CALIFORNIA LEGISLATURE

1964 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

FIRST LEGISLATIVE DAY

FIRST CALENDAR DAY

IN ASSEMBLY

Assembly Chamber
Monday, February 3, 1964

The Assembly met pursuant to the provisions of the Proclamation of His Excellency, Edmund G Brown, Governor of the State of California, dated February 1, 1964, convening the Legislature of the State of California on this day in extraordinary session

James D Driscoll, Chief Clerk of the Assembly for the 1964 Regular (Budget) Session, presiding

Assistant Clerk Malcolm MacIntyre reading

ANNOUNCEMENT

James D Driscoll, 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 1964 Regular (Budget) Session of the Legislature were present, and in their respective positions.

James D Driscoll, Chief Clerk, and Tony Beard, Sergeant at Arms

ROLL CALL

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

Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Burton, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott Ferrell Flournoy, Foran Frew Gaffney Garrigus, Gonsalves Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lauterman, McMillan, Meyers Milias, Mills Monagan, Moreno, Multord, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Unruh, Veneman, Vevsey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Zenovich—78

Quorum present

PRAYER

Upon invitation of the Chief Clerk, the following prayer was offered by the Reverend Robert R Ferguson Chaplain of the Assembly for the 1964 Regular (Budget) Session

God and Father of us all, At the beginning of this new session may we have calmness of mind, clarity of thought and purpose-fulness in all of our actions May we distinctly see the issues before us and with wisdom and determination proceed to reach reasonable solutions Guide us in all of our thinking this day we pray in our Lord's name—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

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, EDMUND G BROWN, 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 third day of February, 1964, at 12 30 p m of said day for the following purpose and to legislate upon the following subjects

Item No 1 To consider and act upon legislation to augment Item 39 of Section 2A of the Budget Act of 1963 as added by Chapter 8 of the 1963 First Extraordinary Session relating to salaries of state employees

Item No 2 To consider and act upon legislation to augment Item 283 of the Budget Act of 1963 relating to the emergency fund

Item No 3 To consider and act upon legislation relative to financial support for local school districts

Item No 4 To consider and act upon legislation to authorize the issuance and sale of bonds for site acquisition, construction and equipment for junior college and state buildings

Item No 5 To consider and act upon legislation to authorize the issuance and sale of bonds to provide capital outlay for construction or improvement of public schools

Item No 6 To consider and act upon legislation relative to federal aid for higher education

Item No 7 To consider and act upon legislation relative to the vote of electors required for a school district to incur any indebtedness or liability

Item No 8 To consider and act upon legislation relative to state college off-campus programs involving military installations

Item No 9 To consider and act upon legislation to amend Section 14-4/5 of Article XIII of the State Constitution and Section 12241 of the Revenue and Taxation Code with respect to the principal office deduction for insurance companies and to amend the Personal Income Tax Law to allow a flat standard deduction in lieu of itemization of allowable deductions in personal income tax returns relating to state taxation

Item No 10 To consider and act upon legislation to amend or supplement Chapter 29, Statutes of 1956, Extraordinary Session, with respect to the tidelands and submerged lands granted by the State to the City of Long Beach and the revenues therefrom

Item No 11 To consider and act upon legislation relative to the creation of the Office of California Development

Item No 12 To consider and act upon legislation relative to the creation of the Department of Housing and Community Development

Item No 13 To consider and act upon legislation relative to executive and judicial salaries and retirement contributions relating thereto

Item No 14 To consider and act upon legislation relative to punchcard voting systems and the approval of voting machines

Item No 15 To consider and act upon legislation relative to the establishment of a bipartisan election commission to study voter registration and elections

Item No 16 To consider and act upon legislation relative to the restriction, regulation, control, and licensing of outdoor advertising

Item No 17 To consider and act upon legislation relative to the payment of educational assistance to veterans and dependents of veterans

Item No 18 To consider and act upon legislation relative to the acquisition of farms by veterans

Item No 19 To consider and act upon legislation relative to the acceptance of deposits by banks organized under the laws of foreign countries

Item No 20 To consider and act upon legislation relative to registration, examination, and reporting by savings and loan holding companies

Item No 21 To consider and act upon legislation relative to the authority of the Board of Governors of the State Bar of California to determine the amount of regular annual membership fees of members of The State Bar of California, and classes thereof, and the classification of such members for the purpose of such regular annual membership fees

Item No 22 To consider and act upon legislation relative to the creation of Superior Courts

Item No 23 To consider and act upon legislation relative to the reapportionment of supervisorial districts in general-law counties

Item No 24 To consider and act upon legislation relative to the creation of public transit districts

Item No 25 To consider and act upon legislation relative to the creation of a commission to study the future of the San Francisco Bay and the effects of further filling of the bay

Item No 26 To consider and act upon legislation relative to granting submerged lands previously used and occupied by the Federal Government to the City of Benicia

Item No 27 To consider and act upon legislation relative to the Yuba County Water Agency

Item No 28 To consider and act upon legislation relative to Cardinal grapes and authorizing citrous disease tristeza treatment program

Item No 29 To consider and act upon legislation relative to validating the organization, boundaries, governing officers or boards, acts, proceedings, and bonds of public bodies

Item No 30 To consider and act upon legislation relative to the Study Commission on Mental Retardation

Item No 31 To consider and act upon legislation to enable the State to obtain federal funds in connection with mental retardation and mental health

Item No 32 To consider and act upon legislation relative to the approval of positions, salaries and other budgetary matters of local school districts by the County Superintendent of Education

Item No 33 To consider and act upon legislation relative to inter-district attendance agreements between local school districts

Item No 34 To consider and act upon legislation relative to the cost of elections held to organize new junior college districts

Item No 35 To consider and act upon legislation relative to the Los Angeles Teachers' Retirement System

Item No 36 To consider and act upon legislation relative to preliminary examinations in criminal cases and contribution among joint tort feasors

Item No 37 To consider and act upon legislation relative to bonds of structural pest control licensees

Item No 38 To consider and act upon legislation to permit the expansion of the service area of the East Bay Municipal Utility District

Item No 39 To consider and act upon legislation relative to the assessment of property and the issuance of bonds representing unpaid assessments pursuant to the Parking District Law of 1951

Item No 40 To consider and act upon legislation relative to the issuance of revenue bonds by county water districts on behalf of improvement districts within such water districts

Item No 41 To consider and act upon legislation to delete the office of minute clerk from the statutory list of Assembly officers

Item No 42 To consider and act upon legislation relative to the consent calendar of the Senate and Assembly

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this thirtieth day of January 1964

EDMUND G BROWN, Governor
(SEAL) Attest FRANK M JORDAN, Secretary of State
R J NANNINI Deputy Secretary of State

NOMINATION AND ELECTION OF OFFICERS

The Chief Clerk announced that the next order of business was the nomination and election of officers for the 1964 First Extraordinary Session of the Assembly, and declared that nominations for Officers of the Assembly were now in order, and that there was a resolution at the Desk

Point of Order

Mr Waldie arose to the point of order that he understood that Mr Conrad and Mr Mulford intended to call for a division of the question on the resolution and requested a ruling from the Chair as to whether such a call would be in order

Ruling by the Chief Clerk

The Chief Clerk ruled that a division of the question would be in order

Request for Unanimous Consent

Mr Waldie was granted unanimous consent that the Chief Clerk divide the resolution at the desk so that there would be one resolution for the election of the Speaker and one resolution for the election of the other officers

RESOLUTIONS

The following resolution was offered

By Assemblyman Waldie

House Resolution No 1

Relative to the Election of the Speaker of the Assembly

Resolved by the Assembly of the State of California, That the Honorable Jesse M Unruh is hereby elected Speaker of the Assembly for the 1964 First Extraordinary Session

Resolution read, and on motion of Mr Waldie, adopted by the following vote

AYES—Allen, Alquist, Banc, Barnes, Bee, Booth, Carrell, Casey, Crown, Danielson, Dannemeyer, Davis, Dills, Elliott, Ferrell, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Johnson, Kennick, Knox, McMillan, Meyers, Mills, Moreno, Petris, Porter, Powers, Quimby, Rumford, Song, Soto, Stanton, Thomas, Waite, Waldie, Warren, Williamson, Willson, Zbur, and Zenovich—44

NOES—Burkhart—1

Whereupon, the Chief Clerk announced the vote of the Assembly, and declared the above resolution adopted, and Jesse M Unruh elected as the choice of the Assembly as Speaker for the 1964 First Extraordinary Session of the Legislature

APPOINTMENT OF SELECT COMMITTEE

Chief Clerk James D Driscoll appointed Messrs Waldie, Crown, and Mills as a Select Committee to escort the Honorable Jesse M Unruh, Speaker-elect, to the rostrum

OATH OF OFFICE ADMINISTERED

Hon Jesse M Unruh, Speaker-elect, appeared at the bar of the Assembly, and took and subscribed to the following oath of office, administered by Rico J Nannini, Deputy Secretary of State

I, Jesse M Unruh, 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 of Speaker of the Assembly, 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 Jesse M Unruh, Speaker of the Assembly, presiding

Time, 2 55 p m

Chief Clerk James D Driscoll at the Desk

Assistant Clerk Malcolm MacIntyre reading

RESOLUTIONS

The following resolution was offered

By Assemblyman Waldie

House Resolution No. 2

Relative to the election of Assembly officers

Resolved by the Assembly of the State of California, That in addition to the Honorable Jesse M Unruh who has heretofore been selected Speaker of the Assembly for the 1964 First Extraordinary Session, the following named persons constitute the officers of the Assembly for the 1964 First Extraordinary Session, with the per diem as fixed by statute or resolution, to wit

Hon Carlos Bee—*Speaker pro Tempore*
James D Driscoll—*Chief Clerk*
Tony Beard—*Sergeant at Arms*
Rev Robert R Ferguson—*Chaplain*

Resolution read, and on motion of Mr Waldie, adopted by the following vote

AYES—Allen, Alquist, Badham, Bagley, Bane, Barnes, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Cusanovich Danielson, Dannemeyer, Davis Deukmejian, Dills, Elliott, Ferrell, Flournoy, Foran, Frew, Garrigus, Gonsalves, Greene, Henson, Hinckley, Johnson, Kennick, Knox, Lanterman, McMillan, Meyers, Mihas, Mills, Petris, Porter, Powers, Quimby, Rumford, Song, Soto, Stevens, Thelin, Veneman Vasey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Zberg, Zenovich and Mr Speaker—61
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 1964 First Extraordinary Session of the Legislature

Hon Carlos Bee, Speaker pro Tempore, James D Driscoll, Chief Clerk, Tony Beard, Sergeant at Arms, and Reverend Robert R Ferguson, Chaplain

OATHS OF OFFICE ADMINISTERED

Hon Carlos Bee, Speaker pro Tempore-elect, James D Driscoll, Chief Clerk-elect, Tony Beard, Sergeant at Arms-elect, and Reverend Robert R Ferguson, Chaplain-elect, appeared at the bar of the Assembly, and took and subscribed to the following oath of office, administered by Rico J Nannini, Deputy 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

RESOLUTIONS

The following resolution was offered

By Assemblyman Bane

House Resolution No. 3

Relative to adopting Temporary Rules

Resolved by the Assembly of the State of California, That the Temporary Rules of the 1964 Regular (Budget) Session be and the same are hereby adopted as the Temporary Rules for the 1964 First Extraordinary Session

Resolution read, and, on motion of Mr Bane, adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener Carrell, Casey, Chapel, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Petris Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—75

NOES—None

COMMITTEE FROM THE SENATE

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

RESOLUTIONS

The following resolutions were offered

By Assemblyman Bane

House Resolution No 4

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

Resolved by the Assembly of the State of California That notwithstanding the provision 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 1964 First Extraordinary Session shall be the same as those on the Assembly Interim Committee on Rules immediately prior to the convening of this session

Request for Unanimous Consent

Mr Bane was granted unanimous consent to take up House Resolution No 4 without reference to committee or file

Resolution read, and adopted

By Assemblyman Bane

House Resolution No 5

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 Histories and Legislative Digests, 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 ten (10) names each, and shall be forwarded to the Legislative Bill Room for regular mailing No member shall include on the list any state department or employee thereof 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, the Office of the Legislative Counsel, and the Governor's Office, 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

Resolution read, and referred by the Speaker to the Committee on Rules

By Assemblyman Waldie

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 attachés of the Assembly

Request for Unanimous Consent

Mr Waldie was granted unanimous consent to take up House Resolution No 6 without reference to committee or file

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Asheraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Cusanovich Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, McMillan, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Vevsey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—75

NOES—None

LEAVES OF ABSENCE FOR THE DAY

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

Mr Marks, on motion of Mr Conrad

RESOLUTIONS

The following resolution was offered

By Assemblymen Bagley and Gaffney

House Resolution No. 7

Relating to the death of Captain Adolph Sigmund Oko

WHEREAS, Members of the Assembly learned with deep regret of the death of Captain Adolph Sigmund Oko in September, 1963, at age 58, and

WHEREAS, Adolph Sigmund Oko, born in New York City on December 12, 1904, moved to the natural and adventurous habitat of Marin County, and

WHEREAS, Captain Oko delivered 7,737 Jews from anguish in Europe following World War II, by bravely carrying refugees and arms to Israel on his ship, *Kefulos*, termed affectionately by him as his "ancient rust-bucket", and

WHEREAS, This courageous spirit was but one side of the whole man, whose scientific efforts included knowledge of archeology, chemistry, climate and all known facts of the sea, and

WHEREAS, Among his many activities he was an active member of the Marin County Historical Society and of the Drake Navigators Guild, being a leader in research into the story of Sir Francis Drake's 1579 landing within Drake's Estero, and

WHEREAS, With idealistic belief in man's need and true ability to improve his own destiny, Captain Oko inspirationally led men in all his fields of endeavors—namely, artistic, civic, historical, and real estate, with an insight into the beauty of lands as well as its value, and

WHEREAS, Captain Oko was held in the most notable esteem by all those throughout the whole world who were privileged to know and work with him, now, therefore, be it

Resolved by the Assembly of the State of California, That the members wish to express their heartfelt sorrow and regret upon the passing of this courageous leader, Captain Adolph Sigmund Oko, and to extend their deepest sympathy to his widow, Mrs. Gladys Oko, 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 his widow, Mrs. Gladys Oko

Resolution read, and referred by the Speaker to the Committee on Rules

Speaker pro Tempore Presiding

At 3:07 p.m., Hon. Carlos Bee, 13th District, presiding

ROLL CALL PURSUANT TO RULE NO. 55

Speaker pro Tempore Bee directed that, pursuant to the provisions of Rule No. 55, the roll be called from A to Z, and back from Z to A, for the presentation of 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 Assemblymen Allen, Bane, Ryan, Crown, Alquist, Bagley, Bee, Beilenson, Booth, Carrell, Casey, Danielson, Dennemeyer, Assemblywoman Davis, Assemblymen Dymally, Elliott, Fenell, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Johnson, Kennick, Knox, McMillan, Meyers, Mobas, Mills, Moreno, Mulford, Petris, Porter, Powers, Quimby, Rumford, Song, Soto, Stanton, Thomas, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Zenovich—An act to add Chapter 5 (commencing with Section 800) to Division 1 of the Elections Code, relating to the California Legislative Study Commission on Election Procedures.

Held at desk by order of the Speaker pro Tempore.

Assembly Bill No. 2: By Assemblymen Alquist and Mobas—An act to amend Sections 25001 and 25002 of, and to add Sections 25001.1, 25001.2, 25001.3, and 25001.4 to, the Government Code, relating to county supervisorial districts.

Held at desk by order of the Speaker pro Tempore.

Assembly Bill No. 3: By Assemblymen Bane, Holmes, Cologne, Casey, Cusanovich, Frew, and Waldie—An act to amend Sections 9171 and 9172 of the Government Code, relating to officers and employees of the Assembly.

Held at desk by order of the Speaker pro Tempore.

Assembly Bill No. 4: By Assemblymen Dymally and Garrigus—An act to amend Section 6816 of the Public Resources Code, relating to transfer of funds to State School Fund.

Held at desk by order of the Speaker pro Tempore.

Assembly Bill No. 5: By Assemblymen Frew, Danielson, Allen, Waite, and Waldie—An act to amend Section 6430 of the Elections Code, relating to political parties.

Held at desk by order of the Speaker pro Tempore.

Assembly Bill No. 6: By Assemblymen McMillan, Allen, Willson, Kennick, and Moreno—An act to add Section 43006 to the Government Code and Section 155.5 to the Revenue and Taxation Code, relating to property taxation, declaring the urgency thereof, to take effect immediately.

Held at desk by order of the Speaker pro Tempore.

Assembly Joint Resolution No 1: By Assemblyman Petris—Relative to the San Francisco Bay Model

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 7: By Assemblyman Waldie—An act to amend Section 31030 of the Water Code, relating to revenue bonds by county water districts, and declaring the urgency thereof, to take effect immediately

Held at desk by order of the Speaker pro Tempore

Speaker Presiding

At 3 14 p m , Hon Jesse M Unruh, 65th District, presiding

ANNOUNCEMENT

Speaker Unruh announced that when the bill by Messrs Willson and McMillan relative to the Baldwin Hills disaster is introduced, he will refer the bill to the Committee on Rules for hearing

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

The following bills were introduced, and read the first time

Assembly Bill No. 8: By Assemblymen Williamson, Casey, Garrigus, Frew, Booth, Cologne, and Gaffney—An act to amend Section 802 of the Agricultural Code, relating to grapes and declaring the urgency thereof, in effect immediately

Held at desk by order of the Speaker

Assembly Bill No. 9: By Assemblymen Willson, McMillan, Unruh, Allen, Ashcraft, Dannemeyer, Deukmejian, Dymally, Knox, Porter, Rumford, Stevens, Warren, and Z berg—An act to amend Sections 875, 876, 877, 878, and to repeal Section 880 of the Code of Civil Procedure, relating to contribution among joint and several tort-feasors, and declaring the urgency thereof, to take effect immediately

Referred by the Speaker to the Committee on Rules

Rush Order Placed Upon Printing of Assembly Bill No. 9

Mr Willson was granted unanimous consent that a rush order be placed upon the printing of Assembly Bill No 9

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO. 59

Mr Bane was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Assembly Bill No 9 for hearing in the Committee on Rules at 8 30 a m , on Tuesday, February 4, 1964, in Room 4202

ANNOUNCEMENT

Messrs Bane and Willson announced that the members of the Assembly Interim Committee on Judiciary and the Subcommittee on the Baldwin Hills Disaster were invited to attend the hearing of the Rules Committee on Assembly Bill No 9, in an advisory capacity.

Speaker pro Tempore Presiding

At 3:20 p.m., Hon. Carlos Bee, 13th District, presiding

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

The following bills were introduced, and read the first time

Assembly Bill No. 10: By Assemblymen Z'berg, Meyers, Belotti, Casey, and Young—An act relating to salary increases for state employees, declaring the urgency thereof, to take effect immediately

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 11: By Assemblymen Z'berg, Meyers, Belotti, and Young—An act making an appropriation to the Salary Increase Fund in augmentation of Item 35 of Section 2A of the Budget Act of 1963 as added by Chapter 8 of the 1963 First Extraordinary Session

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 12: By Assemblyman Petris—An act to amend Sections 17041 and 17048 of the Revenue and Taxation Code, relating to personal income taxes, to take effect immediately

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 13: By Assemblymen Allen, Mihas, Bane, Danielson, Petris and Waite—An act to amend Section 15631 of the Elections Code, relating to punchcard voting systems

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 14: By Assemblyman 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

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 15: By Assemblyman 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

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 16: By Assemblyman Porter—An act to amend Section 6816 of the Public Resources Code, relating to state funds.

Held at desk by order of the Speaker pro Tempore

Assembly Bill No 17: By Assemblyman Porter—An act to amend Section 6816 of the Public Resources Code, and Section 12938 of the Water Code, relating to state funds

Held at desk by order of the Speaker pro Tempore

ADJOURNMENT

At 3 25 p m , on motion of Mr Waldie, the Speaker pro Tempore declared the Assembly adjourned until 9 45 a m , Tuesday, February 4, 1964

JESSE M UNRUH, Speaker

ANABEL WHANG, Minute Clerk

CALIFORNIA LEGISLATURE

1964 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

SECOND LEGISLATIVE DAY

SECOND CALENDAR DAY

IN ASSEMBLY

Assembly Chamber
Tuesday, February 4, 1964

The Assembly met at 9 45 a m.

Hon Carlos Bee, Speaker pro Tempore of the Assembly, presiding

Chief Clerk James D Driscoll at the Desk

Assistant Clerk Malcolm MacIntyre reading

ROLL CALL

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

Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Brtschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown Cusanovich, Danielson, Dennemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, McMillan, Meyers, Miller, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Vevoda, Waite, Waldie, Warren, Whetmore, Williamson, Wilson, Winton, Young, Zenovich, and Mr Speaker—76

Quorum present

PRAYER

The following prayer was offered by the Chaplain, Rev Robert R Ferguson

God, Our Father, At the outset of this new session, may friendships be renewed, mutual confidences re-established, and our individual integrity deepened We can learn from one another and from all our past experiences But give us the occasion to look beyond ourselves and gain new perspective by seeking to be Thy men and doing Thy will

If we open the windows of our lives, Thy light can fill our darkness, Thy truth can reveal our errors, and Thy love for us can make us sensitive to the needs of our fellow man Help us this day to open some windows which have long been closed and to receive Thy grace which can give meaning to our actions In Thy Name —AMEN

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Bee, Mr Alquist then led the Assembly in the pledge of allegiance to the Flag

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Mrs Davis, seconded by Mr Henson

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LEAVES OF ABSENCE FOR THE DAY

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

Mr Marks, on motion of Mr Conrad

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

Mr Z'berg, on request of the Speaker pro Tempore

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

Mr Burton, on motion of Mr Elliott

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following bills were introduced, and read the first time

Assembly Joint Resolution No. 2: By Assemblyman Pattee—Relative to memorializing the Congress of the United States to provide adequate benefits to members and survivors of the Philippine Scouts

Referred by the Speaker pro Tempore to the Committee on Rules

Assembly Bill No. 18: By Assemblymen Kennick and Deukmejian—An act to amend Section 17703 of the Education Code, relating to state financial support of the public schools, declaring the urgency thereof, to take effect immediately

Held at desk by order of the Speaker pro Tempore

RESOLUTIONS

The following resolutions were offered

By Assemblyman Mulford

House Resolution No 8

Commending William Blackfield

WHEREAS, It has come to the attention of the Legislature that William Blackfield was recently elected president of the National Association of Home Builders, and

WHEREAS, A native Californian William Blackfield was born in Stockton, California, and attended the Stockton public schools, the College of the Pacific, the University of California, and Hastings Law School, and

WHEREAS, He was a pioneer in the style of modern suburban living in this State, developing early housing subdivisions in Walnut Creek, Marin County, and the Mountain View area in Santa Clara County, and

WHEREAS, Over a period of years William Blackfield has built more than 27,000 homes in California contributing approximately $50,000,000 to the economy of the State, and

WHEREAS, In recognition of his ability and leadership, he has at various times been elected to serve in every official position of the Home Builders Association of San Francisco including the offices of director and president, has served as regional vice president of the National Association of Home Builders, representing northern California in Washington, and has now been honored by the presidency of that National Association, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members hereby commend William Blackfield on his splendid record of achievement, and wish him continued success in the important field of home construction and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to William Blackfield

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Mulford

House Resolution No 9

Commending Paul R Handlery

WHEREAS, It has come to the attention of the Members of the Assembly that Paul R Handlery has been named "Hotel Man of the Year", and

WHEREAS, Paul Handlery is well known to the Members of the Assembly for his aggressive and very capable representation of the hotel industry at sessions of the Legislature, and

WHEREAS He was born in St Helena, California, received his collegiate education at the University of California at Berkeley, and graduated from the Cornell Hotel School with highest honors, and

WHEREAS, He served his country as an officer in the U S Army from 1943 to 1946, during which time he met and married his lovely wife, Audree, and

WHEREAS, After leaving the Army he entered the hotel business advancing rapidly to become Vice President and General Manager of the Handlery Hotels and, for the past year, President of the California State Hotel and Motel Association, and

WHEREAS, In addition to his many other pursuits, he has been a member of the Oakland Rotary Club and the advisory committee of the San Francisco Salvation Army, a director of the San Francisco Sales Executives and Vice President of the San Francisco Convention Bureau, and, with his wife, he has contributed generously to the Children's Home Society and the Lincoln Care Center and many other charitable groups, and

WHEREAS, The Handlerys are the proud parents of five adopted children each of a different nationality, Kim, Michael, Nancy, Jon and Lane all of whom are outstanding swimmers and athletes, and

WHEREAS, Paul's integrity, intelligence and forthrightness have won the deep respect of all those who have worked with him, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members hereby commend and congratulate Paul Handlery on being named Hotel Man of the Year and on his fine contributions to the hotel industry of California, and be it further

Resolved That the Chief Clerk is hereby directed to transmit a suitably prepared copy of this resolution to Mr Paul R Handlery

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

REFERENCE OF BILLS TO COMMITTEE

Speaker pro Tempore Bee announced that Speaker Unruh has referred the following bills to the following committees

Assembly Joint Resolution No	*Committee*
1	Rules

Assembly Bill No	*Committee*
1	Rules
2	Rules
3	Rules
4	Rules
5	Rules
7	Rules
8	Rules
10	Rules
11	Rules
12	Rules
13	Rules
14	Rules
15	Rules
16	Rules
17	Rules

RECESS

At 10 09 a m, Speaker pro Tempore Bee declared the Assembly recessed until 10 30 a m

REASSEMBLED

At 10 30 a m, the Assembly reconvened

Hon Carlos Bee, Speaker pro Tempore of the Assembly, presiding

Chief Clerk James D Driscoll at the Desk

Assistant Clerk Malcolm MacIntyre reading

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

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

Assembly Bill No. 19: By Assemblymen Petris, Z'berg, Greene, Gaffney, and Meyers—An act to add Chapter 4 (commencing with Section 200), to Division 1 of the Harbors and Navigation Code, relating to San Francisco Bay

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 20: By Assemblyman Waldie—An act to add Sections 61935 and 61936 to the Government Code, relating to water service in Contra Costa County, declaring the urgency thereof, to take effect immediately

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 21: By Assemblyman Waldie—An act to amend Section 1756 of, and to add Section 1756.1 to, the Financial Code, relating to acceptance of deposits by foreign banks

Held at desk by order of the Speaker pro Tempore

RESOLUTIONS

The following resolutions were offered

By Assemblyman Belotti

House Resolution No. 10

Relative to commending Sister Jean Therese

WHEREAS, Sister Jean Therese, administrator of St. Joseph Hospital in Eureka has been selected by the Quota Club of Eureka as that community's "Woman of Achievement for 1964", and

WHEREAS, This honor has been bestowed primarily in recognition of Sister Jean Therese's inspiration and efforts which were instrumental in initiating Eureka's Christmas Art and Music Festival, and

WHEREAS, This festival, started in 1962, drew 9,000 persons in 1963, whose keynote is "Keep Christ in Christmas" and which has prompted the acquisition of art works from major metropolitan museums and has been the touchstone of a significant cooperation between all religious faiths and all segments of the community, and

WHEREAS, Recognition of the spirit and capabilities of Sister Jean Therese has been manifest in her selection as president of the Northern Redwood Empire Hospital Conference, her position as director of the Hospital Council of California, and numerous other positions in which her intelligence and enthusiasm have been of value to her community and to the State as a whole; now, therefore, be it

Resolved by the Assembly of the State of California, That the members thereof extend their congratulations to Sister Jean Therese on the occasion of her selection as "Woman of Achievement of 1964", and be it further

Resolved, That the Chief Clerk is herewith directed to transmit a suitably prepared copy of this resolution to Sister Jean Therese

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Belotti

House Resolution No. 11

Relative to commending Mrs. Merrill (Irene) James

WHEREAS, It has come to the attention of the Members of the Assembly that Mrs. Merrill (Irene) James of Eureka, California, has been named Quotarian of the Year for 1964, and

WHEREAS, The honor bestowed upon Mrs. James by the Quota Club is not the first public recognition which this gracious and charming woman has received for her community service, and

WHEREAS, In 1962 she received the Luther Halsey Gulick award in recognition of her continued service to the Humboldt County Camp Fire Council for a period of five years or more, her notable contributions in establishing harmonious growth and expansion of the council, and her efforts in the development of the camping program and the program to recruit new members and train leaders, and

WHEREAS, In addition to the Quota Club and her Camp Fire work, Mrs James has actively participated in many other community activities, and

WHEREAS, She has served in residential fund drives for organizations such as the Red Cross, the Cancer Society, and others, has freely given of her time to the Salvation Army, was a member of the citizens study group which helped to rewrite the charter of the City of Eureka and helped promote the city manager form of government in that city and is presently hospitality chairman of the Baywood Women's Golf Association, and

WHEREAS Both the people of the City of Eureka and the people of the State of California can be proud of the civic awareness and sense of community responsibility shown by Mrs James now, therefore be it

Resolved by the Assembly of the State of California, That the Members of the Assembly extend to Mrs Merrill (Irene) James their heartiest congratulations upon her selection to receive the award "Quotawoman of the Year for 1964" and commend her on her many years of unselfish public service, 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 James

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

REPORTS OF STANDING COMMITTEES

Committee on Rules

Assembly Chamber, February 4, 1964

Mr Speaker Your Committee on Rules reports

Assembly Bill No 9

With the recommendation Do pass

BANE, Chairman

Above bill ordered to second reading

REQUEST FOR UNANIMOUS CONSENT

Mr Bane was granted unanimous consent to take up Assembly Bill No 9 without reference to file

CONSIDERATION OF ASSEMBLY BILL NO 9

Assembly Bill No. 9—An act to amend Sections 875, 876, 877, 878, and to repeal Section 880 of the Code of Civil Procedure, relating to contribution among joint and several tortfeasors and declaring the urgency thereof, to take effect immediately

Bill read second time

Resolution to Dispense With Constitutional Provision

The following resolution was offered

By Mr Bane

Resolved, That Assembly Bill No 9 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the third time, considered engrossed, and placed upon its passage

Resolution read

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

AYES—Alquist, Ashcraft, Badham, Bane, Barnes, Bee, Beilenson, Booth, Burgener, Carrell, Casey, Chapel, Collier, Cologne Conrad Crown, Cusanovich, Deukmejian, Dills, Donovan, Dymally, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Henson, Hinckley, Holmes, Kennick, Knox, Lanterman, Meyers, Mihas, Mills, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan,

Song, Stanton, Thelin, Thomas, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson Young, Zenovich, and Mr Speaker—60
NOES—None

Article IV, Section 15 of the Constitution was declared dispensed with

THIRD READING OF ASSEMBLY BILL NO. 9

Assembly Bill No. 9—An act to amend Sections 875, 876, 877, 878, and to repeal Section 880 of the Code of Civil Procedure, relating to contribution among joint and several tortfeasors, and declaring the urgency thereof, to take effect immediately

Bill read third time

Urgency Clause

Urgency clause read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dennemeyer, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes Kennick, Knox, Lanterman, McMillan, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson Willson, Winton, Young, Zenovich, and Mr Speaker—73
NOES—None

The question being on the passage of the bill

Bill passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dennemeyer, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Kennick, Knox, Lanterman, McMillan, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris Porter, Powers, Quimby, Rumford, Ryan, Song, Stanton Stevens, Thelin, Thomas, Veneman Veysey, Waite Waldie, Warren, Whetmore, Williamson, Willson Winton, Young, Zenovich, and Mr Speaker—73
NOES—None

Bill ordered transmitted to the Senate

ANNOUNCEMENT

Speaker pro Tempore Bee announced that on Tuesday, March 10, the hilarious show, "She's No Lady," will be presented at the Elk's Club for Members of the Legislature and their guests This was the show presented by the Sacramento Newspaper Guild at their annual Page One Ball last November It is being presented again for the Legislature Members will be notified where tickets are available

MESSAGE FROM THE SENATE

The following message from the Senate was received and read

Senate Chamber Sacramento
February 3, 1964

Hon James D Driscoll
Chief Clerk of the Assembly
Sacramento

Dear Sir I am directed to notify the Assembly that the Senate on this day elected the following statutory officers for the 1964 First Extraordinary Session

President pro Tempore ..... Hugh M Burns
Secretary of the Senate ..... J A Beek
Sergeant at Arms ..... P H Keneally
Minute Clerk ..... Darryl R White
Chaplain ..... Rev Fr Keith Kenny

Very truly yours,

J. A BEEK
Secretary of the Senate

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

The following bills were introduced, and read the first time

Assembly Bill No. 22: By Assemblyman Crown—An act making an appropriation to augment the Emergency Fund, to take effect immediately

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 23: By Assemblyman Henson—An act to add Section 68207 1 to the Government Code, relating to compensation of judges

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 24: By Assemblymen Britschgi and Ryan (Senator Dolwig, coauthor)—An act to amend Section 69599 of the Government Code, relating to superior court judges of San Mateo County

Held at desk by order of the Speaker pro Tempore

ANNOUNCEMENTS

Speaker pro Tempore Bee announced that it is tentatively planned that the Assembly will be in session tomorrow, February 5, 1964, at 11 a m , and will then recess until March 3, 1964

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

The following resolution was offered

Assembly Concurrent Resolution No. 1: By Assemblyman Britschgi—Relative to an investigation of the Oroville Dam housing situation.

Referred by the Speaker pro Tempore to the Committee on Rules

RESOLUTIONS

The following resolutions were offered

By Assemblymen Gaffney, Meyers, Foran and Marks

House Resolution No. 12

Relative to the death of Mr Joseph F Rae

WHEREAS, The Members of the Assembly were grieved to learn of the passing of Mr Joseph F Rae, editor and publisher of The Twin Peaks Sentinel, on September 10, 1963 ; and

WHEREAS, Mr Rae was a native of his beloved San Francisco by the Bay" and the son of Joseph Arnold and Ellen Fairfield Rae , and

WHEREAS, His interests and activities were varied and widespread, reflecting his constant interest in civic, fraternal, and social affairs and in the welfare of his community, and included membership in Powell Street Cowboys , Improved Order of Redmen, Great Council of California White Eagle Tribe No 72, and Willopi Council No 106, Degree of Pocahontas , San Francisco Elks Club , San Francisco Aerie No 5, F O E , International Footprinters Association, Chapter No 1, Regular Veterans' Association Post No 15 , Pacific Rod and Gun Club , Press and Union League Club , San Francisco Typographical Union No 21 , Builders Exchange , Eureka Valley Promotion Association , and Woodmen of the World , and

WHEREAS, He further demonstrated his unusual energy and leadership abilities by serving as president of Dolores Press and of the Pacific Association Amateur Athletic Union, Kiwanis Club, Twin Peaks Pals No 214, N S G W , and the South of Market Boys Club , and

WHEREAS, Mr Rae was also a marine engineer and during World War II served in the Merchant Marine Service, leaving his business to brave the numerous

dangers of enemy air and submarine attacks in order to help the country he loved turn back the threat of totalitarianism, and

WHEREAS, Joseph F Rae was held in high esteem by all those who were privileged to know and work with him, now, therefore be it

Resolved by the Assembly of the State of California That the Members of the Assembly express their heartfelt sorrow at the passing of Joseph F Rae, and other members of his family their deepest sympathy, 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 Ruth F Rae

Resolution read and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Winton

House Resolution No. 13

Relative to congratulating George A Clarke

WHEREAS, On January 9, 1964, George A Clarke, former member of the Assembly celebrated his 90th birthday, and

WHEREAS, Throughout those 90 years, George Clarke has given the full measure of his vast talents to the betterment of his beloved California, and

WHEREAS, During the most active period of his career, he served in the Legislature, engaged in a variety of occupations, including mining, contracting, stock raising, and farming, was a member of the Farm Debt Adjustment Board, through which he assisted in saving the homes for many people, was a member and Past Master of the Masonic Lodge, and participated in numerous civic and charitable activities, and

WHEREAS, He typifies the men of vision and enterprise who have made this State the first in the Nation, now, therefore be it

Resolved by the Assembly of the State of California, That the members extend their heartiest congratulations to our former colleague on the occasion of his 90th birthday and wish him the very best in health and happiness in the coming years, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to George A Clarke

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Deukmejian

House Resolution No. 14

Relative to an interim study of limiting the number of bills introduced during a general session

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is directed to assign to the appropriate committee for interim study the subject of limiting the number of bills introduced at a general session of the Legislature and more specifically the advisability of amending the Joint Rules to limit the number of bills each Member may introduce at a general session unless approval of the house is obtained, and to direct such interim committee to report its findings thereon not later than the fifth legislative day of the 1965 Regular Session

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

REPORTS OF STANDING COMMITTEES

Committee on Rules

Assembly Chamber, February 4, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 5
House Resolution No 7

With the recommendation Be adopted

BANE, Chairman

Above resolutions ordered on file

ANNOUNCEMENT

Mr Crown announced that he had at his desk a bill relating to the creation of the Office of California Development, and invited all members who desired to become coauthors of the measure to come to his desk and affix their signatures to the bill before its introduction

NAME PLACED UPON ROLL CALL ON ASSEMBLY BILL NO. 9

Mr Greene was granted unanimous consent that he be recorded as voting "Aye" on the urgency clause to Assembly Bill No 9 and on the passage of Assembly Bill No 9

RESOLUTIONS

The following resolution was offered

By Assemblyman McMillan

House Resolution No. 15

Relative to the United Order of True Sisters, Inc, of Los Angeles

WHEREAS, The United Order of True Sisters, Inc, of Los Angeles, Number 32, was founded 41 years ago and the national organization is the oldest Jewish women's group in the United States, and

WHEREAS, The aim of this dedicated group of women is to help eliminate cancer and in their fight they maintain a corps of volunteers who serve four hospitals and visit the Rancho Los Amigos and Sawtelle Veterans Center, and

WHEREAS, They maintain valuable libraries at Cedars of Lebanon and Mt Sinai Hospitals and for 30 years have presented a blind aid program, and

WHEREAS, They are actively engaged in such civic affairs as the Community Health Association, Jewish Community Council, Community Chest, United Jewish Appeal, March of Dimes, and many others, and

WHEREAS, Through their interest in educational activities the women of this organization have sponsored a scholarship fund at the University of California at Los Angeles, and

WHEREAS, Recently the organization has established an Isotope Fund for Cancer Research; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members hereof commend the women of the United Order of True Sisters, Inc, of Los Angeles, Number 32, for their outstanding philanthropic work in the Los Angeles community and congratulates them upon the occasion of their Annual Donor Luncheon, 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 United Order of True Sisters, Inc, of Los Angeles, Number 32

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

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

The following bills were introduced, and read the first time

Assembly Bill No. 25: By Assemblymen Knox and Waldie—An act to amend Section 28110 of the Government Code, relating to the salary of the District Attorney of Contra Costa County

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 26: By Assemblymen Ryan and Britschgi (Senator Dolwig, coauthor)—An act to amend Section 69599 of the Government Code, relating to superior court judges of San Mateo County

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 27: By Assemblymen Crown, Williamson, Belotti, Petris, Alquist, Bee, Casey, Dymally, Ferrell, Frew, Meyers, Mills, Moreno, Porter, Quimby, Song, Waldie, Warren, and Zenovich—An act to add Part 3 5 (commencing with Section 13890) to Division 3 of Title 2 of, and to amend Section 12040 of, the Government Code, relating to the Office of California Development

Held at desk by order of the Speaker pro Tempore

ADJOURNMENT

At 11 08 a m , on motion of Mr Waldie, the Speaker pro Tempore declared the Assembly adjourned until 11 00 a m , Wednesday, February 5, 1964

JESSE M UNRUH, Speaker

ANABEL WHANG, Minute Clerk

CALIFORNIA LEGISLATURE

1964 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

THIRD LEGISLATIVE DAY

THIRD CALENDAR DAY

IN ASSEMBLY

Assembly Chamber
Wednesday, February 5, 1964

The Assembly met at 11 a m
Hon Carlos Bee, Speaker pro Tempore of the Assembly, presiding
Chief Clerk James D Driscoll at the Desk
Assistant Clerk Malcolm MacIntyre reading

ROLL CALL

The roll was called

Call of the Assembly

Mr Conrad moved a call of the Assembly
Mr Porter seconded the motion
Motion carried Time, 11 04 a m

The Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent members

Call of the Assembly Dispensed With

At 11 05 a m , Mr Pattee moved that further proceedings under the call of the Assembly be dispensed with
Mr Bane seconded the motion
Motion carried

The morning roll call was completed, and the following answered to their names

Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee Beilenson, Belotti, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Conrad, Crown, Cusanovich, Danielson, Dennemeyer, Davis, Deukmejian, Dills, Donovan, Dumally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Gonsalves, Greene, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, McMillan, Meyers, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Veneman, Vervey, Waite, Waldie, Warren, Whetmore, Williamson, Wilson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—71

Quorum present

PRAYER

The following prayer was offered by the Chaplain, Rev Robert R Ferguson

Eternal God, May we have something of Newton's humility when he said he was like a boy playing on the seashore while the great ocean of truth lay all undiscovered about him

But may we not remain on the shores, but, in seeking truth, plunge into this turbulent, yet exhilarating, surf and face the very real problems before us

Give us the candor to admit past wrongs, as we are all fallible children May we continue to learn to work together, and through different and conflicting philosophies, hammer out solutions which will bring maximum benefit, not to our egos, but to the people we represent—AMEN

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Bee, Mr Barnes then led the Assembly in the pledge of allegiance to the Flag

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Mr Belotti, seconded by Mr Mulford

LEAVES OF ABSENCE FOR THE DAY

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

Mr Marks, on motion of Mr Conrad

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

Mr Mihas, on motion of Mr Conrad

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

Mr Thomas, on motion of Mr Waldie

Mr Carrell, on motion of Mr Waldie

Mr Garrigus, on motion of Mr Gaffney

Mr Cologne, on motion of Mr Conrad

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

Mr Burton, on motion of Mr Elliott

Mr Henson, on request of the Speaker pro Tempore

NOTE For explanation of absence by Mr Cologne for this day see pages 78 and 79

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following bills were introduced, and read the first time

Assembly Bill No. 28: By Assemblyman Ryan—An act to repeal Chapter 1 (commencing with Section 11500) of Division 8 of, and to add Chapter 1 (commencing with Section 11500) to Division 8 of, the Elections Code, relating to election campaigns

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 29: By Assemblymen Z'berg and Petris—An act to add Section 6310 to the Public Resources Code, relating to the San Francisco Bay tidelands.

Held at desk by order of the Speaker pro Tempore

Assembly Bill No 30: By Assemblymen Petris and Z'berg—An act to add Chapter 4 (commencing with Section 200), to Division 1 of the Harbors and Navigation Code, relating to San Francisco Bay

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 31: By Assemblyman Greene—An act to add Sections 1007 and 25425.1 to, and to amend Section 25425 of, the Education Code, relating to school districts

Held at desk by order of the Speaker pro Tempore

Assembly Bill No 32: By Assemblyman Song—An act to amend Sections 18224, 18233, 19590 and 21754 of the Education Code, relating to school districts

Held at desk by order of the Speaker pro Tempore

Assembly Constitutional Amendment No 1: By Assemblyman Song—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 18 of Article XI, relating to school districts

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 33: By Assemblyman Cologne—An act to amend Section 14161 of the Revenue and Taxation Code, relating to inheritance taxes

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 34. By Assemblyman Song—An act to add Chapter 5 (commencing with Section 800) to Division 1 of the Elections Code, relating to the State Commission on Elections

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 35: By Assemblyman Petris—An act to amend Sections 17048 and 17171 of the Revenue and Taxation Code, relating to the payment of personal income taxes

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 36: By Assemblymen Z'berg and Petris—An act relating to the San Francisco Bay

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 37: By Assemblymen Donovan, Burgener, Mihas, Dymally, Ashcraft, Barnes, Bee, Britschgi, Casey, Dills, Elliott, Flournoy, Gaffney, Meyers, Mills, Quimby, Rumford, Ryan, Song, and Williamson—An act to amend Section 20751 of the Education Code relating to school districts, declaring the urgency thereof, to take effect immediately

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 38: By Assemblyman Z'berg—An act to repeal Chapter 2 (commencing with Section 5200) of, and to add Chapter 2 (commencing with Section 5200) to, Division 3 of the Business and Professions Code, relating to the restriction, regulation, control, and licensing of outdoor advertising

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 39: By Assemblymen Bagley, Winton, and Milias—An act to amend Sections 11502, 11503, 11530, 11560, 11563, 11565, 11567, 11590, 11592, 11620, 11621, and 12053 of, to add Sections 11505, 11506, 11507, 11508, 11509, 11532, 11533, 11534, 11535, 11536, 11537, 11570, 11571, 11572, and 12053.1 to, and to repeal Sections 11622 and 11623 of, the Elections Code, relating to campaign contributions and expenditures

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 40: By Assemblyman Knox—An act to amend Section 8556 of the Business and Professions Code, relating to structural pest control

Held at desk by order of the Speaker pro Tempore

RESOLUTIONS

The following resolutions were offered

By Assemblymen Deukmejian and Kennick

House Resolution No. 16—Relative to commemorating Mr. Gerald Desmond, City Attorney of the City of Long Beach

Held at desk by order of the Speaker pro Tempore

NOTE The full text of House Resolution No 16 appears at page 31 of the Assembly Daily Journal for this legislative day

By Assemblyman Bee

House Resolution No 17

Relative to commending the City of Hayward Fire Department

WHEREAS, The Members of the Assembly of the State of California were sincerely pleased to learn of the selection, in the National Fire Protection Association's 1963 Fire Prevention Contest, of the Fire Department of the City of Hayward as the number one fire department in the State of California and as the number two fire department of any city in the nation in the 50,000 to 90,000 population class, and

WHEREAS, The National Fire Protection Association's fire prevention contest is an international competition to provide recognition for excellence in the field of fire safety, education and performance, and

WHEREAS, Sponsored by the Fire Prevention and Clean-up Campaign Committee of the National Fire Prevention Association, the contest aims to stimulate universal fire safety consciousness and to encourage a wider use of modern techniques in both public and private fire prevention education, and

WHEREAS, The honors which were bestowed upon the Fire Department of the City of Hayward in the 1963 contest add additional luster to the outstanding record of that department, and

WHEREAS, The Fire Department of the City of Hayward has since 1935, been the recipient of numerous fire safety awards and it is the only fire department in this State which has ever received the coveted Grand Award in the 42-year history of the United States Chamber of Commerce Fire Safety Contest, which it received in 1957, and

WHEREAS, The Fire Department of the City of Hayward is entitled to the highest praise and commendation for the sterling record which it has compiled in the field of fire safety and for the honors it has earned thereby, now, therefore, be it

Resolved by the Assembly of the State of California That the Members of the Assembly do hereby express their heartiest congratulations to the Fire Department of the City of Hayward for its splendid work in the field of fire prevention and, in particular, upon its selection, in the National Fire Protection Association's 1963 Fire Prevention Contest, as the number one fire department in the State of Cali-

fornia and as the number two fire department of any city in the nation in the 50,000 to 90,000 population class, and be it further

Resolved, That the Chief Clerk of the Assembly is hereby directed to prepare and transmit suitable copies of this resolution to the Mayor and to the Fire Chief of the City of Hayward

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblymen Alquist and Stanton

House Resolution No. 18

Relative to commemorating Coburn B Jewell, member of the Department of the California Highway Patrol, killed in the line of duty

WHEREAS, The Assembly mourns the passing of Coburn B Jewell, 28-year-old Traffic Officer struck down in the line of duty with the California Highway Patrol in San Jose, and

WHEREAS, Prior to his untimely death on February 1 1964 this young officer had spent virtually all his adult working life in law enforcement protecting California's citizens, and

WHEREAS, Born in São Paulo Brazil, on September 6, 1937 Patrolman Jewell was brought to the United States at a young age by his parents, and

WHEREAS, He attended elementary and junior high schools in San Jose and graduated from high school from the New Mexico Military Institute, Roswell, New Mexico, before obtaining his degree in political science in 1957 from San Jose State College and

WHEREAS, He was a Deputy Sheriff in Santa Clara County in 1957 and 1958, served with the United States Army from 1958 to 1960, and commenced service with the Department of the California Highway Patrol on July 11, 1960, and

WHEREAS, Officer Jewell is survived by his wife, Marilyn, and two young children, Colleen, age five, and Brian, age two, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Legislature, on their own behalf and on behalf of all Californians, extend their heartfelt sympathy at this time of bereavement to the family of Patrolman Coburn B Jewell whose ultimate sacrifice in striving to keep our highways safe can never be forgotten nor repaid and be it further

Resolved, That the Chief Clerk of this Assembly transmit a suitably prepared copy of this resolution to Mrs Marilyn Jewell

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblymen Z'berg, Greene, and Powers

House Resolution No. 19

Relative to St Patrick's Day

WHEREAS, It is the grand and glorious tradition of the citizens of California to celebrate with jollity and frivolity the "old country" traditions of their fellow citizens, and

WHEREAS, On or about March 17, a date tradition assigns to the honor of St Patrick, those Californians who are not Irishmen by birth or descent, will be, by extension, honorary Irishmen, and

WHEREAS, Sacramento, the Capitol City of the State of California, has traditionally celebrated this event on the Friday next before St Patrick's Day, and

WHEREAS, This year the date is Friday the 13th of March, and

WHEREAS, Friday the 13th is by tradition, in California and other Commonwealths of the United States of America a day of great luck and felicitation, and

WHEREAS, Since it is proper for all Irishmen, honorary Irishmen, and others to gather publicly on the streets for keening, feasting, and parading, a parade and other activities will be held in Sacramento on Friday, the 13th day of March, in the Year of our Lord 1964, at 8 p m ; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members commend all Irishmen, honorary Irishmen and others for the grand and glorious St Patrick's Day celebration planned this year for Sacramento, the Capitol City, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to the Honorable Guild of St Patrick's Day Mummers

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Veysey

House Resolution No 20

Relative to the Niland Tomato and Sportsmen's Festival

WHEREAS, The natural setting of the City of Niland places it in the heart of the winter tomato growing area of the United States and adjacent to the rapidly developing desert and water sports area of the Salton Sea, and

WHEREAS, The Niland Tomato and Sportsmen's Festival, under the direction of Russell Thompson and Arthur Schultz, will be celebrated this year on February 7, 8 and 9, and

WHEREAS, This will be the 24th annual celebration of this occasion, now enlarged to publicize the advantages of the area for sportsmen, and

WHEREAS, The festival will be presided over by the lovely Queen Cleopatra, selected as winner of the contest headed jointly by Anita Schultz and Marlene Hennessy, and

WHEREAS, Mrs Pearl Barbee will serve as chairman of the tomato packing contest to determine the world's champion tomato packers and Mrs Montie Rosenbalm will serve as chairman of the Painting Grandmothers, who will exhibit their artistic reproductions of the desert scenery, and

WHEREAS, The President of the Chamber of Commerce, Alton A Thweatt and his directors, Montie Rosenbalm, Arthur Pittman, Orville Thweatt, Woodrow Wilkes, Arthur Schultz, Barney Howell, Russell Thompson, Joyce Mullins and Pearl Barbee have served untiringly to make the festival an appropriate attraction for this unique area, now, therefore, be it

Resolved by the Assembly of the State of California, That the Chamber of Commerce of Niland is commended for presenting this outstanding event and the efforts of the Festival Cochairmen, Russell Thompson and Arthur Schultz, and Mrs Pearl Barbee are particularly acknowledged and commended, and be it further

Resolved, That the Members of the Assembly urge the people of California to visit the Niland Tomato and Sportsmen's Festival and enjoy this unique event and be it further

Resolved That the Chief Clerk of the Assembly is directed to transmit suitably prepared copies of this resolution to Alton A Thweatt, Russell Thompson, Arthur Schultz Queen Cleopatra, Mrs Pearl Barbee, Mrs Montie Rosenbalm, Anita Schultz, and Marlene Hennessy

Request for Unanimous Consent

Mr Veysey was granted unanimous consent to take up House Resolution No 20 without reference to committee or file

Resolution read, and adopted

By Assemblyman Knox

House Resolution No. 21

Relative to a study to provide for staggered periods of motor vehicle registration

WHEREAS, Because of the vast number of motor vehicles in California, and the likelihood of substantial increases of such vehicles in future years, and

WHEREAS, The present system of registration of such motor vehicles results in an enormous administrative and personnel burden to accomplish the registration of such a gigantic quantity of vehicles in a relatively short period of time, now therefore be it

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is hereby directed to assign to an appropriate interim committee the subject of staggering the time of motor vehicle registration so that not all such registrations are required at the same time of the year and direct such committee to report its findings to the Assembly by the fifth calendar day of the 1965 Regular Session

Resolution read and referred by the Speaker pro Tempore to the Committee on Rules

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

The following bill was introduced, and read the first time

Assembly Bill No. 41 By Assemblymen Stanton, Dymally, Knox, Bane, Alquist, Casey, Elliott, Kennick, Petris, and Song—An act to

add Sections 22009.2, 22011.1, and 22150.1 to the Government Code, relating to participation in the federal old age, survivors and disability insurance program by members of the State Teachers' Retirement System

Held at desk by order of the Speaker pro Tempore

APPOINTMENT OF COMMITTEE ON ENGROSSMENT AND ENROLLMENT

Speaker pro Tempore Bee announced that Speaker Unruh had appointed Messrs. Powers (Chairman), Bee, and Unruh as the members of the Standing Committee on Engrossment and Enrollment

RESOLUTIONS

The following resolution was offered

By Assemblyman Stevens

House Resolution No. 22

Relative to locating a nuclear reactor at Malibu

WHEREAS, The Los Angeles Department of Water and Power has proposed the location in the Malibu area of a nuclear powered generating plant of a capacity beyond that of any now in operation, and

WHEREAS, Many residents of this area, both individually and through various community organizations, have expressed the view that such a plant would not be in keeping with the residential-recreational character of the Malibu area, and

WHEREAS, Such a reactor if placed at the proposed site would be within 100 feet of a major geological fault, and

WHEREAS, A proposal of this nature requires not only the fullest and most painstaking study, but a full disclosure to the people so that they may develop informed opinions in respect to the desirability of such projects, and

WHEREAS, The use of nuclear reactors as a source of electric power is a new development which holds both promise and potential hazard, and which is being considered for various sites throughout the State so that the concern of the people in the Malibu area is widely shared, particularly in view of the many areas located on or near seismic faults; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Rules Committee is directed to assign to an appropriate interim committee for study the subject of the location of a nuclear powered generating plant in the Malibu area and to require such interim committee to report its findings and recommendations to the Legislature not later than the fifth calendar day of the 1965 Regular Session of the Legislature

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

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

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

Assembly Constitutional Amendment No. 2: By Assemblyman Bane—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 15 of Article IV, relating to the Consent Calendar

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 42: By Assemblyman Bane—An act to add Chapter 4.5 (commencing with Section 9450) to Part 1 of Division 2 of Title 2 of the Government Code, relating to the Consent Calendar

Held at desk by order of the Speaker pro Tempore

REPORTS OF STANDING COMMITTEES

Committee on Rules

Assembly Chamber, February 5, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 8
House Resolution No 9
House Resolution No 10
House Resolution No 11
House Resolution No 12
House Resolution No 13
House Resolution No. 15

With the recommendation Be adopted

BANE, Chairman

Above resolutions ordered on file

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

The following bill was introduced, and read the first time

Assembly Bill No 43: By Assemblyman Chapel—An act to add Section 19620 5 to the Business and Professions Code, and to add Section 17300 5 to the Education Code, relating to state financial support of the public schools

Held at desk by order of the Speaker pro Tempore

REFERENCE OF BILLS TO COMMITTEE

Speaker pro Tempore Bee announced that Speaker Unruh has referred the following bills to the following committees

Assembly Bill No	*Committee*	*Assembly Bill No*	*Committee*
18	Rules	23	Rules
19	Rules	24	Rules
20	Rules	25	Rules
21	Rules	26	Rules
22	Rules	27	Rules

MOTION RELATIVE TO DISTRIBUTION OF BUDGET

Mr Waldie moved that five copies of the Governor's Budget be distributed to the members on request made to the Chief Clerk

Mr Holmes seconded the motion

Motion carried unanimously

MESSAGES FROM THE SENATE

Senate Chamber, February 4, 1964

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 R W Lyons, Chief Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read

Senate Concurrent Resolution No. 2—Approving amendments to the Charter of the City and County of San Francisco voted for and ratified by the electors of said City and County of San Francisco at a general election held therein on the fifth day of November 1963

Request for Unanimous Consent

Mr Gaffney was granted unanimous consent to take up Senate Concurrent Resolution No 2 without reference to committee or file

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 2

Senate Concurrent Resolution No. 2—Approving amendments to the Charter of the City and County of San Francisco voted for and ratified by the electors of said City and County of San Francisco at a general election held therein on the fifth day of November 1963

Resolution read, and presented by Mr Gaffney

Resolution adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Bellenson Belotti, Booth, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Gonsalves, Greene, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, McMillan Meyers, Mills Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Veneman, Waite, Waldie, Warren, Whetmore, Williamson, Young, Zberg, Zenovich, and Mr Speaker—65

NOES—None

Resolution ordered transmitted to the Senate

REQUEST FOR UNANIMOUS CONSENT

Mr Deukmejian was granted unanimous consent to take up House Resolution No 16 without reference to committee or file

CONSIDERATION OF HOUSE RESOLUTION NO 16

By Assemblymen Deukmejian and Kennick

House Resolution No 16

Relative to commemorating Mr Gerald Desmond, City Attorney of the City of Long Beach

WHEREAS, The Assembly is saddened by news of the recent death of one of Long Beach's most dedicated and skilled public servants, Gerald Desmond, who died at the youthful age of 48 after a long battle against cancer, and

WHEREAS, With characteristic stoicism, after being stricken, he continued to carry out the duties of his office and appeared personally to represent the city at hearings before the State Lands Commission and legislative committees concerning the Long Beach tidelands, and

WHEREAS, Mr Desmond has a distinguished record of public service, being elected councilman of the City of Long Beach in 1954 and 1957, and winning the election for City Attorney in 1960 by a two-to one majority and being unopposed for the same post at the election held last year, and

WHEREAS, Born in Long Beach in 1915, he was active in the Native Sons of the Golden West and, at various times, was president of the Long Beach Recreation Commission, president of the Junior Chamber of Commerce, commander of the Alamitos Bay Post of the American Legion, exalted ruler of Long Beach Elks Lodge 888, and president of the Long Beach City College Alumni Association, and

WHEREAS, He attended City College, the University of California at Berkeley, and worked his way through Harvard Law School, and

WHEREAS, After being admitted to the bar in 1941, he became associated with the U S Justice Department in the prosecution of frauds and later served as an assistant U S District Attorney for Southern California and

WHEREAS, Following his discharge from service in the Navy during World War II, he practiced law with his brother, Walter, until the time of his election as City Attorney, and

WHEREAS, Mr Desmond s survivors include his wife, the former Virginia Slater, five children, Mrs Margaret Bomberg, of Petaluma, Kathleen enrolled at Long Beach State College, Eileen a student at the University of California at Santa Barbara; and Gerald and Patricia, his brothers, Walter J and Richard Desmond and Dr Wayne E Hanson all of Long Beach his five sisters, Mrs Mary McGinnis, Mrs Connie Bond and Mrs Eleanor Maloney, all of Long Beach, Olive Desmond, of Los Angeles, and Mrs Edith Daley, of Randolph Air Force Base, Texas, and his three grandchildren, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly wish to express their sincere condolences to the family of Gerald Desmond whose inspired civic leadership and expert knowledge of the Long Beach tidelands will be sorely missed by his community and by this State in the years ahead, and be it further

Resolved, That the Chief Clerk of the Assembly transmit suitably prepared copies of this resolution to Mrs Virginia Desmond, to Kathleen, Eileen Gerald and Patricia Desmond, and to Mrs Margaret Bomberg, to Walter J Desmond, Richard Desmond, and Dr Wayne E Hanson, and to Mrs Mary McGinnis, Mrs Connie Bond Mrs Eleanor Maloney, Mrs Edith Daley, and Olive Desmond

Resolution read

Members Made Coauthors of House Resolution No. 16

Mr Kennick was granted unanimous consent that all members so desiring be placed upon House Resolution No 16 as coauthors, and that when the Assembly adjourns today, it do so in memory of Mr Gerald Desmond, City Attorney of the City of Long Beach

ROLL CALL

The following members indicated a desire to become coauthors

Assemblymen Allen, Alquist Ashcraft Badham, Bagley Bane Barnes Bee Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel Collier Cologne, Conrad, Crown, Cusanovich Danielson Dannemeyer, Assemblywoman Davis, Assemblymen Dills Donovan Dumally, Elliott Fenell Flournoy Foran Frew Gaffney, Garrigus Gonsalves Greene, Hinckley, Holmes, Johnson, Knox, Lanterman, McMillan, Meyers Mills Monagan, Moreno, Mulford, Patteo Pettis Porter Powers Rumford, Ryan, Song Soto Stanton Stevens Thelin, Unruh Veneman, Vevser, Waite, Waldie, Warren Whetmore, Williamson Willson, Winton, Young Zbeng and Zenovich

The question being on the adoption of House Resolution No 16 as amended

Resolution read, as amended, and adopted unanimously

RESOLUTIONS

The following resolution was offered

By Assemblymen Foran, Gaffney, Meyers, and Bane

House Resolution No 23

Relative to Brotherhood Week

WHEREAS, President Lyndon B Johnson has proclaimed the week of February 16 through 23 as Brotherhood Week throughout the United States, and

WHEREAS, Brotherhood Week was initiated by the National Conference of Christians and Jews, an organization founded in 1928 by a number of distinguished Americans for the purpose of advancing mutual understanding and good will among Protestants, Catholics and Jews, and

WHEREAS, Through its wide range of programs for bettering intergroup relations, and its many other good works, this organization has been instrumental in helping to eliminate prejudice and bigotry from our schools and national life, and

WHEREAS, The NCCJ works unceasingly with fraternal, civic welfare labor, veteran farm, women's and youth organizations to make democratic good will a fact of American living in every community, and

WHEREAS In a world tortured by misunderstanding with members of the human family divided among themselves by barriers of poverty, ignorance fear and tyranny, in which the sole hope of mankind's survival rests on a deepened sense of brotherhood it is fitting that the Legislature of California take recognition of the high purpose and worthy achievements of the National Conference of Christians and Jews, now therefore be it

Resolved by the Assembly of the State of California, That the Members hereby commend the officers, members and staff of the National Conference of Christians and Jews for their splendid efforts in combating racial and religious intolerance and join with the President of the United States in proclaiming the week of February 16 through 23 as Brotherhood Week and be it further

Resolved That the Chief Clerk of the Assembly be directed to present a suitable prepared copy of this resolution to Mr Victor B Lenit, Chairman, and to Mr Robert C DaCosta, Jr, Executive Director, Northern California Headquarters National Conference of Christians and Jews, and a suitably prepared copy to Mr Walter N Marks Chairman, and Mr Jacob H Cunningham Executive Director, Southern California Headquarters, National Conference of Christians and Jews

~~Duties of the Chief Clerk~~

~~28. The duties of the Chief Clerk shall be as follows:~~

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

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

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

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

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

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

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

~~(h) Before the commencement of any regular session of the Legislature the Chief Clerk of the Assembly shall mail to each member a blank form on which the member may indicate his committee preferences. Accompanying such blank shall be mailed a stamped envelope addressed to the Chief Clerk of the Assembly for returning such form. After their receipt, all such communications shall be delivered to the Chairman of the Interim Committee on Legislative Organization. If such a committee has been created, who shall deliver them to the Speaker immediately upon the organization of the Assembly.~~

~~(i) To certify to the Controller, payroll, of members and attaches.~~

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

~~(k) To order and sign for all documents and printing, subject to approval by the Speaker or a person designated by the Speaker.~~

Third—That Rule 28 is added to read

Duties of the Chief Clerk

28 The Chief Clerk of the Assembly shall have the following duties and responsibilities:

a To direct the keeping the records of the proceedings and actions of the Assembly and to have charge of the publication and distribution of those publications related thereto

b To supervise Assembly employees engaged in duties related to paragraph "a," above

c To act as Parliamentarian of the Assembly and to advise the officers of the Assembly and the Committee on Rules on parliamentary procedure and the Rules of the Assembly when called upon to do so

d To prepare all bills, resolutions, histories, journals, and related publications for printing

e To refuse to permit any records or papers to be removed from his office or out of his custody except upon duly signed receipts from persons authorized

Request for Unanimous Consent

Mr Foran was granted unanimous consent to take up House Resolution No 23 without reference to committee or file

Resolution read

Members Made Coauthors of House Resolution No 23

Mr Foran was granted unanimous consent that all members so desiring be placed upon House Resolution No 23 as coauthors

Roll Call

The following members indicated a desire to become coauthors

Assemblymen Allen, Alquist, Ashcraft, Badham, Bagley, Barnes, Belotti, Booth, Brutschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Cusanovich, Danielson, Danenmeyer, Assemblywoman Davis, Assemblymen Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Frew, Gonsalves, Greene, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, McMillan, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Unruh, Veneman, Veysey, White, Waldie, Warren, Whetmore, Winton, Young, Z'berg, and Zenovich

The question being on the adoption of House Resolution No 23, as amended

Resolution read, as amended, and adopted unanimously

ANNOUNCEMENTS

Mr Allen announced that promptly at 1 30 p m today the film on the Baldwin Hills disaster would be shown in the Assembly Lounge

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

The following bill was introduced, and read the first time

Assembly Bill No. 44: By Assemblymen Flournoy, Thelin, Hinckley, Burgener, Ashcraft, Bagley, Barnes, Belotti, Brutschgi, Collier, Conrad, Cusanovich, Deukmejian, Donovan, Lanterman, Monagan, Mulford, Stevens, Veneman, Veysey, and Whetmore—An act making an appropriation to augment the state financial support being provided for the public schools

Held at desk by order of the Speaker pro Tempore

RESOLUTIONS

The following resolutions were offered:

By Assemblyman Bane

House Resolution No 24

Relative to amending the temporary rules of the Assembly

Resolved by the Assembly of the State of California, That the Temporary Standing Rules of the Assembly be amended to read as follows

First—That paragraph (h) is added to Rule 17 to read

(h) The Committee on Rules may appoint a Chief Administrative Officer of the Assembly who shall have such duties relating to the administrative, fiscal and business affairs of the Assembly as the committee shall prescribe

Second—That Rule 28 is repealed.

f To perform such other duties as are prescribed by law or the Committee on Rules

Fourth—That Rule 33 is amended to read

Authority for Printing

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

Fifth—That Rule 34 is amended to read

Printing Style, Form and Amount to be Printed

34 Unless otherwise restricted by law or by Assembly rule, the style and form of all printing, the quality of paper to be used, the number of copies to be printed of each order, and the number of copies to be delivered to each member shall be decided by the Chief Clerk, *or the Chief Administrative Officer of the Assembly*, and approved by the Speaker or a person designated by the Speaker All requests by members for additional copies of bills, documents, or other printed matter shall be referred to the Committee on Rules

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblymen Foran, Gaffney, and Meyers

House Resolution No 25

Relative to the Rebel Cork Benevolent Association

WHEREAS, The Members of the Assembly of the State of California were sincerely pleased to learn of the celebration by the Rebel Cork Benevolent Association of the 80th anniversary of the organization, and

WHEREAS, This association, which was originally formed by Irish immigrants from County Cork in Ireland, is a leading benevolent and community service group in San Francisco, and

WHEREAS, The association and its members have well earned the respect and admiration of all who know the distinguished history of the association and the outstanding works in which it has engaged, and

WHEREAS, The Members of the Assembly of the State of California wish to add their congratulations to those of all of the other friends of this fine association, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly do hereby express their heartiest congratulations to the Rebel Cork Benevolent Association and its members upon the 80th anniversary of the association and their best wishes for the future success of the association, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to send a suitably prepared copy of this resolution to the Rebel Cork Benevolent Association

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

CONSIDERATION OF DAILY FILE

THIRD READING OF ASSEMBLY BILLS

Consideration of House Resolution No 5

By Assemblyman Bane

House Resolution No. 5—Relative to mailing lists

NOTE The *full text of House Resolution No 5 appears at page 7 of the* Assembly Daily Journal for February 3, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Conrad, Crown, Cusanovich, Danielson, Dennemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell Fleurnoy, Foran, Friew, Gaffney, Gonsalves, Greene, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Meyers, Monagan, Moreno, Mulford, Pattee, Porter Powers, Quimby, Rumford, Ryan, Song, Soto, Stevens, Thelin, Veysey, White, Waldie, Warren, Whetmore, Williamson, Winton, Young, Zberg, Zenovich, and Mr Speaker—66

NOES—None

Hon Joe A. Gonsalves Presiding

At 11 50 a m , Hon Joe A Gonsalves, 66th District, presiding

Speaker pro Tempore Presiding

At 11 53 a m , Hon Carlos Bee, 13th District, presiding

RESOLUTIONS

The following resolution was offered

By Assemblyman Winton

House Resolution No 26

Relating to a study of California regulation of firearms

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is directed to assign to the Assembly Interim Committee on Criminal Procedure for study the subject matter of the California regulation of firearms, and to direct such interim committee to report its findings and recommendations to the Assembly not later than the fifth legislative day of the 1965 Regular Session of the Legislature

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

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

The following bill was introduced, and read the first time

Assembly Bill No. 45: By Assemblyman Donovan—An act to add Chapter 3 5 (commencing with Section 35450) to Part 4, Division 18 of, and Sections 35708 and 35709 to, the Streets and Highways Code, relating to parking districts

Held at desk by order of the Speaker pro Tempore

ANNOUNCEMENTS

Speaker pro Tempore Bee announced that the Assembly would not adjourn at noon today, as previously announced, but instead would recess until 3 30 p m today

Mr Crown announced that the full Committee on Ways and Means would meet at 2 p m today, in Room 4202

REQUEST FOR UNANIMOUS CONSENT

Mr Kennick was granted unanimous consent to take up House Resolution No 15 without reference to file

CONSIDERATION OF HOUSE RESOLUTION NO. 15

By Assemblyman McMillan

House Resolution No. 15—Relative to the United Order of True Sisters, Inc., of Los Angeles

NOTE The full text of House Resolution No 15 appears at page 21 of the Assembly Daily Journal for February 4, 1964

Resolution read, and adopted

ANNOUNCEMENTS

Mr Unruh announced that he had at his desk a bill relating to the public school system, and invited all members who desired to become coauthors of the measure to come to his desk to affix their signatures to the bill before its introduction

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS
Consideration of House Resolution No 7

By Assemblymen Bagley and Gaffney

House Resolution No 7—Relating to the death of Captain Adolph Sigmund Oko

NOTE The full text of House Resolution No 7 appears at page 8 of the Assembly Daily Journal for February 3, 1964

Resolution read, and adopted

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

The following bill was introduced, and read the first time

Assembly Bill No. 46: By Assemblymen Unruh, Bane, Ryan, Crown, Dills, Dymally, Gaffney, Garrigus, Kennick, Meyers, and Stanton—An act to amend Sections 17301, 17303.5, 17601, 17656, 17660 and 17665 of, to repeal Sections 17654.5, 17655, 17655.5, 17662, 17663, 17663.5, 17663.7, 17664 of, to repeal Article 7.1 (commencing with Section 17920) of Chapter 3 of Division 14 of, to add Section 17301.1 to, and to add Chapter 11 (commencing with Section 4001) to Division 5 of, the Education Code, relating to the public school system

Held at desk by order of the Speaker pro Tempore

RESOLUTIONS

The following resolution was offered:

By Assemblymen Petris, Pattee, and Greene

House Resolution No. 27

Relative to an interim study of on-campus parking of student automobiles

WHEREAS, Two out of every five teenage drivers were involved in an accident in 1959, and

WHEREAS, Eleven thousand teenage drivers were killed in 1959, more than the the total casualties in the Revolutionary War, and

WHEREAS, The teenage driver (19 and under) makes up 7 1 percent of the total number of drivers, yet he accounts for 13 percent of all fatal accidents, and

WHEREAS, Surveys have shown that the amount of car usage by high school students stands in inverse proportion to academic achievement and

WHEREAS, The high school drop-out rate among frequent drivers was four times as high as that among nondrivers, and

WHEREAS, The schools may be encouraging teenagers to drive by providing extensive on-campus parking space for student cars, and

WHEREAS, The providing of student parking spaces which has no relationship to the educational program, diverts moneys which are badly needed for other school purposes, now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is directed to assign to the appropriate interim committee for study the subject of free on-campus parking provided by high schools, including the state standards for schools using state bond money to finance capital outlay programs, and to study all facts and circumstances relating to this subject and to report its findings and recommendations to the Legislature by the fifth legislative day of the 1965 Regular Session

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

RECESS

At 12 01 p m , Speaker pro Tempore Bee declared the Assembly recessed until 3 30 p m

REASSEMBLED

At 3 30 p m , the Assembly reconvened

Hon Carlos Bee, Speaker pro Tempore of the Assembly, presiding

Chief Clerk James D Driscoll at the Desk

Assistant Clerk Malcolm MacIntyre reading

REFERENCE OF BILLS TO COMMITTEE

Speaker pro Tempore Bee announced that Speaker Unruh has referred the following bills to the following committees

Assembly Constitutional Amendment No	*Committee*
1	Rules
2	Rules

Assembly Bill No	*Committee*
28	Rules
29	Rules
30	Rules
31	Rules
32	Rules
33	Rules
34	Rules
35	Rules
36	Rules
37	Rules
38	Rules
39	Rules
40	Rules
41	Rules
42	Rules
43	Rules
44	Rules
45	Rules
46	Rules

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

The following bill was introduced, and read the first time

Assembly Bill No. 47: By Assemblyman Z'berg—An act to amend Sections 5263, 5324, and 5325 of the Business and Professions Code, relating to outdoor advertising

Referred by the Speaker pro Tempore to the Committee on Rules

RESOLUTIONS

The following resolution was offered

By Assemblymen Gaffney, Foran, Marks, Meyers, and Burton (Senator McAteer, coauthor)

House Resolution No. 28

Relative to the death of Reverend Shozen Naito

WHEREAS, The members were saddened by the demise of Reverend Shozen Naito, a minister of the Buddhist Churches of America for 35 years, on January 22, 1964, in San Francisco, and

WHEREAS, He was a native of the Fukui prefecture in Japan, and came to this country in 1929, serving Buddhist churches in Fresno, Los Angeles, Sacramento, Florin, Alameda and Seattle, before his retirement in 1961, and

WHEREAS, Among the many personal distinctions he experienced were serving as the Executive-Secretary, Buddhist Churches of America, from 1953 until 1958, when he became Acting Bishop, participating in the commencement exercises of the University of California in 1959, and his elevation to the rank of "Tokuju Santo" by the Nishi Hongwanji in Kyoto, Japan, a rank held by only one other Buddhist priest in the United States, and

WHEREAS, His passing from this life is profoundly regretted, now, therefore, be it

Resolved by the Assembly of the State of California, That the members extend condolences and sympathy to Reverend Naito's widow, Teruko, and to their children, Eisei, Kiyoshi, Shigeko Fukuda, Sakaye Kusama, and Shigeno Takahashi, and grant due recognition to the achievements and prominence in the Buddhist Church realized by their husband and father, and be it further

Resolved, That the Chief Clerk of the Assembly shall transmit suitably prepared copies of this resolution to the widow and children of Reverend Shozen Naito

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

LEAVES OF ABSENCE FOR THE BALANCE OF THE DAY

At 3:40 p.m., the following members were granted leaves of absence for the balance of the legislative day, because of legislative business elsewhere

Mr. Cusanovich, on motion of Mr. Conrad

Mr. Whetmore, on motion of Mr. Conrad

Mr. Knox, on request of the Speaker pro Tempore

ANNOUNCEMENTS

Mr. Collier announced that he had at his desk a bill relating to payment of the cost of instruction at the University of California and state colleges, and invited all members who desired to become coauthors of the measure to come to his desk to affix their signatures to the bill before its introduction

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

The following bills were introduced, and read the first time

Assembly Bill No. 48: By Assemblyman Winton—An act to add Section 71600.1 to the Government Code, relating to judicial salaries

Referred by the Speaker pro Tempore to the Committee on Rules

Assembly Bill No. 49: By Assemblymen Collier, Conrad, Chapel, Ashcraft, Badham, Cusanovich, Dannemeyer, Dills, Powers, Thelin, and Veysey—An act to add Chapter 6 (commencing with Section 22750) to Division 16.5 of the Education Code, and to add Section 17235 to

the Revenue and Taxation Code, relating to payment of the cost of instruction at the University of California and state colleges

Held at desk by order of the Speaker pro Tempore

RECESS

At 3 54 p m , Speaker pro Tempore Bee declared the Assembly recessed until 4 50 p m

REASSEMBLED

At 4 50 p m , the Assembly reconvened

Hon Jesse M Unruh, Speaker of the Assembly, presiding

Chief Clerk James D Driscoll at the Desk

Assistant Clerk Malcolm MacIntyre reading

ANNOUNCEMENTS

Speaker Unruh announced that the Assembly would be in session tomorrow at 10 a m , and would then adjourn for the weekend, and planned to reconvene on Monday, February 10, 1964, at 3 p m

RESOLUTIONS

The following resolution was offered

By Assemblyman Zenovich

House Resolution No 29

Relative to the passing of the Honorable Arthur L Selland

WHEREAS, The people of California suffered a grievous loss in the tragic, accidental death of the Honorable Arthur L Selland on December 6 1963 , and

WHEREAS, Arthur L Selland, whose parents were from Norway, was born in Flaxton, North Dakota, and had seven sisters and one brother He moved to California when a small child, growing up on a small fruit and berry farm in Shasta County where he received his education, graduating from the Anderson Union High School in 1920 as an honor student, and serving as president of his class and captain of the baseball and basketball teams, as president of the agriculture club, and as business manager of the school year book and

WHEREAS, Arthur L Selland, although he could have become a professional baseball player, entered the field of banking, becoming the youngest manager of a branch of the Bank of America at the age of 26, later moving to Fresno in 1934 to enter the field of investments, and becoming a stockbroker helped found the firm of Bailey and Selland, and later managed the Fresno office of E F Hutton & Company , and

WHEREAS, Arthur L Selland was elected to the Fresno City Board of Education in 1947 and served for 11 years, the latter two years as president of the board, resigning in 1958 when he became mayor of the City of Fresno, the first mayor under the council-manager form of government He was subsequently elected to the board of trustees of the U S Conference of Mayors in 1961, and after serving as vice president of that organization the next year, in June, 1963, became its president He was also one of 16 mayors selected by the late President John F Kennedy to make a goodwill tour of West Berlin under the guidance of the State Department and the conference of mayors, and

WHEREAS, He placed a significant emphasis on his duties of membership on the governing boards of the University of Redlands and the Baptist Divinity School in Berkeley, and he was active as a member of the First Baptist Church, serving for a number of years on the teaching staff of the Sunday school , and

WHEREAS, In other community activities, Mayor Selland was a past president of the Kiwanis Club and the Executive Club and was a member of the board of directors of the YMCA and the Salvation Army He served on the business advisory boards of the Fresno State College and Fresno City College and in that capacity was awarded an outstanding service award for his contributions in the field of business education , and

WHEREAS, He was instrumental in providing a scholarship fund for business students at Fresno City College and was responsible for setting up a very large scholarship fund for agriculture students at California Polytechnic College In 1960 he was awarded an honorary Associate in Arts degree by Fresno City College , and

WHEREAS, Mayor Selland was the founder and a director of the State Center Bank of Fresno, was a member of the Elks and Eagles Lodges, and was an active member of the PTA for 30 continuous years The father of five children who were educated in the Fresno City Schools and eight grandchildren, he was awarded an honorary life membership in the PTA, and

WHEREAS, In addition to his duties as Mayor, he managed a 360-acre vineyard only 15 miles from the city limits He was an ardent pilot and devoted the little leisure time he had to flying, with his interest in aviation surpassed only by his love for his farm that took him back to his early childhood and youth, when he worked with his father harvesting and selling fruit now, therefore be it

Resolved by the Assembly of the State of California, That it mourns the loss of this fine dedicated public servant, and desires by this resolution to convey its sympathy to the bereaved members of his family, and be it further

Resolved, That the Chief Clerk of the Assembly is hereby directed to transmit appropriately prepared copies of this resolution to Mayor Selland's widow, Cecilia and his children, Marie Peckinpah, Donald V Selland, Judith Lund, Ann Selland and Stanley Selland

Request for Unanimous Consent

Mr Zenovich was granted unanimous consent to take up House Resolution No 29 without reference to committee or file

Resolution read

Speaker pro Tempore Presiding

At 4 56 p m , Hon Carlos Bee, 13th District, presiding

Speaker Presiding

At 4 57 p m , Hon Jesse M Unruh, 65th District, presiding

Members Made Coauthors of House Resolution No 29

Mr Zenovich was granted unanimous consent that all members so desiring be placed upon House Resolution No 29 as coauthors

ROLL CALL

The following members indicated a desire to become coauthors.

Assemblymen Allen, Alquist, Ashcraft, Baldwin, Bagley, Bane, Barnes, Bee, Berkenson, Beloth, Booth, Britschgi Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown Dunnelson Dunnemeyer Assemblywoman Davis, Assemblymen Deukmejian, Dills, Donovan, Dymally, Elliott, Fenell, Flournoy, Foran, Frew, Gaffney, Gonsalves, Greene, Hinckley Holmes Johnson Kennick, Lanterman McMillan, Mobas, Mills, Monagan Moreno, Mulford, Pattee Petris, Powers, Quimby, Rumford Ryan Song, Soto, Stanton, Stevens Thelin, Unruh Veneman, Vevoda, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, and Zberg

The question being on the adoption of House Resolution No 29, as amended

Resolution read, as amended, and adopted unanimously.

Speaker pro Tempore Presiding

At 5 02 p m , Hon. Carlos Bee, 13th District, presiding

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

The following bill was introduced, and read the first time

Assembly Bill No. 50: By Assemblyman Petris—An act to amend Section 6363 of the Revenue and Taxation Code, relating to sales and use tax exemptions

Held at desk by order of the Speaker pro Tempore

ANNOUNCEMENTS

Mr Waldie announced that all Democratic members absent tomorrow will be excused on legislative business, unless he is notified to the contrary.

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

The following bill was introduced, and read the first time

Assembly Bill No. 51: By Assemblyman Bane—An act to add Section 6366 1 to the Revenue and Taxation Code, relating to state taxation

Held at desk by order of the Speaker pro Tempore

MESSAGES FROM THE SENATE

Senate Chamber, February 5, 1964

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

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read

Senate Concurrent Resolution No. 3—Approving an amendment to the Charter of the City of Marysville, a municipal corporation in the County of Yuba, State of California, ratified by the qualified electors of the city at a special election held therein on the 20th day of January, 1964

Referred by the Speaker pro Tempore to the Committee on Rules

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

The following resolution was offered

Assembly Concurrent Resolution No. 2: By Assemblymen Gaffney, Bee, Crown, Bane, Allen, Alquist, Ashcraft, Badham, Bagley, Belotti, Booth, Britschgi, Burgener, Casey, Chapel, Dannemeyer, Assemblywoman Davis, Assemblymen Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Foran, Frew, Garrigus, Greene, Hinckley, Johnson, Kennick, Knox, McMillan, Meyers, Mills, Monagan, Moreno, Pattee Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Unruh, Veysey, Waite, Waldie, Warren, Winton, Z'berg, and Zenovich—Relative to death of John Fitzgerald Kennedy

Request for Unanimous Consent

Mr Gaffney was granted unanimous consent to take up Assembly Concurrent Resolution No 2 without reference to committee, print, or file, and that the same be considered engrossed

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO 2

Assembly Concurrent Resolution No. 2—Relative to death of John Fitzgerald Kennedy

Resolution read, and adopted unanimously

Resolution ordered printed, and transmitted to the Senate

By Assemblyman Waldie.

House Resolution No. 7

Relative to receipts for warrants

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

Request for Unanimous Consent

Mr Waldie was granted unanimous consent to take up House Resolution No 7 without reference to committee or file

Resolution read, and adopted

APPOINTMENT OF SELECT COMMITTEES

Speaker Unruh appointed Messrs. McMillan, Mulford, and Kennick as a Select Committee to wait upon the Senate, and invite the Members of the Senate to meet with the Members of the Assembly in Joint Convention at 1 30 p m today for the purpose of hearing the Governor's message to the Legislature

Speaker Unruh appointed Mrs. Davis and Messrs. Thomas and Cologne as a Select Committee to wait upon the Governor, to inform him that the Senate and Assembly will meet in Joint Convention at 1.30 p.m. today.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered:

Assembly Concurrent Resolution No. 1: By Assemblymen Allen, Barnes, and Johnson—Relative to the Joint Legislative Retirement Committee.

Request for Unanimous Consent

Mr Allen was granted unanimous consent to take up Assembly Concurrent Resolution No 1 without reference to committee, print, or file, and that the same be considered engrossed

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 1

Assembly Concurrent Resolution No. 1—Relative to the Joint Legislative Retirement Committee

Resolution read, and adopted by the following vote:

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Burton Carrell, Casey, Chapel, Conrad, Crown, Danielson, Dannemeyer, Denkmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Meyers, Milias, Mills, Monagan, Moreno, Pattee, Petris, Powers, Quimby Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Young, Z'berg, Zenovich, and Mr Speaker—67

NOES—None

Resolution ordered printed, and transmitted to the Senate.

Rush Order Placed Upon Printing of Assembly Concurrent Resolution No. 1

Mr Allen was granted unanimous consent that a rush order be placed upon the printing of Assembly Concurrent Resolution No 1.

CALIFORNIA LEGISLATURE

1964 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

FOURTH LEGISLATIVE DAY

FOURTH CALENDAR DAY

IN ASSEMBLY

Assembly Chamber
Thursday, February 6, 1964

The Assembly met at 10 a m
Hon Carlos Bee, Speaker pro Tempore of the Assembly, presiding
Chief Clerk James D Driscoll at the Desk
Assistant Clerk Malcolm MacIntyre reading

ROLL CALL

The roll was called and the following answered to their names

Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Conrad, Crown, Cusanovich, Davis, Dills, Donovan, Dymally, Elliott, Ferriell, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Holmes, Johnson, Kennick, McMillan, Meyers, Mills, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Stevens Thelin, Veneman, Veysey, Waite, Waldie, Williamson, Young, Z'berg, Zenovich, and Mr Speaker—56

Quorum present

PRAYER

The following prayer was offered by the Chaplain, Rev Robert R Ferguson

O Thou Who Art The Creator Of This Universe. Give us again that noble vision that we have been created in Thy image So long we have been taught that man is merely a cosmic accident, a bubble on life's sea, an itch on the surface of this pygmy planet, and only an ape that has learned to shave, we find it difficult to treat our fellow man with esteem, for we have forgotten that he has infinite worth Restore to each of us a glimpse of our true nature and destiny that we may treat the lowliest person with supreme dignity — AMEN

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Bee, Mr Ashcraft then led the Assembly in the pledge of allegiance to the Flag

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Mr Mulford, seconded by Mr Cusanovich

LEAVES OF ABSENCE FOR THE DAY

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

Mr Marks, on motion of Mr. Conrad

Mr Mihas, on motion of Mr Conrad

Mr Quimby, on motion of Mr Waldie

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

Mr Burton, on motion of Mr Elliott

The following members were granted leaves of absence for the day, because of legislative business elsewhere, on motion of Mr Conrad

Mr Cologne, Mr Deukmejian, Mr Flournoy, Mr Hinckley, Mr Lanterman, Mr Monagan, and Mr Whetmore

The following members were granted leaves of absence for the day, because of legislative business elsewhere, on motion of Mr Waldie

Mr Beilenson, Mr Carrell, Mr Danielson, Mr Dannemeyer, Mr Henson, Mr Knox, Mr Soto, Mr Stanton, Mr Thomas, Mr Warren, Mr Willson, and Mr Winton

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered

Assembly Concurrent Resolution No 3: By Assemblyman Belotti—Relative to the naming of a viaduct in memory of the late Millen L Simpson

Referred by the Speaker pro Tempore to the Committee on Rules

REFERENCE OF BILLS TO COMMITTEE

Speaker pro Tempore Bee announced that Speaker Unruh has referred the following bills to the following committees

Assembly Bill No	*Committee*
49	Rules
50	Rules
51	Rules

MESSAGES FROM THE SENATE

Senate Chamber, February 4, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day adopted

Senate Concurrent Resolution No 1

J A BEEK, Secretary of the Senate
By Lance MacArthur, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read

Senate Concurrent Resolution No. 1—Relative to adjournment of the Legislature for a recess and to reassembling of the Legislature after such recess, fixing the date for said adjournment and said reassembling

Referred by the Speaker pro Tempore to the Committee on Rules

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

The following resolution was offered

Assembly Concurrent Resolution No. 4: By Assemblyman Bane—Relative to the preparation and printing of a Summary Digest and Subject List

Referred by the Speaker pro Tempore to the Committee on Rules

GUESTS EXTENDED COURTESIES OF THE ASSEMBLY

The Members of the Assembly took pleasure in welcoming, and extending the courtesies of the Assembly to the following guests for this legislative day

Mr E O Downs, Mrs Pool and Mrs Hatfield, adults, and the following students of the West Point Elementary School, West Point Mike Hatfield, David Dubois, Morten Pool, James Link Bruce Mitcham, Billy Stone, Elsie Phillips, and Kathy Sharitt

ADJOURNMENT

At 10 24 a m , on motion of Mr Waldie, the Speaker pro Tempore declared the Assembly adjourned until 4 p m , Monday, February 10, 1964

JESSE M UNRUH, Speaker

ANABEL WHANG, Minute Clerk

CALIFORNIA LEGISLATURE

1964 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

FIFTH LEGISLATIVE DAY

EIGHTH CALENDAR DAY

IN ASSEMBLY

Assembly Chamber
Monday, February 10, 1964

The Assembly met at 4 p m
Hon Carlos Bee, Speaker pro Tempore of the Assembly, presiding
Chief Clerk James D Driscoll at the Desk
Assistant Clerk Malcolm MacIntyre reading

ROLL CALL

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

Allen, Alquist, Ashcraft, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad Cusanovich, Danielson, Dennemeyer, Davis, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Marks, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Stanton, Stevens, Thelin, Veneman, Vasey, Waite Wilhe Warren, Whetmore Williamson, Willson, Winton, Young, Zbeig, and Mr Speaker—66

Quorum present

PRAYER

The following prayer was offered by the Chaplain, Rev Robert R Ferguson

God of Life and Hope. Disturb us with lofty, yet reasonable, goals
Give us the ability to clearly delineate between actual needs and marginal risks
May we ever have compassion, yet may it be tempered with resolute responsibility
Wilt Thou order our minds that in crisis decisions we may ever have a quiet center from which to evaluate
In Our Lord's Name, we pray —AMEN

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Bee, Mr Flournoy then led the Assembly in the pledge of allegiance to the Flag

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Mr Marks, seconded by Mr Belotti

LEAVES OF ABSENCE FOR THE DAY

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

Mr Quimby, on motion of Mr Waldie

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

Mr Deukmejian, on motion of Mr Conrad
Mr Lanterman, on motion of Mr Conrad
Mr Song, on motion of Mr Waldie
Mr Carrell, on motion of Mr Waldie
Mr Soto, on motion of Mr Waldie
Mr Frew, on motion of Mr Waldie
Mr Thomas, on motion of Mr Waldie
Mr Badham, on motion of Mr Conrad
Mr McMillan, on request of the Speaker pro Tempore
Mr Zenovich, on request of the Speaker pro Tempore

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

Mr Crown, on motion of Mr Waldie
Mr Burton, on motion of Mr Elliott

ANNOUNCEMENTS

Mr Conrad announced to the members that Mr Veysey had become the proud grandfather of an 8-pound baby girl, born on Saturday, February 8, 1964, whereupon the members joined in congratulating Mr Veysey

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Mr Holmes was granted unanimous consent to have the following speech of the Honorable Tom Shanahan Youth Governor of the YMCA Model Legislature, printed in the Journal

Speech Delivered by the Honorable Tom Shanahan, Youth Governor, to Joint Session of 16th Annual YMCA Model Legislature

February 9, 1964

Lt Gov McGlashan, Speaker Marsh, and Members of the Model Legislature

In just a few, short moments, the Lieutenant Governor will bring down his gavel and thus mark the end of the 16th Annual YMCA Model Legislature In these closing moments, let us consider what has transpired in these last three days

We have had a rare opportunity—the opportunity to meet together and to debate the issues which confront us as Californians In so doing, we have witnessed the actual operation of our democracy We have found it to be a slow, sometimes even tedious process We have found it takes time, consideration and compromise for intelligent people to find solutions to the complex problems of the twentieth century Indeed we have found that there is often no *one* solution to a problem

Now we must return to our respective communities and apply this new understanding to our daily lives The twentieth century has seen the rise of extremist groups in this country, groups which are very militant, very outspoken Ours is a

changing, tumultuous era, and the problems of the day reflect this. Faced with such complexities, an increasing number of men and women seem to be moving toward the extreme right or extreme left. Teenagers and young adults especially appear to favor the extremes of the political scale. Extremism has almost become the fashion in some circles.

Let's examine this viewpoint. When you think about it, it's easy to be an extremist. From such a position every issue is either black or white—you're right, they're wrong, and there is no ground in between.

Why do people adopt such viewpoints? Is it because they are afraid? Is it because they are confused by the pressures of the twentieth century? Do teenagers adopt extremism because it gives them a cause, a strict set of standards with which to evaluate every issue?

We have seen in these last few days that no one has a monopoly on the truth, that wise solutions are reached only after careful consideration of all the arguments, all the theories, and all the facts. The problems of today cannot be measured by any one set of standards. Extremists may smugly ridicule the opposition, but the problems go unsolved.

Contrary to general opinion, it takes courage to be a moderate. It takes courage *not* to commit one's self to a rigid set of standards but to depend upon one's reason and insight. We have seen that problems are solved only with careful, unbiased consideration, and in this year of 1964 we *must* solve the problems which confront us. We will be "buried" only if we dig the grave, and each time we let the day's complexities panic us, each time we seek simple answers to difficult questions, we have dug a little of that grave.

In 1964, we could well heed our President's favorite quotation. "Come, let us reason together." In the 16th Model Legislature, this is what we have done. And this is what the citizens of this country must do. Talk together, reason together, act together to solve the problems of the twentieth century. To this end, let us here dedicate ourselves, SO HELP US GOD.

INTRODUCTION OF GUESTS

Speaker pro Tempore Bee introduced Mrs. Marjorie Flournoy, wife of Assemblyman Flournoy, and their son, David, and daughter, Jean, of Claremont, to the Members of the Assembly, who joined in welcoming them on their visit to the Assembly Chamber.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Bill No. 52: By Assemblyman Alquist—An act to amend Section 7600 of the Welfare and Institutions Code and Section 2 of Chapter 935 of the Statutes of 1963, relating to the Study Commission on Mental Retardation.

Held at desk by order of the Speaker pro Tempore.

Assembly Bill No. 53: By Assemblyman Mihas—An act to repeal Section 23313 of, and to add Section 23314 to, the Elections Code, relating to the consolidation of elections.

Held at desk by order of the Speaker pro Tempore.

Assembly Bill No. 54: By Assemblyman Mihas—An act to amend Section 7201 of the Elections Code, relating to primary elections.

Held at desk by order of the Speaker pro Tempore.

Assembly Bill No. 55: By Assemblyman Milias—An act to amend Section 32100 5 of the Health and Safety Code, relating to hospital districts

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 56: By Assemblyman Flournoy—An act to amend Sections 17611 5, 17616, 17654 5, 17655 5, 17656, 17660, 17664, 17665, 17666 2, 17901, 17902, 17904, 17951, 17990, 18401, 18451, 18452 and 18455 of, and to repeal Article 4 (commencing with Section 17751), Article 5 (commencing with Section 17801), Article 6 (commencing with Section 17851), Article 7 2 (commencing with Section 17940), and Article 8 5 (commencing with Section 17970), of Chapter 3 of Division 14 of, the Education Code, relating to state financial support for public school districts

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 57: By Assemblyman Bagley—An act freeing certain tide and submerged lands previously granted in trust to the County of Marin from the trust for navigation, commerce, and fisheries, and authorizing the exchange of said lands for other lands of comparable value.

Held at desk by order of the Speaker pro Tempore

Assembly Constitutional Amendment No. 3: By Assemblyman Flournoy—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 6 of Article IX thereof, relating to the public school system

Held at desk by order of the Speaker pro Tempore

Assembly Concurrent Resolution No. 5: By Assemblyman Veneman (Senator Pittman, coauthor)—Relative to work programs under the aid to families with dependent children program

Held at desk by order of the Speaker pro Tempore

Assembly Concurrent Resolution No. 6: By Assemblymen Young, Z'berg, Garrigus, Meyers, and Powers—Relative to salaries of craftsmen in state employment

Held at desk by order of the Speaker pro Tempore

ANNOUNCEMENTS

Messrs Allen and Kennick announced that Phillip Schott, the Consultant to the Assembly Interim Committee on Public Utilities, and his wife, had become the parents of a son, on February 9th, 1964, whereupon the Members joined in congratulating Mr and Mrs Schott

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

The following bills were introduced, and read the first time

Assembly Bill No. 58: By Assemblyman Bane—An act to amend Sections 10221, 10314, and 14419 of the Elections Code, relating to the conduct of elections

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 59: By Assemblyman Bane—An act to amend Section 1645 of the Elections Code, relating to precinct boards

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 60: By Assemblyman Bane—An act to amend Section 1345 of the Education Code, relating to school district elections

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 61: By Assemblyman Bane—An act to amend Section 1402 of the Education Code, relating to school district elections

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 62: By Assemblyman Bane—An act to amend Section 1415 of the Education Code, relating to school district elections

Held at desk by order of the Speaker pro Tempore

RESOLUTIONS

The following resolutions were offered

By Assemblyman Bee

House Resolution No 30

Relative to honoring and congratulating Fire Chief Joseph Pashote

WHEREAS, On February 29, 1964, the outstanding fire service career of Fire Chief Joseph Pashote of the City of Newark will draw to a close with his retirement, and

WHEREAS, Since 1922 when he first became a volunteer fireman, the dedicated and devoted service which Chief Pashote has rendered to the people of his community in the field of fire prevention and control has earned him the respect of all who know him, and

WHEREAS, In 1933 he became Fire Chief of the Newark Fire District and upon the merger of the district in 1957 into Newark's city government, he became Fire Chief of the City of Newark, and

WHEREAS, He is a life member of the Pacific Coast Fire Chiefs Association, a member of the Alameda County Fire Chiefs Association and a member and past president of the Alameda County Fireman's Association, and

WHEREAS, Chief Pashote is deserving of the congratulations of all for his 42 years of exceptional fire service to the people of Newark and upon his coming retirement, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly do hereby extend to Fire Chief Joseph Pashote of the City of Newark their heartiest congratulations upon his outstanding fire service career and upon his coming retirement and their sincere best wishes that he may have many rich and rewarding future years, 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 Fire Chief Joseph Pashote of the City of Newark

Request for Unanimous Consent

Mr Waldie was granted unanimous consent to take up House Resolution No 30 without reference to committee or file

Resolution read, and adopted

By Assemblyman Veysey

House Resolution No 31

Relative to the Holtville Carrot Carnival

WHEREAS, Holtville is renowned as the carrot capital of the world; and

WHEREAS, The Seventeenth Annual Carrot Carnival will be held this year in Holtville on February 13 through 16, and

WHEREAS, The Holtville Chamber of Commerce and its Manager, L L McLaughlin, and its Directors, Carl Henry, Stanley Pendley, Dean Bolar Louie Anderholt, Elron Gramly, Jim Hurt, Dallas Crabtree, Ronald Thornburg, Doug Brown, Allen Phillips, Elizabeth Harris, Lee Wilson, in sponsoring this event have provided a wide variety of attractions including the Carrot Carnival parade, centering around the theme "What is Happiness?", and

WHEREAS, This event sponsors a carrot recipe contest which has engendered wide interest in the varied use of carrots, and

WHEREAS, The Parade Marshal will be Elron Gramly, and the Grand Marshal will be Keith Savage, now, therefore, be it

Resolved by the Assembly of the State of California, That the members thereof commend the Chamber of Commerce of Holtville for presenting the Holtville Carrot Carnival and urge the people of California to visit and enjoy this unique event, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit suitably prepared copies of this resolution to Elron Gramly, Keith Savage and L L McLaughlin

Request for Unanimous Consent

Mr Veysey was granted unanimous consent to take up House Resolution No 31 without reference to committee or file

Resolution read, and adopted

By Assemblymen Pattee, Holmes, and Petris

House Resolution No. 32

Relative to an investigation of effects of proposed state lottery measure

WHEREAS, Proposals for a state lottery to be voted upon by the people have been advanced, and

WHEREAS, Questions have arisen relative to the motive behind the proposals and the possibility that organized crime will gain strength in the State if such proposals are enacted now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is directed to assign to an appropriate interim committee the subject matter of this resolution and to direct such interim committee to investigate into whether or not the enactment of proposals for a state lottery will present dangers to the State such as undue profits to the promoters, and the increase of organized crime, and to direct such interim committee to make known its findings and recommendations to the public from time to time and to report its findings and recommendations to the Assembly not later than the fifth legislative day of the 1965 Regular Session of the Legislature

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

ANNOUNCEMENTS

Speaker pro Tempore Bee announced that the Assembly would be in session tomorrow, Tuesday, February 11, 1964, at 10 a m

RESOLUTIONS

The following resolutions were offered

By Assemblyman Stevens

House Resolution No. 33

Relative to congratulating Robert H Meyer

WHEREAS, The Members of the Assembly have learned of the recent receipt by Robert H Meyer of the Distinguished Service Award as Outstanding Young Man of Santa Monica in 1963, and

WHEREAS, Mr Meyer, while only 32 years of age, has already achieved lofty goals in his chosen profession of life insurance, being vice president of Ernie White Insurance, Inc, and in his many activities in community affairs, and

WHEREAS Among his many noteworthy achievements are his service as President and member of the Executive Committee of the Santa Monica Junior Chamber of Commerce, as member of the Santa Monica Salvation Army Advisory Board and Co-Chairman of the Salvation Army Youth Activities Committee, as immediate Past President and the Legislative Chairman of the Western Area Association of Life Underwriters, as Secretary of the Sigma Nu Fraternity Social Alumni Association and President of the Sigma Nu Fraternity House Corporation Board of Directors, as member of the committee which formed the Project Against Leukemia Blood Bank program and as the first State Chairman of this Junior Chamber of Commerce project, as Fund Raising Chairman for the 1964 Ten Outstanding Young Men Congress, as Co-Chairman of the first Pacific Palisades Seat Belt Clinic, as member of the Parent's Council of St Matthews Parish School, and as assistant section leader for insurance and professional groups for the 1963 Santa Monica Community Chest, and

WHEREAS In his active participation in these many worthwhile activities and projects, Mr Meyer has demonstrated outstanding leadership talent and a deep concern for the welfare of his community, now, therefore, be it

Resolved by the Assembly of the State of California That the Members of the Assembly extend their congratulations to Robert H Meyer for his receipt of the Distinguished Service Award as Outstanding Young Man of Santa Monica in 1963, 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 Robert H Meyer

Request for Unanimous Consent

Mr Stevens was granted unanimous consent to take up House Resolution No 33 without reference to committee or file

Resolution read, and adopted

By Assemblyman Elliott

House Resolution No 34

Commending Marie Kilbride

WHEREAS, It has come to the attention of the Legislature that on June 19 1964, Mrs Marie Kilbride will retire from her teaching position with the Theodore Roosevelt Adult School of Los Angeles, and

WHEREAS, In her 34 years as a full-time adult education teacher, Mrs Kilbride has helped fill the educational and guidance needs of approximately 12,000 adult Californians, and

WHEREAS, Inspired and encouraged by Mrs Kilbride, many of these adults have gone on to higher educational levels where they have made valuable contributions to our State and nation, and

WHEREAS, Among her former pupils who entered the professions are 29 public school teachers, 17 medical doctors, 9 dentists, and 15 ministers, and

WHEREAS Mrs Kilbride, under the direction of Principal E N Carl, started the successful evening high school of Roosevelt Adult School, and

WHEREAS, She has also served the education profession as Chairman of the Affiliated Teacher Organizations of Los Angeles, and President of the Adult Education Association of Los Angeles, and

WHEREAS, She was honored in 1963 as an outstanding teacher, receiving the CALCO award of the California Council of Adult Education and an award by the Adult Education Association of Los Angeles, now, therefore be it

Resolved by the Assembly of the State of California, That the Members take this opportunity to commend Mrs Marie Kilbride on her distinguished record of service in the field of adult education in California, and extend their best wishes for her future good health and prosperity, 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 Marie Kilbride

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

ANNOUNCEMENTS

Mr Dannemeyer announced that he had at his desk a bill relating to junior college facilities, and invited all members who desired to become coauthors of the measure to come to his desk and affix their signatures to the bill before its introduction

INTRODUCTION OF GUESTS

Assemblyman Z'berg introduced his daughter, Susan Z'berg, and her classmate, Kay Nahas, of Sacramento, to the Members of the Assembly, who joined in welcoming them on their visit to the Assembly Chamber

REQUEST FOR UNANIMOUS CONSENT TO WITHDRAW SENATE CONCURRENT RESOLUTION NO 3 FROM COMMITTEE

Mr Booth was granted unanimous consent that Senate Concurrent Resolution No 3 be withdrawn from the Committee on Rules for purpose of consideration at this time

Request for Unanimous Consent

Mr Booth was granted unanimous consent to take up Senate Concurrent Resolution No 3 without reference to print or file

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 3

Senate Concurrent Resolution No. 3—Approving an amendment to the Charter of the City of Marysville, a municipal corporation in the County of Yuba, State of California, ratified by the qualified electors of the city at a special election held therein on the 20th day of January, 1964.

Resolution read, and presented by Mr Booth

Resolution adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Bagley, Barnes, Bee, Beilenson, Belotti, Booth, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Danielson, Dennemeyer, Davis, Dills, Donovan, Dymally, Ferrell, Flournoy, Foran, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Kennick, Marks, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Powers, Rumford, Stanton, Stevens, Thelin, Veneman, Vesser, Waite, Waldie, Warren Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Mr Speaker—58

NOES—None

Resolution ordered transmitted to the Senate

RESOLUTIONS

The following resolutions were offered

By Assemblyman Bane

House Resolution No. 35

Relative to amendment of the Temporary Rules for the 1964 First Extraordinary Session

Resolved by the Assembly of the State of California, That the Temporary Rules of the Assembly for the 1964 First Extraordinary Session are amended by adding a new Rule 10 1 thereto, to read

10 1 The chairmen, if any, of the caucus of the majority party and of the caucus of the minority party, unless appointed or elected as members pursuant to Rule 10, shall be ex officio members of the Committee on Rules with all rights and privileges of such membership, except the right to vote

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

By Assemblyman Bane

House Resolution No 36

Relative to a study of theft and conversion of rented vehicles and equipment

WHEREAS, The vehicle and equipment rental industry is confronted with the problem of ever-increasing thefts through trickery and device, and

WHEREAS, There is no adequate legal procedure available to recover personal property which has been converted from the owner, and

WHEREAS, When this conversion takes place, the owner of a vehicle or equipment is unable to get the law enforcement agencies to act, and

WHEREAS, The question of when a rental becomes a conversion should be defined, and

WHEREAS, Law enforcement agencies have requested definite legislation to enable them to obtain complaints from the district attorneys, now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Rules Committee is directed to assign to the appropriate interim committee the duty of studying, investigating and reporting on, theft and conversion of rented vehicles and equipment, and to direct such interim committee to report thereon to the Assembly no later than the fifth legislative day of the 1965 Regular Session

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Beilenson

House Resolution No. 37

Relative to the Perpetual Savings and Loan Association

WHEREAS, The directors of Perpetual Savings and Loan Association have caused to be constructed in the City of Beverly Hills a home office building of great beauty, and

WHEREAS, This building, which features a facade of parabolic arches with planter troughs of hanging ivy at each floor, was designed by the distinguished and world-famous architect, Edward Durell Stone, and

WHEREAS, This building has received numerous awards including the coveted Los Angeles Beautiful Community Award for its dramatic and unusual architectural styling, and

WHEREAS, This building's beauty is enhanced, and the entire business district made more attractive, by its being set back from the street behind a plaza planted with trees and centered on an outstanding fountain and water display, and

WHEREAS, This building is an asset to the community and to the State and an inspiration to architectural creativity; and

WHEREAS, The directors of Perpetual Savings and Loan Association are to be commended for their conviction that buildings in a modern city can have uniqueness and distinction, now therefore, be it

Resolved by the Assembly of the State of California That the Members of the Assembly express their gratitude and congratulations to the directors of Perpetual Savings and Loan Association for contributing the Perpetual Building to the beauty of our State, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to the officers and directors of the Perpetual Savings and Loan Association of Beverly Hills, California

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

MESSAGES FROM THE SENATE

Senate Chamber, February 10, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day adopted

Assembly Concurrent Resolution No 2

J A BEEK, Secretary of the Senate
By R W Lyons Chief Assistant Secretary

Above resolution ordered enrolled

Senate Chamber, February 6, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day adopted

Senate Concurrent Resolution No 4
Senate Concurrent Resolution No 5
Senate Concurrent Resolution No 6

J A BEEK, Secretary of the Senate
By R W Lyons, Chief Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read

Senate Concurrent Resolution No. 4—Approving an amendment to the Charter of the City of Napa, a municipal corporation in the County of Napa State of California, ratified by the qualified electors of the city at a special election held therein on the seventh day of May, 1963

Request for Unanimous Consent

Mr Young was granted unanimous consent to take up Senate Concurrent Resolution No 4 without reference to committee, print, or file

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 4

Senate Concurrent Resolution No. 4—Approving an amendment to the Charter of the City of Napa, a municipal corporation in the County of Napa, State of California, ratified by the qualified electors of the city at a special election held therein on the seventh day of May, 1963

Resolution read, and presented by Mr Young

Resolution adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Bagley, Banc, Barnes, Bee, Beilenson, Belotti, Booth, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Donnelson, Dunnemeyer, Dills, Donovan, Dymally, Elliott, Fenell Flournoy, Foran, Gaffney, Garrigus Gonsalves Greene, Henson, Hinckley, Holmes, Johnson, Marks, Meyers, Milias, Mills Moreno, Mulford, Pattee, Petris, Powers Rumford, Stevens, Thelin, Veysey, Waite, Waldie, Warren, Williamson, Willson, Winton, Young, Z'berg and Mr Speaker—54
NOES—None

Resolution ordered transmitted to the Senate

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read

Senate Concurrent Resolution No. 5—Approving an amendment to the Charter of the City of Napa, a municipal corporation in the County of Napa, State of California, ratified by the qualified electors of the city at a special election held therein on the seventh day of May, 1963

Request for Unanimous Consent

Mr Young was granted unanimous consent to take up Senate Concurrent Resolution No 5 without reference to committee, print, or file

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 5

Senate Concurrent Resolution No. 5—Approving an amendment to the Charter of the City of Napa, a municipal corporation in the County of Napa, State of California, ratified by the qualified electors of the city at a special election held therein on the seventh day of May, 1963

Resolution read, and presented by Mr Young

Resolution adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Danielson, Dunnemeyer, Dills, Donovan, Dymally, Elliott, Ferrell, Foran, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Marks, Meyers, Mihas, Mills, Mulford, Pattee, Petris, Powers, Rumford, Ryan, Stevens, Thelin, Veysey, Waite, Waldie, Warren, Williamson, Willson, Winton, Young, Zberg and Mr Speaker—55

NOES—None

Resolution ordered transmitted to the Senate

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read

Senate Concurrent Resolution No. 6—Approving an amendment to the Charter of the City of Napa, a municipal corporation in the County of Napa, State of California, ratified by the qualified electors of the city at a special election held therein on the seventh day of May, 1963

Request for Unanimous Consent

Mr Young was granted unanimous consent to take up Senate Concurrent Resolution No 6 without reference to committee, print, or file

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO 6

Senate Concurrent Resolution No. 6—Approving an amendment to the Charter of the City of Napa, a municipal corporation in the County of Napa, State of California, ratified by the qualified electors of the city at a special election held therein on the seventh day of May, 1963

Resolution read, and presented by Mr Young

Resolution adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Bagley, Bane, Barnes, Bee, Beilenson, Belotti Booth, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Danielson, Dunnemeyer Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Gaffney, Garrigus Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Marks, Meyers, Mihas, Mills, Moreno, Mulford, Pattee, Petris, Powers, Rumford, Ryan, Stevens, Thelin, Veysey, Waite, Waldie, Warren, Williamson, Willson, Winton, Young, Zberg, and Mr Speaker—57

NOES—None

Resolution ordered transmitted to the Senate

REPORTS OF STANDING COMMITTEES

Committee on Rules

Assembly Chamber, February 10, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 26

With the recommendation That the resolution be retained in committee, and that the subject matter be referred to the Committee on Criminal Procedure for study

BANE, Chairman

Subject matter of the above resolution referred to the Committee on Criminal Procedure

Assembly Chamber, February 10, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 17
House Resolution No 18
House Resolution No 19

With the recommendation Be adopted

BANE, Chairman

Above resolutions ordered on file.

Assembly Chamber, February 10, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 27
House Resolution No 28

With the recommendation Be adopted

BANE Chairman

Above resolutions ordered on file

CONSIDERATION OF DAILY FILE
THIRD READING OF ASSEMBLY BILLS

Consideration of House Resolution No. 8

By Assemblyman Mulford

House Resolution No. 8—Commending William Blackfield

NOTE The full text of House Resolution No 8 appears at page 14 of the Assembly Daily Journal for February 4, 1964

Resolution read, and adopted

Consideration of House Resolution No 9

By Assemblyman Mulford

House Resolution No. 9—Commending Paul R Handlery

NOTE The full text of House Resolution No 9 appears at page 15 of the Assembly Daily Journal for February 4, 1964

Resolution read, and adopted

Consideration of House Resolution No. 10

By Assemblyman Belotti

House Resolution No. 10—Relative to commending Sister Jean Therese

NOTE The full text of House Resolution No 10 appears at page 16 of the Assembly Daily Journal for February 4, 1964

Resolution read, and adopted

Consideration of House Resolution No. 11

By Assemblyman Belotti

House Resolution No. 11—Relative to commending Mrs Merrill (Irene) James

NOTE The full text of House Resolution No 11 appears at pages 16 and 17 of the Assembly Daily Journal for February 4, 1964

Resolution read, and adopted

Consideration of House Resolution No. 13

By Assemblyman Winton

House Resolution No. 13—Relative to congratulating George A Clarke

NOTE The full text of House Resolution No 13 appears at page 20 of the Assembly Daily Journal for February 4, 1964

Resolution read, and adopted.

Consideration of House Resolution No. 12

By Assemblymen Gaffney, Meyers, Forau, and Marks

House Resolution No. 12—Relative to the death of Mr. Joseph F Rae

Resolution read

Motion to Amend

Mr Gaffney moved the adoption of the following amendment·

Amendment No 1

In the second line of the first resolved clause of the printed measure, as printed on pages 19 and 20 of the Assembly Journal of the 1964 First Extraordinary Session for February 4, 1964, after "and" insert "extend to"

Amendment read, and adopted.

Request for Unanimous Consent

Mr Gaffney was granted unanimous consent to take up House Resolution No 12, as amended, without reference to file

Consideration of House Resolution No 12, as Amended

By Assemblymen Gaffney Meyers, Forau, and Marks

House Resolution No 12

Relative to the death of Mr Joseph F Rae

WHEREAS, The Members of the Assembly were grieved to learn of the passing of Mr Joseph F Rae, editor and publisher of The Twin Peaks Sentinel, on September 10, 1963, and

WHEREAS Mr Rae was a native of his beloved San Francisco by the Bay and the son of Joseph Arnold and Ellen Faulfield Rae, and

WHEREAS His interests and activities were varied and widespread, reflecting his constant interest in civic, fraternal, and social affairs and in the welfare of his community, and included membership in Powell Street Cowboys, Improved Order of Redmen, Great Council of California White Eagle Tribe No 72 and Willopi Council No 106 Degree of Pocahontas, San Francisco Elks Club, San Francisco Aerie No 5, F O E , International Footprinters Association, Chapter No 1, Regular Veterans' Association Post No 15, Pacific Rod and Gun Club Press and Union League Club, San Francisco Typographical Union No 21 Builders' Exchange, Eureka Valley Promotion Association and Woodmen of the World, and

WHEREAS He further demonstrated his unusual energy and leadership abilities by serving as president of Dolores Press and of the Pacific Association Amateur Athletic Union Kiwanis Club, Twin Peaks Pals No 214, N S G W , and the South of Market Boys Club, and

WHEREAS Mr Rae was also a marine engineer, and during World War II served in the Merchant Marine Service leaving his business to brave the numerous dangers of enemy air and submarine attacks in order to help the country he loved turn back the threat of totalitarianism, and

WHEREAS Joseph F Rae was held in high esteem by all those who were privileged to know and work with him, now therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly express their heartfelt sorrow at the passing of Joseph F Rae and extend to other members of his family their deepest sympathy, 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 Ruth F Rae

Resolution read as amended and adopted

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

The following bills were introduced, and read the first time

Assembly Bill No 63: By Assemblyman Rumford—An act to amend Section 1345 of the Education Code, relating to school district elections

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 64: By Assemblymen Dannemeyer, Flournoy, Gonsalves, Whetmore, Allen, Kennick, Knox, Mills, Moreno, Petris, Porter, and Waldie—An act to amend Section 25546 02 of, and to add Section 25546 09 to, the Education Code, relating to junior college facilities, declaring the urgency thereof, to take effect immediately

Held at desk by order of the Speaker pro Tempore

ANNOUNCEMENTS

Speaker pro Tempore Bee announced that all bills introduced today are referred to the Committee on Rules

REFERENCE OF BILLS TO COMMITTEE

The following bills were referred to the Committee on Rules

Assembly Bills Nos. 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, and **64.**

Assembly Constitutional Amendment No. 3.

Assembly Concurrent Resolutions Nos. 5 and **6.**

COMMUNICATIONS

The following communications were presented by the Chief Clerk and ordered printed in the Journal

February 6, 1964

Chief Clerk

Please waive my per diem for Saturday and Sunday, February 8, 1964, and February 9, 1964

TOM BANE

Explanation of Absence

February 10, 1964

Hon Jesse M Unruh
Speaker of the Assembly
State Capitol, Sacramento

Dear Mr Speaker I am presently attending a Regional Meeting of the President's Committee for Traffic Safety in Phoenix, Arizona

Please consider this a request that I be granted a leave of absence for February 10, 11, and 12, because of legislative business elsewhere, should the 1964 Extraordinary Session meet on any or all of those days

Sincerely,

TOM CARRELL

GUESTS EXTENDED COURTESIES OF THE ASSEMBLY

The Members of the Assembly took pleasure in welcoming, and extending the courtesies of the Assembly to the following guests for this legislative day

On request of Assemblyman Monagan of Tracy to Jack McCann, Mrs Audrey Lawrence and Joseph L Martin, adults, and the following students of the New Hope School District, Thornton William Dacanay, Charles Daniel, David Galiste, Garv Henard, John Macanas, Rodney Parame, Danny Wheeler, Johnny Young, Arturo Castro, Larry Holcomb, Linda Ballesteros, Linda Caingles, Kathy Erich, Martha Ford, Pamela Gifford, Imelda Gonzales Evelyn Guillena, Patsy Hughes,

Karen Lawrence, Victoria Pulido, Nancy Sullivan, (Le Beaux) Margaret Taylor, and Rita Upton

On request of Assemblyman Veysey of Brawley to Mr and Mrs D E Fjeldsted and their children Deanne and James Fjeldsted of Brawley

On request of Assemblyman Holmes of Santa Barbara to Barney Barnett of San Luis Obispo

On request of Speaker pro Tempore Bee of Hayward to Mrs Marjorie Flournoy, wife of Assemblyman Houston I Flournoy, of Claremont, and their children David Flournoy and Jean Flournoy

On request of Speaker pro Tempore Bee of Hayward to Susan Z'berg, daughter of Assemblyman Z'berg of Sacramento, and her classmate, Kay Nahas, of Sacramento

ADJOURNMENT

At 4 37 p m , on motion of Mr Waldie, the Speaker pro Tempore declared the Assembly adjourned until 10 a m , Tuesday, February 11, 1964

JESSE M UNRUH, Speaker

ANABEL WHANG, Minute Clerk

the city at a municipal election held therein on the fifth day of November, 1963.

Referred by the Speaker pro Tempore to the Committee on Rules.

Assembly Concurrent Resolution No. 5: By Assemblymen Mills, Barnes, Asheraft, Burgener, and Donovan—Relative to approving charter amendments to the Charter of the City of San Diego, a municipal corporation in the County of San Diego, State of California, ratified by the qualified electors of the city at a special municipal election held therein on the seventeenth day of September, 1963.

~~Referred by the Speaker pro Tempore to the Committee on Rules~~

NOTE—On February 4, 1964, the action was rescinded whereby Assembly Concurrent Resolution No 5 was referred to the Committee on Rules See page 90.

Assembly Concurrent Resolution No. 6: By Assemblymen Gaffney, Unruh, Foran, Meyers, Allen, Alquist, Ashcraft, Bagley, Barnes, Belotti, Booth, Britschgi, Burgener, Chapel, Collier, Conrad, Crown, Cusanovich, Dannemeyer, Assemblywoman Davis, Assemblymen Deukmejian, Dills, Donovan, Dymally, Elliott, Flournoy, Frew, Garrigus, Gonsalves, Greene, Henson, Hinckley, Johnson, Kennick, Knox, Marks, McMillan, Mills, Moreno, Mulford, Petris, Powers, Rumford, Ryan, Soto, Stanton, Thelin, Veneman, Veysey, Waldie, Warren, Williamson, and Young (Senator McAteer, coauthor)—Relative to the death of Harold A. Berliner.

Referred by the Speaker pro Tempore to the Committee on Rules.

RESOLUTIONS

The following resolutions were offered:

By Assemblymen Greene, Danielson, and Burgener

House Resolution No. 11

Relative to requesting the Department of Corrections and the Bureau of Special Education of the State Department of Education to inaugurate a program to supply needful artifacts to physically handicapped school children

WHEREAS, Within the school-aged population in this State, there are many children afflicted with various types of physical handicaps, and

WHEREAS, For those school children who are blind, there is a need for books in Braille, relief maps, triangles, cubes, spheres, clock faces with raised numbers, tapes and recordings, and for the partially sighted, there is a need for books with large print, and

WHEREAS, For our children who lack muscular coordination, there is need for wheelchairs, walking stands, and specialized furniture tailored to individual bodies, and

WHEREAS, Experts in the field of education and experts in dealing with problems related to physically handicapped children could add an infinite number of artifacts to the list of needs of these youngsters, as well as aid in compiling lists of the needs of the deaf, the hard of hearing, and many other handicapped students, and

WHEREAS, Within the Department of Corrections, there already exist facilities to manufacture products for California Correctional Industries and to produce handiwork articles by inmates, and some of these facilities may be capable of producing a variety of the artifacts needed by handicapped school children, and

WHEREAS, A complete inventory of the number of children in each category of the physically handicapped at each grade level, and of their needs, should be made by the Bureau of Special Education, and the Department of Corrections, in turn, should make a detailed appraisal of the capacity of its facilities to supply the needed items, and

WHEREAS, The cost of a program within our penal system to supply necessary articles for physically handicapped school children would be insignificant when compared to the gain in meeting the needs of these youngsters; and

WHEREAS, In taking on a job which has no counterpart in commercial enterprise, inmates of penal institutions would learn useful skills to follow in industry

upon parole and would be benefitted in their rehabilitation by the opportunity to help those even less fortunate than themselves; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly hereby requests the Bureau of Special Education and the Department of Corrections to take all steps necessary or desirable to carry out the purposes embodied in the subject matter of this resolution to aid California's physically handicapped school children and prison inmates, and be it further

Resolved, That a report by the bureau and the department on their progress in implementing this program, together with recommendations for any legislation necessary to facilitate its completion, be submitted to the Assembly by not later than the fifth legislative day of the 1965 Regular Session of the Legislature, and be it further

Resolved, That the Chief Clerk of this Assembly transmit copies of this resolution to the Director of Corrections, to the Director of the State Department of Education and to the Chief of the Bureau of Special Education

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Cologne

House Resolution No. 12

Relative to the demise of Fred McCall

WHEREAS, It has come to the attention of the California State Legislature that Fred McCall, Supervisor in Riverside County, died on December 25, 1963, and

WHEREAS, Fred McCall served the County of Riverside for many years on the County Hospital Commission, the County Planning Commission and for the last nine years was a distinguished member of the Board of Supervisors for Riverside County representing the Fifth Supervisorial District; and

WHEREAS, Fred McCall gave generously and happily of his time, lending dignity, warmth and insight to the work of the Board, and built for himself a very outstanding record of accomplishments and service to all the people of Riverside County; and

WHEREAS, The County of Riverside and the State of California have lost a friend and public servant of the highest standards, whose passing will be sincerely and honestly mourned, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members grant their condolences to Mrs McCall, and to the members of the family, and express their appreciation for the worthwhile endeavors of Fred McCall on behalf of the people of this State in general, and the inhabitants of Riverside County in particular; and be it further

Resolved, That the Chief Clerk of the Assembly shall transmit a suitably prepared copy of this resolution to Mrs McCall

Request for Unanimous Consent

Mr. Cologne was granted unanimous consent to take up House Resolution No. 12 without reference to committee or file

Resolution read, and adopted

HOUSE RESOLUTION NO. 8 WITHDRAWN FROM COMMITTEE

Mr. Cologne was granted unanimous consent that House Resolution No. 8 be withdrawn from the Committee on Rules

Request for Unanimous Consent

Mr. Cologne was granted unanimous consent to take up House Resolution No. 8 without reference to file.

CONSIDERATION OF HOUSE RESOLUTION NO. 8

By Assemblyman Cologne:

House Resolution No. 8

Relative to commending the County of Riverside for the Riverside County Fair and National Date Festival

WHEREAS, The natural desert setting of Coachella Valley, California, instantly calls to mind an Arabian atmosphere and has in fact the climate and plant life of that picturesque Near East area; and

LEAVES OF ABSENCE FOR THE DAY

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

Mr Quimby, on motion of Mr Waldie

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

Mr Flournoy, on motion of Mr Conrad
Mr Carrell, on motion of Mr Waldie
Mr Soto, on motion of Mr Waldie
Mr Bane, on motion of Mr Waldie
Mr Thomas, on motion of Mr Waldie
Mr Frew, on motion of Mr. Waldie
Mr Lanterman, on motion of Mr Mulford
Mr Badham, on motion of Mr Mulford
Mr Deukmejian, on motion of Mr Mulford

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

Mr Z'berg, on motion of Mr Waldie
Mr Song, on motion of Mr Waldie
Mr Burton, on motion of Mr Waldie

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered

Assembly Constitutional Amendment No. 4: By Assemblyman Mills—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 39 to Article IV thereof, relating to legislative voting

Referred by the Speaker pro Tempore to the Committee on Rules

RESOLUTIONS

The following resolutions were offered

By Assemblyman Dannemeyer

House Resolution No. 38

Relative to licensing of escrow agents

WHEREAS, Those desiring to engage in the business of acting as an escrow agent are presently required to incorporate for that purpose, and

WHEREAS, The corporate form of business organizations is frequently employed as a means of limiting personal liability, a concept which seems at first glance inappropriate for those engaged in handling the funds of others, and

WHEREAS, It may be that an arrangement may be devised wherein an individual desiring to act as an escrow agent could be spared the inconvenience and expense of incorporation, and the protection of the public could be at least equally assured through an appropriate surety bond, now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Rules Committee is directed to assign to an appropriate interim committee the subject of the form of organization to be required of those seeking to do business as an escrow agent, and to require such interim committee to report its findings and recommendations to the Legislature not later than the fifth calendar day of the 1965 Regular Session of the Legislature

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

By Assemblyman Dymally

House Resolution No 39

Relative to inequities in the law with respect to blind persons in families receiving assistance under the Aid to Families with Dependent Children program

WHEREAS, A blind person is permitted to have $85 per month in earned income and still receive the full basic grant under the program of Aid to the Blind, and

WHEREAS, Earnings by a blind person in excess of $85 per month are deducted from this basic grant, and all assistance under the Aid to the Blind program ceases when the blind person's income equals the amount of his grant, plus $85, per month, and

WHEREAS, If a blind person's children are recipients of Aid to Families with Dependent Children and his income is sufficient to make him ineligible for Aid to the Blind such person is no longer permitted earned income of $85 in addition to an amount equal to the basic grant in blind aid, as would have been the case if his earnings were small enough to permit him some amount of blind assistance, and

WHEREAS, Instead of an allowance being made for his separate needs in accordance with standards for Aid to the Blind, such person's earnings are considered to be a part of the income of the family unit and budgeted according to the far less liberal standards used in the program of Aid to Families with Dependent Children, and

WHEREAS, This inequity in the law could tend to discourage certain blind persons from attempting to increase their earnings beyond the amount permitted recipients of Aid to the Blind, now, therefore, be it

Resolved by the Assembly of the State of California, That the Committee on Rules is directed to assign the subject matter of this resolution to an appropriate interim committee for study of the problems contained therein and to report its findings and recommendations to this Assembly by the fifth legislative day of the 1965 Regular Session

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Dymally

House Resolution No 40

Relative to an interim study of the conflicting provisions relating to property qualifications of recipients of Aid to the Blind in families receiving Aid to Families with Dependent Children

WHEREAS, Section 456 of the Welfare and Institutions Code permits a recipient of Aid to the Blind to retain up to one thousand two hundred dollars in personal property without such retention affecting his eligibility for such public assistance, and

WHEREAS, Section 1521 of the Welfare and Institutions Code limits a family receiving Aid to Families with Dependent Children to retention of only six hundred dollars in personal property, and

WHEREAS, It sometimes happens that a parent eligible for Aid to the Blind has children receiving assistance under the program of Aid to Families with Dependent Children and the parent is thereby limited to retention of personal property valued at no more than six hundred dollars, and

WHEREAS, A study is needed to resolve the differences between these statutory provisions to permit a recipient of Aid to the Blind to retain one thousand two hundred dollars in personal property whether or not there are children in the family receiving public assistance under the program for Aid to Families with Dependent Children, now, therefore, be it

Resolved by the Assembly of the State of California, That the Committee on Rules is directed to assign the subject matter of this resolution to an appropriate interim committee for study of the problems contained therein, and the laws relating thereto, and to report its findings together with its recommendations for needed legislation, to this Assembly by the fifth legislative day of the 1965 Regular Session

Resolution read and referred by the Speaker pro Tempore to the Committee on Rules

MESSAGES FROM THE SENATE

Senate Chamber, February 10, 1964

Mr Speaker I am directed to inform your honorable body that the Senate amended, and on this day passed as amended

Assembly Bill No 9

And respectfully requests your honorable body to concur in said amendments

J A BEEK, Secretary of the Senate
By R W Lyons, Chief Assistant Secretary

Above bill ordered to unfinished business file

Senate Chamber, February 11, 1964

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 R W Lyons, Chief Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read

Senate Concurrent Resolution No. 11—Relative to congratulating the United States Davis Cup Team

Referred by the Speaker pro Tempore to the Committee on Rules

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP SENATE AMENDMENTS TO ASSEMBLY BILL NO. 9

Mr Willson was granted unanimous consent to take up consideration of Senate amendments to Assembly Bill No 9, without reference to file

CONSIDERATION OF SENATE AMENDMENTS TO ASSEMBLY BILL NO 9

Assembly Bill No. 9—An act relating to contribution among joint and several tortfeasors, 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 9?

Senate Amendments of February 5, 1964

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, strike out 'to amend Sections 875, 876, 877, 878, and to repeal Section 880 of the Code of Civil Procedure,"

Amendment No 2

On page 1, strike out line 1 and insert

'SECTION 1 This act is applicable only to injuries to person or property and wrongful deaths resulting from the failure of the Baldwin Hills dam and reservoir in the City of Los Angeles on December 14, 1963

SEC 2 The right of contribution provided by this act is in addition to any other rights of contribution, and any other remedies, that exist

SEC 3 (a) Where two or more persons become jointly or severally liable in tort for the same injury to person or property or for the same wrongful death, there is a right of contribution among them which shall arise when one tortfeasor has discharged by payment the common liability or has paid more than his pro rata share thereof, although judgment has not been rendered against all or any of them in an action on the tort

(b) Such right of contribution shall be administered in accordance with the principles of equity

(c) Such right of contribution shall be limited to the excess so paid over the pro rata share of the person so paying and in no event shall any tortfeasor be compelled to make contribution beyond his own pro rata share of the common liability

(d) There shall be no right of contribution in favor of any tortfeasor who has intentionally injured the injured person

(e) A liability insurer who by payment has discharged the common liability of a tortfeasor shall be subrogated to his right of contribution

(f) This act shall not impair any right of indemnity under existing law, and where one tortfeasor is entitled to indemnity from another, there shall be no right of contribution between them

(g) This act shall not impair the right of a plaintiff to satisfy a judgment in full as against any tortfeasor judgment debtor

SEC 4 (a) The pro rata share of each tortfeasor shall be determined by dividing the entire common liability equally among all of them

(b) Where one or more persons are liable solely for the tort of one of them or of another, as in the case of the liability of a master for the tort of his servant, they shall contribute a single pro rata share, as to which there may be indemnity between them

SEC 5 Where a release, dismissal with or without prejudice or a covenant not to sue or not to enforce judgment is given in good faith to one or more of a number of tortfeasors claimed to be liable for the same tort

(a) It shall not discharge any other such tortfeasor from liability unless its terms so provide, but it shall reduce the claims against the others in the amount stipulated by the release, the dismissal or the covenant, or in the amount of the consideration paid for it whichever is the greater, and

(b) It shall discharge the tortfeasor to whom it is given from all liability for any contribution to any other tortfeasors

SEC 6 (a) Whether or not judgment has been entered in an action against two or more tortfeasors for the same injury or wrongful death, contribution may be enforced by separate action

(b) Where a judgment has been entered in an action against two or more tortfeasors for the same injury or wrongful death, a judgment for contribution may be entered by one such tortfeasor judgment debtor against the other tortfeasor judgment debtors by motion upon notice Notice of such motion shall be given to all parties in the action, including the plaintiff or plaintiffs at least ten (10) days before the hearing thereon Such notice shall be accompanied by an affidavit setting forth any information which the moving party may have as to the assets of defendants available for satisfaction of the judgment or claim for contribution

(c) The recovery of a judgment for an injury or wrongful death against one tortfeasor does not of itself discharge the other tortfeasors from liability for the injury or wrongful death unless the judgment is satisfied The satisfaction of the judgment does not impair any right of contribution

(d) The judgment of the court in determining the liability of the several defendants to the claimant for an injury or wrongful death shall be binding as among such defendants in determining their right to contribution

SEC 7 If any provision of this act or the application thereof to any person is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application and to this end the provisions of this act are declared to be severable

SEC 8 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

On December 14, 1963, a dam and reservoir, located in the Baldwin Hills area within the City of Los Angeles, failed and more than 200 million gallons of water flooded hundreds of dwellings and commercial buildings, with more than 2,000 persons suffering severe damage to their property The losses aggregated many millions of dollars and the County of Los Angeles has been declared by the President of the United States to be a disaster area

The victims of the flood are in urgent need of funds to mitigate the hardships which they are suffering and to restore the damaged homes and business properties The remedies provided by this act are necessary to cope with this situation and must be available immediately."

Amendment No 3

On page 1, strike out lines 2 to 9, inclusive, and strike out all of pages 2, 3, and 4

Senate Amendments of February 10, 1964

Amendment No 1

On page 3 of the printed bill as amended in Senate February 5, 1964, between lines 6 and 7 insert

"SEC 7 Inasmuch as it appears to the Legislature that an actual controversy respecting the constitutionality of this act exists, and that failure to resolve this controversy at an early date will likely frustrate the purposes of this act, any person or entity against whom has been asserted any claim arising out of the event described in Section 1 and who alleges that if he were to pay all of such claim,

he would expect to seek contribution from another or others pursuant to this act, may bring an action Such action shall have priority as do other actions for declaratory relief pursuant to Section 1062a of the Code of Civil Procedure

SEC 8 Statutory definitions and rules of construction that would be applicable to this act if its provisions were part of Title 11 of Part 2 of the Code of Civil Procedure shall be applicable to this act"

Amendment No 2

On page 3, line 7, of the printed bill, strike out "SEC 7", and insert "SEC 9 If Section 1 of this act is held invalid, this entire act is invalid"

Amendment No. 3

On page 3, line 7, after "any", insert "other"

Amendment No 4

On page 3, line 13, strike out "SEC 8", and insert "SEC 10"

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No 9 by the following vote

AYES—Allen Alquist, Ashcraft, Bagley, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Dills, Donovan, Dymally Elliott, Ferrell, Foran, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Marks, Meyers, Milias, Mills Monagan, Mulford Patter Petris, Porter, Powers, Rumford Ryan, Stevens, Thelin, Vevsey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton Young, Zenovich, and Mr Speaker—62

NOES—McMillan and Moreno—2

Assembly Bill No 9 ordered enrolled

Name Placed Upon Roll Call on Concurrence in Senate Amendments to Assembly Bill No 9

Mr Ryan was granted unanimous consent that he be recorded as voting "Aye" on concurrence in Senate amendments to Assembly Bill No 9

COMMUNICATIONS

The following communication was presented by the Speaker pro Tempore and ordered printed in the Journal

The California State Colleges
Inglewood, February 5, 1964

Honorable Glenn M Anderson
President of the Senate and
Members of the Senate
Honorable Jesse M Unruh
Speaker of the Assembly, and
Members of the Assembly

Gentlemen In accordance with Section 24202 of the Education Code, the attached report entitled *Annual Report to the Governor and Legislature on Personnel Matters* is transmitted herewith

Section 24202 was added to the Education Code by Chapter 1390, Statutes of 1963 to require the Trustees of the California State Colleges to report annually to the Governor and the Legislature concerning salaries, wages, employment conditions and other related personnel matters under the jurisdiction of the Trustees

This report was prepared by the Office of the Chancellor of the California State Colleges and was approved by the Board of Trustees acting by and through its Committee on Faculty and Staff Affairs, at its meeting on February 5, 1964, by the adoption of the following resolution

"*Resolved* By the Committee on Faculty and Staff Affairs on behalf of the Board of Trustees of the California State Colleges, that the Annual Report on Personnel Matters in the California State Colleges dated February 1964 as prepared by the Chancellor's Office and approved by this committee be submitted by the Chancellor to the Governor and the Legislature in accordance with the provisions of Education Code Section 24202"

In light of the salary fixing authority and personnel powers vested in the Trustees, we welcome the opportunity to submit the enclosed first annual report on personnel matters in the California State Colleges

Respectfully submitted,

GLENN S DUMKE Chancellor

REQUEST FOR UNANIMOUS CONSENT

Mr Donovan was granted unanimous consent that the following opinion of the Legislative Counsel, relative to Assembly Bill No 9, be printed in the Journal

OPINION OF LEGISLATIVE COUNSEL

State of California, Office of Legislative Counsel
Sacramento, February 10, 1964

Hon Richard J Donovan
Assembly Chamber

A B. 9, 1964 First Extraordinary Session—Baldwin Hills Dam Failure—No 2702

Dear Mr Donovan

Question

With reference to A B 9 of the 1964 First Extraordinary Session, as amended in Senate February 5, 1964 you have asked whether Section 1 of the bill would be held valid

Opinion

In our opinion Section 1 of the bill would probably be held valid

Analysis

The bill, providing for a right of contribution among joint or several tortfeasors before judgment, which right does not now exist (see 875-880, C C P), and also containing a few provisions not found in the present law relating to the consequences of recovery or satisfaction of a judgment against one or several tortfeasors (subds (c) and (d), Sec 6 of bill), is applicable only to "injuries to person or property or wrongful deaths resulting from the failure of the Baldwin Hills dam and reservoir in the City of Los Angeles on December 14, 1963" (Sec 1 of bill) The bill is an urgency measure, and the statement of facts in the urgency clause is as follows (Sec 8 of bill)

> "On December 14, 1963, a dam and reservoir, located in the Baldwin Hills area within the City of Los Angeles, failed and more than 200 million gallons of water flooded hundreds of dwellings and commercial buildings, with more than 2,000 persons suffering severe damage to their property The losses aggregated many millions of dollars and the County of Los Angeles has been declared by the President of the United States to be a disaster area
>
> "The victims of the flood are in urgent need of funds to mitigate the hardships which they are suffering and to restore the damaged homes and business properties The remedies provided by this act are necessary to cope with this situation and must be available immediately"

Under Section 25 of Article IV of the California Constitution the Legislature is prohibited from enacting special or local legislation where a general law can be made applicable, and likewise under the Fourteenth Amendment of the United States Constitution a state may not deny the equal protection of the law The tests for determining the validity of legislation under both provisions are essentially the same

under both provisions (*Los Angeles County* v *Southern Cal Tel Co*, 32 Cal 2d 378)

There is, of course, a strong presumption in favor of the validity of legislation generally and invalidity of a legislative act must be clear before it can be declared unconstitutional Wide discretion is vested in the Legislature in making a classification, and its decision as to what is a sufficient distinction to warrant the classification will be upheld by the courts unless it is "palpably arbitrary and beyond rational doubt erroneous" and no set of facts reasonably can be conceived that would sustain it (*Patton* v *LaBree*, 60 A C 588 (1963)) The distinction must, of course be reasonably related to the purposes of the statute (*Ray* v *Parker*, 15 Cal 2d 275, *Werner* v *Southern Cal*, etc *Newspapers*, 35 Cal 2d 121) The United States Supreme Court, applying the equal protection clause has similarly said that a statutory discrimination will not be set aside if any set of facts reasonably may be conceived to justify it (*McGowan* v *Maryland*, 366 U S 420, 6 L ed 2d 393 (1961))

In the light of Section 1, this bill can variously be viewed as pertaining to a class of claims limited to those arising out of the Baldwin Hills dam and reservoir failure or a class of persons consisting of those having such claims, or a class consisting of the tortfeasors, if any, involved in that occurrence, or a class consisting of one event, the aforesaid dam and reservoir failure If the facts rationally justify the classification, it does not matter that the class is a small one, or even is a class of one, or is a class of one that is specifically named Of interest in this connection is the case of *Matter of Petition of Burke*, 160 Cal 300 Petitioner had been convicted of a violation of Section 172a of the Penal Code, then reading as follows

> "Every person who, upon or within one and one-half miles of the university grounds or campus, upon which are located the principal administrative offices of any university having an enrollment of more than one thousand students, more than five hundred of whom reside or lodge upon such university grounds or campus, sells, gives away, or exposes for sale, any vinous or alcoholic liquors, is guilty of a misdemeanor"

Among other contentions he contended that this law violated Section 25 of Article IV of the California Constitution and the Fourteenth Amendment The court rejected his contentions and in the course of its opinion said (pp 302-3).

> "The argument of petitioner is that the law is in fact, a special law directed against the sale of liquor within a mile and a half of the Leland Stanford Jr University, that there is merely a colorable attempt to phrase the law in general language, that the limitations in the law of the number of enrolled students, of the number of students residing or lodging upon the university grounds and of the location of the principal administrative offices, are, one and all, unreasonable in themselves and designed to make the law applicable only to the one educational institution above named

"If the concession should be at once made that this is a special law and that it was designed to accomplish the very purpose which petitioner specifies, it still would not follow that the law must for that reason be condemned, for, if the case be one to which a general law cannot be made applicable, the constitutional limitation upon the power of the legislature is at an end and the legislature may properly pass a special law to meet such a case (*People* v *Mullender*, 132 Cal 217, [64 Cal 299]) If it be that the Leland Stanford University is an educational institution needing legislation and if, because of the character of the institution, its location or any one of a number of other reasons appearing sufficient to the legislative mind, the desired or required legislation is special to that university and is not applicable to educational institutions as a whole or as a class, there is no prohibition in the law against the legislature passing just such special legislation of this character as the exigencies of the situation may demand If, therefore, the legislature had specifically addressed this legislation to the requirements of the Leland Stanford University it would demand a very plain exposition of the abuse of legislative power before a court would hold that the legislation should have been made to apply to all or to any designated class of educational institutions"

Similarly, it was said in *People* v *Schomig*, 74 Cal App 109 at page 112

"The constitution does not deprive the legislature of power to pass all special acts, but forbids special laws in all cases where a general and uniform law can be made applicable (*Argyle Dredging Co* v *Chambers*, 40 Cal App 332 [181 Pac 84]), and in order to declare a law unconstitutional, as being discriminatory, it must appear that it is not founded upon a natural, intrinsic or constitutional distinction, but that it confers particular privileges or imposes peculiar disabilities or burdensome conditions in the exercise of a common right, upon a class arbitrarily selected from the general body of those who stand in precisely the same relation to the subject of the law (*Pasadena* v *Stimson*, 91 Cal 238 [27 Pac 604], *Bloss* v *Lewis*, 109 Cal 493 [41 Pac 1081])"

Another principle relevant to the validity of legislative classifications that must be borne in mind is that the Legislature may legislate as to that area where the need is most acute

It may well be that facts could be adduced to show that it is the unavailability of the remedy provided by this bill that is preventing the persons affected by the Baldwin Hills disaster from obtaining urgently needed relief, that this relief must be provided now if it is to accomplish its purpose, that the effects of such a change in the general law cannot be sufficiently explored within the limited time within which relief must be provided to the Baldwin Hills claimants, and that the Legislature could reasonably conclude that the Baldwin

Hills disaster, or the claimants affected thereby, form a rationally selected class in terms of urgency of need

Very truly yours,

A C MORRISON, Legislative Counsel
By Terry L Baum, Deputy Legislative Counsel

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

The following bills were introduced, and read the first time

Assembly Bill No. 65: By Assemblyman Ashcraft (Senator Schrade, coauthor)—An act to amend Section 73959 of, and to add Sections 73959 1 and 73959 2 to, the Government Code, relating to municipal courts

Referred by the Speaker pro Tempore to the Committee on Rules

Assembly Bill No. 66: By Assemblymen Danielson, Warren, Berlenson, Bane, Johnson, and McMillan—An act to repeal Sections 3287 and 3288 of, and to add Sections 3287 1, 3287 2 and 3287 3 to, the Civil Code, relating to damages in civil actions

Referred by the Speaker pro Tempore to the Committee on Rules

Assembly Bill No. 67: By Assemblyman Crown—An act to amend Section 22030 of, and to add Section 22031 to, the Elections Code, relating to consolidation of precincts

Referred by the Speaker pro Tempore to the Committee on Rules

RESOLUTIONS

The following resolution was offered

By Assemblymen Dymally and Stanton

House Resolution No. 41

Relative to a study concerning the issuance and revocation of teaching credentials

WHEREAS, *It is essential that the parents in this State who entrust the education of their children to public school teachers for intellectual and moral guidance be confident that public school teachers themselves are of proper moral and intellectual character*, and

WHEREAS This right of the parents must be balanced with the right of all persons seeking teaching credential or facing the possible loss of a credential to be treated in the same manner and to receive the equal protection of the law and, specifically, the right to be free from discrimination with respect to sex, race, national origin, or religious or political beliefs, now therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is hereby directed to assign an appropriate interim committee to undertake a study (1) to determine whether the State Department of Education which proceeds rapidly to set hearings for the revocation of credentials when the department determines it has charges worthy of hearing, proceeds at a slower pace whenever it rejects an application for a credential to the detriment of the right of appeal of the applicant, and (2) to determine the reliability of the information sought by the department in connection with the issuance, rejection or revocation of credentials and the sources thereof, and (3) to determine whether the rights accorded to an applicant who appeals from a rejection of a credential application are sufficient to guarantee him the due process of law, and to direct such committee to report its findings and recommendations to the Assembly by the fifth calendar day of the 1965 Regular Session

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

ANNOUNCEMENTS

Speaker pro Tempore Bee excused the members of the Committee on Ways and Means in order to attend subcommittee meetings of that committee

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

The following bill was introduced, and read the first time

Assembly Bill No. 68: By Assemblyman McMillan—An act relating to disaster relief, making an appropriation, and declaring the urgency thereof, to take effect immediately

Referred by the Speaker pro Tempore to the Committee on Rules

APPROVAL OF JOURNALS

On motion of Mr Waldie the Assembly Daily Journals for Monday, February 3, 1964, Tuesday, February 4, 1964, Wednesday, February 5, 1964, Thursday, February 6, 1964, Monday, February 10, 1964, and Tuesday, February 11, 1964, were approved as corrected by the Minute Clerk

CONSIDERATION OF DAILY FILE THIRD READING OF ASSEMBLY BILLS

Consideration of House Resolution No 17

By Assemblyman Bee

House Resolution No. 17—Relative to commending the City of Hayward Fire Department

NOTE The full text of House Resolution No 17 appears at pages 26 and 27 of the Assembly Daily Journal for February 5, 1964

Resolution read, and adopted

Consideration of House Resolution No 18

By Assemblymen Alquist and Stanton

House Resolution No. 18—Relative to commemorating Coburn B Jewell, member of the Department of the California Highway Patrol killed in the line of duty

NOTE The full text of House Resolution No 18 appears at page 27 of the Assembly Daily Journal for February 5, 1964

Resolution read, and adopted

Consideration of House Resolution No 19

By Assemblymen Z'berg, Greene and Powers

House Resolution No. 19—Relative to St Patrick's Day

NOTE The full text of House Resolution No 19 appears at page 27 of the Assembly Daily Journal for February 5, 1964

Resolution read, and adopted

Consideration of House Resolution No 25

By Assemblymen Foran Gaffney, and Meyers

House Resolution No 25—Relative to the Rebel Cork Benevolent Association

NOTE The full text of House Resolution No 25 appears at page 35 of the *Assembly Daily Journal for February 5, 1964*

Resolution read, and adopted

Consideration of House Resolution No 28

By Assemblymen Gaffney, Foran, Marks, Meyers, and Burton (Senator McAteer, coauthor)

House Resolution No. 28—Relative to the death of Reverend Shozen Naito

NOTE The full text of House Resolution No 28 appears at page 39 of the Assembly Daily Journal for February 5, 1964

Resolution read, and adopted

REQUEST FOR UNANIMOUS CONSENT TO WITHDRAW SENATE CONCURRENT RESOLUTION NO. 1 FROM COMMITTEE

Mr Waldie was granted unanimous consent that Senate Concurrent Resolution No 1 be withdrawn from the Committee on Rules for purpose of consideration at this time

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 1

Senate Concurrent Resolution No. 1—Relative to adjournment of the Legislature for a recess and to reassembling of the Legislature after such recess, fixing the date for said adjournment and said reassembling

Resolution read

Motion to Amend

Mr Waldie moved the adoption of the following amendment

Amendment No 1

On page 1 line 4, of the printed resolution, strike out "5 o'clock p m on February 4, 1964", and insert 12 o'clock Noon on February 11, 1964"

Amendment read, and adopted

Request for Unanimous Consent

Mr Waldie was granted unanimous consent to take up Senate Concurrent Resolution No 1, as amended, without reference to print or file

Consideration of Senate Concurrent Resolution No 1, as Amended

Senate Concurrent Resolution No. 1—Relative to adjournment of the Legislature for a recess and to reassembling of the Legislature after such recess, fixing the date for said adjournment and said reassembling

Resolution read, and adopted by the following vote

AYES—Alquist, Ashcraft, Bagley, Barnes, Bee, Beilenson, Belotti, Booth, Burgener, Casey, Chapel, Collier Cologne, Conrad Crown Cusmovich, Danielson Davis, Dills, Donovan, Dumke, Elliott, Gaffney Garrigus Greene, Hinckley, Holmes Johnson Knox Marks McMillan Meyers Mobas, Mills, Moreno Mulford Pattee Petris, Porter, Rumford, Ryan, Stanton, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Zenovich, and Mr Speaker—54
NOES—None

Resolution ordered transmitted to the Senate

REQUEST FOR UNANIMOUS CONSENT

Mr Elliott was granted unanimous consent that Mr Bane be shown as not voting on the question of concurrence in Senate amendments to Assembly Bill No 9, as he was inadvertently recorded

RECESS

At 11 a m , Speaker pro Tempore Bee declared the Assembly recessed until 11 50 a m

REASSEMBLED

At 11 50 a m , the Assembly reconvened
Hon Jesse M Unruh, Speaker of the Assembly, presiding
Chief Clerk James D Driscoll at the Desk
Assistant Clerk Malcolm MacIntyre reading

APPOINTMENT OF STANDING COMMITTEES

Speaker Unruh announced that the members of the Standing Committee on Education shall be the same as those of the Interim Committee on Education, immediately prior to the convening of the 1964 First Extraordinary Session of the Legislature

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

The following bill was introduced, and read the first time

Assembly Bill No. 69: By Assemblymen Gaffney, Garrigus, Dymally, Elliott, Casey, Crown, Ferrell, Foran, Marks, Meyers, and Moreno—An act to amend Section 13525 of the Education Code, relating to minimum salaries of credentialed teachers

Referred by the Speaker to the Committee on Education

REFERENCE OF BILLS TO COMMITTEE

The following bill was referred to the Committee on Rules

Assembly Bill No. 6.

RESOLUTIONS

The following resolution was offered

By Assemblyman Dymally

House Resolution No 42

Relative to an interim study of programs of federal aid to education

WHEREAS, The enormous influx of people into the State of California from other states, together with the natural explosive growth of the population generally, has placed upon the State of California and its public school system an extraordinary task of affording educational opportunity to an enormous school-age population , and

WHEREAS, Both the state and local financial resources of California are being strained to the utmost to maintain the schools and it has become apparent that these financial resources are inadequate to the task and that financial assistance from the federal government is becoming a necessity if the State's school system is to be maintained, now, therefore, be it

Resolved, That the Assembly Committee on Rules is directed to assign to an appropriate interim committee for study the subject of federal aid to education programs, in order that the State of California may take full advantage of any and all available federal aid and be in the best possible position to encourage additional such programs to be developed, and thus to obtain the maximum possible of the outside financial assistance needed to enable it to adequately provide for the educational needs of the State's youth

Resolution read, and referred by the Speaker to the Committee on Rules

MESSAGES FROM THE SENATE

Senate Chamber, February 11 1964

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 1

J A BELK, Secretary of the Senate
By R W Lyons, Chief Assistant Secretary

RESOLUTIONS

The following resolution was offered

By Assemblyman Petris

House Resolution No 43

Relative to the Arts Commission Building in the City of Oakland

WHEREAS, The Members have learned that the City of Oakland contemplates the construction of a grand edifice of community and civic interest, the Arts Commission Building, and

WHEREAS, The design of this magnificent structure has already merited special awards for its architectural achievements and has been acclaimed the finest of its kind, and

WHEREAS, Groundbreaking ceremonies are scheduled for February 24, 1964, and

WHEREAS, The beautiful site for the building is on lovely Lake Merritt, and the building will house three separate museums an art museum, a public museum, and a show museum, and

WHEREAS, The foresighted planning and concerted efforts by the Museum Commission of Oakland, composed of William J Hayes, chairman, and Howard Willoughby, Marjorie Green, Paul G Manolis, and Y Charles Soda, members, the Oakland Chamber of Commerce, Nils Eklund, president, the Oakland Museum Association, Norris Nash, president, the Women's Board of the Oakland Museum Association, Mrs J R Knowland, president, and the Honorable John Houlihan, Mayor of Oakland, brought the need for such a structure to the attention of the voters, and secured their approval for the erection of the building, and

WHEREAS, This $6,000,000 enhancement of the City of Oakland will be an invaluable addition to the community life and cultural consciousness of the people of Oakland in particular, and the inhabitants of the State in general and will provide an educational enlightenment of history and the arts which will stimulate the interest and appreciation of such subjects in young and old alike, now therefore, be it

Resolved by the Assembly of the State of California, That the Members take this occasion to congratulate the people of Oakland in general, and those who spearheaded the effort to erect the Arts Commission Building in particular for this grand demonstration of a partnership in community pride and civic advancement by conceiving, developing, financing, and constructing such an outstanding building, and hope that this architectural archaeological and artistic endeavor will be generously utilized to the fullest extent and continuously appreciated and awed by all, and be it further

Resolved That the Chief Clerk of the Assembly shall transmit suitably prepared copies of this resolution to the Museum Commission of the City of Oakland the Oakland Chamber of Commerce the Oakland Museum Association the Women's Board of the Oakland Museum Association, and the Mayor of the City of Oakland

Resolution read, and referred by the Speaker to the Committee on Rules

EXPLANATION OF ABSENCE

The following explanation of absence was ordered printed in the Journal

February 11, 1964

Mr James Driscoll
Chief Clerk of the Assembly
State Capitol, Sacramento

Dear Jim On Wednesday, February 5, I was called from the Capitol to my district for personal business and, unfortunately, the record did not show that my absence from the floor of the Assembly was of a per-

sonal nature Would you kindly see that the record reflects that my absence for this day was for personal reasons

I received my check for per diem expenses for the entire week of February 3-8 and understand that there is a great deal of difficulty in cancelling my per diem and correcting the record In view of this I would like the record to show that I am waiving compensation for my per diem allowance for Sunday, February 9, 1964, and would like to instruct you to delete payment for that day in the current allowance for my expenses

Thank you kindly

Yours very truly,

GORDON COLOGNE

GUESTS EXTENDED COURTESIES OF THE ASSEMBLY

The Members of the Assembly took pleasure in welcoming, and extending the courtesies of the Assembly to the following guests for this legislative day

On request of Assemblyman Dills of Gardena to Dr George Anderson, William Hunt, and George Rabinoff of Gardena

On request of Assemblyman Petris of Oakland to the following students of the Bret Harte Junior High School, Oakland

Cynthia Bornck, Linda Bowers, Paula Busch Art Cordisco, Charlene Daffield, Mike Devenny, Barbara Douglas, Dottie Eng, Frank Gaipa, Ram Gibson, Marie Griffin, Sheryl Hamstad, Karen Hansen, Tim Hecox, Susan Hiles, Jan Jernigan Sharon King, Ken Klinck, Patricia Lee, Peter MacLaren Barbara McKee, Gloria Miller, Keith Parker Glenda Ruth Bruce Saltzstine, Ann Shikuzawa, Stan Simons, Lorene Smith, Gus Sweet, Shellie Varon Jill Whitmore, Mike Witte, Jon Wong Lowell Bell, Leonard Blum, Lucille Chew, Jeff Dallok Gary Fecro, Bruce Gradine, Marsha Haggart Katie Hall Robby Helton, Tom Hoad, David Jacobson, Shirley Kleppe, Joyce Leabre Dennis Marsh, Ed Mayer Donna McClelland Pat Mullen, Maria Quijalvo Jo Ann Robertson Jim Rogers Jacque Rullman, Steve Sanford, Susan Sawtelle, Larry Sharkey, Bill Shelby Sheri Siegel, Linda Turner, Mary Ann Vierra James Wheat, James Zigems, Joseph Zemlyak, Ralph Simpson, Jackie Carroll, Lyle Carter, Mary Ellen Camber, Don Cassani, Tom Cvietkovich, Sylvia Diamond Robert Diaz, Linda Evans, Roland Garshol Paula Gordon, Todd Hallmeyer, Steven Hood, Randy Kerby, Cindy Kovell, Jack Kosanki Arthur Lopez, Tonya Madison, Linda Magnuson, Susan McPeak Lorraine Munich, Steven Moon Philip Myers, James Nelson, Claudia Nielsen, Nancie Peshel, Ted Peterson, Pam Robbins, Bob Scott Gary Svenson, Terry Svnon, Beverly Tallman, Douglas Ferman and James Young

On request of Assemblyman Waldie of Antioch to Mrs Gloria L Sullivan and Owen M Sullivan adults, the following Camp Fire Girls who attend Park Mead School Sue Binker and Chris Widdop; and the following Camp Fire Girls who attend St Mary's School, all of Walnut Creek Kathy Baer, Anita Berger, Eilleen Burke, Debbie Buse, Dennis Mohr, Pam Ringwood, Tina Smith, Colleen Sullivan, Kerry Sullivan, and Cathy Terra

ADJOURNMENT

At 12 o'clock noon, on motion of Speaker pro Tempore Bee, the Speaker declared the Assembly adjourned until 12 o'clock noon, Monday, March 2, 1964

JESSE M UNRUH, Speaker

ANABEL WHANG, Minute Clerk

CALIFORNIA LEGISLATURE

1964 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

SEVENTH LEGISLATIVE DAY

TENTH CALENDAR DAY

IN ASSEMBLY

Assembly Chamber
Monday, March 2, 1964

At 12 40 p m , pursuant to the provisions of Senate Concurrent Resolution No 1, the Assembly was called to order

Hon Carlos Bee, Speaker pro Tempore of the Assembly, presiding

Chief Clerk James D Driscoll at the Desk

Assistant Clerk Malcolm MacIntyre reading

ROLL CALL

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

Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Davis, Deukmejian, Dills, Donovan, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Miias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Warren, Williamson, Willson, Winton, Young, Zberg, Zenovich and Mr Speaker—72

Quorum present

PRAYER

The following prayer was offered by the Chaplain, Rev Robert R Ferguson

Eternal God, Father of Us All, May we begin this new voyage into the realm of budgets, items and laws with an openness of mind and spirit rather than with rearranged prejudices

Forgive us for so often craving sheer comforts Through our experiences may we learn the meaning of hardship and adversity, and be strengthened by them

May we start anew holding no malice or grudges for past wrongs While we may hold different political philosophies, allow ideas to have fair hearing on the battlefield of debate

In our Master's name —AMEN

REQUEST FOR UNANIMOUS CONSENT

The Speaker pro Tempore was granted unanimous consent that representatives of the press, radio, and television stations be permitted on the floor of the Assembly during this day's session

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Bee, Mr Conrad then led the Assembly in the pledge of allegiance to the Flag

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Mr Kennick seconded by Mr McMillan

LEAVES OF ABSENCE FOR THE DAY

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

Mr Dannemeyer, on request of the Speaker pro Tempore
Mr Stanton, on request of the Speaker pro Tempore
Mr Quimby, on request of the Speaker pro Tempore

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

Mr Dymally, on request of the Speaker pro Tempore
Mr Waldie, on request of the Speaker pro Tempore
Mr Whetmore, on request of the Speaker pro Tempore

WAIVER OF PER DIEM

The following waiver of per diem was presented by the Chief Clerk and ordered printed in the Journal

February 21, 1964

James D Driscoll
Chief Clerk of the Assembly
Assembly Chamber, State Capitol, Sacramento

Dear Jim I am returning herewith Warrant No 6-412323 in the amount of $21 00, dated February 14, 1964, which covers per diem payment for Sunday, February 9, 1964

I hereby waive payment of said per diem for said day

Sincerely,

PHILLIP BURTON
Assemblyman, 20th District

cc Leland B Artz
Office of State Controller
State Capitol, Sacramento

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following bills were introduced, and read the first time

Assembly Bill No 70: By Assemblyman Winton—An act to amend Sections 6352, 6903 17262, 17263, 17263 1, 17263 2, 17301, 17303, 17303 5 17402, 17404, 17407, 17411, 17414, 17417, 17601 1, 17602, 17654 5, 17655 5, 17656 17660, 17664, 17665, 17665 5, 17666 2, 17702, 17703, 17704, 17705, 17906 2, 17920, 17921, 17922, 17924, 17925, 17951, 18103, 18106, 18302, 18303, 18355 18358, 18401, 18451, 18452, 18455 18460, and 20751 of to amend the heading of Article 3 (commencing with Section 17701) and the heading of Article 7 (commencing with Section 17901) of Chapter 3 of Division 14 of, to amend and

renumber the heading of Article 6 (commencing with Section 17851) of Chapter 3 of Division 14 of, to repeal Sections 10303, 17653, 17654, 17901, 17902, 17907, 17908, and 17909 of, to repeal Article 4 (commencing with Section 17751) and Article 5 (commencing with Section 17801), and Article 7.2 (commencing with Section 17940) of Chapter 3 of Division 14 of, to add Sections 6904.1, 17652, 17702.1, and 17706 to, to add Article 2.5 (commencing with Section 17680) and Article 5 (commencing with Section 17873) to Chapter 3 of Division 14 of, and to add Chapter 3.5 (commencing with Section 20910) to Division 16 of, the Education Code, relating to the financial support of the public schools.

Held at desk by order of the Speaker pro Tempore.

Assembly Bill No. 71: By Assemblymen Mulford, Cologne, Porter, Bee, Donovan, and Thomas—An act to amend Section 25500 of the Elections Code, relating to the conduct of elections.

Held at desk by order of the Speaker pro Tempore.

Assembly Bill No. 72: By Assemblymen Hinckley and Quimby—An act to amend Section 70046 of the Government Code, relating to court reporters.

Held at desk by order of the Speaker pro Tempore.

Assembly Bill No. 73: By Assemblyman Bane—An act to amend Sections 6553 and 25500 of the Elections Code, relating to the conduct of elections.

Held at desk by order of the Speaker pro Tempore.

Assembly Constitutional Amendment No. 5: By Assemblyman Bane—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 6 of Article VI thereof, relating to the election of judges.

Held at desk by order of the Speaker pro Tempore.

APPOINTMENT OF SELECT COMMITTEES

The Speaker pro Tempore appointed Messrs. Petris and Flournoy, Mrs. Davis, Messrs. Pattee, and Dills as a Select Committee to wait upon the Governor, and inform him that the Assembly has reconvened, pursuant to Senate Concurrent Resolution No. 1, and awaits any communication he may have to make to this House.

The Speaker pro Tempore appointed Messrs. Zenovich, Collier, and Waite as a Select Committee to wait upon the Senate and inform them that the Assembly has reconvened, pursuant to Senate Concurrent Resolution No. 1, and is ready to proceed with the business of the State, with all officers heretofore elected present.

COMMITTEE FROM THE SENATE

Senators Collier, Bradley, and Miller appeared before the bar of the Assembly, and informed the Assembly that, pursuant to the provisions of Senate Concurrent Resolution No. 1 the Senate had reconvened,

and was ready to proceed with the business of the State, with all officers heretofore elected present

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

The following bills were introduced, and read the first time

Assembly Bill No. 74: By Assemblyman Crown—An act to add Division 16 (commencing with Section 180) to the Labor Code, relating to a state technical service program, and making an appropriation therefor, declaring the urgency thereof, to take effect immediately

Held at desk by order of the Speaker pro Tempore

Assembly Concurrent Resolution No. 7: By Assemblymen Belotti, Meyers, Foran, Elliott, Chapel, Crown, Holmes, and Marks—Relative to apprenticeship information centers

Referred by the Speaker pro Tempore to the Committee on Rules

Assembly Concurrent Resolution No. 8: By Assemblymen Gaffney, Bee, Crown, Bane, Allen, Alquist, Ashcraft, Badham, Bagley, Barnes, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Cusanovich, Danielson, Dannemeyer, Assemblywoman Davis, Assemblymen Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Unruh, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Zenovich—Relative to St Patrick's Day

Referred by the Speaker pro Tempore to the Committee on Rules

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, February 13, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined **Assembly Bill No. 9**—An act relating to contribution among joint and several tortfeasors, and declaring the urgency thereof, to take effect immediately

And reports the same correctly enrolled, and presented to the Governor at 10 a m , February 13, 1964

POWERS Chairman

Assembly Chamber, February 13, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined **Assembly Concurrent Resolution No. 2**—Relative to the death of John Fitzgerald Kennedy ,

And reports the same correctly enrolled, and presented to the Secretary of State on the 13th day of February, 1964, at 10 a m

POWERS, Chairman

REPORTS OF SELECT COMMITTEES

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

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

Hon Harvey Johnson Presiding

At 1 03 p m , Hon Harvey Johnson, 58th District presiding

Speaker pro Tempore Presiding

At 1 08 p m , Hon Carlos Bee, 13th District, presiding

Minority Floor Leader Presiding

At 1 16 p m , Hon Charles J Conrad, 57th District, presiding

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

The following bill was introduced, and read the first time

Assembly Bill No. 75: By Assemblymen Carrell, Williamson, Casey, Allen, Alquist, Bane, Booth, Crown, Danielson, Assemblywoman Davis, Assemblymen Elliott, Ferrell, Foran, Frew, Gaffney, Garrigus, Gonsalves, Henson, Johnson, Kennick, McMillan, Meyers, Mills, Moreno, Petris, Porter, Powers, Rumford, Ryan, Soto, Thomas, Unruh, Young, Z'berg, and Zenovich—An act to add Section 6652 5 to, and to amend Sections 6653, 6655, 6659, and 6660 of, the Elections Code, relating to the conduct of elections

Referred by the Minority Floor Leader to the Committee on Rules

ADJOURNMENT

At 1 25 p m , on motion of Mr Meyers, the Minority Floor Leader declared the Assembly adjourned until 11 30 a m , Tuesday, March 3, 1964

JESSE M UNRUH, Speaker

ANABEL WHANG, Minute Clerk

CALIFORNIA LEGISLATURE

1964 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

EIGHTH LEGISLATIVE DAY

ELEVENTH CALENDAR DAY

IN ASSEMBLY

Assembly Chamber
Tuesday, March 3, 1964

The Assembly met at 11 30 a m
Hon Carlos Bee, Speaker pro Tempore of the Assembly, presiding
Chief Clerk James D Driscoll at the Desk
Assistant Clerk Malcolm MacIntyre reading

ROLL CALL

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

Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Bellenson, Beloth Booth Burkhart Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad Crown, Cusanovich, Danielson, Dennemeyer, Davis, Deukmejian Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Green, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman Marks, McMillan, Meyers, Mobias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song Soto Stevens Thelin Thomas, Veneman, Vevsey, Waite, Warren, Whetmore, Williamson Willson, Winton, Young, Zenovich and Mr Speaker—75

Quorum present

PRAYER

The following prayer was offered by the Chaplain, Rev Robert R Ferguson

God, Our Loving Father, May not the work of this body be imparted and the potential benefit for the people of this State be lessened by our clinging to past grievances

We are all so fallible that we must constantly ask Thy forgiveness for our sins Yet Thou hast revealed that we cannot be forgiven by Thee unless we forgive one another Give us this ability so that our lives are not stunted and cancerous because of gnawing enmities

May we be candid and honest in our dealings May our motives be above suspicion and our decisions based on evidence for the general good rather than for our personal gain

In our Lord's Name, we pray —AMEN

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Bee, Mr Zenovich then led the Assembly in the pledge of allegiance to the Flag

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Mr Badham, seconded by Mr Stevens

LEAVES OF ABSENCE FOR THE DAY

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

Mr Stanton, on request of the Speaker pro Tempore

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

Mr Waldie, on request of the Speaker pro Tempore

Mr Z'berg, on request of the Speaker pro Tempore

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following bills were introduced, and read the first time

Assembly Bill No. 76: By Assemblywoman Davis, Assemblymen Bee, Belotti, Garrigus, Booth, Henson, and Young—An act to amend Sections 17301, 17303 5, 17654 5, 17655 5, 17656, 17660, 17664, 17665, 17665 5, 17666 2, 17702, and 17906 2 of the Education Code, relating to the public school system

Referred by the Speaker pro Tempore to the Committee on Rules

Assembly Bill No. 77: By Assemblywoman Davis—An act to amend Section 11570 of the Government Code, relating to salaries of state officers

Referred by the Speaker pro Tempore to the Committee on Rules

Assembly Bill No. 78: By Assemblymen Elliott, Danielson, Warren, Gaffney, Beilenson, Cusanovich, Dills, Dymally, Ferrell, Garrigus, Song, and Thomas—An act to amend Sections 14214, 14218, and to add Section 14694 9 to the Education Code, relating to school district retirement plans, and declaring the urgency thereof, to take effect immediately

Referred by the Speaker pro Tempore to the Committee on Rules

Assembly Bill No. 79. By Assemblyman Bagley (Senator McCarthy, coauthor)—An act to add Part 7 (commencing with Section 70000) to Division 10 of the Public Utilities Code, to provide for the creation of the Marin County Transit District, prescribing the powers and duties thereof

Referred by the Speaker pro Tempore to the Committee on Rules

Assembly Bill No. 80: By Assemblymen Garrigus, Elliott, Ryan, and Carrell—An act to repeal Article 2 (commencing with Section 20751) and Article 3 (commencing with Section 20801) of Chapter 3 of Division 16 of the Education Code, relating to school district taxation

Referred by the Speaker pro Tempore to the Committee on Rules

Assembly Bill No. 81: By Assemblyman Bagley—An act to repeal Section 70045.3 of, and to add Section 70045.7 to, the Government Code, relating to court reporters

Referred by the Speaker pro Tempore to the Committee on Rules

Assembly Bill No. 82: By Assemblyman Bagley—An act to amend Section 69588 of the Government Code relating to superior courts

Referred by the Speaker pro Tempore to the Committee on Rules

Assembly Bill No. 83: By Assemblyman Bagley—An act to add Section 18057.1 to the Education Code relating to the public school system

Referred by the Speaker pro Tempore to the Committee on Rules

Assembly Bill No. 84: By Assemblymen Marks and Garrigus—An act to amend Sections 30101, 30121 and 30462 of, and to add Sections 30125 and 30463 to, the Revenue and Taxation Code, relating to cigarette taxes, to take effect immediately

Referred by the Speaker pro Tempore to the Committee on Rules

Assembly Bill No. 85: By Assemblyman Thelin—An act to amend Sections 859a, 859b, and 860 of the Penal Code, relating to criminal proceedings before trial

Referred by the Speaker pro Tempore to the Committee on Rules

REFERENCE OF BILLS TO COMMITTEE

Speaker pro Tempore Bee announced that Speaker Unruh has referred the following bills to the following committees

Assembly Bill No	*Committee*	*Assembly Bill No*	*Committee*
70	Rules	**73**	Rules
71	Rules	**74**	Ways and Means
72	Rules		

Assembly Constitutional Amendment No

5 Rules

ANNOUNCEMENTS

Speaker pro Tempore Bee announced that as of tomorrow, March 4 1964, at 12 o clock noon, all interim committees would be reactivated as standing committees

Parliamentary Inquiry

Mr Conrad arose to the following parliamentary inquiry

Are the committees reactivated as of the interim or as of the last Regular Session?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that the committees are reactivated as of the interim

Parliamentary Inquiry

Mr Conrad arose to the following parliamentary inquiry

Do these committees include the Committee on Government Organization?

Speaker Presiding

At 11 40 a m, Hon Jesse M Unruh, 65th District, presiding

Reply by Speaker

The Speaker replied in the affirmative, but stated that the Committee on Government Organization has no membership

Speaker pro Tempore Presiding

At 11 41 a m, Hon Carlos Bee, 13th District, presiding

ANNOUNCEMENTS

Mr Bane announced that since the Committee on Water will be reactivated, the meeting of the Committee on Rules scheduled for tomorrow, Wednesday, March 4, 1964, at 2 p m, in Room 4202, to hear Assembly Joint Resolution No 2 of the 1964 Regular Session, will be a joint meeting of the Committee on Rules and the Committee on Water, and requested all members of both committees to attend this meeting

Mr Crown announced that the full Committee on Ways and Means would meet today at 2 p m in Room 4202, to receive the report of Subcommittee 1(A) (Porter, Chairman) on the subject of agriculture and natural resources

RECESS

At 11 50 a m, Speaker pro Tempore Bee declared the Assembly recessed for the purpose of hearing from His Excellency, the Governor, Honorable Edmund G (Pat) Brown, and from Assemblyman John P Quimby, relative to the 1964 Easter Seal Drive and for the presentation to the Members of the Assembly of Miss Darlene Dinger, of Fontana, age 5, the California Easter Seal Child of 1964, and her parents, Mr and Mrs Frank Dinger of Fontana, the guests of Assemblymen Quimby and Hinckley

REASSEMBLED

At 11 59 a m, the Assembly reconvened

Hon Carlos Bee, Speaker pro Tempore of the Assembly, presiding

Chief Clerk James D Driscoll at the Desk

Assistant Clerk Malcolm MacIntyre reading

ADJOURNMENT

At 12 o'clock noon, on motion of Mr Conrad, the Speaker pro Tempore declared the Assembly adjourned until 11 30 a m, Wednesday, March 4, 1964

JESSE M UNRUH, Speaker

ANABEL WHANG, Minute Clerk

CALIFORNIA LEGISLATURE

1964 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

NINTH LEGISLATIVE DAY

TWELFTH CALENDAR DAY

IN ASSEMBLY

Assembly Chamber
Wednesday, March 4, 1964

The Assembly met at 11 40 a m
Hon Carlos Bee, Speaker pro Tempore of the Assembly, presiding
Chief Clerk James D Driscoll at the Desk
Assistant Clerk Malcolm MacIntyre reading

ROLL CALL

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

Alquist, Ashcraft, Badham Bagley Bane, Barnes Bee Beilenson, Belotti, Booth, Britschgi, Burgener, Cartell, Casey, Chapel Collier, Cologne, Conrad Crown, Cusanovich, Danielson, Dannemeyer, Davis Deukmejian, Dills Donovan, Dymally, Elliott Ferrell Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene Henson Hinckley Holmes, Johnson, Kennick, Knox, Lauterman Marks, McMillan Meyers Milias Mills, Monagan, Moreno Mulford, Pattee, Petris Porter Powers Quimby, Rumford, Ryan, Song, Soto Stevens Thelin, Thomas, Veneman Vevsey Waite Waldie Warren, Whetmore, Williamson, Willson, Winton, Young, Zberg, Zenovich, and Mr Speaker—76

Quorum present

PRAYER

The following prayer was offered by Rev Mike Anderson, College Pastor, Fremont Presbyterian Church

O God, We would have the audacity to pray that our meat and drink is to do Thy will For in the profusion of man's conflicting methods to save the world and himself, from destruction and alienation, we are left with nothing, but to ask of Thee

When all else has been propounded, attempted and excused, and hope without substance is our foundation, and confused ends our goal, may we become adept in the art of listening, in the gentle stillness to hear Thy strong voice

If we understand it is Thy will that we are to serve, may we do that creatively, or to love, that completely, or to give, that unreservedly

Our wills are ours to make them Thine

In Christ's Name —AMEN

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Bee, Mr Young then led the Assembly in the pledge of allegiance to the Flag

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Mr Quimby, seconded by Mr Beilenson

LEAVES OF ABSENCE FOR THE DAY

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

Mr Stanton, on motion of Mr Waldie

The following Member was granted leave of absence for the day, on legislative business, for the purpose of attending a meeting of the Joint Legislative Retirement Committee

Mr Allen, on request of the Speaker pro Tempore

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following bills were introduced, and read the first time

Assembly Bill No. 86: By Assemblyman Thomas—An act to amend Section 5 of, and to repeal Section 7 of, Chapter 29 of the Statutes of 1956, Extraordinary Session, and to add Part 8 (commencing with Section 8000) to Division 8 of the Harbors and Navigation Code relating to tideland oil revenue

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 87: By Assemblymen Zenovich, Greene, Rumford Casey, Petris, and Willson—An act to add Section 14904 to the Elections Code, relating to the State Commission on Voting Machines and Vote Tabulating Devices

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 88: By Assemblymen Garrigus, Bee, Porter, Ryan Alquist, Casey, Dymally, Elliott, Flournoy, Gaffney Gonsalves, Hinckley Kennick, Meyers Monagan Pattee Rumford, Song, Soto, Veneman, Warren, and Zenovich—An act to amend Sections 6352, 11451 11451 01 11451 02, 11451 04, 17262 17263 17263 2, 17265, 17301, 17303 5 17402, 17407 17408, 17604, 17609 17610, 17616, 17651, 17653, 17654, 17654 5, 17655 5 17656 17663, 17664, 17665, 17665 5 17666 2, 17702, 17751, 17801, 17851, 17904 17906 2, 17970, 18302, 18303, 18451 18452 18455, 18460 and 20751 of, to amend the headings of Articles 2, 3, 4, 5, and 7 of Chapter 3 of Division 14 of, to amend and renumber Sections 17703 17704, and 17705 of, to repeal Sections 17263 1, 17602 17660, 17662, 17901 17902, 17907, 17908, 17909, and 17951 of, to repeal Articles 7 1 and 7 2 of Chapter 3 of Division 14 of, to add Sections 17602, 17618, 17619, 17660, 17660 5, 17662, 17665 7, 17703, 17901, 17902, 17951, and 20803 5 to, and to add an article heading between Sections 17665 5 and 17666 2 to make a separate Article 2 2 of Section 17666 2 in Chapter 3 of Division 14 of, to add Articles 2 4, 2 5 8 6 and 8 8 to Chapter 3 of Division 14 of, and to add Chapter 3 5 to Division 16 of, the Education Code, relating to financial support of the public schools, and declaring the urgency thereof, to take effect immediately

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 89, By Assemblymen Britschgi, Holmes, and Pattee—An act to amend Sections 6051, 6052 5, 6201, and 7102 of the Revenue and Taxation Code, relating to sales and use taxes

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 90: By Assemblyman Monagan—An act to add Section 16654 to the Government Code, relating to state bonds

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 91: By Assemblyman Waldie—An act to amend Sections 430 2, 430 3, 430 4, and 435 5 of, and to add Sections 430 13, 430 14, and 431 9 to, the Health and Safety Code, relating to hospital survey and construction, declaring the urgency thereof, to take effect immediately

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 92: By Assemblyman Waldie—An act to amend Section 431 2 of the Health and Safety Code, relating to the Advisory Hospital Council

Held at desk by order of the Speaker pro Tempore

Assembly Concurrent Resolution No. 9. By Assemblyman Belotti—Relative to the passing of Arthur W Way

Referred by the Speaker pro Tempore to the Committee on Rules

ADJOURNMENT

At 11 52 a m., on motion of Mr Waldie, the Speaker pro Tempore declared the Assembly adjourned until 10 30 a m., Thursday, March 5, 1964

JESSE M UNRUH, Speaker

ANABEL WHANG, Minute Clerk

CALIFORNIA LEGISLATURE

1964 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

TENTH LEGISLATIVE DAY

THIRTEENTH CALENDAR DAY

IN ASSEMBLY

Assembly Chamber
Thursday, March 5, 1964

The Assembly met at 10 53 a m
Hon Carlos Bee, Speaker pro Tempore of the Assembly, presiding
Chief Clerk James D Driscoll at the Desk
Assistant Clerk Malcolm MacIntyre reading

ROLL CALL

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

Allen, Ashcraft, Badham, Bagley, Bane, Barnes, Bee Beilenson, Belotti Booth, Brusebga, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dennemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Fenell, Flournoy, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Lanterman, Marks McMillan, Meyers, Mobas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stevens, Thelin, Thomas, Veneman, Waldie, Warren, Whetmore, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—68

Quorum present

PRAYER

The following prayer was offered by the Chaplain, Rev Robert R Ferguson

O Lord, Our God, At the outset of another day, we pause to ask for Thy guidance upon the routine and novel matters facing us this day

We confess we like to be sophisticated in the ways of man, but that we are naive in the ways of God The qualities which the New Testament sets before us to emulate—love, joy, peace, long-suffering gentleness, meekness, temperance, truth —many question Yet may we ask how durable are our alternatives

May we be certain of the ground of our being so we may stand with confidence in the changing tempos of life

In our Lord's Name —AMEN

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Bee, Mr Elliott then led the Assembly in the pledge of allegiance to the Flag

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Mr Allen, seconded by Mr Asheraft

LEAVES OF ABSENCE FOR THE DAY

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

Mr Foran, on motion of Mr Waldie

Mr Stanton, on motion of Mr Waldie

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

Mr Alquist, on motion of Mr Waldie

Mr Kennick, on motion of Mr Waldie

Mr Carrell, on motion of Mr Waldie

Mr Waite, on motion of Mr Waldie

Mr Williamson, on motion of Mr Waldie

Mr Veysey, on motion of Mr Conrad

Mr. Burgener, on motion of Mr Conrad

Mr Quimby, on request of the Speaker pro Tempore

COMMUNICATIONS

The following communication was presented by the Speaker and ordered printed in the Journal·

Office of Legislative Counsel
Sacramento, February 11, 1964

Hon Jesse M Unruh
Assembly Chamber

Dear Mr Unruh In accordance with your request, we have reviewed the bills that have been introduced in the Assembly in the 1964 First Extraordinary Session to date to determine whether they come within the scope of the Governor's Proclamation

It is our opinion that all bills come within the scope of the proclamation except the following

A B 6 McMillan, relating to property taxation
A B 66 Danielson, relating to damages in civil actions
A B 68 McMillan, relating to disaster relief

Very truly yours,

A C MORRISON, Legislative Counsel
By George H Murphy, Chief Deputy

Two copies to Hon George E Danielson and two copies to Hon Lester A McMillan, pursuant to Joint Rule 34

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following bills were introduced, and read the first time

Assembly Bill No. 93: By Assemblymen Marks, Booth, Donovan, Gonsalves, Mills, Monagan, Veneman, Winton, and Zenovich (Senators Short, Lunardi, Pittman, Rodda, Schrade, and Sedgwick, coauthors)—An act to repeal Article 10 (commencing with Section 8697) of Chapter 15 of Division 3 of the Business and Professions Code, as added by Chapter 1669 of the Statutes of 1963, and to add Article 10 (commencing with Section 8697) to Chapter 14 of Division 3 of the Business and Professions Code, relating to structural pest control declaring the urgency thereof, to take effect immediately

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 94: By Assemblymen Allen and Conrad—An act to amend Sections 8008, 8011, and 8023 of, to amend and renumber Section 8202.3, as contained in Section 6 of Chapter 2017 of the Statutes of 1963, and Section 8204, as added by Section 19 of Chapter 2017 of the Statutes of 1963, of, and to repeal Sections 8012, 8013, and 8014 of, the Elections Code, relating to proceedings of political parties

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 95: By Assemblymen Whetmore, Conrad, Ashcraft, Belotti, Badham, Bagley, Barnes, Britschgi, Burgener, Chapel, Collier, Cologne, Cusanovich, Deukmejian, Donovan, Dymally, Ferrell, Henson, Hinckley, Holmes, Mihas, Monagan, Pattee, Porter, Thomas, and Veysey—An act to amend Sections 6352, 6903, 17301, 17303.5, 17402, 17404, 17601.1, 17654.5, 17655.5, 17656, 17660, 17664, 17665, 17665.5, 17666.2, 17702, 17906.2, 17920, 17921, 17922, 17924, 17925, 17951, 18106, 18302, 18303, 18451, and 20751 of, to repeal Sections 10303, 17653, and 17654 of, to repeal Article 7.2 (commencing with Section 17940) of Chapter 3 of Division 14 of, and to add Sections 6904.1 and 17652 to, the Education Code, relating to financial support of the public schools

Held at desk by order of the Speaker pro Tempore

REPORTS OF STANDING COMMITTEES

Committee on Rules

Assembly Chamber, March 5, 1964

Mr. Speaker: The Chairman of your Committee on Rules reports

Assembly Bill No. 31

With author's amendments: with the recommendation: Amend, and re-refer to the Committee on Rules

BANE, Chairman

SECOND READING OF ASSEMBLY BILL NO. 31 (PURSUANT TO RULE NO. 59.5)

Assembly Bill No. 31—An act to add Sections 1007 and 25425.1 to, and to amend Section 25425 of, the Education Code, relating to school districts

Bill read second time

Motion to Amend

Mr. Greene moved the adoption of the following amendments

Amendment No. 1

In line 1 of the title of the printed bill, strike out "and 25425.1", and insert ", 1008, 25425.1, and 25425.2"

Amendment No. 2

On page 1, line 7, after the period insert "Such fee shall be at least one dollar ($1) per month."

Amendment No. 3

On page 1, between lines 7 and 8, insert

"SEC. 2. Section 1008 is added to said code, to read

1008. From the proceeds derived from the fees imposed pursuant to Section 1007 the governing board shall

(a) Allocate to the district's general fund an amount sufficient to pay the direct costs not to exceed 50 percent of the total proceeds, of maintaining and administering the parking facility, and

(b) Allocate the remainder of the proceeds as follows:

(1) If the district has expended the proceeds of any apportionment of state funds for the acquisition or construction of such parking facilities then all of the remainder

shall be paid to the State until the district has repaid the full amount of such state funds plus interest at such rate as shall be determined by the Director of General Services.

(2) If state funds as described in subdivision (1) were not used in the acquisition or construction of the parking facility, then the remainder of the proceeds therefrom shall be placed in the district's bond interest and redemption fund if the facility was acquired or constructed with the proceeds of bonds issued by the district or in the district's special reserve fund or school building fund if the facility was acquired or constructed out of moneys in the district's general fund."

Amendment No. 4

On page 1, line 8, after "Sec.", strike out "2", and insert "3"

Amendment No. 5

On page 2, line 4, strike out "3", and insert "4"

Amendment No. 6

On page 2, line 9, after the period insert "Such fee shall be at least one dollar ($1) per month."

Amendment No. 7

On page 2, after line 9, insert

"SEC. 5. Section 25425.2 is added to said code, to read:

25425.2. From the proceeds derived from the fees imposed pursuant to Section 25425.1 the governing board shall:

(a) Allocate to the district's general fund an amount sufficient to pay the direct costs, not to exceed 50 percent of the total proceeds, of maintaining and administering the parking facility; and

(b) Allocate the remainder of the proceeds as follows:

(1) If the district has expended the proceeds of any apportionment of state funds for the acquisition or construction of such parking facilities then all of the remainder shall be paid to the State until the district has repaid the full amount of such state funds plus interest at such rate as shall be determined by the Director of General Services.

(2) If state funds as described in subdivision (1) were not used in the acquisition or construction of the parking facility, then the remainder of the proceeds therefrom shall be placed in the district's bond interest and redemption fund if the facility was acquired or constructed with the proceeds of bonds issued by the district or in the district's special reserve fund or school building fund if the facility was acquired or constructed out of moneys in the district's general fund."

Amendments read, and adopted.

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

REPORTS OF STANDING COMMITTEES

Committee on Rules

Assembly Chamber, March 5, 1964

Mr. Speaker: Your Committee on Rules reports:

House Resolution No. 39
House Resolution No. 41
House Resolution No. 42

With amendments with the recommendation: Be amended, and that the resolutions, as amended, be returned to the committee, and the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study.

BANE, Chairman

Above resolutions ordered on file.

Assembly Chamber, March 5, 1964

Mr. Speaker: Your Committee on Rules reports:

House Resolution No. 36
House Resolution No. 40

With the recommendation: That the resolutions be retained in committee, and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study.

BANE, Chairman

Subject matter of the above resolutions referred to the Committee on Rules.

Assembly Chamber, March 5, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 34

With the recommendation Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolution be placed on the Consent Calendar

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, March 5, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 37

With the recommendation Be adopted, as amended

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolution be placed on the Consent Calendar

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, March 5, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 32

With the recommendation That the resolution be retained in committee, and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study

BANE, Chairman

Subject matter of the above resolution referred to the Committee on Rules

Assembly Chamber, March 5, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 24

With amendments with the recommendation Amend, and re-refer to the Committee on Rules

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, March 5, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 27

With amendments with the recommendation Be amended, and that the resolution, as amended be returned to the committee, and the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study

BANE, Chairman

Above resolution ordered on file

REFERENCE OF BILLS TO COMMITTEE

Speaker pro Tempore Bee announced that Speaker Unruh has referred the following bills to the following committees

Assembly Bill No	*Committee*
86	Ways and Means
87	Elections and Reapportionment
88	Education
89	Revenue and Taxation
90	Ways and Means
91	Ways and Means
92	Ways and Means

MESSAGES FROM THE SENATE

Senate Chamber, March 4, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day passed

Senate Bill No 17

J A BEEK Secretary of the Senate
By Tom Kane, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bill was read the first time

Senate Bill No. 17—An act to amend Section 3298 of the Education Code, relating to school district elections, declaring the urgency thereof, to take effect immediately

Referred by the Speaker pro Tempore to the Committee on Education

REQUEST FOR UNANIMOUS CONSENT TO WITHDRAW ASSEMBLY BILL NO. 46 FROM COMMITTEE

Mr Unruh was granted unanimous consent that Assembly Bill No 46 be withdrawn from the Committee on Rules for purpose of amendment, and that the bill be re-referred to the Committee on Rules

CONSIDERATION OF ASSEMBLY BILL NO. 46

Assembly Bill No. 46—An act to amend Sections 17301, 17303 5, 17601, 17656, 17660 and 17665 of, to repeal Sections 17654 5, 17655, 17655 5, 17662, 17663, 17663 5, 17663 7, 17664 of, to repeal Article 7 1 (commencing with Section 17920) of Chapter 3 of Division 14 of, to add Section 17301 1 to, and to add Chapter 11 (commencing with Section 4001) to Division 5 of, the Education Code, relating to the Public School System

Bill read second time

Motion to Amend

Mr Unruh moved the adoption of the following amendments

Amendment No 1

In line 1 of the title of the printed bill, strike out "17601", and insert "17308, 17601, 17654 5, 17655, 17655 5"

Amendment No 2

Strike out lines 2 to 5, inclusive, of the title, and insert "17664, 17665, and 20105 of, to add Sections 17301 1 and 20751 5 to, to add Article 5 (commencing with Section 2051) to Chapter 2 of Division 5 of, and to add Chapter 11 (com-"

Amendment No. 3

In line 6 of the title, strike out "4001", and insert "4000"

Amendment No 4

On page 2, line 1, strike out "4001", and insert "4000"

Amendment No. 5

On page 2, between lines 7 and 8, insert

"4000 As used in this chapter the following definitions shall control

(a) The term "elementary grade level" shall mean grades kindergarten or one through eight in elementary schools, or grades kindergarten or one through six in elementary schools with respect to which pupils in grades seven and eight are attending junior high school maintained by a high school district

(b) The term "high school grade level" shall mean grades 9 through 12 in high schools, or where junior high schools are maintained, grades 7 through 12 in junior high schools and high schools "

Amendment No. 6

On page 2, line 8, strike out 'all', and insert 'the territory of each

Amendment No. 7

On page 2 lines 9 and 10, strike out "territory".

Amendment No. 8

On page 2, line 12, strike out 'grades kindergarten", and strike out line 13, and insert 'the elementary grade level and the high school grade level"

Amendment No. 9

On page 2, between lines 13 and 14, insert

'Each elementary school district included within a joint high school district shall become a part of that countywide school district which assumes jurisdiction over the territory of the joint high school district'

Amendment No 10

On page 2, line 19, after 'Constitution", insert ", with respect to either the elementary grade level or the high school grade level, or both, maintained by such district'

Amendment No. 11

On page 2, line 22, strike out 'may", and insert "shall"

Amendment No. 12

On page 2, line 23, after 'districts", insert ", with respect to the grade level or levels maintained by such districts'

Amendment No 13

On page 2, strike out lines 26 and 27, and insert superintendent of schools, with respect to either the elementary grade level or the high school grade level, or both, maintained by such district'

Amendment No. 14

On page 2, strike out lines 46 and 47, and insert maintaining the elementary grade level and the high school grade level'

Amendment No. 15

On page 3, line 2, after "1965", insert ", in connection with the elementary grade level and the high school grade level

Amendment No. 16

On page 3, between lines 2 and 3, insert

'If any such former school district maintains a junior college, the district shall continue in existence as a junior college district, and the governing board of the district shall continue in existence as the governing board of the junior college district, subject to all laws pertaining to junior college districts and the governing boards thereof"

Amendment No. 17

On page 3, strike out lines 12 to 20, inclusive, and insert

'4023. The governing board of a countywide school district shall be composed of either five or seven members, to be elected at large by the voters of the district

Each county board of education shall, on or before February 1, 1965 determine the number of members to comprise the governing board of each countywide school district, determine whether or not they shall be elected on the basis of residence within trustee areas, and, in the event it is determined that election shall be on the basis of residence in trustee areas, define the boundaries thereof and the number of members to be elected from each area

4024. When it is proposed to form a combined countywide school district pursuant to Article 5 (commencing with Section 2051) of Chapter 2 of Division 5, the county boards of education of each of the counties involved shall, by joint action, determine the number of members to comprise the governing board of the new district, determine whether or not they shall be elected on the basis of residence within trustee areas, and, in the event it is determined that election shall be on the basis of residence in trustee areas, define the boundaries thereof and the number of members to be elected from each area"

Amendment No. 18

On page 3, strike out lines 28 to 34, inclusive, and insert

4042. Each countywide school district shall assume liability for all outstanding bonded indebtedness of the former school districts of which it is comprised, and

the entire territory of the countywide school district shall become liable to taxation for all such bonded indebtedness

Article 4 Personnel

4061 The governing board of a countywide school district may employ the county superintendent of schools as the district superintendent of the countywide school district

4062 The governing board of a countywide school district may terminate the employment as district superintendent, deputy or associate district superintendent or other district administrator, of any individual employed in any such position by a school district for a grade level over which the countywide school district has assumed jurisdiction The rights of such a person with respect to future employment permanent classification, and all other terms and conditions of employment, shall be governed by the provisions of Division 10 of this code

Notwithstanding the provisions of the preceding paragraph, the governing board of a countywide school district shall succeed to the obligations imposed by employment contracts previously entered into between school district governing boards and the individuals employed in the administrative positions, and the termination of employment of the persons in such positions by the governing board of the countywide school district shall be subject, in all respects to the laws governing the extinction of contractual obligations

SEC 1 5 Article 5 (commencing with Section 2051) is added to Chapter 2 of Division 7 of said code, to read

Article 5 Combined Countywide School Districts

2051 Two or more countywide school districts may be combined to form a combined countywide school district

The action to form a combined countywide school district shall be initiated by the filing, with the superintendent of schools of each of the counties involved, of a petition requesting the formation of the district The particular form of the petition filed with a county superintendent of schools shall be signed by twenty-five percent (25%) of the registered electors residing in the particular countywide school district over which that county superintendent of schools has jurisdiction

2052 Each county superintendent of schools shall, within 20 days after the petition to form the new district is filed with him, examine the petition and determine whether or not it is sufficient and signed as required by law If each county superintendent involved so determines, all shall undertake joint action for purposes of calling and conducting an election on the question of the formation of the district within the proposed new district The election shall be called by such joint action within 10 days after the date of the last determination by any of the county superintendents concerning the sufficiency and legality of a petition filed with him, and shall be held within 40 days of such date It shall be held on the same date throughout all of the territory of the proposed new district

2053 The ballot to be used at the election on the question of the formation of a new combined countywide school district shall contain the words "For the formation of the new _____ combined countywide school district" followed by the words "Yes" and "No" so placed that the voter may clearly indicate his choice

If a majority of the votes cast in each countywide school district is in favor of formation of the new combined countywide school district, it shall be formed"

Amendment No 19

On page 4, strike out lines 7 and 8, and insert cents ($28 58) for the fiscal year 1964-1965, and forty-five dollars and forty-seven cents ($45 47) for the fiscal year 1965-1966 and fiscal"

Amendment No 20

On page 5, strike out lines 23 to 25, inclusive, and insert
"(a) Four dollars ($4), multiplied by the total average daily"

Amendment No. 21

On page 5, strike out lines 31 to 36, inclusive, and insert
"(b) Nine dollars and sixty-three cents ($9 63), multiplied by the total average daily attendance"

Amendment No 22

On page 5, strike out lines 43 to 45, inclusive, and insert
"(c) Three dollars and six cents ($3 06), multiplied by"

Amendment No. 23

On page 6, strike out lines 1 to 3, inclusive, and insert
"(d) Eighty cents ($0 80), multiplied by the average daily at-"

Amendment No 24

On page 6, strike out lines 9 and 10 and insert "fiscal year 1964-1965, and twenty-six dollars and thirty-eight cents ($26 38) for the fiscal year 1965-1966 and fiscal years thereafter, multiplied"

Amendment No. 25

On page 7, strike out line 16, and insert "garten and 1 through 8, inclusive, maintained by it, and the 7th and 8th grades of the district not maintained by the district in elementary schools because of the attendance upon a junior high school of pupils who would otherwise attend the 7th and 8th grades maintained in elementary schools by the district,

Amendment No. 26

On page 7, between lines 18 and 19, insert

"SEC 4] Section 17308 of said code is amended to read

17308 The county school service fund contingency account is hereby established in the General Fund The amount credited to such account for the ~~1963-64~~ *1964-65* fiscal year and each succeeding fiscal year shall be *one million* one hundred thousand dollars ~~($100,000)~~ *($1,100,000)* Notwithstanding any provision of Section 17301 to the contrary, the amount to be credited to the county school service fund contingency account each fiscal year shall not be transferred from the General Fund as required or authorized to be transferred by Section 17301 but the amounts required or authorized to be transferred by Section 17301 shall be reduced by the amount to be credited to the contingency account and shall remain in the General Fund to the credit of the contingency account

The money in the General Fund to the credit of the contingency account shall be transferred by the Controller to the State School Fund in amounts as are certified from time to time by the Superintendent of Public Instruction to be necessary to meet actual costs to reimburse county superintendents of schools for expenses incurred in providing emergency education to pupils and making financial grants to school districts pursuant to Section 20105 and to reimburse county superintendents of schools for the actual and necessary travel expenses incurred in connection with cooperative county publication projects by the county superintendent of schools or members of his staff, and to reimburse county superintendents of schools for expenses incurred in making emergency financial grants to school districts pursuant to Section 8955

Commencing with the ~~1961-65~~ *1965-66* fiscal year, the amount credited, pursuant to this section, in each fiscal year to the county school service fund contingency account in the General Fund shall be reduced by the amount of the balance remaining to the account on June 30 of the preceding fiscal year and an equal reduction shall be made in the amount of the reduction in the amounts required or authorized to be transferred under Section 17301 in accordance with this section "

Amendment No. 27

On page 7, line 19, strike out "repealed ", and insert "amended to read "

Amendment No. 28

On page 7, between lines 19 and 20, insert

"17654 5 For each elementary school district which maintains only one school with an average daily attendance of less than 101, he shall, *for the 1964-1965 fiscal year only,* make one of the following computations, whichever provides the lesser amount

(1) For each small school which has an average daily attendance during the fiscal year of less than 26, exclusive of pupils attending the seventh and eighth grades of a junior high school, and for which school at least one teacher was hired full time, he shall compute for the district five thousand seven hundred twenty-five dollars ($5,725)

(2) For each small school which has an average daily attendance during the fiscal year of 26 or more and less than 51, exclusive of pupils attending the seventh and eighth grades of a junior high school, and for which school at least two teachers were hired full time for more than one-half of the days schools were maintained, he shall compute for the district eleven thousand four hundred fifty dollars ($11,450)

(3) For each small school which has an average daily attendance during the fiscal year of 51 or more but less than 76 exclusive of pupils attending the seventh and eighth grades of a junior high school, and for which school three teachers were hired full time for more than one-half of the days schools were maintained, he shall compute for the district seventeen thousand one hundred seventy-five dollars ($17,175)

(4) For each small school which has an average daily attendance during the fiscal year of 76 or more and less than 101 exclusive of pupils attending the seventh and eighth grades of a junior high school, and for which school four teachers were hired full time for more than one-half of the days schools were maintained he shall compute for the district twenty-two thousand nine hundred dollars ($22,900) "

Amendment No. 29

On page 8, line 1, strike out "repealed ", and insert "amended to read "

Amendment No 30

On page 8, between lines 1 and 2, insert

"17655 For the purposes of Section 17655 a 'necessary small school" is an elementary school with an average daily attendance of less than 101, exclusive of pupils attending the seventh and eighth grades of a junior high school, during the current fiscal year maintained *during the 1964 1965 fiscal year* by an elementary school district which maintains two or more schools, *and during the 1965-1966 fiscal year and fiscal years thereafter by any school district*, and to which school any of the following conditions apply

(a) If as many as five pupils residing in the district and attending grades kindergarten to eight inclusive, exclusive of pupils attending the seventh and eighth grades of a junior high school in the elementary school with an average daily attendance of less than 101 would be required to travel more than 10 miles one way from a point on a well-traveled road nearest their home to the nearest other public elementary school

(b) If as many as 15 pupils residing in the district and attending grades kindergarten to eight, inclusive exclusive of pupils attending the seventh and eighth grades of a junior high school in the elementary school with an average daily attendance of less than 101 would be required to travel more than five miles one way from a point on a well-traveled road nearest their home to the nearest other public elementary school

(c) If the Superintendent of Public Instruction grants a request made pursuant to this subdivision If topographical or other conditions exit in a district which would impose unusual hardships if the number of miles specified in (a) or (b) were required to be traveled or if during the fiscal year the roads which would be traveled have been impassable for more than an average of two weeks per year for the preceding five years, the governing board of the district may, on or before April 1st request the Superintendent of Public Instruction, in writing, for an exemption from such requirements or for a reduction in the miles required The request shall be accompanied by a statement of the conditions upon which such request is based, giving such information in such form as the Superintendent of Public Instruction may require The Superintendent of Public Instruction shall cause an investigation to be made, and he shall either grant such request to the extent deemed necessary by him or deny the request "

Amendment No 31

On page 8, line 42 strike out "repealed ", and insert 'amended to read "

Amendment No 32

On page 8, between lines 42 and 43, insert

17655 5 (a) For each district on account of each necessary small school (giving regard to the number of teachers actually employed or average daily attendance), he shall make one of the following computations, whichever provides the lesser amount

(1) For each necessary small school which has an average daily attendance during the fiscal year of less than 26, exclusive of pupils attending the seventh and

eighth grades of a junior high school, and for which school at least one teacher was hired full time, he shall compute for the district five thousand seven hundred twenty-five dollars ($5,725) , *and for the fiscal year 1965-1966 and fiscal years thereafter six thousand seven hundred seventy-five dollars ($6,775)*

(2) For each necessary small school which has an average daily attendance during the fiscal year of 26 or more and less than 51, exclusive of pupils attending the seventh and eighth grades of a junior high school, and for which school at least two teachers were hired full time for more than one-half of the days schools were maintained, he shall compute for the district eleven thousand four hundred fifty dollars ($11,450) *and for the fiscal year 1965-1966 and fiscal years thereafter thirteen thousand five hundred fifty dollars ($13,550)*

(3) For each necessary small school which has an average daily attendance during the fiscal year of 51 or more but less than 76, exclusive of pupils attending the seventh and eighth grades of a junior high school, and for which school three teachers were hired full time for more than one-half of the days schools were maintained, he shall compute for the district seventeen thousand one hundred seventy-five dollars ($17,175) *and for the fiscal year 1965-1966 and fiscal years thereafter twenty thousand three hundred twenty-five dollars ($20 325)*

(4) For each necessary small school which has an average daily attendance during the fiscal year of 76 or more and less than 101, exclusive of pupils attending the seventh and eighth grades of a junior high school, and for which school four teachers were hired full time for more than one-half of the days schools were maintained, he shall compute for the district twenty-two thousand nine hundred dollars ($22,900) , *and for the fiscal year 1965-1966 and fiscal years thereafter twenty-seven thousand one hundred dollars ($27,100)*

(b) For each district on account of each small school not determined to be a necessary small school under Section 17655 he shall make one of the following computations, whichever applies

(1) ~~If~~ *For the 1964-1965 fiscal year only,* if the total of the units of average daily attendance of the district during the fiscal year, exclusive of pupils attending the seventh and eighth grades of a junior high school, is less than 901, he shall multiply the units of average daily attendance in the school by two hundred twenty-nine dollars ($229)

(2) ~~If~~ *For the 1964-1965 fiscal year only,* if the total of the units of average daily attendance in the district during the fiscal year, exclusive of pupils attending the seventh and eighth grades of a junior high school, is 901 or more, he shall multiply the units of average daily attendance by two hundred thirty-nine dollars ($239)

(3) For the 1965-1966 fiscal year and fiscal years thereafter, he shall multiply the total of the units of average daily attendance of the district during the fiscal year, exclusive of pupils attending the seventh and eighth grades of a junior high school by two hundred sixty-one dollars ($261) "

Amendment No. 33

On page 9, strike out line 41, and insert

"17656 For each elementary school district which, exclusive of pupils attending the seventh and eighth grades of a junior high school, has an average daily attendance of 301 or more but less than 901 during the fiscal year he shall compute an amount determined by multiplying the total average daily attendance, exclusive of that attending the seventh and eighth grades of a junior high school and pupils for whom a foundation program is computed under Section 17655, by two hundred twenty-nine dollars ($229) for the fiscal year 1964-1965, and by two hundred sixty-one dollars ($261) for the fiscal year 1965-1966 and fiscal years thereafter"

Amendment No. 34

On page 10, strike out line 4, and insert

"For each elementary school district which, exclusive of pupils attending the seventh and eighth grades of a junior high school, has an average daily attendance of 901 or more during the preceding fiscal year, he shall compute an amount deter-"

Amendment No 35

On page 10, line 7, after "school", insert "and pupils for whom a foundation program is computed under Section 17655"

Amendment No. 36

On page 10, strike out line 10, and insert two hundred seventy-one dollars ($271) for the fiscal year 1965-1966

Amendment No. 37

On page 10, line 13, after "district" insert "with an average daily attendance, exclusive of pupils attending the seventh and eighth grades of a junior high school, of less than 901 during the fiscal year, on account of the attendance during the fiscal year of pupils in the seventh and eighth grades of a junior high school which attendance is credited to the elementary school district pursuant to Sections 11404 and 5612, he shall multiply the average daily attendance in such grades, for the fiscal year 1964-1965, by two hundred twenty-nine dollars ($229) and for the fiscal year 1965-1966 and fiscal years thereafter, by two hundred sixty-one dollars ($261)

For each elementary school district with an average daily attendance, exclusive of pupils attending the seventh and eighth grades of a junior high school, of 901 *or more during the fiscal year, on account of the attendance during the fiscal year,*"

Amendment No. 38

On page 10, strike out line 31, and insert "1965, and two hundred seventy-one dollars ($271) for the fiscal year"

Amendment No. 39

On page 10, strike out line 33

Amendment No. 40

On page 10, strike out line 37

Amendment No. 41

On page 12, strike out line 1

Amendment No. 42

On page 12, strike out line 11

Amendment No. 43

On page 12, strike out line 28, and insert
"SEC. 10 Section 17664 of said code is amended to read:"

Amendment No. 44

On page 12, between lines 28 and 29, insert
"17664 (a) For each district on account of each necessary small high school the Superintendent of Public Instruction shall make one of the following computations selected with regard only to the number of certificated employees employed or average daily attendance, whichever provides the lesser amount

(1) For one which has an average daily attendance during the fiscal year of less than 21 and for which at least three certificated employees were employed full time, he shall compute thirty-three thousand one hundred dollars ($33,100) *for the fiscal year 1964-1965, and thirty-three thousand nine hundred forty dollars ($33,940) for fiscal years thereafter.*

(2) For one which has an average daily attendance during the fiscal year of 21 or more and less than 41 and for which at least four certificated employees were employed full time, he shall compute thirty-eight thousand three hundred seventeen dollars ($38,317) *for the fiscal year 1964-1965, and forty thousand one hundred thirty-seven dollars ($40,137) for fiscal years thereafter.*

(3) For one which has an average daily attendance during the fiscal year of 41 or more and less than 61 and for which at least five certificated employees were employed full time, he shall compute forty-three thousand five hundred thirty-four dollars ($43,534) *for the fiscal year 1964-1965, and forty-six thousand three hundred thirty-four dollars ($46,334) for fiscal years thereafter.*

(4) For one which has an average daily attendance during the fiscal year of 61 or more and less than 76 and for which at least six certificated employees were employed full time, he shall compute forty-eight thousand seven hundred fifty dollars ($48,750) *for the fiscal year 1964-1965 and fifty-two thousand five hundred thirty dollars ($52,530) for fiscal years thereafter.*

(5) For one which has an average daily attendance during the fiscal year of 76 or more and less than 91 and for which at least seven certificated employees were employed full time he shall compute fifty-three thousand nine hundred sixty-seven dollars ($53,967) *for the fiscal year 1964-1965, and fifty-eight thousand seven hundred twenty-seven dollars ($58,727) for fiscal years thereafter.*

(6) For each one which has an average daily attendance during the fiscal year of 91 or more and less than 106 and for which at least eight certificated employees were

employed full time, he shall compute fifty-nine thousand one hundred eighty-four dollars ($59,184) *for the fiscal year 1964-1965, and sixty-four thousand nine hundred twenty-four dollars ($64,924) for fiscal years thereafter*

(7) For each one which has an average daily attendance during the fiscal year of 100 or more and less than 121 and for which at least nine certificated employees were employed full time, he shall compute sixty-four thousand four hundred dollars ($64,400) *for the fiscal year 1964-1965, and seventy-one thousand one hundred twenty dollars ($71,120) for fiscal years thereafter*

(8) For each one which has an average daily attendance during the fiscal year of 121 or more and less than 136 and for which at least 10 certificated employees were employed full time, he shall compute sixty-nine thousand six hundred seventeen dollars ($69,617) *for the fiscal year 1964-1965, and seventy-seven thousand three hundred seventeen dollars ($77,317) for fiscal years thereafter*

(9) For each one which has an average daily attendance during the fiscal year of 136 or more and less than 151 and for which at least 11 certificated employees were employed full time, he shall compute seventy-four thousand eight hundred thirty-four dollars ($74,834) *for the fiscal year 1964-1965, and eighty-three thousand five hundred fourteen dollars ($83,514) for fiscal years thereafter*

(10) For each one which has an average daily attendance during the fiscal year of 151 or more and less than 181 and for which at least 12 certificated employees were employed full time, he shall compute eighty thousand fifty dollars ($80,050) *for the fiscal year 1964-1965, and eighty-seven thousand seven hundred ten dollars ($87,710) for fiscal years thereafter*

(11) For each one which has an average daily attendance during the fiscal year of 181 or more and less than 221 and for which at least 13 certificated employees were employed full time, he shall compute eighty-five thousand two hundred sixty-seven dollars ($85,267) *for the fiscal year 1964-1965, and ninety-two thousand nine hundred seven dollars ($92,907) for fiscal years thereafter*

(12) For each one which has an average daily attendance during the fiscal year of 221 or more and less than 261 and for which at least 14 certificated employees were employed full time, he shall compute ninety thousand four hundred eighty-four dollars ($90,484) *for the fiscal year 1964-1965, and one hundred two thousand one hundred four dollars ($102,104) for fiscal years thereafter*

(13) For each one which has an average daily attendance during the fiscal year of 261 or more and less than 301 and for which at least 15 certificated employees were employed full time, he shall compute ninety-five thousand seven hundred dollars ($95,700) *for the fiscal year 1964-1965, and one hundred eight thousand three hundred dollars ($108,300) for fiscal years thereafter*

(14) For each one which has an average daily attendance of less than 21 and for which fewer than three certificated employees were employed, he shall compute five thousand two hundred seventeen dollars ($5,217) *for the fiscal year 1964-1965, and six thousand one hundred ninety-seven dollars ($6,197) for fiscal years thereafter* for each of the teachers employed in the school

(b) For each district on account of each small high school not determined to be a necessary small high school under Sections 17663, 17663.5, and 17663.7, he shall make one of the following computations, whichever applies

(1) If the total of the units of average daily attendance in the district during the fiscal year is less than 301, he shall, *for the 1964-1965 fiscal year*, multiply the units of average daily attendance during the fiscal year in the school by three hundred nineteen dollars ($319)

(2) If the total of the units of average daily attendance in the district during the fiscal year is more than 300, he shall, *for the 1964-1965 fiscal year*, multiply the units of average daily attendance during the fiscal year in the school by three hundred twenty-nine dollars ($329)

(3) For the fiscal year 1965-1966 and fiscal years thereafter, he shall multiply the units of average daily attendance by three hundred sixty-one dollars ($361)

For the purposes of this section a "certificated employee" is an equivalent full-time position of an individual holding a credential authorizing service, and performing service in grades 9 through 12 in any secondary school Any fraction of an equivalent full-time position shall be deemed to be a full-time position

The foundation program established by this section for high schools with an average daily attendance of less than 301 shall not apply to any high school established after July 1, 1961 unless the establishment of such schools has been approved by the Superintendent of Public Instruction "

Amendment No. 44

On page 14, line 29, strike out "15", and insert "11"

Amendment No. 45

On page 14, line 30, after "district", insert "which has an average daily attendance of 301 or more during the fiscal year"

Amendment No. 46

On page 14, line 32, after "attendance", insert ", other than average daily attendance for which a foundation program is computed under Section 17664,"

Amendment No. 47

On page 14, strike out line 34, and insert "three hundred seventy-one dollars ($371) for the fiscal year 1965-1966 and"

Amendment No. 48

On page 14, strike out lines 36 and 37, and insert

"SEC. 12. Section 20105 of said code is amended to read

20105. The county school service fund shall be employed by the county superintendent of schools to pay such charges against the fund as are provided in this code, and to provide with the approval of the county board of education (a) additional apportionments to any school district under his jurisdiction for current expenses which (1) has levied the maximum district tax specified in Section 20751 or Section 20751.5 and in which the annual average current cost per pupil does not exceed the annual average current cost per pupil for all districts of the same type within the county or under the jurisdiction of the county superintendent of schools, or (2) which needs additional apportionments for current expenses because of temporary emergency conditions, and (b) additional apportionments to any school district under his jurisdiction for the transportation of pupils to and from school to meet temporary emergency conditions.

SEC. 13. Section 20751.5 is added to said code, to read

20751.5. (a) Except as may otherwise be provided in this code, the maximum rate of school district tax which may be levied for all school purposes, exclusive of bond interest and redemption, within a countywide school district or a combined countywide school district, on each one hundred dollars ($100) of assessed valuation of property within the district shall be ten cents ($0.10) for kindergarten purposes, eighty cents ($0.80) for elementary school purposes, seventy-five cents ($0.75) for high school purposes, and the sum of any or all such rates when schools in some or all of these grade levels are being maintained by the district.

(b) Notwithstanding the provisions of subdivision (a), the maximum tax rate which may be levied on each one hundred dollars ($100) of assessed valuation within a countywide school district or combined countywide school district, regardless of the grade levels for which schools are being maintained in the district, shall be no less than that rate which will produce the total of the revenues produced by all school district taxes levied for kindergarten, elementary school, and high school purposes within the territory of the district during the 1964-1965 fiscal year."

Amendments read, and adopted

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

Correction of Amendment No. 2 to Assembly Bill No. 46

Assembly Chamber, March 5, 1964

Hon. Jesse M. Unruh
Speaker of the Assembly

Dear Mr. Speaker: Pursuant to Assembly Rule No. 29, Amendment No. 2 to Assembly Bill No. 46 of the 1964 First Extraordinary Session has been changed. A comma has been inserted before "17664", in order that the amendment fit the bill.

Sincerely,

JAMES D. DRISCOLL, Chief Clerk

Hon. Richard J. Donovan Presiding

At 11:04 a.m., Hon. Richard J. Donovan, 77th District, presiding

PRESENTATION OF AWARDS

Mr. Donovan presented mementos to committee members who had visited San Diego.

Speaker pro Tempore Presiding

At 11:05 a.m., Hon. Carlos Bee, 13th District, presiding

REQUESTS FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO 59

The Committee on Rules was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of hearing **Assembly Bills Nos. 1, 2, 4, 5, 7, 8, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 43, 44, 45, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65,** and **67,** and **Assembly Constitutional Amendments Nos. 1** and **3,** for the purpose of re-referral to committees only

RECESS

At 11 08 a m , Speaker pro Tempore Bee declared the Assembly recessed until 11 18 a m

REASSEMBLED

At 11 18 a m , the Assembly reconvened
Hon Carlos Bee, Speaker pro Tempore of the Assembly, presiding
Chief Clerk James D Driscoll at the Desk
Assistant Clerk Malcolm MacIntyre reading

ANNOUNCEMENTS

Speaker pro Tempore Bee announced that the mileage resolution would be adopted Monday, and requested the Members to read the resolution, as corrected, which is printed on page 147 of the Assembly Journal for March 4, 1964, Budget Session, for accuracy as to the Members' mileage

REPORTS OF STANDING COMMITTEES

Committee on Rules

Assembly Chamber, March 5, 1964

Mr Speaker . Your Committee on Rules reports

Assembly Bill No	*Committee*
1	Elections and Reapportionment
2	Elections and Reapportionment
4	Ways and Means
5	Elections and Reapportionment
7	Water
8	Agriculture
10	Civil Service and State Personnel
11	Civil Service and State Personnel
12	Revenue and Taxation
13	Elections and Reapportionment
14	Municipal and County Government
15	Municipal and County Government
16	Ways and Means
17	Ways and Means
18	Education
19	Natural Resources, Planning, and Public Works

Assembly Bill No	*Committee*
20	Water
21	Finance and Insurance
22	Ways and Means
23	Judiciary
24	Judiciary
25	Municipal and County Government
26	Judiciary
27	Ways and Means
28	Elections and Reapportionment
29	Natural Resources, Planning, and Public Works
30	Natural Resources, Planning, and Public Works
32	Education
33	Revenue and Taxation
34	Elections and Reapportionment
35	Revenue and Taxation
36	Natural Resources, Planning, and Public Works
37	Education
38	Natural Resources, Planning, and Public Works
39	Elections and Reapportionment
40	Governmental Efficiency and Economy
41	Education
43	Ways and Means
44	Education
45	Municipal and County Government
47	Natural Resources, Planning, and Public Works
48	Judiciary
49	Education
50	Revenue and Taxation
51	Revenue and Taxation
52	Ways and Means
53	Elections and Reapportionment
54	Elections and Reapportionment
55	Elections and Reapportionment
56	Education
57	Public Utilities and Corporations
58	Elections and Reapportionment
59	Elections and Reapportionment
60	Elections and Reapportionment
61	Elections and Reapportionment
62	Elections and Reapportionment
63	Elections and Reapportionment
64	Education
65	Judiciary
67	Elections and Reapportionment

Assembly Constitutional Amendment No	*Committee*
1	Education
3	Education

With the recommendation That the bills be re-referred to the committees as designated on this report

BANE, Chairman

Above bills re-referred to committees indicated

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

The following bills were introduced, and read the first time

Assembly Constitutional Amendment No. 6: By Assemblyman Bane—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Sections 6 and 27 of Article IV thereof, relating to the reapportionment of legislative districts

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 96: By Assemblyman Bane—An act to amend Section 8406 of the Elections Code, relating to county central committees

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 97: By Assemblyman Bane—An act to amend Sections 18006 and 18007 of the Elections Code, relating to counting of votes at the polls

Held at desk by order of the Speaker pro Tempore

ANNOUNCEMENTS

Mr Brutsche announced that there would be a luncheon at noon today for Mr Leland Kaiser, and invited all Members to attend

Mr Crown announced that there would be no meeting of the Committee on Ways and Means today

ADJOURNMENT

At 11 25 a m , on motion of Mr Waldie, the Speaker pro Tempore declared the Assembly adjourned until 11 30 a m , Monday, March 9, 1964

JESSE M UNRUH, Speaker

ANABEL WHANG, Minute Clerk

CALIFORNIA LEGISLATURE

1964 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

ELEVENTH LEGISLATIVE DAY

SEVENTEENTH CALENDAR DAY

IN ASSEMBLY

Assembly Chamber
Monday, March 9, 1964

The Assembly met at 11:46 a.m.
Hon. Carlos Bee, Speaker pro Tempore of the Assembly, presiding
Chief Clerk James D. Driscoll at the Desk
Assistant Clerk Malcolm MacIntyre reading

ROLL CALL

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

Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Bee, Berlenson, Belotti, Britschgi, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dunnemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Johnson, Knox, Lanterman, Marks, McMillan, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Potter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Vasey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Zbarg and Mr. Speaker—67

Quorum present

PRAYER

The following prayer was offered by the Chaplain, Rev. Robert R. Ferguson:

God Our Father, We ask of Thy mercy to give us more patience. We become restless because we would like to see here and now the answers to all the perplexing questions and problems facing us. Let give us grace and faith to be willing to take the next step and so proceed on our earthly pilgrimage. May we have the confidence needed to conduct ourselves with humble dignity, for although we know not the path ahead, well do we know our guide.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Bee, Mr. Casey then led the Assembly in the pledge of allegiance to the Flag.

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Mr. Foran, seconded by Mr. Winton.

LEAVES OF ABSENCE FOR THE DAY

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

Mr Holmes, on motion of Mr Conrad

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

Mr Veneman, on motion of Mr Conrad
Mr Burgener, on motion of Mr Conrad
Mr Thomas, on motion of Mr Waldie
Mr Meyers, on motion of Mr Waldie
Mr Zenovich, on motion of Mr Waldie

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following bills were introduced, and read the first time

Assembly Bill No. 98: By Assemblyman Veysey—An act to amend Sections 19593, 20804 3, and 21701 5 of the Education Code, relating to school district elections

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 99: By Assemblyman Dymally—An act authorizing the Department of Parks and Recreation to acquire Wrigley Field in the City of Los Angeles, and making an appropriation therefor

Held at desk by order of the Speaker pro Tempore

Assembly Bill No 100: By Assemblyman Quimby—An act to amend Section 6359 3 of the Revenue and Taxation Code, relating to sales and use taxes

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 101: By Assemblymen Garrigus, Bee, Waite, Elliott, Gaffney, Warren, and Young—An act to add Chapter 6 (commencing with Section 22750) to Division 16 5 of the Education Code, relating to federal aid for higher education

Held at desk by order of the Speaker pro Tempore

Assembly Concurrent Resolution No. 10: By Assemblyman Monagan—Relative to the designation and appointment of Julia Cooley Altrocchi as Poet Laureate of California

Referred by the Speaker pro Tempore to the Committee on Rules

RESOLUTIONS

The following resolution was offered

By Assemblyman McMillan

House Resolution No. 44

Relative to funeral and cemetery businesses

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is requested to assign to an appropriate interim committee for study the subject of the funeral and cemetery businesses, including, but not limited to, possible abuses of the law by, and collusion between, persons engaged in such businesses and officials of state regulatory agencies which unfairly increase the costs of funerals and cemetery plots, and to direct such committee to report its findings thereon to

the Assembly, together with its recommendations for legislation on this subject, not later than the fifth legislative day of the 1965 Regular Session

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

REQUEST FOR UNANIMOUS CONSENT TO WITHDRAW SENATE CONCURRENT RESOLUTION NO 11 FROM COMMITTEE

Mr Casey was granted unanimous consent that Senate Concurrent Resolution No 11 be withdrawn from the Committee on Rules for purpose of consideration

REFERENCE OF BILLS TO COMMITTEE

Speaker pro Tempore Bee announced that Speaker Unruh has referred the following bills to the following committees

Assembly Bill No	*Committee*
93	Governmental Efficiency and Economy
94	Elections and Reapportionment
95	Education
96	Elections and Reapportionment
97	Elections and Reapportionment

Assembly Constitutional Amendment No	
6	Elections and Reapportionment

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, March 6, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Bill No 31

And reports the same correctly engrossed

POWERS, Chairman

Above bill re-referred to the Committee on Rules

Committee on Rules

Assembly Chamber, March 9, 1964

Mr Speaker Your Committee on Rules reports

Assembly Bill No 31

With the recommendation That the bill be re-referred to the Committee on Ways and Means

BANE, Chairman

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

Assembly Chamber, March 9, 1964

Mr Speaker Your Committee on Rules reports

Assembly Joint Resolution No 1

With the recommendation Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2 and 22 3, the committee recommends that the above resolution be placed on the Consent Calendar

BANE, Chairman

Above resolution ordered engrossed

Assembly Chamber, March 9, 1964

Mr Speaker Your Committee on Rules reports

Assembly Concurrent Resolution No 3

With the recommendation That the resolution be re-referred to the Committee on Transportation and Commerce

BANE Chairman

Above resolution re-referred to the Committee on Transportation and Commerce

Assembly Chamber, March 9, 1964

Mr Speaker Your Committee on Rules reports

Assembly Bill No 3

With amendments with the recommendation Amend and do pass, as amended

BANE, Chairman

Above bill ordered to second reading

Assembly Chamber, March 9, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 38

With amendments with the recommendation Amend, and re-refer to the Committee on Rules

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, March 9, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 43

With the recommendation Be adopted, as amended

Pursuant to the provisions of Joint Rules Nos 22 1 22 2, and 22 3, the committee recommends that the above resolution be placed on the Consent Calendar

BANE, Chairman

Above resolution ordered on file

Committee on Engrossment and Enrollment

Assembly Chamber, March 9, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined

Assembly Bill No 46

And reports the same correctly engrossed.

POWERS, Chairman

Above bill re-referred to the Committee on Rules

Committee on Rules

Assembly Chamber, March 9, 1964

Mr Speaker Your Committee on Rules reports

Assembly Bill No 46

With the recommendation That the bill be re-referred to the Committee on Education

BANE, Chairman

Above bill re-referred to the Committee on Education

Assembly Chamber, March 9, 1964

Mr Speaker The Chairman of your Committee on Rules reports

Assembly Bill No 84

With author's amendments with the recommendation Amend, and re-refer to the Committee on Rules

BANE, Chairman

SECOND READING OF ASSEMBLY BILL NO 84 (PURSUANT TO RULE NO. 59 5)

Assembly Bill No. 84—An act to amend Sections 30101, 30121 and 30462 of, and to add Sections 30125 and 30463 to, the Revenue and Taxation Code, relating to cigarette taxes, to take effect immediately

Bill read second time.

Motion to Amend

Mr Marks moved the adoption of the following amendments

Amendment No. 1

In line 1 of the title of the printed bill, strike out "30121", and insert "30166"

Amendment No 2

In line 2 of the title strike out "add Sections 30125 and 30463 to," and insert "add Section 30463 to, to add Article 3 (commencing with Section 30126) to Chapter 2 of Part 13 of Division 2 of, and to repeal Article 3 (commencing with Section 30121) of Chapter 2 of Part 13 of Division 2 of,"

Amendment No 3

On page 1, line 5, after "distribution", insert "of each cigarette"

Amendment No. 4

On page 1, line 6, strike out "and to and including June 30", and insert "to and including 4 o'clock a m on July 1"

Amendment No. 5

On page 1, strike out lines 8 to 18, inclusive, and insert

"SEC 2 Article 3 (commencing with Section 30121) of Chapter 2 of Part 13 of Division 2 of said code is repealed

SEC 3 Article 3 (commencing with Section 30126) is added to Chapter 2 of Part 13 of Division 2 of said code, to read

Article 3 Floor Stocks Tax and Tax Indicia

30126 For the privilege of holding or storing cigarettes for sale, use or consumption, a floor stocks tax is hereby imposed upon every dealer at the rate of two and one-half mills ($0 0025) for each cigarette in his possession or under his control in this state at 4 o'clock a m on July 1, 1964

30127 Every dealer shall take an inventory as of 4 o'clock a m on July 1, 1964, of the cigarettes in his possession or under his control

30128 Every dealer shall, on or before July 24, 1964, file a report with the board in such form as the board may prescribe The report shall state the number of cigarettes in the possession of or under the control of the dealer, in this State, at 4 o'clock a m on July 1, 1964 and the amount of tax due

30129 Every licensed distributor shall pay to the State five cents ($0 05) for every California cigarette tax stamp or meter impression bearing the designation "20", and two and one-half cents ($0 025) for every California cigarette tax stamp bearing the designation "10" which are affixed to packages of cigarettes held in his possession or under his control at 4 o'clock a m on July 1, 1964 He shall also pay to the State five cents ($0 05) for every unaffixed California cigarette tax stamp bearing the designation "20" and two and one-half cents ($0 025) for each unaffixed California cigarette tax stamp bearing the designation "10" and fifty cents ($0 50) for every unused meter register unit which are held in his possession or under his control at 4 o'clock a m on July 1, 1964

30130 Every licensed cigarette distributor shall take an inventory as of 4 o'clock a m on July 1, 1964, of all packages of cigarettes in his possession or under his control to which are affixed cigarette tax stamps or meter impressions and shall take an inventory of all unaffixed California cigarette tax stamps and unused meter register units in his possession or under his control at 4 o'clock a m on July 1, 1964

30131 Every distributor shall on or before July 24, 1964, file a report with the board in such form as the board may prescribe The report shall state the number of California cigarette tax stamps and meter impressions bearing the designation "20" and the number of California cigarette tax stamps bearing the designation "10" which were affixed to packages of cigarettes held in his possession or under his control at 4 o'clock a m on July 1, 1964 It shall also state the number of unaffixed California cigarette tax stamps bearing the designation "20", the number of unaffixed California cigarette tax stamps bearing the designation "10", and the number of unused meter register units which were held in his possession or under his control at 4 o'clock a m on July 1 1964

30132 The amounts required to be paid by this article are due and payable on or before July 24 1964 Payments shall be made by remittance payable to the board and shall accompany the reports required to be filed by this article Any amount required to be paid by this article which is not timely paid shall bear interest at the rate of one-half of 1 percent per month or fraction thereof, from July 24, 1964, until paid

30133 The provisions of this article shall not apply to cigarettes stored in a bonded warehouse and which are non-tax paid under the provisions of Chapter 52 of the Internal Revenue Act of 1954, as amended.

SEC 4 Section 30166 of said code is amended to read

30166 Stamps and meter register settings shall be sold at their denominated values less 2 75 percent to licensed distributors Payment for stamps or meter register settings shall be made at the time of purchase, provided that a licensed distributor, subject to the conditions and provisions of this article, may be permitted to defer payments therefor "

Amendment No. 6

On page 2, strike out lines 1 through 12, inclusive

Amendment No. 7

On page 2, line 13, strike out "SEC 4", and insert "SEC 5"

Amendment No. 8

On page 2, strike out lines 19 to 24, and insert

"(b) All money deposited in the Cigarette Tax Fund on and after August 1, 1964, after refunds, shall upon order of the State Controller be transferred as follows

(1) 375 percent (37½%) thereof to the General Fund

(2) 625 percent (62½%) thereof to the School Assistance Fund created by Section 30463 "

Amendment No. 9

On page 2, line 25, strike out "SEC 5", and insert "SEC 6"

Amendment No 10

On page 2, line 34, strike out "SEC 6", and insert

"SEC 7 Section 30166 of the Revenue and Taxation Code as amended by Section 4 of this act shall become operative at 4 o'clock a m on July 1, 1964

SEC 8"

Amendments read, and adopted

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

REPORTS OF STANDING COMMITTEES

Committee on Education

Assembly Chamber, March 9, 1964

MR SPEAKER The Chairman of your Committee on Education reports

Assembly Bill No 49

With author's amendments with the recommendation Amend, and re-refer to the Committee on Education

GARRIGUS, Chairman

SECOND READING OF ASSEMBLY BILL NO. 49 (PURSUANT TO RULE NO 59 5)

Assembly Bill No. 49—An act to add Chapter 6 (commencing with Section 22750) to Division 16 5 of the Education Code, and to add Section 17235 to the Revenue and Taxation Code, relating to payment of the cost of instruction at the University of California and state colleges

Bill read second time

Motion to Amend

MR COLLIER moved the adoption of the following amendment

Amendment No. 1

On page 4, line 27, of the printed bill, strike out "a rate of 1 percent per year", and insert "the current annual rate"

Amendment read, and adopted

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

REQUEST FOR UNANIMOUS CONSENT

Mr Casey was granted unanimous consent to take up Senate Concurrent Resolution No 11 without reference to file, at this time

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 11

Senate Concurrent Resolution No. 11—Relative to congratulating the United States Davis Cup Team

Resolution read, presented by Mr Casey, and adopted

Resolution ordered transmitted to the Senate

CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS

Consideration of House Resolution No 39

By Assemblyman Dymally

House Resolution No. 39—Relative to inequities in the law with respect to blind persons in families receiving assistance under the Aid to Families with Dependent Children program

Resolution read

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Rules, was read, and adopted.

Amendment No. 1

In the third line of the Resolved clause of the resolution as printed on page 67 of the Assembly Journal for February 11, 1964, strike out "is", and insert "its"

House Resolution No 39, as Amended

By Assemblyman Dymally

House Resolution No. 39

Relative to inequities in the law with respect to blind persons in families receiving assistance under the Aid to Families with Dependent Children program

WHEREAS, A blind person is permitted to have $85 per month in earned income and still receive the full basic grant under the program of Aid to the Blind, and

WHEREAS, Earnings by a blind person in excess of $85 per month are deducted from this basic grant, and all assistance under the Aid to the Blind program ceases when the blind person's income equals the amount of his grant, plus $85, per month, and

WHEREAS, If a blind person's children are recipients of Aid to Families with Dependent Children and his income is sufficient to make him ineligible for Aid to the Blind such person is no longer permitted earned income of $85 in addition to an amount equal to the basic grant in blind aid, as would have been the case if his earnings were small enough to permit him some amount of blind assistance; and

WHEREAS Instead of an allowance being made for his separate needs in accordance with standards for Aid to the Blind, such person's earnings are considered to be a part of the income of the family unit and budgeted according to the far less liberal standards used in the program of Aid to Families with Dependent Children, and

WHEREAS, This inequity in the law could tend to discourage certain blind persons from attempting to increase their earnings beyond the amount permitted recipients of Aid to the Blind, now, therefore, be it

Resolved by the Assembly of the State of California, That the Committee on Rules is directed to assign the subject matter of this resolution to an appropriate interim committee for study of the problems contained therein and to report its findings and recommendations to this Assembly by the fifth legislative day of the 1965 Regular Session

Resolution, as amended, re-referred to the Committee on Rules, and the subject matter referred to the Committee on Rules for assignment to the proper interim committee for study

HOUSE RESOLUTION NO. 41 RE-REFERRED TO COMMITTEE

Speaker pro Tempore Bee announced that the committee amendments to **House Resolution No. 41** do not fit the resolution, and ordered the resolution, and the committee amendments, re-referred to the Committee on Rules

CONSIDERATION OF DAILY FILE (RESUMED)
SECOND READING OF ASSEMBLY BILLS (RESUMED)

Consideration of House Resolution No 42

By Assemblyman Dymally

House Resolution No. 42—Relative to an interim study of programs of federal aid to education

Resolution read

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Rules, was read, and adopted

Amendment No. 1

In the Resolved clause of the printed measure as printed on page 77 of the Assembly Journal for February 11, 1964, strike out lines 3 through 7, and insert "programs"

House Resolution No 42, as Amended

By Assemblyman Dymally

House Resolution No 42

Relative to an interim study of programs of federal aid to education

WHEREAS, The enormous influx of people into the State of California from other states, together with the natural explosive growth of the population generally has placed upon the State of California and its public school system an extraordinary task of affording educational opportunity to an enormous school-age population, and

WHEREAS, Both the state and local financial resources of California are being strained to the utmost to maintain the schools and it has become apparent that these financial resources are inadequate to the task and that financial assistance from the federal government is becoming a necessity if the State's school system is to be maintained, now, therefore, be it

Resolved, That the Assembly Committee on Rules is directed to assign to an appropriate interim committee for study the subject of federal aid to education programs

Resolution, as amended, re-referred to the Committee on Rules, and the subject matter referred to the Committee on Rules for assignment to the proper interim committee for study

Consideration of House Resolution No 37

By Assemblyman Beilenson

House Resolution No. 37—Relative to the Perpetual Savings and Loan Association

Resolution read

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Rules, was read, and adopted

Amendment No 1

In the title of the printed measure, as printed on page 57 of the Assembly Journal for February 10, 1964, strike out "Perepetual", and insert "Perpetual".

House Resolution No. 37, as Amended

By Assemblyman Beilenson

House Resolution No 37

Relative to the Perpetual Savings and Loan Association

WHEREAS, The directors of Perpetual Savings and Loan Association have caused to be constructed in the City of Beverly Hills a home office building of great beauty, and

WHEREAS, This building, which features a facade of parabolic arches with planter troughs of hanging ivy at each floor, was designed by the distinguished and world-famous architect, Edward Durell Stone, and

WHEREAS, This building has received numerous awards, including the coveted Los Angeles Beautiful Community Award, for its dramatic and unusual architectural styling, and

WHEREAS, This building's beauty is enhanced, and the entire business district made more attractive by its being set back from the street behind a plaza planted with trees and centered on an outstanding fountain and water display, and

WHEREAS, This building is an asset to the community and to the State, and an inspiration to architectural creativity, and

WHEREAS, The directors of Perpetual Savings and Loan Association are to be commended for their conviction that buildings in a modern city can have uniqueness and distinction, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly express their gratitude and congratulations to the directors of Perpetual Savings and Loan Association for contributing the Perpetual Building to the beauty of our State, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to the officers and directors of the Perpetual Savings and Loan Association of Beverly Hills, California

Resolution, as amended, ordered to the Consent Calendar

Consideration of House Resolution No. 24

By Assemblyman Bane

House Resolution No. 24—Relative to amending the Temporary Rules of the Assembly

Resolution read

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Rules, were read, and adopted

Amendment No. 1

In the second line of subdivision "b" of proposed Rule 28 in the printed measure, as printed on pages 34 and 35 of the Assembly Journal for February 5, 1964 of the 1964 First Extraordinary Session, after "above", insert

", and to suspend temporarily any such employee for cause, pending action by the Committee on Rules"

Amendment No. 2

After line 9 of Rule 33 as proposed to be amended, insert

"The Chief Clerk shall have responsibility for ordering printing of bills, resolutions, journals, daily files, histories, and related documents, and shall order such other printing as directed or authorized by resolution or motion of the Assembly or by the Committee on Rules

The Chief Administrative Officer shall order printing as directed or authorized by the Committee on Rules"

House Resolution No. 24, as Amended

By Assemblyman Bane

House Resolution No. 24

Relative to amending the Temporary Rules of the Assembly

Resolved by the Assembly of the State of California, That the Temporary Standing Rules of the Assembly be amended to read as follows

First—That paragraph (h) is added to Rule 17 to read

(h) The Committee on Rules may appoint a Chief Administrative Officer of the Assembly who shall have such duties relating to the administrative, fiscal and business affairs of the Assembly as the committee shall prescribe

Second—That Rule 28 is repealed

~~Duties of the Chief Clerk~~

~~28. The duties of the Chief Clerk shall be as follows:~~

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

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

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

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

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

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

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

~~(h) Before the commencement of any regular session of the Legislature the Chief Clerk of the Assembly shall mail to each member a blank form on which the member may indicate his committee preferences. Accompanying such blank shall be mailed a stamped envelope addressed to the Chief Clerk of the Assembly for returning such form. After their receipt, all such communications shall be delivered to the Chairman of the Interim Committee on Legislative Organization, if such a committee has been created, who shall deliver them to the Speaker immediately upon the organization of the Assembly.~~

~~(i) To certify to the Controller, payrolls of members and attaches.~~

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

~~(k) To order and sign for all documents and printing, subject to approval by the Speaker or a person designated by the Speaker.~~

Third—That Rule 28 is added to read:

Duties of the Chief Clerk

28 The Chief Clerk of the Assembly shall have the following duties and responsibilities

a To direct the keeping of the records of the proceedings and actions of the Assembly and to have charge of the publication and distribution of those publications related thereto

b To supervise Assembly employees engaged in duties related to paragraph "a," above, *and to suspend temporarily any such employee for cause, pending action by the Committee on Rules*

c To act as Parliamentarian of the Assembly and to advise the officers of the Assembly and the Committee on Rules on parliamentary procedure and the Rules of the Assembly when called upon to do so

d To prepare all bills, resolutions, histories, journals, and related publications for printing

e To refuse to permit any records or papers to be removed from his office or out of his custody except upon duly signed receipts from persons authorized

f To perform such other duties as are prescribed by law or the Committee on Rules

Fourth—That Rule 33 is amended to read

Authority for Printing

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

The Chief Clerk shall have responsibility for ordering printing of bills, resolutions, journals, daily files, histories, and related documents, and shall order such other printing as directed or authorized by resolution or motion of the Assembly or by the Committee on Rules.

The Chief Administrative Officer shall order printing as directed or authorized by the Committee on Rules.

Fifth—That Rule 34 is amended to read

Printing Style, Form and Amount to be Printed

34 Unless otherwise restricted by law or by Assembly rule, the style and form of all printing, the quality of paper to be used, the number of copies to be printed of each order, and the number of copies to be delivered to each Member shall be decided by the Chief Clerk, *or the Chief Administrative Officer of the Assembly*, and approved by the

Speaker or a person designated by the Speaker. All requests by Members for additional copies of bills, documents, or other printed matter shall be referred to the Committee on Rules.

Resolution, as amended, re-referred to the Committee on Rules.

Consideration of House Resolution No. 27

By Assemblymen Petris, Pattee, and Greene

House Resolution No. 27—Relative to an interim study of on-campus parking of student automobiles.

Resolution read.

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Rules, was read, and adopted:

Amendment No. 1

In the fourth line of the Resolved clause of the resolution as printed on page 38 of the Assembly Journal for February 5, 1964, strike out "captal", and insert "capital"

House Resolution No. 27, as Amended

By Assemblymen Petris, Pattee, and Greene

House Resolution No. 27

Relative to an interim study of on-campus parking of student automobiles.

WHEREAS, Two out of every five teenage drivers were involved in an accident in 1959; and

WHEREAS, Eleven thousand teenage drivers were killed in 1959, more than the total casualties in the Revolutionary War; and

WHEREAS, The teenage driver (19 and under) makes up 7.1 percent of the total number of drivers, yet he accounts for 13 percent of all fatal accidents; and

WHEREAS, Surveys have shown that the amount of car usage by high school students stands in inverse proportion to academic achievement; and

WHEREAS, The high school drop-out rate among frequent drivers was four times as high as that among nondrivers; and

WHEREAS, The schools may be encouraging teenagers to drive by providing extensive on-campus parking space for student cars; and

WHEREAS, The providing of student parking spaces, which has no relationship to the educational program, diverts moneys which are badly needed for other school purposes; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is directed to assign to the appropriate interim committee for study the subject of free on-campus parking provided by high schools, including the state standards for schools using state bond money to finance capital outlay programs, and to study all facts and circumstances relating to this subject and to report its findings and recommendations to the Legislature by the fifth legislative day of the 1965 Regular Session.

Resolution, as amended, re-referred to the Committee on Rules, and the subject matter referred to the Committee on Rules for assignment to the proper interim committee for study.

RESOLUTIONS

The following resolution was offered:

By Assemblymen Stanton and Alquist

House Resolution No. 45

Commending Mrs. Emma Gelders Sterne

WHEREAS, It has come to the attention of the Members of the Assembly that Mrs. Emma Gelders Sterne, 69-year-old author and civil rights figure, has recently received the 1964 Brotherhood Award from the Santa Clara Valley Council for Civic Unity for her outstanding contributions in the field of brotherhood; and

WHEREAS, Mrs. Sterne, a native of Birmingham, Alabama, and a graduate of Smith College, is the distinguished author of "Mary McLeod Bethune," "Blood

Brothers," "The Long Black Schooner," and "We Live to be Free," and is now engaged in writing a biography of Benito Juarez, the Zapotec Indian known as the "Abraham Lincoln of Mexico", and

WHEREAS, In addition to her reputation as an author she is widely known for her extraordinary organizational abilities having been instrumental in organizing the local chapters of CORE and SNCC, a course in Negro history at San Jose State College, and the community-wide rally for the Negro children killed in the bombing of a Birmingham church last summer, and

WHEREAS, Mrs. Sterne has energetically participated in the efforts of the Santa Clara Valley Friends of SNCC to send cars, people, books and clothing to the drive to register Negro voters in Greenwood, Mississippi, in the first selective buying demonstrations of CORE, and in the great Civil Rights March to Washington D.C., in August 1963, and

WHEREAS, Mrs. Sterne is also active in the NAACP, CORE, SNCC, the Women's International League for Peace and Freedom, the Garden City Women's Club and the Association for the Study of Negro Life and History, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members hereby commend and congratulate Mrs. Emma Gelders Sterne upon receiving the 1964 Brotherhood Award, upon her deep dedication and devotion to the principles of freedom, brotherhood and equality of opportunity and upon her courageous stand in the furtherance of these principles, 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 Mrs. Emma Gelders Sterne.

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

REQUESTS FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO. 59

Mr. Crown was granted unanimous consent that Rule No. 59 be temporarily suspended for the purpose of setting Assembly Bills Nos. 22 and 27 for hearing in the Committee on Ways and Means at 2 p.m., on Wednesday, March 11, 1964.

Mr. Garrigus was granted unanimous consent that Rule No. 59 be temporarily suspended for the purpose of setting Senate Bill No. 17 for hearing in the Committee on Education today.

ANNOUNCEMENTS OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

Today at 2 p.m.—

Full Committee on Ways and Means (Crown, Chairman), in Room 4202.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Mr. Veysey was granted unanimous consent that the following opinion of Legislative Counsel be printed in the Journal.

OPINION OF LEGISLATIVE COUNSEL

State of California
Office of Legislative Counsel
Sacramento, March 5, 1964

Honorable Victor V. Veysey
Assembly Chamber

School District Elections—No. 3053

Dear Mr. Veysey:

Question

You ask if a bill to allow school district elections to be consolidated with statewide elections, rather than requiring such consolidation when

the school election is held within 45 days of a statewide election, may be considered at the current special session

Opinion

Yes

Analysis

Section 9 of Article V of the California Constitution authorizes the Governor to convene the Legislature on extraordinary occasions by proclamation, stating the purposes for which he has convened it The section further provides that when the Legislature is so convened, it shall have no power to legislate on any subjects other than those specified in the proclamation

With respect to the question of what measures may be considered under an item of the Governor's Proclamation convening an extraordinary session the California Supreme Court in the case of *Martin* v *Riley* (1942), 20 Cal 2d 28, stated as follows (at p 39)

"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]) "

It is to be noted that all presumptions are in favor of the constitutionality of any act passed by the Legislature during the special session, and such act will be held to be constitutional if by any reasonable construction of the language of the proclamation it can be said that the subject of the legislation is embraced therein (*Martin* v *Riley*, above, at p 40).

Thus, the question to be considered here is whether legislation relating to the consolidation of school district elections with statewide elections relates to, is germane to, and has a natural connection with the subject proper of any item appearing in the Governor's Proclamation If so the measure may be considered at the special session

It appears to us that the measure is germane to the subject of Item 15 of the Proclamation That item authorizes the Legislature

"To consider and act upon legislation relative to the establishment of a bipartisan election commission to study voter registration and elections"

We think that the subject matter of the proclamation item is voter registration and elections, and that any legislation relating to, germane to and having a natural connection with that subject may be considered under that item

There appears no question that legislation relating to the consolidation of school district elections with statewide elections relates to the subject of elections, and we are of the opinion, therefore, that such a measure may be considered under Item 15

Very truly yours,

A C MORRISON, Legislative Counsel
By Barbara Cochrane Calais, Deputy Legislative Counsel

RESOLUTIONS

The following resolution was offered

By Assemblymen Willson, Young, Dannemeyer, Bagley, Danielson, Foran, Johnson, Marks, Petris, Song, Stanton, Stevens, Waldie, Whetmore, and Z'berg

House Resolution No. 46

Relative to the creation of a Special Legislative Advisory Committee on Family Life and Law

WHEREAS, A need for examination and analysis of existing laws in the field of domestic relations was realized at the 1963 Regular Session, and

WHEREAS, Pursuant to that realization several resolutions were introduced to accomplish such purpose, and

WHEREAS, As a result of several conferences and hearings on the general problems which appear abundant in this field, and

WHEREAS, It is the desire of this Legislature to seek the resolution of social problems and combat the evils apparent, and

WHEREAS, There was action taken by the Assembly Interim Committee on Judiciary at its hearing on January 9, 1964, at Los Angeles which called for the creation of an advisory committee, and

WHEREAS, The function of such advisory committee would be to assist the Assembly Interim Committee on Judiciary to find solutions for identified problem areas with a view toward developing a legislative program to strengthen family relations, and

WHEREAS, The Governor has shown great concern for this matter as evidenced by his public statements and considers it to be one of the urgent areas in need of study and reform; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Interim Committee on Judiciary is authorized to create a Special Legislative Advisory Committee on Family Life and Law to assist and advise the Assembly Interim Committee on Judiciary in its deliberations as to the field of domestic relations. The number of members of the special committee shall be designated by the Assembly Interim Committee on Judiciary. The members of the special committee shall be appointed by the Speaker of the Assembly. The special committee shall report its findings and recommendations to the Assembly Interim Committee on Judiciary which shall report thereon to the Assembly not later than the fifth legislative day of the 1965 Regular Session, including its recommendations for appropriate legislation

The members of the special committee shall serve without compensation but each member shall be allowed actual expenses incurred in the discharge of his duties, including travel expenses. The Assembly Interim Committee on Judiciary shall provide the special committee with the necessary staff, equipment and supplies to carry on its work. All expenses of the special committee including the expenses of its members shall be paid from any money appropriated either for the expenses of the advisory committee or for the expenses of all advisory committees created to assist and advise Assembly interim committees

The existence of the committee shall terminate 90 days after the termination of the 1965 Regular Session of the Legislature

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

ADJOURNMENT

At 12 05 p m , on motion of Mr Waldie, the Speaker pro Tempore declared the Assembly adjourned until 11 30 a m , Tuesday, March 10, 1964

JESSE M UNRUH Speaker

ANABEL WHANG, Minute Clerk

CALIFORNIA LEGISLATURE

1964 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

TWELFTH LEGISLATIVE DAY

EIGHTEENTH CALENDAR DAY

IN ASSEMBLY

Assembly Chamber
Tuesday, March 10, 1964

The Assembly met at 11 30 a m
Hon Carlos Bee, Speaker pro Tempore of the Assembly, presiding
Chief Clerk James D Driscoll at the Desk
Assistant Clerk Malcolm MacIntyre reading

ROLL CALL

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

Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Bodenson, Belotti, Booth, Britschgi, Brigener, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Cusanovich, Danielson, Dennemeyer, Deukmejian, Dills, Donovan, Dunnally, Elliott, Fenell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Johnson, Knox, Lanterman, Marks, McMillan, Meyers, Miller, Mills, Monagan, Moreno, Mulford, Pattee, Potter, Powers, Rumford, Ryan, Soto, Stanton, Stevens, Thelin, Veneman, Vrooman, Waite, Waldie, Warren, Whetmore, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—69

Quorum present

PRAYER

The following prayer was offered by the Chaplain, Rev Robert R Ferguson

Eternal God, Give to us wisdom to discern the signs of the times and employ methods which will best accomplish our aims

We know that Caesar hoped to reform men by changing laws and institutions Christ's plan was to remake institutions and lessen laws by changing men While we work through Caesar's means, may we have as our ultimate objective Christ's goals

In His Name —AMEN

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Bee, Mr Kennick then led the Assembly in the pledge of allegiance to the Flag

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Mr Zenovich, seconded by Mr Young

LEAVES OF ABSENCE FOR THE DAY

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

Mr Holmes, on motion of Mr Conrad

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

Mr Thomas, on motion of Mr Waldie

Mr Petris, on request of the Speaker pro Tempore

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Bill No. 102 By Assemblyman Bane—An act to add Sections 15412 and 15416 to the Elections Code relating to vote tabulating devices

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 103: By Assemblymen Asheraft, Porter, Garrigus, Barnes, Britschgi, Burgener, Donovan, Kennick, Mihas Powers, and Quimby—An act to amend Sections 6051, 6052 5 6201, and 7201 of the Revenue and Taxation Code, and to amend Sections 6352, 17303 5, 17654 5 17655 5, 17656, 17660 17664, 17665 17666 2, 17702, and 17906 2 of the Education Code, relating to financial support of local school districts

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 104: By Assemblymen Mihas, Mulford, Conrad, and Burgener—An act to amend Section 21 of Chapter 2017 of the Statutes of 1963, relating to state central committees

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 105: By Assemblymen Burgener and Mihas—An act to amend Sections 6903 and 8951 of, and to add Section 6904 1 to the Education Code, relating to mental retardation, declaring the urgency thereof, to take effect immediately

Held at desk by order of the Speaker pro Tempore

Assembly Bill No 106: By Assemblyman Carrell—An act to amend Section 10758 of the Revenue and Taxation Code, relating to vehicle license fees

Held at desk by order of the Speaker pro Tempore

Assembly Concurrent Resolution No. 11: By Assemblyman Chapel—Relative to the designation and appointment of Elenor Yorke as Poet Laureate of California

Referred by the Speaker pro Tempore to the Committee on Rules

Assembly Bill No. 107: By Assemblyman Conrad—An act to add Chapter 10 5 (commencing with Section 6950) to Division 6 of the Education Code, relating to schools

Held at desk by order of the Speaker pro Tempore

CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 3—An act to amend Sections 9171 and 9172 of the Government Code, relating to officers and employees of the Assembly

Bill read second time

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Rules, was read, and adopted

Amendment No 1

On page 1 line 13 of the printed bill, after 'Clerk', insert ', subject to approval by the Assembly Rules Committee'

Bill ordered reprinted, and engrossed

Consideration of House Resolution No. 38

By Assemblyman Dannemeyer

House Resolution No. 38—Relative to licensing of escrow agents

Resolution read

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Rules, were read, and adopted

Amendment No. 1

In the first resolved clause of the measure as printed on page 66 of the Assembly Journal for February 11, 1964, strike out the third line and insert 'licensing of escrow'

Amendment No. 2

In line 4 of the first resolved clause, strike out "agent", and insert 'agents"

Amendment No 3

In line 4 of the first resolved clause, after the second "to", insert "afford all interested parties an adequate hearing or hearings after which such interim committee shall"

House Resolution No 38, as Amended

By Assemblyman Dannemeyer.

House Resolution No 38

Relative to licensing of escrow agents

WHEREAS, Those desiring to engage in the business of acting as an escrow agent are presently required to incorporate for that purpose, and

WHEREAS, The corporate form of business organizations is frequently employed as a means of limiting personal liability, a concept which seems at first glance, inappropriate for those engaged in handling the funds of others, and

WHEREAS, It may be that an arrangement may be devised wherein an individual desiring to act as an escrow agent could be spared the inconvenience and expense of incorporation, and the protection of the public could be at least equally assured through an appropriate surety bond now, therefore, be it

Resolved by the Assembly of the State of California That the Assembly Rules Committee is directed to assign to an appropriate interim committee the subject of licensing of escrow agents and to require such interim committee to afford all interested parties an adequate hearing or hearings after which such interim committee shall report its findings and recommendations to the Legislature not later than the fifth calendar day of the 1965 Regular Session of the Legislature

Resolution, as amended, re-referred to the Committee on Rules

CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next vote would be on the first item on the Consent Calendar

CONSENT CALENDAR—ASSEMBLY BILLS

Consideration of House Resolution No. 34

By Assemblyman Elliott

House Resolution No. 34—Commending Marie Kilbride

NOTE The full text of House Resolution No 34 appears at page 55 of the Assembly Daily Journal for February 10, 1964

Resolution read, and adopted

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

The following bills were introduced, and read the first time

Assembly Bill No. 108: By Assemblymen Veneman, Flournoy, Hinckley, Bagley, Burgener, and Donovan—An act to add Section 3534 to the Elections Code, relating to ballot measures

Held at desk by order of the Speaker pro Tempore

Assembly Bill No 109: By Assemblymen Garrigus, Ashcraft, Barnes, Meyers, Burgener, Donovan, Gaffney, Ryan, and Whetmore—An act to amend Sections 6352, 17301, 17303 5, 17666 2, 17702, and 17906 2 of the Education Code, relating to the financial support for public schools

Held at desk by order of the Speaker pro Tempore

RESOLUTIONS

The following resolution was offered

By Assemblymen Stanton, Pattee, and Britschgi

House Resolution No. 47

Relative to regulation of California intrastate air transportation

WHEREAS, A recent crash of an intrastate airliner flying from San Jose to the Lake Tahoe area has taken 85 lives and brought great suffering for many families, and the Legislature is desirous of preventing such tragedies in the future, and

WHEREAS, The large number of independent airlines being operated within the State of California that are not subject to the control of the Federal Civil Aeronautics Board or the Federal Aviation Agency, except as to safety of operations and the transportation of U S Mail, has become a matter of serious public concern, and

WHEREAS, The Public Utilities Commission is presently authorized to regulate the rates charged by air carriers where operations include intrastate transportation, and to establish insurance requirements, but has no jurisdiction over licensing before commencing such operations, nor over adequate service schedules and facilities, and

WHEREAS, The State Aeronautics Commission has limited authority relative to the encouragement of the development of aeronautics in this State, but such authority specifically recognizes the authority of the Federal Government to regulate the operation of aircraft and to control the use of the airways, now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is directed to assign to the Assembly Interim Committee on Public Utilities and Corporations or to such other interim committee as the Committee on Rules deems proper the subject of the regulation of California intrastate air transportation, and to direct such committees to investigate the scope of existing State authority for the regulation of air transportation and report its findings thereon, together with its recommendations for appropriate legislation relating to this subject, and particularly any legislation relating to the jurisdiction of the Public Utilities Commission over the intrastate activities of air carriers in California, to the

Assembly not later than the fifth legislative day of the 1965 Regular Session of the Legislature

Resolution read and referred by the Speaker pro Tempore to the Committee on Rules

REFERENCE OF BILLS TO COMMITTEE

Speaker pro Tempore Bee announced that Speaker Unruh has referred the following bills to the following committees

Assembly Bill No	*Committee*
98	Elections and Reapportionment
99	Ways and Means
100	Revenue and Taxation
101	Education

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, March 9, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Joint Resolution No 1

And reports the same correctly engrossed

POWERS, Chairman

Above resolution ordered to the Consent Calendar

Committee on Ways and Means

Assembly Chamber, March 9, 1964

Mr Speaker The Chairman of your Committee on Ways and Means reports Assembly Bill No 52

With author's amendments with the recommendation Amend, and re-refer to the Committee on Ways and Means

CROWN, Chairman

SECOND READING OF ASSEMBLY BILL NO. 52 (PURSUANT TO RULE NO 59.5)

Assembly Bill No 52—An act to amend Section 7600 of the Welfare and Institutions Code and Section 2 of Chapter 935 of the Statutes of 1963, relating to the Study Commission on Mental Retardation

Bill read second time

Motion to Amend

Mr Alquist moved the adoption of the following amendments

Amendment No. 1

In line 3 of the title of the printed bill, after "Retardation", insert ", making an appropriation, to take effect immediately"

Amendment No. 2

On page 1, line 19, strike out "twenty-five thousand dollars ($25,000) in", strike out lines 20 and 21, and on page 2, strike out lines 1 to 7, and insert "eighty thousand dollars ($80,000) for the purpose provided for in Part 6 (commencing with Section 7600) of Division 6 of the Welfare and Institutions Code in accordance with the following schedule

Schedule

(a) Services	110,000
Total of schedule	110,000
Less estimated amounts available from other sources	
(b) Estimated grants from the federal government or agencies thereof	30,000
Net appropriation	80,000

The appropriation made by this section shall remain available for expenditure until June 30, 1965 And in addition, any amounts received from other sources shall be available for expenditure in accordance with the provisions of this section

SEC 3 This act makes an appropriation for the current expenses of the State within the meaning of Article IV of the Constitution and shall go into immediate effect "

Amendments read, and adopted

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

REPORTS OF STANDING COMMITTEES

Committee on Elections and Reapportionment

Assembly Chamber

Mr Speaker The Chairman of your Committee on Elections and Reapportionment reports

Assembly Bill No 63

With the author's amendments with the recommendation Amend, and re-refer to the Committee on Elections and Reapportionment

ALLEN, Chairman

SECOND READING OF ASSEMBLY BILL NO 63 (PURSUANT TO RULE NO 59 5)

Assembly Bill No. 63—An act to amend Section 1345 of the Education Code relating to school district elections

Bill read second time

Motion to Amend

Mr Rumford moved the adoption of the following amendments

Amendment No 1

In the heading of the printed bill, strike out "Assemblyman Rumford ", and insert " Assemblymen Rumford and Bane

(Coauthor Senator Grunsky)

Amendment No 2

In line 2 of the title, after " elections", insert ", declaring the urgency thereof to take effect immediately "

Amendment No 3

On page 1, line 1 strike out " Elections", and insert Education

Amendment No. 4

On page 1 after line 20, 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

In order to allow the consolidation of school district elections with the statewide primary election in June in an orderly manner it is necessary that this act take effect immediately "

Amendments read, and adopted

Bill ordered reprinted, engrossed, and to be re-referred to the Committee on Elections and Reapportionment

REPORTS OF STANDING COMMITTEES

Committee on Elections and Reapportionment

Assembly Chamber

Mr Speaker The Chairman of your Committee on Elections and Reapportionment reports

Assembly Bill No 13

With author s amendments with the recommendation Amend, and re-refer to the Committee on Elections and Reapportionment

ALLEN, Chairman

SECOND READING OF ASSEMBLY BILL NO. 13 (PURSUANT TO RULE NO 59.5)

Assembly Bill No. 13—An act to amend Section 15631 of the Elections Code, relating to punchcard voting systems

Bill read second time

Motion to Amend

Mr Allen moved the adoption of the following amendments

Amendment No. 1

On page 1, lines 14 and 15 of the printed bill, strike out "the description of the election and county or district", and insert "the information required under subdivision (c) of Section 15710"

Amendment No. 2

On page 1 line 17, strike out "shall", and insert "may"

Amendment No 3

On page 1, line 21, strike out "Section 10000L", and insert "Sections 10001 and"

Amendments read, and adopted

Bill ordered reprinted, engrossed and to be re-referred to the Committee on Elections and Reapportionment

REPORTS OF STANDING COMMITTEES

Committee on Education

Assembly Chamber March 10, 1964

Mr Speaker Your Committee on Education reports

Senate Bill No 17

With the recommendation. Do pass

GARRIGUS, Chairman

Above bill ordered to second reading

Committee on Rules

Assembly Chamber, March 10 1964

Mr Speaker Your Committee on Rules reports

Assembly Bill No	*Committee*
70	Education
71	Elections and Reapportionment
72	Judiciary
73	Elections and Reapportionment
75	Elections and Reapportionment
76	Education
77	Civil Service and State Personnel
78	Education
79	Transportation and Commerce
80	Education
81	Judiciary
82	Judiciary
83	Education
85	Criminal Procedure

Assembly Constitutional Amendment No	
5	Elections and Reapportionment

With the recommendation That the bills be re-referred to the committees as designated on this report

BANE, Chairman

Above bills re-referred to committees indicated

Assembly Chamber, March 10, 1964

Mr Speaker Your Committee on Rules reports
Assembly Concurrent Resolution No 7
With the recommendation That the resolution be re-referred to the Committee on Industrial Relations

BANE, Chairman

Above resolution re-referred to the Committee on Industrial Relations

Assembly Chamber, March 10, 1964

Mr Speaker Your Committee on Rules reports
Assembly Concurrent Resolution No 8
With the recommendation Be adopted

BANE, Chairman

Above resolution ordered engrossed

Assembly Chamber, March 11, 1964

Mr Speaker Your Committee on Rules reports
House Resolution No 41
With amendments with the recommendation Be amended, and that the resolution, as amended, be returned to the committee, and the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study

BANE, Chairman

Above resolution ordered on file

Committee on Engrossment and Enrollment

Assembly Chamber, March 10, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No 8
And reports the same correctly engrossed

POWERS, Chairman

Above resolution ordered on file

REQUEST FOR UNANIMOUS CONSENT

Mr Gaffney was granted unanimous consent to take up Assembly Concurrent Resolution No 8 without reference to file, and that the same be considered engrossed

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO 8

Assembly Concurrent Resolution No. 8—Relative to St Patrick's Day

Resolution read, and adopted

Resolution ordered transmitted to Senate

ANNOUNCEMENTS OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings

Today at 2 p m —

Full Committee on Ways and Means (Crown, Chairman), in Room 4202

RESOLUTIONS

The following resolution was offered

By Assemblyman Crown

House Resolution No. 48

Relative to a study of a state technical service

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is directed to refer for study to an appropriate interim committee

the subject of the need in this State for a state center for the study of technological problems affecting industry and economic growth, directed toward the better use of science and technology in support of economic development, industry and commerce, and community development, for the benefit of the entire State which study shall include, but not be limited to, the need for development of a program for a state technical service devoted to developing and disseminating scientific and technological advances in commerce and industry for the benefit of the entire State, for the rapid diffusion into the economy of the State of new and existing technology in a useful form for the most effective application of the results of new and existing research, for the translation of technological innovations into new industries, for the application of industrial technology to new management techniques and for the development of scientific and technical skills necessary for the beneficial use of technology in industry and commerce, and be it further

Resolved, That such interim committee shall report its findings and recommendations to the Assembly no later than the fifth legislative day of the 1965 Regular Session of the Legislature

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

APPROVAL OF JOURNALS

On motion of Mr Waldie, the Assembly Daily Journals for Monday, March 2, 1964, Tuesday, March 3, 1964, Wednesday, March 4, 1964, and Thursday, March 5, 1964, were approved, as corrected by the Minute Clerk

ADJOURNMENT

At 11 53 a m , on motion of Mr Waldie, the Speaker pro Tempore declared the Assembly adjourned until 11 30 a m , Wednesday, March 11, 1964

JESSE M UNRUH, Speaker

ANABEL WHANG, Minute Clerk

CALIFORNIA LEGISLATURE

1964 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

THIRTEENTH LEGISLATIVE DAY

NINETEENTH CALENDAR DAY

IN ASSEMBLY

Assembly Chamber
Wednesday, March 11, 1964

The Assembly met at 11 35 a m
Hon Carlos Bee, Speaker pro Tempore of the Assembly, presiding
Chief Clerk James D Driscoll at the Desk
Assistant Clerk Malcolm MacIntyre reading

ROLL CALL

The roll was called and the following answered to their names

Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Brathwaite, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Dahlmeyer, Davis, Deddeh, Dills, Donovan, Dymally, Elliott, Farrell, Flournoy, Foran, Fong, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Lanterman, Marks, McMillan, Meyers, Mobley, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Powers, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Vevsey, Waite, Waldie, Warren, Whetmore, Willson, Winton, Young, Zberg, Zenovich, and Mr Speaker—72

Quorum present

PRAYER

The following prayer was offered by the Chaplain, Rev Robert R Ferguson

O Thou Who Dost Possess All Wisdom and Compassion As our minds reflect for a moment upon the areas of world tension which are so potentially explosive, as we think of national problems and our state decisions, we can pray, as the Gloucester fisherman of old Lord help us, the sea is so vast and our boats so small —yet we have boats.

Give to all of us courage to face the waves of life, an adequate compass of truth and righteousness by which we chart our course, and steadfastness of purpose so that we do not become frustrated and settle for lower and safer harbors, when we can do no less than desire equality for all peoples and courageously strive to know Thy Will and then do it — AMEN

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Bee, Mr Cusanovich then led the Assembly in the pledge of allegiance to the Flag

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Mr Belotti, seconded by Mr Allen

LEAVES OF ABSENCE FOR THE DAY

The following Members were granted leaves of absence for the day because of legislative business elsewhere

Mr Danielson on motion of Mr Waldie
Mr Quimby, on motion of Mr Waldie
Mr Porter, on motion of Mr Waldie
Mr Knox, on motion of Mr Waldie
Mr Kennick, on request of the Speaker pro Tempore
Mr Williamson, on request of the Speaker pro Tempore

RESOLUTIONS

The following resolution was offered

By Assemblyman Soto

House Resolution No 49

Relative to St Patrick s Day

WHEREAS On the seventeenth day of March of each year, this day being the Feast Day of St Patrick, the Patron Saint of Ireland, the peoples of the world join with those of the Irish race, and of Irish heritage to celebrate the victory of Christianity over Paganism, and

WHEREAS, Ever since the day this victory was achieved, Ireland and its people acknowledge with gratitude the recognition the people of America have given to St Patrick s Day in the form of celebrations of all kinds, such as parades, entertainments, luncheons, dinners, etc , and

WHEREAS, Throughout the entire State of California the people of our great State have joined with the Irish societies on March 17th to pay them respect and to honor the Feast Day of St Patrick, and

WHEREAS, Examples of the festivities which will take place are the St Patrick s Day dinners to be held by the Altar Society of St Joseph s Catholic Church and the Women s Council of St Martha's Catholic Church, in La Puente California, now, therefore, be it

Resolved, That the Members of the Assembly of the State of California do hereby urge the people of the State of California to join in the many festivities planned to honor the great and good St Patrick, and commend all of those persons who are planning events to mark St Patrick's Day, and be it further

Resolved, That the Chief Clerk is directed to send copies of this resolution to Mrs John Anderson, President of the Altar Society of St Joseph's Church, and Mrs Bill Lamont President of the Women s Council of St Martha s Catholic Church, both of La Puente, California

Request for Unanimous Consent

Mr Soto was granted unanimous consent to take up House Resolution No 49 without reference to committee or file

Resolution read and adopted

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following bills were introduced, and read the first time

Assembly Bill No. 110: By Assemblymen Porter and Johnson—An act to add Sections 18372 5, 18373, 18373 5, and 18374 to the Health and Safety Code, relating to mobilehomes

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 111: By Assemblymen Mihas, Alquist, and Stanton—An act to amend Section 68200 of the Government Code, relating to judicial salaries

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 112: By Assemblyman Winton—An act to add Section 17618 to the Education Code, relating to financial support of public school districts, declaring the urgency thereof, to take effect immediately

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 113: By Assemblymen Rumford, Bee, Crown, Mulford, and Petris—An act to add Section 17266 to the Education Code, relating to financial support for public school districts

Held at desk by order of the Speaker pro Tempore

RESOLUTIONS

The following resolution was offered

By Assemblymen Frew, Casey, and Garrigus

House Resolution No. 50

Relative to a study of the impact of A B 59 of 1963 on the counties

WHEREAS, The Legislature, in 1963, enacted A B 59, which effected many major changes in the State's welfare laws; and

WHEREAS, Included among these changes were extension of aid to needy children to children of unemployed parents, payment of aid on the basis of a presumption of eligibility, authorization to establish county work and training programs, abolition of residence requirements for aid to the blind, prohibition of liens for county hospital care, granting of additional aid for attendant services, and numerous changes in the State's program of medical assistance for the aged; and

WHEREAS, No attempt has yet been made to gauge the impact of all of these changes on the financial and administrative resources of the counties, and there is considerable apprehension on the part of the counties as to their ability to handle the problem; and

WHEREAS, It is essential that a full investigation be made in this matter, so that the Legislature may have complete information available to it in determining what, if any, further legislation is necessary; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is directed to assign to an appropriate interim committee for study the subject of the impact of the enactment of A B 59 of 1963 on the counties, and to direct such interim committee to report its findings and recommendations to the Legislature by the fifth legislative day of the 1965 Regular Session

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

REFERENCE OF BILLS TO COMMITTEES

Speaker pro Tempore Bee announced that Speaker Unruh has referred the following bills to the following committees

Assembly Bill No	*Committee*
102	Elections and Reapportionment
103	Education
104	Elections and Reapportionment
105	Ways and Means
106	Revenue and Taxation
107	Education
108	Ways and Means
109	Education

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber March 11, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined
Assembly Bill No 1
And reports the same correctly engrossed

POWERS, Chairman

Above bill ordered returned to second reading file

Assembly Chamber March 10 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined
Assembly Bill No 49
And reports the same correctly engrossed

POWERS Chairman

Above bill re-referred to the Committee on Education

Assembly Chamber March 10 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined
Assembly Bill No 84
And reports the same correctly engrossed

POWERS Chairman

Above bill re-referred to the Committee on Rules

Committee on Elections and Reapportionment

Assembly Chamber, March 11, 1964

Mr Speaker The Chairman of your Committee on Elections and Reapportionment reports
Assembly Bill No 2
With author's amendments with the recommendation Amend, and re-refer to the Committee on Elections and Reapportionment

ALLEN, Chairman

SECOND READING OF ASSEMBLY BILL NO 2 (PURSUANT TO RULE NO 595)

Assembly Bill No. 2—An act to amend Sections 25001 and 25002 of, and to add Sections 25001 1, 25001 2 25001 3, and 25001 4 to, the Government Code, relating to county supervisorial districts

Bill read second time

Motion to Amend

Mr Alquist moved the adoption of the following amendment

Amendment No. 1

On page 2, line 16, of the printed bill, strike out "1964", and insert "1965"

Amendment read, and adopted

Bill ordered reprinted engrossed, and to be re-referred to the Committee on Elections and Reapportionment

REPORTS OF STANDING COMMITTEES

Committee on Municipal and County Government

Assembly Chamber, March 10, 1964

Mr Speaker The Chairman of your Committee on Municipal and County Government reports
Assembly Bill No 45
With author's amendments with the recommendation Amend and re-refer to the Committee on Municipal and County Government

KNOX, Chairman

SECOND READING OF ASSEMBLY BILL NO 45 (PURSUANT TO RULE NO 595)

Assembly Bill No. 45—An act to add Chapter 35 (commencing with Section 35450) to Part 4, Division 18 of, and Sections 35708 and 35709 to, the Streets and Highways Code relating to parking districts

Bill read second time

Motion to Amend

Mr Donovan moved the adoption of the following amendments

Amendment No 1

In line 2 of the title of the printed bill, strike out " and Sections 35708 and 35709 to"

Amendment No 2

On page 1, strike out lines 17 and 18, and on page 2, strike out lines 1 to 7, inclusive, and insert

"35460 If the legislative body on behalf of a district formed under this part has previously issued bonds pursuant to Chapter 3 (commencing with Section 35400) of this part which are payable primarily from revenues from parking places or revenues from parking meters on streets, or both, and if the legislative body determines that it would be in the best interests of the district to be relieved of the obligation to continue to produce such revenues, the legislative body may by resolution declare its intention to take proceedings under this chapter for the levy of an assessment to provide the funds necessary for the redemption of the outstanding bonds In such resolution the legislative body shall determine the maximum interest rate on and term of the bonds to be issued to represent unpaid assessments"

Amendment No. 3

On page 2, line 6, strike out "Upon the adoption of , and insert In"

Amendment No 4

On page 2, line 8, strike out "place", and insert "places

Amendment No. 5

On page 2, line 11, strike out "place", and insert "places"

Amendment No 6

On page 2 line 15, strike out "place , and insert "places

Amendment No 7

On page 2, line 26, after "incurred", insert "or to be incurred"

Amendment No. 8

On page 2, line 29, after the period insert "The total amount necessary for the redemption of the outstanding bonds shall include the principal thereof, the interest thereon to maturity or to the first available call date, and the premiums which must be paid to call the bonds"

Amendment No 9

On page 3, between lines 28 and 29, insert

35469 5 The notice published pursuant to Section 4280 and the notices mailed pursuant to Section 4281 shall also contain a statement that the legislative body has declared its intention to take proceedings under this chapter for the levy of an assessment to provide funds necessary for the redemption of the outstanding bonds and shall state the maximum interest rate on and term of bonds to be issued to represent unpaid assessments The notice shall also state that any person who has any objection to such proceedings for the levy of such assessment may file a written protest not later than the hour set for the hearing as stated in said notice

35469 6 At the hearing and prior to consideration of the correctness of the assessment and diagram, the legislative body shall hear and consider all protests to the proceedings for the levy of such assessment If at the hearing it appears that prior to the hour set for the hearing the owners of taxable real property in the district having an assessed valuation of more than one-half of the assessed valuation of all taxable real property within the district and subject to assessment in the proceedings under this chapter have filed written objection to the proceedings, and at the conclusion of the hearing have not withdrawn their written protests objecting to the formation of the district the legislative body shall find that a majority protest has been filed and shall abandon the proceedings

The Special Assessment Investigation, Limitation and Majority Protest Act of 1931 shall not apply to proceedings under this chapter

35460 7 If there is no such majority protest and if all protests to the proceedings are overruled the legislative body may proceed with the hearing on the correctness of the assessment and diagram and may confirm the assessment

Amendment No 10

On page 4, line 29, strike out "the article of"

Amendment No. 11

On page 4, lines 29 and 30, strike out 'as fixed and designated in the ordinance of intention'

Amendment No. 12

On page 4, line 31, strike out "rate or rates', and insert "maximum rate"

Amendment No. 13

On page 5, line 9, strike out 'Part 5, Chapter 11 ', and insert Part 5, Chapter 18'

Amendment No. 14

On page 5, strike out lines 21 to 24, inclusive, and insert

"35502 The legislative body shall sell the bonds for cash for not less than the amount of the assessments represented by the bonds'

Amendment No 15

On page 5, line 33, strike out 'ordinance", and insert "resolution"

Amendment No. 16

On page 6, line 45, strike out "which are secured by parking meter revenues"

Amendment No. 17

On page 7, line 29, after "unpaid", insert "together with a premium of 3 percent of the unpaid principal"

Amendment No. 18

On page 7, strike out lines 50 and 51, and on page 8 strike out lines 1 to 20, inclusive

Amendment No 19

On page 8, line 22, strike out "Removal of Parking Meters", and insert 'Disposition of Funds"

Amendment No. 20

On page 8, strike out lines 32 to 36, inclusive, and insert

35521 Moneys in said fund clearly in excess of the amount necessary to redeem the outstanding bonds as hereinafter provided may be used to pay the costs and expenses refered to in Section 35464 The balance of such fund shall be a trust fund pledged to and held for the benefit of the holders of the outstanding bonds issued pursuant to Chapter 3 of this part, and until said bonds and the interest thereon have been fully paid said balance shall be used for no purpose other than the payment of the principal thereof, the interest thereon, and any premiums payable upon the call thereof If said bonds, or any portion thereof, are to be called for redemption, the city shall immediately give notice of such redemption in the manner and form provided in the ordinance, resolution or indenture under which said bonds were issued, even though such notice may be premature as to time, but if such notice is premature the city shall later give such notice again within the proper time As soon as said notice, even though premature, has been given and as soon as there are moneys in said fund clearly sufficient to pay the principal of all of said bonds, all interest to maturity or to the call date stated in such notice as the case may be, and all premiums to which bondholders will be entitled by reason of such call, the city is discharged from all obligations under this part or under said ordinance, resolution or indenture to make charges for the use of or produce revenues from, parking places of the district or parking meters on streets, but the city shall continue to be bound by all other provisions of such ordinance, resolution or indenture

35522 When a fund has been established under this chapter sufficient to redeem all outstanding bonds previously issued on behalf of the district pursuant to Chapter 3 of this part, Section 35111 shall no longer apply to the district"

Amendment No 21

On page 11, strike out lines 25 to 47, inclusive, and on page 12 strike out lines 1 to 7, inclusive

Amendments read, and adopted

Bill ordered reprinted, engrossed, and to be re-referred to the Committee on Municipal and County Government

REPORTS OF STANDING COMMITTEES

Committee on Rules

Assembly Chamber, March 11, 1964

Mr. Speaker: Your Committee on Rules reports

Assembly Bill No. 84

With the recommendation: That the bill be re-referred to the Committee on Revenue and Taxation

BANE, Chairman

Above bill re-referred to the Committee on Revenue and Taxation

Committee on Engrossment and Enrollment

Assembly Chamber, March 11, 1964

Mr. Speaker: Your Committee on Engrossment and Enrollment has examined

Assembly Bill No. 13
Assembly Bill No. 52
Assembly Bill No. 63

And reports the same correctly engrossed

POWERS, Chairman

Above bills re-referred to committees

CONSIDERATION OF DAILY FILE

BILLS ON SECOND READING FILE PURSUANT TO RULE NO. 76

Pursuant to Rule No. 76, the following bill was this day on the second reading file

Assembly Bill No. 3 ordered to third reading

SECOND READING OF ASSEMBLY BILLS

Consideration of House Resolution No. 41

By Assemblymen Dymally and Stanton

House Resolution No. 41—Relative to a study concerning the issuance and revocation of teaching credentials.

Resolution read

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Rules, were read, and adopted

Amendment No. 1

In line 4 of the first Whereas clause of the printed measure as printed on page 74 of the Assembly Journal for February 11, 1964, strike out "and", and insert "now, therefore, be it"

Amendment No. 2

Strike out the second Whereas clause

Amendment No. 3

In the Resolved clause, strike out lines 3 through 13 and insert "undertake a study of teacher credentialing by the State Department of Education"

House Resolution No. 41, as Amended

By Assemblymen Dymally and Stanton

House Resolution No 41

Relative to a study concerning the issuance and revocation of teaching credentials

WHEREAS, It is essential that the parents in this State who entrust the education of their children to public school teachers for intellectual and moral guidance be confident that public school teachers themselves are of proper moral and intellectual character, now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is hereby directed to assign an appropriate interim committee to undertake a study of teacher credentialing by the State Department of Education

Resolution, as amended, re-referred to the Committee on Rules and the subject matter referred to the Committee on Rules for assignment to the proper interim committee for study

SECOND READING OF SENATE BILLS

Senate Bill No. 17—An act to amend Section 3298 of the Education Code, relating to school district elections, declaring the urgency thereof, to take effect immediately

Bill read second time, and ordered to third reading

CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the first item on the Consent Calendar

CONSENT CALENDAR—ASSEMBLY BILLS

Assembly Joint Resolution No. 1—Relative to the San Francisco Bay model

Resolution read, and adopted by the following vote

AYES—Allen, Ashcraft, Badham, Bagley, Bane, Barnes, Bee Belotti Booth, Brathschu, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Dahnemeyer, Deukmejian, Dills, Donovan, Dymally Elliott, Ferrell Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves Greene Henson Hinckley Holmes Johnson, Lanterman, Marks, Meyers, Milias, Mills Monagan, Moreno Mulford Pattee, Petris, Powers, Rumford Ryan Song Soto Stanton, Stevens, Thelin, Thomas, Veneman, Vessey Waite, Waldie, Warren Whetmore, Williamson, Willson, Winton, Young Zberg, Zenovich, and Mr Speaker—69

NOES—None

Resolution ordered transmitted to the Senate

CONSIDERATION OF HOUSE RESOLUTION NO 37

By Assemblyman Beilenson

House Resolution No. 37—Relative to the Perpetual Savings and Loan Association

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NOTE The full text of House Resolution No 37, as amended, appears at page 121 of the Assembly Daily Journal for March 9, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Ashcraft, Badham Bagley, Bane, Barnes, Bee, Belotti, Booth Britschgi, Burgener, Carrell, Casey, Chapel, Collier Cologne, Conrad, Crown Cusanovich, Dannemeyer Deukmejian Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus Gonsalves Greene Henson Hinckley Hornes Johnson, Lanterman, Marks, Meyers, Milias, Mills Monagan, Moreno Mulford Pattee, Petris Powers Rumford Ryan Song Soto Stanton, Stevens, Thelin, Thomas, Veneman Vevsey, Waite Waldie, Warren, Whetmore, Williamson Willson Winton, Young, Zberg, Zenovich and Mr Speaker—69

NOES—None

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

The following bill was introduced, and read the first time

Assembly Bill No. 114: By Assemblymen Garrigus and Zenovich—An act to amend Section 19630 1 of the Education Code, relating to state school building aid

Held at desk by order of the Speaker pro Tempore

MESSAGES FROM THE SENATE

Senate Chamber, March 10, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day adopted

Assembly Concurrent Resolution No 8

J A BEEK, Secretary of the Senate
By Tom Kane Assistant Secretary

Above resolution ordered enrolled

ANNOUNCEMENTS OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings

Today at 2 p m—

Full Committee on Ways & Means (Crown, Chairman), in Room 4202

ADJOURNMENT

At 11 53 a m, on motion of Mr Waldie the Speaker pro Tempore declared the Assembly adjourned until 11 30 a m, Thursday, March 12, 1964

JESSE M UNRUH, Speaker

ANABEL WHANG, Minute Clerk

CALIFORNIA LEGISLATURE

1964 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

FOURTEENTH LEGISLATIVE DAY

TWENTIETH CALENDAR DAY

IN ASSEMBLY

Assembly Chamber
Thursday, March 12, 1964

The Assembly met at 11 30 a m
Hon Carlos Bee, Speaker pro Tempore of the Assembly, presiding
Chief Clerk James D Driscoll at the Desk
Assistant Clerk Malcolm MacIntyre reading

ROLL CALL

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

Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Dahlmeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Multord, Pattee, Petris, Powers, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Veneman, Vesey, Waite, Wakbe, Whetmore, Williamson, Wilson, Winton, Young, and Mr Speaker—70

Quorum present

PRAYER

The following prayer was offered by the Chaplain, Rev Robert R Ferguson

God our Creator, May we have the insight in the realm of thought and for our analysis of social problems that the physical scientist had when he said 'sit down before a fact as a little child, be prepared to give up every preconceived notion, follow humbly wheresoever and to whatever abysses nature leads, or you shall learn nothing"

We confess our minds are often closed so we don t want to be confused by the evidence Wilt Thou enable light to break through our prejudices so that we may arrive at just and accurate conclusions, and others may never suffer because of our biases

We pray in our Master's name—AMEN

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Bee, Mrs Davis then led the Assembly in the pledge of allegiance to the Flag

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Mr Lanterman, seconded by Mr Stevens

LEAVES OF ABSENCE FOR THE DAY

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

Mr Quimby, on motion of Mr Waldie
Mr Porter, on motion of Mr Waldie
Mr Ferrell, on motion of Mr Waldie
Mr Warren, on motion of Mr Waldie
Mr Danielson on motion of Mr Waldie
Mr Z'berg, on motion of Mr Waldie

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following bill was introduced and read the first time

Assembly Bill No. 115: By Assemblyman Z'berg (Senator Stiern, coauthor)—An act to add Section 36037.5 to the Health and Safety Code, relating to farm labor centers

Held at desk by order of the Speaker pro Tempore

LEAVES OF ABSENCE FOR THE BALANCE OF THE LEGISLATIVE DAY

At 11:35 a.m., the following Member was granted leave of absence for the balance of the legislative day, because of legislative business elsewhere

Mr Collier, on request of the Speaker pro Tempore

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

The following bills were introduced, and read the first time

Assembly Bill No. 116: By Assemblyman Z'berg (Senator Stiern, coauthor)—An act to add Part 1 (commencing with Section 15000) to Division 13 of the Health and Safety Code, and to amend Section 56, and repeal Chapter 3 (commencing with Section 75) of Division 1, of the Labor Code, relating to housing and community development

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 117: By Assemblyman Waldie—An act to add Section 18861 to the Government Code relating to compensation of toll bridge collectors

Held at desk by order of the Speaker pro Tempore

RESOLUTIONS

The following resolution was offered

By Assemblyman Monagan

House Resolution No. 51

Relative to job retraining camps

WHEREAS, Unemployment among our citizens and a shrinking job market are two of California's most pressing problems, and one method of reducing these problems is to increase our vocational training programs, and

WHEREAS, Existing state vocational programs with respect to apprenticeship, and training under the Manpower Development and Training Act of 1962, are inadequate to meet the pressing need for vocational training and

WHEREAS, The Members of the Assembly understand that a vocational training program is presently being concluded on a limited basis under the joint sponsorship of the federal government and the International Union of Operating Engineers (A F L-C I O) at Camp Roberts, California, and that this endeavor is meeting all expectations, and

WHEREAS, There are several unused military posts in California which could be turned over to the State of California by the federal government to be operated by the State as job retraining camps wherein vocational training could be given to unemployed persons utilizing the existing facilities at such posts, and

WHEREAS, By utilizing the facilities at such posts and financing the training by loans to the persons trained in order that they could pay for their training and repay the State on an extended term basis when later employed, a vocational training program could be effected at a minimum cost to the State compared to the now steadily mounting welfare and unemployment insurance costs now, therefore, be it

Resolved by the Assembly of the State of California, That the Members request the California Commission on Manpower Automation and Technology to study the feasibility of mobilizing unused military posts in California as job retraining camps for men who are unable to find work and, if feasible, set up a pilot camp in order to evaluate the merits of adopting a full-scale system, and be it further

Resolved That the Chief Clerk of the Assembly furnish a suitably prepared copy of this resolution to the California Commission on Manpower, Automation and Technology

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

REFERENCE OF BILLS TO COMMITTEE

Speaker pro Tempore Bee announced that Speaker Unruh has referred the following bills to the following committees

Assembly Bill No	*Committee*
110	Governmental Efficiency and Economy
111	Judiciary
112	Education
113	Education
114	Education

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, March 12, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Bill No 2

And reports the same correctly engrossed

POWERS, Chairman

Above bill re-referred to the Committee on Elections and Reapportionment.

Committee on Public Utilities and Corporations

Assembly Chamber, March 11, 1964

Mr Speaker The Chairman of your Committee on Public Utilities and Corporations reports

Assembly Bill No 57

With author's amendments with the recommendation Amend, and re-refer to the Committee on Public Utilities and Corporations

KENNICK, Chairman

SECOND READING OF ASSEMBLY BILL NO 57 (PURSUANT TO RULE NO 59.5)

Assembly Bill No. 57—An act freeing certain tide and submerged lands previously granted in trust to the County of Marin from the trust for navigation, commerce, and fisheries, and authorizing the exchange of said lands for other lands of comparable value

Bill read second time

Motion to Amend

Mr Bagley moved the adoption of the following amendments

Amendment No. 1

On page 1 of the printed bill strike out lines 10 to 19, inclusive, and on page 2 strike out lines 1 to 12, inclusive, and insert

'Beginning at a point on the Mean High Tide Line of 1954 as said line is shown on that certain map entitled "Plat of the Grant To The County of Marin, Parcel "B", Chapter 497, Statutes of 1959, Vicinity of Gallinas Creek, Marin County, California" which map was recorded September 16, 1960, in Can "G", Official Records of the County of Marin, said point being distant thereon South 51° 04' 56" West 6 71 feet from Station 38 of said grant, said point being also a point on the Northeasterly line of Lot 702 as said lot is shown on that certain map entitled "Map of Gallinas Village Unit Seven In The County of Marin, Calif" which map is recorded in Volume 8 of Maps, Official Records of the County of Marin at Page 36, said point being distant thereon North 55° 16' 15" West (North 56° 45' West-Record Map) 68 98 feet from the most Easterly corner of said lot, thence from said point of beginning along said Northeasterly line North 55° 16' 15" West 51 02 feet, thence leaving said line North 34° 43' 45" East 28 55 feet, along a curve to the right of radius 860 feet, tangent to the last preceding course through a central angle of 20° 05' for an arc length of 301 45 feet, North 54° 48' 45" East 101 00 feet, and North 66° 10' East 36 75 feet to a point on said mean high tide line distant thereon South 44° 39' 40" West 24 90 feet from Station 36 of said grant, thence along said mean high tide line South 44° 39' 40" West 94 60 feet, South 40° 44' 33" West 352 40 feet, and South 51° 04' 56" West 6 71 feet to the point of beginning"

Amendment No. 2

On page 2, lines 14 and 15, strike out "or any part"

Amendment No. 3

On page 2, strike out lines 17 to 23, inclusive, and insert

'SEC 3 The State Lands Commission is hereby authorized to convey to the owners of the lands above described all right, title and interest in and to the lands freed from the public trust by Section 1 of this act in exchange for and upon there being conveyed to the County of Marin by said owners all right, title and interest in and to other lands lying in the same general vicinity, such other lands being described in Section 4 of this act, if the"

Amendment No. 4

On page 2, between lines 31 and 32, insert

"SEC 4 The lands authorized to be exchanged by this act for lands described in Section 1 are described as follows

Beginning at a point on the Mean High Tide Line of 1954 as said line is shown on that certain map entitled "Plat Of The Grant To The County Of Marin, Parcel "B", Chapter 497, Statutes of 1959, Vicinity of Gallinas Creek, Marin County, California" which map was recorded September 16, 1960, in Can "G", Official Records of the County of Marin, said point being distant thereon South 44° 39' 40" West 24 90 Feet from Station 36 of said grant, thence from said point of beginning North 66° 10' East 210 25 feet; along a curve to the right of radius 120 feet,

tangent to the last preceding course through a central angle of 62° 05' for an arc length of 130 03 feet, South 51° 45' East 277 00 feet, South 41° 46' 57" East 67 35 feet to Station 28 of said grant, thence along said mean high tide line North 28° 47' 12" West 103 83 feet, North 42° 36' 18" West 186 13 feet, North 74° 44' 42" West 68 41 feet, North 84° 44' 46" West 87 17 feet, South 79° 33' 45" West 77 28 feet, South 68° 57' 38" West 110 81 feet, South 30° 04' 07" West 21 65 feet South 75° 34' 45" West 36 14 feet, and South 44° 39' 40" West 24 90 feet to the point of beginning"

Amendment No. 5

On page 2, line 32, strike out "4", and insert "5"

Amendment No. 6

On page 2, line 48, strike out "5", and insert "6"

Amendment No 7

On page 3, line 3, strike out "6", and insert "7"

Amendments read, and adopted

Bill ordered reprinted, engrossed and to be re-referred to the Committee on Public Utilities and Corporations

REPORTS OF STANDING COMMITTEES

Committee on Rules

Assembly Chamber, March 12, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 38
House Resolution No 48

With the recommendation That the resolutions be retained in committee, and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study

BANE, Chairman

Subject matter of the above resolutions referred to the Committee on Rules

Committee on Ways and Means

Assembly Chamber, March 12, 1964

Mr Speaker Your Committee on Ways and Means reports

Assembly Bill No 22

With the recommendation Do pass

CROWN, Chairman

Above bill ordered to second reading

Assembly Chamber, March 12, 1964

Mr Speaker The Chairman of your Committee on Ways and Means reports

Assembly Bill No 17

With author's amendments with the recommendation Amend, and re-refer to the Committee on Ways and Means

CROWN, Chairman

SECOND READING OF ASSEMBLY BILL NO 17 (PURSUANT TO RULE NO. 59 5)

Assembly Bill No 17—An act to amend Section 6816 of the Public Resources Code, and Section 12938 of the Water Code, relating to state funds

Bill read second time

Request for Unanimous Consent to Temporarily Suspend Rule No. 101

Mr Porter was granted unanimous consent that Rule No 101 be temporarily suspended for the purpose of permitting an amendment which adds coauthors to Assembly Bill No 17

Motion to Amend

Mr Porter moved the adoption of the following amendments

Amendment No. 1

In the heading of the printed bill, strike out "Assemblyman Porter", and insert 'Assemblymen Porter, Williamson, Garrigus, Ashcraft, Frew, Collier, Lanterman, Belotti Henson, Dunnemeyer Johnson, Flournoy Cologne, and Monagan, and Assemblywoman Davis"

Amendment No. 2

In line 1 of the title, after 'act", insert "to amend Section 12 of Chapter 29 of the Statutes of 1956 (First Extraordinary Session),"

Amendment No 3

Strike out lines 2 and 3 of the title, and insert "and to amend Section 12938, of, and to add Section 12938.2 to, the Water Code, relating to the disposition and use of revenues received from oil and gas leases and other leases of state-owned lands and tide and submerged lands granted by the State to the City of Long Beach "

Amendment No. 4

On page 1, line 1 after "Section 1", insert "Section 12 of Chapter 29 of the Statutes of 1956 (First Extraordinary Session) is amended to read

SEC 12 All payments into the State Treasury *each fiscal year* pursuant to this act, any stipulation provided for in this act, or any judgment entered on such stipulation shall be credited ~~to the Investment Fund, which fund is hereby established in the State Treasury but no portion of such fund shall be expended unless and until specifically appropriated by the Legislature. The assets of the Investment Fund may be invested and reinvested by the Director of Finance in the manner prescribed by Sections 16430 to 16444, inclusive, of the Government Code. Interest received on such investments shall be credited to the Investment Fund~~ *as follows:*

(a) Sixteen million dollars ($16,000,000) to the California Water Fund

(b) The residue to the General Fund

SEC 2 "

Amendment No. 5

On page 2, line 16, strike out ' _____ ($_____) ', and insert 'sixteen million dollars ($16,000,000) '

Amendment No 6

On page 2, line 26, strike out ' SEC 2", and insert "SEC 3

Amendment No 7

On page 2, line 48, after 'chapter', insert ", subject to the limitations set forth in Section 12938.2, as the same may be now or hereafter amended"

Amendment No 8

On page 3 line 30, strike out the period and insert ", subject to the limitations set forth in Section 12938.2, as the same may be now or hereafter amended

SEC 4 Section 12938.2 is added to the Water Code, to read

12938.2 (a) Eleven million dollars ($11,000,000) of the money deposited in the California Water Fund in each fiscal year pursuant to Chapter 29 of the Statutes of 1956 (Extraordinary Session) and Section 6816 of the Public Resources Code shall be expended by the department in lieu of the proceeds of bonds authorized by this chapter, but subject to the one hundred thirty million dollars ($130,000,000) maximum prescribed in Section 12938 for the provision of water development facilities for local areas as set forth in subdivision (d) (1) of Section 12934 to the extent needed in such fiscal year for such purposes, and any remainder shall be expended in the same fiscal year for those construction costs of other State Water Facilities which are reimbursable by State Water Facilities water or power contractors until such other facilities are completed

(b) Five million dollars ($5,000,000) of the money deposited in the California Water Fund in each fiscal year pursuant to Chapter 29 of the Statutes of 1956

(Extraordinary Session) and Section 6816 of the Public Resources Code shall be available for expenditure by the department, when appropriated by the Legislature, for those construction costs of the State Water Resources Development system (exclusive of the provision of water development facilities for local areas as set forth in subdivision (d) (6) of Section 12944) which are not reimbursable by State Water Resources Development System water or power contractors Any expenditure made pursuant to this subdivision for the State Water Facilities shall result in the corresponding bond offset provided for in Section 12938 as long as such offset provision is effective The department shall not in any fiscal year expend for the purposes set forth in this subdivision any money which is continuously appropriated by Section 12938 if the Legislature appropriates funds in that fiscal year pursuant to and for the purposes set forth in this subdivision If any of the five million dollars ($5,000,000), which is authorized to be appropriated in a fiscal year by the Legislature for the purposes of this subdivision is not so appropriated, it may be expended by the department for those construction costs of the State Water Resources Development System which are reimbursable by State Water Resources Development System water or power contractors For the purposes of this subdivision, construction costs which are not reimbursable' means construction costs allocated to recreation and fish and wildlife enhancement, but shall not include the costs of any onshore facilities, which costs shall be payable as provided in Section 11913 of this code, and shall not include the provision of water development facilities for local areas as set forth in subdivision (d) (6) of Section 12944

SEC 5 The Legislature hereby makes the following findings and declarations

(a) Through action taken in the Budget Act of 1963 (Sec 36 Ch 1050, Stats 1963), the amount of the revenues accruing to the California Water Fund in the 1963-1964 fiscal year pursuant to Section 6816 of the Public Resources Code and Chapter 29 of the Statutes of 1956 (Extraordinary Session) which was permitted to remain in said fund for expenditure pursuant to the California Water Resources Development Bond Act was ten million dollars ($10,000,000)

(b) Through similar action proposed to be taken in the Budget Act of 1964 (Sec 36 Assembly Bill No 1 and Senate Bill No 1), the amount of such revenues which will be permitted to remain in the California Water Fund in the 1964-1965 fiscal year for expenditure pursuant to the bond act will be eleven million dollars ($11,000,000), and it is understood to be the intention of the executive branch of the state government to so limit the amount to be available in the California Water Fund for such purpose in each future year to eleven million dollars ($11,000,000)

(c) There is no provision made in the bond act to insure that bond proceeds will not be used to pay for those costs of facilities of the State Water Resources Development System which are not reimbursable by system water or power contractors

(d) Based upon experience under the Davis-Grunsky Act since 1959, it is apparent that the amount of grants of money under the Davis-Grunsky Act will far exceed the amount of repayable loans which will be made under said act, with the result that the return of money expended under said act will be relatively small For this reason it is the intention of the Legislature in enacting subdivision (a) of Section 12938 2 of the Water Code, to provide that of the eleven million dollars ($11,000,000) of revenues each year referred to in subdivision (b) of this section, the revenues first should be expended for the purpose of making loans and grants to local agencies for water projects pursuant to the Davis-Grunsky Act before they are used to pay for costs which are reimbursable by State Water Facilities water or power contractors

(e) It is the intention of the Legislature to provide in this act for an additional five million dollars ($5,000,000) a year to be retained in the California Water Fund which will provide an additional source of funding, through subdivision (b) of Section 12938 2 of the Water Code, not otherwise provided by the bond act, in order that bond proceeds need not be used for nonreimbursible costs of the State Water Resources Development System'

Amendments read and adopted

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

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

Assembly Chamber, March 12 1964

Mr Speaker Your Committee on Ways and Means reports

Assembly Bill No 27

With amendments with the recommendation Amend, and re-refer to the Committee on Ways and Means

CROWN, Chairman

Above bill ordered to second reading

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

Consideration of House Resolution No 43

By Assemblyman Petris

House Resolution No. 43—Relative to the Arts Commission Building in the City of Oakland

Resolution read

Members Made Coauthors of House Resolution No 43

Mr Petris was granted unanimous consent that Messrs Crown, Mulford, and Rumford be placed upon House Resolution No 43 as coauthors

Request for Unanimous Consent

Mr Petris was granted unanimous consent to withdraw the committee amendments to House Resolution No 43, and that the following amendments be substituted in their place

Amendment No 1

In the title of the printed measure, as printed on page 78 of the Assembly Journal of the 1964 First Extraordinary Session for February 11, 1964, strike out "Arts Commission", and insert "Museum"

Amendment No. 2

In lines 2 and 3 of the first WHEREAS clause, strike out "Arts Commission", and insert "Museum"

Amendment No. 3

In line 1 of the third WHEREAS clause, strike out "are scheduled for", and insert "were held on"

Amendment No 4

In line 2 of the fourth WHEREAS clause, strike out "public", and insert "cultural"

Amendment No 5

In line 3 of the fourth WHEREAS clause, strike out "snow", and insert "natural history"

Amendment No 6

In line 3 of the fifth WHEREAS clause, strike out "Green", and insert "Gibson"

Amendment No. 7

In line 3 of the fifth WHEREAS clause, strike out "Charles", and insert "Chet"

Amendment No 8

In line 3 of the first *Resolved* clause, strike out "Arts Commission", and insert "Museum"

Amendments read, and adopted

House Resolution No. 43, as Amended

By Assemblymen Petris, Crown, Mulford, and Rumford

House Resolution No 43

Relative to the Museum Building in the City of Oakland

WHEREAS, The Members have learned that the City of Oakland contemplates the construction of a grand edifice of community and civic interest, the Museum Building, and

WHEREAS, The design of this magnificent structure has already merited special awards for its architectural achievements and has been acclaimed the finest of its kind, and

WHEREAS, Groundbreaking ceremonies were held on February 24, 1964, and

WHEREAS, The beautiful site for the building is on lovely Lake Merritt, and the building will house three separate museums: an art museum, a cultural museum; and a natural history museum, and

WHEREAS, The foresighted planning and concerted efforts by the Museum Commission of Oakland composed of William J Hayes, chairman, and Howard Willoughby, Marjorie Gibson, Paul G Manolis, and A "Chet" Soda, members, the

Oakland Chamber of Commerce, Nils Eklund, president, the Oakland Museum Association, Norris Nash, president, the Women's Board of the Oakland Museum Association, Mrs J R Knowland, president, and the Honorable John Houlihan, Mayor of Oakland, brought the need for such a structure to the attention of the voters, and secured their approval for the erection of the building, and

WHEREAS, This $6,000,000 enhancement of the City of Oakland will be an invaluable addition to the community life and cultural consciousness of the people of Oakland in particular and the inhabitants of the State in general, and will provide an educational enlightenment of history and the arts which will stimulate the interest and appreciation of such subjects in young and old alike, now, therefore, be it

Resolved by the Assembly of the State of California That the Members take this occasion to congratulate the people of Oakland in general, and those who spearheaded the effort to erect the Museum Building in particular, for this grand demonstration of a partnership in community pride and civic advancement by conceiving, developing, financing, and constructing such an outstanding building, and hope that this architectural, archaeological, and artistic endeavor will be generously utilized to the fullest extent and continuously appreciated and awed by all, and be it further

Resolved That the Chief Clerk of the Assembly shall transmit suitably prepared copies of this resolution to the Museum Commission of the City of Oakland, the Oakland Chamber of Commerce, the Oakland Museum Association, the Women's Board of the Oakland Museum Association, and the Mayor of the City of Oakland

Resolution as amended ordered placed upon the third reading file

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 3—An act to amend Sections 9171 and 9172 of the Government Code, relating to officers and employees of the Assembly

Bill read third time, and passed by the following vote

AYES—Allen, Ashcraft, Badham, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Lanterman, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Powers, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Veneman, Vevsey, Waite, Waldie, Whetmore, Williamson, Willson, Winton, Young, and Mr Speaker—68

NOES—None

Bill ordered transmitted to the Senate

THIRD READING OF SENATE BILLS

Senate Bill No 17—An act to amend Section 3298 of the Education Code, relating to school district elections, declaring the urgency thereof, to take effect immediately

Bill read third time, and presented by Mr Garrigus

Urgency Clause

Urgency clause read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Lanterman, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Powers, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Veneman, Vevsey, Waite, Waldie, Whetmore, Williamson, Willson, Winton, Young, and Mr Speaker—67

NOES—None

The question being on the passage of the bill

Bill passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Dahlmeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Lanterman, Marks, McMillan, Meyers, Miller, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Powers, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Veneman, Vrooman, Waite, Waldie, Whetmore, Williamson, Willson, Winton, Young, and Mr. Speaker—67

NOES—None

Bill ordered transmitted to the Senate

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

The following resolution was offered

Assembly Concurrent Resolution No. 12: By Assemblyman Mills—Relative to a study of the investments of officers, directors and principal stockholders of insurance companies, and creating the Joint Interim Committee on Insurance Company Management

Referred by the Speaker pro Tempore to the Committee on Rules

Rush Order Placed Upon Printing of Assembly Concurrent Resolution No. 12

Mr. Mills was granted unanimous consent that a rush order be placed upon the printing of Assembly Concurrent Resolution No. 12

REPORTS OF STANDING COMMITTEES

Committee on Rules

Assembly Chamber, March 12, 1964

Mr. Speaker: Your Committee on Rules reports

Assembly Concurrent Resolution No. 4

With the recommendation: Be adopted, as amended

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2 and 22.3, the committee recommends that the above resolution be placed on the Consent Calendar.

BANE, Chairman

Above resolution ordered on file

RESOLUTIONS

The following resolutions were offered

By Assemblymen Henson, Elliott, and Song

House Resolution No. 52

Relative to congratulating the Community Service Organization at its national convention

WHEREAS, It has come to the attention of the Assembly of the State of California that the Community Service Organization is holding its national convention in Oxnard, Ventura County, California, on March 14, and

WHEREAS, The many chapters of the Community Service Organization throughout California and other states, have actively promoted the harmonious integration of Spanish speaking people into all areas of community life, and

WHEREAS, The Community Service Organization has carried out many constructive citizenship programs for Americans of Spanish and Mexican heritage and has encouraged their dedication to the democratic principles of government and their participation in the democratic processes of government, and

WHEREAS, The Community Service Organization has provided opportunities for many Americans of Spanish and Mexican heritage to obtain employment and education, and

WHEREAS, The Community Service Organization has cooperated with other private and public organizations in many meritorious community improvement projects, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members thereof highly commend the Community Service Organization for its outstanding public

service and for its worthy contribution to the general welfare of many residents of our State of Spanish and Mexican heritage, and extend best wishes to the Community Service Organization for success at its national convention, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to the President of the Community Service Organization

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblymen Marks, Gaffney, Meyers, and Foran

House Resolution No. 53

Relative to Mount Zion Hospital and Medical Center

WHEREAS, The new outpatient building of Mount Zion Hospital and Medical Center will be completed and ready for occupancy in April, marking the first major achievement in a five million dollar building program; and

WHEREAS, The one-and-a-half million dollar structure is the result of contributions from the entire community to the 1960 Capital Funds Drive, conducted by the Jewish Welfare Federation; and

WHEREAS, The new two-story building will house all of the outpatient clinics, plus pharmacy, radiology and other facilities for the greater convenience of the clinic patients; and

WHEREAS, The building will also house the forthcoming Claire Zellerbach Saroni Memorial Tumor Institute of San Francisco; and

WHEREAS, The completion of this facility marks another major achievement and exemplifies the continuing quality of medical service provided by Mount Zion Hospital and Medical Center to the community; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members congratulate the Board of Directors of Mount Zion Hospital and Medical Center on the occasion of the public dedication and open house of the new outpatient building and commend all those who contributed so generously the funds to make this dedication possible; and be it further

Resolved, That the Chief Clerk of the Assembly is hereby directed to prepare and transmit a suitably prepared copy of this resolution to Marco F. Hellman, the President of the Board of Directors of Mount Zion Hospital and Medical Center

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Soto.

House Resolution No. 54

Relative to congratulating Joseph Szabo, Jr.

WHEREAS, Joseph Szabo, Jr., the son of Mr. and Mrs. Joseph Szabo of La Puente, California, has been selected as a grand prize winner in the KABC-TV, Channel 7, American Heritage Contest for his 250-word paper on the question of Which of the 40 Freedom Train Documents would have created the greatest news story if today's means of mass communications had existed at the time, and why?"; and

WHEREAS, This contest was part of a community service performed by KABC-TV, Channel 7, Los Angeles, in conjunction with American Heritage Foundation wherein certain of the great historical documents of our country which toured the United States in 1947 on the Freedom Train were reproduced and made available to southern California viewers by KABC-TV and were given to each principal of the senior high schools of the City of Los Angeles and the County of Los Angeles to be placed in the school libraries for the information of, and reference by, then students; and

WHEREAS, As a grand prize winner of the contest, which resulted in over 700 entries from 55 schools, Mr. Szabo is entitled to an all-expense-paid vacation in Washington, D.C., where he will be the guest of American Heritage Foundation and will be escorted by the foundation to the historical points of interest of our Capital that were incorporated in the Freedom Train documents; and

WHEREAS, Joseph Szabo, Jr., has by his actions brought great credit to his school the Don Bosco Technical High School in San Gabriel, and upon the young people everywhere in California; now, therefore, be it

Resolved by the Assembly of the State of California That the Members congratulate Joseph Szabo, Jr., upon his selection as a grand prize winner of the KABC-TV, Channel 7, American Heritage contest and wish him every success in the future, and be it further

LEAVES OF ABSENCE FOR THE DAY

The following Member was granted leave of absence for the day, because of illness.

Mr Holmes, on motion of Mr Conrad.

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

Mr Veneman, on motion of Mr. Conrad.
Mr Burgener, on motion of Mr. Conrad
Mr. Thomas, on motion of Mr. Waldie.
Mr. Meyers, on motion of Mr. Waldie.
Mr Ryan, on motion of Mr. Waldie.
Mr. Soto, on motion of Mr Waldie.

REPORTS

The following report was presented by the Chief Clerk:

Quality of Surface Waters in California, 1960-61, Bulletin No. 65-61, Volume I, Northern and Central California, Part 2: Appendixes—Department of Water Resources

Above transmitted report, together with letter of transmittal dated March 3, 1964, from William E Warne, Director of Water Resources, Sacramento, referred by the Speaker pro Tempore to the Interim Committee on Water

COMMUNICATIONS

The following communications were presented by the Chief Clerk from:

Joseph J. Otayde of San Francisco, relative to grievances. Referred by the Speaker pro Tempore to the Committee on Ways and Means.

Mrs. Loraline Mitchell of Berkeley, relative to liability of government bodies Referred by the Speaker pro Tempore to the Interim Committee on Judiciary

The following communications from the Capitol Correspondents Association were presented by the Chief Clerk and ordered printed in the Journal:

Capitol Correspondents Association
State Capitol, March 2, 1964

Speaker of the Assembly
Assembly Chamber, State Capitol, Sacramento

Dear Mr Speaker: The following named persons are eligible for accreditation as representatives of the press, radio, and television at the Regular Session and all Special Sessions of the Legislature of 1964.

Associated Press: Morrie Landsberg, Jerry D Harrell, Bill Boyarsky, Austin D. Scott, Jack Schreibman, Jerry Rankin, Douglas Wilson, Nadine Miller, Bill Reckard, Al Barton
Capitol News Service: Henry C MacArthur, Edwin S Capps, Jo Johnson
Copley Newspapers Los Angeles Area and San Diego Evening Tribune. Ralph B Bennett
Copley News Service Art Ribbel.
Fresno Bee: James Wrightson
Long Beach Independent Press Telegram: James R McCauley
Los Angeles Herald-Examiner Judson Baker
Los Angeles Times: Robert M Blanchard, Jerry Gillam
Oakland Tribune. Don Thomas.

Pacific Coast News Service: Jack Germain, Jack Johnson.
Riverside Press-Enterprise. Martin Salditch
Sacramento Bee: Richard Rodda, A. E Lyons, Tom Arden, Robert Markson, Wilson Lythgoe, Arthur L Wood
Sacramento Union Bert Clinkston
San Francisco Chronicle: Earl C. Behrens, Jackson Doyle
San Francisco Examiner: Sydney Kossen, Jack Welter, Larry McManus.
San Francisco News-Call-Bulletin Jack S. McDowell.
San Jose Mercury-News Harry Farrell
United Press. DeVan Shumway, Robert S Fairbanks, Clifford E Engle, Kenneth L. Kitcher, George Skelton, Ann H Pearson, Arthur J McGinn

SQUIRE BEHRENS, President

STANDING COMMITTEE:
Morrie Landsberg, Chairman
DeVan L Shumway
Richard Rodda
William Cothran

Capitol Correspondents Association
State Capitol, March 6, 1964

Speaker of the Assembly
Assembly Chamber, State Capitol, Sacramento

Dear Mr. Speaker: The following named persons are eligible for accreditation as representatives of television and radio for the Regular and all Special Sessions of the Legislature in 1964:

KCRA-TV Bill Harvey, Don Oliver, Spencer Michels
KXTV-TV Phil Wilson, Solon Gray, Larry Roberts, Ed Popejoy, Jack Wolfe, William Piggott
KOVR-TV Bob Sarro, Warren W Cereghino
KNXT-TV (CBS News): Robert C. Simmons, Paul Meeks
Broadcasters News Murray A. Wesgate, Margaret Wirsing, Dan A Rivers
KJAY (Radio): Spencer Tyler

SQUIRE BEHRENS, President

STANDING COMMITTEE:
Morrie Landsberg, Chairman
DeVan Shumway
Richard Rodda
William Cothran

APPROVAL OF PRESS CREDENTIALS

By unanimous consent, the preceding press credentials were approved by the Assembly.

RESOLUTIONS

The following resolutions were offered:

By Assemblyman Z'berg:

House Resolution No 52

Relative to state parks

WHEREAS, The subject of the location of highways and freeways has been assigned to the Assembly Interim Committee on Natural Resources, Planning, and Public Works, and

WHEREAS, The committee has a meeting scheduled in July in Eureka, now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Interim Committee on Natural Resources, Planning, and Public Works is requested to study the subject matter of the exemption of property under the jurisdiction of the Division of Beaches and Parks of the Department of Public Works from condemnation by the Department of Public Works for state highway purposes and to report its findings to the Assembly not later than the fifth legislative day of the 1965 Regular Session of the Legislature

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Mr Petris, seconded by Mr Conrad

LEAVES OF ABSENCE FOR THE DAY

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

Mr Moreno, on request of the Speaker pro Tempore

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

Mr Dannemeyer, on motion of Mr Waldie
Mr Thomas, on motion of Mr Waldie
Mr Dymally, on motion of Mr Waldie.
Mr Gonsalves on motion of Mr Waldie
Mr Meyers, on motion of Mr Waldie
Mr Ashcraft, on motion of Mr Conrad
Mr Barnes, on motion of Mr Conrad
Mr Mihas, on motion of Mr Conrad
Mr Henson, on request of the Speaker pro Tempore
Mr Unruh, on request of the Speaker pro Tempore

INTRODUCTION OF GUESTS

Mr Donovan introduced Mrs Eva Cassmelli, of Alameda the mother of his secretary, Mrs Helen Lombard, to the Members, who joined in welcoming her on her visit to the Assembly Chamber

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO. 59

Mr Porter was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Assembly Bills Nos 7 and 20 for hearing in the Committee on Water at 1 30 p m, on Wednesday, March 18, 1964

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following bills were introduced, and read the first time

Assembly Bill No. 118: By Assemblyman Veneman—An act to add Chapter 15 6 (commencing with Section 19911 to Division 14 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, appropriating money for the purpose of carrying out this chapter, and providing for the submission of the measure to the people at a special election to be consolidated with the 1964 direct primary election

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 119: By Assemblyman Cologne—An act to amend Section 802 of the Agricultural Code relating to grapes and declaring the urgency thereof, to effect immediately

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 120: By Assemblymen Garrigus, Waldie, Knox, Ryan, Alquist, Casey, Assemblywoman Davis, Assemblymen Elliott Frew, McMillan, Porter, Rumford, and Z'berg—An act to add Chapter 15.6 (commencing with Section 19911) to Division 14 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, appropriating money for the purpose of carrying out this chapter, and providing for the submission of the measure to the people at a special election to be consolidated with the 1964 general election

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 121: By Assemblyman Alquist—An act to add Sections 74666, 74667, 74668, 74669, 74670, 74671, 74672, 74826, 74827, 74828, 74829, 74830, 74831 and 74832 to, and to repeal Sections 74666 and 74826 of, the Government Code, relating to municipal courts

Held at desk by order of the Speaker pro Tempore

Assembly Concurrent Resolution No. 13: By Assemblymen Williamson, Kennick, Holmes, Booth, Britschgi, Chapel, Dills, McMillan, Mobley, Moreno, Pattee, and Stanton (Senator Rees coauthor)—Relative to airline regulation

Referred by the Speaker pro Tempore to Committee on Rules

RESOLUTIONS

The following resolutions were offered

By Assemblymen Kennick and Deukmejian

House Resolution No. 56

Relative to congratulating the Polytechnic High School Basketball Team upon winning the California Interscholastic Federation Championship

WHEREAS, On the evening of March 7, 1964 more than ten thousand wildly enthusiastic spectators crowded the Long Beach Arena to witness the Polytechnic High School basketball team of that city win its 25th consecutive game of the season; and

WHEREAS, This game which has now assumed historic proportions represented the perfect culmination of a highly successful year which saw the Poly team win 32 of 33 games; and

WHEREAS, At this climactic occasion, the Poly team vanquished the very formidable Pius X team in the most exciting game of the season by a score of 60 to 58; and

WHEREAS, All during the past season the members of the Polytechnic High School team displayed the highest degree of athletic skill and good sportsmanship of which fine champions are made; and

WHEREAS, Because of the innate ability of each member of the team coupled with the will to learn, the will to win and the skillful guidance of coaches Bill Mulligan and Will Forster it necessarily followed that the Poly team should earn the

coveted title of basketball champions of the California Interscholastic Federation, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members thereof extend their sincerest congratulations to the Polytechnic High School basketball team of Long Beach for its notable achievement in winning the California Interscholastic Federation basketball championship, knowing well that members of the team will wear this honor with the grace of true champions, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit suitably prepared copies of this resolution to team captain Mel Reed, to team members Bill Richard, Gene Washington, Chuck Moore, Trent Games, Bob Wiswell, Bruce Ellinor, Mac Calvin, Mark Saxlund, Bob Stember, Mike McBee, Kevin Edwards, Earlie Hamilton, Marcus Parris, Steve Smith and Ken Booker, to team managers Doug Hodges, Jim Vail and Mur Mayberry, to coach Bill Mulligan, and to assistant coach Will Foerster

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Beilenson

House Resolution No 57

Relative to the Shenandoah Youth House Association

WHEREAS, The Shenandoah Youth House Association, in the City of Los Angeles, celebrates its 10th anniversary during the year 1964, and

WHEREAS, The Shenandoah Youth House Association was founded by a small group of public spirited citizens to provide, on the grounds of the Shenandoah Street School, a meeting place and recreation center for the young people of the neighborhood, and

WHEREAS, The Association built an urgently needed youth house at its own expense and today it is entirely supported by private contributions and volunteer labor, and

WHEREAS The Shenandoah Youth House is a tribute to the success of private citizens facing a community problem and solving it by themselves, and

WHEREAS Over 700 youths in 35 different groups regularly use the grounds and facilities of the Youth House each week, and the number served is constantly growing, and

WHEREAS, The Shenandoah Youth House has made a significant contribution to the prevention of juvenile delinquency, and to the welfare of the community, now therefore be it

Resolved by the Assembly of the State of California, That the Shenandoah Youth House Association is congratulated on its 10th anniversary and highly commended for its efforts and accomplishments in serving the youth of its community, 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 Members of the Shenandoah Youth House Association

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblymen Deukmejian and Kennick

House Resolution No 58

Relative to the Independent Business Men's Association of Greater Long Beach

WHEREAS, In November of 1951, a group of civic-minded and public-spirited business and professional men recognized the need for a civilian liaison organization to cooperate with, and promote, the activities and operations of the United States Navy at Long Beach, and

WHEREAS, As a result of the planning and foresighted wisdom of these capable men, the Independent Business Men's Association of Greater Long Beach was formally organized on March 19, 1952, with the Honorable Edwin W Wade, Mayor of Long Beach, as the group's initial president, and

WHEREAS The warm bond of friendship extended by the Association and its members has immeasurably helped to make Long Beach a favorite site for military duties, and

WHEREAS, The Association has endeavored to pursue the betterment of naval facilities at Long Beach and working toward that goal it has taken an active role of leadership in the following projects correction of the Long Beach subsidence

problem, construction of the Long Beach Navy Landing building, establishment of a public transportation system serving Long Beach and the U S Naval Shipyard on Terminal Island, improvement of Naval housing, construction of a Naval hospital, Naval Museum and Naval shore side barracks, expanded use of Pier E for large aircraft carrier docking, extension of the U S Naval Mine Forces lease on Terminal Island, naming of the first nuclear powered missile cruiser U S S Long Beach, in honor of the City, and the replacement of the obsolete pontoon bridge with the Terminal Island bridge linking Terminal Island with the City of Long Beach, and

WHEREAS, One of the widely known projects of the Association is the White Hat Award Program, formulated by Mr George Bundy, Association Secretary, and Mr Harry Wade, Member of the Executive Committee, to annually honor the outstanding enlisted man from each ship whose home port is Long Beach and from each shore installation, selected from units of the Navy, Coast Guard, and Marines, and

WHEREAS, Another valuable community contribution by the Association is a monthly luncheon in honor of a specific armed forces command, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members heartily applaud and commend the Independent Business Men's Association of Greater Long Beach for their constant striving to provide for the needs of members of our armed forces, and through personal contact and intense interest establish and promote a comradery between the military and civilian elements of that community's society, and the Members hope that the excellent work done in the past will provide the framework for continued success, and be it further

Resolved, That the Chief Clerk is directed to transmit a suitably prepared copy of this resolution to the Independent Business Men's Association of Greater Long Beach

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

REFERENCE OF BILLS TO COMMITTEE

Speaker pro Tempore Beer announced that Speaker Unruh has referred the following bills to the following committees

Assembly Bill No	*Committee*
115	Ways and Means
116	Ways and Means
117	Ways and Means

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, March 12, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined **Assembly Concurrent Resolution No. 8**—Relative to St Patrick's Day

And reports the same correctly enrolled and presented to the Secretary of State on the 12th day of March, 1964, at 2 15 p m

POWERS, Chairman

Assembly Chamber, March 16, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined
Assembly Bill No 45
Assembly Bill No 57
And reports the same correctly engrossed

POWERS, Chairman

Above bills re-referred to committees

Assembly Chamber, March 16, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined
Assembly Bill No 17
And reports the same correctly engrossed

POWERS, Chairman

Above bill re-referred to Committee on Ways and Means

Committee on Agriculture

Assembly Chamber, March 16, 1964

Mr Speaker The Chairman of your Committee on Agriculture reports

Assembly Bill No 8

With author's amendments with the recommendation Amend, and re-refer to the Committee on Agriculture

WILLIAMSON, Chairman

SECOND READING OF ASSEMBLY BILL NO. 8 (PURSUANT TO RULE NO 59 5)

Assembly Bill No. 8—An act to amend Section 802 of the Agricultural Code, relating to grapes, and declaring the urgency thereof, to take effect immediately

Bill read second time

Motion to Amend

Mr Williamson moved the adoption of the following amendments

Amendment No. 1

On page 2, strike out lines 12 to 14, inclusive, of the printed bill and insert 'Cardinal, and Exotic varieties shall so test"

Amendment No 2

On page 2, line 19, after "crystallization)", insert ', except the Cardinal variety when grown south and east of San Gorgonio Pass shall test not less than 15 percent on the Balling or Brix scale hydrometer'

Amendments read, and adopted

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

REPORTS OF STANDING COMMITTEES

Committee on Elections and Reapportionment

Assembly Chamber, March 12, 1964

Mr Speaker The Chairman of your Committee on Elections and Reapportionment reports

Assembly Bill No 2

With author's amendments with the recommendation Amend and re-refer to the Committee on Elections and Reapportionment

ALLEN, Chairman

SECOND READING OF ASSEMBLY BILL NO 2 (PURSUANT TO RULE NO 59 5)

Assembly Bill No. 2—An act to amend Sections 25001 and 25002 of, and to add Sections 25001 1, 25001 2, 25001 3, and 25001 4 to, the Government Code, relating to county supervisorial districts

Bill read second time

Motion to Amend

Mr Alquist moved the adoption of the following amendments

Amendment No. 1

On page 1, lines 16 and 17 of the printed bill, as amended in Assembly March 11, 1964, strike out "within the four months immediately following the effective date of this section", and insert "between the first regular meeting of the board held in January, 1965, and April 30, 1965"

Amendment No. 2

On page 1, lines 20 and 21 strike out "within four months after the effective date of this section", and insert "between the first regular meeting of the board held in January 1965 and April 30, 1965'

Amendment No. 3

On page 1, line 22, strike out "March of the year 1965", and insert July of the year 1965"

Amendment No. 4

On page 2, between lines 6 and 7, insert

"If a board has adopted a redistricting ordinance after January 1, 1961, and adopts a resolution finding that the population equality among the districts meets the standard required by Section 25001, the board need not adjust the boundaries of the supervisorial districts between the first regular meeting of the board in January 1965 and April 30, 1965."

Amendment No. 5

On page 2, strike out lines 23 to 27, inclusive, and insert

"25001.4 Population figures to be used for the adjustment of boundaries to be accomplished between the first regular meeting of the board held in January 1965 and April 30, 1965, shall be based on the 1960 federal census or a later census of the county taken under the provisions of Section 26203, or on the total number of registered voters of the county. In a county in which the population has increased by 20 percent or more between April 1, 1960, and July 1, 1963, as reported by the State Department of Finance in the document entitled 'Population of California Counties, July 1, 1963,' population estimates may be used provided the board determines that the estimates will reflect the current population within the district boundaries more accurately than the 1960 census data. Any person claiming that the estimates of population used in the redistricting do not reflect the current population within the district boundaries more accurately than the 1960 census data may commence an action in the superior court in declaratory relief to determine that fact. Such an action shall be brought within 30 days after the adoption of the redistricting ordinance."

Amendments read, and adopted

Bill ordered reprinted, re-engrossed and to be re-referred to the Committee on Elections and Reapportionment

REPORTS OF STANDING COMMITTEES

Committee on Water

Assembly Chamber, March 16, 1964

Mr. Speaker: The Chairman of your Committee on Water reports

Assembly Bill No. 7

With author's amendments with the recommendation: Amend, and re-refer to the Committee on Water

PORTER, Chairman

SECOND READING OF ASSEMBLY BILL NO. 7 (PURSUANT TO RULE NO. 59.5)

Assembly Bill No. 7—An act to amend Section 31030 of the Water Code, relating to revenue bonds by county water districts, and declaring the urgency thereof, to take effect immediately.

Bill read second time

Motion to Amend

Mr. Waldie moved the adoption of the following amendment

Amendment No. 1

On page 1, lines 14 and 15, of the printed bill, strike out "under Section 31788", and insert "pursuant to this division"

Amendment read, and adopted

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

REPORTS OF STANDING COMMITTEES

Committee on Education

Assembly Chamber, March 16, 1964

Mr Speaker The Chairman of your Committee on Education reports

Assembly Bill No 49

With author's amendments with the recommendation Amend and re-refer to the Committee on Education

GARRIGUS Chairman

SECOND READING OF ASSEMBLY BILL NO 49 (PURSUANT TO RULE NO 595)

Assembly Bill No 49—An act to add Chapter 6 (commencing with Section 22750) to Division 16 5 of the Education Code, and to add Section 17235 to the Revenue and Taxation Code relating to payment of the cost of instruction at the University of California and state colleges

Bill read second time

Motion to Amend

Mr Collier moved the adoption of the following amendment

Amendment No. 1

On page 4, line 17, of the printed bill as amended in Assembly March 9 1964, after "State", insert ", and, in any event, until the first year in which the individual's taxable income under the federal income tax laws exceeds six thousand dollars ($6 000)"

Amendment read, and adopted

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

REPORTS OF STANDING COMMITTEES

Committee on Revenue and Taxation

Assembly Chamber, March 16, 1964

Mr Speaker The Chairman of your Committee on Revenue and Taxation reports

Assembly Bill No 106

With author's amendments with the recommendation Amend, and re-refer to the Committee on Revenue and Taxation

PETRIS, Chairman

SECOND READING OF ASSEMBLY BILL NO 106 (PURSUANT TO RULE NO 595)

Assembly Bill No 106—An act to amend Section 10758 of the Revenue and Taxation Code, relating to vehicle license fees

Bill read second time

Motion to Amend

Mr Carrell moved the adoption of the following amendments

Amendment No. 1

In line 2 of the title of the printed bill, after "fees", insert ", declaring the urgency thereof, to take effect immediately"

Amendment No 2

On page 1, line 11, after "manufacturer", insert ", distributor

Amendment No 3

On page 1, line 15, after "manufacturer", insert ", distributor"

Amendment No. 4

On page 2, line 3, after "manufacturer", insert ", distributor

Amendment No 5

On page 2, after line 10, insert

SEC 3 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

Although the laws of California clearly indicate, and the Attorney General has ruled, that automobiles and trailer coaches in the inventory of the manufacturer-distributor or dealer on the first Monday in March are exempt from local ad valorem property taxes, one county has construed the law differently so that the taxpayers in that county are presently exposed to unequal and unfair taxation This situation must be cured without delay, as will be the case if this bill becomes effective immediately "

Amendments read and adopted

Bill ordered reprinted, engrossed, and to be re-referred to the Committee on Revenue and Taxation

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No 22—An act making an appropriation to augment the Emergency Fund, to take effect immediately

Bill read second time, and ordered engrossed

Assembly Concurrent Resolution No. 4—Relative to the preparation and printing of a Summary Digest and Subject List

Resolution read

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Rules, was read and adopted:

Amendment No. 1

On page 1, line 13, of the printed measure, strike out the period, and insert ', and be it further

Resolved, That there be a charge of one dollar ($1) made for each copy sold to the general public"

Resolution ordered reprinted, engrossed and to be placed on the Consent Calendar

THIRD READING OF ASSEMBLY BILLS

Consideration of House Resolution No 43

By Assemblymen Petris, Crown, Mulford, and Rumford

House Resolution No. 43—Relative to the Museum Building in the City of Oakland

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NOTE The full text of House Resolution No 43, as amended March 12, 1964, appears at pages 156 and 157 of the Assembly Daily Journal for March 12 1964

Resolution read, and adopted

SECOND READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No 27—An act to add Part 3 5 (commencing with Section 13890) to Division 3 of Title 2 of, and to amend Section 12040 of, the Government Code, relating to the Office of California Development

Bill read second time

Request for Unanimous Consent to Temporarily Suspend Rule No. 101

Mr Crown was granted unanimous consent that Rule No 101 be temporarily suspended for the purpose of permitting an amendment which adds a coauthor to the bill

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Ways and Means, were read, and adopted

Amendment No. 1

In line 2 of the heading of the printed bill, after "Frew" insert "Gaffney,"

Amendment No 2

On page 1, line 14, strike out "control"

Amendment No. 3

On page 2, strike out line 16, and insert "a California Development Council, consist-"

Amendment No 4

On page 2, line 20, strike out "board", and insert "council"

Amendment No 5

On page 2, line 22, strike out "board", and insert "council"

Amendment No. 6

On page 2, line 24, strike out "board", and insert "council"

Amendment No 7

On page 2, line 25, strike out "board", and insert "council

Amendment No. 8

On page 2, line 26, strike out "board", and insert "council"

Amendment No 9

On page 2, line 27, strike out "board", and insert "council"

Amendment No. 10

On page 2, line 28, strike out "board", and insert "council"

Amendment No. 11

On page 2, line 29 strike out "board", and insert "council"

Amendment No. 12

On page 2, between lines 30 and 31, insert

"13891.4 The council may form three subcommittees of its membership to consider separately the subjects of economic development, world trade, and tourism"

Amendment No. 13

On page 4, strike out lines 1 through 28, and insert

"SEC. 2 Section 12040 of said code is amended to read

12040 There is in the state government the Governor's Council It consists of the following

(1) Director of Agriculture
(2) Director of Alcoholic Beverage Control
(3) Director of Corrections
(4) Director of the Disaster Office
(5) Director of Education
(6) Director of Employment
(7) Director of Finance
(8) Director of Fish and Game
(9) Director of Industrial Relations
(10) Director of Mental Hygiene
(11) Director of Motor Vehicles
(12) Director of Conservation
(13) Director of Parks and Recreation
(14) Director of Professional and Vocational Standards
(15) Director of Public Health

(16) Director of Public Works
(17) Director of Social Welfare
(18) Director of Veterans Affairs
(19) Director of Water Resources
(20) Director of the Youth Authority
(21) Adjutant General
(22) Commissioner of the California Highway Patrol
(23) Director of Investment
(24) Director of General Services
(25) State Fire Marshal
(26) Director of California Development"

Amendment No 14

On page 2, between lines 10 and 11, insert

13890.4 All officers and employees of the Economic Development Agency and the San Francisco and Los Angeles World Trade Center Authorities who are serving in the state civil service, other than temporary employees, shall be transferred to the Office of California Development and their status, positions, and rights shall not be affected by their transfer and they shall continue to be retained as employees of the Office of California Development pursuant to the State Civil Service Act except as to positions the duties of which are vested in a position exempt from civil service."

Amendment No. 15

On page 3 after line 50, insert

"CHAPTER 9 MISCELLANEOUS

13895 It is not the purpose of the Legislature that the Office of California Development compete with other private or public development organizations but rather that cooperation and encouragement for the establishment of local development activities to the common end of the economic development of the State of California be undertaken wherever possible."

Rush Order Placed Upon Printing of Assembly Bill No 27

Mr Crown was granted unanimous consent that a rush order be placed upon the printing of Assembly Bill No 27, and that the bill be considered engrossed

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

MESSAGES FROM THE SENATE

Senate Chamber, Sacramento, March 12, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day passed

Senate Bill No 20
Senate Bill No 21
Senate Bill No 22
Senate Bill No 38

J A BEEK, Secretary of the Senate
By Lanee MacArthur, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time

Senate Bill No 20—An act to amend Section 13 of Chapter 788 of the Statutes of 1959, relating to the Yuba County Water Agency

Held at desk by order of the Speaker pro Tempore

Senate Bill No. 21—An act to add Section 6.3 to Chapter 788 of the Statutes of 1959, relating to the Yuba County Water Agency

Held at desk by order of the Speaker pro Tempore

Senate Bill No. 22—An act to amend Section 12 of the Yuba County Water Agency Act (Chapter 788 Statutes of 1959), relating to the Yuba County Water Agency

Held at desk by order of the Speaker pro Tempore

Senate Bill No. 38—An act to validate school district acts, proceedings, and bonds declaring the urgency thereof, to take effect immediately

Held at desk by order of the Speaker pro Tempore

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

The following resolution was offered

Assembly Joint Resolution No. 3: By Assemblyman Elliott—Relative to the Federal Manpower Development and Training Act of 1962

Referred by the Speaker pro Tempore to the Committee on Rules

RESOLUTIONS

The following resolution was offered

By Assemblyman Crown

House Resolution No 59

Relative to federal grants to the State

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is requested to assign to an appropriate interim committee for study the subject of the situations in which federal funds are received by the State for projects, research, and other purposes, and to direct such committee to report to the Assembly its findings, and any recommendations it may have, not later than the fifth legislative day of the 1965 Regular Session of the Legislature

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

Assembly Chamber March 16, 1964

Mr Speaker The Chairman of your Committee on Ways and Means reports Assembly Bill No 74

With author's amendments with the recommendation Amend, and re-refer to the Committee on Ways and Means

CROWN, Chairman

SECOND READING OF ASSEMBLY BILL NO 74 (PURSUANT TO RULE NO 595)

Assembly Bill No. 74—An act to add Division 16 (commencing with Section 180) to the Labor Code, relating to a state technical service program, and making an appropriation therefor, declaring the urgency thereof, to take effect immediately

Bill read second time

Motion to Amend

Mr Crown moved the adoption of the following amendments

Amendment No. 1

On page 1, line 16, of the printed bill, strike out "and", and insert a comma

Amendment No. 2

On page 1, line 17 after the comma, insert "and the California State Colleges"

Amendments read, and adopted

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

INTRODUCTION OF GUESTS

Mr Marks announced the presence in the Chamber of Hon William S Grant, former Member of the Assembly from Long Beach, whereupon the Members joined in welcoming him on his visit to the Assembly Chamber

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Mr Deukmejian was granted unanimous consent that the following article be printed in the Journal

BATTLE ROYAL FOR OIL THE CALIFORNIA TIDELANDS

By Hale Champion

For the residents of Long Beach, California, May 22, 1953, was a day of civic self-satisfaction President Eisenhower had just signed what is somewhat inaccurately known as the Tidelands Oil Act, a measure effectively relinquishing all Federal claims to the submerged lands "within the historic boundaries" of the coastal states It was a complex piece of legislation, reflecting complex and bitterly contested legal and political arguments, but to most of the three hundred thousand citizens of Long Beach its meaning was simple and wonderful The city was almost as rich as the Aga Khan

It is estimated that the oil reserves in the submerged lands within the "historic boundary" of the State of California—a minimum of three miles seaward from the shoreline at low tide—are worth more than $10 billion at current prices About a fifth of this total, or roughly $2 billion worth, lies under submerged lands granted to Long Beach in 1911 for what seemed then their only possible use harbor development After the discovery of the great oil pool under the harbor many years later, the state supreme court of California ruled that the 1911 grant included mineral rights because it hadn't excluded them In 1951, the state legislature went even further, giving the city permission to spend oil and gas revenues for capital improvements other than harbor development What could be more natural, then, than to assume that the new Congressional action had removed any doubt concerning the city's title to the potential two billion? What question could there be that as a result of the decision Long Beach was about to enter upon an almost taxless municipal millennium?

Well, somewhere mayors are smiling, and somewhere councilmen shout, but there is no joy in Long Beach A surprise ruling of the state supreme court early last spring took away fifty per cent of the oil wealth and all of the accompanying dry-gas revenues And state legislators have been threatening to take what remains The state and Long Beach—happy, hand-holding partners when they trooped to Washington with the big oil companies to fight the Federal "grab"—are now glaring at each other over Long Beach newspaper headlines about the state "grab"

Long Beach officials and lobbyists with good memories have still further reason to be bitter when they ponder this year's curious events They cannot help recalling what might have been had they taken a different stand during the battle against the Federal "grab" Time and again they were informed that if Long Beach would abandon its well-financed battle in behalf of state ownership of the tidelands, its own gas and oil wealth would be protected Senator Joseph C O'Mahoney, the Wyoming Democrat who was then Chairman of the Senate Committee on Interior and Insular Affairs, publicly offered legislation exempting bays, harbors, inland waterways and similar areas from Federal claims At a public hearing in February, 1951, O'Mahoney specifically outlined how the Federal government could guarantee that Long Beach would have perpetual ownership of the oil wealth under its harbor floor Then he gently tossed out a suggestive and prophetic question

"You have no reason," he asked, "to apprehend that the State of California would attempt to exercise any authority that it does not now exercise with respect to the operation of lands that are clearly the property of Long Beach?"

No," flatly declared Irving Smith, then the city attorney of Long Beach

Smith is now dead, a suicide some time after he was turned out of office in one of the city's almost invariably oil-smeared elections, but a lot of others remember his answer well because it was their answer too at the time When asked why they turned down the Federal offer, their answers tend at first to be incoherent, making frequent use of the word "principle" As candor comes to the fore however it develops that the Long Beach spokesmen agreed with the major oil companies that it is always easier to strike an advantageous bargain with a state government than with the Federal government Certainly their experience prior to 1951 justified such an opinion

The State's Ingratitude

All this is not meant to indicate that Long Beach is now in a condition of dazed and repentant resignation The city's leaders feel that they have been done a great wrong that must somehow be righted The more sophisticated among them know

that the situation is bad but are united in the hope that some substantial portion of their oil and gas wealth can be salvaged through an early compromise with the state

The Long Beach sales brief has some persuasive points It begins with a statement of the state's ingratitude for the city's loyalty in the Federal-state dispute Documentary proof is offered, including a January, 1953, report of the state senate's interim committee on tidelands, which declares in part "Following a conference, the Long Beach Harbor Commission retained Washington public relations counsel and embarked on an extensive program for national dissemination of information which strengthened the position of the State immeasurably The committee has enjoyed the closest co-operation from Long Beach in connection with this program, and wishes to express appreciation to the farsighted leaders of that community who have done so much in this crucial battle"

From this claim on the state's gratitude, the Long Beach people proceed to argue that the state is now doing exactly what the state successfully contended the Federal government should not do In both cases, they declare, what is really involved is outright confiscation, however it may be disguised in legalisms Here is how Robert Irvin, director of the Long Beach Chamber of Commerce, put it to a legislative committee earlier this year

"It is said that history repeats itself Some of the events, charges and publicity that have surrounded AB 3762 [a 'take-everything-from-Long-Beach' measure that didn't pass the state legislature this year, but is still a very real threat] are strangely similar to those that surrounded Federal efforts to seize California's tidelands Both moves were prompted by the same thing—the desire to take control of vast tideland oil resources and huge quantities of money

"The Federal grab was promoted as being 'for the good of all the people' and so is AB 3762 California was mercilessly portrayed as a greedy selfish State and now Long Beach is suffering similar abuse Every emotional appeal conceivable was used to gain support for the Federal grab The same thing is being done now to help confiscate Long Beach's tideland revenues "

What Irvin did not go on to say is that Long Beach is fighting back with exactly the same scare techniques that California, Louisiana, and Texas used to persuade the rest of the states to join in their battle These three states with oil riches at stake argued that if the Federal government won, the precedent could and would be used to take over lands under inland waters, including immensely valuable port installations and portions of cities built on reclaimed lands The advocates of Federal ownership not only disavowed any intention of such wholesale land grabbing but offered legislation to prove that they meant it Such declarations of good faith did them no good Long Beach, having been a party to this successful maneuver remembered the lesson well It has now persuaded many California cities that if the state can effectively revoke its grant of the Long Beach harbor area, it may well be able to revoke a lot of other grants up and down the coast The advocates of state ownership are now making their disclaimers in turn hoping they will fare better than their Federal counterparts

But perhaps Long Beach's most telling argument is put in the form of a question If the state succeeds in doing what the Federal government failed to do, it asks, why shouldn't the Federal government take heart and try again? There are those outside Long Beach who share this fear No less a personage than Senator William F Knowland took time out from his duties as Senate Minority Leader last spring to wire a warning to the state legislature during a crucial moment in the debate on AB 3762 Endorsing the Long Beach theory, he observed, 'It would be a tragic paradox if our state were now to furnish the blueprint for a second Federal assault on our sovereignty"

Knowland was well aware that there are several Democratic Senators who would be delighted to make another effort to lay Federal hands on the rich offshore oil reserves Their proposal would probably be made in terms of Federal aid to schools or some similar project that would offset a possibility of achieving a working majority of Senators from the have-not states If the city-state dispute goes on long enough—and the city is in a position to prolong it in the courts almost interminably—those Democrats just might succeed in opening the whole Federal-state question again

Another thought that may have occurred to Knowland and other California political leaders of both parties is that Long Beach and its committed allies, including Los Angeles, can muster an important number of voters It is noteworthy that Attorney General Edmund G Brown, the state's No 1 Democrat, kept himself at some distance from the vanguard in the litigation that led to this spring's court ruling which first breached the Long Beach defenses He is now taking legal steps for compliance with the court ruling, but not even the hottest Long Beach partisan could accuse him of moving with dazzling speed in the matter

A Matter of Arithmetic

With these arguments and political forces working for Long Beach, how did it get into its present predicament? And why is the city less than an even bet to get out with a compromise at all satisfactory to its leaders?

There is the usual complex of reasons, some more important, some less, but all interestingly illustrative of what goes on behind the bipartisan scenery of California's theatrical politics

One can be put in the form of a simple exercise in arithmetic Long Beach pioneered some of the toughest oil leases in the world and has, for many years, been collecting an average of about sixty per cent of the net return from oil produced out of its properties Thus if Long Beach retains control of its offshore oil fields, it stands to realize at least sixty per cent of the income, the operating oil companies getting forty per cent or less Using the rought $2 billion estimate (a very conservative one) of the value of the Long Beach reserves, that means the city would get $1 2 billion, the oil companies $800 million Now the State of California, for reasons that have never been very vigorously examined in public, has been content with about twenty-five per cent of the net return in the leasing of its tidelands properties Even the other "proved" areas being opened up for exploitation elsewhere along the coast since the state won a clear title in 1953 are being leased on the same basis This means that about seventy-five per cent goes to the oil companies

If we apply those percentages to the $2 billion again, it looks as if the State of California would get $500 million and the oil companies $1 5 billion The situation is, of course, not quite that simple No situation involving oil ever is There are existing Long Beach leases on some of the reserves which the state would presumably honor But all new leases would be under state regulations and percentages And when the old Long Beach leases run out, the oil industry would at long last be rid of the onerous Long Beach percentages that have cost them dear when cited at lease-bargaining tables around the globe It hardly seems necessary to suggest whom most of the oil companies would prefer as landlord in the Long Beach harbor

Oil-industry preference is at least as important in California's government as it is in Washington Translated, this means that the oil industry's wishes are often controlling The only explanation offered for the state's lower revenue percentages is that the state has always believed in encouraging private enterprise to the nth degree Certain provisions in the leasing laws would seem to indicate further that the state has a curious preference for encouraging private enterprise that is already well heeled

A comparison of the Long Beach and state bidding systems illustrates this point The Long Beach lease bid requires only that interested parties specify what percentage of revenue will be paid to the city in royalties if drilling on the property involved is successful In some instances the resulting royalties to Long Beach have gone above eighty-five per cent The state takes a very different approach, setting one sliding scale of royalties for all bidders by law The only competitive factor in state bidding is a so-called bonus, and the bidder offering the highest bonus gets the lease It no oil is found on the property thus leased the bidder is out the amount of the bonus anyway If, however, oil is found, he need pay only the state's modest royalty scale, ranging upward from 16⅔ per cent depending on the volume of production And the producer, not the state, makes all decisions about the volume of production

Under bonus bidding the wildcatters and small independents, who would be happy to pay large royalties, lose out before a well is ever drilled They just cannot afford to meet the bonus bids of the titans, subsidiaries of titans, and combinations of subsidiaries of titans The last leases issued by the state, covering a "proved" area of 3 282 acres off Huntington Beach brought total cash bonuses of $5 183 842—too much for the small operators For the big oil companies the situation is very different Even if they should realize nothing from these bonus payments—and that is not likely—they would be able to absorb the loss without undue suffering by dipping into their profits from producing wells on other state-owned lands, profits made ample by the state's low royalty demands

Allen Wants All of It

There are other strong forces working against the city California like almost all other states, is chronically in need of money It isn't running at a deficit, but it is having a tough time financing much-needed long-term improvement programs The principal reason, of course, is that California more than any other state keeps growing out of everything from schools to water supply at a fantastic rate Its population is now 12,500,000 about 3 000,000 more than it was at the end of the Second World War, and it is still spurting upward Long Beach wants money for recreational facilities, but the state wants money for necessities It is natural then that the state should look longingly in the direction of Long Beach

There is even more at stake than $2 billion in the future there is a lot of hard cash on hand right now, royalties that were first impounded in 1947 during the Federal-state controversy and are continuing to pile up until the state supreme court's ruling can be applied to their distribution Assemblyman Bruce R Allen a tart-tongued San Jose Republican who has been the principal legislative spokesman for those who want to take over the Long Beach treasure *in toto* estimates that there is about $200 million available immediately Of that, he figures $130 million is already due the state as a result of the court ruling The other $70 million he proposes to take by legislation, refunding perhaps a few million for harbor purposes

The total amount to be thus acquired by the state, he argues, is enough for a down payment on construction of a comprehensive state water program. California's most urgent need.

Allen's idea has gotten plenty of support from every thirsty part of a thirsty state. It also has strong appeal for those who want early state action in order to keep future Federal water and power development to a minimum in California. There are, of course, many other forces of widely varying importance that are indifferent to the legal issues in the Long Beach affair but favor the Allen position as the only one that could conceivably better the prospects for financing their pet projects. With that much more money available, they figure schools, prisons, state institutions, child-care centers, beaches, parks, old-age assistance, harbors and a lot of less worthy governmental whatnots may benefit. There are always taxpayer groups to consider, too.

Surprisingly, however, the most vocal support for the Allen position to date has come from a party with a very different kind of interest in the affairs of Long Beach. After months of secrecy and mystery, it was disclosed in October that Allen's "public relations" assistance was being financed by the Southern California Gas Company. Through subsidy of a new organization bearing the wonderfully meaningless title of the California Tidelands Protective Association, S C G not only contributed to a "write your legislator" campaign in behalf of the Allen bill but even provided the material used in its drafting. The Association was also deeply involved in the astute legal maneuvering that culminated in the all-important state supreme court ruling last spring.

Southern California Gas had reasoned that if Long Beach lost all its oil and gas revenues, its heretofore attractively low tax and gas rates would shoot up. The mushrooming adjacent population areas, now served by Southern California Gas, would resist annexation by the city and thereby "save" both company customers and company facilities that might otherwise be taken over by the municipal system of Long Beach in the process of annexation. The Long Beach papers are now engaged in using this disclosure by S C G—forced by the newspapers themselves, incidentally—in a bristling counter-campaign to discredit the Allen bill.

An Expensive Lesson

While this manipulating of public opinion has been producing most of the noise recently, the basic legal situation has remained unchanged. The state supreme court's ruling against Long Beach is now back before the lower courts for execution. The state attorney general has intervened in order to protect the funds due the state under the ruling, and the city continues to jockey for legal position, holding in readiness a number of legal delaying actions to be used when and if necessary. A legislative interim committee is studying the situation to see whether it should approve Allen's proposal or something like it at the 1965 session. And Long Beach leaders are busy trying to reach a compromise among themselves about what compromise they should attempt to work out with the state.

What the end will be, and when and how it will come, the available facts do not reveal. Nor do they add up to a good old-fashioned resounding moral. At best they offer a slightly used irony which the citizens of Long Beach may not find worth a $2-billion price tag.

ANNOUNCEMENTS OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

Today at 2 p m —

Ways and Means (Crown, Chairman), in Room 4202 for the purpose of receiving the report of Subcommittee 4(b) and of hearing Assembly Bill No. 27.

At 3 p m —

Education (Garrigus, Chairman), in Room 5168 for the purpose of continuing the hearing on Assembly Bill No. 46.

ADJOURNMENT

At 11:58 a.m., on motion of Mr. Waldie, the Speaker pro Tempore declared the Assembly adjourned until 10:30 a.m., Tuesday, March 17, 1964.

CARLOS BEE, Speaker pro Tempore.

ANABEL WHANG, Minute Clerk.

CALIFORNIA LEGISLATURE

1964 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

SIXTEENTH LEGISLATIVE DAY

TWENTY-FIFTH CALENDAR DAY

IN ASSEMBLY

Assembly Chamber
Tuesday, March 17, 1964

The Assembly met at 12 25 p m
Hon Carlos Bee, Speaker pro Tempore of the Assembly, presiding
Chief Clerk James D Driscoll at the Desk
Assistant Clerk Malcolm MacIntyre reading

ROLL CALL

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

Allen, Alquist, Ashcraft, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Cariell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Marks, McMillan, Meyers, Milias, Mills, Monagan, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Song, Soto, Stanton, Stevens, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Wilson, Winton, Young, Zberg, Zenovich, and Mr Speaker—72

Quorum present

PRAYER

The following prayer was offered by the Chaplain, Rev Robert R Ferguson

Eternal God, At the outset of this day, the day of St Patrick, in this moment of prayer, may we look inward As Christ said, how can we take the splinter out of the eye of another if we have a plank in our own

May we look upward As an artist said, "If I get my sky into my picture the rest falls into its rightful relation" Thou art the sky and the ground of our being, may we look to Thee

May we look outward Thou hast created us not for solitude, but for community May our brothers come within the scope and horizon of our concerns, for only as we bear one another's burdens, do we fulfill Thy law

In our Master's Name—AMEN

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Bee, Mr Foran then led the Assembly in the pledge of allegiance to the Flag

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Mr Waldie, seconded by Mr Dills

LEAVES OF ABSENCE FOR THE DAY

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

Mr Ryan, on motion of Mr Waldie

Mr Moreno, on motion of Mr Waldie

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

Mr Badham, on motion of Mr Conrad

Mr Thelin, on motion of Mr Conrad

Mr Dymally, on motion of Mr Waldie

Mr Lanterman, on motion of Mr Conrad

REQUEST FOR UNANIMOUS CONSENT TO WITHDRAW ASSEMBLY BILL NO. 38 FROM COMMITTEE

Mr Z'berg was granted unanimous consent that Assembly Bill No 38 be withdrawn from the Committee on Natural Resources, Planning, and Public Works for purpose of amendment, and that the bill be re-referred to the Committee on Natural Resources, Planning, and Public Works

CONSIDERATION OF ASSEMBLY BILL NO 38

Assembly Bill No 38—An act to repeal Chapter 2 (commencing with Section 5200) of and to add Chapter 2 (commencing with Section 5200) to, Division 3 of the Business and Professions Code, relating to the restriction, regulation, control, and licensing of outdoor advertising

Bill read second time

Motion to Amend

Mr Z'berg moved the adoption of the following amendments

Amendment No. 1

On page 3, line 10, of the printed bill, strike out 'the advertising or in-', strike out line 11, and in line 12, strike out 'viewed primarily', and insert 'which is visible'

Amendment No. 2

On page 6, line 14, after the period, strike out 'The', and insert

Except as to the director and the members first appointed to the commission, all members of the commission shall be appointed for a term of four years Each member shall hold office until the appointment and qualification of his successor or until six months shall have elapsed since the expiration of the term for which he was appointed, whichever first occurs The Governor shall designate the terms of the members of the commission first appointed so that they expire as follows four members two years from the date of appointment, five members, four years from the date of appointment

The"

Amendment No. 3

On page 6, line 15, strike out 'three times a year", and insert 'once every three months'

Amendment No. 4

On page 6, between lines 17 and 18 insert

"Article 5 Regulations

5225 No outdoor advertising shall be placed in any of the following locations or positions or under any of the following conditions or if it is of the following nature

(a) If simulating or imitating any directional, warning danger or information sign permitted under the provisions of this chapter, or if likely to be mistaken for any such permitted sign, or if intended or likely to be construed as giving warning to traffic, such as by the use of the words "stop" or "slow down"

(b) If within any stream or drainage channel or below the floodwater level of any stream or drainage channel where the advertising display might be deluged by floodwaters and swept under any highway structure crossing the stream or drainage channel or against the supports of the highway structure

(c) If not maintained in safe condition

(d) If displaying any red or blinking or intermittent light likely to be mistaken for a warning or danger signal

(e) If any illumination thereon shall be of such brilliance and so positioned as to blind or dazzle the vision of travelers on adjacent highways

5226 No outdoor advertising shall be placed in any of the following locations or positions, or under any of the following conditions, or if the outdoor advertising is of the following nature

(a) If within a distance of 300 feet from the point of intersection of interstate or state highway or of interstate or state highway and railroad right-of-way lines, except that this does not prevent the placing of outdoor advertising on that side of an intercepted interstate or state highway that is opposite the point of interception But in case any permanent building, structure or other object prevents any traveler on any such highway from obtaining a clear view of approaching vehicles for a distance of 300 feet, then outdoor advertising may be placed on such buildings, structure or other object if such outdoor advertising will not further obstruct the vision of those approaching the intersection or interception, or if any such outdoor advertising does not project more than one foot therefrom

(b) If placed in such a manner as to prevent any traveler on any interstate or state highway from obtaining a clear view of approaching vehicles for a distance of 500 feet along such highway

5227 No outdoor advertising shall be placed unless it is built to withstand a wind pressure of 20 pounds per square foot of exposed surface Any outdoor advertising not conforming to this section shall be removed as provided in Sections 5233 and 5234

5228 No person shall display or cause or permit to be displayed upon any outdoor advertising, any statements or words of an obscene, indecent or immoral character, or any picture or illustration of any human figure in such detail as to offend public morals or decency, or any other matter or thing of an obscene, indecent or immoral character'

Amendment No 5

On page 6, line 18 strike out "5", and insert "6"

Amendment No. 6

On page 6 line 21, strike out "Sections 5216 5217 and 5218", and insert 'subdivision (b) of Section 5216 and subdivision (c) of Section 5217'

Amendment No. 7

On page 7, line 14, strike out ' (except city)'

Amendment No. 8

On page 7, line 20, strike out "(except city)'

Amendment No. 9

On page 8, line 11, strike out "any", and insert "the"

Amendment No. 10

On page 8, line 12, strike out "under this chapter"

Amendment No 11

On page 8, between lines 12 and 13 in ert

"5237 Any person, firm, association or corporation whether public, municipal, or private, aggrieved by any order of the commission or the director may, within 30 days after the adoption of such order, file an application for a writ of mandate to inquire into the validity of the order in the superior court in and for the county in which the affected outdoor advertising is located'

Amendment No. 12

On page 8, line 14, strike out '6", and insert '7"

Amendment No. 13

On page 9, line 44, strike out '7", and insert '8'

Amendment No. 14

On page 10, line 20, strike out '8", and insert '9"

Amendment No. 15

On page 10, line 22, strike out "item of outdoor advertising", and insert "sign or other device subject to the provisions of this chapter"

Amendment No. 16

On page 10, line 25, strike out "item of outdoor advertising", and insert "sign or other device"

Amendment No. 17

On page 11, line 24, strike out "9", and insert "10"

Amendment No 18

On page 11, line 33, strike out "and", and insert "with respect to the matters provided for by, and not inconsistent with, this chapter, and may"

Amendments read, and adopted

Bill ordered reprinted, engrossed, and to be re-referred to the Committee on Natural Resources, Planning, and Public Works

ANNOUNCEMENTS

Speaker pro Tempore Bee announced that any Members who wish to donate the produce which has been delivered to their offices to the Sacramento Children's Home may contact the Sergeant at Arms and arrange to have the produce delivered to the Sacramento Children's Home.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Mr Elliott was granted unanimous consent that the following opinion of the Legislative Counsel be printed in the Journal

OPINION OF LEGISLATIVE COUNSEL

State of California
Office of Legislative Counsel
Sacramento, March 10, 1964

Hon Edward E Elliott
Assembly Chamber

Schools—Recreation Personnel—No. 3203

Question

Dear Mr Elliott You ask if a bill to permit the proceeds of the school district tax levied pursuant to Education Code Section 20801 for community recreation and civic center purposes to be used to pay salaries of recreation personnel assigned to supervise pupils at noontime may be considered at the current special session

Opinion

Yes

Analysis

The proposed bill would permit the proceeds of the school district tax levied pursuant to Education Code Section 20801 to produce the expenditures of a school district for community recreation and civic center purposes, as proposed in the school district budget for the year, to be used for the payment of salaries of recreation personnel assigned to supervise pupils at noontime

Under the provisions of Section 9 of Article V of the California Constitution, the Governor may convene the Legislature by proclamation, stating the purposes for which he has called the Legislature into session That section (Art V, Sec 9) further provides, in part, that

> " 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 "

In *Martin* v *Riley* (1942), 20 Cal 2d 28, 30, the California Supreme Court considered the effect of the above consitutional provision and 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 [citations] 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 [citation] Any matter of restriction or limitation becomes advisory or recommendatory only and not binding on the Legislature "

In view of the rule expressed in the *Martin* case, consideration of legislation cannot be precluded by the Governor's proclamation if that legislation relates to the same subject as the item specified in the proclamation As stated in the *Martin* case, the designation of the subject opens for legislative consideration matters relating to, germane to and having a natural connection with the subject proper

Item 32 authorizes the Legislature "To consider and act upon legislation relative to the approval of positions, salaries and other budgetary matters of local school districts by the County Superintendent of Education " In our opinion this item permits consideration by the Legislature of any bill relating to budgetary matters of local schools or which is germane to or has a natural connection with this subject

The expenditure of funds available to a school district is controlled by a school district budget adopted pursuant to law Under the existing law, Section 20801 of the Education Code authorizes a school district to levy an override tax to raise the amount of proposed expenditures as shown in the school district budget, for the community recreation and civic center functions imposed on school districts under the Education Code (Secs 16551 et seq , and 16651, et seq) Under the existing law there is apparently some doubt as to whether a school district may use part of the proceeds of the override tax to pay the salary of community recreation personnel who are employed by the district under the community recreation provisions and who are paid from the proceeds of the override tax when such employees are assigned to supervise school pupils on the school grounds during the lunch hour in order to relieve teachers of this duty

In our opinion legislation authorizing the expenditure of the proceeds of the override tax authorized in Education Code Section 20801

for the payment of the salary of community recreation employees while such employees are assigned to supervise school pupils during the noon hours is germane to the subject of "positions, salaries, and other budgetary matters" of school districts Hence such legislation may be considered under Item 32

Very truly yours,

A C MORRISON, Legislative Counsel
By Barbara Cochrane Calais, Deputy

RESOLUTIONS

The following resolutions were offered

By Assemblymen Veysey, Donovan, and Ashcraft·

House Resolution No 60

Relative to the safety afforded aqualung users

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is requested to assign to an appropriate interim committee for study the subject of the safety afforded aqualung users, including, but not limited to, the need for licensing dealers of aqualungs and the servicemen thereof, and the need for standardizing color schemes or the threading of supply tank valves or both, and to direct such committee to report thereon to the Assembly not later than the fifth legislative day of the 1965 Regular Session of the Legislature

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Veysey.

House Resolution No. 61

Relative to the death of Earl Jack

WHEREAS, The Members of the Assembly were saddened to learn of the death of Earl Jack, pioneer produce man of Brawley on January 22, 1964, and

WHEREAS, Earl Jack was born on June 24, 1891, in Rockwell City, Iowa, and came to Imperial County in 1914, and

WHEREAS, He served in the 363rd Unit of the 91st Division, American Expeditionary Forces in World War I and was wounded in action overseas, receiving the Purple Heart decoration, and

WHEREAS, Earl Jack was a member of Brawley Post No 60, American Legion, Brawley Lodge No 1420 of the Benevolent and Protective Order of Elks, a member of the First Presbyterian Church of Brawley, President of the Del Rio Country Club in 1950 and 1951 and has served as President of the Brawley Produce Men's Club, and

WHEREAS, He served his community for 14 years, from 1938 to 1952, as a trustee of the Brawley School District, during which period he responded with effective leadership to the challenge of the total destruction of the school plant in in earthquake in Brawley in 1940, and

WHEREAS, He pioneered many innovations in the produce growing, packing, and shipping industry in Imperial Valley and with his brothers, Alvin and Clyde, and Alex McBurney, founded the firm of Jack Brothers & McBurney, Inc and served as a Director of Western Growers Association from 1948 to 1952, and

WHEREAS, He served as Chairman of the Advisory Committee of the Southwest Irrigation Field Station, U S Department of Agriculture, and was largely responsible for the purchase of the land and establishment of this station in Imperial Valley, and

WHEREAS, His passing from this life is profoundly regretted, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly extend condolences and sympathy to Mrs Carol Jack, his widow, and to their son Neal Jack, and his wife, Virgene, and children, Barbara Neal, Stephen Virgil, Betty Alexa and Alex Carnahan, and their daughter, Eunice Fleming, and her husband, Jack Fleming, and children, Lawrence Earl, Jacqueline, Robert, and Carolyn, and to the sister of Mr Jack, Mrs H P Warren, and grant due recogni-

tion to the achievement and contribution in community service of Earl Jack, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit suitably prepared copies of this resolution to Mrs Carol Jael, Mrs H P Warren, Mr and Mrs Neal Jack, and Mr and Mrs Jack Fleming

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following bills were introduced, and read the first time

Assembly Bill No. 122. By Assemblyman Thomas—An act to add Section 20930 7 to the Government Code, relating to state employees' retirement

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 123: By Assemblyman Burgener—An act to amend Section 19783 of the Education Code, relating to state school building aid

Held at desk by order of the Speaker pro Tempore

Assembly Bill No 124: By Assemblyman Chapel—An act to repeal Section 19620 of, and to add Section 19620 1 to the Business and Professions Code, relating to horse racing

Held at desk by order of the Speaker pro Tempore

Assembly Bill No 125: By Assemblymen Petris, Bee, and Crown—An act to add Section 25411 6 to the Education Code, relating to junior college district elections

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 126: By Assemblymen Foran and Henson—An act making an appropriation for the compensation of certain academic employees of the State, to take effect immediately

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 127: By Assemblyman Bagley—An act to amend Sections 13315, 13988, 14501, 14515, 14531, 14552, 14574, 14771, 14772, 14773, 14773 5, and 16504 of the Revenue and Taxation Code, to amend Sections 605, 609, 609 5 and 1174 of the Probate Code, and to add Section 18595 to the Government Code, relating to probate and inheritance tax appraisers

Held at desk by order of the Speaker pro Tempore

Assembly Bill No 128: By Assemblyman Elliott—An act to amend Section 20801 of the Education Code, relating to school district taxation declaring the urgency thereof to take effect immediately

Held at desk by order of the Speaker pro Tempore

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

Assembly Chamber, March 17, 1964

Mr Speaker Your Committee on Ways and Means reports
Assembly Bill No 27
With the recommendation Do pass

CROWN, Chairman

Above bill ordered to second reading

Committee on Judiciary

Assembly Chamber, March 17, 1964

Mr Speaker Your Committee on Judiciary reports
Assembly Bill No 26
Assembly Bill No 82
With the recommendation Do pass

WILLSON, Chairman

Above bills ordered to second reading

Assembly Chamber, March 17, 1964

Mr Speaker Your Committee on Judiciary reports
Assembly Bill No 72
With amendments with the recommendation Amend, and do pass, as amended

WILLSON, Chairman

Above bill ordered to second reading

Committee on Rules

Assembly Chamber, March 17, 1964

Mr Speaker Your Committee on Rules reports
House Resolution No 53
House Resolution No. 54
With the recommendation Be adopted
Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolutions be placed on the Consent Calendar

BANE, Chairman

Above resolutions ordered on file

Assembly Chamber, March 17, 1964

Mr Speaker Your Committee on Rules reports
House Resolution No 50
With the recommendation That the resolution be retained in committee, and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study

BANE, Chairman

Subject matter of the above resolution referred to the Committee on Rules

Assembly Chamber, March 17, 1964

Mr Speaker Your Committee on Rules reports
House Resolution No 47
With amendments with the recommendation Be amended, and that the resolution, as amended, be returned to the committee, and the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, March 17, 1964

Mr Speaker Your Committee on Rules reports
House Resolution No 52
With amendments with the recommendation Amend, and be adopted, as amended

BANE, Chairman

Above resolution ordered on file

Committee on Judiciary

Assembly Chamber, March 17, 1964

Mr Speaker Your Committee on Judiciary reports
Assembly Bill No 81
With amendments with the recommendation Amend, and do pass, as amended

WILLSON, Chairman

Above bill ordered to second reading

Committee on Engrossment and Enrollment

Assembly Chamber, March 17, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined
Assembly Concurrent Resolution No 4
And reports the same correctly engrossed

POWERS, Chairman

Above resolution ordered to the Consent Calendar

Assembly Chamber, March 16, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined
Assembly Bill No 22
And reports the same correctly engrossed

POWERS, Chairman

Above bill ordered to third reading

Assembly Chamber, March 17, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined
Assembly Bill No 2
Assembly Bill No 49
And reports the same correctly re-engrossed

POWERS, Chairman

Above bills re-referred to committees

Assembly Chamber, March 17, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined

Assembly Bill No 7	Assembly Bill No 74
Assembly Bill No 8	Assembly Bill No 106

And reports the same correctly engrossed

POWERS, Chairman

Above bills re-referred to committees

REFERENCE OF BILLS TO COMMITTEE

Speaker pro Tempore Bee announced that Speaker Unruh has referred the following bills to the following committees

Senate Bill No	*Committee*
20	Water
21	Water
22	Water
38	Education

Assembly Bill No	*Committee*
118	Education
119	Agriculture
120	Education
121	Judiciary

MESSAGES FROM THE SENATE

Senate Chamber, March 16, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day passed

Senate Bill No 10
Senate Bill No 19
Senate Bill No 28

J A BEEK, Secretary of the Senate
By Tom Kane, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time

Senate Bill No. 10—An act to add Section 25450 30 to the Education Code, relating to junior colleges, declaring the urgency thereof, to take effect immediately

Referred by the Speaker pro Tempore to the Committee on Education

Senate Bill No. 19—An act to amend Sections 671, 873, 20102, and 20401 of, to amend the heading of Chapter 2 (commencing with Section 20400) of Division 15 of, to repeal Section 871 of, and to add Sections 20107, and 20402 1 to, the Education Code, relating to the public school system, declaring the urgency thereof, to take effect immediately.

Referred by the Speaker pro Tempore to the Committee on Education

Senate Bill No. 28—An act to convey certain tide and submerged lands situated in Solano County, to the City of Benicia, in furtherance of navigation, commerce, and fisheries upon certain trusts and conditions and providing for the government, management, use, and control thereof

Referred by the Speaker pro Tempore to the Committee on Public Utilities and Corporations

APPROVAL OF JOURNALS

On motion of Mr Waldie, the Assembly Daily Journals for Monday, March 9, 1964, Tuesday, March 10, 1964, Wednesday, March 11, 1964, and Thursday, March 12, 1964, were approved, as corrected by the Minute Clerk

ANNOUNCEMENTS OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings

Today at 2 30 p m —

Ways and Means (Crown, Chairman), in Room 4202 for the purpose of taking the final vote on the Budget Bill

ADJOURNMENT

At 12 34 p m , on motion of Mr Waldie, the Speaker pro Tempore declared the Assembly adjourned until 10 30 a m , Wednesday, March 18, 1964

JESSE M UNRUH, Speaker

ANABEL WHANG, Minute Clerk

CALIFORNIA LEGISLATURE

1964 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

SEVENTEENTH LEGISLATIVE DAY

TWENTY-SIXTH CALENDAR DAY

IN ASSEMBLY

Assembly Chamber
Wednesday, March 18, 1964

The Assembly met at 10 43 a m
Hon Jesse M Unruh, Speaker of the Assembly, presiding
Chief Clerk James D Driscoll at the Desk
Assistant Clerk Malcolm MacIntyre reading

ROLL CALL

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

Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Cases, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Mulford, Pattee, Pettis, Porter, Powers, Quimby, Ryan, Song, Stanton, Stevens, Thelin, Thomas, Veneman, Vessey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—73

Quorum present

PRAYER

The following prayer was offered by the Chaplain, Rev Robert R Ferguson

"*O God our help in ages past*, Our hopes for years to come, our shelter from the stormy blast and our eternal home" Guide us this day in our deliberations As we face delicate problems and explosive situations, may we not look upon these with detachment, but see our own personal involvement in helping to create some of the problems we are trying to solve

May we not have the naiveté of Pilate who ceremoniously washed his hands of responsibility We confess our own part in allowing some of these problems to exist and thus give us added incentive in seeking a solution

We pray in His name —AMEN

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker Unruh, Mr Booth then led the Assembly in the pledge of allegiance to the Flag

Minority Floor Leader Presiding

At 10 45 a m , Hon Charles J Conrad, 57th District, presiding

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Mr Waldie, seconded by Mr McMillan

LEAVES OF ABSENCE FOR THE DAY

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

Mr Moreno, on motion of Mr Waldie

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

Mr Bee, on motion of Mr Waldie
Mr Monagan, on request of Mr Conrad
Mr Soto, on motion of Mr Waldie

COMMUNICATIONS

The following communication was presented by the Speaker and ordered printed in the Journal

OPINION OF LEGISLATIVE COUNSEL

State of California
Office of Legislative Counsel
Sacramento, March 17, 1964

Honorable Jesse M Unruh
Assembly Chamber

Dear Mr Unruh In accordance with your request, we have reviewed Assembly Bill No 124 of the 1964 First Extraordinary Session, relating to the deposit of horse racing funds in the Fair and Exposition Fund, to determine whether it comes within the scope of the Governor's Proclamation

It is our opinion that the bill does not come within the scope of the proclamation

Very truly yours,

A C MORRISON, Legislative Counsel
By Stanley M Lourimore, Deputy

Two copies to Honorable Charles Edward Chapel, pursuant to Joint Rule 34

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following bills were introduced, and read the first time

Assembly Bill No. 129: By Assemblyman McMillan—An act to amend Section 702 of the Military and Veterans Code, relating to expenses of the Department of Veterans Affairs

Held at desk by order of the Minority Floor Leader

Assembly Concurrent Resolution No. 14: By Assemblyman Thomas—Relative to making additional funds available to the Legislative Audit Committee

Referred by the Minority Floor Leader to the Committee on Rules

bership in many social, professional, and human relations organizations and serving as trustee of the Wesley Methodist Church, and

WHEREAS, Among the many honors he has received is the Distinguished Alumnus Award from Howard University, received in 1962, and the Distinguished Citizen Award from the County Conference on Community Relations, received in 1963; and

WHEREAS, Dr Hudson is the father of six children, the oldest of whom was killed in action in the service of our country during World War II at the Normandy Invasion; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members thereof hereby commend and congratulate Dr H Claude Hudson, D D S, upon the outstanding service he has rendered to the public for over one-half of a century, for his dedication to the principles of equality and freedom, and for his significant contributions to the betterment of this nation in the field of civil rights and liberties, 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 Dr H Claude Hudson, D D S

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

By Assemblymen McMillan, Cusanovich, Gonsalves, Johnson, Kennick, Pattee, Powers, Rumford, Song, Stevens, Thelin, Warren, and Williamson.

House Resolution No. 62

Relative to cigarette vending machine sales to minors under 18

WHEREAS, It appears that minors under 18 years of age may easily purchase cigarettes through cigarette vending machines; and

WHEREAS, These vending machines are in numerous public places, among others, railroad and bus depots, coffee shops, and bowling alleys; and

WHEREAS, These vending machines are displayed so as to entice children into the purchases of cigarettes, now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is requested to assign to an appropriate interim committee for study the subject of cigarette sales through vending machines to minors under 18 and to direct such committee to report thereon to the Assembly not later than the 10th legislative day of the 1965 Regular Session of the Legislature.

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Mulford:

House Resolution No. 63

Relative to commending Jerd F Sullivan, Jr.

WHEREAS, Jerd F. Sullivan, Jr., completed a six-year term of appointment as a regent of the University of California on March 1, 1964, contributing to the fiscal administration of higher education the experience gained during forty-five years of banking, and serving most effectively on the committees on Audit, Endowments, Medical and Health Sciences, Grounds and Buildings, and Finance, and

WHEREAS, This public service culminated a long history of service in the civic affairs of the San Francisco Bay Area, embellishing a life of personal achievement which Mr. Sullivan began in 1919 as a runner for the Crocker Bank, and carried steadily forward to the presidency of the Crocker First National Bank, director and executive committee member of the Crocker-Anglo Bank, and director of a number of other companies and corporations; now, therefore, be it

Resolved by the Assembly of the State of California, That its Members extend their appreciation in behalf of all of the people of the State of California to Jerd F Sullivan, Jr for his public service; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to Jerd F Sullivan, Jr

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

By Assemblyman Mulford:

House Resolution No. 64

Relative to commending Mr Gerald H Hagar

WHEREAS, Gerald H Hagar completed his term as a Regent of the University of California on March 1, 1964, after thirteen years of service which included membership on the committees on Agriculture and Finance, and the chairmanship of the Committee on Atomic Energy Commission Projects, as well as chairmanship of the Board of Regents since July 1, 1962, and

WHEREAS, Mr Hagar, an alumnus of the University of California, and a past councillor of the California Alumni Association, was most active in supporting the Master Plan for Higher Education in California, serving as Chairman of the Committee on Liaison of the Regents of the University and the State Board of Education which directed the master plan studies, and subsequently as a member of the Coordinating Council for Higher Education, and

WHEREAS, Mr Hagar, has earned a most enviable reputation as an attorney during 44 years of active practice, as evidenced by election to the boards of a half-dozen business companies and corporations, membership on the California Code Commission and chairmanship of that body, and election to the presidency of both the Alameda County Bar Association and the California State Bar, and has further given of his time and energies as a Trustee of Mills College, and

WHEREAS, In his lifetime of professional and public service Gerald H Hagar brought to every task a discriminating sense of values, the possession of which was early indicated by his decision to be born in California on June 18, 1892, and by his choice of Ella Barrows as a partner in marriage, now, therefore, be it

Resolved by the Assembly of the State of California, That Gerald H Hagar is publicly commended for the high quality and extraordinary extent of the public service that he has rendered to the people of the State of California and to higher education; 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 Hagar

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

ANNOUNCEMENTS

Speaker pro Tempore Bee announced that it is planned that the Assembly will not be in session on Friday, March 13, 1964

ADJOURNMENT

At 11 33 a m, on motion of Mr Conrad, the Speaker pro Tempore declared the Assembly adjourned until 11 a.m, Thursday, March 12, 1964

JESSE M. UNRUH, Speaker

ANABEL WHANG, Minute Clerk

of some other public or private agency, and to direct such committee to report to the Assembly its findings and any recommendations it may have not later than the fifth legislative day of the 1965 Regular Session of the Legislature

Resolution read, and referred by the Minority Floor Leader to the Committee on Rules.

By Assemblyman Quimby.

House Resolution No 67

Relative to commending the Atchison, Topeka and Santa Fe Railroad

WHEREAS, It has come to the attention of the Members of this Assembly that the Santa Fe Railroad has produced a 16 millimeter, color, sound film, running 28½ minutes, on the State of California, and

WHEREAS, All who have seen this remarkable film agree that it captures the special uniqueness and glamour of our beloved Golden State, and

WHEREAS, The film not only explores California's rich historical background, but also tells the story of modern California, from the bigness of Los Angeles to the uniqueness of San Francisco, from the playground of Disneyland to the beauty of Yosemite and the stately Giant Sequoias, and

WHEREAS, The film has been made available on a free-loan basis for showing to schools, fraternal and civic organizations, churches and other groups, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly commend the Santa Fe Railroad for its development of this outstanding film which so vividly captures the pulse of California and for its generosity in making the film available free to various organizations, and be it further

Resolved, That the Chief Clerk of the Assembly shall transmit a suitably prepared copy of this resolution to Mr Ernest S Marsh, President of the Atchison, Topeka and Santa Fe

Resolution read, and referred by the Minority Floor Leader to the Committee on Rules

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

The following bills were introduced, and read the first time

Assembly Bill No. 130: By Assemblyman Conrad—An act to provide for meeting the building needs of state colleges, junior colleges, and the University of California, 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, making an appropriation therefor, and providing for the submission of the measure to the people at a special election to be consolidated with the 1964 direct primary election

Held at desk by order of the Minority Floor Leader

Assembly Bill No. 131. By Assemblyman Conrad—An act to add Chapter 15 6 (commencing with Section 19911) to Division 14 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, appropriating money for the purpose of carrying out this chapter, and providing for the submission of the measure to the people at a special election to be consolidated with the 1964 direct primary election

Held at desk by order of the Minority Floor Leader

RESOLUTIONS

The following resolution was offered

By Assemblymen Veysey and Cologne

House Resolution No 68

Relative to the Ben Hulse Highway

WHEREAS, The dedication of the Ben Hulse Highway, between Blythe and Brawley, will take place on March 21, 1964, and

WHEREAS The Ben Hulse Highway will contribute materially to the growth and economy of both the Imperial and Palo Verde Valleys and

WHEREAS, This highway will open up vast areas for farming and recreation and will facilitate communication travel and trade between Imperial and Riverside Counties, and

WHEREAS, Senator Ben Hulse, who saw the manifold advantages of having such a highway linking the two counties, became the motivating force behind its development, and

WHEREAS, He was ably assisted by many interested and dedicated residents of Imperial County, among them the late Hugh Osborne and Fred Hix, retiring Imperial County Supervisor Si Carey, former Assemblymen Leverette D House and J Ward Casey, Imperial County Supervisors Neil Fifield and Ray Langley, Walter Schmidt of the California State Chamber of Commerce, C W Welker, Fern L Young Dave Pierson, and Howard Meyer, and E Ted Kint and Sherman Smith of the Brawley Chamber of Commerce, and Rose Spencer and Stell Anderson of the Palo Verde Improvement Association, and

WHEREAS They were joined in this interest and dedication by residents of Riverside County, among them Horace Miller Grady Setzler Warren Hemphill Carlos Mayflower, Bill Buckelew and Earle Shackelford President of the Blythe Chamber of Commerce, formerly the Palo Verde Valley Chamber of Commerce, and

WHEREAS, They were encouraged and assisted by the efforts of State Senator Randolph Collier State Highway Commissioner Roger Woolley, J C Womack and Jacob Dekema of the California Division of Highways, and

WHEREAS, The Highway was named after Senator Ben Hulse in recognition of his contribution to the development of this vital link between Riverside and Imperial Counties, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly commend the above mentioned persons and the Chambers of Commerce of Brawley and Blythe for their foresight and contribution to the construction of this vital highway, and be it further

Resolved, That the Chief Clerk of the Assembly forward suitably prepared copies of this resolution to Mrs Laura Hulse, the Chambers of Commerce of Brawley and Blythe, the Palo Verde Improvement Association, and to each of the above mentioned persons

Request for Unanimous Consent

Mr Veysey was granted unanimous consent to take up House Resolution No 68 without reference to committee or file

Resolution read, and adopted unanimously

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, March 18, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Bill No 38

And reports the same correctly engrossed

POWERS, Chairman

Above bill re-referred to the Committee on Natural Resources, Planning, and Public Works

Committee on Public Utilities and Corporations

Assembly Chamber, March 17, 1964

Mr Speaker Your Committee on Public Utilities and Corporations reports Assembly Bill No 57

With amendments with the recommendation Amend, and do pass, as amended

KENNICK, Chairman

Above bill ordered to second reading

Committee on Transportation and Committee

Assembly Chamber, March 17, 1964

Mr Speaker Your Committee on Transportation and Commerce reports
Assembly Bill No 79
With amendments with the recommendation Amend, and do pass, as amended
CARRELL, Chairman

Above bill ordered to second reading

Committee on Municipal and County Government

Assembly Chamber, March 16, 1964

Mr Speaker Your Committee on Municipal and County Government reports
Assembly Bill No 14
Assembly Bill No 15
With amendments with the recommendation Amend, and do pass, as amended
KNOX, Chairman

Above bills ordered to second reading

Assembly Chamber, March 17, 1964

Mr Speaker Your Committee on Municipal and County Government reports
Assembly Bill No 25
With the recommendation Do pass
KNOX, Chairman

Above bill ordered to second reading

Committee on Rules

Assembly Chamber, March 18, 1964

Mr Speaker Your Committee on Rules reports
House Resolution No 45
With the recommendation Be adopted, as amended
Pursuant to the provisions of Joint Rules Nos 22 1 22 2, and 22 3, the committee recommends that the above resolution be placed on the Consent Calendar
BANE, Chairman

Above resolution ordered on file

Committee on Ways and Means

Assembly Chamber, March 18, 1964

Mr Speaker Your Committee on Ways and Means reports
Assembly Bill No 52
Assembly Bill No 92
With the recommendation Do pass
CROWN, Chairman

Above bills ordered to second reading

Assembly Chamber, March 18, 1964

Mr Speaker Your Committee on Ways and Means reports
Assembly Bill No 91
With amendments with the recommendation Amend, and do pass, as amended
CROWN, Chairman

Above bill ordered to second reading

Committee on Judiciary

Assembly Chamber, March 18, 1964

Mr Speaker Your Committee on Judiciary reports
Assembly Bill No 23
With amendments with the recommendation Amend, and do pass, as amended
WILLSON, Chairman

Above bill ordered to second reading

CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 27—An act to add Part 3 5 (commencing with Section 13890) to Division 3 of Title 2 of, and to amend Section 12040

of, the Government Code, relating to the Office of California Development

Bill read second time

Motion to Amend

Mr Crown moved the adoption of the following amendments

Set No 1

Amendment No 1

On page 2, line 42, of the printed bill, after the period, insert "The division shall be administered by the chief of the division who shall be appointed by the Governor"

Amendment No 2

On page 3, line 2, after "Development", insert "and comprise the Division of World Trade Development The division shall be administered by the chief of the division who shall be appointed by the Governor"

Amendment No. 3

On page 3, line 15, strike out "DIVISION OF PUBLICATIONS", and insert "PUBLICATIONS BUREAU"

Amendment No. 4

On page 3, line 18, strike out "Division of Publications", and insert "Publications Bureau"

Amendment No 5

On page 3, line 18, strike out "division", and insert "bureau"

Amendment No. 6

On page 3, line 20, strike out "division", and insert "bureau"

Amendment No. 7

On page 3, line 22, strike out "division", and insert "bureau"

Amendment No. 8

On page 3, line 27, strike out "DIVISION OF RESEARCH", and insert "RESEARCH BUREAU"

Amendment No 9

On page 3, line 30, strike out "Division of Research", and insert "Research Bureau"

Amendment No 10

On page 3, line 30, strike out "division", and insert "bureau"

Amendment No 11

On page 3, line 34, strike out "division", and insert "bureau"

Set No 2

Amendment No. 1

On page 2, lines 16 and 17, of the printed bill as amended in Assembly March 16, 1964, strike out "California Economic Development Advisory Board", and insert "California Development Council"

Amendment No 2

On page 3, line 2, after the period, insert "The division shall be administered by the chief of the division who shall be appointed by the Governor"

Amendment No. 3

On page 3, line 11, after "Development", insert "and comprise the Division of World Trade Development The division shall be administered by the chief of the division who shall be appointed by the Governor"

Amendment No. 4

On page 3 line 24, strike out "DIVISION OF PUBLICATIONS", and insert "PUBLICATIONS BUREAU"

Amendment No 5

On page 3, line 27, strike out "Division of Publications", and insert "Publications Bureau"

Amendment No 6

On page 3, line 27, strike out "division", and insert "bureau"

Amendment No. 7

On page 3, line 29, strike out "division", and insert "bureau"

Amendment No 8

On page 3, line 31, strike out "division", and insert "bureau"

Amendment No 9

On page 3, line 36 strike out "DIVISION OF RESEARCH" and insert "RESEARCH BUREAU"

Amendment No 10

On page 3, line 39, strike out "Division of Research", and insert "Research Bureau"

Amendment No 11

On page 3, line 39, strike out "division", and insert "bureau"

Amendment No 12

On page 4, line 4 5, strike out "division", and insert "bureau"

Amendments read ~~and adopted~~

~~Bill ordered reprinted, and engrossed~~

NOTE—On March 19, 1964, the action was rescinded whereby the above amendments to Assembly Bill No 27 were adopted by the Assembly, and whereby the bill was ordered reprinted and engrossed *See page 208*

Assembly Bill No. 26—An act to amend Section 69599 of the Government Code relating to superior court judges of San Mateo County

Bill read second time, and ordered engrossed

Assembly Bill No 82—An act to amend Section 69588 of the Government Code, relating to superior courts

Bill read second time, and ordered engrossed

Assembly Bill No. 72—An act to amend Section 70046 of the Government Code, relating to court reporters

Bill read second time

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Judiciary, was read and adopted

Amendment No. 1

On page 1, line 7 of the printed bill, strike out "eleven thousand two hundred eighty dollars ($11,280)", and insert "ten thousand six hundred dollars ($10,600)"

Bill ordered reprinted, and engrossed

Consideration of House Resolution No 47

By Assemblymen Stanton, Pattee, and Britschgi

House Resolution No. 47—Relative to regulation of California intrastate air transportation

Resolution read

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Rules, were read, and adopted

Amendment No. 1

In the second WHEREAS clause of the printed measure as it appears on page 132 of the Assembly Daily Journal for March 10, 1964, on the fourth line strike out "Mail" and insert "mail"

Amendment No 2

In the *Resolved* clause, on line 2, strike out "Assembly Interim Committee of Public Utilities", and strike out line 3, and on line 4, strike out "deems proper," and insert "appropriate interim committee for study"

Amendment No. 3

In the *Resolved* clause, on line 4, strike out "interstate", and insert "intrastate"

Amendment No 4

In the *Resolved* clause, on line 5, strike out "committees", and insert "committee"

House Resolution No 47, as Amended

By Assemblymen Stanton, Pattee, and Britschgi

House Resolution No. 47

Relative to regulation of California intrastate air transportation

WHEREAS, A recent crash of an intrastate airliner flying from San Jose to the Lake Tahoe area has taken 85 lives and brought great suffering for many families, and the Legislature is desirous of preventing such tragedies in the future, and

WHEREAS, The large number of independent airlines being operated within the State of California that are not subject to the control of the Federal Civil Aeronautics Board or the Federal Aviation Agency except as to safety of operations and the transportation of U S mail, has become a matter of serious public concern, and

WHEREAS, The Public Utilities Commission is presently authorized to regulate the rates charged by air carriers where operations include intrastate transportation and to establish insurance requirements, but has no jurisdiction over licensing before commencing such operations nor over adequate service schedules and facilities, and

WHEREAS, The State Aeronautics Commission has limited authority relative to the encouragement of the development of aeronautics in this State, but such authority specifically recognizes the authority of the Federal Government to regulate the operation of aircraft and to control the use of the airways, now, therefore be it

Resolved by the Assembly of the State of California That the Assembly Committee on Rules is directed to assign to the appropriate interim committee for study the subject of the regulation of California intrastate air transportation, and to direct such committee to investigate the scope of existing State authority for the regulation of air transportation and report its findings thereon, together with its recommendations for appropriate legislation relating to this subject and particularly any legislation relating to the jurisdiction of the Public Utilities Commission over the intrastate activities of air carriers in California, to the Assembly not later than the fifth legislative day of the 1965 Regular Session of the Legislature

Resolution, as amended, re-referred to the Committee on Rules, and the subject matter referred to the Committee on Rules for assignment to the proper interim committee for study

Consideration of House Resolution No. 52

By Assemblymen Henson, Elliott, and Song

House Resolution No 52—Relative to congratulating the Community Service Organization at its national convention

Resolution read

Consideration of Committee Amendments

The following amendments proposed by the Committee on Rules, were read and adopted

Amendment No 1

In line 2 of the second *Resolved* clause, of the printed measure as printed on pages 158 and 159 of the Assembly Journal for March 12, 1964, after "the", insert "National"

Amendment No. 2

In line 3 of the second *Resolved* clause after "Organization", insert ", Gilbert Lopez"

House Resolution No 52, as Amended

By Assemblymen Henson, Elliott, and Song

House Resolution No 52

Relative to congratulating the Community Service Organization at its national convention

WHEREAS, It has come to the attention of the Assembly of the State of California that the Community Service Organization is holding its national convention in Oxnard, Ventura County, California, on March 14 and

WHEREAS, The many chapters of the Community Service Organization throughout California and other states, have actively promoted the harmonious integration of Spanish speaking people into all areas of community life, and

WHEREAS, The Community Service Organization has carried out many constructive citizenship programs for Americans of Spanish and Mexican heritage and has encouraged their dedication to the democratic principles of government and their participation in the democratic processes of government, and

WHEREAS, The Community Service Organization has provided opportunities for many Americans of Spanish and Mexican heritage to obtain employment and education, and

WHEREAS The Community Service Organization has cooperated with other private and public organizations in many meritorious community improvement projects, now therefore, be it

Resolved by the Assembly of the State of California, That the Members thereof highly commend the Community Service Organization for its outstanding public service and for its worthy contribution to the general welfare of many residents of our State of Spanish and Mexican heritage, and extend best wishes to the Community Service Organization for success at its national convention, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to the National President of the Community Service Organization, Gilbert Lopez

Resolution, as amended, ordered on file

Assembly Bill No. 81—An act to repeal Section 70045 3 of, and to add Section 70045 3 to, the Government Code, relating to court reporters

Bill read second time

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Judiciary, were read, and adopted

Amendment No. 1

On page 1, line 15 of the printed bill, after "California," insert "the annual salary of"

Amendment No 2

On page 1, strike out lines 16 to 18, inclusive, and insert "ular official reporter shall be eleven thousand nine hundred four dollars ($11,904), and the compensation of each reporter pro tempore shall be forty-three dollars ($43)"

Amendment No 3

On page 1, line 19, strike out "dollars ($45)"

Bill ordered reprinted, and engrossed

MESSAGES FROM THE SENATE

Senate Chamber, March 17, 1964

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 Tom Kane, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read

Senate Concurrent Resolution No. 14—Approving amendments to the Charter of the City of Riverside, a municipal corporation in the County of Riverside, State of California, voted for and ratified by the qualified electors of the city at a special municipal election held therein on the 25th day of February, 1964

Referred by the Minority Floor Leader to the Committee on Rules

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

Assembly Bill No. 22—An act making an appropriation to augment the Emergency Fund, to take effect immediately

Bill read third time, and passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bedrosian, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Florman, Foran, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Marks, Meyers, Mills, Mulford, Patten, Porter, Powers, Quimby, Ryan, Song, Stanton, Stevens, Thelin, Thomas, Veneman, Vessey, Waite, Waldie, Warren, Whetmore, Williamson, Wilson, Winton, Young, Zberg, Zenovich and Mr. Speaker—67

NOES—None

Bill ordered transmitted to the Senate

Votes Changed Upon Roll Call on Assembly Bill No. 22

Mr. Britschgi was granted unanimous consent that Messrs. Monagan and Miias be recorded as not voting instead of voting "Aye," on Assembly Bill No. 22

CONSIDERATION OF CONSENT CALENDAR

The Minority Floor Leader announced that the next roll call would be on the first item on the Consent Calendar

CONSENT CALENDAR—ASSEMBLY BILLS

Assembly Concurrent Resolution No. 4—Relative to the preparation and printing of a Summary Digest and Subject List

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bedrosian, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Foran, Fieu, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Marks, McMillan, Meyers, Mills, Mulford, Patten, Porter, Powers, Quimby, Rumford, Ryan, Song, Stanton, Stevens, Thelin, Thomas, Veneman, Waite, Waldie, Warren, Whetmore, Williamson, Young, Zberg, Zenovich, and Mr. Speaker—67

NOES—None

Resolution ordered transmitted to the Senate

Vote Changed Upon Roll Call on Assembly Concurrent Resolution No. 4

Mr. Britschgi was granted unanimous consent that Mr. Monagan be recorded as not voting, instead of voting "Aye," on Assembly Concurrent Resolution No. 4

REPORTS OF STANDING COMMITTEES

Committee on Municipal and County Government

Assembly Chamber, March 18, 1964

Mr Speaker Your Committee on Municipal and County Government reports Assembly Bill No 45

With amendments with the recommendation Amend, and do pass as amended

KNOX, Chairman

Above bill ordered to second reading

RESOLUTIONS

The following resolution was offered

By Assemblymen Marks, Foran, Gaffney, Garrigus, and Meyers

House Resolution No. 69

Relative to commending William K Coblentz

WHEREAS, It has come to the attention of the Members of the Assembly that William K Coblentz has been named a Regent of the University of California for a 16-year term, and

WHEREAS, In accepting such appointment, he completed a distinguished three and one-half year term as a Trustee of the California State Colleges, serving most effectively on the committees on Campus Planning, Buildings and Grounds, Finance, and Organization and Rules, and as the Chairman of the Committee on Faculty and Staff Affairs since July, 1961, and

WHEREAS, Mr Coblentz, as an able and devoted Trustee of the California State Colleges vigorously supported efforts for the equitable compensation of all state college employees, particularly academic personnel, and greatly contributed to extensive improvements in personnel affairs, and

WHEREAS, As a result of his effective and dynamic leadership as Chairman of the Committee on Faculty and Staff Affairs and in fulfilling the multiple responsibilities and functions of a trustee, he has played a vital role in developing and successfully establishing the State College System's numerous advances in public higher education in California, and

WHEREAS, Mr Coblentz, an alumnus of the University of California, has earned a most enviable reputation as an attorney in San Francisco, and has an accomplished background in higher education, and an outstanding career in public affairs, serving as Special Counsel for Governor Edmund G Brown in 1958, 1959 and 1960, and as a Consultant for the United States Department of State in 1962, and

WHEREAS, He has a long history of service in the civic affairs of the San Francisco Bay area as a Director of the Bay Area Urban League, and a member of the Jewish Welfare Federation of San Francisco, Marin County and the peninsula, the American Civil Liberties Union of Northern California, and the California Business Advisory Council and

WHEREAS Because of the respect he has earned throughout the State of California, his efforts have been an outstanding stimulant to the progress and betterment of the California State Colleges, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly take great pleasure in extending their congratulations to Mr William K Coblentz upon his appointment as a Regent of the University of California, wish him every success in his future years of service to the people of California, and express their appreciation and thanks for his dedicated service and outstanding contributions in behalf of the California State Colleges and public higher education, 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 Coblentz

Resolution read, and referred by the Minority Floor Leader to the Committee on Rules

REQUEST FOR UNANIMOUS CONSENT TO WITHDRAW HOUSE RESOLUTION NO. 50 FROM COMMITTEE

Mr Frew was granted unanimous consent that House Resolution No 50 be withdrawn from the Committee on Rules for purpose of amendment at this time, and that the resolution be re-referred to the Committee on Rules

Consideration of House Resolution No 50

By Assemblymen Frew, Casey, and Garrigus

House Resolution No. 50—Relative to a study of the impact of Assembly Bill 59 of 1963 on the counties

Resolution read

Request for Unanimous Consent

Mr Frew was granted unanimous consent that Messrs Badham, Burgener, Veneman, and Young be added as coauthors of House Resolution No 50

House Resolution No. 50, as Amended

By Assemblymen Frew, Casey, Garrigus, Badham, Burgener, Veneman, and Young.

House Resolution No 50

Relative to a study of the impact of A B 59 of 1963 on the counties

WHEREAS, The Legislature, in 1963 enacted A B 59, which effected many major changes in the State's welfare laws, and

WHEREAS, Included among these changes were extension of aid to needy children to children of unemployed parents, payment of aid on the basis of a presumption of eligibility, authorization to establish county work and training programs, abolition of residence requirements for aid to the blind, prohibition of liens for county hospital care, granting of additional aid for attendant services, and numerous changes in the State's program of medical assistance for the aged, and

WHEREAS, No attempt has yet been made to gauge the impact of all of these changes on the financial and administrative resources of the counties and there is considerable apprehension on the part of the counties as to their ability to handle the problem, and

WHEREAS, It is essential that a full investigation be made in this matter so that the Legislature may have complete information available to it in determining what, if any, further legislation is necessary, now, therefore, be it

Resolved by the Assembly of the State of California That the Assembly Committee on Rules is directed to assign to an appropriate interim committee for study the subject of the impact of the enactment of A B 59 of 1963 on the counties, and to direct such interim committee to report its findings and recommendations to the Legislature by the fifth legislative day of the 1965 Regular Session

Resolution, as amended, re-referred to the Committee on Rules

ANNOUNCEMENTS

Mr Mulford announced that there would be a Republican Caucus immediately upon adjournment of this session, in the Assembly Lounge

ADJOURNMENT

At 11 11 a m., on motion of Mr Waldie, the Minority Floor Leader declared the Assembly adjourned until 10 30 a m., Thursday, March 19, 1964

JESSE M UNRUH, Speaker

ANABEL WHANG, Minute Clerk

CALIFORNIA LEGISLATURE

1964 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

EIGHTEENTH LEGISLATIVE DAY

TWENTY-SEVENTH CALENDAR DAY

IN ASSEMBLY

Assembly Chamber
Thursday, March 19, 1964

The Assembly met at 10 36 a m
Hon Carlos Bee, Speaker pro Tempore of the Assembly presiding
Chief Clerk James D Driscoll at the Desk
Assistant Clerk Malcolm MacIntyre reading

ROLL CALL

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

Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee Beilenson, Belotti, Booth Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers Mihas Mills, Monagan, Mulford Pattee, Petris, Porter, Powers Quimby, Rumford, Song, Soto Stanton Stevens Thelin, Veneman, Vevsey, Waite Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich and Mr Speaker —74

Quorum present

PRAYER

The following prayer was offered by the Chaplain, Rev Robert R Ferguson

God Our Father, Help us more clearly to see that carrying a cross does not mean merely accepting some difficult situation and bearing it passively Rather it is actively choosing the difficult and unpopular and creatively bearing causes which could have been avoided

May we have courage and vision to choose what is excellent in principle rather than what is politically expedient, for that which is morally right, rather than socially acceptable

May we not waver when conscience causes us to set our face toward our spiritual Jerusalem

In our Master's Name —AMEN

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Bee, Mr Gonsalves then led the Assembly in the pledge of allegiance to the Flag

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Mr Pattee, seconded by Mr Dills

LEAVES OF ABSENCE FOR THE DAY

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

Mr Ryan, on request of the Speaker pro Tempore

Mr Moreno, on request of the Speaker pro Tempore

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

Mr Greene, on request of the Speaker pro Tempore

Mr Thomas, on request of the Speaker pro Tempore

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO 59

Mr Whetmore asked for unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Assembly Bills Nos 118 and 120 for hearing in the Committee on Education on Monday, March 23, 1964

Mr Garrigus withheld unanimous consent

MOTION TO TEMPORARILY SUSPEND RULE NO. 59

Mr Whetmore moved that Rule No 59 be temporarily suspended for the purpose of setting Assembly Bills Nos 118 and 120 for hearing in the Committee on Education on Monday, March 23, 1964

Mr Conrad seconded the motion

Motion for temporary suspension of Rule No 59 lost by the following vote

AYES—Ashcraft, Badham, Bagley, Barnes, Belotti, Britschgi, Burgener, Chapel, Collier, Cologne, Conrad, Cusanovich, Deukmejian, Donovan, Flournoy, Hinckley, Holmes, Lanterman, Marks, Mihas, Monagan, Mulford, Pattee, Stevens, Thelin, Veneman, Yevsey and Whetmore—28

NOES—Alquist, Bane, Bee, Beilenson, Booth, Carrell, Casey, Crown, Danielson, Davis, Dills, Dymally, Elliott, Ferrell, Foran, Frew, Gaffney, Garrigus, Gonsalves, Henson, Johnson, Kennick, Knox, McMillan, Meyers, Mills, Petris, Potter, Powers, Rumford, Song, Soto, Stanton, Waldie, Warren, Williamson, Young, Zberg, Zenovich and Mr Speaker—40

ANNOUNCEMENTS

Mr Cusanovich made an announcement relative to the program for the Pages for Easter Week

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following bills were introduced, and read the first time

Assembly Bill No. 132: By Assemblymen Unruh, Kennick, Crown, Whetmore, Allen, Alquist, Asheraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Britschgi, Burgener, Carrell, Chapel, Collier, Cologne, Conrad, Cusanovich, Danielson, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley Holmes, Johnson, Knox, Lanterman, Marks, Mc-

Millan, Meyers, Mihas, Mills, Monagan, Mulford, Pattee, Petris, Porter, Quimby, Rumford, Song, Soto, Stevens, Thelin, Thomas, Veneman, Veysey, Waldie, Willson, and Zenovich—An act relating to the tidelands and submerged lands granted by the State to the City of Long Beach and the revenues therefrom

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 133: By Assemblyman Henson—An act to add Section 23753 1 to the Education Code, relating to state colleges

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 134: By Assemblymen Petris, Crown, and Bee—An act to amend Section 69580 of the Government Code, relating to superior courts

Held at desk by order of the Speaker pro Tempore

Assembly Constitutional Amendment No. 7: By Assemblymen Pattee and Holmes—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Article XXXII thereto, relating to lotteries for aid to education

Held at desk by order of the Speaker pro Tempore

Assembly Concurrent Resolution No. 15: By Assemblymen Alquist, Mihas and Stanton—Relative to the designation and appointment of Dedie Huffman Wilson as Poet Laureate of California

Referred by the Speaker pro Tempore to the Committee on Rules

RESOLUTIONS

The following resolutions were offered

By Assemblyman Song

House Resolution No 70

Relative to Mr Eli Isenberg, Editor and Publisher of the *Monterey Park Progress*

WHEREAS, The freedom of the press, and its serious responsibility to the public, is typified and highlighted by the *Monterey Park Progress*, and

WHEREAS The gracious, energetic, and civic-minded genius who masterminds the Progress is its capable publisher and editor, Mr Eli Isenberg, and

WHEREAS, Mr Isenberg is a native of Peabody, Massachusetts and received his higher education at Boston University and

WHEREAS After a tour with the United States Navy during World War II, Mr Isenberg came to California in search of a newspaper publishing business which he could purchase, and

WHEREAS In 1947, he purchased the *Monterey Park Progress* and almost immediately launched upon an editorial policy with vigorous personal interest, to fulfill what he believed to be the fundamental philosophy of a community newspaper namely that its purpose is to challenge residents to utilize their rights as citizens—to think, speak, and act thoughtfully and responsibly and

WHEREAS By implementing this philosophy, a spirited and determined Mr Isenberg aroused the citizens to the growing needs of their community and to all civic and governmental action which would adversely affect the lovely City of Monterey Park, and

WHEREAS The Progress and Mr Isenberg, played leading roles in the establishment of a city manager form of government for Monterey Park and to defeat the proposed placement of a dump within the city and

WHEREAS The entire citizenry of Monterey Park is kept informed of news affecting them whether it is local or international, and

WHEREAS Not surprisingly, the *Progress* has won five state awards for editorial excellence and

WHEREAS, Mr Isenberg was named as the 1961 Man of the Year by the Alhambra B'nai B'rith Lodge No 1385, and served faithfully and dynamically on the Advisory Board to the California State College (formerly the Los Angeles State College), and

WHEREAS, He is a past president of the Monterey Park Chamber of Commerce, has served as cochairman of both the Monterey Park Community Chest and Red Cross fund appeals and is a director of the California Newspaper Publishers Association, and has actively participated in other educational, professional, and fraternal organizations; now, therefore be it

Resolved by the Assembly of the State of California, That the Members heartily commend the *Monterey Park Progress* and its able editor, Mr. Eli Isenberg, for the exemplary display of a community-conscious press and a devotion to the highest traditions of this important journalistic endeavor, and wish that future happiness and true success may be generously bestowed upon Mr. Isenberg, his wife, Josephine, and their son, Jerry, currently working toward a doctorate degree in structural engineering at Cambridge University, England; and be it further

Resolved, That the Chief Clerk is directed to transmit a suitably prepared copy of this resolution to Mr. Eli Isenberg, publisher and editor of the *Monterey Park Progress*.

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

By Assemblymen Ferreli, Rumford, Unruh, and Dymally

House Resolution No. 71

Commending the *Los Angeles Sentinel* Newspaper

WHEREAS, The *Los Angeles Sentinel* can be justifiably proud of its position as the largest Negro weekly newspaper west of Chicago having a present circulation of 35,000; and

WHEREAS, This newspaper, which was first published in 1934, had its beginnings as a "throw-away" paper; and

WHEREAS, Its energetic crusading Editor-Publisher, Leon H. Washington, Jr., embarking on a "Don't spend where you can't work" campaign quickly made the efforts of the *Sentinel* felt far beyond the territorial limits of its circulation; and

WHEREAS, In encouraging the merchants to hire Negroes in the areas where they traded the *Los Angeles Sentinel* grew as the merchants entered into the program; and

WHEREAS, In its 30 years of existence the *Los Angeles Sentinel* has developed into an award-winning 60-page newspaper published every Thursday; and

WHEREAS, Mr. Washington is ably assisted in his publication by his wife, Ruth, who serves as Business Manager for the *Sentinel*; and

WHEREAS, In its tireless crusade for equal rights for Negroes, its support of worthwhile community projects, and its reporting of the news fairly and factually in the true tradition of the newspaper industry, the *Los Angeles Sentinel* has proved itself a top-ranking publication; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members hereby congratulate the *Los Angeles Sentinel* on its 30 years of publication and extend their best wishes to the newspaper, its staff, and to Mr. and Mrs. Leon H. Washington, Jr., for their continued success and achievement; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to the *Los Angeles Sentinel*.

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

By Assemblymen Dymally, Ferreli, Knox, Rumford, Song, Unruh, and Warren

House Resolution No. 72

Commending Sidney Poitier

WHEREAS, Sidney Poitier first selected a career of theatre arts while serving his country in the United States Army, and upon his discharge enrolled in the American Negro Theatre; and

WHEREAS, Immediately following his theatrical training Sidney Poitier instantaneously established his talent in prominent roles in such respected theatrical productions as "Lysistrata," "Freight" and "Anna Lucasta"; and

WHEREAS, Upon scoring an immediate success in his motion picture debut "No Way Out," Sidney Poitier won further theatrical acclaim for his performance in difficult roles in "Cry the Beloved Country," followed by "Blackboard Jungle," from which critics' praise and worldwide recognition led to starring roles in "Something of Value," "Mark of the Hawk," "Porgy and Bess," "The Defiant Ones," and his latest motion picture "Lilies of the Field"; and

WHEREAS, Sidney Poitier has been awarded numerous coveted honors of world renown for his outstanding achievement both for comedy and drama ability as evidenced by his winning the George Cini Cultural Foundation Award, a special award for human values, from the Venice Film Festival, the Best Actor Award for his co-starring role in "The Defiant Ones" from the Berlin Film Festival, and a prior Academy of Motion Picture Arts and Sciences Award nomination for his performance in "The Defiant Ones", now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this body do hereby congratulate Mr. Sidney Poitier on his nomination for the "Best Performance by a Male Actor Award" from the Academy of Motion Picture Arts and Sciences for his starring role in "Lilies of the Field," and commend him for his outstanding contribution to theatric arts; and be it further

Resolved, That the Chief Clerk of the Assembly is hereby directed to transmit suitably prepared copies of this resolution to Mr. Sidney Poitier

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblymen Porter, Song, Fenell, and Dymally

House Resolution No. 73

Relative to commending the Compton High School District for conducting its first adult school class on Negro history

WHEREAS, The Compton Adult School, 601 South Acacia Street, Compton, California, is presently offering the first full course in Negro history to be taught in the City of Compton; and

WHEREAS, The course will provide a factual account of the African background of the Negro, and will trace the part the Negro has played in the development of the new world particularly in the United States as well as his contribution to American life; and

WHEREAS, For many years the Negro community together with many Caucasians and members of other races, have been urging the school boards of our nation to incorporate the participation of the Negro people and the participation of the people of other minority ethnic groups in the teaching of American history as the contribution of these peoples to the building of our country's economy, culture and political life has been virtually ignored in the past; and

WHEREAS, The West Compton Civic League, with the endorsement and support of the Compton Council on Human Relations has played a significant part in encouraging establishment of a course in Negro history in Compton's public schools; and

WHEREAS, Since education brings about greater understanding, the Compton Adult School has taken a great stride toward bettering human relations among all ethnic groups by placing the contribution of Negroes to the development of this country in the forefront of the study of American history; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly heartily commend the Compton High School District for affording the citizens of that community the opportunity to learn a different and important phase of American history, and congratulate Harlan Polsky, Principal of the Compton Adult School, the West Compton Civic League, the Compton Council on Human Relations, and all other individuals and organizations taking part in encouraging the establishment of the city's first full course in Negro history; and be it further

Resolved, That the Chief Clerk of the Assembly transmit suitably prepared copies of this resolution to the Compton High School District, to Harlan Polsky, to the West Compton Civic League, and to the Compton Council on Human Relations

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, March 18, 1964

Mr. Speaker: Your Committee on Engrossment and Enrollment has examined
Assembly Bill No. 26
Assembly Bill No. 82
And reports the same correctly engrossed

POWERS, Chairman

Above bills ordered to third reading

Committee on Governmental Efficiency and Economy

Assembly Chamber, March 18, 1964

Mr Speaker Your Committee on Governmental Efficiency and Economy reports
Assembly Bill No 93
With the recommendation Do pass

McMILLAN, Chairman

Above bill ordered to second reading

Committee on Industrial Relations

Assembly Chamber, March 18 1964

Mr Speaker Your Committee on Industrial Relations reports
Assembly Concurrent Resolution No 7
With amendments with the recommendation Amend, and be adopted

ELLIOTT, Chairman

Above resolution ordered on file

Committee on Water

Assembly Chamber March 18 1964

Mr Speaker Your Committee on Water reports
Assembly Bill No 20
With amendments with the recommendation Amend, and do pass as amended

PORTER, Chairman

Above bill ordered to second reading

Committee on Revenue and Taxation

Assembly Chamber, March 19, 1964

Mr Speaker Your Committee on Revenue and Taxation reports
Assembly Bill No 50
With amendments with the recommendation Amend and do pass, as amended

PETRIS Chairman

Above bill ordered to second reading

Committee on Elections and Reapportionment

Assembly Chamber, March 19, 1964

Mr Speaker Your Committee on Elections and Reapportionment reports

Assembly Bill No 2	Assembly Bill No 102
Assembly Bill No 54	Assembly Bill No 73
Assembly Bill No 59	

With the recommendation Do pass

ALLEN Chairman

Above bills ordered to second reading

Assembly Chamber, March 19 1964

Mr Speaker Your Committee on Elections and Reapportionment reports

Assembly Bill No 13	Assembly Bill No 87
Assembly Bill No 62	Assembly Bill No 97
Assembly Bill No 67	Assembly Bill No 104

With the recommendation Do pass
Pursuant to the provisions of Joint Rules Nos 22 1, 22 2 and 22 3 the committee recommends that the above bills be placed on the Consent Calendar

ALLEN Chairman

Above bills ordered to second reading

Assembly Chamber March 19, 1964

Mr Speaker Your Committee on Elections and Reapportionment reports
Assembly Bill No 98
With amendments with the recommendation Amend and re-refer to the Committee on Elections and Reapportionment

ALLEN Chairman

Above bill ordered to second reading

Assembly Chamber, March 19, 1964

Mr Speaker Your Committee on Elections and Reapportionment reports
Assembly Bill No 71

With the recommendation That the bill be retained in committee and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study

ALLEN, Chairman

Subject matter of the above bill referred to the Committee on Rules

Assembly Chamber, March 19, 1964

Mr Speaker Your Committee on Elections and Reapportionment reports
Assembly Bill No 29

With amendments with the recommendation Be amended, and that the bill as amended, be returned to the committee and the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study And with the recommendation that if an Elections Study Commission be set up at the 1964 Budget Session that the subject matter of AB 29 be referred to that Commission

ALLEN Chairman

Above bill ordered to second reading

Assembly Chamber, March 19, 1964

Mr Speaker Your Committee on Elections and Reapportionment reports

Assembly Bill No 1	Assembly Bill No 63
Assembly Bill No 5	Assembly Bill No 64
Assembly Bill No 53	Assembly Bill No 75

With amendments with the recommendation Amend, and do pass, as amended

ALLEN, Chairman

Above bills ordered to second reading

Assembly Chamber March 19 1964

Mr Speaker Your Committee on Elections and Reapportionment reports
Assembly Bill No 61

With amendments with the recommendation Amend and do pass as amended

ALLEN, Chairman

Above bill ordered to second reading

Assembly Chamber, March 19, 1964

Mr Speaker Your Committee on Elections and Reapportionment reports
Assembly Bill No 58

With amendments with the recommendation Amend, and do pass, as amended

ALLEN, Chairman

Above bill ordered to second reading

REFERENCE OF BILLS TO COMMITTEE

Speaker pro Tempore Bee announced that Speaker Unruh has referred the following bills to the following committees

Assembly Bill No	*Committee*
122	Civil Service and State Personnel
123	Education
125	Elections and Reapportionment
126	Ways and Means
127	Ways and Means
128	Education
129	Ways and Means
130	Education
131	Education

REQUEST FOR UNANIMOUS CONSENT TO RESCIND ACTION ON ASSEMBLY BILL NO 27

Mr Crown was granted unanimous consent to rescind the action whereby the Assembly, on March 18, 1964 (Assembly Journal, pages 193-195), adopted the amendments offered by Mr Crown to Assembly Bill No 27, and whereby the bill was ordered reprinted, and re-engrossed

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 27

Assembly Bill No 27—An act to add Part 3 5 (commencing with Section 13890) to Division 3 of Title 2 of, and to amend Section 12040 of, the Government Code, relating to the Office of California Development

Bill read second time

The question being on the adoption of the amendments offered by Mr Crown

Request for Unanimous Consent

Mr Crown was granted unanimous consent that the amendments be withdrawn, and that the following amendments be substituted in their place

Amendment No 1

On page 2, lines 16 and 17, of the printed bill as amended in Assembly March 16 1964 strike out 'California Economic Development Advisory Board', and insert 'California Development Council'

Amendment No 2

On page 3 line 2, after the period, insert "The division shall be administered by the chief of the division who shall be appointed by the Governor"

Amendment No 3

On page 3, line 11, after "Development", insert "and comprise the Division of World Trade Development The division shall be administered by the chief of the division who shall be appointed by the Governor"

Amendment No 4

On page 3, line 24, strike out "DIVISION OF PUBLICATIONS", and insert "PUBLICATIONS BUREAU"

Amendment No. 5

On page 3, line 27, strike out 'Division of Publications", and insert Publications Bureau'

Amendment No 6

On page 3 line 27, strike out "division", and insert bureau"

Amendment No 7

On page 3, line 29, strike out "division' and insert "bureau

Amendment No. 8

On page 3, line 31, strike out "division", and insert bureau

Amendment No. 9

On page 3, line 36, strike out DIVISION OF RESEARCH', and insert "RESEARCH BUREAU"

Amendment No 10

On page 3, line 39, strike out "Division of Research', and insert "Research Bureau"

Amendment No 11

On page 3 line 39, strike out 'division', and insert bureau'

Amendment No 12

On page 3, line 43, strike out "division", and insert "bureau"

Amendments read, and adopted

Bill ordered reprinted, and re-engrossed

Request for Unanimous Consent to Temporarily Suspend Rule No 76 Relative to Assembly Bill No 27

Mr Crown was granted unanimous consent that Rule No 76 be temporarily suspended for the purpose of permitting Assembly Bill No 27 to be placed on the third reading file without being returned to the second reading file

CONSIDERATION OF DAILY FILE
BILLS ON SECOND READING FILE PURSUANT TO RULE NO. 76

Pursuant to Rule No 76, the following bills were this day on the second reading file

Assembly Bills Nos. 72 and **81.**

Above bills ordered to third reading, subsequent to engrossment

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 57—An act freeing certain tide and submerged lands previously granted in trust to the County of Marin from the trust for navigation, commerce, and fisheries, and authorizing the exchange of said lands for other lands of comparable value

Bill read second time

Consideration of Committee Amendments

The following amendment proposed by the Committee on Public Utilities and Corporations, was read, and adopted

Amendment No. 1

On page 4 of the printed bill as amended in Assembly March 12 1964 strike out lines 5 to 22 inclusive, and insert "lands so conveyed in the manner provided in Chapter 7 (commencing with Sec 6461) of Division 6 of the Public Resources Code

Bill ordered reprinted, and re-engrossed

Assembly Bill No 79—An act to add Part 7 (commencing with Section 70000) to Division 10 of the Public Utilities Code, to provide for the creation of the Marin County Transit District, prescribing the powers and duties thereof

Bill read second time

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Transportation and Commerce were read, and adopted

Amendment No. 1

On page 2 of the printed bill, between lines 25 and 26 insert

"It shall be the ultimate purpose of the Marin County Transit District to establish when financing therefor becomes feasible a permanent rapid transit system designed to be part of a unified San Francisco Bay Area-wide regional system When such permanent system is planned it shall incorporate physical characteristics necessary for full compatibility with the system of the San Francisco Bay Area Rapid Transit District and unified management of the operations of such a Bay Area-wide system shall be provided Such unified management may be provided by management or operating contract with, or by annexation of the Marin County Transit District to, the San Francisco Bay Area Rapid Transit District or by any other lawful means, and shall take into full account the financial burdens already assumed by the citizens of the counties comprising the San Francisco Bay Area Rapid Transit District to establish its system, which should be recognized in the operation of the unified system The share of such financial burdens to be assumed by the Marin County Transit District, determined by its board by agreement with the board of the San Francisco Bay Area Rapid Transit District to be in the best

mutual interest of the citizens of the two districts may be made payable out of bond proceeds (subject to authorization of the bonds at an election), tax levies or any other available funds and may be made payable at such times and upon such rate of interest and other terms as shall be agreed between the boards of the two districts."

Amendment No 2

On page 10, line 12, of the printed bill after "foregoing", insert , provided that installations in state freeways shall be subject to the approval of the State Department of Public Works and installations in other state highways shall be subject to Article 2 (commencing with Section 670), Chapter 3, Division 1 of the Streets and Highways Code"

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, declaring the urgency thereof, to take effect immediately

Bill read second time

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Municipal and County Government, were read, and adopted

Amendment No. 1

On page 1, after line 20, of the printed bill, insert County drainage districts

Amendment No 2

On page 2, between lines 50 and 51, insert Protection districts

Bill ordered reprinted, and engrossed

Assembly Bill No. 15—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 amendments, proposed by the Committee on Municipal and County Government were read and adopted

Amendment No. 1

On page 1, between lines 20 and 21, of the printed bill, insert County drainage districts

Amendment No. 2

On page 2, between lines 47 and 48, insert "Protection districts

Bill ordered reprinted, and engrossed

Assembly Bill No. 25—An act to amend Section 28110 of the Government Code, relating to the salary of the District Attorney of Contra Costa County

Bill read second time, and ordered engrossed

Consideration of House Resolution No. 45

By Assemblymen Stanton and Alquist

House Resolution No. 45—Commending Mrs Emma Gelders Sterne

Resolution read

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Rules, was read and adopted

Amendment No. 1

In lines 3 and 4 of the fourth WHEREAS clause of the printed measure as printed on pages 124 and 125 of the Assembly Journal for March 9, 1964, strike out "in the first selective buying demonstrations of CORE,"

House Resolution No 45, as Amended

By Assemblymen Stanton and Alquist

House Resolution No. 45

Commending Mrs Emma Gelders Sterne

WHEREAS It has come to the attention of the Members of the Assembly that Mrs Emma Gelders Sterne, 69-year-old author and civil rights figure, has recently received the 1964 Brotherhood Award from the Santa Clara Valley Council for Civil Unity for her outstanding contributions in the field of brotherhood, and

WHEREAS, Mrs Sterne a native of Birmingham, Alabama, and a graduate of Smith College, is the distinguished author of "Mary McLeod Bethune," "Blood Brothers," "The Long Black Schooner," and "We Live to be Free" and is now engaged in writing a biography of Benito Juarez, the Zapotec Indian known as the "Abraham Lincoln of Mexico", and

WHEREAS, In addition to her reputation as an author, she is widely known for her extraordinary organizational abilities, having been instrumental in organizing the local chapters of CORE and SNCC a course in Negro history at San Jose State College, and the community-wide rally for the Negro children killed in the bombing of a Birmingham church last summer, and

WHEREAS, Mrs Sterne has energetically participated in the efforts of the Santa Clara Valley Friends of SNCC to send cars, people, books and clothing to the drive to register Negro voters in Greenwood, Mississippi, and in the great Civil Rights March to Washington D C, in August 1963, and

WHEREAS Mrs Sterne is also active in the NAACP, CORE SNCC, the Women's International League for Peace and Freedom, the Garden City Women's Club and the Association for the Study of Negro Life and History, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members hereby commend and congratulate Mrs Emma Gelders Sterne upon receiving the 1964 Brotherhood Award, upon her deep dedication and devotion to the principles of freedom brotherhood and equality of opportunity and upon her courageous stand in the furtherance of these principles, 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 Mrs Emma Gelders Sterne

Resolution, as amended, ordered to the Consent Calendar

Assembly Bill No 52—An act to amend Section 7600 of the Welfare and Institutions Code and Section 2 of Chapter 935 of the Statutes of 1963, relating to the Study Commission on Mental Retardation making an appropriation, to take effect immediately

Bill read second time, and ordered to third reading

Assembly Bill No. 92—An act to amend Section 431 2 of the Health and Safety Code, relating to the Advisory Hospital Council

Bill read second time, and ordered engrossed

Assembly Bill No. 91—An act to amend Sections 430 2, 430 3, 430 4, and 435 5 of, and to add Sections 430 13, 430 14, and 431 9 to, the Health and Safety Code, relating to Hospital Survey and Construction, declaring the urgency thereof, to take effect immediately

Bill read second time

Consideration of Committee Amendments

The following amendments proposed by the Committee on Ways and Means, were read, and adopted

Amendment No. 1

In line 2 of the title of the printed bill, strike out 'Sections 430 13, 430 14 and', and insert "Section"

Amendment No 2

On page 2, line 14, strike out "87", and insert "88"

Amendment No 3

On page 2 line 25, after "Chapter 2", insert 'commencing with Section 1400)

Amendment No. 4

On page 2, line 30, strike out "Division 6, Part 2" and insert 'Part 2 (commencing with Section 5699) of Division 6'

Amendment No. 5

In line 3 of the title after 'Construction,' insert and making an appropriation therefor,'

Amendment No 6

On page 2, after line 47, insert

"SEC 7 There is hereby appropriated out of the General Fund in augmentation of Item 177 of the Budget Act of 1964, the sum of thirty thousand dollars ($30,000) for support of the Department of Public Health"

Bill ordered reprinted, and engrossed

Assembly Bill No. 23—An act to add Section 68207 1 to the Government Code, relating to compensation of judges

Bill read second time

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Judiciary were read, and adopted

Amendment No 1

On page 1, line 3 of the printed bill, before 'event', insert 'the'

Amendment No 2

On page 1, line 6, after "court", insert "to determine the population of a county

Amendment No 3

On page 1, line 6, after 'population", insert "of a county"

Amendment No 4

On page 1, line 7, strike out "that', and insert the superior'

Amendment No 5

On page 1, line 7, strike out 'be", and insert become

Amendment No 6

On page 1 line 8, strike out "only"

Amendment No 7

On page 1, line 8, after "compute", insert "the"

Amendment No 8

On page 1, line 8, after the first "of", insert "municipal court

Amendment No. 9

On page 1, line 8, strike out "of municipal courts in the . and insert 'in that'

Amendment No. 10

On page 1, line 9 after the period, insert "In any proceeding brought to determine the population of a county under this section, population shall include all classes of persons who would be included in a decennial census"

Bill ordered reprinted, and engrossed

Assembly Bill No. 45—An act to add Chapter 3 5 (commencing with Section 35450) to Part 4, Division 18 of the Streets and Highways Code, relating to parking districts

Bill read second time

Consideration of Comm.ttee Amendments

The following amendment, proposed by the Committee on Municipal and County Government, was read, and adopted

Amendment No 1

On page 1, between lines 13 and 14, of the printed bill, as amended in Assembly March 11, 1964 insert

"35451 This chapter shall remain in effect until June 30, 1965, and shall be of no force or effect thereafter except that any district which has, by resolution enacted on or before June 30, 1965 declared its intention to take proceedings under this chapter may continue and complete such proceedings and exercise all powers granted by this chapter notwithstanding the termination of the effectiveness of this chapter "

Bill ordered reprinted, and re-engrossed

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No 82—An act to amend Section 69588 of the Government Code, relating to superior courts

Bill read third time, and passed by the following vote

AYES—Ashcraft, Badham Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell Casey Chapel Collier, Cologne, Conrad, Crown, Cusanovich, Danielson Davis, Dills, Donovan, Dymally, Elliott Ferrell, Flournoy, Foran, Frew Gaffney, Garrigus Henson, Huckley, Holmes, Johnson, Knox, Lanterman Marks, Meyers, Mihas, Mills, Monagan, Mulford Pattee, Powers, Quimby, Rumford Song Soto, Stevens, Thelin Veneman, Veysey, Waldie, Warren, Williamson Willson, Winton Young Z'berg, Zenovich and Mr Speaker—62

NOES—None

Bill ordered transmitted to the Senate

Consideration of House Resolution No 52

By Assemblymen Henson, Elliott, and Song

House Resolution No. 52—Relative to congratulating the Community Service Organization at its national convention

NOTE The full text of House Resolution No 52, as amended March 18, 1964, appears at pages 196 and 197 of the Assembly Daily Journal for March 18 1964

Resolution read

Members Made Coauthors of House Resolution No 52

Mr Henson was granted unanimous consent that all Members so desiring be placed upon House Resolution No 52 as coauthors

Roll Call

The following Members indicated a desire to become coauthors

Assemblymen Ashcraft Bane, Barnes Bee, Beilenson Belotti Booth, Britschgi Burgener Carrell, Casey Collier, Cologne Conrad Crown, Cusanovich, Danielson Assemblywoman Davis Assemblymen Dills, Donovan, Dymally, Ferrell Flournoy, Foran Frew Gaffney, Garrigus Huckley Holmes Johnson Knox Lanterman, Marks Meyers, Mihas Mills, Monagan, Mulford Pattee, Petris, Porter, Powers

Quimby, Rumford, Soto, Stevens, Thelin, Unruh, Veysey, Waldie, Warren, Williamson, Willson, Winton, Young, Zberg, and Zenovich

The question being on the adoption of House Resolution No. 52, as amended

Resolution read, as amended, and adopted unanimously

CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the first item on the Consent Calendar

CONSENT CALENDAR—ASSEMBLY BILLS

Consideration of House Resolution No. 53

By Assemblymen Marks, Gaffney, Meyers, and Foran

House Resolution No. 53—Relative to Mount Zion Hospital and Medical Center

NOTE: The full text of House Resolution No. 53 appears at page 159 of the Assembly Daily Journal for March 12, 1964

Resolution read, and adopted by the following vote

AYES—Ashcraft, Badham, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, Meyers, Mihas, Mills, Monagan, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Song, Soto, Stevens, Thelin, Veneman, Waldie, Warren, Whetmore, Willson, Young, Zberg, Zenovich, and Mr. Speaker—67

NOES—None

Consideration of House Resolution No. 54

By Assemblyman Soto

House Resolution No. 54—Relative to congratulating Joseph Szabo, Jr.

NOTE: The full text of House Resolution No. 54 appears at pages 159 and 160 of the Assembly Daily Journal for March 12, 1964

Resolution read, and adopted by the following vote

AYES—Ashcraft, Badham, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, Meyers, Mihas, Mills, Monagan, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Song, Soto, Stevens, Thelin, Veneman, Waldie, Warren, Whetmore, Willson, Young, Zberg, Zenovich, and Mr. Speaker—63

NOES—None

REPORTS OF STANDING COMMITTEES

Committee on Criminal Procedure

Assembly Chamber, March 19, 1964

Mr. Speaker: The Chairman of your Committee on Criminal Procedure reports Assembly Bill No. 85

With author's amendments with the recommendation: Amend, and re-refer to the Committee on Criminal Procedure

WINTON, Chairman

SECOND READING OF ASSEMBLY BILL NO. 85 (PURSUANT TO RULE NO 59.5)

Assembly Bill No 85—An act to amend Sections 859a, 859b, and 860 of the Penal Code, relating to criminal proceedings before trial

Bill read second time

Motion to Amend

Mr Thelin moved the adoption of the following amendments

Amendment No. 1

In line 1 of the title of the printed bill, strike out "859a, 859b" and insert "859b"

Amendment No 2

On page 1 strike out lines 1 to 10, inclusive and on page 2, strike out lines 1 to 20, inclusive and insert

SECTION 1 Section 859b of the Penal Code is amended to read "

Amendment No 3

On page 2 line 23, strike out "or nolo contendere"

Amendment No. 4

On page 2, line 33, strike out "SEC 3" and insert "SEC 2"

Amendment No. 5

On page 2 line 40, strike out "or nolo contendere"

Amendments read, and adopted

Bill ordered reprinted, engrossed, and to be re-referred to the Committee on Criminal Procedure

MESSAGES FROM THE SENATE

Senate Chamber, March 18 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day passed

Senate Bill No 1
Senate Bill No 15
Senate Bill No 23

J A BEEK, Secretary of the Senate
By Tom Kane, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time

Senate Bill No. 1—An act to add Sections 45 5 and 45 6 to the Citrous Pest District Control Act (Chapter 89 of the Statutes of 1939), relating to citrous trees, and declaring the urgency thereof, to take effect immediately

Referred by the Speaker pro Tempore to the Committee on Agriculture

Senate Bill No. 15—An act to amend Section 986 5 of the Military and Veterans Code, relating to the Veterans Farm and Home Purchase Act of 1943

Referred by the Speaker pro Tempore to the Committee on Ways and Means.

Senate Bill No. 23—An act to authorize a loan to the Yuba County Water Agency in connection with the Yuba River Development, and prescribing the terms and conditions upon which such loan shall be made

Referred by the Speaker pro Tempore to the Committee on Water

MESSAGES FROM THE SENATE

Senate Chamber, March 18, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day adopted

Senate Concurrent Resolution No 7
Senate Concurrent Resolution No 8
Senate Concurrent Resolution No 9

J A BECK, Secretary of the Senate
By Tom Kane, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolutions were read

Senate Concurrent Resolution No. 7—Relative to the California Law Revision Commission

Referred by the Speaker pro Tempore to the Committee on Rules

Senate Concurrent Resolution No. 8—Relative to expenses of the Joint Interim Committee on Law Revision

Referred by the Speaker pro Tempore to the Committee on Rules

Senate Concurrent Resolution No. 9—Relative to expenses of the Joint Interim Committee on Uniform Laws

Referred by the Speaker pro Tempore to the Committee on Rules

Minority Floor Leader Presiding

At 11 16 a m Hon Charles J Conrad 57th District, presiding

WITHDRAWAL AND RE-REFERENCE OF ASSEMBLY BILL NO. 117

Mr Crown was granted unanimous consent that Assembly Bill No 117 be withdrawn from the Committee on Ways and Means, and re-referred to the Committee on Civil Service and State Personnel

ADJOURNMENT

At 11 20 a m , on motion of Mr Waldie, the Minority Floor Leader declared the Assembly adjourned until 2 30 p m , Monday, March 23, 1964

JESSE M UNRUH, Speaker

ANABEL WHANG, Minute Clerk

CALIFORNIA LEGISLATURE

1964 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

NINETEENTH LEGISLATIVE DAY

THIRTY-FIRST CALENDAR DAY

IN ASSEMBLY

Assembly Chamber
Monday, March 23, 1964

The Assembly met at 2 27 p m
Hon Carlos Bee, Speaker pro Tempore of the Assembly, presiding
Chief Clerk James D Driscoll at the Desk
Assistant Clerk Malcolm MacIntyre reading

ROLL CALL

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

Allen, Alquist, Ashcraft Badham, Bagley, Bane, Barnes, Bee, Beilenson Beloth, Booth Britschu, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad Crown, Cusanovich Danielson, Dunnemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott Flournoy, Foran, Frew, Gaffney Garrigus, Gonsalves Greene, Hanson Hinckley, Holmes Johnson, Kennick, Knox, Lanterman Marks, McMillan Meyers, Millias Mills Monagan Moreno Mulford, Petris, Porter, Powers, Quimby, Rumford Ryan, Song, Soto, Stanton, Stevens, Thelin, Veneman, Veysey, Waite, Waldie Warren, Whetmore, Williamson, Willson, Winton, Young, Zbarg, Zenovich, and Mr Speaker—75

Quorum present

PRAYER

The following prayer was offered by the Chaplain, Rev Robert R Ferguson

Eternal God Our Father, At the outset of this holy week we remember that prayer which our Lord God taught His disciples to pray

Our Father, Who art in heaven, hallowed be Thy Name, Thy kingdom come Thy will be done, on earth as it is in heaven Give us this day our daily bread and forgive us our debts as we forgive our debtors, for Thine is the kingdom and the power and the glory forever —AMEN

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Bee, Mr Badham then led the Assembly in the pledge of allegiance to the Flag

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Mr Lanterman, seconded by Mr Stevens

LEAVES OF ABSENCE FOR THE DAY

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

Mr Pattee, on motion of Mr Conrad

Mr Ferrell on motion of Mr Waldie

Mr Thomas, on motion of Mr Waldie

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following bills were introduced, and read the first time

Assembly Bill No. 135: By Assemblyman Waldie—An act to amend Sections 6751 and 6753 of the Education Code, relating to educationally handicapped minors

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 136: By Assemblyman Monagan—An act to add Section 17266 to the Revenue and Taxation Code, relating to personal income tax

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 137: By Assemblyman Monagan—An act to amend Section 6359 of the Revenue and Taxation Code relating to sales and use taxes

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 138: By Assemblyman Mihas—An act to amend Sections 8008, 8011, and 8023 of to amend and renumber Section 8202 3, as contained in Section 6 of Chapter 2017 of the Statutes of 1963, and Section 8204, as added by Section 19 of Chapter 2017 of the Statutes of 1963, of, and to repeal Sections 8012, 8013, and 8014 of, the Elections Code, relating to proceedings of political parties

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 139: By Assemblymen Mihas, Alquist, and Stanton—An act to amend Section 17601 1 of the Education Code, relating to state financial support for the public schools

Held at desk by order of the Speaker pro Tempore

Assembly Concurrent Resolution No. 16: By Assemblymen Willson and Young (Senator Regan, coauthor)—Relative to an interim study in the field of domestic relations

Referred by the Speaker pro Tempore to the Committee on Rules

Assembly Bill No. 140: By Assemblymen Bagley and Alquist—An act to amend Section 6651 5 of the Elections Code, relating to the conduct of elections

Held at desk by order of the Speaker pro Tempore

RESOLUTIONS

The following resolutions were offered

By Assemblyman Unruh

House Resolution No 74

Relative to commending the persons associated with American Host Program and urging its support

WHEREAS, In their travels abroad to study school systems in Europe, Tom Murphy and his wife, both teachers and Californians, found that the majority of European teachers formed their opinions of life in the United States from movies, novels and the sensational press all of which fostered gross misconceptions of our American philosophy and way of life, and

WHEREAS, Tom Murphy found that European teachers were vitally interested in life in our country and that literally hundreds wished to visit the United States but did not do so as they felt that the high cost of tourist travel in the United States was beyond their means, and

WHEREAS, To enable European teachers to visit in the United States to observe life here and to dispel the distorted images they have of our country, Tom Murphy conceived the American Host Program, and

WHEREAS, Under the American Host Program teachers are brought from the free nations of Europe to live for a month during the summer as guests of American families to observe firsthand those factors which make the American way of life the best the world has known, and

WHEREAS, Since its inception the American Host Program in 1962 brought 60 European teachers to this country, 142 in 1963, and will bring 300 in 1964, and

WHEREAS, The section of the program named Californians at Home is concerned with placing European teachers with California families and will be expanded to provide hospitality for hundreds of visiting foreigners each year, and

WHEREAS, Because of the high purpose of the American Host Program and because of great influence it has upon the fight for freedom, all California citizens, civic groups, service clubs, chambers of commerce cities and counties should be urged to participate in it, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members thereof take this opportunity to commend those associated with the establishment and operation of the American Host Program and to urge all Californians to support and assist the program to achieve its high goals, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit suitably prepared copies of this resolution to Tom Murphy, Founder and Director of the American Host Program, and to Paul Hardeman, National Chairman of the American Host Program

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Unruh

House Resolution No 75

Commending the Sacramento Community Welfare Council

WHEREAS, The Community Welfare Council of the Greater Sacramento Area has in its efforts to solve the problems of school drop-outs and youth unemployment and to provide responsible homework assistance for children whose homes are not conducive to study or whose parents are unable to give adequate homework assistance, established 19 neighborhood study centers in low-income neighborhoods, and

WHEREAS, Churches of all denominations, youth centers, labor unions, and schools are cooperating with this program and have donated much needed space for study centers, and

WHEREAS, The volunteer study center tutors include some 70 adults and 150 college students recruited by Sacramento State College, Sacramento City College and the American River Junior College, and

WHEREAS, The neighborhood study center program has been well publicized throughout the metropolitan Sacramento area by the *Sacramento Bee*, the *Sacramento Union*, the *Sacramento Observer*, and the educational television station KVIE (Channel 6), and

WHEREAS, The State Department of Social Welfare has granted $5,000 to the Community Welfare Council of the Greater Sacramento Area for the hiring of a part-time staff for nine months to coordinate the entire study center program, and

WHEREAS, Some 1,000 children of all races who need and want assistance with their homework have enrolled in study centers in the Sacramento area, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members thereof hereby congratulate and commend the Community Welfare Council of the Greater

Sacramento Area and the cooperating organizations and volunteers upon their outstanding neighborhood study center program and upon their dedicated efforts and exemplary cooperation and determination in seeking solutions to pressing social and educational problems, 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 Community Welfare Council of the Greater Sacramento Area

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Mulford

House Resolution No 76

Relative to commending Dr Wallace Sterling, President of Stanford University

WHEREAS, Another accolade has been given Dr Wallace Sterling, distinguished president of Stanford University, in the form of the University's Alumni Association's Herbert Hoover Medal for outstanding service and

WHEREAS A Canadian by birth Dr Sterling obtained much of his education in Canada and was awarded a Ph D at Stanford in 1938, and

WHEREAS, He has been in the education field for over thirty-five years, and has made invaluable contributions to the academic arts, and

WHEREAS Dr Sterling has been the recipient of many honorary degrees from leading educational institutions, not only in this country but abroad, and

WHEREAS Since becoming President of Stanford University in 1949 Dr Sterling has effectively administered the operations of the University and has planned for the future of Stanford in the highest tradition of that citadel of learning, now, therefore be it

Resolved by the Assembly of the State of California, That the Members commend Dr Wallace Sterling for his past accomplishments and keen interest in education, and wish him continued success in all of his worth-while endeavors, and be it further

Resolved That the Chief Clerk shall transmit a suitably prepared copy of this resolution to Dr Wallace Sterling, President of Stanford University

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblymen Moreno and Gonsalves

House Resolution No 77

Commending Joe R Ramirez

WHEREAS, One of Santa Fe Springs' most ardent and enthusiastic boosters is former City Councilman Joe R Ramirez and

WHEREAS, Joe Ramirez was a member of the Los Nietos School Board for seven years, serving one year as president, and

WHEREAS, He is an active member of the Santa Fe Springs Kiwanis Club and has served as a capable Finance Chairman and Construction Chairman for the Santa Fe Springs Rose Float Association, and

WHEREAS, Joe Ramirez was the Democratic Party Campaign Co-ordinator for Governor Brown and Lieutenant Governor Anderson in the 1958 election, and

WHEREAS, Mr Ramirez has a distinguished record of service as a flight engineer and ground crew chief with the U S Army Air Corps in World War II, spending four years in England, and receiving the Good Conduct Medal the European Theater of Operations Ribbon, four Battle Stars, a Silver Star, and a Bronze Star with Oak Leaf Cluster, and

WHEREAS, He has continued his interest in the country's defense as an active member of American Legion Post 411, Veterans of Foreign Wars Post 4138, and the American G I Forum of the United States, and

WHEREAS, He has long been very active with the Mazatlan Baseball Team in California, and

WHEREAS, Mr Ramirez has served as representative to the League of California Cities, and most recently held the honored position of Councilman of the City of Santa Fe Springs from September 1962 to February 1964, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members hereby commend Joe R Ramirez on his fine record of public service and participation in community affairs and wish him continued success in all of his 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. Ramirez

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Waite

House Resolution No. 78

Relative to the retirement of J. Russell Croad

WHEREAS, The Members of the Assembly have learned of the retirement of J. Russell Croad as Superintendent of the Burbank Unified School District, in which capacity he has served since July 1945, and

WHEREAS, Prior to the commencement of his service as Superintendent of Schools in Burbank, he held a like position for six years in respect to the schools in Montrose, after years of service as a teacher and principal in the schools of Sacramento, Calistoga and Chico, and

WHEREAS, His years at the helm of the Burbank school system have seen unprecedented growth in the educational facilities of the community, and

WHEREAS Mr. Croad has served as California Director of the National Education Association, as President of the California Association of School Administrators, as Secretary of the California Association of Public School Superintendents, and as an active member of the Legislative Committee of the California Teachers Association, and

WHEREAS He has also found time to participate in the work of numerous civic organizations, such as the Rotary Club, the Community Chest, the Boy Scouts, the Red Cross, and the Burbank Chamber of Commerce, and

WHEREAS His career has been most active and challenging and thereby most rewarding; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members commend J. Russell Croad for his many years of distinguished public school service and extend to him best wishes for a happy 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 J. Russell Croad

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Frew

House Resolution No. 79

Relative to the Porterville Union High School and Junior College Studio Band

WHEREAS, A band of note, the Porterville Union High School and Junior College Studio Band has been selected to appear for two days at the World's Fair in New York; and

WHEREAS, This outstanding musical and entertainment group has an impressive record of past performances throughout the West and in the Pacific; and

WHEREAS As goodwill ambassadors of this State, the Studio Band will entertain at many installations of the armed forces of the United States both en route and on the return trip from the World's Fair engagement; and

WHEREAS The group has struck many chords of friendship while performing before innumerable audiences; and

WHEREAS The group has been arduously preparing not only for the forthcoming tour, but to earn sufficient funds with which to finance the trip, a splendid example of administrator, teacher and student ingenuity and willingness to work, to assure success in an exciting adventure without the aid of money from the taxpayers; and

WHEREAS It is appropriate to commend such a fine musical organization; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members highly congratulate the Porterville Union High School and Junior College for their exceptionally fine musical groups, the Studio Band and the Panther Band and extend their best wishes for a job well done to Mr. Frank "Buck" Shaffer, Director of such bands and wish the schools bands, and director the finest of success and the greatest of honors, not only in the forthcoming tour, but in the years ahead; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit suitably prepared copies of this resolution to the Porterville Union High School and Junior College and Mr. Frank Shaffer.

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

By Assemblymen Elliott, Moreno, and Song

House Resolution No. 80

Relative to congratulating Consuelo Castillo de Bonzo on the occasion of the fortieth anniversary of the founding of La Casa La Golondrina Restaurant.

WHEREAS, A gala fiesta is being held in Olvera Street in the Pueblo de Los Angeles State Historical Monument on April 5th of this year in honor of Consuelo Castillo de Bonzo, noted civic and cultural leader of Los Angeles, this being the fortieth anniversary of the founding of Casa La Golondrina Restaurant, a pioneer establishment in the promotion of the restoration of the Plaza-Olvera Street area in Los Angeles and in the preservation of the Mexican, Spanish, and early California heritage of Los Angeles; and

WHEREAS, This fiesta will feature the music and folk dances of Mexican and Spanish derivation and the presentation of governmental officials and other dignitaries; and

WHEREAS, Mrs. Consuelo Castillo de Bonzo came to Los Angeles at a very young age and opened her first restaurant in 1924 at the site of the present City Hall and this was the first eating place in our City proudly bearing the designation of Mexican Cafe; and

WHEREAS, Mrs. de Bonzo, who is still the living symbol of hospitality in Olvera Street according to the tradition of early California, also carries on a very busy, active life in civic affairs as well; and

WHEREAS, From the original tiny cafe which had a seating capacity of 20 and which had opening day receipts of only $12.00, there evolved a series of interesting, influential events, such as a cafe directly across from the San Gabriel Play House in the days of the original Mission Play, the quaint patio cafe on Catalina Island called 'El Encanto,' a flourishing Latin center, and later another restaurant in a Hollywood location now overrun by the freeway; and

WHEREAS, The present restaurant on Olvera Street, the birthplace of Los Angeles, is called Casa La Golondrina, named after the song of the swallow, and was the realization of Mrs. de Bonzo's project of perpetuating the traditional fiesta of early California which is truly a way of life in the setting of the Pelanconi which is also Los Angeles' first big building; and

WHEREAS, The simple bill of fare has hardly changed in almost 40 years, and some of the employees, including the chef, have worked for this establishment for more than 25 years, serving out dollar luncheons on the old tile sidewalk and fireside dinners on the original hand hewn beams of the more than a century old house; and

WHEREAS, As for the fiestas, one can count on a great celebration of the 'Mardi Gras,' 'Las Posadas,' 'Cinco de Mayo,' 'La Noche del Grito' (September 15), 'La Bendicion de Los Animales,' as this and other fiestas are celebrated annually in full dress at Casa La Golondrina on Olvera Street just as they were in the early days of El Pueblo de Los Angeles, and every night there are strolling troubadours as part of the colorful programs; and

WHEREAS, La Golondrina makes it a point to extend an invitation to the children who are always welcome and especially invited to the evening fiesta programs for this is directly a family institution; and

WHEREAS, Forty years of activity in the Olvera Street area have given Mrs. de Bonzo prestige and civic recognition in the community, and she is especially active in the civic, patriotic Mexican Committee, which has charge of the annual 15th of September program on the steps of the City Hall; and

WHEREAS, Mrs. de Bonzo, who is now aided by her son, Alfredo, in the management of the restaurant, has been given recognition by a number of civic and cultural organizations, and as she prepares to celebrate the 40th Anniversary of La Golondrina Cafe on April 5th, there is no question about the fact that she is one of the most popular and outstanding personalities of the Plaza-Olvera Street area; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly, on the occasion of the fortieth anniversary of the founding of Casa La Golondrina Restaurant, take this opportunity to congratulate Consuelo Castillo de Bonzo for her invaluable efforts in promoting restoration of the Plaza-Olvera Street area in the City of the Angels, and extend to her our heartiest commendation for her services in preserving for all people the priceless Spanish and Mexican heritage, which is so large a part of California's greatness, and be it further

Resolved, That the Chief Clerk of the Assembly transmit suitably prepared copies of this resolution to Consuelo Castillo de Bonzo

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblymen Young and Carrell

House Resolution No. 81

Relative to an interim study of exhaust pipes on diesel trucks and buses

WHEREAS, The law now does not require the exhaust pipes on diesel trucks and buses to extend vertically to the tops of the vehicles, and

WHEREAS, As a consequence, the escaping fumes, gas and fuel residue are blown back into the traffic following, and

WHEREAS, The result is a nuisance, an inconvenience and possible health hazard to others, now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is directed to assign to an appropriate interim committee for study the feasibility and advantages of requiring exhaust pipes on trucks and buses to extend to the tops of the vehicles, and to direct such interim committee to report its findings and recommendations to the Legislature by the fifth legislative day of the 1965 Regular Session

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Waldie

House Resolution No. 82

Relative to additions to Mount Diablo State Park in Contra Costa County

WHEREAS, There is a growing need for public recreation facilities to serve the nearby burgeoning population of the San Francisco-Oakland Metropolitan Area, and

WHEREAS, There are extremely scenic and usable portions of Mount Diablo available for park and recreational purposes, and

WHEREAS, The slopes of Mount Diablo can be expected to become rapidly urbanized as the population of the Bay Area spreads inland, and

WHEREAS, The County of Contra Costa is fully in accord with an enlargement of the present boundaries, and

WHEREAS, Proposition No. 1 at the November 1964 general election provides for expenditures of $150,000,000 for acquiring and developing state and regional beach, park, recreational, and historical facilities, and

WHEREAS, Failure to initiate project studies prior to the passage of Proposition No. 1 will result in the delay of one year on the legislative approval of these projects, now, therefore be it

Resolved by the Assembly of the State of California That the Department of Parks and Recreation is directed to undertake a study to determine the feasibility of rounding out the present boundary of Mount Diablo State Park in Contra Costa County and to comply with the provisions of the Cameron-Unruh Beach, Park Recreational and Historical Facilities Bond Act of 1964 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 Parks and Recreation

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblymen Waite, Thelin, and Bane

House Resolution No. 83

Relative to commending Mrs. Glen Seltzer

WHEREAS, The Assembly has learned of the selection of Mrs. Glen Seltzer as "Woman of the Year" for the City of Burbank, and

WHEREAS, Mrs. Seltzer has faithfully served the City of Burbank as a civic leader, contributing to its cultural advancement, its religious enrichment and its improved social welfare, and

WHEREAS, She was President of the Burbank Woman's Club during 1962-1963 and President of the Burbank Junior Woman's Club in 1958 and faithfully served these organizations in their many community activities, and

WHEREAS, She was a member of the Committee of One Hundred for the

Resolution read and adopted by the following vote:

AYES—Allen, Alquist, Ashcraft, Badham, Barnes, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Conrad, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Flournoy, Foran, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Milias, Mills, Monagan, Mulford, Petris, Porter, Quimby, Rumford, Ryan, Song, Stevens, Thelin, Thomas, Veneman, Veysey, Waldie, Warren, Whetmore, Williamson, Winton, Young, Z'berg, Zenovich, and Mr. Speaker—69.
NOES—None.

Resolution ordered transmitted to the Senate.

ANNOUNCEMENTS

Mr Mulford announced that there would be a Republican Caucus immediately upon adjournment of the First Extraordinary Session in the Assembly Lounge

RESOLUTION REMOVED FROM CONSENT CALENDAR

On request of Mr Winton, House Resolution No. 57 was removed from the Consent Calendar.

Above resolution ordered placed on the third reading file

Request for Unanimous Consent

Mr Winton was granted unanimous consent to take up House Resolution No 57 without reference to file, for purpose of amendment.

Consideration of House Resolution No. 57

By Assemblyman Winton:

House Resolution No. 57—Congratulating Dr. George I Deane, Jr.

Resolution read

Motion to Amend

Mr. Winton moved the adoption of the following amendment:

Amendment No. 1

In the third WHEREAS clause of the measure as printed on page 167 of the Assembly Journal for March 9, 1964, in the fourth line, strike out "Medical", and insert "Merced".

Amendment read and adopted.

House Resolution No. 57, as Amended

By Assemblyman Winton:

House Resolution No. 57

Relative to congratulating Dr. George I. Deane, Jr.

WHEREAS, California's recent rapid development and her attainment of a position of leadership in national affairs is in large measure due to the unique ability, dedication, and devotion of its men and women; and

WHEREAS, One such man is George I Deane, Jr., who on February 21, 1964, was named Optometrist of the Year by the California Optometric Association; and

WHEREAS, Dr. Deane has for many years worked tirelessly for his profession, having served as chairman of various committees of the California Optometric Association, as president of the California Optometic Association, as president of the Central California Optometric Society, as optometric consultant for the Merced County Department of Public Welfare, as a member of the Advisory Committee on School Health to the State Department of Education, and as president of the University of California Optometry Alumni Association; and

WHEREAS, In spite of his many professional obligations, Dr. Deane has found time to participate in numerous community activities; and

WHEREAS, He is the Past Director of the Merced City Chamber of Commerce, the Past Exalted Ruler of the B.P.O.E. 1240, the Past President of the Merced

Rotary, the Past President of the Merced Trade Club, a member of the Board of Education of the Merced City School District, and a life member of the California Council of Parents and Teachers; and

WHEREAS, The State of California is indeed fortunate that she is possessed of men of the caliber of Dr. Deane who are not only willing to give selflessly of their time and effort to their community but, who, as well, are possessed of sufficient competence, energy and dedication to make a success of their efforts; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members congratulate Dr Deane for his outstanding and magnificent work on behalf of his profession, and extend to him their highest commendation for his exemplary and devoted service to the people of this 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 Dr. Deane.

Request for Unanimous Consent

Mr. Winton was granted unanimous consent to take up House Resolution No. 57, as amended, without reference to file, at this time.

Resolution read, as amended, and adopted unanimously.

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO. 59

Mr. Thomas was granted unanimous consent that Rule No. 59 be temporarily suspended for the purpose of setting Assembly Concurrent Resolution No. 13 for hearing in the Committee on Rules at 9.30 a.m., on March 19, 1964.

COMMUNICATIONS

The following communications were presented by the Chief Clerk and ordered printed in the Journal:

March 18, 1964

James D. Driscoll, Assembly Chief Clerk
State Capitol, Sacramento

Dear Mr. Driscoll: I was shown as voting on House Resolutions Nos. 53 and 37 in the Assembly Journal of March 17, 1964 (Budget Session). I was excused from attending this session and was voted inadvertently.

I would therefore request that my name be removed from these roll calls in the corrected Journals

Very truly yours,

ROBERT E. BADHAM
F. DOUGLAS FERRELL
C. GEORGE DEUKMEJIAN

March 18, 1964

James D. Driscoll, Assembly Chief Clerk
State Capitol, Sacramento

Dear Mr Driscoll. I was shown as voting on House Resolutions Nos. 53 and 37 in the Assembly Journal of March 17, 1964 (Budget Session), and also on that day's Consent Calendar I was excused from attending this session and was voted inadvertently.

I would therefore request that my name be removed from these roll calls in the corrected Journals.

Very truly yours,

ROBERT W. CROWN

NOTE: There being no objections, the above corrections were made in the corrected Journal for March 17, 1964.

By Assemblyman Gonsalves

House Resolution No 87

Relative to so-called fashion shows

WHEREAS, The California fashion industry is one of the State's most important economic enterprises, and

WHEREAS, That industry has for many years used the fashion show as a prime means of directing public attention to the latest in California ready-to-wear, and

WHEREAS This legitimate use is now being threatened by a few persons, in an effort to capitalize on the sensational, are using fashion shows not to display clothing, but rather the lack thereof, and

WHEREAS, Such a situation is not only unfair to the California fashion industry, but is also offensive to many citizens of this State who object to being exposed to nudity and semi-nudity under the guise of seeing the latest creations in clothing, now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is requested to assign to an appropriate interim committee for study the subject of this resolution and to direct such committee to report thereon to the Assembly not later than the fifth legislative day of the 1965 Regular Session of the Legislature

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

INTRODUCTION OF GUESTS

Speaker pro Tempore Bee introduced Mrs Evelyn Dannemeyer, wife of Assemblyman William Dannemeyer, of Fullerton, and their children, Bruce, Kim, and Susan, to the Members, who joined in welcoming them on their visit to the Assembly Chamber

REQUESTS FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO 59

Mr Willson was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Assembly Concurrent Resolution No 16 for hearing in the Committee on Rules at 9 30 a m, on Tuesday, March 24, 1964

Mr Allen was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Assembly Bill No 125 for hearing in the Committee on Elections and Reapportionment at 1 30 p m, on Wednesday, March 25, 1964

REQUEST FOR UNANIMOUS CONSENT TO WITHDRAW AMENDMENTS TO ASSEMBLY BILL NO. 58

Mr Allen was granted unanimous consent to withdraw one set of the committee amendments to Assembly Bill No 58, which is on the Second Reading File for this day, in order that the remaining amendments will fit the bill

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Mr Monagan was granted unanimous consent that the following List of School District Projects Approved or Pending Before the State Allocations Board be printed in the Journal

School District Projects Approved or Pending Before the State Allocations Board That Could Be Affected by Delay in Passage of the Proposed State School Aid Building Bond Issue

District	*Total*
Alameda County	
Amador Valley Joint Union High	$235,476 00
Centerville	418,674 00
Centerville	118,500 00
Independent	76,500 00
Independent	248,112 00
Irvington	1,800,316 00
Livermore	709,914 00
Livermore	87,638 00
Livermore	86,362 15
Livermore Joint Union High	187,011 00
Murray	807,080 00
Newark	105,500 00
Newark	829,510 00
Pleasanton Joint	374,664 00
Warm Springs	310,381 00
Washington Union High	1,604,253 00
Washington Union High	314,502 70
Contra Costa County	
Alamo	76,755 97
Alamo	390,626 40
Alamo	63,620 00
Mt Diablo Unified	45,312 05
Mt Diablo Unified	6,662 70
Mt Diablo Unified	20,193 80
Mt Diablo Unified	11,669 90
Mt Diablo Unified	6,359 00
Mt Diablo Unified	21,655 70
Mt Diablo Unified	11,277 20
Mt Diablo Unified	16,450 50
Mt Diablo Unified	25,092 00
Mt Diablo Unified	115,861 40
Mt Diablo Unified	1,520,340 43
Mt Diablo Unified	2,711,155 89
Mt Diablo Unified	4,004 00
Mt Diablo Unified	109,957 00
Mt Diablo Unified	47,807 00
Mt Diablo Unified	71,850 00
Mt Diablo Unified	320,900 00
Mt Diablo Unified	51,800 00
Mt Diablo Unified	289,039 00
Moraga	205,359 00
San Ramon	186,278 00

School District Projects Approved or Pending Before the State Allocations Board That Could Be Affected by Delay in Passage of the Proposed State School Aid Building Bond Issue—Continued

District	*Total*
El Dorado County	
Northside Union	2,026 00
Placerville Union	732,356 36
Rescue Union	148,416 78
Humboldt County	
Eureka City High	2,021,608 00
Imperial County	
Holtville Union	49,746 00
San Pasqual Valley Unified (High)	428,678 00
Kern County	
Southern Kern Unified High	1,102,909 00
Kings County	
Hanford	272,643 00
Lakeside Union	359,537 04
Lake County	
Lakeport Unified	886,625 00
Middletown Unified (High)	35,639 00
Los Angeles County	
Azusa Unified	646,947 00
Baldwin Park Unified	858,470 00
Bassett Unified	2,302,159 00
Bloomfield	914,931 00
Bonita Unified	418,706 08
Charter Oak Unified	685,657 00
Claremont Unified	182,309 74
Covina Valley Unified	89,248 00
Covina Valley Unified	34,965 43
Covina Valley Unified	186,534 83
Covina Valley Unified	264,598 90
Covina Valley Unified	49,570.47
Covina Valley Unified	93,258 36
Covina Valley Unified	135,221 17
El Monte	1,540,693 00
El Rancho Unified	561,722 57
Garvey	92,408 00
Garvey	267,423 99
Hudson	706,744 00
Hudson	908,816 82
Hudson	379,950 00
Hudson	370,425 00
La Puente Union High	1 300,552 00
La Puente Union High	508 910 00
Las Virgenes Unified	1 749 984 92
Lowell Joint	175,699 00
Mountain View	1,666,036 00
Rowland (Formerly Rowland Union)	952,283 00

School District Projects Approved or Pending Before the State Allocations Board That Could Be Affected by Delay in Passage of the Proposed State School Aid Building Bond Issue—Continued

District	*Total*
Rowland	864,311 00
South Whittier	169,772 20
Sulphur Springs Union	144,597 95
Torrance Unified	71,661 63
Walnut	651,721 00
Walnut	339,975 00
West Covina Unified	1,025,198 00
Westside Union	199 223 00
Madera County	
Wasuma Union	175,085 00
Marin County	
Dixie	356,873 00
Dixie	124,331 29
Fairfax	127,166 00
Novato Unified	828,512 00
Reed Union	262,930 00
Reed Union (Amended)*	+27,712 03
Mono County	
Bridgeport	91,088 00
Monterey County	
Greenfield Union	434,292 00
Marina	162 624 00
Marina	294,663 61
Pacific Grove Unified (High)	362 00
Napa County	
Browns Valley	54,000 00
Nevada County	
Ready Springs Union	99,066 00
Orange County	
Anaheim Union High	2,731,179 00
Anaheim Union High	514,549 82
Buena Park	109,635 37
Buena Park	107,799 67
Buena Park	137,602 25
Buena Park	38 905 45
Buena Park	130,925 08
Buena Park	827,879 30
Centralia	246,453 00
Costa Mesa Union	1 483,267 00
Fountain Valley	156,800 00
Fullerton	549,598 97
Garden Grove	1,522,235 00
Garden Grove Union High	3,678,929 00
Garden Grove	226,639 80
La Habra City	465,133 00

* Increase in project costs only

School District Projects Approved or Pending Before the State Allocations Board That Could Be Affected by Delay in Passage of the Proposed State School Aid Building Bond Issue—Continued

District	*Total*
Magnolia	1,628,075 00
Ocean View	682,759 00
Ocean View	1,292,850 00
Ocean View	397,300 00
Ocean View	398,675 00
Orange Unified (Amended) *	+ 699,114 00
Orange Unified	532,050 00
Orange Unified	364,228 00
Orange Unified	448,415 00
Orange Unified	154,019 00
Orange Unified	154,117 00
Orange Unified	402,896 83
Orange Unified	199 668 51
Orange Unified	185,511 08
Orange Unified	259,705 72
Tustin	516,563 00
Westminster	1,923,152 00
Yorba Linda	584,417 00
Placer County	
Ackerman	115,983 00
Newcastle	134,030 00
Ophir	238,499 00
Rocklin	314,582 00
Riverside County	
Alvord Unified	283,431 22
Alvord Unified	102,330 80
Corona Unified (High)	421,646 00
Moreno Valley Unified	249,657 00
Union Joint (Acquired by Jurupa Unified)	2,512 00
Sacramento County	
Del Paso Heights	351,392 00
Elk Grove Unified	1,877,044 61
Folsom Joint Unified	1,189,647 00
Folsom Joint Unified	10,778 00
Folsom Joint Unified	33,625 00
Folsom Joint Unified	1,801,000 00
Grant Union High	92,666 00
Grant Joint Union High (Formerly Grant Union High)	1,529,377 00
Rio Linda Union	617,917 00
Rio Linda Union	40,189 85
Rio Linda Union	38,631.70
Robla	56,437 00
San Juan Unified	226,123 00
San Juan Unified	372,711 81
San Bernardino County	
Barstow Union	572,021 00

* Increase in project costs only.

School District Projects Approved or Pending Before the State Allocations Board That Could Be Affected by Delay in Passage of the Proposed State School Aid Building Bond Issue—Continued

District	*Total*
Barstow Union	39,950 00
Barstow Union	90,600 00
Chino Unified	920,118 00
Mountain View	54,802 00
Ontario	2,912,668 00
Rialto	236,825 00
Rialto	47,977 17
Wrightwood	208,284 00
San Diego County	
Cajon Valley Union	438,284 00
Escondido Union High	590,668 71
Grossmont Union High	2,768,868 12
Oceanside Union	387,989 59
Poway Unified (Elem)	1,733,713 00
South Bay Union	78,714 00
San Joaquin County	
Davis	293,824 00
Glenwood	58,178 68
Manteca	581,291 00
Nile Garden Union	112,518 00
Woods	161,475 00
San Luis Obispo County	
Atascadero	3,212 00
Nipomo Union	170,982 96
San Mateo County	
Brisbane	416,664 00
Coast Side Union	445,973 00
Jefferson	10,553 00
Jefferson	652,899 69
Jefferson	614,808 07
Jefferson Union High	785,569 00
Jefferson Union High	409,581 86
Santa Barbara County	
Goleta Union	173,096 00
Goleta Union	20,892 52
Goleta Union	160,227 39
Santa Clara County	
Alum Rock Union	564,086 00
Cambrian	108,723 00
Cambrian	215,800 00
Campbell Union	192,635 00
Cupertino Union	1,559,476 00
East Side Union High	2,012,959 00
Evergreen	113,900 00
Evergreen	95,400 00

School District Projects Approved or Pending Before the State Allocations Board That Could Be Affected by Delay in Passage of the Proposed State School Aid Building Bond Issue—Continued

District	*Total*
Jefferson Union	1,232,090 00
Los Altos	360,128 00
Los Gatos Union	70,935 00
Milpitas	582,688 61
Milpitas	168,894 00
Milpitas	167,173 00
Mt Pleasant	180,836 00
Oak Grove	829,637 00
Santa Clara Union High	1,703,961 00
Union	42,974 00
Union	62,990 00
Union	42,918 00
Whisman	398,155 00
San Martin	357,355 00
Santa Cruz County	
Mountain	306,745 00
Scotts Valley Union	183,871 00
Shasta County	
Buckeye	229,938 00
Columbia	46,815 00
French Gulch-Whiskeytown Union	252,730 00
Siskiyou County	
Mount Shasta Union	180,018 11
Weed Union	300,000 00
Solano County	
Travis Unified	121,453 00
Vacaville Union	71,631 00
Vacaville Union High	12,979 00
Sonoma County	
Bennett Valley Union	133,628 00
Cotati	175 213 00
Gravenstein Union	145,260 00
Harmony Union	360 00
Mark West	193,899 70
Oak Grove Union	329,774 83
Old Adobe Union	180,179 02
Petaluma City High	159,000 00
Piner-Olivet Union	154,637 00
Stanislaus County	
Sylvan Union	193,988 00
Trinity County	
Hyampom	46,507 00
Tulare County	
Kings River Union	52,453 00

School District Projects Approved or Pending Before the State Allocations Board That Could Be Affected by Delay in Passage of the Proposed State School Aid Building Bond Issue—Continued

District	*Total*
Tuolumne County	
Summerville Union High	837,349 00
Ventura County	
Hueneme	233,800 00
Hueneme	147 000 00
Hueneme	124,300 00
Moorpark Union	375,726 00
Pleasant Valley	41,748 76
Simi Valley Unified (Elem)	594,753 00
Timber	727 542 00
Timber	382,787 84
Valley Oaks Union	605,342 00
Yolo County	
Davis Joint Unified	317,251 00
Davis Joint Unified	165,775 00
Yuba County	
Linda	291,729 00

REQUEST FOR UNANIMOUS CONSENT

Mr Petris was granted unanimous consent that the following opinion of Legislative Counsel be printed in the Journal

OPINION OF LEGISLATIVE COUNSEL

State of California
Office of Legislative Counsel
Sacramento, March 18, 1964

Hon Nicholas Petris
Assembly Chamber

Pay T.V.—No 3662

Dear Mr Petris You have asked us two questions regarding Section 35002 of the Revenue and Taxation Code, which we shall answer in series

Question No 1

To what extent does Section 35002 control the operation of subscription television in the State?

Opinion and Analysis No 1

Section 35002 reads as follows

"35002 A subscription television corporation shall have authority to engage in the subscription television business in this State and within all or part of any local agency, local agencies, or combinations thereof and in connection therewith to connect the establishments of subscribers, or to cause such establishments to be connected, with communication conduits by erecting, installing, constructing, repairing, replacing, reconstructing, maintaining and retaining such poles, wires,

cables, conductors, ducts, conduits, vaults, manholes, amplifiers, appliances, attachments and other property as may be necessary for such purpose, in, on, over, along and across any public street, road, highway or freeway or in, on, over, along and across any of the waters within this State in such manner and at such points as not to incommode the public use of the street, road, highway or freeway or to interrupt the navigation of the waters."

As we construe Section 35002, it grants to a subscription television corporation the authority to engage in the subscription television business within this State and within all or part of any local agency, local agencies, or combinations thereof, and more specifically to install, construct and maintain needed facilities in, on, over, along, and across public streets and public waters. The section does require that the facilities which are installed, constructed, and maintained in, on, over, along, and across public streets and public waters be installed, constructed and maintained in such manner and at such points as not to incommode the public use of the street or interrupt the navigation of the water.

In considering the extent to which Section 35002 controls the operation of subscription television in this State, we note the following statement by the court in the recent case of *In re Lane* (1962), 58 Cal 2d 99 (at p 102):

> "Whenever the Legislature has seen fit to adopt a general scheme for the regulation of a particular subject, the entire control over whatever phases of the subject are covered by state legislation ceases as far as local legislation is concerned."

As the court similarly stated, in the case of *Agnew v City of Los Angeles* (1958), 51 Cal 2d 1 (at p 5):

> "A local municipal ordinance that is in conflict with a general law adopted by the Legislature is invalid if it attempts to impose additional requirements in a field that is preempted by the general law."

The authority which Section 35002 grants to a subscription television corporation to engage in the subscription television business and to install, construct, and maintain needed facilities in the public streets would appear to be analogous to the authority the law grants to telephone corporations to engage in business and construct and maintain telephone facilities in the public streets. It has been held by the State Supreme Court, that the construction and maintenance of telephone lines is a matter of state concern. As the court stated in the case of *Pac Tel & Tel Co v City & County of S F* (1959), 51 Cal 2d 766 (at pages 774 and 775):

> "When the Legislature in 1905 reenacted Civil Code section 536 to extend to telephone corporations the offer of a state franchise for the construction and maintenance of communication lines, it intended that the offer, like the same offer

previously made to telegraph corporations [citations] *extend and be accepted in its* entirety throughout the state [citations]

"The offer was made *for the purpose of providing the people of the state with statewide communication services*" (Emphasis added)

We, therefore, think that the courts would hold that by Section 35002 the Legislature has made the right of a subscription television corporation to engage in business within this State and within local agencies, and to install, construct, and maintain its facilities in public streets a matter of state concern, which is not subject to local regulation

Thus, in our opinion Section 35002 bars local agencies from imposing restrictions upon the right of a subscription television corporation to engage in the subscription television business within the local agency or to install, construct, or maintain its facilities in, on, over, along, and across public streets within the local agency

Section 35002 also controls the operation of subscription television in this State by the specific requirement which the section imposes that the facilities which a subscription television corporation installs, constructs, or maintains, in, on, over, along, and across public streets and public waters be installed, constructed, and maintained in such manner and at such points as not to incommode the public use of the public streets or to interrupt the navigation of the waters

Question No 2

Does Section 35002, in fact authorize the operation of pay television and, therefore, had the section not been enacted, could pay television operate in California? We have assumed, for the purpose of this opinion, that the type of pay television involved is wire communication within the State for which no license from the Federal Communication Commission is required

Opinion and Analysis No 2

Initially, we note that everyone has a right to establish and conduct a lawful business (11 Cal Jr 2d, Constitutional Law, Sec 197, at p 600)

There was, prior to the enactment of Section 35002, no provision of either the State Constitution or the laws of this State which would have barred anyone from engaging in the pay television business Thus, pay television could have operated in California, even if Section 35002 had not been enacted

We note, however, that prior to the enactment of Section 35002, there was no provision of the State Constitution or the laws of this State which granted to anyone the right to engage in the subscription television business within local agencies, or to install, construct, or maintain facilities for subscription television in the public streets within local agencies, without complying with such requirements as the local agencies might see fit to impose in the exercise of their "police power" under Section 11 of Article XI of the State Constitution, upon the right of anyone to do so within the local agencies

Very truly yours,

A C MORRISON, Legislative Counsel
By Stanley M Lourimore, Deputy

INTRODUCTION OF GUESTS

Speaker pro Tempore Bee announced the presence in the Chamber of Hon Bill Hanson, of Fresno, a former Member of the Assembly, whereupon the Members joined in welcoming him on his visit to the Assembly Chamber

Speaker pro Tempore Bee introduced Mrs Virginia Unruh, wife of Speaker Unruh, of Inglewood, to the Members, who joined in welcoming her on her visit to the Assembly Chamber

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

The following bills were introduced, and read the first time

Assembly Bill No 141 By Assemblymen Petris, Crown, Young, Stanton, and Waldie—An act to amend Sections 24622 and 24667 of, and to add Sections 24613, 24614 and 24684 to the Revenue and Taxation Code, relating to the taxation of banks, corporations, associations and Massachusetts trusts

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 142. By Assemblymen Petris, Crown, and Waldie—An act to amend Sections 17027, 17053, 17072, 17203, 17204, 17206, 17216 2, 17254, 17262, 17284, 17416, 17503, 17531, 17532, 17533, 17534, 17535, 17536, 17577 17837, 17913, 18152, 18162, 18241, 18242, 18243, 18244, 18245, and 18246 of, to add Sections 17120, 17139, 17154, 17176, 17177, 17205 5, 17266, 17527, 17528, 17594, 17617, 18212, 18213, 18214, 18215, 18216, 18217, 18218, 18402 7, 18802 5, and 18802 7 to, and to repeal Sections 17537, 17537 1, 17538, 17539, 17540, 18247, and 18248 of the Revenue and Taxation Code, relating to personal income taxes

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 143: By Assemblyman Bane—An act making an appropriation for the payment of the expenses of the Senate and Assembly and Members of the Senate and Assembly necessarily incurred by them while attending the 1964 First Extraordinary Session of the Legislature, to take effect immediately

Request for Unanimous Consent

Mr Bane was granted unanimous consent that Assembly Bill No 143 be ordered printed, without reference to committee, and that the bill be placed upon the Second Reading File for the next legislative day

Rush Order Placed Upon Printing of Assembly Bill No. 143

Mr Bane was granted unanimous consent that a rush order be placed upon the printing of Assembly Bill No 143

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

The following bill was introduced, and read the first time

Assembly Bill No. 144: By Assemblyman Winton—An act to amend Section 15302 of the Education Code, relating to public schools

Held at desk by order of the Speaker pro Tempore

RESOLUTIONS

The following resolutions were offered

By Assemblyman Whetmore

House Resolution No 88

Relative to acquisition of beach and upland areas in Orange County

WHEREAS, There is definite need for additional public facilities to serve the millions of people in Southern California seeking outdoor areas for recreation purposes; and

WHEREAS, There is further a particularly great need for more beach areas in Orange County in order that citizens of this State may enjoy the many pleasures and benefits to be gained from recreational activities on and around beaches; and

WHEREAS, Proposition No 1 at the November 1964 general election provides for expenditures of $150,000,000 for acquiring and developing state and regional beach, park, recreational and historical facilities; and

WHEREAS Failure to initiate project studies prior to the passage of Proposition No 1 will result in the delay of one year on the legislative approval of these projects now, therefore, be it

Resolved by the Assembly of the State of California That the Department of Parks and Recreation is directed to undertake a study to determine the feasibility of acquiring additional beach and upland areas in Orange County suitable for the development of public facilities, and to comply with the provisions of the Cameron-Unruh Beach, Park, Recreational, and Historical Facilities Bond Act of 1964 and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a copy of this resolution to the Director of Parks and Recreation

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Badham

House Resolution No 89

Relative to an interim study of aid to families with dependent children

Resolved by the Assembly of the State of California That the Assembly Committee on Rules is directed to refer to an appropriate interim committee for study the subject of illegitimacy within the aid to families with dependent children program, and to direct such interim committee to report its findings and recommendations to the Legislature not later than the fifth legislative day of the 1965 Regular Session of the Legislature

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

REFERENCE OF BILLS TO COMMITTEE

Speaker pro Tempore Bee announced that Speaker Unruh has referred the following bills to the following committees

Assembly Bill No	*Committee*
132	Ways and Means
133	Education
134	Judiciary

Assembly Constitutional Amendment No	
7	Revenue and Taxation

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, March 23, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined
Assembly Bill No 45
Assembly Bill No 57
And reports the same correctly re-engrossed

POWERS, Chairman

Above bills ordered returned to second reading file

Assembly Chamber, March 23, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined
Assembly Bill No 79
And reports the same correctly engrossed

POWERS, Chairman

Above bill ordered returned to second reading file

Assembly Chamber, March 20, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined
Assembly Bill No 27
And reports the same correctly re-engrossed

POWERS, Chairman

Above bill ordered to third reading

Assembly Chamber, March 19, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined
Assembly Bill No 25
Assembly Bill No 92
And reports the same correctly engrossed

POWERS, Chairman

Above bills ordered to third reading

Assembly Chamber, March 20, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined
Assembly Bill No 72
Assembly Bill No 81
And reports the same correctly engrossed

POWERS, Chairman

Above bills ordered to third reading

Assembly Chamber, March 20, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined
Assembly Bill No 14
Assembly Bill No 15
Assembly Bill No 24
Assembly Bill No 91
And reports the same correctly engrossed

POWERS, Chairman

Above bills ordered returned to second reading file

Assembly Chamber, March 20, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined
Assembly Bill No 85
And reports the same correctly engrossed

POWERS, Chairman

Above bill re-referred to Committee on Criminal Procedure

Committee on Rules

Assembly Chamber, March 19, 1964

Mr Speaker Your Committee on Rules reports

Assembly Concurrent Resolution No 11

With amendments with the recommendation Amend, and re-refer to the Committee on Rules

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, March 19, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 61

With the recommendation Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolution be placed on the Consent Calendar

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, March 19, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 56
House Resolution No 57
House Resolution No 58

With the recommendation Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3 the committee recommends that the above resolutions be placed on the Consent Calendar

BANE, Chairman

Above resolutions ordered on file

Assembly Chamber March 19, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 59
House Resolution No 60

With the recommendation That the resolutions be retained in committee and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study

BANE, Chairman

Subject matter of the above resolutions referred to the Committee on Rules

Committee on Water

Assembly Chamber, March 20, 1964

Mr Speaker The Chairman of your Committee on Water reports

Senate Bill No 23

With author's amendments with the recommendation Amend, and re-refer to the Committee on Water

PORTER, Chairman

SECOND READING OF SENATE BILL NO. 23 (PURSUANT TO RULE NO 59 5)

Senate Bill No. 23—An act to authorize a loan to the Yuba County Water Agency in connection with the Yuba River Development, and prescribing the terms and conditions upon which such loan shall be made

Bill read second time

Motion to Amend

Mr Porter moved the adoption of the following amendments

Amendment No. 1

On page 2, line 18, of the printed bill, strike out "to International", and strike out line 19, and in line 20 strike out "of the State of California"

Amendment No 2

On page 2 line 32, strike out "and is designated House Resolution 445)"

Amendment No 3

On page 3, strike out lines 20 to 24, inclusive, and on line 25 strike out "costs, provided, that in", and insert "nance In"

Amendment No. 4

On page 3, line 26, after "until", strike out "the", and insert 'all of the following have taken place

(a) Congress has authorized federal flood control contributions for this project

(b) The Department of Water Resources has made a finding that the Yuba County Water Agency has the financial capacity to repay the loan in the event federal funds are not made available

(c) The

Amendment No 5

On page 3, strike out lines 27 to 31, inclusive and insert United States pursuant to Section 204 of the Flood Control Act of 1960 (Public Law 86-645)

The State shall advance to the agency such sums as the agency may need from time to time, upon receipt from the agency of certificates specifying that the payments due to the agency under its aforementioned contract with the United States, governing the federal flood control contributions to the aforesaid Yuba River Development of the agency, although appropriately requested under the terms of said contract, have not been made when due and payable thereunder or in the full amounts therein authorized and that such deficiencies in payments are needed by the agency, in whole or in part, to pay or reimburse the agency for construction costs already incurred'

Amendment No 6

On page 4 line 28, after act , insert and to protect the State's interest

Amendments read, and adopted

Bill ordered reprinted, and to be re-referred to the Committee on Water

REPORTS OF STANDING COMMITTEES

Committee on Water

Assembly Chamber March 23, 1964

Mr Speaker The Chairman of your Committee on Water reports

Senate Bill No 22

With author's amendments with the recommendation Amend, and re-refer to the Committee on Water

PORTER Chairman

SECOND READING OF SENATE BILL NO 22 (PURSUANT TO RULE NO 59 5)

Senate Bill No. 22—An act to amend Section 12 of the Yuba County Water Agency Act (Chapter 788, Statutes of 1959), relating to the Yuba County Water Agency

Bill read second time

Motion to Amend

Mr Porter moved the adoption of the following amendment

Amendment No 1

On page 2, line 2, of the printed bill strike out all proposals are rejected and insert the board determines that funds available for the construction of the Yuba River Development or any substantial portion thereof are insufficient to permit award of contract to the lowest responsible bidder and rejects all bids on this basis

Amendment read, and adopted

Bill ordered reprinted, and to be re-referred to the Committee on Water

REPORTS OF STANDING COMMITTEES

Committee on Education

Assembly Chamber, March 23, 1964

Mr Speaker The Chairman of your Committee on Education reports

Assembly Bill No 76

With author's amendments with the recommendation Amend, and re-refer to the Committee on Education

GARRIGUS, Chairman

SECOND READING OF ASSEMBLY BILL NO. 76 (PURSUANT TO RULE NO. 59.5)

Assembly Bill No. 76—An act to amend Sections 17301, 17303.5, 17654.5, 17655.5, 17656, 17660, 17664, 17665, 17665.5, 17666.2, 17702, and 17906.2 of the Education Code, relating to the public school system

Bill read second time

Motion to Amend

Mrs Davis moved the adoption of the following amendments

Amendment No. 1

On page 2, lines 9 and 10 of the printed bill, strike out sixty-seven dollars and eighty-two cents ($67.82)', and insert "forty-eight dollars and fifty-eight cents ($48.58)"

Amendment No 2

On page 3, lines 50 and 51, strike out 'Forty-eight dollars and seventy-three cents ($48.73)', and insert 'Twenty-nine dollars and forty-nine cents ($29.49)'

Amendment No 3

On page 4, strike out lines 18 and 19, and insert "six thousand two hundred twenty-five dollars ($6,225) "

Amendment No 4

On page 4, strike out lines 26 and 27, and insert "twelve thousand four hundred fifty dollars ($12,450) "

Amendment No 5

On page 4, strike out lines 34 and 35, and insert "eighteen thousand six hundred seventy-five dollars ($18,675) "

Amendment No 6

On page 4, strike out lines 42 and 43, and insert twenty-four thousand nine hundred dollars ($24,900) "

Amendment No 7

On page 5, strike out line 5, and insert "two hundred twenty-five dollars ($6,225) "

Amendment No 8

On page 5, strike out lines 12 and 13, and insert "twelve thousand four hundred fifty dollars ($12,450) '

Amendment No. 9

On page 5 strike out lines 21 and 22, and insert "eighteen thousand six hundred seventy-five dollars ($18,675) "

Amendment No 10

On page 5, strike out line 30, and insert "-four thousand nine hundred dollars ($24,900) '

Amendment No 11

On page 5 strike out line 40, and insert forty-nine dollars ($249) "

Amendment No 12

On page 5 line 45, strike out 'ninety-one dollars", and strike out line 46 and insert "fifty-nine dollars ($259) "

Amendment No 13

On page 6 line 5, strike out 'seventy-one dollars ($271)', and insert "forty-nine dollars ($249) '

Amendment No 14

On page 6 line 14, strike out 'ninety-one dollars ($291)', and insert "fifty-nine dollars ($279)

Amendment No 15

On page 6, line 24, strike out 'seventy-one dollars', and strike out line 25, and insert 'forty-nine dollars ($249)'"

Amendment No 16

On page 6, line 34, strike out 'ninety-one dollars ($291)', and insert "fifty-nine dollars ($259)'

Amendment No 17

On page 6 strike out line 46, and insert 'thirty-three thousand five hundred dollars ($33,500)'"

Amendment No 18

On page 7, strike out lines 1 and 2, and insert 'thirty-nine thousand one hundred eighty-three dollars ($39,183)'"

Amendment No 19

On page 7, strike out lines 7 and 8, and insert 'forty-four thousand eight hundred sixty-six dollars ($44,866)'"

Amendment No 20

On page 7, strike out lines 13 and 14, and insert 'fifty thousand five hundred forty-nine dollars ($50,549)'"

Amendment No 21

On page 7, strike out lines 19 and 20, and insert 'fifty-six thousand two hundred thirty-two dollars ($56,232)'

Amendment No 22

On page 7, strike out lines 25 and 26 and insert 'sixty-one thousand nine hundred fifteen dollars ($61,915)'

Amendment No 23

On page 7, strike out lines 31 and 32, and insert 'sixty-seven thousand five hundred ninety-eight dollars ($67,598)'

Amendment No 24

On page 7, strike out lines 37 and 38, and insert 'seventy-three thousand two hundred eighty-one dollars ($73,281)'"

Amendment No 25

On page 7, strike out lines 43 and 44, and insert 'seventy-eight thousand nine hundred sixty-four dollars ($78,964)'

Amendment No 26

On page 7, strike out lines 49 and 50, and insert "eighty-four thousand six hundred forty-seven dollars ($84,647)'

Amendment No 27

On page 8, strike out lines 5 and 6, and insert 'ninety thousand three hundred thirty dollars ($90,330)'"

Amendment No. 28

On page 8 strike out lines 11 and 12, and insert "ninety-six thousand thirteen dollars ($96,013)'"

Amendment No. 29

On page 8, strike out lines 17 and 18, and insert 'one hundred one thousand seven hundred dollars ($101,700)'"

Amendment No. 30

On page 8, lines 22 and 23, strike out 'six thousand one hundred eighty dollars ($6,180)', and insert 'five thousand six hundred eighty-three dollars ($5,683)'

Amendment No 31

On page 8, strike out line 33, and insert 'thirty-nine dollars ($,539)'"

Amendment No. 32

On page 8, strike out line 38, and insert 'forty-nine dollars ($349)'"

Amendment No 33

On page 9 strike out line 5, and insert 'forty-nine dollars ($349)'

Amendment No 34

On page 9, strike out line 10, and insert 'fifty-nine dollars ($359)'"

Amendment No 35

On page 9, strike out lines 18 and 19 and insert by six hundred ten dollars ($610)"

Amendment No. 36

On page 10, line 1, strike out "Fifteen cents ($0 15)", and insert 'Twenty-two cents ($0 22)"

Amendment No. 37

On page 10, line 12, strike out 'fifteen cents ($0 15)', and insert "twenty-two cents ($0 22)'

Amendments read, and adopted

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

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

Assembly Chamber, March 24, 1964

Mr Speaker The Chairman of your Committee on Judiciary reports

Assembly Bill No 48

With author's amendments with the recommendation Amend and re-refer to the Committee on Judiciary

WILLSON, Chairman

SECOND READING OF ASSEMBLY BILL NO 48 (PURSUANT TO RULE NO 59 5)

Assembly Bill No. 48—An act to add Section 71600 1 to the Government Code, relating to judicial salaries

Bill read second time

Motion to Amend

Mr Winton moved the adoption of the following amendments

Amendment No. 1

On page 1, line 3, of the printed bill, after "The", insert 'minimum'

Amendment No 2

On page 1, strike out lines 7 to 10, inclusive, and insert 'lowest annual salaried municipal court in the State, less eight thousand five hundred dollars ($8,500)

Amendment No. 3

On page 1, line 12, after 'judge of the", insert 'lowest annual salaried

Amendment No. 4

On page 1, line 13, strike out "that county", and insert the state"

Amendment No. 5

On page 1, strike out lines 14 to 17, inclusive, and insert 'dred dollars ($7 500)"

Amendment No 6

On page 1, line 19, strike out "40 000", and insert '40 001'

Amendment No 7

On page 1, line 19, after "judge of the", insert 'lowest annual salaried

Amendment No. 8

On page 1 line 20, strike out 'that county', and insert the State'

Amendment No. 9

On page 2, strike out lines 1 to 6, inclusive, and insert "dollars ($6,500)'

Amendments read, and adopted

Bill ordered reprinted, engrossed, and to be re-referred to the Committee of Judiciary

CONSIDERATION OF DAILY FILE

BILLS ON SECOND READING FILE PURSUANT TO RULE NO. 76

Pursuant to Rule No 76, the following bills were this day on the second reading file

Assembly Bills Nos. 57, 79, 14, 15, 91, 23, and **45.**

Above bills ordered to third reading

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 93—An act to repeal Article 10 (commencing with Section 8697) of Chapter 15 of Division 3 of the Business and Professions Code, as added by Chapter 1669 of the Statutes of 1963, and to add Article 10 (commencing with Section 8697) to Chapter 14 of Division 3 of the Business and Professions Code relating to structural pest control, declaring the urgency thereof to take effect immediately

Bill read second time, and ordered engrossed

Assembly Concurrent Resolution No. 7—Relative to apprenticeship information centers

Resolution read

Request for Unanimous Consent to Temporarily Suspend Rule No. 101

Mr Belotti was granted unanimous consent that Rule No 101 be temporarily suspended for the purpose of permitting an amendment which adds coauthors to Assembly Concurrent Resolution No 7

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Industrial Relations, was read, and adopted

Amendment No. 1

In line 2 of the heading of the printed measure, strike out ' and Marks ', and insert "Marks, Powers, Song, and Veysey"

Resolution ordered reprinted, and engrossed

Assembly Bill No. 20—An act to add Sections 61935 and 61936 to the Government Code, relating to water service in Contra Costa County, declaring the urgency thereof to take effect immediately

Bill read second time

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Water, was read, and adopted

Amendment No 1

On page 1, line 8, of the printed bill, after "may", insert ", within two years of the effective date of this section,"

Bill ordered reprinted, and engrossed

Assembly Bill No. 50—An act to amend Section 6363 of the Revenue and Taxation Code, relating to sales and use tax exemptions

Bill read second time

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Revenue and Taxation, were read, and adopted

Amendment No. 1

In line 2 of the title of the printed bill after "exemptions", insert ", declaring the urgency thereof, to take effect immediately"

Amendment No. 2

On page 1, line 8 after "associations," insert "faculty clubs,"

Amendment No. 3

On page 1 after line 17, insert

"SEC 2 The Legislature hereby declares that it was the intent of the Legislature in 1963 by the amendments which were made to Section 6363 of the Revenue and Taxation Code to exempt from sales and use taxes gross receipts from the sale of, and storage, use, or other consumption of, meals and food products for human consumption served to any or all school employees by public or private schools, school districts, student organizations, or parent-teacher organizations Thus, to the extent that the amendments made to Section 6363 of the Revenue and Taxation Code by Section 1 of this act relate to this subject, they do not constitute a change in, but are declaratory of, the preexisting law

SEC 3 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

This act clarifies the legislative intent relating to amendments which were made in 1963 to Section 6363 of the Revenue and Taxation Code The next quarterly payments of sales and use taxes by retailers are required to be paid on or before April 30 1964 In order that the clarification of legislative intent may become effective without delay and before the next quarterly payments of sales and use taxes must be made, it is imperative that this act take effect immediately"

Bill ordered reprinted, and engrossed

Assembly Bill No 2—An act to amend Sections 25001 and 25002 of and to add Sections 25001 1, 25001 2, 25001 3, and 25001 4 to, the Government Code, relating to county supervisorial districts

Bill read second time, and ordered to third reading

Assembly Bill No 54—An act to amend Section 7201 of the Elections Code, relating to primary elections

Bill read second time, and ordered engrossed

Assembly Bill No. 59—An act to amend Section 1645 of the Elections Code, relating to precinct boards

Bill read second time, and ordered engrossed

Assembly Bill No. 102—An act to add Sections 15412 and 15416 to the Elections Code, relating to vote tabulating devices

Bill read second time and ordered engrossed

Assembly Bill No. 73—An act to amend Section 6553 and 25500 of the Elections Code, relating to the conduct of elections

Bill read second time, and ordered engrossed

Assembly Bill No 13—An act to amend Section 15631 of the Elections Code relating to punchcard voting systems

Bill read second time, and ordered to the Consent Calendar

Assembly Bill No. 62—An act to amend Section 1415 of the Education Code, relating to school district elections

Bill read second time, and ordered engrossed, and to be placed on the Consent Calendar

Assembly Bill No. 67—An act to amend Section 22030 of, and to add Section 22031 to, the Elections Code, relating to consolidation of precincts

Bill read second time, and ordered engrossed, and to be placed on the Consent Calendar

Assembly Bill No. 87—An act to add Section 14904 to the Elections Code, relating to the State Commission on Voting Machines and Vote Tabulating Devices

Bill read second time, and ordered engrossed, and to be placed on the Consent Calendar

Assembly Bill No. 97—An act to amend Sections 18006 and 18007 of the Elections Code, relating to counting of votes at the polls

Bill read second time, and ordered engrossed, and to be placed on the Consent Calendar

Assembly Bill No. 104—An act to amend Section 21 of Chapter 2017 of the Statutes of 1963, relating to state central committees

Bill read second time, and ordered engrossed, and to be placed on the Consent Calendar

Assembly Bill No. 98—An act to amend Sections 19593, 20804.3, and 21701.5 of the Education Code, relating to school district elections

Bill read second time

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Elections and Reapportionment, were read, and adopted

Amendment No. 1

In lines 1 and 2 of the title of the printed bill strike out "amend Sections 19593, 20804.3, and 21701.5 of the Education", and insert "add Section 23314 to the Elections

Amendment No. 2

On page 1 strike out line 1 and insert

"SECTION 1. Section 23314 is added to the Elections Code to read

23314. A school district election need not be consolidated with the statewide election if the election board of the county and the board of trustees of the school district agree that the elections shall not be consolidated

Amendment No. 3

On page 1 strike out lines 2 to 17, inclusive, and on page 2, strike out lines 1 to 13, inclusive

Bill ordered reprinted, engrossed, and to be re-referred to the Committee on Elections and Reapportionment

Assembly Bill No. 39—An act to amend Sections 11502, 11503, 11530, 11560, 11563, 11565, 11567 11590, 11592, 11620 11621, and 12053 of, to add Sections 11505 11506 11507, 11508 11509, 11532, 11533, 11534, 11535, 11536, 11537, 11570, 11571, 11572, and 12053 1 to, and to repeal Sections 11622 and 11623 of, the Elections Code, relating to campaign contributions and expenditures

Bill read second time

Consideration of Committee Amendments

The following amendments proposed by the Committee on Elections and Reapportionment, were read, and adopted

Amendment No. 1

On page 5 of the printed bill, strike out lines 16 to 24, inclusive, and insert

"SEC 15 Section 11560 of said code is amended to read

11560 Except as provided in Section 11561, each candidate and the treasurer ~~of~~ *appointed by each candidate and* each *campaign* committee shall make and file a campaign statement following the election or primary, as the case may be

A campaign statement filed with respect to a primary election shall be verified The verification shall state that the candidate or treasurer has used all reasonable diligence in its preparation, and that it is true and is as full and explicit as he is able to make it "

Amendment No. 2

On page 6, line 10, strike out "statement", and insert "statements"

Amendment No. 3

On page 7, strike out lines 10 to 15, inclusive, and insert

"SEC 25 Section 11621 of said code is amended to read

11621 All expenses incurred by and properly presented to a committee shall *not* be paid ~~within 25 days after the election and not otherwise~~ *subsequent to the filing of the final campaign statement, unless the claim has been included in the final campaign statement* "

Bill ordered reprinted, engrossed, and to be re-referred to the Committee on Elections and Reapportionment, and the subject matter to be referred to the Committee on Rules for assignment to the proper interim committee for study, and, if an Elections Study Commission is established at the 1964 Budget Session, the subject matter be referred to that commission

Assembly Bill No. 1—An act to add Chapter 5 (commencing with Section 800) to Division 1 of the Elections Code, relating to the California Legislative Study Commission on Election Procedures

Bill read second time

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Elections and Reapportionment, was read, and adopted

Amendment No. 1

In line 3 of the title of the printed bill, after "Procedures", insert ", and making an appropriation therefor"

Bill ordered reprinted, and engrossed

Assembly Bill No. 5—An act to amend Section 6430 of the Elections Code, relating to political parties

Bill read second time

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Elections and Reapportionment, were read, and adopted

Amendment No. 1

On page 1, line 10 of the printed bill, insert after "polled" "for"

Amendment No 2

In line 2 of the title after "parties", insert , and declaring the urgency thereof, to take effect immediately

Amendment No. 3

On page 2 after line 30, insert

SEC 2 A candidate may file nomination papers at the 1964 direct primary election for the Prohibition Party nomination for the office of State Senator or Member of the Assembly notwithstanding that he did not file a declaration of intention as provided in Section 25500 of the Elections Code

SEC 3 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

This act will preserve the right of the Prohibition Party to participate in primary elections In order that it may enable the party to nominate candidates at the 1964 direct primary election, it is essential that it go into effect immediately

Bill ordered reprinted, and engrossed

Assembly Bill No. 53—An act to repeal Section 23313 of, and to add Section 23314 to, the Elections Code, relating to the consolidation of elections

Bill read second time

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Elections and Reapportionment were read, and adopted

Amendment No. 1

On page 1 line 14 of the printed bill, strike out shall and insert may

Amendment No. 2

On page 1, line 14, after the period, insert It consolidated,

Bill ordered reprinted, and engrossed

Assembly Bill No. 63—An act to amend Section 1345 of the Education Code, relating to school district elections, declaring the urgency thereof, to take effect immediately

Bill read second time

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Elections and Reapportionment, were read, and adopted

Amendment No 1

On page 1, line 8, of the printed bill, as amended in Assembly March 10 1964, strike out "least 30 days before the day fixed for the election", and insert 'the time provided in the Elections Code for the mailing of sample ballots for a statewide primary election"

Amendment No. 2

On page 1, strike out lines 14 and 15, and insert ' to the voters '

Amendment No 3

On page 1, between lines 20 and 21, insert

"As used in this section, the word 'card' means a card or other notice, as determined by the officer charged with the duty of mailing the same to the voters.

Nothing in this section shall be construed to require the use of sample ballots for school district elections."

Bill ordered reprinted, and re-engrossed

Assembly Bill No. 94—An act to amend Sections 8008, 8011, and 8023 of, to amend and renumber Section 8202.3, as contained in Section 6 of Chapter 2017 of the Statutes of 1963, and Section 8204, as added by Section 19 of Chapter 2017 of the Statutes of 1963, of, and to repeal Sections 8012, 8013, and 8014 of, the Elections Code, relating to proceedings of political parties

Bill read second time

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Elections and Reapportionment, was read, and adopted

Amendment No 1

In line 3 of the title of the printed bill, strike out "8204", and insert "8202.4"

Bill ordered reprinted, and engrossed

Assembly Bill No 75—An act to add Section 6652.5 to, and to amend Sections 6653, 6655, 6659, and 6660 of, the Elections Code, relating to the conduct of elections

Bill read second time

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Elections and Reapportionment, was read, and adopted

Amendment No 1

On page 1, line 6, of the printed bill, strike out "45", and insert "50"

Bill ordered reprinted, and engrossed

Assembly Bill No. 61—An act to amend Section 1402 of the Education Code, relating to school district elections

Bill read second time

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Elections and Reapportionment, was read, and adopted

Amendment No. 1

On page 1, line 6, of the printed bill, strike out "no less than one day", and insert "prior to five o'clock p.m. on the day"

Bill ordered reprinted, and engrossed

Assembly Bill No. 58—An act to amend Sections 10221, 10314, and 14419 of the Elections Code, relating to the conduct of elections

Bill read second time

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Elections and Reapportionment, were read, and adopted

Amendment No. 1

On page 1 of the printed bill, strike out lines 9 and 10, and insert 'shall be printed the number of the ballot The words 'I HAVE VOTED—HAVE YOU" may also be printed on the stub '

Amendment No. 2

On page 1, line 16, strike out "only"

Amendment No 3

On page 1, strike out lines 17 and 18, and insert 'number of the ballot The words 'I HAVE VOTED—HAVE YOU" may also be printed on the stub"

Amendment No. 4

On page 2, line 7, strike out "Pins shall be available", and strike out lines 8 to 10, inclusive

Bill ordered reprinted, and engrossed

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 26—An act to amend Section 69599 of the Government Code, relating to superior court judges of San Mateo County

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

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusmovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford Petris, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Wilson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—72
NOES—None

Bill ordered transmitted to the Senate

Assembly Bill No. 27—An act to add Part 3 5 (commencing with Section 13890) to Division 3 of Title 2 of, and to amend Section 12040 of, the Government Code, relating to the Office of California Development

Bill read third time

Parliamentary Inquiry

Mr Monagan arose to the following parliamentary inquiry·

How many votes are required for passage of Assembly Bill No 27?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that 41 votes are required for passage of the bill

Demand for Previous Question

Messrs Moreno, Gonsalves, Hinckley, and Marks demanded the previous question Demand sustained

The question being on the passage of the bill

Bill passed by the following vote·

AYES—Allen, Alquist, Bane, Bee, Beilenson, Belotti, Booth, Carrell, Crown, Danielson, Dannemeyer, Davis, Donovan, Dymally, Elliott, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Johnson, Kennick, Knox, Marks, McMillan,

Meyers, Mills, Moreno, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Waite, Waldie, Warren, Williamson, Willson, Young, Zberg, Zenovich, and Mr. Speaker—48

NOES—Ashcraft, Badham, Bagley, Barnes, Britschgi, Burgener, Chapel, Collier, Cologne, Conrad, Cusanovich, Deukmejian, Dills, Flournoy, Hinckley, Holmes, Miias, Monagan, Mulford, Stevens, Thelin, Veneman, Vevsey, Whetmore, and Winton—23

Bill ordered transmitted to the Senate

INTRODUCTION OF GUESTS

Mr. Stevens presented the Honorable Harold K. Levering of Los Angeles, a former Member of the Assembly, to the Members, who joined in welcoming him on his visit to the Assembly Chamber

Minority Floor Leader Presiding

At 3:40 p.m., Hon. Charles J. Conrad, 57th District, presiding

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

Assembly Bill No. 72—An act to amend Section 70046 of the Government Code, relating to court reporters

Bill read third time, and passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Berlenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Davis, Deukmejian, Donovan, Elliott, Flournoy, Frew, Gaffney, Garrigus, Gonsalves, Henson, Hinckley, Holmes, Johnson, Knox, Lanterman, Marks, Meyers, Miias, Mills, Monagan, Moreno, Mulford, Porter, Powers, Rumford, Ryan, Song, Soto, Stanton, Stevens, Veneman, Vevsey, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Zberg, and Zenovich—63

NOES—Dunnemeyer—1

Bill ordered transmitted to the Senate

Assembly Bill No. 25—An act to amend Section 28110 of the Government Code, relating to the salary of the District Attorney of Contra Costa County

Bill read third time, and passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bane, Barnes, Bee, Berlenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Miias, Mills, Monagan, Moreno, Mulford, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Veneman, Vevsey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Young, Zberg, and Zenovich—69

NOES—None

Bill ordered transmitted to the Senate

Assembly Bill No. 52—An act to amend Section 7600 of the Welfare and Institutions Code and Section 2 of Chapter 935 of the Statutes of 1963, relating to the Study Commission on Mental Retardation, making an appropriation, to take effect immediately

Bill read third time, and passed by the following vote

AYES—Allen, Alquist, Ashcraft, Bagley, Bane, Barnes, Bee, Berlenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Flournoy,

Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Moreno, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Veneman, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Young, Z'berg, and Zenovich—68

NOES—None

Bill ordered transmitted to the Senate

Assembly Bill No 92—An act to amend Section 431 2 of the Health and Safety Code, relating to the Advisory Hospital Council

Bill read third time, and passed by the following vote

AYES—Allen, Alquist, Ashcraft, Bagley, Bane, Barnes, Bee, Berlenson, Beloth, Booth, Brathgal, Burgener, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Veneman, Veysey, Waite, Waldie, Warren, Williamson, Willson, Winton, Young, Z'berg, and Zenovich—71

NOES—None

Bill ordered transmitted to the Senate

RESOLUTIONS

The following resolution was offered

By Assemblyman Stevens

House Resolution No 90

Relative to the U C L A Champions

WHEREAS, The U C L A basketball team, although dominating two polls as the nation's number one team for many weeks, was nevertheless rated a two-point underdog before its game last Saturday night at Kansas City with mighty Duke University for the National Collegiate Athletic Association championship, and

WHEREAS, Despite the odds, the beautiful Bruins, displaying the superlative form and matchless execution of plays which had brought them through an undefeated season for the third time in their history, proved that they are truly the national champions by defeating towering Duke 98-83, and

WHEREAS, This victory was made possible in no small part by the use of a blazing fast break and a depth of properly trained substitutes, factors which down through the years have become almost the patented property of coach Johnny Wooden, and

WHEREAS, Although the victory was in every sense a team victory towards which all members made important contributions, as with any championship team U C L A had an unusually outstanding member, the man who made the team go, the man looked to for the spark necessary to explode the attack or cement the defense, the man who, when told by his coach to run the opposition, ran it into the court, this man being All-American Walt Hazzard, justly recognized as not only U C L A's outstanding player but also the outstanding player of the entire N C A A tournament, and

WHEREAS, No group of athletes, no matter how individually talented, can ever hope for true excellence until properly trained and coached, and in this regard U C L A was blessed with the talents and wizardry of its coach, Johnny Wooden, who not only led them to an undefeated regular season of 30 wins and no losses and the N C A A championship, but also the A A W U championship, and

WHEREAS, Not even Johnny Wooden could do this alone, so that any proper recognition of the team's victory must include honoring Jerry Norman, the assistant coach, Elvin Drake, the trainer, and J D Morgan, U C L A's Athletic Director, and

WHEREAS, Although often the contribution that student body support can make to a team victory is overlooked, no one can fail to recognize and appreciate the support and contribution to their team made by U C L A's rooters, cheerleaders and band at Kansas City; now, therefore, be it

Resolved by the Assembly of the State of California, That the U C L A basketball championship team is hereby heartily congratulated on its achievements and on the honors that it has brought to its institution and this State, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit suitably prepared copies of this resolution to Coach Johnny Wooden, assistant coach Jerry Norman, trainer Elvin Drake, and athletic director J D Morgan and to the members of the team, Walt Hazzard, Gail Goodrich, Jack Hirsch, Keith Erickson, Fred Slaughter, Kenny Washington, Doug McIntosh, Kim Stewart, Rich Leum, Mike Huggins, Charles Darrow, Vaughn Hoffman, Steve Bucher, and Kent Graham

Request for Unanimous Consent

Mr Stevens was granted unanimous consent to take up House Resolution No 90 without reference to committee or file

Resolution read

Members Made Coauthors of House Resolution No. 90

Mr Stevens was granted unanimous consent that all Members so desiring be placed upon House Resolution No 90 as coauthors

Roll Call

The following Members indicated a desire to become coauthors

Assemblymen Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Dahelson, Dunnemeyer, Deukmejian, Dills, Donovan, Dymally, Elliott, Fleurnoy, Foran, Irew, Gaffney, Garrigus, Gonsalves, Greene, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, McMillan, Meyers, Mihas, Monagan, Moreno, Mulford Porter, Quimby, Rumford, Ryan, Song, Soto, Stanton, Thelin Unruh, Veneman, Vessey, Waite, Waldie, Warren, Whetmore, Williamson Willson, Winton, Young, Z'berg, and Zenovich

The question being on the adoption of House Resolution No 90, as amended

Resolution read, as amended, and adopted unanimously

Speaker pro Tempore Presiding

At 3 40 p m , Hon Carlos Bee, 13th District, presiding

RESOLUTIONS

The following resolutions were offered

By Assemblymen Powers and Z'berg

House Resolution No 91

Relative to a state historic park site at 'Old Sacramento' in the City of Sacramento

WHEREAS, The westerly portion of the City of Sacramento, commonly known as "Old Sacramento" has been determined to be of important historic significance to the people of this State and to the Nation, and

WHEREAS A number of architecturally significant and historically valuable buildings, such as the Big Four Building and the Hastings Building, are located within the area of "Old Sacramento", and

WHEREAS, It has been determined that the establishment and preservation of a portion of "Old Sacramento" as an historic area representative of the early days of this State and the early days of the City of Sacramento is in the highest and best public interest, and

WHEREAS, Proposition No 1 at the November 1964 general election provides for expenditures of $150,000,000 for acquiring and developing state and regional beach park, recreational and historical facilities, and

WHEREAS Failure to initiate project studies prior to the passage of Proposition No 1 will result in the delay of one year on the legislative approval of these projects now therefore be it

Resolved by the Assembly of the State of California, That the Department of Parks and Recreation is directed to undertake detailed and comprehensive planning

to determine the feasibility of establishing a state historic park at "Old Sacramento" and to comply with the provisions of the Cameron-Unruh Beach, Park, Recreational, and Historical Facilities Bond Act of 1964, 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 Parks and Recreation

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Holmes

House Resolution No 92

Relative to a state park or recreation area site at the Santa Maria Dunes in San Luis Obispo County

WHEREAS, There is a definite need for additional public outdoor recreation facilities along the southern California coastline and

WHEREAS, The Santa Maria Dunes area is unexcelled both in scenic quality and in extent by any similar area on the California Coast, and

WHEREAS, Proposition No 1 at the November 1964 general election provides for expenditures of $150,000,000 for acquiring and developing state and regional beach park recreational and historical facilities, and

WHEREAS, Failure to initiate project studies prior to the passage of Proposition No 1 will result in the delay of one year on the legislative approval of these projects, now, therefore, be it

Resolved by the Assembly of the State of California That the Department of Parks and Recreation is directed to undertake a study to determine the feasibility of establishing a state park or recreation area at the Santa Maria Dunes, and to comply with the provisions of the Cameron-Unruh Beach, Park, Recreational and Historical Facilities Bond Act of 1964, and be it further

Resolved, That in making the requested study the department shall take into consideration the future acquisition and development needs of Pismo State Beach which lies adjacent to the Santa Maria Dunes, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a copy of this resolution to the Director of Parks and Recreation

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Ryan

House Resolution No. 93

Relating to a study of the need for filling San Francisco Bay at the airport

WHEREAS, It is a recognized fact that modern supersonic aircraft of the type which will be using the San Francisco International Airport require longer runways for both takeoff and landing operations, and

WHEREAS Aside from such runway requirements the airport must expand its facilities to meet the ever-increasing demands being made upon them by more conventional air transportation, and

WHEREAS, Filling of the San Francisco Bay in the vicinity of the airport is necessary to meet these needs, but consideration of such filling has caused serious concern to many groups and civic minded citizens as to the ultimate effect such filling may have on the area, now, therefore be it

Resolved by the Assembly of the State of California, That the Assembly Rules Committee is requested to assign to an appropriate interim committee the study of the problems of filling San Francisco Bay at the International Airport and to direct such committee to report thereon to the Assembly not later than the fifth legislative day of the 1965 Regular Session

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Quimby

House Resolution No. 94

Relative to a state park or recreation area site in the Whipple Mountains located in San Bernardino County

WHEREAS, There is a definite need for public facilities to serve the millions of people in Southern California seeking outdoor areas for recreational purposes, and

WHEREAS, The Whipple Mountains area, on the Lower Colorado River appears to have recreational, scenic and scientific resources worthy of perpetuation in public ownership, and

WHEREAS, The major portion of the Whipple Mountains area is federal public domain, which is available at a price extremely advantageous to the State of California under the terms of the Federal Recreation and Public Purposes Act, and

WHEREAS, The Whipple Mountains project has the official endorsement of the County of San Bernardino, and

WHEREAS, Proposition No. 1, at the November 1964 general election, provides for expenditures of $150,000,000 for acquiring and developing state and regional beach, park, recreational, and historical facilities, and

WHEREAS, Failure to initiate *project* studies prior to the passage of Proposition No. 1 will result in the delay of one year on the legislative approval of these projects, now, therefore, be it

Resolved by the Assembly of the State of California, That the Department of Parks and Recreation is hereby directed to undertake a study to determine the feasibility of establishing a unit of the State Park System in the Whipple Mountains area, and to comply with the provisions of the Cameron-Unruh Beach, Park, Recreational, and Historical Facilities Bond Act of 1964, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a copy of this resolution to the Director of Parks and Recreation

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

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

The following bills were introduced, and read the first time

Assembly Concurrent Resolution No. 17: By Assemblyman Belotti—Relative to a study of means of providing additional financial support for school districts in which are situated state parks and recreational facilities

Referred by the Speaker pro Tempore to the Committee on Rules

Assembly Bill No. 145: By Assemblyman Unruh—An act to add Chapter 9.5 to Division 5 of, to Add Article 2.1 to Chapter 3 of Division 14 of, and to amend Sections 17301 and 17303.5 of, the Education Code, relating to the public school system

Referred by the Speaker pro Tempore to the Committee on Education

Rush Order Placed Upon Printing of Assembly Bill No. 145

Speaker pro Tempore Bee was granted unanimous consent that a rush order be placed upon the printing of Assembly Bill No. 145

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO. 59

Mr. Garrigus was granted unanimous consent that Rule No. 59 be temporarily suspended for the purpose of setting Assembly Bill No. 145 for hearing in the Committee on Education at 1:30 p.m., on Wednesday, March 25, 1964

Sec. 10.45

Amendment No. 529

On page 125, after line 37, insert

"SEC 10 45 Notwithstanding any other provision of law, the unexpended balance as of June 30, 1964 of the appropriation made by Section 10 45 of the Budget Act of 1963 is reappropriated to the Department of Parks and Recreation for the same purposes and for the same period of time as provided therein except that no expenditure shall be made of such funds for the continuing development at the Pueblo de Los Angeles State Historical Monument until, with approval of the Department of Finance, a modification or revision of the existing operating agreement applicable to such monument is agreed to by the parties, or a new operating agreement is entered into by the parties"

Sec. 10.5

Amendment No. 530

On page 125, after line 37, insert

"SEC. 10 5. The unexpended balance, on the effective date of this act, of the appropriation made by Item 389(b) of the Budget Act of 1963, is hereby reappropriated for the purposes in said appropriation, and in addition, shall specify that carpeting may be used as a floor covering in the academic and faculty facilities and the corridors on the second floor only of this project"

Sec. 11

Amendment No. 531

On page 125, line 46, strike out "Coordinating", and insert "Co-ordinating".

Sec. 15

Amendment No. 532

On page 126, line 30, strike out "Assembly", and insert "Senate".

Sec. 18

Amendment No. 533

On page 126, line 48, after "1964," strike out "$5,000,000", and insert "$1,000,000".

Sec. 18.1

Amendment No. 534

On page 127, after line 4, insert

"SEC 18.1. Notwithstanding any other provisions of this act, on July 1, 1964, there is hereby appropriated from the General Fund to the Military Department, for capital outlay, the amount that reverts to the General Fund as of June 30, 1964, from the appropriation made by the provisions of Section 10.7 of the Budget Act of 1963, which shall be available for expenditure until June 30, 1965, for major construction, improvements and equipment, Military Department and in addition thereto any grants made available by the federal government, provided, no expenditure shall be made from this appropriation until receipt of assurances satisfactory to the Department of Finance that the federal government will reimburse the State for the federal share of the cost of construction, to be expended for armories located in the following areas: Benicia, Newark

The location designation in the above schedule shall be liberally construed so as to include any location within 10 miles of a city or town named therein."

Sec. 19

Amendment No. 535

On page 127, line 14, strike out "$5,200,000", and insert "$4,860,165".

Sec. 19.6

Amendment No. 536

On page 127, after line 35, insert

"SEC 19 6 Since the State Scholarship Commission must announce in the spring of 1965, those individuals to whom state scholarship awards will be granted for the following fall semester 1965 and, since the budget act of 1965 may not be enacted before April 1965, the State Scholarship Commission is authorized to incur scholarship obligations for 5,120 awards in an amount not to exceed $4,096,000 during the 1964-65 fiscal year for awards to be in effect during the 1965-66 fiscal year.

The intent of this authorization is to prevent the occurrence of there being insufficient funds available to support state scholarships, the recipients of which have already been notified of their award. It is necessary that the State Scholarship Commission announce awards in the spring of each year, often prior to the time

the budget bill containing the appropriation for this purpose is enacted, in order that students receiving the scholarship awards may have sufficient time to plan for entering or returning to school the following fall"

Sec. 26.5

Amendment No. 537

On page 130, line 34, after "Code", insert
"the State's contribution to the Teachers' Permanent Fund and the Retirement Annuity Fund as provided by Sections 14209 and 14210 of the Education Code,".

Amendment No. 538

On page 130, line 42, after "22829", insert
"of the Government Code, by Sections 14209 and 14210 of the Education Code,"

Amendment No. 539

On page 131, strike out lines 4 through 8, inclusive.

Amendment No. 540

On page 127, between lines 26 and 27, of the printed bill insert
"SEC 19 4 In addition to any other money provided therefor, not to exceed fifty-five thousand dollars ($55,000) of the amount appropriated by Items 4 and 8 of Section 2 of this act for the contingent expenses of the Senate and Assembly may be expended for the expenses of the Citizens Advisory Commission, and its members, appointed by the Joint Committee on Legislative Organization to assist the committee in its studies of revision of the California Constitution, to be paid from the Senate and Assembly Contingent Funds equally and disbursed, after certification by the chairman of the Joint Committee on Legislative Organization, upon warrants drawn by the State Controller upon the State Treasurer"

Amendment No. 541

On page 68, between lines 41 and 42, of the printed bill, insert
"307 1—For capital outlay, California Museum of Science and Industry in accordance with the following schedule ---------- 1,500,000
Schedule·
(a) Acquisition of land and buildings known as Greystone, Los Angeles County ---------- 1,500,000
provided, that not more than $300,000 may be expended in any one fiscal year, and provided further, that these moneys shall be subject to a lease purchase contract between the State of California, California Museum of Science and Industry and the Joseph H Hirshhorn Foundation, with the approval of the Director of Finance, which contract shall specify, among other things, (a) that title of the land and buildings shall be vested in the State and shall be used to house the Joseph H Hirshhorn Art Collection, which collection will be maintained by the Joseph H. Hirshhorn Foundation, all other expenses to be paid from revenues received from any source relative to this facility, (b) that any funds in excess of that required for operation of this facility will be paid to the State Treasurer and deposited in the General Fund in repayment of this appropriation, (c) that any part of this land which in the opinion of the Foundation and the State is not necessary for the art museum may be sold and the proceeds, in excess of that required for operation of this facility, will be paid to the State Treasurer and deposited in the General Fund in repayment of this appropriation; and (d) that after an amount equal to the total amount appropriated by this item has been repaid to the State Treasurer as provided in this item, any funds in excess of that needed for operation of this facility may be used for maintenance and improvement of the grounds and buildings
The moneys appropriated by this item shall be available without regard to fiscal years"

Bill ordered reprinted, and engrossed

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 3 12 p m, Mr Allen was granted unanimous consent that the Members of the Committee on Elections and Reapportionment be

excused for the purpose of continuing the meeting of the Committee on Elections and Reapportionment, at this time.

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND THE RULES

Mr Crown asked for unanimous consent that the Rules be temporarily suspended for the purpose of submitting a further amendment to Assembly Bill No 1, before it is sent to print

Mr Collier withheld unanimous consent.

MOTION TO TEMPORARILY SUSPEND THE RULES

Mr Crown moved that the Rules be temporarily suspended for the purpose of submitting a further amendment to Assembly Bill No. 1, before it is sent to print.

Mr Holmes seconded the motion

Rules temporarily suspended by the following vote:

AYES—Allen, Ashcraft, Bane, Barnes, Beilenson, Belotti, Booth, Carrell, Cologne, Crown, Cusanovich, Dannemeyer, Davis, Dills, Donovan, Elliott, Ferrell, Gaffney, Gonsalves, Henson, Hinckley, Holmes, Johnson, Knox, Marks, Meyers, Mills, Pattee, Porter, Thomas, Veneman, Waite, Waldie, Warren, Williamson, Willson, Young, Zenovich, and Mr Speaker—39

NOES—Badham and Collier—2

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 1

Assembly Bill No. 1—An act making appropriations for the support of the government of the State of California and for several public purposes in accordance with the provisions of Section 34 of Article IV of the Constitution of the State of California, and declaring the urgency thereof, to take effect immediately

Bill read second time.

Motion to Amend

Mr Crown moved the adoption of the following amendment:

Section 36
Amendment No. 1
On page 134, strike out lines 5 through 25 inclusive.

Amendment read, and adopted

Bill ordered reprinted, and engrossed.

REQUEST FOR UNANIMOUS CONSENT

Mr Crown was granted unanimous consent that the Department of Finance be permitted to make technical corrections to the previously adopted amendments to Assembly Bill No 1.

ADJOURNMENT

At 3 22 p m, on motion of Mr. Waldie, the Speaker declared the Assembly adjourned until 10 a m, Thursday, March 19, 1964.

JESSE M UNRUH, Speaker

ANABEL WHANG, Minute Clerk

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, March 24 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Bill No 39
And reports the same correctly engrossed

POWERS Chairman

Above bill re-referred to Committee on Elections and Reapportionment, and the subject matter referred to the Committee on Rules for assignment to the proper interim committee for study

Assembly Chamber, March 24 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Bill No 63
And reports the same correctly re-engrossed

POWERS, Chairman

Above bill ordered returned to second reading file

Assembly Chamber, March 24 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No 7
And reports the same correctly engrossed

POWERS, Chairman

Above resolution ordered on file

Assembly Chamber, March 24 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined
Assembly Bill No 5 Assembly Bill No 50
Assembly Bill No 20 Assembly Bill No 58
And reports the same correctly engrossed

POWERS, Chairman

Above bills ordered returned to second reading file

Assembly Chamber, March 24, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Bill No 98
And reports the same correctly engrossed

POWERS, Chairman

Above bill re-referred to Committee on Elections and Reapportionment

Committee on Civil Service and State Personnel

Assembly Chamber, March 23 1964

Mr Speaker Your Committee on Civil Service and State Personnel reports Assembly Bill No 11
With amendments with the recommendation Amend, do pass, as amended, and be re-referred to the Committee on Ways and Means

MEYERS, Chairman

Above bill ordered to second reading

Assembly Chamber, March 23, 1964

Mr Speaker Your Committee on Civil Service and State Personnel reports Assembly Bill No 10
With the recommendation Do pass, and be re-referred to the Committee on Ways and Means

MEYERS Chairman

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

Committee on Education

Assembly Chamber, March 24, 1964

Mr Speaker Your Committee on Education reports

Assembly Bill No 37

With the recommendation Do pass, and be re-referred to the Committee on Ways and Means

RYAN, Vice Chairman

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

Assembly Chamber, March 24, 1964

Mr Speaker Your Committee on Education reports

Assembly Bill No 78
Assembly Bill No 83
Assembly Bill No 88

With amendments with the recommendation Amend, do pass, as amended, and be re-referred to the Committee on Ways and Means

RYAN, Vice Chairman

Above bills ordered to second reading

Committee on Rules

Assembly Chamber, March 24, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 62
House Resolution No 63
House Resolution No 67

With the recommendation Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolutions be placed on the Consent Calendar

BANE, Chairman

Above resolutions ordered on file

Assembly Chamber, March 24, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 69
House Resolution No 70
House Resolution No 71

With the recommendation Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolutions be placed on the Consent Calendar

BANE, Chairman

Above resolutions ordered on file

Assembly Chamber, March 24, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 73
House Resolution No 92

With the recommendation Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolutions be placed on the Consent Calendar

BANE, Chairman

Above resolutions ordered on file

Assembly Chamber, March 24, 1964

Mr Speaker Your Committee on Rules reports

Assembly Joint Resolution No 3

With amendments with the recommendation Amend, and be adopted as amended

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, March 24, 1964

Mr Speaker Your Committee on Rules reports

Assembly Constitutional Amendment No 2

With the recommendation Be adopted

BANE, Chairman

Above resolution ordered engrossed

Assembly Chamber March 24 1964

Mr Speaker Your Committee on Rules reports
Assembly Bill No 42
With the recommendation Do pass

BANE, Chairman

Above bill ordered to second reading

Assembly Chamber, March 24, 1964

Mr Speaker Your Committee on Rules reports
House Resolution No 64
House Resolution No 66
With the recommendation That the resolutions be retained in committee, and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study

BANE, Chairman

Subject matter of the above resolutions referred to the Committee on Rules

Assembly Chamber March 24, 1964

Mr Speaker Your Committee on Rules reports
House Resolution No 72
With the recommendation Be adopted

BANE Chairman

Above resolution ordered on file

Assembly Chamber, March 24, 1964

Mr Speaker Your Committee on Rules reports
Assembly Concurrent Resolution No 16
With amendments with the recommendation Amend, and be adopted, as amended

BANE, Chairman

Above resolution ordered on file

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP ASSEMBLY BILL NO 63

Mr Rumford was granted unanimous consent to take up Assembly Bill No 63, out of order, at this time

CONSIDERATION OF ASSEMBLY BILL NO 63 BILL ON SECOND READING FILE PURSUANT TO RULE NO. 76

Pursuant to Rule No 76, Assembly Bill No 63 was this day on the second reading file

Assembly Bill No 63 ordered to third reading

Request for Unanimous Consent

Mr Rumford was granted unanimous consent to take up Assembly Bill No 63 without reference to file, and that the bill be read the third time, and placed upon its final passage at this time

Further Consideration of Assembly Bill No. 63

Assembly Bill No. 63—An act to amend Section 1345 of the Education Code, relating to school district elections, declaring the urgency thereof, to take effect immediately

Bill read third time

Urgency Clause

Urgency clause read, and adopted by the following vote

AYES—Allen, Alquist, Ashcroft, Badham, Bagley, Bane, Barnes, Bee, Beilenson Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad,

Crown, Cusanovich, Danielson, Dunnemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Zberg, Zenovich and Mr Speaker—77

NOES—None

The question being on the passage of the bill

Bill passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dunnemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Zberg, Zenovich, and Mr Speaker—77

NOES—None

Bill ordered transmitted to the Senate

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO 59

Mr Ryan was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Senate Bill No 34 for hearing in the Committee on Education at 3 45 p m , on Thursday March 26, 1964

INTRODUCTION, FIRST READING, AND REFEPENCE OF ASSEMBLY BILLS

The following resolutions were offered

Assembly Concurrent Resolution No. 18: By Assemblymen Ryan and Rumford (Senators McCarthy and McAteer, coauthors)—Relative to expenses of the joint interim committee created by Section 66503 of the Government Code

Referred by the Speaker pro Tempore to the Committee on Rules

Assembly Concurrent Resolution No. 19: By Assemblyman Belotti—Relative to Charles R Barnum

Referred by the Speaker pro Tempore to the Committee on Rules

Assembly Joint Resolution No. 4: By Assemblyman Stanton—Relative to matching federal grants for urban public service training and research programs

Referred by the Speaker pro Tempore to the Committee on Rules

Assembly Joint Resolution No. 5: By Assemblymen Johnson, Soto, Gonsalves, and Booth—Relative to posthumously awarding the Congressional Medal of Honor to John Fitzgerald Kennedy

Referred by the Speaker pro Tempore to the Committee on Rules

RESOLUTIONS

The following resolutions were offered

By Assemblyman Mulford

House Resolution No 95

Relative to Mr Adelbert Abraham Campbell

WHEREAS, One of the State's leading figures in education, Mr Adelbert Abraham Campbell, is retiring after 40 years of devotion to education, and

WHEREAS, Mr Campbell has been the Assistant Superintendent in Charge of Special Educational Services and Certificated Personnel for the Berkeley Public Schools since 1945, and

WHEREAS, His academic training was obtained at San Jose State College, the University of California, Colorado A and M and the University of Hawaii, and

WHEREAS, This grand gentleman and able educator has not only established himself as an outstanding school administrator, but also distinguished himself in the teaching field, and

WHEREAS, Among the many civic, religious fraternal, and educational organizations in which Mr Campbell has played an active, and often leading, role are the Council of Social Planning Alameda County, Northbrae Community Church, California Association of School Personnel Administrators, American Association of School Administrators, California Association of School Administrators, Berkeley and California Teachers' Associations, California Association of Adult School Administrators, California Association of Secondary School Administrators, the Masons, Kiwanis, American Legion, YMCA, and Parent-Teachers' Association, and Phi Delta Kappa and

WHEREAS, It is only proper that this energetic, enthusiastic, and ingenious professional educator be duly acknowledged for his unmeasurable contribution to the field of education, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members heartily applaud the noble efforts of Mr Adelbert Abraham Campbell, express their collective appreciation for a job well done, and wish him continued health, happiness, and achievement during the years of his retirement, and be it further

Resolved, That the Chief Clerk of the Assembly shall transmit a suitably prepared copy of this resolution to Mr Adelbert Abraham Campbell

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Kennick and Deukmejian

House Resolution No. 96

Relative to the 10th Anniversary of the City of Lakewood

WHEREAS, The City of Lakewood, on April 16, 1964, will be completing its 10th year as an incorporated city, and

WHEREAS, Lakewood, as the nation's first completely planned community, was the prototype for many other new cities designed to meet the post-war housing needs of California's burgeoning population, and

WHEREAS, Faced with the task of providing municipal services and facilities for a population in excess of 65,000, Lakewood pioneered the so-called "Lakewood Plan" of contracting for major municipal services, and

WHEREAS, This contract plan was a bold new approach to the administration of government in highly urbanized areas, and has since been adopted by 27 other new cities in Los Angeles County, and has been used extensively throughout the United States on the basis of the California experience, and

WHEREAS, During the comparatively short time the city has been organized, it has compiled an impressive list of national honors, local achievements, and municipal development, and

WHEREAS, Lakewood has played an active role during the past decade in proposing and supporting legislation designed to strengthen local government, and to make it more responsive to the needs of those it serves, and

WHEREAS, It is appropriate that recognition be given the results which have been achieved by the citizens of Lakewood in developing their community and dealing with the problems of local government, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly hereby congratulate the citizens of the City of Lakewood on a decade of municipal progress, and express sincere best wishes for continued success in the years ahead, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to the Lakewood City Council

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblymen Young, Z'berg, Petris, and Booth

House Resolution No. 97

Relative to underground utility wiring

WHEREAS, The presence of utility poles is often a distracting influence to an otherwise attractive landscape and residential area; and

WHEREAS, The installation of underground utility wiring would not only improve the aesthetics of the landscape, but could increase the general safety and make power failures due to natural phenomena less likely; and

WHEREAS, There is a definite need for a thorough study and evaluation of the merits of underground utility wiring, particularly with respect to the costs involved and the uniformity of requirement; and

WHEREAS, Statewide standards with respect to such underground wiring would provide for a greater utilization of underground utility wiring and would standardize such wiring practices within this State; now, therefore, be it

Resolved by the Assembly of the State of California, That the Rules Committee thereof is assigned the subject matter of this resolution for reassignment by it to an appropriate interim committee for a study of the advantages, costs and regulations relating to the use of underground utility wiring, and to report thereon to the Assembly by not later than the fifth legislative day of the 1965 Regular Session

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Britschgi

House Resolution No 98

Relative to acquisition of lands for state park purposes on the San Mateo County coastline

WHEREAS, There are portions of the San Mateo County coastline which are unique examples of coastal seascape and are outstanding scenic and scientific resources having marine biological archeological and historical values of high public interest; and

WHEREAS, The acquisition and development of such lands is necessary for the purpose of making valuable educational and recreational experiences available to the general public and to meet increasing demands for public recreational facilities in this region of the California coast; and

WHEREAS, Proposition No 1 at the November 1964 general election provides for expenditures of $150,000,000 for acquiring and developing state and regional beach park, recreational and historical facilities; and

WHEREAS, Failure to initiate project studies prior to the passage of Proposition No 1 will result in the delay of one year on the legislative approval of these projects; now, therefore, be it

Resolved by the Assembly of the State of California, That the Department of Parks and Recreation is directed to undertake a study to determine the feasibility of establishment of a State park near Franklin Point in San Mateo County and to comply with the provisions of the Cameron-Unruh Beach, Park, Recreational, and Historical Facilities Bond Act of 1964; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a copy of this resolution to the Director of Parks and Recreation

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Bagley

House Resolution No. 99

Relative to additions to Mount Tamalpais State Park in Marin County

WHEREAS, There is a definite need for public facilities to serve the expanding population of the San Francisco Bay Area seeking outdoor areas for recreation purposes; and

WHEREAS There are scenic portions of undeveloped lands adjacent to the present boundary of Mount Tamalpais State Park which are ideally suited for recreational development, and

WHEREAS, The county of Marin recognizes the extreme need for additional recreational facilities in this heavily used area, and actively supports the establishment of additional facilities, and

WHEREAS, Proposition No 1 at the November 1964 general election provides for expenditures of $150 000 000 for acquiring and developing state and regional beach, park recreational, and historical facilities, and

WHEREAS, Failure to initiate such project studies prior to the passage of Proposition No 1 will result in the delay of one year on legislative approval of these projects, now, therefore, be it

Resolved by the Assembly of the State of California That the Department of Parks and Recreation is directed to undertake a study to determine the feasibility of additions to the Mount Tamalpais State Park in Marin County and to comply with the provisions of the Cameron-Unruh Beach Park Recreational, and Historical Facilities Bond Act of 1964, and be it further

Resolved That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to the Director of Parks and Recreation

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblymen Ashcraft, Barnes, Donovan Mills and Burgener

House Resolution No 100

Relative to a state beach at Camp Pendleton, San Diego County

WHEREAS There is definite need for additional public bathing beach facilities along the Southern California shoreline, and

WHEREAS The United States Marine Corps has indicated that portions of the Camp Joseph H Pendleton Military Reservation lying between the ocean shoreline and the Pacific Coast Highway, may be surplus to military need and available for public recreational use under a long term lease agreement, and

WHEREAS, Proposition No 1 at the November 1964 general election provides for expenditures of $150 000 000 for acquiring and developing state and regional beach park recreational, and historical facilities and

WHEREAS Failure to initiate project studies prior to the passage of Proposition No 1 will result in the delay of one year on the legislative approval of these projects, now therefore, be it

Resolved by the Assembly of the State of California, That the Department of Parks and Recreation is directed to undertake a study to determine the feasibility of establishing a state beach at Camp Pendleton, and to comply with the provisions of the Cameron-Unruh Beach, Park, Recreational and Historical Facilities Bond Act of 1964, and be it further

Resolved, That the Chief Clerk of the Assembly shall transmit a copy of this resolution to the Director of Parks and Recreation

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblymen Foran, Gaffney, Marks, and Meyers

House Resolution No. 101

Congratulating Emil J Weber

WHEREAS, It has come to the attention of the Assembly that Mr Emil J Weber, one of San Francisco's and California's most dedicated men in the field of codes and standards, is being especially honored on April 11 1964, at the Fairmont Hotel on the occasion of his being installed for the 14th consecutive term as President of the San Francisco Electrical Contractors Association, Inc , and

WHEREAS Emil Weber's unselfish and devoted efforts have contributed to a safer standard of construction for all the citizens of his community and the State of California, and

WHEREAS, By his admirable example others have been influenced to take a greater interest in the construction standards approved in this State to the betterment of all now, therefore be it

Resolved by the Assembly of the State of California, That the Members of the Assembly commend Mr Emil J Weber on the occasion of his installation for his

14th consecutive term as President of the San Francisco Electrical Contractors Association, Inc., and wish him continued success in his endeavors, *and be it further*

Resolved, That the Chief Clerk of the Assembly transmit suitably prepared copies of this resolution to Mr. Emil J. Weber and the San Francisco Electrical Contractors Association, Inc.

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

By Assemblyman Casey

House Resolution No. 102

Relative to a state park along the highways through Redrock Canyon and Walker's Pass

WHEREAS, Redrock Canyon, which is bisected by U.S. Route 6 approximately 50 miles north of Mojave, California, is an area of great natural beauty with its bold outcroppings of red rocks with organ pipe buttings, and

WHEREAS, Walker's Pass, located north of Redrock Canyon, between U.S. Route 6 and Lake Isabella, is typical desert country with surrounding hills, joshua trees, and desert flora and fauna, and

WHEREAS, The area along U.S. Route 6 through Redrock Canyon and along State Sign Route 178 through Walker's Pass appears to be an excellent area for development as a parkway within the State Park System, and

WHEREAS, Acquisition and development of the lands along the highways in this area is necessary for the purpose of providing needed park and recreational facilities resulting from rapid increases in population throughout the State, and

WHEREAS, Proposition No. 1 at the November, 1964 general election provides for expenditures of $150,000,000 for acquiring and developing state and regional beach park, recreational, and historical facilities, and

WHEREAS, Failure to initiate such project studies prior to the passage of Proposition No. 1 will result in the delay of one year on the legislative approval of these projects, now, therefore, be it

Resolved by the Assembly of the State of California, That the Department of Parks and Recreation is directed to undertake a study to determine the feasibility of establishing a parkway within the State Park System along U.S. Route 6 through Redrock Canyon and along State Sign Route 178 through Walker's Pass and to comply with the provisions of the Cameron-Unruh Beach, Park, Recreational, and Historical Facilities Bond Act of 1964, 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 Parks and Recreation.

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

By Assemblyman Henson

House Resolution No. 103

Relative to a state park or recreation area at Point Mugu, Ventura County

WHEREAS, There is a definite need for additional public outdoor recreation facilities along the Southern California coastline, and

WHEREAS, The shoreline in the vicinity of Point Mugu appears to have scenic and recreation values worthy of preservation by the State of California, and

WHEREAS, Proposition No. 1 at the November 1964 general election provides for expenditures of $150,000,000 for acquiring and developing state and regional beach park, recreational, and historical facilities, and

WHEREAS Failure to initiate such project studies prior to the passage of Proposition No. 1 will result in the delay of one year on the legislative approval of these projects, now, therefore, be it

Resolved by the Assembly of the State of California, That the Department of Parks and Recreation is directed to undertake a study to determine the feasibility of establishing a state park or recreation area at Point Mugu and to comply with the provisions of the Cameron-Unruh Beach, Park, Recreational, and Historical Facilities Bond Act of 1964, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a copy of this resolution to the Director of Parks and Recreation.

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

CONSIDERATION OF DAILY FILE

BILLS ON SECOND READING FILE PURSUANT TO RULE NO 76

Pursuant to Rule No 76, the following bills were this day on the second reading file

Assembly Bills Nos. 20, 50, 1, 5, 53, 94, 75, 61, and **58.**

Assembly Bills Nos. 20, 50, 5, and **58** ordered to third reading

Assembly Bills Nos. 1, 53, 94, 75, and **61** ordered to third reading, subsequent to engrossment

SECOND READING OF ASSEMBLY BILLS

Assembly Concurrent Resolution No. 11—Relative to the designation and appointment of Elenor Yorke as Poet Laureate of California

Resolution read

Request for Unanimous Consent to Temporarily Suspend Rule No 101

Mr Chapel was granted unanimous consent that Rule No 101 be temporarily suspended for the purpose of permitting an amendment which adds a coauthor to Assembly Concurrent Resolution No 11

Consideration of Committee Amendments

The following amendment proposed by the Committee on Rules, was read and adopted

Amendment No. 1

In the heading of the printed measure, strike out 'Assemblyman Chapel', and insert 'Assemblyman Chapel and Holmes'

Resolution ordered reprinted engrossed and to be re-referred to the Committee on Rules

Assembly Bill No 143—An act making an appropriation for the payment of the expenses of the Senate and Assembly and Members of the Senate and Assembly necessarily incurred by them while attending the 1964 First Extraordinary Session of the Legislature, to take effect immediately

Bill read second time

Request for Unanimous Consent

Mr Bane was granted unanimous consent that Assembly Bill No 143 be taken up for third reading at this time, without reference to file

Resolution to Dispense With Constitutional Provision

The following resolution was offered

By Mr Bane

Resolved, That Assembly Bill No 143 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with and it is ordered that said bill be read the third time, and placed upon its passage

Resolution read

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

AYES—Allen Alquist, Ashcraft, Badham Bagley, Bane, Barnes, Bee, Berlenson Belotti, Booth, Britschgi Burgener, Carrell, Chapel, Collier Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott Fenell, Flournoy, Frew, Gaffney, Gonsalves, Greene, Henson

Hinckley, Holmes, Johnson, Knox Lanterman, Marks, Meyers Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Song, Soto, Stevens, Thelin, Thomas, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson Winton, Young, Zenovich, and Mr Speaker—69
NOES—None

Article IV, Section 15 of the Constitution was declared dispensed with

THIRD READING OF ASSEMBLY BILL NO 143

Assembly Bill No. 143—An act making an appropriation for the payment of the expenses of the Senate and Assembly and Members of the Senate and Assembly necessarily incurred by them while attending the 1964 First Extraordinary Session of the Legislature, to take effect immediately

Bill read third time, and passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell Flournoy, Foran, Frew, Gaffney, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson Knox, Lanterman, Marks Meyers, Mihas, Mills Monagan, Moreno, Mulford, Pattee, Petris Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stevens, Thelin, Thomas Veneman, Veysey, Waite, Waldie, Warren, Whetmore Williamson, Willson, Winton, Young, Zberg, Zenovich, and Mr Speaker—74
NOES—None

Bill ordered transmitted to the Senate

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

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, declaring the urgency thereof, to take effect immediately

Bill read third time

Urgency Clause

Urgency clause read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes Bee, Beilenson, Belotti, Booth Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Gonsalves, Greene Henson, Hinckley, Holmes, Johnson, Knox, Lanterman, Marks, McMillan Meyers Mihas Mills Monagan, Moreno, Mulford, Pattee, Porter, Powers Quimby Rumford Ryan Song, Soto, Stanton, Stevens, Thelin, Thomas Veneman Veysey, Waite Waldie Warren, Whetmore, Williamson, Willson, Winton, Young, Zberg Zenovich and Mr Speaker—75
NOES—None

The question being on the passage of the bill
Bill passed by the following vote

AYES—Allen Alquist, Ashcraft, Badham, Bagley, Bane, Barnes Bee, Beilenson Belotti, Booth, Britschgi Burgener, Carrell Casey, Chapel, Collier Cologne Conrad Crown, Cusanovich Danielson, Dannemeyer, Davis, Deukmejian, Dills Donovan, Dymally, Elliott Ferrell, Flournoy, Foran, Frew, Gaffney, Gonsalves, Greene, Henson Hinckley, Holmes, Johnson, Knox, Lanterman, Marks McMillan Meyers Mihas, Mills, Monagan, Moreno Mulford, Pattee, Porter, Powers, Quimby, Rumford Ryan Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey Waite Waldie, Warren, Whetmore, Williamson, Willson Winton, Young Zberg, Zenovich, and Mr Speaker—75
NOES—None

Bill ordered transmitted to the Senate

Assembly Bill No. 15—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, and passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis Deukmejian Dills Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew Gaffney, Gonsalves, Greene Henson, Hinckley, Holmes, Johnson, Knox, Lanterman, Marks Meyers Milias Mills, Monagan, Moreno, Mulford, Pattee, Petris Porter Quimby, Rumford Ryan Song, Soto, Stanton, Stevens, Thelin, Thomas Veneman Vevsey Waite, Waldie Warren Whetmore Williamson, Willson Winton Young Zberg and Zenovich—73
NOES—None

Bill ordered transmitted to the Senate

Assembly Bill No. 45—An act to add Chapter 3 5 (commencing with Section 35450) to Part 4, Division 18 of the Streets and Highways Code, relating to parking districts

Bill read third time, and passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley Bane, Barnes Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown Cusanovich Danielson Dannemeyer Davis Deukmejian, Dills Donovan, Elliott Flournoy Foran, Frew, Gaffney, Greene Henson, Hinckley Holmes, Johnson Knox Lanterman, Marks, Meyers Milias, Mills Monagan, Moreno, Mulford Pattee Petris, Porter Powers, Rumford, Ryan Song Soto, Stanton Stevens Thelin Thomas, Veneman, Vevsey, Waite, Waldie, Warren, Whetmore, Williamson, Willson Winton, Young Zberg Zenovich, and Mr Speaker—70
NOES—Beilenson—1

Bill ordered transmitted to the Senate

Assembly Bill No. 54—An act to amend Section 7201 of the Elections Code, relating to primary elections

Bill read third time, and passed by the following vote

AYES—Allen Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally Elliott Ferrell, Foran Frew Gaffney, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Lanterman, Marks, Meyers, Milias Mills, Monagan Moreno, Mulford, Pattee Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stevens, Thelin, Thomas, Veneman, Vevsey, Waite Waldie, Warren, Whetmore Williamson Willson Winton, Young, Zberg Zenovich, and Mr Speaker—73
NOES—None

Bill ordered transmitted to the Senate

CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the first item on the Consent Calendar

CONSENT CALENDAR—ASSEMBLY BILLS

Consideration of House Resolution No 45

By Assemblymen Stanton and Alquist

House Resolution No. 45—Commending Mrs Emma Gelders Sterne

NOTE The full text of House Resolution No 45, as amended March 19, 1964, appears at page 211 of the Assembly Daily Journal for March 19, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Berlenson, Beretti, Booth, Burkhalter, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Fong, Gaffney, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Meade, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Parnell, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waldie, Whetmore, Williamson, Willson, Winton, Young, Zberg, Zenovich, and Mr. Speaker—74

NOES—None

ANNOUNCEMENTS OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings

Today at 2 p.m.—

Ways and Means (Crown, Chairman), in Room 4202

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO. 59

Mr. Crown was granted unanimous consent that Rule No. 59 be temporarily suspended for the purpose of setting Assembly Bill No. 132 for hearing in the Committee on Ways and Means at 2 p.m., on Thursday, March 26, 1964.

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

The following resolutions were offered

Assembly Concurrent Resolution No. 20. By Assemblymen Cologne and Veysey (Senator Backstrand, coauthor)—Relative to additions to Salton Sea State Recreation Area, Riverside and Imperial Counties.

Referred by the Speaker pro Tempore to the Committee on Rules.

Assembly Concurrent Resolution No. 21: By Assemblymen Danielson, Warren, Song, Collier, and Cusanovich—Relative to mistreatment of minors.

Referred by the Speaker pro Tempore to the Committee on Rules.

Assembly Concurrent Resolution No. 22: By Assemblyman Danielson—Relative to the designation and appointment of Lucile Palmer McMillan as Poet Laureate of California.

Referred by the Speaker pro Tempore to the Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Rules

Assembly Chamber, March 24, 1964

Mr. Speaker: Your Committee on Rules reports

House Resolution No. 65

With the recommendation: Be adopted, as amended.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above resolution be placed on the Consent Calendar.

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, March 24 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 78
House Resolution No 83

With the recommendation Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1 22 2 and 22 3, the committee recommends that the above resolutions be placed on the Consent Calendar

BANE, Chairman

Above resolutions ordered on file

INTRODUCTION OF GUESTS

Speaker pro Tempore Bee introduced Mr and Mrs Louis Belotti of Mount Shasta, the brother and sister-in-law of Assemblyman Frank P Belotti, of Eureka to the Members, who joined in welcoming them on their visit to the Assembly Chamber

APPROVAL OF JOURNALS

On motion of Mr Waldie the Assembly Daily Journals for Monday March 16, 1964, Tuesday, March 17, 1964 Wednesday, March 18, 1964, and Thursday, March 19, 1964, were approved, as corrected by the Minute Clerk

ADJOURNMENT

At 12 28 p m , on motion of Mr Waldie, the Speaker pro Tempore declared the Assembly adjourned until 11 15 a m , Wednesday, March 25, 1964

JESSE M UNRUH, Speaker

ANABEL WHANG, Minute Clerk

CALIFORNIA LEGISLATURE

1964 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

TWENTY-FIRST LEGISLATIVE DAY

THIRTY-THIRD CALENDAR DAY

IN ASSEMBLY

Assembly Chamber
Wednesday, March 25, 1964

The Assembly met at 11 18 a m

Hon Charles J Conrad, Minority Floor Leader of the Assembly, presiding

Chief Clerk James D Driscoll at the Desk

Assistant Clerk Malcolm MacIntyre reading

ROLL CALL

The roll was called and the following answered to their names

Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Brutsche, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Mobas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stanton Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Zberg, Zenovich, and Mr Speaker—76

Quorum present

PRAYER

Upon invitation of Minority Floor Leader Conrad, the following prayer was offered by the Rev F Douglas Ferrell, Member of the Assembly from the 55th District

Dear Father As humbly as we know how, we come to Thee, our heads are bowed, our bodies are still, our thoughts are of hope and our prayer is that You may find us yielded and yielding even more to Thy Holy Will

Last night we lay sleeping, while You were re-creating within us strength for today Help us now that we may use our wills, intellects, means and influences in behalf of others and to find it more easy to put ourselves in the place of those who seek our help and consideration May we remember that to us much is given and of us much is required

And throughout this day as we act out our parts in another drama of life let each of us so live and serve under the highest Law of Heaven and earth—The Law of Love —AMEN

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Minority Floor Leader Conrad, Mr Petris then led the Assembly in the pledge of allegiance to the Flag

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Mr Dills, seconded by Mr Holmes

LEAVES OF ABSENCE FOR THE DAY

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

Mr Booth, on motion of Mr Waldie

Mr Quimby, on motion of Mr Waldie

RESOLUTIONS

The following resolution was offered

By Assemblyman Petris

House Resolution No 104

Relative to the 143rd Anniversary of the Independence of Greece

WHEREAS, The story of mankind's long and painful struggle for freedom is brilliantly punctuated with the stirring achievements of the Greek people—from Marathon to the Grammos Mountains, and

WHEREAS, No such event in modern times is more illustrious than the Greek Revolution commencing at Agia Lavra, on March 25, 1821, which in large part was inspired by the American Revolution of 1776, and which ultimately resulted in the freedom of Hellas from nearly 400 years of slavery under the Ottoman Empire, and

WHEREAS, The people of the United States of America gave widespread support to the people of Greece during their revolutionary war in the form of food, medical supplies, volunteers and other aid, and a deep and abiding friendship has since prevailed between the peoples of the two countries, and

WHEREAS, This friendship has met the test of time through our military alliance in two world wars, the Truman Plan, the Korean conflict, our economic assistance to Greece, and the many cultural ties through private and government programs, and

WHEREAS, The people of Hellas and many thousands of Californians of Hellenic descent are observing this year's Independence Day with grief and mourning over the death on March 6, 1964, of His Majesty King Paul I of the Hellenes, and

WHEREAS, King Paul was a staunch friend of the United States of America and led his country in many expressions of friendship for our country, and

WHEREAS, The friendship of the peoples of the United States of America and of Greece has been expressed in times of sorrow and national mourning (as well as joy) as indicated by the attendance of Queen Frederika of Greece at the funeral of President John F Kennedy and the attendance of former President Harry S Truman and our First Lady, Mrs Lyndon Johnson, at the funeral of King Paul, now, therefore be it

Resolved by the Assembly of the State of California, That the Members of the Assembly of the State of California do express to all Californians of Hellenic ancestry best wishes with regard to the 143rd Anniversary of the National Independence of Greece on March 25 and that the Members express their condolences to the people of Greece and to all Californians of Hellenic descent on the untimely death of King Paul, and be it further

Resolved, That the Chief Clerk be directed to transmit three suitably prepared copies of this resolution to the Honorable Sotirios Bouphidis, Royal Consul General of Greece in San Francisco

Request for Unanimous Consent

Mr Petris was granted unanimous consent to take up House Resolution No 104 without reference to committee or file

Resolution read

Mr Petris presented House Resolution No 104, and introduced his special guests, Master George Karatzas, of San Francisco, and Master Harry Alfier, of Oakland, his parents, Mr and Mrs Milton Alfier, and sister, Mary Alfier, to the Members of the Assembly

Members Made Coauthors of House Resolution No. 104

Mr Petris was granted unanimous consent that all Members so desiring be placed upon House Resolution No 104 as coauthors

Roll Call

The following Members indicated a desire to become coauthors

Assemblymen Allen, Ashcraft, Badham, Bagley, Bane, Barnes, Berlenson, Belotti Biddagi Burgener, Carrell Cases, Chapel, Collier, Cologne, Conrad, Crown Cusanovich Danielson, Dannemeyer Assemblywoman Davis, Assemblymen Dunkmeman, Dills Donovan Dymally Elliott, Ferrell Foran, Frew, Gaffney Garrigus Gonsalves Greene Henson Hinckley, Holmes, Johnson Kennick Knox, Mails, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Porter, Powers Rumford Ryan, Song, Soto Stanton, Stevens Thelin, Thomas, Veneman, Vessey White Waldie, Warren, Whetmore, Williamson, Winton, Young, Zberg, and Zenovich

The question being on the adoption of House Resolution No 104, as amended

Resolution read, as amended, and adopted unanimously

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolutions were offered

Assembly Concurrent Resolution No. 23: By Assemblyman Belotti (Senator Petersen, coauthor)—Relative to the bottom of Clear Lake

Referred by the Minority Floor Leader to the Committee on Rules

Assembly Concurrent Resolution No. 24: By Assemblymen Allen, Johnson, and Barnes—Relative to the State Teachers' Retirement System

Referred by the Minority Floor Leader to the Committee on Rules

RESOLUTIONS

The following resolutions were offered

By Assemblymen Mills, Ashcraft, Barnes, Burgener, and Donovan

House Resolution No 105

Relative to a state historic park site at "Old Town" in the City of San Diego

WHEREAS, The portion of the City of San Diego, commonly known as "Old Town," has been determined to be of important historic significance to the people of this State and to the Nation; and

WHEREAS, A number of architecturally significant and historically valuable buildings are located within the area of "Old Town," San Diego; and

WHEREAS, It has been determined that the establishment and preservation of a portion of "Old Town" San Diego, as an historic area representative of the early days of this State and the early days of the City of San Diego is in the highest and best public interest; and

WHEREAS, Proposition No 1 at the November 1964 general election provides for expenditures of $150,000,000 for acquiring and developing state and regional beach park recreational and historical facilities; and

WHEREAS, Failure to initiate project studies prior to the passage of Proposition No 1 will result in the delay of one year on the legislative approval of these projects; now, therefore, be it

Resolved by the Assembly of the State of California, That the Department of Parks and Recreation is directed to undertake detailed and comprehensive planning to determine the feasibility of establishing a state historic park at 'Old Town' in San Diego and to comply with the provisions of the Cameron-Unruh Beach, Park, Recreational, and Historical Facilities Bond Act of 1964, 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 Parks and Recreation

Resolution read, and referred by the Minority Floor Leader to the Committee on Rules

By Assemblyman Thomas

House Resolution No. 106

Commending the Los Angeles Board of Harbor Commissioners and the staff of the Los Angeles Harbor Department

WHEREAS, Under the efficient and dedicated management of the Los Angeles Board of Harbor Commissioners, and the staff of the Los Angeles Harbor Department, the Port of Los Angeles has grown to a 7,025-acre, $185,000,000 marine facility which is the largest man-made harbor in the western hemisphere, and ranks first among the harbors of the Pacific Coast in tonnage and shipping facilities, and

WHEREAS, The Port of Los Angeles, through its many cargo handling facilities, has made the shipping and receiving of goods by water through Southern California economical and convenient, and has made a truly significant contribution to the economic life of our State by creating, directly or indirectly, over 200,000 jobs, enabling some 11,000 factories to import raw materials and export their products, and, by its annual gross revenue in excess of $9,000,000, has resulted in the receipt by the citizens of California of approximately $375,186,000 of gross cash benefits each year, and

WHEREAS, The forward looking management of the port last year dedicated two new, major harbor structures, the consolidated Marine and Outer Harbor Terminals, and already in 1964 has dedicated another new $4,000,000 terminal and has started or reached the final planning stages on several other new facilities, including development of a 117-acre parcel of land which will be the site for a United States Customs Building and a proposed world trade center, a new administration building, a dredging project to facilitate the handling of the world's largest vessels and provide 96 acres of additional land, an international shipping terminal on a 3,550-foot concrete wharf, and a new small fishing boat anchorage, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members commend the Los Angeles Board of Harbor Commissioners and the staff of the Los Angeles Harbor Department for their great success in managing the Port of Los Angeles and for their contribution to the economy of our State, 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 Los Angeles Board of Harbor Commissioners and the staff of the Los Angeles Harbor Department

Resolution read, and referred by the Minority Floor Leader to the Committee on Rules

By Assemblyman Monagan.

House Resolution No 107

Relative to a study of the recreational area in Sacramento and San Joaquin River Delta

WHEREAS, The delta area of the Sacramento and San Joaquin Rivers is extremely important as a recreational area for the people of this State, and

WHEREAS, This delta area offers unique opportunities for recreation which are unsurpassed anywhere else in the State or even the Nation, and

WHEREAS, It has been determined that the development and preservation of this recreational area is in the highest and best public interest, and

WHEREAS, Proposition No 1 at the November 1964 general election provides for expenditures of $150,000,000 for acquiring and developing state and regional beach, park, recreational and historical facilities, and

WHEREAS, Failure to initiate project studies prior to the passage of Proposition No 1 will result in the delay of one year on the legislative approval of these projects, now, therefore, be it

Resolved by the Assembly of the State of California, That the Department of Parks and Recreation is directed to undertake detailed and comprehensive planning to determine the feasibility of establishing a recreational area in the Sacramento-San Joaquin River Delta and to comply with the provisions of the Cameron-Unruh Beach, Park, Recreational, and Historical Facilities Bond Act of 1964, 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 Parks and Recreation

Resolution read, and referred by the Minority Floor Leader to the Committee on Rules

By Assemblyman Hinckley

House Resolution No 108

Relative to a state park site at Cima Dome, San Bernardino County

WHEREAS, There is a definite need for public facilities to serve the millions of Southern California residents seeking outdoor area for recreation purposes, and

WHEREAS, The Cima Dome area of eastern San Bernardino County appears to have unique scenic, scientific, and recreation values worthy of perpetuation in public ownership for the enjoyment and education of present and future California citizens, and

WHEREAS The majority of the land in the Cima Dome area is federal public domain and as such is available at a price extremely advantageous to the State of California under the terms of the Federal Recreation and Public Purposes Act, and

WHEREAS, Proposition No 1 at the November 1964 general election provides for expenditures of $150,000,000 for acquiring and developing state and regional beach, park, recreational, and historical facilities, and

WHEREAS, Failure to initiate project studies prior to the passage of Proposition No 1 will result in the delay of one year on the legislative approval of these projects, now, therefore, be it

Resolved by the Assembly of the State of California, That the Department of Parks and Recreation is directed to undertake a study to determine the feasibility of establishing a state park or recreation area at Cima Dome and to comply with the provisions of the Cameron-Unruh Beach, Park, Recreational, and Historical Facilities Bond Act of 1964, and be it further

Resolved That the Chief Clerk of the Assembly is directed to transmit a copy of this resolution to the Director of Parks and Recreation

Resolution read, and referred by the Minority Floor Leader to the Committee on Rules

By Assemblymen Foran, Gaffney, Marks, Meyers, and Ryan

House Resolution No 109

Relative to a state park in the Crystal Springs area in San Mateo County

WHEREAS, There is a need for expanded recreational facilities in the San Francisco Bay area, and

WHEREAS The Crystal Springs area in San Mateo County is one of the last areas of great potential to fulfill such need, and

WHEREAS, Proposition No 1, at the November 1964 general election ballot provides for expenditures of $150,000,000 for acquiring and developing state and regional beach, park, recreational, and historical facilities, and

WHEREAS, Failure to mitigate project studies prior to the passage of Proposition No 1 will result in the delay of one year on the legislative approval of these projects, now, therefore, be it

Resolved by the Assembly of the State of California, That the Department of Parks and Recreation is hereby directed to undertake a study to determine the feasibility of establishing a state park in the Crystal Springs area, and to comply with the provisions of the Cameron-Unruh Beach, Park, Recreational, and Historical Facilities Bond Act of 1964, and be it further

Resolved, That the Chief Clerk of the Assembly shall transmit a copy of this resolution to the Director of Parks and Recreation

Resolution read, and referred by the Minority Floor Leader to the Committee on Rules

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

The following bill was introduced, and read the first time

Assembly Bill No 146: By Assemblyman Waldie—An act to amend Section 4312 of the Health and Safety Code, relating to the Advisory Hospital Council and the inclusion thereon of representatives of mental retardation and mental health interests

Held at desk by order of the Minority Floor Leader

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Mr Veneman was granted unanimous consent that the following statement from the report to Governor Brown from Finance Director Hale Champion, be printed in the Journal

STATEMENTS RELATIVE TO THE SUBMISSION OF THE SCHOOL AID CONSTRUCTION BONDS ON THE JUNE PRIMARY

From Report to Governor Brown from Finance Director Hale Champion, March 1962

"Critics of the proposal to place these bond issues on the June ballot have mistakenly claimed that there are sufficient funds available to carry local school districts through the period from September to the end of the year

They apparently do not understand the law which the school bond program operates

"The local school allocations board makes commitments to loan money to schools upon approval of a school's application A school district cannot obligate itself for final planning or construction until it is assured the funds will be available

It usually takes a school district a year or more to use the funds for construction, which means the board's commitments run far ahead of immediate cash need or actual cash outlay

"However, under law every cent of money allocated must be kept on hand to meet those commitments as they are called Thus, the amount of cash or bonds unsold on hand is irrelevant Once all funds from the bond issue have been committed, no more apportionments can be made until more bonds have been voted

"The board now estimates that it cannot depend on being able to make any commitments after mid-September within the presently authorized bond issue totals

"Not only the Department of Finance, but such informed groups as the Building Aid Committee of the California Association of School Administrators and the California Teachers Association believe that the issue should be passed in June to insure that there is no 'dry period' in school construction and apportionments"

From Budget Message by Governor Edmund G Brown, February 3, 1964, Page X, Paragraph 3

"For our 14-year-old bond program to provide local school construction aid, I propose we place a $200 million issue on the June ballot"

Memorandum—February 5, 1964
To State Allocation Board
From Office of Local Assistance
Subject *Status of Funds and Estimated Bond Issue, State School Building Aid Program*, Page 2

"... because the currently available funds will be exhausted by June 1964, it is essential that the new proposed bond issue be scheduled for the June primary election"

Office of Legislative Analyst, March 10, 1964

State School Building Aid Program

Page 1

"The total amount of application submitted for approval as of March 9, 1964 equals $1,123,641,000 or $651,000 more than the total amount authorized"

Page 2

"By reviewing past experience, it can be estimated that during the coming year apportionments will average $11.8 million a month If this estimate is accurate $85.7 million, the total available for apportionments, will be fully committed by October, or early November, 1964"

Page 2

'If the bond election is to be included on the June ballot more than 30 days will elapse between the time that the available funds expire and the time that the June election is held However it will be another 30 days before the election becomes official as certified by the Secretary of State This means that more than 90 days will elapse between the time that the current funds for application approval expire and new bond funds become available

If the election is to be held in November, 1964 over 7 months will elapse between the time that the funds available for the approval of applications expire and the time that the official result of the November bond election is known'

From Transcript of Governor's Press Conference March 10, 1964

Question

Can the schools get by without a bond issue in June?

Answer

It's going to be awfully difficult for them to do it, and we may have to borrow some funds in September or October, because we'll run out of bond money by August or September and we may have to defer it for three or four months but people will realize—5,666 new classrooms, to divide the 320,000 by 30, you'll get more than that, I divided thirty dollars into two hundred thousand—that's how many more youngsters enter our public schools in September, we'll have 200 thousand more in September of this year

California has real tough problems in this educational building that we have to go through

INTRODUCTION OF GUESTS

Minority Floor Leader Conrad introduced Mr Robert E Work, Editor and Copublisher of the *Los Angeles Daily Journal*, the guest of Assemblyman Frank Lanterman, of La Canada, to the Members, who joined in welcoming him on his visit to the Assembly Chamber

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

The following resolutions were offered

Assembly Joint Resolution No. 6: By Assemblyman Waldie—Relative to levee maintenance

Referred by the Minority Floor Leader to the Committee on Rules

Assembly Concurrent Resolution No. 25: By Assemblymen Alquist, Mihas, and Stanton—Relative to the establishment of a branch office by the Department of Water Resources

Referred by the Minority Floor Leader to the Committee on Rules

RESOLUTIONS

The following resolution was offered

By Assemblymen Alquist Mihas, and Stanton

House Resolution No 110

Relative to a state park within Coyote River Valley, Santa Clara County

WHEREAS, There is a definite need for public facilities to serve the ever increasing California residents seeking outdoor area for recreation purposes, and

WHEREAS, The Coyote River Valley area of Santa Clara County offers a unique opportunity to provide the public with land of recreational values worthy of perpetuation in public ownership for the enjoyment and education of present and future California citizens, and

WHEREAS The City of San Jose presently owns five park sites in the area which could be coordinated to provide an extensive area for recreational development, and

WHEREAS Proposition No 1 at the November 1964 general election provides for expenditures of $150,000,000 for acquiring and developing state and regional beach park, recreational, and historical facilities, and

WHEREAS, Failure to initiate project studies prior to the passage of Proposition No 1 will result in the delay of one year on the legislative approval of these projects, now, therefore, be it

Resolved by the Assembly of the State of California That the Department of Parks and Recreation is directed to undertake a study to determine the feasibility of establishing a state park or recreation area in Coyote River Valley and to comply with the provisions of the Cameron-Unruh Beach Park, Recreational, and Historical Facilities Bond Act of 1964, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a copy of this resolution to the Director of Parks and Recreation

Resolution read, and referred by the Minority Floor Leader to the Committee on Rules

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, March 24, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined

Assembly Bill No 1
Assembly Bill No 53
Assembly Bill No 61
Assembly Bill No 94

And reports the same correctly engrossed

POWERS, Chairman

Above bills ordered to third reading

Assembly Chamber, March 24, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined

Assembly Bill No 48

And reports the same correctly engrossed

POWERS, Chairman

Above bill re-refetred to Committee on Judiciary

Assembly Chamber, March 25, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined

Assembly Constitutional Amendment No 2
Assembly Concurrent Resolution No 11

And reports the same correctly engrossed

POWERS, Chairman

Above resolutions re-referred to committees

Assembly Chamber, March 25, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined

Assembly Bill No 76

And reports the same correctly engrossed

POWERS, Chairman

Above bill re-referred to Committee on Education

Assembly Chamber, March 25, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined

Assembly Bill No 75

And reports the same correctly engrossed

POWERS, Chairman

Above bill ordered to third reading

Committee on Transportation and Commerce

Assembly Chamber, March 24, 1964

Mr Speaker Your Committee on Transportation and Commerce reports

Assembly Concurrent Resolution No 3

With the recommendation Be adopted, as amended

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolution be placed on the Consent Calendar

CARRELL, Chairman

Above resolution ordered on file

Committee on Public Utilities and Corporations

Assembly Chamber, March 24, 1964

Mr Speaker Your Committee on Public Utilities and Corporations reports
Senate Bill No 28
With the recommendation Do pass, as amended

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above bill be placed on the Consent Calendar

KENNICK, Chairman

Above bill ordered to second reading

Committee on Criminal Procedure

Assembly Chamber, March 25, 1964

Mr Speaker Your Committee on Criminal Procedure reports
Assembly Bill No 85
With amendments with the recommendation Amend, and do pass, as amended

WINTON, Chairman

Above bill ordered to second reading

Committee on Finance and Insurance

Assembly Chamber, March 24, 1964

Mr Speaker Your Committee on Finance and Insurance reports
Assembly Bill No 21
With the recommendation Do pass

MILLS, Chairman

Above bill ordered to second reading

Committee on Ways and Means

Assembly Chamber, March 24, 1964

Mr Speaker Your Committee on Ways and Means reports
Assembly Bill No 105
With the recommendation Do pass

CROWN, Chairman

Above bill ordered to second reading

Assembly Chamber, March 24, 1964

Mr Speaker Your Committee on Ways and Means reports
Assembly Bill No 108
With the recommendation That the bill be retained in committee, and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study

CROWN, Chairman

Subject matter of the above bill referred to the Committee on Rules

Committee on Natural Resources, Planning, and Public Works

Assembly Chamber, March 25, 1964

Mr Speaker Your Committee on Natural Resources, Planning, and Public Works reports
Assembly Bill No 38
With amendments with the recommendation Amend, and do pass, as amended

Z'BERG, Chairman

Above bill ordered to second reading

Assembly Chamber, March 25, 1964

Mr Speaker Your Committee on Natural Resources, Planning, and Public Works reports
Assembly Bill No 47
With the recommendation Do pass

Z'BERG, Chairman

Above bill ordered to second reading

CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 11—An act making an appropriation to the Salary Increase Fund in augmentation of Item 35 of Section 2A of the Budget Act of 1963 as added by Chapter 8 of the 1963 First Extraordinary Session

Bill read second time

Consideration of Committee Amendments

The following amendments proposed by the Committee on Civil Service and State Personnel, were read, and adopted

Amendment No. 1

On page 1, lines 1 and 2, of the printed bill strike out four hundred thirty-five thousand dollars ($435,000)", and insert "seventy-five thousand dollars ($75,000)"

Amendment No 2

On page 1, line 18, strike out "$300,000"

Amendment No. 3

On page 2, line 3, strike out "135,000", and insert "75,000"

Amendment No. 4

On page 2, line 5, strike out "$435,000", and insert $75,000

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

Assembly Bill No 78—An act to amend Sections 14214, 14218, and to add Section 14694 9 to the Education Code relating to school district retirement plans, and declaring the urgency thereof to take effect immediately

Bill read second time

Request for Unanimous Consent to Temporarily Suspend Rule No. 101

Mr Elliott was granted unanimous consent that Rule No 101 be temporarily suspended for the purpose of permitting an amendment which adds coauthors to Assembly Bill No 78

Consideration of Committee Amendments

The following amendments proposed by the Committee on Education, were read, and adopted:

Amendment No 1

In the heading of the printed bill strike out "Song, and Thomas", and insert Moreno, McMillan, Song, and Thomas"

Amendment No. 2

On page 3 between lines 5 and 6 insert

"The local district maintaining a local retirement system shall defray any actual and necessary expenses of the State Retirement System in bringing the accounts of local members up to date for the purposes of the utilization of the provisions of this section by the local district in order to maintain the local district's retirement system The local district shall defray any actual and necessary expenses incurred in maintaining these accounts on a year to year basis These expenses shall be defrayed from the accumulated contributions by the local district to the local retirement system"

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

Assembly Bill No. 83—An act to add Section 18057 1 to the Education Code, relating to the public school system

Bill read second time

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Education, was read, and adopted

Amendment No. 1

On page 1 line 10, of the printed bill, strike out "of", and insert "to"

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

Assembly Bill No. 88—An act to amend Sections 6352, 11451, 11451 01, 11451 02, 11451 04 17262 17263 17263 2, 17265, 17301, 17303 5, 17402, 17407, 17408, 17601, 17609, 17610, 17616, 17651, 17653, 17654, 17654 5 17655 5, 17656, 17663, 17664, 17665, 17665 5, 17666 2, 17702, 17751, 17801, 17851, 17904, 17906 2, 17970, 18302, 18303, 18451, 18452, 18455, 18460, and 20751 of, to amend the headings of Articles 2, 3, 4, 5, and 7 of Chapter 3 of Division 14 of, to amend and renumber Sections 17703, 17704, and 17705 of, to repeal Sections 17263 1, 17602, 17660, 17662, 17901, 17902, 17907, 17908, 17909, and 17951 of, to repeal Articles 7 1 and 7 2 of Chapter 3 of Division 14 of, to add Sections 17602, 17618, 17619 17660, 17660 5, 17662, 17665 7, 17703, 17901, 17902, 17951, and 20803 5 to, and to add an article heading between Sections 17665 5 and 17666 2 to make a separate Article 2 2 of Section 17666 2 in Chapter 3 of Division 14 of, to add Articles 2 4, 2 5, 8 6 and 8 8 to Chapter 3 of Division 14 of, and to add Chapter 3 5 to Division 16 of, the Education Code, relating to financial support of the public schools, and declaring the urgency thereof, to take effect immediately

Bill read second time

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Education, were read, and adopted

Amendment No 1

In line 8 of the title of the printed bill, after "14 of," insert "to amend and renumber the heading of Article 8 6 of Chapter 3 of Division 14 of,"

Amendment No 2

In line 12 of the title after "17602" insert "17617,"

Amendment No. 3

On page 2, line 9, strike out "11451", and insert "11451 5"

Amendment No. 4

On page 6, line 18, strike out "to a", and insert "to"

Amendment No 5

On page 6, line 48, strike out "$34 50", and insert "$34 54"

Amendment No. 6

On page 8 strike out line 26, and insert "under subdivision (e) of Section 17903 and subdivision (e) of"

Amendment No 7

On page 8, strike out line 39, and insert "apportionment as computed to be made in subdivision (1) of Section"

Amendment No. 8

On page 8, strike out line 43, and insert "portionment as computed to be made in subdivision (f) of Section 17902"

Amendment No 9

On page 9, after line 40, insert

"SEC 21 5 Section 17617 is added to said code, to read

17617 In all computations made under Articles 2, 2 2, 2 5, 4, 5, and 6 of this chapter, the current fiscal year's average daily attendance of the districts shall be used except where such current average daily attendance, exclusive of summer schools and classes for adults, is less than the current average daily attendance of the next preceding fiscal year, in which cases the average daily attendance of the next preceding fiscal year shall be used in determining the foundation programs for the current fiscal year."

Amendment No 10

On page 10, line 9, strike out "17651", and insert "17601"

Amendment No. 11

On page 20 line 10, strike out "described herein"

Amendment No 12

On page 21, line 23, strike out "4", and insert "6"

Amendment No. 13

On page 21, strike out line 24, and insert "33670) of Chapter 6 of Part 1 of Division 24 of the Health and Safety"

Amendment No. 14

On page 30, between lines 22 and 23, insert

"SEC 70 5 The heading of Article 8 6 (commencing with Section 17790) of Chapter 3 of DIVISION 14 of said code is amended and renumbered to read

Article 8 6 8 7 Recomputation of Basic and Equalization Aid for Junior College Districts"

Amendment No 15

On page 32, line 29 strike out "transferable"

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

Assembly Joint Resolution No. 3—Relative to the Federal Manpower Development and Training Act of 1962

Resolution read

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Rules were read, and adopted

Amendment No. 1

In line 2 of the title of the printed measure, strike out "1964", and insert "1962"

Amendment No 2

On page 1 between lines 20 and 21, insert

"WHEREAS, Under the act trainees may be paid training and other allowances by the states under the direction of the Secretary of Labor while in training, and

Amendment No. 3

On page 1, line 21, after "act", insert ", as amended"

Amendment No. 4

On page 1, line 22, strike out "1964", and insert "1965"

Amendment No 5

On page 1, line 24, after "subsistence,", insert "training allowances"

Amendment No. 6

On page 2, line 1, strike out "1964", and insert "1965"

Amendment No. 7

On page 2, line 3, strike out "50", and insert "33⅓"

Amendment No 8

On page 2, line 3, after "costs", insert "until June 30, 1966, when the states will be required to pay 50 percent of such costs"

Amendment No. 9

On page 2, line 7, strike out "1964", and insert "1965"

Amendment No. 10

On page 2, line 12, strike out "1964", and insert "1965"

Resolution ordered reprinted, and engrossed

Assembly Bill No. 42—An act to add Chapter 4.5 (commencing with Section 9450) to Part 1 of Division 2 of Title 2 of the Government Code, relating to the Consent Calendar

Bill read second time, and ordered engrossed

Assembly Concurrent Resolution No. 16—Relative to an interim study in the field of domestic relations

Resolution read

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Rules was read, and adopted

Amendment No. 1

On page 2, line 17, of the printed bill, after the period insert "The advisory committee shall serve without compensation and shall not receive expenses"

Resolution ordered reprinted, and engrossed

Consideration of House Resolution No 65

By Assemblymen Marks, Willson, Foran, Knox, Bagley, Berlenson, Cologne, Crown, Dahlemeyer Deukmejian, Donovan, Henson, Johnson, McMillan, Petris, Powers, Song, Stanton, Stevens, Thelin, Waldie, Warren, Whetmore, Winton, Young, Z'berg, and Zenovich

House Resolution No 65—Relative to commending those associated with the program for the Continuing Education of the Bar

Resolution read

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Rules, were read, and adopted

Amendment No. 1

In the fourth and fifth lines of the fourth WHEREAS clause, of the printed measure as printed on page 190 of the Assembly Journal for March 18, 1964, strike out "Committee on"

Amendment No 2

Between the fourth and fifth WHEREAS clauses insert

"WHEREAS, The deans of accredited California law schools have served with distinction as an Advisory Deans' Committee and have afforded invaluable assistance in the study and formation of policy, and"

Amendment No. 3

In lines 2 and 3 of the second *Resolved* clause, strike out "to the Committee on Continuing Education of the Bar,"

Amendment No. 4

In line 3 of the second *Resolved* clause, strike out "Committee Administrator", and insert "Administration of the Continuing Education of the Bar"

House Resolution No. 65, as Amended

By Assemblymen Marks, Willson, Foran, Knox, Bagley, Beilenson, Cologne, Crown, Danenmeyer, Deukmejian Donovan, Henson, Johnson, McMillan, Petris, Powers, Song, Stanton, Stevens, Thelin, Waldie, Warren, Whetmore, Winton, Young, Z'berg, and Zenovich

House Resolution No 65

Relative to commending those associated with the program for the Continuing Education of the Bar

WHEREAS, It is to the benefit of the public and the Bar alike that the members of the legal profession be versed in the latest developments in the law and the latest techniques of practice, and

WHEREAS, This was recognized by the State Bar of California and the University Extension of the University of California when they joined forces in 1946 to organize a program for the Continuing Education of the Bar, and

WHEREAS The original concept of the program was to provide law refresher courses for members of the Bar who were returning to practice after serving their country during the war, but was expanded to include all members of the Bar who were quick to realize the need for continuing legal education, and

WHEREAS, The programs conducted today under the Continuing Education of the Bar are offered through the joint auspices of the State Bar of California, the University Extension of the University of California and the local Bar association whose efforts are coordinated by Felix F Stumpf, the Administrator of the Continuing Education of the Bar, and

WHEREAS, The deans of accredited California law schools have served with distinction as an Advisory Deans Committee and have afforded invaluable assistance in the study and formation of policy, and

WHEREAS, Through the vigorous efforts of those connected with the program the enrollments in the courses offered have exceeded 20,000 lawyers in the past few years, greatly increasing the professional competence and responsibility of the many practitioners in this State and thereby resulting in higher quality and more efficient legal service to the public at lower cost, and

WHEREAS, The many practice books which have been distributed with the courses conducted by Continuing Education of the Bar have by virtue of their excellence and practical usefulness contributed to the growth and reputation of the program, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members thereof recognize the immeasurable benefit of Continuing Education of the Bar to the legal profession and to the people of this State and take this opportunity to commend those persons associated with the conduct of this worthy program and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit suitably prepared copies of this resolution to Mr Felix F Stumpf, Administrator of the Continuing Education of the Bar, to the Regents of the University of California, and to the State Bar of California

Resolution as amended, ordered to the Consent Calendar

INTRODUCTION OF GUESTS

Minority Floor Leader Conrad introduced Mrs Bertha Veneman, of Modesto, and Mrs Harold J Miller, of Oxnard, the mother and sister of Assemblyman John Veneman, of Modesto, Bertram Isaacs and Brian James, of Los Angeles the brother-in-law and nephew of Assemblyman Melvyn M Dymally, of Los Angeles, and Sheridan Ferrell and Frederick Ferrell, of Los Angeles, the sons of Assemblyman F Douglas Ferrell, of Los Angeles, to the Members, who joined in welcoming them on their visit to the Assembly Chamber

MESSAGES FROM THE SENATE

Senate Chamber, March 24, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day passed

Assembly Bill No 63
Assembly Bill No 143

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

Above bills ordered enrolled

Lanterman, Marks, McMillan, Meyers, Miias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Waite, Waldie, Warren, Whetmore, Wilhamson, Willson, Young, Zenovich, and Mr. Speaker—67.
NOES—None.

Resolution ordered transmitted to the Senate.

Speaker pro Tempore Presiding

At 10 32 a.m., Hon. Carlos Bee, 13th District, presiding.

INTRODUCTION OF GUESTS

Speaker pro Tempore Bee introduced Miss Salli Winton of Merced, the daughter of Assemblyman Gordon Winton, to the Members, who joined in welcoming her on her visit to the Assembly Chamber.

Speaker pro Tempore Bee introduced Earnestine Davis of Los Angeles, sister of Assemblyman F. Douglas Ferrell, to the Members, who joined in welcoming her on her visit to the Assembly Chamber.

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

Assembly Bill No. 1—An act making appropriations for the support of the government of the State of California and for several public purposes in accordance with the provisions of Section 34 of Article IV of the Constitution of the State of California, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Mr. Britschgi moved the adoption of the following amendments·

Amendment No. 1

On page 23, line 11 of the printed bill as amended in Assembly March 18, 1964, strike out "333,268", and insert "322,627".

Amendment No. 2

On page 23, line 13, strike out "227,704", and insert "217,063".

Amendment No. 3

On page 23, line 19, strike out "333,268", and insert "322,627".

Amendment No. 4

On page 23, between lines 26 and 27, insert
"Of the amount hereby appropriated there shall not be expended for the salary of the Director of the Coordinating Council for Higher Education, during the 1964-65 fiscal year, an amount in excess of the salary provided in such year for a president of a state college"

Amendments read.

Point of Personal Privilege

Mr. Crown arose to a point of personal privilege.

The question being on the adoption of the amendments offered by Mr. Britschgi.

Roll Call Demanded

Messrs. Conrad, Pattee, and Holmes demanded a roll call.

The roll was called, and the amendments refused adoption by the following vote:

AYES—Ashcraft, Badham, Barnes, Belotti, Britschgi, Burgener, Collier, Cologne, Conrad, Cusanovich, Dannemeyer, Deukmejian, Dills, Donovan, Henson, Holmes,

Marks, Mihas, Monagan, Mulford, Pattee, Ryan, Stanton, Veneman, Veysey, and Whetmore—26

NOES—Alquist, Bane, Bee, Beilenson, Booth, Carrell, Casey, Crown, Danielson, Davis, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Gonsalves, Greene, Johnson, Kennick, Knox, McMillan, Meyers, Mills, Moreno, Petris, Porter, Powers, Rumford, Song, Soto, Thomas, Waite, Waldie, Warren, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr. Speaker—42

Demand for Previous Question

Messrs. Casey, Pattee, Holmes, Williamson, and McMillan demanded the previous question. Demand sustained

The question being on the passage of Assembly Bill No. 1.

Bill passed by the following vote:

AYES—Allen, Alquist, Bane, Bee, Beilenson, Booth, Carrell, Casey, Crown, Danielson, Dannemeyer, Davis, Dills, Dymally, Elliott, Ferrell, Foran, Frew, Gaffney, Gonsalves, Greene, Henson, Johnson, Kennick, Knox, McMillan, Meyers, Mills, Moreno, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Thomas, Waite, Waldie, Warren, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—49.

NOES—Ashcraft, Badham, Bagley, Barnes, Belotti, Britschgi, Burgener, Chapel, Collier, Cologne, Conrad, Cussanovich, Deukmejian, Donovan, Flournoy, Hinckley, Holmes, Lanterman, Marks, Mihas, Monagan, Mulford, Pattee, Stevens, Thelin, Veneman, Veysey, and Whetmore—28

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT

Mr. Porter was granted unanimous consent that the following statement and Opinion of Legislative Counsel be printed in the Journal.

STATEMENT BY ASSEMBLYMAN CARLEY V. PORTER

to Assembly Ways and Means Committee on Amendment to Item 276, Assembly Bill No. 1, March, 1964

On February 20, 1963 Assemblyman Lunardi's Assembly Concurrent Resolution No 16 (Resolution Chapter 54) came before the Assembly Water Committee This resolution provided that the Department of Water Resources was "requested to investigate all possible means of disposing of the hydroelectric power to be generated by Oroville Dam and Reservoir and related facilities, including, but not limited to, possible disposal to all agencies engaged in the transmission and distribution of electric power to the end that optimum benefits may accrue from the disposal of such hydroelectric power." It was my understanding that this resolution was introduced at the request of the State Department of Water Resources itself and members of the committee wholeheartedly agreed that a study of power marketing at Oroville was appropriate. The committee, however, amended the resolution to require a report to the Legislature by February 15, 1964 The resolution subsequently passed both houses

Mr Post, in his Analysis of the Budget Bill which was released on the 10th of February, 1964 stated

> "A $1,054,000 contract is now being prepared to provide for design of two double circuit 230 kv transmission lines from Oroville to the Delta
>
> However, the contract also includes complete design of the line and the department's 1964-65 budget is prepared on the basis that construction of the line will occur "
>
> "After reviewing the status of work underway, it is not apparent what economic and engineering information will be available to the department to determine whether the line should be built, except that the department

may be able to construct the line cheaper than provided in any transmission or sales agreement it can negotiate A conclusion that state construction is cheaper than alternatives under negotiation may or may not justify construction of the line by the department *Whether the Legislature or other interests will be fully informed on the rapid developments which will occur as decisions are made on these matters during the next few months is a matter for conjecture* (emphasis added)

"The next year will probably be the most critical year for deciding the power aspects of the State Water Facilities Important basic decisions will have to be made during this time Studies will have to be secured on power sales, purchase, and feedback matters, participation in the Pacific Northwest interconnection, the use of nuclear energy, etc The department is currently proceeding with important phases of this work, including preliminary discussions with the Atomic Energy Commission on patterns of cooperation between the department and the AEC on the use of nuclear energy"

Then Mr Post pointed out, and this is most important.

"A request by the Assembly Ways and Means Committee last session for quarterly progress reports from the department on its various power studies has been belatedly honored with one report which provides little significant information The Legislature passed ACR 16 (1963 General Session) which directed the department to 'investigate all possible means of disposing of the hydroelectric power, and to report thereon to the Legislature not later than February 15, 1964' *There does not appear to be any prospect that a report released in February can fulfill the directive in ACR 16, in view of the work accomplished to date*" (emphasis added)

On February 24, I received a three-page letter from Mr William E Warne explaining that he was complying with the requirements of Assembly Concurrent Resolution 16 by this letter and that he was also enclosing to serve as the Assembly Concurrent Resolution 16 report the first and only quarterly progress report, to which Mr. Post had referred in his analysis The progress report was released last January. Thus, the department *has not* complied with the provisions of Assembly Concurrent Resolution 16, a resolution it itself sponsored, and has provided the Legislature with no indication that it actually had studied this important matter of marketing—a matter which must be studied before any decision on construction of transmission lines could be made

In response to the comment of Mr Post in his analysis and upon receiving the department's totally inadequate report, I had the amendment prepared which is now before you, and all this amendment really does is require the Department of Water Resources to now make a study, such as was requested by Assembly Concurrent Resolution 16 when it was passed in March last year, before it constructs the transmission lines.

The department has objected to the possibilities of delay. To this I would reply that had the department made a study as requested by the Legislature in Assembly Concurrent Resolution 16 (which it itself had introduced), there would be no need today for this amendment. It does not hamstring the department and it does not force them to take one alternative over another in the marketing of power from Oroville Dam

I would like to make it clear that by this amendment we are only asking for the department to provide a report prior to spending funds We expect them to ask both private and public power entities to indicate their proposals for disposing of Oroville power. Whether or not

a transmission line is required to the Delta is a matter for the department to determine after comparing the various proposals

There is much confusion about what this transmission line is actually needed for To begin with, the department has large quantities of power for sale at Oroville Dam and proposes to sell this power, presumably to support revenue bonds. The department, however, proposes a transmission line from Oroville to the Delta and whether or not such transmission line is needed depends upon who buys the power and where the entity buying the power wants it delivered. The fact that the State has water facilities in the Delta has no real bearing on this since the Oroville power is expensive peaking power and if used for pumping the State's own facilities it would be a tremendous waste of money

It is hoped that the department will select the most economically advantageous proposal This choice may involve either the federal government, a private utility, a public entity, or maybe even a combination of these

The amendment simply requires them to take a look at all the factors and all the possibilities before it makes its decision, and it *requires that the Legislature be advised of these factors* and that the California Water Commission conduct a hearing so that the public, too, can make their views known on this matter.

OPINION OF LEGISLATIVE COUNSEL

State of California
Office of Legislative Counsel
Sacramento, March 19, 1964

Honorable Carley V. Porter
Assembly Chamber

Feather River Facilities—No. 3492

Question

Dear Mr. Porter: You have submitted to us a proposed amendment to the Budget Bill and ask if it would be a valid restriction upon the expenditure of funds for rights-of-way acquisition and final design of transmission lines for power generated at Oroville or Thermalito of the Feather River Facilities.

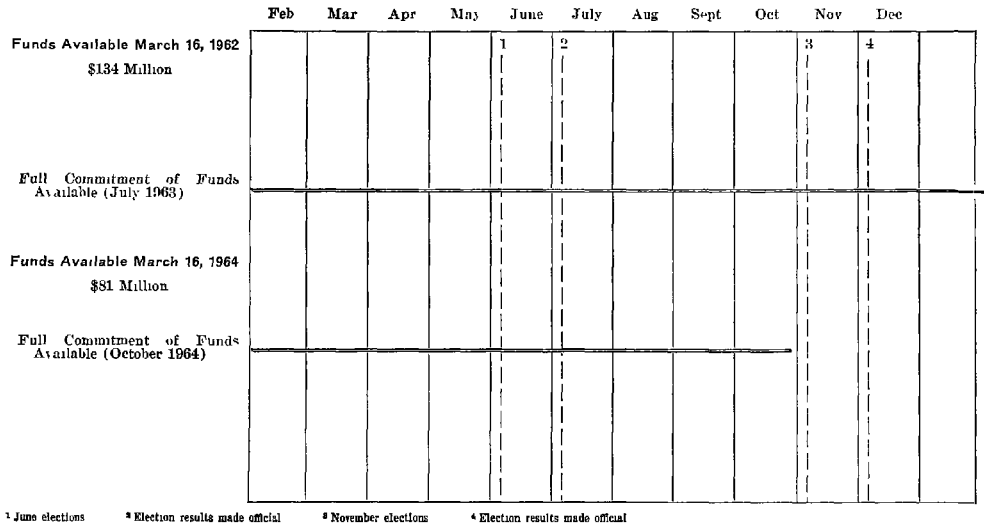
Opinion and Analysis

The proposed amendment would amend Item 275 of the Budget Act and reads as follows:

> "On page 59, line 39, of the printed bill, strike out the period, and insert:
>
> ; provided, further, that no part of the funds made available under this item shall be expended for right-of-way acquisitions and final design (as defined on page 738 of the Governor's Budget) of transmission lines for power generated at Oroville or Thermalito of the Feather River Facilities, until the Department of Water Resources has completed a comprehensive report on the power loads, resources and transmission re-

Appendix II

COMPARISON OF FUNDS AVAILABLE FOR MAKING APPORTIONMENTS, MARCH 16, 1962, AND MARCH 16, 1964



[1] June elections [2] Election results made official [3] November elections [4] Election results made official

POINT OF ORDER

Mr Mulford arose to the following point of order

That there is no order

Ruling by Minority Floor Leader

The Minority Floor Leader ruled the point of order well taken

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

Assembly Bill No. 81—An act to repeal Section 70045 3 of, and to add Section 70045 3 to, the Government Code, relating to court reporters

Bill read third time

Motion to Amend

Mr Bagley moved the adoption of the following amendment

Amendment No. 1

On page 1 line 7 of the printed bill as amended in Assembly March 18, 1964, strike out "the annual", and strike out lines 8 to 14 inclusive, and insert each regular official reporter shall be paid forty-five dollars ($45) a day for the days he is actually on duty under order of the court and each reporter pro tempore shall be paid forty-three dollars ($43)"

Amendment read, and adopted

Bill ordered reprinted, and re-engrossed, and to be returned to third reading

Assembly Bill No. 57—An act freeing certain tide and submerged lands previously granted in trust to the County of Marin from the trust for navigation, commerce, and fisheries, and authorizing the exchange of said lands for other lands of comparable value

Bill read third time, and passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham Bagley, Bane, Barnes, Bee, Berkenson Beilotti, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Deukmejian, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Mulford, Pattee, Porter, Powers, Rumford, Ryan, Soto, Stevens, Thelin Thomas, Veneman, Vevser, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young Z'berg, and Zenovich—68

NOES—None

Bill ordered transmitted to the Senate

Assembly Bill No. 79—An act to add Part 7 (commencing with Section 70000) to Division 10 of the Public Utilities Code, to provide for the creation of the Marin County Transit District, prescribing the powers and duties thereof

Bill read third time

Bill ordered passed on file and to retain its place on file

Assembly Bill No. 91—An act to amend Sections 430 2, 430 3, 430 4, and 435 5 of, and to add Sections 430 13, 430 14, and 431 9 to, the Health and Safety Code, relating to Hospital Survey and Construction, declaring the urgency thereof, to take effect immediately

Bill read third time

Urgency Clause

Urgency clause read, and adopted by the following vote

AYES—Allen Alquist, Asheraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Britschgi, Burgener, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan Song, Soto Stanton, Stevens, Thelin Thomas, Veneman, Veysey Waite, Waldie, Warren, Williamson, Willson, Winton, Young, Z'berg, and Zenovich—71
NOES—None

The question being on the passage of the bill

Bill passed by the following vote

AYES—Allen, Alquist, Asheratt, Badham Bagley, Bane Barnes, Bee, Beilenson Belotti, Britschgi Burgener, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Dills, Donovan, Dymally, Elliott Ferrell, Flournoy Foran, Frew, Gaffney, Garrigus Gonsalves, Greene, Henson Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills Monagan Moreno, Mulford, Pattee, Petris, Porter, Powers Rumford, Ryan Song, Soto Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite Waldie, Warren, Williamson, Willson, Winton, Young, Z'berg, and Zenovich—71
NOES—None

Bill ordered transmitted to the Senate

Assembly Bill No 23—An act to add Section 68207 1 to the Government Code, relating to compensation of judges

Bill read third time, and passed by the following vote

AYES—Allen, Alquist, Ashcraft, Bagley Bane, Barnes Bee Belotti, Britschgi Burgener, Carrell Casey, Cologne, Crown Danielson Dannemeyer, Deukmejian, Dills, Donovan, Dymally Elliott, Ferrell Flournoy Foran Frew Gaffney Garrigus, Gonsalves, Greene Henson, Hinckley Holmes, Johnson, Kennick, Knox, Lanterman Marks, McMillan Meyers, Milias, Mills, Monagan, Moreno, Mulford Pattee, Petris, Porter, Powers, Rumford, Song, Soto, Stanton, Stevens, Thomas Veneman, Waite Waldie, Whetmore, Williamson, Willson Young Z'berg and Zenovich—68
NOES—Beilenson, Cusanovich, Thelin, Warren, and Winton—5

Bill ordered transmitted to the Senate

Name Placed Upon Roll Call on Assembly Bill No. 23

Mr Mulford was granted unanimous consent that he be recorded as voting "Aye" on Assembly Bill No 23

Assembly Bill No. 93—An act to repeal Article 10 (commencing with Section 8697) of Chapter 15 of Division 3 of the Business and Professions Code, as added by Chapter 1669 of the Statutes of 1963, and to add Article 10 (commencing with Section 8697) to Chapter 14 of Division 3 of the Business and Professions Code relating to structural pest control, declaring the urgency thereof to take effect immediately

Bill read third time

Urgency Clause

Urgency clause read

Speaker Presiding

At 11 57 a m , Hon Jesse M Unruh, 65th District, presiding

The question being on the adoption of the urgency clause

Urgency clause adopted by the following vote

AYES—Allen, Alquist, Asheraft, Badham, Bagley, Barnes, Bee, Beilenson, Belotti, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan,

Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—72
NOES—None

The question being on the passage of the bill
Bill passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Barnes, Bee, Beilenson, Belotti, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown Cusanovich, Danielson, Dennemeyer, Deukmejian, Dills Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Gonsalves, Greene, Henson Hinckley Holmes, Johnson, Kennick, Knox, Lanterman, Marks McMillan, Meyers, Mihas, Mills Monagan, Moreno Mulford, Pattee, Petris, Porter, Powers, Rumford Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—72
NOES—None

Bill ordered transmitted to the Senate

Assembly Concurrent Resolution No. 7—Relative to apprenticeship information centers

Resolution read, and adopted by the following vote:

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dennemeyer, Deukmejian, Dills, Donovan, Dymally, Elliott Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stanton Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—75
NOES—None

Resolution ordered transmitted to the Senate

Assembly Bill No. 2—An act to amend Sections 25001 and 25002 of, and to add Sections 25001 1, 25001 2, 25001 3, and 25001 4 to, the Government Code, relating to county supervisorial districts

Bill read third time, and passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dennemeyer, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stevens, Thelin, Thomas, Veneman Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—74
NOES—Davis—1

Bill ordered transmitted to the Senate

Assembly Bill No. 59—An act to amend Section 1645 of the Elections Code, relating to precinct boards

Bill read third time, and passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dennemeyer, Deukmejian, Dills, Donovan, Dymally, Elliott Ferrell, Flournoy, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stanton, Thelin Thomas, Veneman, Veysey, Waite Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—72
NOES—None

Bill ordered transmitted to the Senate

Speaker pro Tempore Presiding

At 12 05 p m , Hon Carlos Bee, 13th District, presiding

Assembly Bill No. 102—An act to add Sections 15412 and 15416 to the Elections Code, relating to vote tabulating devices

Bill read third time, and passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham Bagley, Bane Barnes, Bee, Bejenson Belotti, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad Crown Cusanovich, Dunnelson, Dannemeyer, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley Holmes, Johnson, Kennick Knox Lanterman, Marks, McMillan, Meyers, Mihas Mills, Monagan, Moreno, Mulford Pattee Petris Porter, Powers, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin Thomas, Veneman, Vevser, Waite Waldie Warren, Whetmore, Williamson, Willson, Winton, Young, Zberg, Zenovich and Mr Speaker—75

NOES—None

Bill ordered transmitted to the Senate

Assembly Bill No. 73—An act to amend Sections 6353 and 25500 of the Elections Code, relating to the conduct of elections

Bill read third time, and passed by the following vote

AYES—Allen, Alquist Ashcraft Bagley, Bane, Barnes, Bee, Belotti, Britschgi, Burgener Carrell Casey, Chapel, Collier, Conrad, Crown, Cusanovich, Dannemeyer Davis, Deukmejian, Donovan, Dymally, Ferrell, Frew, Gaffney, Garrigus, Holmes, Johnson, Kennick, Lanterman, Marks McMillan, Meyers, Mihas Mills, Monagan, Moreno, Mulford, Petris Powers, Ryan, Song, Soto, Thelin, Thomas, Waite, Waldie, Whetmore, Williamson, Young, Zenovich, and Mr Speaker—52

NOES—Badham Bedenson Cologne, Foran, Gonsalves, Henson, Hinckley, Knox, Pattee Rumford, Veneman, Vevsey, Warren, Willson, and Winton—15

Bill ordered transmitted to the Senate

REQUEST FOR UNANIMOUS CONSENT

Mr Crown was granted unanimous consent that he be permitted to read a letter from Senator George Miller, Jr , and that the letter be printed in the Journal

Point of Information

Speaker pro Tempore Bee stated that the letter pertains to the Budget, and should be brought up in the Budget Session

Point of Order

Mr Waldie arose to the following point of order

That an item not germane to the session can be printed in the Journal if the House so orders

Ruling by Speaker pro Tempore

The Speaker pro Tempore ruled the point of order well taken

LETTER FROM SENATOR GEORGE MILLER, JR.

The following letter was read and ordered printed in the Journal

Senate Committee on Finance
Sacramento, March 24, 1964

The Honorable Robert W Crown, Chairman
Assembly Ways and Means Committee
State Capitol, Sacramento

Dear Bob, I have in recent weeks been growing increasingly concerned with our apparent willingness to legislate each year on a budget bill which has not received the necessary two-thirds vote of the Assem-

bly and is therefore incomplete and imperfect It seems to me that in doing this we are also doing violence to what the Constitution clearly intended, and beyond that we are undermining the ability of the two houses to deal in the proper manner with the fundamental public policies which are incorporated in the Budget Bill The reasons for my concern, therefore, relate to fundamentals, rather than merely to the form of the bill, although even as to the latter it is hard for me to see how the bill which today was sent to the Senate with only a majority vote can continue to be regarded, if only in form, as a Budget Bill

The Constitution is clear that General Fund appropriations "for any fiscal year, exclusive of appropriations for the support of the Public School System, shall be void unless two-thirds of all the members elected to each house of the Legislature vote in favor thereof" The Legislative Counsel informs me that a Budget Bill with less than a two-thirds vote can pass to the other house because it is effective with respect to the provisions of the bill which are other than General Fund appropriations Thus, the bill appropriates from the various special funds, applies certain control sections to those special funds, appropriates bond funds, etc I do not intend to argue that this is not an appropriation bill But is this the Budget Bill which you and I authored as required by the Constitution? Is this bill, which in its present form contains no legal appropriation for support of the University, mental hospitals, the prisons, the Governor, the Legislature and most of the other major functions of state government, the Budget Bill which the Constitution requires shall be introduced to carry out the complete expenditure plan of the State as formulated and proposed by the Governor? Clearly, this bill legally has none of the features of the Budget Bill It is little more than a skeleton bill If this bill were enacted into law as the Budget Act by passage by the Senate, state government as such would grind to a complete halt Even though school apportionments are an exception in the Constitution and theoretically would continue to be made to the districts, there would be no agency to make the apportionments and no revenues to apportion because no one would collect and administer the taxes

Even if one were to overlook the extremely serious implications which surround assuming that this is the Budget Bill within the meaning of the law, and regard the bill as a vehicle or device for getting to a compromise between the houses, it cannot be said even to represent the expression of the Assembly There is no valid clue in the bill as to the real position of the Assembly on what may ultimately appear as the major features of controversy in the Budget The principal feature of the bill from the standpoint of the Senate in considering a compromise position with respect to particular items which would appear to be in controversy, on the basis of committee hearings, may well be that the bill in its present form is unacceptable to the Assembly itself Any compromise offered by the Senate on particular budget items cannot be weighed against a position which has been resolved by the Assembly and the Senate position is thus subject to double jeopardy

I think I need not labor these points further I hope however, you can understand my concern, as well as my conclusion that we should act now to terminate the use of this device for skirting the law and

pushing prematurely into the hands of a Committee on Conference the critical policy issues of the budget I propose to ask the Senate Finance Committee to not consider acting upon your bill as it has come to us from the Assembly I will be very glad to request the Senate to return the bill to the Assembly at any time it appears to you that you have the necessary fifty-four votes and request is made for the return of the bill

Cordially,

GEORGE MILLER, JR

PARLIAMENTARY INQUIRY

Mr Collier arose to the following parliamentary inquiry

If we adopt a constitutional amendment, will we not have to pass a bill to accompany it, which the Governor could veto?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that this question should be asked of the Legislative Counsel

Parliamentary Inquiry

Mr Chapel arose to the following parliamentary inquiry

Are we not presently in the First Extraordinary Session?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied in the affirmative

Parliamentary Inquiry

Mr Chapel arose to the following parliamentary inquiry.

Is this discussion regarding the Budget germane to this session?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that the question of whether or not the discussion is germane is a decision for the House, and the House has granted Mr Crown permission to read the letter and have it printed in the Journal

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP ASSEMBLY BILL NO 75

Mr Waldie was granted unanimous consent to take up Assembly Bill No 75, out of order, at this time

ANNOUNCEMENT

Mr Collier announced that he had a Deputy Legislative Counsel at his desk to provide an opinion on the following question If we adopt a constitutional amendment, will we not have to pass a bill to accompany it, which the Governor could veto?

Ruling by Speaker pro Tempore

Speaker pro Tempore Bee ruled that no one except Members may speak on the Floor while the Assembly is in session

Parliamentary Inquiry

Mr Collier arose to the following parliamentary inquiry

May a question be directed to the Deputy Legislative Counsel through the Chair?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that this could be done, with the consent of the Assembly

Unanimous Consent Withheld

Mr Waldie withheld unanimous consent

Motion

Mr Collier moved that he be permitted to ask the question of the Deputy Legislative Counsel through the Chair

Point of Order

Mr Waldie arose to the following point of order

That there is nothing before the House to which that motion is germane

Ruling by Speaker pro Tempore

The Speaker pro Tempore ruled the point of order well taken

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

Assembly Bill No. 75—An act to add Section 6652.5 to, and to amend Sections 6653, 6655, 6659, and 6660 of, the Elections Code, relating to the conduct of elections

Bill read third time

Speaker Presiding

At 12:46 p.m., Hon. Jesse M. Unruh, 65th District, presiding

The question being on the passage of the bill

Bill passed by the following vote

AYES—Allen, Ashcraft, Badham, Bane, Barnes, Bee, Belotti, Brutsche, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Dannemeyer, Davis, Deukmejian, Donovan, Dymally, Elliott, Ferrell, Foran, Frew, Gaffney, Garrigus, Gonsalves, Henson, Holmes, Johnson, Kennick, Lanterman, Marks, Meyers, Miller, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Powers, Rumford, Ryan, Soto, Stevens, Thomas, Waite, Waldie, Whetmore, Williamson, Willson, Zenovich, and Mr. Speaker—56

NOES—Alquist, Bagley, Beilenson, Hinckley, Knox, Stanton, Thelin, Veneman, Veysey, Warren, Winton, Young, and Z'berg—13

Bill ordered transmitted to the Senate

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, March 25, 1964

Mr. Speaker: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 42

And reports the same correctly engrossed

POWERS, Chairman

Above bill ordered to third reading

Committee on Education

Assembly Chamber, March 25, 1964

Mr. Speaker: The Chairman of your Committee on Education reports Assembly Bill No. 120

With author's amendments with the recommendation: Amend, and re-refer to the Committee on Education

GARRIGUS, Chairman

SECOND READING OF ASSEMBLY BILL NO. 120 (PURSUANT TO RULE NO. 59.5)

Assembly Bill No. 120—An act to add Chapter 15.6 (commencing with Section 19911 to Division 14 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, appropriating money for the purpose of carrying out this chapter, and providing for the submission of the measure to the people at a special election to be consolidated with the 1964 general election

Bill read second time

Motion to Amend

Mr. Garrigus moved the adoption of the following amendments

Amendment No. 1

In line 1 of the title of the printed bill, strike out "19911", and insert "19911)"

Amendment No. 2

On page 4, strike out lines 23 to 33, inclusive

Amendment No. 3

On page 4, line 34, strike out "19922", and insert "19921"

Amendment No. 4

On page 4, line 41, strike out "19923", and insert "19922"

Amendment No. 5

On page 4, line 44, strike out "19924", and insert "19923"

Amendment No. 6

On page 5, line 1, strike out "19925", and insert "19924"

Amendment No. 7

On page 5, line 19, strike out the first "shall"

Amendment No. 8

On page 6, line 6, after "and", insert "in"

Amendments read, and adopted

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

REPORTS OF STANDING COMMITTEES

Committee on Education

Assembly Chamber, March 25, 1964

Mr. Speaker: The Chairman of your Committee on Education reports

Assembly Constitutional Amendment No. 3

With author's amendments: with the recommendation: Amend, and re-refer to the Committee on Education

GARRIGUS, Chairman

SECOND READING OF ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 3 (PURSUANT TO RULE NO. 59.5)

Assembly 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 amending Section 6 of Article IX thereof, relating to the Public School System

Resolution read.

Motion to Amend

Mr Flournoy moved the adoption of the following amendment

Amendment No 1

On page 1 of the printed measure, strike out lines 14 to 21, inclusive, and insert "schools The Legislature may enact laws implementing the provisions of this paragraph, as amended at the General Election of November 1964, to affect transfers to, and apportionments from, the State School Fund for the entire 1964-1965 fiscal year"

Amendment read, and adopted

Resolution ordered reprinted, engrossed and to be re-referred to the Committee on Education

REPORTS OF STANDING COMMITTEES

Committee on Education

Assembly Chamber, March 25, 1964

Mr Speaker The Chairman of your Committee on Education reports

Assembly Bill No 56

With author's amendments with the recommendation Amend, and re-refer to the Committee on Education

GARRIGUS, Chairman

SECOND READING OF ASSEMBLY BILL NO. 56 (PURSUANT TO RULE NO 59 5)

Assembly Bill No. 56—An act to amend Sections 17611 5, 17616, 17654 5, 17655 5, 17656, 17660, 17664, 17665, 17666 2, 17901, 17902, 17904, 17951, 17990, 18401, 18451, 18452 and 18455 of, and to repeal Article 4 (commencing with Section 17751), Article 5 (commencing with Section 17801), Article 6 (commencing with Section 17851), Article 7 2 (commencing with Section 17940), and Article 8 5 (commencing with Section 17970), of Chapter 3 of Division 14 of, the Education Code, relating to state financial support for public school districts

Bill read second time

Motion to Amend

Mr Flournoy moved the adoption of the following amendments

Amendment No 1

In line 1 of the title of the printed bill, strike out "17611 5, 17616, 17654 5," and insert "2703, 3304, 6426, 17301, 17303, 17303 5, 17402, 17407, 17411, 17414, 17417, 17453 17602, 17616, 17655,"

Amendment No 2

In line 2 of the title, strike out 17901, 17902, 17904," and insert "17702, 17901, 17902, 17904, 17906 2, 17907, 17908, 17909,

Amendment No. 3

Strike out line 3 of the title, and insert 17951, 17970, 17990, 18303, 18401, 18451, 18452, and 18455 of, to amend the title of Article 7 of Chapter 3 of Division 14 of, to re-"

Amendment No. 4

In line 4 of the title, after 'peal", insert 'Sections 17611 5, 17653, 17654, and 17654 5 of, to repeal"

Amendment No. 5

In line 6 of the title, after "17851)," insert "and"

Amendment No. 6

Strike out line 7 of the title, and insert '17940),'

Amendment No. 7

In line 8 of the title, after "14 of," insert 'and to add Sections 2701 5, and 17652 to,".

Amendment No. 8

On page 1, strike out lines 1 and 2 and insert

"SECTION 1 Section 2701.5 is added to the Education Code, to read

2701.5 Any elementary school district with an average daily attendance of less than 26 (exclusive of pupils attending grades seven and eight in a junior high school), any or all of which is attendance at a school or schools not qualifying as "necessary small schools" under Section 17655, shall be lapsed as provided in this article

SEC. 2 Section 2703 of said code is amended to read

2703 Within 30 days after the close of each school year the county superintendent of schools shall report to the county board of supervisors the name of any school district under his jurisdiction wherein the number of registered electors is less than six or the average daily attendance during the school year has been less than the numbers specified in Section 2701, *or which comes within the provisions of Section 2701.5* The county superintendent shall at the same time recommend to the board of supervisors the district or districts to which the territory may best be annexed after the district has been lapsed

SEC. 3 Section 3304 of said code is amended to read

3304 Except as otherwise provided in Section 3262 ~~and in this section~~, when a majority of all the votes cast are cast in favor of the unification, the proposal carries ~~If the voters in one district or portion of a district, cast a majority of all the votes cast at the election, then, the proposal must carry by a majority in such district, or portion of a district, and, in addition, by a majority of the combined votes of all the other districts or portion of districts, as the case may be, concerned.~~

SEC. 4 Section 6426 of said code is amended to read

6426 The Superintendent of Public Instruction, if he approves, shall apportion to each applicant school district an amount equal to the total excess expense incurred by the school district in providing a program, except that the amount apportioned shall not exceed ~~forty dollars ($40)~~ *sixty dollars ($60)* for each pupil participating in the program for one school year

Apportionments made during a fiscal year pursuant to this section shall not be made on account of more than 2 percent of the units of average daily attendance of pupils during the preceding fiscal year credited to all kindergarten and grades 1 through 12 in all of the schools and classes maintained by school districts and county superintendents of schools

SEC. 5 Section 17611.5 of said code is repealed."

Amendment No. 9

On page 1, strike out lines 3 to 10, inclusive, and on page 2, strike out lines 1 and 2

Amendment No. 10

On page 2, between lines 2 and 3, insert

"SEC. 6 Section 17301 of said code is amended to read

17301 (a) The State Controller shall during each fiscal year transfer from the General Fund of the State to the State School Fund such sums, in addition to the sums accruing to the State School Fund from other sources, as shall provide in the State School Fund for apportionment during the fiscal year a total amount per pupil in average daily attendance during the preceding fiscal year credited to all kindergarten,

elementary, high school and junior college schools in the State and to the county school tuition funds, as certified by the Superintendent of Public Instruction, one hundred eighty dollars ($180)

(b) The Controller shall also transfer, as needed during each fiscal year such additional amounts from the General Fund to the State School Fund as are certified from time to time by the Superintendent of Public Instruction to be necessary to meet actual computed apportionments from the State School Fund for the purposes set forth in Section 17303 5, provided that the total of such additional amounts transferred in a fiscal year shall not exceed, except pursuant to subdivision (c) of this section, ~~twenty-eight dollars and forty-four cents ($28 44) for the fiscal year 1963-1964, and twenty-eight dollars and fifty-eight cents ($28 58) for the fiscal year 1964-1965 and fiscal years thereafter~~ *forty-one dollars and ninety-three cents ($41 93)*, per pupil in average daily attendance during the preceding fiscal year credited to all kindergarten, elementary, high school and junior college schools in the State and to the county school tuition funds, as certified by the Superintendent of Public Instruction, less the amount, if any, by which one dollar and sixty cents ($1 60) multiplied by the number of units of average daily attendance credited during the preceding fiscal year to all kindergarten, elementary, high school and junior college schools in the State and to the county school tuition funds exceeds twenty-one dollars and fifty cents ($21 50) multiplied by the total average daily attendance credited during the preceding school year to elementary school districts which during the preceding school year had less than 901 units of average daily attendance, to high school districts which during the preceding school year had less than 301 units of average daily attendance, and to unified districts which during the preceding school year had less than 1,501 units of average daily attendance

(c) In addition to the amounts authorized to be transferred to the State School Fund from the General Fund under subdivisions (a) and (b) of this section, the Controller shall transfer from the General Fund to the State School Fund during the fiscal year, upon certification of the Superintendent of Public Instruction, if necessary to meet actual computed apportionments for the fiscal year for the purposes set forth in Sections 17303 and 17303 5, an amount not to exceed the lesser of (1) 1 percent of the total apportionment from the State School Fund in the preceding fiscal year for the purposes set forth in Sections 17303 or 17303 5, or (2) the net amount, if any, by which the total amounts authorized to be transferred from the General Fund to the State School Fund under subdivisions (a) and (b) of this section in prior fiscal years have exceeded the total amounts actually apportioned in prior fiscal years for the purposes set forth in Sections 17303 and 17303 5

(d) He shall also transfer to the State School Fund any additional amounts appropriated thereto by the Legislature in augmentation of any of the amounts prescribed for any of the purposes set forth in Sections 17303 and 17303 5 and such additional amounts shall be allowed and apportioned by the Superintendent of Public Instruction and warrants therefor drawn by the Controller in the manner provided in Articles 1 and 2 (Sections 17301 to 17354, inclusive) of this chapter and in Sections 11256, 11257, and 17251, and Sections 17401 to 17417, inclusive, and Sections 17601 to 18460, inclusive

ratified by the qualified electors of the city at a general municipal election held therein on the 25th day of February, 1964.

Resolution read, and adopted by the following vote:

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Barnes, Bee, Beilenson, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dunnemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Fetrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Zenovich, and Mr Speaker—72
NOES—None

Resolution ordered transmitted to the Senate

INTRODUCTION OF GUESTS

Assemblyman Z'berg of Sacramento introduced Mrs Anna Fernald and Scottie Fernald, of Sacramento, the mother and son of Malcolm MacIntyre, the Reading Clerk of the Assembly, to the Members, who joined in welcoming them on their visit to the Assembly Chamber

MESSAGES FROM THE SENATE

Senate Chamber, March 25, 1964

Mr Speaker: I am directed to inform your honorable body that the Senate on this day passed

Senate Bill No 6
Senate Bill No 3

J A BEEK, Secretary of the Senate
By R. W. Lyons, Chief Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time:

Senate Bill No. 6—An act to amend Section 9407 of the Commercial Code, relating to filing summaries

Referred by the Speaker pro Tempore to the Committee on Ways and Means

Senate Bill No. 3—An act to add Section 9107 to the Vehicle Code, relating to privately owned transit vehicles.

Referred by the Speaker pro Tempore to the Committee on Revenue and Taxation

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO. 59

Mr Willson was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Senate Bill No 6 for hearing in the Committee on Ways and Means at this time.

REQUEST FOR UNANIMOUS CONSENT TO HOLD SPECIAL MEETING OF COMMITTEE

Mr Crown was granted unanimous consent to hold a special meeting of the Committee on Ways and Means in Room 3188, at this time, and that the members of the Committee on Ways and Means be excused, for the purpose of attending such meeting

INTRODUCTION OF GUESTS

Speaker pro Tempore Bee introduced Mrs. Mai Alquist, the wife of Assemblyman Alfred E. Alquist, of San Jose, and Mrs. Jean Canhape, of San Jose; Master E. Norman George, of Mission Hills, the nephew of Minority Floor Leader Charles J. Conrad, of Sherman Oaks; and Mrs Spero Koutoufas, Marina Koutoufas, Mary Sullivan, Chris Sullivan, and Pete Sullivan, all of Oakland, the sister, nieces, and nephews of Assemblyman Nicholas C. Petris, of Oakland, and George Pimentel, of Oakland; to the Members, who joined in welcoming them on their visit to the Assembly Chamber.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

Assembly Concurrent Resolution No. 3—Relative to merit awards to state employees.

Resolution read.

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Ways and Means, were read, and adopted

Amendment No. 1

On page 2 of the printed measure, strike out lines 48 to 52, inclusive.

Amendment No. 2

On page 3, strike out lines 1 to 5, inclusive.

Amendment No. 3

On page 4, strike out line 3, and in line 4, strike out "941)", and insert "twenty-nine thousand eighty-three dollars ($129,083)"

Amendment No. 4

On page 4, strike out lines 24 and 25

Resolution ordered reprinted, and engrossed.

RESOLUTION REMOVED FROM CONSENT CALENDAR

On request of Mr. Bane, Senate Concurrent Resolution No. 4 was removed from the Consent Calendar.

Request for Unanimous Consent

Mr Bane was granted unanimous consent to take up Senate Concurrent Resolution No. 4 without reference to file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 4

Senate Concurrent Resolution No. 4—Relative to adoption of the Joint Rules of the Senate and Assembly

Resolution read, presented by Mr Bane, and adopted by the following vote:

AYES—Allen, Alquist, Badham, Bane, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Deukmejian, Dills, Donovan, Dymally, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Marks, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Powers,

SEC 13 Section 17417 of said code is amended to read

17417 Whenever the attendance of pupils is not included in the computation of the average daily attendance of a school district for any fiscal year because the certification document of the person employed by the district to instruct such pupils was not in force during the period of such attendance, the governing board of the district may, upon payment of the salary of such person pursuant to Section 13515, or similar provisions of law, report such attendance to the Superintendent of Public Instruction during the fiscal year in which such salary is paid Such report shall be made in such form as shall be prescribed and furnished by the Superintendent of Public Instruction Thereafter the Superintendent of Public Instruction shall add to the apportionment from the State School Fund to the district during the next succeeding fiscal year or years, as determined by him but not exceeding three, the additional amount to which the district would have been entitled in the fiscal year next succeeding that in which such attendance was not included in the computation of the average daily attendance of the district if such amount is at least one hundred dollars ($100) or more

Any such additional amount shall be apportioned from the State School Fund before any other apportionment from such fund is made ~~and shall be allowed from any portion of such fund except that portion reserved as allowances for basic state aid~~

SEC 14 Section 17453 of said code is amended to read

17453 Not later than 30 days after such application, the Superintendent of Public Instruction shall apportion to each applicant school district from the State General Fund, as an advance against future apportionments from the State School Fund to such district, an amount equal to one-half of the ~~basic~~ state ~~aid~~ *foundation program support* to which the district is entitled during the first fiscal year of the existence of such district, based upon the estimated average daily attendance of pupils in the regular day junior college of the high school or unified school district during the fiscal year immediately preceding the effective date of the inclusion of such high school or unified school district in the newly formed junior college district for all purposes

SEC 15 Section 17602 of said code is amended to read

17602 Whenever in this chapter any computation, including but not limited to the computation of supplemental support under Article 7 1, is required to be made which is based in whole or in part on the assessed valuation of a school district as shown by the equalized assessment roll of the district for the fiscal year, there shall be substituted for such assessed valuation, as to such computation, a sum determined by adding to such assessed valuation an amount which would, if the current tax rate, as defined in Section 17604, of such district were levied on such added amount, produce or will produce 40 percent of the equivalent of all federal funds as federal funds are defined in Section 17605 and 75 percent of the equivalent of all miscellaneous funds as miscellaneous funds are defined in Section 17606, received or to be received by such district for the fiscal year for which such added amount was determined

Should the amount of federal funds as defined in Section 17605 actually received by a school district for any fiscal year be more or less than that reported for such district by the United States Commissioner of Education to the Superintendent of Public Instruction, the Superintendent of Public Instruction shall during the fiscal year next succeeding that in which the district has received all of the federal funds actually paid the district for the first mentioned fiscal year withhold from or add to the apportionment made to the district from the State School Fund the amount of the excess or deficiency, as the case may be, in the apportionment of state equalization and *or state foundation program support*, and supplemental support from the State School Fund for the preceding year, if the amount of the excess or deficiency in such apportionment was one hundred dollars ($100) or more ''

Amendment No 10 5

On page *2*, line *3*, strike out "*2*", and insert "15 7"

Amendment No 11

On page *2*, between lines 14 and 15, insert

''SEC 16 Section 17652 is added to said code, to read

17652 The foundation program, the supplementary amount in excess of the foundation program, and the specified amounts of three hundred twenty-six dollars ($326) and four hundred six dollars ($406), as appropriate, designated in subdivisions (a) and (b) of Section 17951, with respect to any unified school district for which computations pursuant to this chapter are required to be made as a separate elementary school district or as a separate high school district, shall be increased by three percent (3%), except that during the first year following the effective date of the formation of such a district for all purposes the amounts shall be increased by five percent (5%), and during the second year following the effective date of formation for all purposes they shall be increased by four percent (4%)

SEC 17 Section 17653 of said code is repealed

~~17653. With respect to any unified district formed under Sections 3001 to 3151, inclusive, of this code, which became effective for all purposes on or after July 1, 1953 and which during the year preceding the effective date for all purposes had, in all the districts which were formed into the unified district, an average daily attendance of less than ten thousand (10,000), the foundation program actually computed for such district under this article and the supplemental support program for such district under Article 7.1 of this chapter shall be increased by 5 percent for the first fiscal year, 4 percent for the second fiscal year, 3 percent for the third fiscal year, 2 percent for the fourth fiscal year, and 1 percent for the fifth fiscal year of its existence~~

SEC 18 Section 17654 of said code is repealed

~~17651. With respect to any unified district formed under Sections 3001 to 3151, inclusive, of this code, which became effective for all purposes on or after July 1, 1953, and which during the year preceding the effective date for all purposes had, in all the districts which were formed in to the unified district an average daily attendance of more than ten thousand (10,000) and in which there was not on July 1, 1952, or thereafter a single chief administrative officer and staff that administered the program of education for all the secondary schools and~~

~~those elementary schools of the district to which were credited 50 percent or more of the average daily attendance during the year preceding the effective date for all purposes in all the districts formed into the unified district, the foundation program actually computed for such district under this article commencing at Section 17651+ and the supplemental support program for such district under Article 7.1 of this chapter shall be increased by 5 percent for the first fiscal year, 4 percent for the second fiscal year, 3 percent for the third fiscal year, 2 percent for the fourth fiscal year, and 1 percent for the fifth fiscal year of its existence.~~"

Amendment No. 12

On page 2, strike out line 15, and insert

"SEC. 19. Section 17654 5 of said code is repealed."

Amendment No. 13

On page 2, strike out lines 16 to 46, inclusive

Amendment No. 14

On page 2, between lines 46 and 47 insert

"SEC. 20. Section 17655 of said code is amended to read

17655. For the purposes of Section 17655 5 a "necessary small school" is an elementary school with an average daily attendance of less than 101, exclusive of pupils attending the seventh and eighth grades of a junior high school during the current fiscal year maintained by ~~an elementary school~~ *any* district ~~which maintains two or more schools~~ and to which school any of the following conditions apply

(a) If as many as five pupils residing in the district and attending grades kindergarten to eight, inclusive, exclusive of pupils attending the seventh and eighth grades of a junior high school in the elementary school with an average daily attendance of less than 101 would be required to travel more than 10 miles one way from a point on a well-traveled road nearest their home to the nearest other public elementary school

(b) If as many as 15 pupils residing in the district and attending grades kindergarten to eight, inclusive, exclusive of pupils attending the seventh and eighth grades of a junior high school in the elementary school with an average daily attendance of less than 101 would be required to travel more than five miles one way from a point on a well-traveled road nearest their home to the nearest other public elementary school

(c) If the Superintendent of Public Instruction grants a request made pursuant to this subdivision. If topographical or other conditions exist in a district which would impose unusual hardships if the number of miles specified in (a) or (b) were required to be traveled or if during the fiscal year the roads which would be traveled have been impassable for more than an average of two weeks per year for the preceding five years, the governing board of the district may, on or before April 1st, request the Superintendent of Public Instruction, in writing, for an exemption from such requirements or for a reduction in the miles required. The request shall be accompanied by a statement of the conditions upon which such request is based, giving such information in such form as the Superintendent of Public Instruction may require. The Superintendent of Public Instruction shall cause an investigation to be made, and he shall either grant such request to the extent deemed necessary by him or deny the request."

Amendment No. 15

On page 2, line 47 strike out "1", and insert "21"

Amendment No. 16

On page 3, strike out line 8, and insert "six thousand one hundred dollars ($6,100) "

Amendment No. 17

On page 3, strike out line 17, and insert "twelve thousand two hundred dollars ($12,200) "

Amendment No 18

On page 3, strike out line 28, and insert "eighteen thousand three hundred dollars ($18,300) "

Amendment No. 19

On page 3, strike out line 30, and insert "twenty-four thousand four hundred dollars ($24,400) "

Amendment No. 20

On page 3, strike out lines 33 to 45 inclusive, and insert "he shall multiply the units of average daily attendance in the school by two hundred forty-four dollars ($244) "

Amendment No 21

On page 3, line 46, strike out "5", and insert "22"

Amendment No 22

On page 4 strike out line 4, and insert "two hundred forty-four dollars ($244) "

Amendment No 23

On page 4, strike out line 13, and insert "two hundred fifty-four dollars ($254) "

Amendment No 23.5

On page 4 line 14, strike out the first "6", and insert "25"

Amendment No. 24

On page 4, strike out line 23, and insert "two hundred forty-four dollars ($244) "

Amendment No 25

On page 4, strike out line 32, and insert "two hundred fifty-four dollars ($254) "

Amendment No 26

On page 4, line 33, strike out the first "7", and insert "27"

Amendment No 27

On page 4, strike out line 44, and insert "thirty-three thousand four hundred dollars ($33,400) "

Amendment No 28

On page 4, strike out line 49, and insert "thirty-eight thousand nine hundred sixty-seven dollars ($38,967) "

Amendment No 29

On page 5, strike out line 3, and insert "forty-four thousand five hundred thirty-four dollars ($44,534) "

Amendment No 30

On page 5, strike out line 8, and insert "fifty thousand one hundred one dollars ($50,101) "

Amendment No 31

On page 5, strike out line 13, and insert "fifty-five thousand six hundred sixty-eight dollars ($55,668) "

Amendment No 32

On page 5, strike out line 18, and insert "sixty-one thousand two hundred thirty-five dollars ($61,235) "

Amendment No. 33

On page 5, strike out line 23, and insert "sixty-six thousand eight hundred two dollars ($66,802) "

Amendment No 34

On page 5, strike out line 28, and insert "seventy-two thousand three hundred sixty-nine dollars ($72,369) "

Amendment No 35

On page 5, strike out line 33, and insert "seventy-seven thousand nine hundred thirty-six dollars ($77,936) "

Amendment No 36

On page 5, strike out line 38, and insert "eighty-three thousand five hundred three dollars ($83,503) "

Amendment No. 37

On page 5, strike out line 43, and insert "eighty-nine thousand seventy dollars ($89,070) "

Amendment No. 38

On page 5 strike out line 48, and insert "ninety-four thousand six hundred thirty-seven dollars ($94,637) "

Amendment No. 39

On page 6, strike out line 2, and insert "one hundred thousand two hundred dollars ($100,200) "

Amendment No 40

On page 6, strike out line 6, and insert "five thousand five hundred sixty-seven dollars ($5 567) for each of the"

Amendment No. 41

On page 6, strike out lines 10 to 21, inclusive and insert "tions 17663, 17663 5, and 17663 7, he shall multiply the units of average daily attendance during the fiscal year in the school by three hundred thirty-four dollars ($334) "

Amendment No 42

On page 6, line 28, after "by", insert "subdivision (a) of"

Amendment No. 43

On page 6, line 33, strike out "8", and insert "24"

Amendment No. 44

On page 6, strike out line 37, and insert "three hundred forty-four dollars ($344) "

Amendment No. 45

On page 6, line 38, strike out "9", and insert "27"

Amendment No. 46

On page 6, strike out line 45, and insert "by five hundred seventy dollars ($570) "

Amendment No. 47

On page 6, line 50, after "17501", insert "except that there shall be excluded from the computation the attendance of all students who resided in territory which was not a part of any district maintaining a junior college and the attendance of all students who resided in another district which maintained a junior college who were in attendance under an interdistrict attendance agreement which required the payment of tuition by the district of residence, and there shall be included in the computation the attendance of all students residing in the district who were in attendance at a junior college in another district under an interdistrict attendance agreement which required the payment of tuition by the district of residence "

Amendment No. 48

On page 7 between lines 16 and 17, insert

"SEC 26 Section 17702 of said code is amended to read

17702 The Superintendent of Public Instruction shall compute for the fiscal years 1960-1961 and each fiscal year thereafter for each district described herein the amount to be known as district aid, which a tax levied on each one hundred dollars ($100) of 100 percent of the assessed valuation in such district as shown by the equalized assessment roll of the district for the current year would produce if levied, if such tax was

(a) Sixty cents ($0 60) in an elementary school district

(b) Fifty cents ($0 50) in a high school district

(c) ~~Twenty-five cents ($0 25)~~ *Twenty-three cents ($0 23)* in a junior college district "

Amendment No 49

On page 7, line 17, strike out "10", and insert "27"

Amendment No 50

On page 7, line 19, strike out "11", and insert "28"

Amendment No 51

On page 7, line 21, strike out "12", and insert "29"

Amendment No 52

On page 7, between lines 22 and 23, insert

"SEC 30 The title of Article 7 (commencing with Section 17901) of Chapter 3 of Division 14 of said code is amended to read

Article 7 Computation of Allowances to School Districts for ~~Equalization And~~ *State Foundation Program Support*"

Amendment No 53

On page 7, line 23, strike out "13", and insert "31"

Amendment No. 54

On page 7, line 30, strike out "equalization aid", and insert "foundation program support"

Amendment No. 55

On page 7, line 30, strike out "14", and insert "32"

Amendment No 56

On page 8, lines 1 and 2, strike out "equalization aid", and insert "foundation program support"

Amendment No 57

On page 8, line 4, strike out "15", and insert "33"

Amendment No. 58

On page 8, line 15, strike out "equalization aid", and insert "foundation program support"

Amendment No. 59

On page 8, between lines 17 and 18, insert

"Notwithstanding the provisions of the preceding paragraphs, there shall be allowed to each junior college district, as state foundation program support, no less than one hundred twenty-five dollars ($125) for each unit of the average daily attendance in the district in grades 13 and 14 during the fiscal year which was included in the computation made under Section 17666 2

SEC 34 Section 17906 2 of said code is amended to read

17906 2 No ~~state equalization aid~~ *state foundation program support* shall be allowed unless there shall have been levied pursuant to this code, for a district during the fiscal year, a tax, exclusive of taxes levied under Sections 3356, 16633, 19443, 19619, 20801, and 22101, as follows

For purposes of allowances for the fiscal year 1963-1964 and for the fiscal years following, not less than sixty cents ($0 60) if any elementary district, fifty cents ($0 50) if a high school district, and ~~twenty-five cents ($0 25)~~ *twenty-three cents ($0 23)* if a junior college district

SEC 35 Section 17907 of said code is amended to read

17907 No ~~state equalization aid~~ *state foundation program support* shall be allowed under ~~Sections 17611, 17615, and Sections 17901 to 17906 1, inclusive, whichever are in effect,~~ *the provisions of this article* to any district included within a unified school district unless there shall have been levied, pursuant to this code, for such unified school district during the fiscal year, exclusive of tax levied under Sections 3356, 16633, 19443, 19619, 20801, and 22101, a tax in not less than the amount determined by adding the rates of tax required to be levied under Section 17906 2, as may be applicable for each type of district included within the unified school district

SEC 36 Section 17908 of said code is amended to read

17908 No ~~state equalization aid~~ *state foundation program support* shall be allowed under ~~Sections 17611, 17615, and Sections 17901 to 17906.1, inclusive, whichever are in effect,~~ *the provisions of this article* to any high school district which maintained a junior college unless there shall have been levied, pursuant to this code, during the fiscal year, exclusive of tax levied under Sections 3356, 16633, 19443, 19619, 20801, and 22101, a tax in not less than the amount determined by adding the rates of tax required to be levied under Section 17906.2 for a high school district and for a junior college district

SEC 37 Section 17909 of said code is amended to read

17909 No ~~state equalization aid~~ *state foundation program support* shall be allowed under ~~Sections 17611, 17615, and Sections 17901 to 17906.1, inclusive, whichever are in effect,~~ *the provisions of this article* to any high school district the boundaries of which are coterminous with and which is governed by the same governing board as a junior college district, or to any junior college district the boundaries of which are coterminous with and which is governed by the same governing board as the high school district, for which a tax is levied under subsection (e) of Section 20751, unless there shall have been levied, pursuant to this code, during the fiscal year exclusive of tax levied under Sections 3356, 16633, 19443, 19619, 20801, and 22101, a tax in not less than the amount determined by adding the rates of tax required to be levied under Section 17906.2 for a high school district and for a junior college district"

Amendment No. 60

On page 8, line 18, strike out "16", and insert "38"

Amendment No. 61

On page 8, line 20, strike out the first "17", and insert "39"

Amendment No. 62

On page 8, strike out line 43, and insert

The allowance provided by this section for each unit of

Amendment No. 63

On page 8, line 44 strike out "the"

Amendment No. 64

On page 8, strike out lines 49 and 50, inclusive, and insert shall be limited to one hundred twenty-five dollars ($125) as state foundation program support

The total of such state foundation program support allowed each district under this section shall not"

Amendment No. 65

On page 9, strike out lines 15 and 16, and insert

"SEC 40 Section 17970 of said code is amended to read

17970 For the fiscal year 1961-62 and each fiscal year thereafter, the Superintendent of Public Instruction shall allow to each junior college district for each unit of average daily attendance of pupils not residing in the district and not residing in any district maintaining a junior college, one hundred twenty-five dollars ($125) as ~~basic~~ state ~~aid~~ *foundation program support*

There shall be excluded from the computation of allowances provided by this section the average daily attendance of adults, as adults are defined in Section 6452, and of inmates of any state institution for adults or of any city, county, or city and county jail, road camp, or farm for adults"

Amendment No 66

On page 9, line 17, strike out "19", and insert "11"

Amendment No 67

On page 9, line 29, after "district" insert ", and excluding any average daily attendance of pupils residing in the district and attending a junior college in another district maintaining a junior college under an interdistrict attendance agreement"

Amendment No 68

On page 9, line 33, after "in", insert "computing"

Amendment No. 69

On page 10 between lines 18 and 19 insert

"SEC. 42. Section 18303 of said code is amended to read:

18303. The Superintendent of Public Instruction shall allow to each eligible district, for each unit of average daily attendance in the regular full-time day schools of the district of project-connected pupils, as project-connected pupils are defined in Section 18302, an amount equal to the foundation program of the district less ~~basic and equalization aid~~ *state foundation program support*, divided by the average daily attendance of the district."

Amendment No. 70

On page 10, line 19, strike out "20", and insert "43"

Amendment No. 71

On page 10, line 27, strike out "Section 17702" and insert "Sections 17651 to 17990, inclusive"

Amendment No 72

On page 10, line 28, strike out "21", and insert "44"

Amendment No. 73

On page 10, strike out lines 30 and 31, and insert "Fund as state foundation program support, and allowances allowed pursuant to Sections 18355,"

Amendment No. 74

On page 10, line 41, strike out "22", and insert "45"

Amendment No 75

On page 10, line 45, after "17952," insert "17970,"

Amendment No. 76

On page 11, line 1, strike out "23", and insert "46"

Amendment No. 77

On page 11, line 5, after "17906," insert "17970,"

Amendment No 78

On page 11, line 13, strike out "24", and insert "47"

Amendment No. 79

On page 11, strike out lines 18 and 19, and insert "to each school district in each fiscal year"

SEC. 48. It is the intent and purpose of the Legislature, on the effective date of this act, to require its provisions to be immediately operative and applicable commencing with the 1964-1965 fiscal year. The gross maximum amount to be transferred from the General Fund to the State School Fund for such fiscal year shall be as specified in Section 17301 of the Education Code, as amended by this act, and the allowance and apportionment of such moneys shall be governed by changes in law effected by this act. The Superintendent of Public Instruction shall have full authority to effectuate the mid-fiscal year transition required, and shall take all actions necessary for such purpose including but not necessarily limited to, adjusting allowance computations, apportionments and disbursements made under prior law."

Amendments read, and adopted

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

REPORTS OF STANDING COMMITTEES

Committee on Civil Service and State Personnel

Assembly Chamber, March 25, 1964

Mr Speaker Your Committee on Civil Service and State Personnel reports

Assembly Bill No 122

With author's amendments with the recommendation Amend, and re-refer to the Committee on Civil Service and State Personnel

MEYERS, Chairman

SECOND READING OF ASSEMBLY BILL NO. 122 (PURSUANT TO RULE NO. 59.5)

Assembly Bill No. 122—An act to add Section 20930 7 to the Government Code, relating to state employees' retirement

Bill read second time

Motion to Amend

Mr Thomas moved the adoption of the following amendments

Amendment No 1

In the title of the printed bill strike out "20930 7", and insert "20931 5"

Amendment No. 2

On page 1 strike out lines 1 to 18, inclusive, and strike out page 2, and insert

"SECTION 1 Section 20931 5 is added to the Government Code, to read

20931 5 Notwithstanding Section 20931, a state miscellaneous member whose local service consisted of employment by a city and county as a secretary to an elected officer of a city and county and who left such local service to enter a comparable position with an elected state officer may elect to contribute and receive service credit for such local service pursuant to Section 20932 and this section Such election may be filed at any time prior to August 1, 1964, and shall be ineffective for any purpose unless accompanied by a lump-sum payment of the contributions and interest, or by an authorization for immediate institution of payroll deduction for installment payments of such contributions and interest"

Amendments read, and adopted

Bill ordered reprinted, engrossed, and to be re-referred to the Committee on Civil Service and State Personnel

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

Assembly Chamber, March 24, 1964

Mr Speaker Your Committee on Ways and Means reports

Assembly Bill No 74

With amendments with the recommendation Amend, and re-refer to the Committee on Ways and Means

CROWN, Chairman

Above bill ordered to second reading

Committee on Judiciary

Assembly Chamber, March 25, 1964

Mr Speaker Your Committee on Judiciary reports

Assembly Bill No 65

Assembly Bill No 121

With amendments with the recommendation Amend, and do pass, as amended

WILLSON, Chairman

Above bills ordered to second reading

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

The following bills were introduced, and read the first time

Assembly Bill No. 148: By Assemblymen Whetmore, Flournoy, and Garrigus—An act to amend Section 1704 of the Education Code and to amend Section 54902 of the Government Code, relating to financial support of reorganized school districts

Held at desk by order of the Speaker

Assembly Bill No. 149: By Assemblymen Meyers, Mills, Belotti, Crown, Bane, Bruschgi, Elliott, Foran, Gaffney, Holmes, Marks, McMillan, Pattee, and Thomas—An act to amend Section 11563 of the Government Code, relating to the State Board of Barber Examiners

Held at desk by order of the Speaker

ANNOUNCEMENTS OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings

Today—

At 2 p m , instead of at 1 30 p m , Water (Porter, Chairman), in Room 4202

At 2 30 p m , instead of at 1 30 p m , Elections and Reapportionment (Allen, Chairman), in Room 5168

At 3 30 p m , instead of at 3 p m , Education (Garrigus, Chairman), in Room 4202

ANNOUNCEMENTS

Mr Mills announced that there would be a Democratic Caucus at 10 a m , tomorrow, March 26, 1964, in Room 2170

Mr Mulford announced that there would be a Republican Caucus at 10 a m , tomorrow, March 26, 1964

Mr Bane announced that the meeting of the Committee on Rules scheduled for 2 p m , Thursday, March 26, 1964, had been canceled

Mr Song announced that the Committee on Governmental Efficiency and Economy would meet today at 2 30 p m , instead of at 1 30 p m

ADJOURNMENT

At 1 10 p m , on motion of Mr Waldie, the Speaker declared the Assembly adjourned until 11 a m , Thursday, March 26, 1964

JESSE M UNRUH, Speaker

ANABEL WHANG, Minute Clerk

CALIFORNIA LEGISLATURE

1964 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

TWENTY-SECOND LEGISLATIVE DAY

THIRTY-FOURTH CALENDAR DAY

IN ASSEMBLY

Assembly Chamber
Thursday, March 26, 1964

The Assembly met at 11 23 a m

Hon Carlos Bee, Speaker pro Tempore of the Assembly, presiding

Chief Clerk James D Driscoll at the Desk

Assistant Clerk Malcolm MacIntyre reading

ROLL CALL

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

Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer Davis, Denkmejian, Dills, Donovan Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley Holmes, Johnson, Kennick, Knox, Lauterman, Marks McMillan, Meyers, Milias, Mills Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton Stevens Thelin, Thomas, Veneman, Vevsey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Zberg, Zenovich, and Mr Speaker—78

Quorum present

PRAYER

The following prayer was offered by the Chaplain, Rev Robert R Ferguson

God Our Father, In the midst of evaluation of programs, events, people, and issues of explosive nature may we gain some sense of proportion from this day

As the Master stopped to wash the dirty feet of some fisherman, may we never deem ourselves too important to stoop to the most menial tasks in life

May we live according to our best judgment and not be motivated by ancient grievances or hostilities May we see that the ground at the foot of the Cross is level, and that all are equally precious and in need of Thy grace and one another's good will Give vision to see that the blackest night gives way to a glorious morning, and death itself into eternal life

In His Name —AMEN

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Bee, Mr Collier then led the Assembly in the pledge of allegiance to the Flag

Speaker Presiding

At 11 30 a m, Hon Jesse M Unruh, 65th District, presiding

①

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Mr Monagan, seconded by Mr Veneman

Speaker pro Tempore Presiding

At 11 31 a m , Hon Carlos Bee, 13th District, presiding

MEMBERS EXCUSED TEMPORARILY ON LEGISLATIVE BUSINESS

On motion of Mr Conrad, Messrs Waldie, Lanterman, and Petris were temporarily excused on legislative business

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following bills were introduced, and read the first time

Assembly Bill No. 150: By Assemblyman Allen—An act to repeal Section 14206 5 of, and to amend Section 14207 of, the Elections Code, relating to the conduct of elections, and declaring the urgency thereof, to take effect immediately

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 151: By Assemblyman Garrigus—An act to amend Sections 6353 and 7101 of the Revenue and Taxation Code, relating to sales and use taxes, to take effect immediately

Held at desk by order of the Speaker pro Tempore

Assembly Bill No 152: By Assemblyman Collier—An act to amend Sections 17262 and 17263 1 of the Education Code, and to amend Section 1819 of the Revenue and Taxation Code relating to financial support of the public schools, and declaring the urgency thereof, to take effect immediately

Held at desk by order of the Speaker pro Tempore

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP HOUSE RESOLUTION NO 72

Mr Dymally was granted unanimous consent to take up House Resolution No 72, out of order for purpose of consideration at this time

Consideration of House Resolution No. 72

By Assemblymen Dymally, Ferrell, Knox, Rumford, Song, Unruh, and Warren

House Resolution No 72—Commending Sidney Poitier

NOTE The full text of House Resolution No 72 appears at pages 204 and 205 of the Assembly Daily Journal for March 19, 1964

Resolution read

Members Made Coauthors of House Resolution No 72

Mr Dymally was granted unanimous consent that all Members so desiring be placed upon House Resolution No 72 as coauthors

Roll Call

The following Members indicated a desire to become coauthors

Assemblymen Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Conrad, Crown, Danielson, Dannemeyer, Assemblywoman Davis, Assemblymen Dills, Donovan, Elliott, Flournoy, Foran, Frew, Garrigus, Gonsalves, Greene, Henson, **Hinckley, Holmes, Johnson, Kennick, Marks, McMillan, Meyers, Milias,** Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Ryan, Soto, Stanton, Thelin, Veneman, Veysey, Waite, Williamson, Willson, Winton, Young, Z'berg and Zenovich

The question being on the adoption of House Resolution No. 72, as amended

Resolution read as amended, and adopted unanimously

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

The following bills were introduced and read the first time

Assembly Bill No. 153: By Assemblymen Gaffney, Dills, Marks, and Meyers—An act to amend Sections 986.3 and 986.4 of, and to add Section 986.11 to, the Military and Veterans Code, relating to veterans

Held at desk by order of the Speaker pro Tempore

Assembly Concurrent Resolution No. 26: By Assemblymen Z'berg and Meyers—Relative to merit awards to state employees

Request for Unanimous Consent

Mr. Z'berg was granted unanimous consent to take up Assembly Concurrent Resolution No. 26 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—Relative to merit awards to state employees

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Fenell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stevens, Thelin, Veneman, Veysey, Waite, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr. Speaker—74

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. 27: By Assemblyman Mulford—Relative to approving a certain amendment to the Charter of the City of Piedmont, a municipal corporation in the County of Alameda, State of California, voted for and ratified by the qualified electors of the city at a general municipal election held therein on the 25th day of February, 1964

Request for Unanimous Consent

Mr Mulford was granted unanimous consent to take up Assembly Concurrent Resolution No 27 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 approving a certain amendment to the Charter of the City of Piedmont, a municipal corporation in the County of Alameda, State of California, voted for and ratified by the qualified electors of the city at a general municipal election held therein on the 25th day of February, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burkett, Carrell, Casey, Chapel, Collier, Cologne Conrad Crown, Cusanovich, Danielson, Dennemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Gaffney Garrigus, Gonsalves, Grecne, Henson, Hinckley, Holmes, Johnson, Knox Marks, Meyers Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan Song, Soto, Stevens, Thelin, Versey, Waite Warren, Whetmore, Williamson, Wilson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—70

NOES—None

Resolution ordered printed and transmitted to the Senate

MESSAGES FROM THE SENATE

Senate Chamber, March 26, 1964

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 R W Lyons, Chief Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read

Senate Concurrent Resolution No. 18—Relative to congratulating the City of Roseville, on being selected for an All-American City Award

Request for Unanimous Consent

Mrs Davis was granted unanimous consent to take up Senate Concurrent Resolution No 18 without reference to committee, print, or file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 18

Senate Concurrent Resolution No. 18—Relative to congratulating the City of Roseville, on being selected for an All-American City Award

Resolution read, and presented by Mrs Davis

Request for Unanimous Consent to Temporarily Suspend Rule No 101

Mrs Davis was granted unanimous consent that Rule No 101 be temporarily suspended for the purpose of adding coauthors to Senate Concurrent Resolution No 18

Members Made Coauthors of Senate Concurrent Resolution No 18

Mrs Davis was granted unanimous consent that all Members so desiring be placed upon Senate Concurrent Resolution No 18 as coauthors

Roll Call

The following Members indicated a desire to become coauthors

Assemblymen Allen, Alquist, Asheraft, Badham, Bagley, Banc, Barnes, Bee, Berlenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Damelson, Dannemeyer, Assemblywoman Davis, Assemblymen Deukmejian, Dills, Donovan, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Marks, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stevens, Thelin, Unruh, Veneman, Veysey, Waite, Warren, Whetmore, Willson, Winton, Young, Z'berg, and Zenovich

Request for Unanimous Consent

Mrs Davis was granted unanimous consent to take up Senate Concurrent Resolution No 18, as amended, without reference to print or file

Consideration of Senate Concurrent Resolution No 18, as Amended

Senate Concurrent Resolution No. 18: By Senators Lunardi, Arnold, Backstrand, Begovich, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams (Coauthors Assemblymen Allen, Alquist, Asheraft, Badham, Bagley, Banc, Barnes, Bee, Berlenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Damelson, Dannemeyer, Assemblywoman Davis, Assemblymen Deukmejian, Dills, Donovan, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Marks, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stevens, Thelin, Unruh, Veneman, Veysey, Waite, Warren, Whetmore, Willson, Winton, Young, Z'berg and Zenovich)—Relative to congratulating the City of Roseville on being selected for an All-American City Award

Resolution read, as amended, and adopted unanimously

Resolution ordered transmitted to the Senate

CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS

Assembly Concurrent Resolution No. 3—Relative to the naming of a viaduct in memory of the late Millen L Simpson

Resolution read

Request for Unanimous Consent to Temporarily Suspend Rule No. 101

Mr Belotti was granted unanimous consent that Rule No 101 be temporarily suspended for the purpose of permitting an amendment which adds coauthors to Assembly Concurrent Resolution No 3

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Transportation and Commerce, was read, and adopted

Amendment No. 1

In line 1 of the heading of the printed measure, strike out "Assemblyman Belotti", and insert "Assemblymen Belotti and Cologne"

Resolution ordered reprinted, engrossed, and to be placed on the Consent Calendar

Assembly Bill No 85—An act to amend Sections 859a, 859b, and 860 of the Penal Code, relating to criminal proceedings before trial

Bill read second time

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Criminal Procedure, was read, and adopted

Amendment No. 1

On page 2, line 6, of the printed bill, as amended in Assembly March 19, 1964 strike out first

Bill ordered reprinted, and re-engrossed

Assembly Bill No. 21—An act to amend Section 1756 of, and to add Section 1756 1 to, the Financial Code, relating to acceptance of deposits by foreign banks

Bill read second time, and ordered engrossed

Assembly Bill No. 105—An act to amend Sections 6903 and 8951 of, and to add Section 6904 1 to, the Education Code, relating to mental retardation, declaring the urgency thereof, to take effect immediately

Bill read second time, and ordered engrossed

Assembly Bill No. 38—An act to repeal Chapter 2 (commencing with Section 5200) of, and to add Chapter 2 (commencing with Section 5200) to, Division 3 of the Business and Professions Code, relating to the restriction, regulation, control, and licensing of outdoor advertising

Bill read second time

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Natural Resources, Planning, and Public Works, were read, and adopted

Amendment No. 1

On page 3 of the printed bill as amended in Assembly March 17, 1964, strike out lines 12 and 13, and insert "which is visible from the main-traveled way of any interstate highway, or, as to other state highways, if any part of the advertising or informative contents of the outdoor advertising is designed or intended to be viewed primarily from any place on the main-traveled way of any such state highway"

Amendment No 2

On page 4, line 23, strike out the period, and insert ", and signs advertising goods manufactured, produced, or sold, or services rendered, on the property upon which they are located"

Amendment No. 3

On page 5, line 10, strike out "or produced" and insert " produced, or sold"

Amendment No. 4

On page 7, line 1, after "advertising", insert ", otherwise permitted by this chapter,"

Amendment No 5

On page 7, between lines 33 and 34, insert

"5229 Notwithstanding any other provision of this chapter, no outdoor advertising shall be placed or maintained adjacent to an interstate highway in violation of Section 131 of Title 23 of the United States Code or the national standards promulgated thereunder by the Secretary of Commerce"

Amendment No. 6

On page 8, line 2, strike out "the Highway Patrol" and insert "any state agency"

Amendment No. 7

On page 8, line 27, strike out "paid compensation", and insert "reimbursed".

Amendment No 8

On page 9, strike out lines 42 to 44, inclusive, and insert "7240 Except as provided in this section, and not-

Amendment No 9

On page 9, after line 50, insert

"No permit shall be required for the following types of outdoor advertising

(a) Directional or other official signs or notices that are required or authorized by law

(b) Signs giving notice of communication facilities, as described in subdivision (b) of Section 5220

(c) Signs advertising the sale or lease of the property upon which they are located

(d) Signs designating the name of the owner or occupant of the premises or identifying such premises

(e) Signs advertising goods manufactured, produced, or sold, or services rendered, on the property upon which they are located"

Bill ordered reprinted, and re-engrossed

Assembly Bill No. 47—An act to amend Sections 5263, 5324, and 5325 of the Business and Professions Code, relating to outdoor advertising

Bill read second time, and ordered engrossed

Assembly Bill No. 74—An act to add Division 1 6 (commencing with Section 180) to the Labor Code relating to a state technical service program, and making an appropriation therefor, declaring the urgency thereof, to take effect immediately

Bill read second time

Consideration of Committee Amendments

The following amendments proposed by the Committee on Ways and Means, were read, and adopted

Amendment No. 1

On page 1, line 17, of the printed bill, as amended in Assembly March 16, 1964, strike out "University Extension of the"

Amendment No. 2

On page 2, lines 23 and 24, strike out "and the University Extension of the", and insert "the"

Amendment No. 3

On page 2, line 24, after "California", insert ", and the California State Colleges"

Amendment No 4

On page 2 line 39, strike out "_____ dollars ($_____)", and insert "seventy-five thousand dollars ($75 000)"

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

Assembly Bill No. 65—An act to amend Section 73959 of, and to add Sections 73959 1 and 73959 2 to the Government Code, relating to municipal courts

Bill read second time

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Judiciary, was read, and adopted

Amendment No 1

On page 1, line 16, of the printed bill, strike out the first "of"

Bill ordered reprinted, and engrossed

Assembly Bill No. 121—An act to add Sections 74666, 74667, 74668, 74669, 74670, 74671, 74672, 74826, 74827, 74828, 74829, 74830, 74831 and 74832 to, and to repeal Sections 74666 and 74826 of, the Government Code, relating to municipal courts

Bill read second time

Request for Unanimous Consent to Temporarily Suspend Rule No. 101

Mr Alquist was granted unanimous consent that Rule No 101 be temporarily suspended for the purpose of permitting an amendment which adds co-authors to Assembly Bill No 121

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Judiciary, were read, and adopted

Amendment No. 1

In the heading of the printed bill strike out "Assemblyman Alquist", and insert "Assemblymen Alquist and Mihas

(Coauthor Senator Bradley)"

Amendment No. 2

On page 2 line 45, strike out "74829", and insert "74669"

Bill ordered reprinted, and engrossed

SECOND READING OF SENATE BILLS

Senate Bill No. 28—An act to convey certain tide and submerged lands situated in Solano County, to the City of Benicia, in furtherance of navigation, commerce, and fisheries upon certain trusts and conditions and providing for the government, management, use, and control thereof

Bill read second time

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Public Utilities and Corporations, were read, and adopted

Amendment No. 1

On page 4, line 2, of the printed bill, strike out "substantively", and insert "substantially"

Amendment No. 2

On page 4, between lines 14 and 15, insert

"The acquisition by the City of Benicia of the pier and wharf facilities which on March 1, 1964, are located on said lands shall constitute substantial improvement of the lands within the meaning of this subdivision"

Bill ordered reprinted, and returned to the second reading file

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, March 25, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined

Assembly Bill No 63—An act to amend Section 1345 of the Education Code, relating to school district elections, declaring the urgency thereof, to take effect immediately,

Assembly Bill No. 143—An act making an appropriation for the payment of the expenses of the Senate and Assembly and Members of the Senate and Assembly necessarily incurred by them while attending the 1964 First Extraordinary Session of the Legislature, to take effect immediately,

And reports the same correctly enrolled, and presented to the Governor at 3:30 p m, March 25, 1964.

POWERS, Chairman

Assembly Chamber, March 26, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined
Assembly Bill No 11 Assembly Bill No 83
Assembly Bill No 78 Assembly Bill No 122
And reports the same correctly engrossed

POWERS Chairman

Above bills re-referred to committees

Assembly Chamber March 26 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined
Assembly Constitutional Amendment No 3
And reports the same correctly engrossed

POWERS Chairman

Above resolution re-referred to the Committee on Education

Assembly Chamber, March 26 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined
Assembly Joint Resolution No 3
And reports the same correctly engrossed

POWERS, Chairman

Above resolution ordered on file

Assembly Chamber, March 26 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined
Assembly Concurrent Resolution No 16
And reports the same correctly engrossed

POWERS, Chairman

Above resolution ordered on file

Assembly Chamber, March 26 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined
Assembly Bill No 81
And reports the same correctly re-engrossed

POWERS, Chairman

Above bill ordered to third reading

Committee on Governmental Efficiency and Economy

Assembly Chamber, March 25, 1964

Mr Speaker Your Committee on Governmental Efficiency and Economy reports
Assembly Bill No 40
With the recommendation That the bill be retained in committee and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study

McMILLAN Chairman

Subject matter of the above bill referred to the Committee on Rules

Committee on Elections and Reapportionment

Assembly Chamber, March 26, 1964

Mr Speaker Your Committee on Elections and Reapportionment reports
Assembly Bill No 140
With the recommendation Do pass
Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3 the committee recommends that the above bill be placed on the Consent Calendar

ALLEN, Chairman

Above bill ordered to second reading

Assembly Chamber March 26, 1964

Mr Speaker Your Committee on Elections and Reapportionment reports
Assembly Bill No 55
With amendments with the recommendation Amend, and re-refer to the Committee on Elections and Reapportionment

ALLEN, Chairman

Above bill ordered to second reading

Assembly Chamber, March 26, 1964

Mr Speaker Your Committee on Elections and Reapportionment reports

Assembly Bill No 28

With the recommendation That the bill be retained in committee, and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study

ALLEN, Chairman

Subject matter of the above bill referred to the Committee on Rules

Committee on Natural Resources, Planning, and Public Works

Assembly Chamber, March 26, 1964

Mr Speaker The Chairman of your Committee on Natural Resources, Planning, and Public Works reports

Assembly Bill No 29

With author's amendments with the recommendation Amend, and re-refer to the Committee on Natural Resources, Planning, and Public Works

Z'BERG, Chairman

SECOND READING OF ASSEMBLY BILL NO. 29 (PURSUANT TO RULE NO 59 5)

Assembly Bill No. 29—An act to add Section 6310 to the Public Resources Code, relating to the San Francisco Bay tidelands

Bill read second time

Motion to Amend

Mr Z'berg moved the adoption of the following amendments

Amendment No 1

On page 1 of the printed bill, strike out line 3, and insert

6310 For the purposes of this section, the San Francisco Bay includes the water areas from the south end of the Bay to the Sacramento River line (Simmons Point-Stake Point in Suisun Bay) and, specifically, the marshlands—land lying between mean high tide and five feet above mean sea level, tidelands—land lying between mean high tide and mean low tide submerged lands—land lying below mean low tide

As used in this section "Association of Bay Area Governments" means the association comprised of certain cities, counties and cities and counties surrounding the San Francisco Bay created pursuant to an agreement executed under Article 1 (commencing with Section 6500) of Chapter 5 of Division 7 of Title 1 of the Government Code

No city county city and county, or district border-"

Amendment No. 2

On page 1, line 4, after "been", insert "or is"

Amendment No. 3

On page 1, line 14, after "with", insert "the act under which the lands were granted and with"

Amendment No 4

On page 1, strike out lines 15 to 18, inclusive, and insert "adopted by the Association of Bay Area Governments

Prior to the adoption of a master regional plan of development by the Association of Bay Area Governments a project for filling or otherwise developing tide and submerged lands bordering on the waters of the San Francisco Bay held in trust by a city,-county, city and county, or district may be undertaken only if (1) the commission determines that the project is in accordance with the act under which the lands were granted and (2) the project has been approved by the executive committee of the Association of Bay Area Governments, after a hearing, for which adequate notice is given and at which all interested parties have an opportunity to present their views Approval by the Association of Bay Area Governments shall be granted if one or more of the following conditions is found to exist

(a) Emergency conditions exist which make it advisable for the project to be undertaken before the adoption of a regional plan

(b) The project is of urgent importance to the public health, safety and welfare

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1964 REGULAR (BUDGET) SESSION

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SECOND READING OF ASSEMBLY BILL NO. 136 (PURSUANT TO RULE NO. 59.5)

Assembly Bill No. 136—An act to add Section 17266 to the Revenue and Taxation Code, relating to personal income tax

Bill read second time

Motion to Amend

Mr Monagan moved the adoption of the following amendments

Amendment No. 1

On page 1 line 7, of the printed bill, after "institution", insert 'of collegiate grade'

Amendment No 2

On page 1, strike out lines 14 to 19 inclusive, and on page 2 strike out lines 1 to 7, inclusive

Amendments read, and adopted

Bill ordered reprinted engrossed, and to be re-referred to the Committee on Revenue and Taxation

REPORTS OF STANDING COMMITTEES

Committee on Revenue and Taxation

Assembly Chamber, March 26, 1964

Mr Speaker Your Committee on Revenue and Taxation reports

Assembly Bill No 106

With the recommendation Do pass

PETRIS, Chairman

Above bill ordered to second reading

Committee on Rules

Assembly Chamber March 26, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 84

With the recommendation Be adopted

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, March 26, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 81

With the recommendation That the resolution be returned to committee, and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study

BANE, Chairman

Subject matter of the above resolution referred to the Committee on Rules

Assembly Chamber March 26, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 80

With the recommendation Be adopted

BANE Chairman

Above resolution ordered on file

Assembly Chamber, March 26, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 82
House Resolution No 88
House Resolution No 91
House Resolution No 94
House Resolution No 98
House Resolution No 99
House Resolution No 100
House Resolution No 102
House Resolution No 103

With the recommendation Be adopted, and be re-referred to the Committee on Ways and Means

BANE, Chairman

Above resolutions re-referred to the Committee on Ways and Means

Assembly Chamber, March 26, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 51	House Resolution No 79
House Resolution No 73	House Resolution No 85
House Resolution No 74	House Resolution No 95
House Resolution No 76	House Resolution No 96
House Resolution No 77	House Resolution No 101

With the recommendation Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolutions be placed on the Consent Calendar

BANE, Chairman

Above resolutions ordered on file

Committee on Ways and Means

Assembly Chamber, March 26, 1964

Mr Speaker The Chairman of your Committee on Ways and Means reports

Assembly Bill No 43

With author's amendments with the recommendation Amend and re-refer to the Committee on Ways and Means

CROWN Chairman

SECOND READING OF ASSEMBLY BILL NO 43 (PURSUANT TO RULE NO 59 5)

Assembly Bill No. 43—An act to add Section 19620 5 to the Business and Professions Code, and to add Section 17300 5 to the Education Code, relating to state financial support of the public schools

Bill read second time

Motion to Amend

Mr Chapel moved the adoption of the following amendments

Amendment No. 1

Strike out lines 1 and 2 of the title of the printed bill, and insert

'An act to add Chapter 1 6 (commencing with Section 17270) to Division 14 of the Education Code,'

Amendment No 2

On page 1, strike out line 1, and insert

"SECTION 1 Chapter 1 6 (commencing with Section 17270) is added to Division 14 of the Education Code, to read

CHAPTER 1 6 HORSE RACING REVENUES FOR SCHOOL SUPPORT

Article 1 Action by Boards of Supervisors

17270 The board of supervisors of a county may, by resolution resolve that commencing on the next succeeding first day of July, and continuing thereafter for no less than three consecutive fiscal years, all moneys which would otherwise be appropriated from the Fair and Exposition Fund in the State Treasury and paid for the support of any and all fairs conducted by any district, association, or other public entity whose territorial boundaries coincide with, or fall entirely within the county, shall be expended instead for support of the elementary schools and high schools maintained by the school districts under the jurisdiction of the county superintendent of schools of the county

With respect to fairs conducted by a district, association, or other public entity whose boundaries encompass all or parts of two or more counties, a like resolution may be adopted jointly by action of each of the boards of supervisors of the counties involved Such a resolution shall resolve that commencing on the next succeeding first day of July, and continuing thereafter for no less than three consecutive fiscal years, all moneys which would otherwise be appropriated from the Fair and Exposition Fund and paid for the support of such fairs shall be expended instead for the support of all of the elementary schools and high schools maintained by the school districts under the jurisdiction of the county superintendents of schools of all of the counties involved

Any such resolution of the board or boards of supervisors may be repealed by a resolution adopted in the same manner as the original resolution The repeal shall be effective no earlier than the commencement of the fourth consecutive fiscal year following the adoption of the original resolution

17273 Any resolution adopted under Section 17270 shall be adopted and copies thereof shall be filed, with the Department of Agriculture, the Superintendent of Public Instruction, and the State Controller, no later than the first day of April next preceding the commencement of the fiscal year in which it is to become operative

Article 2 Effect on Appropriation and Apportionment of Fair and Exposition Fund

17276 The appropriations from the Fair and Exposition Fund which shall be subject to resolutions adopted pursuant to Article 1 of this chapter shall be the following, as specified in Article 10 (commencing with Section 19620) of Chapter 4 of Division 8 of the Business and Professions Code

(a) For support of the Los Angeles County Fair under subdivision (b) of Section 19622

(b) For support of the 1-A District Agricultural Association under subdivision (c) of Section 19622

(c) For support of the 48th District Agricultural Association under subdivision (d) of Section 19622

(d) For support of any citrus fruit fair from the first balance of the fund under Section 19626

(e) For support of any county, district, or combined county and district fair from the first balance of the fund under Section 19627

17277 During the operative period of a resolution adopted pursuant to Section 17270 to require the expenditure for public school support of moneys otherwise appropriated and payable for the support of fairs, the appropriation and payment of all of the moneys otherwise to be made in any fiscal year to any affected district, association, or other public entity for the support of its fairs, shall, instead, be to the Horse Racing Public School Support Fund, which fund is hereby created in the State Treasury

17278 Notwithstanding any provisions of law which govern the allocation and apportionment of moneys appropriated from the Fair and Exposition Fund, a fixed representative amount shall be appropriated and paid to the Horse Racing Public School Support Fund under Section 17277 in each fiscal year with respect to any district, association, or other public entity conducting citrus fruit fairs as described in subdivision (d) of Section 17276, or the county, district, or combined county and district fairs as described in subdivision (e) of Section 17276 Such amount to be so appropriated and paid in each fiscal year with respect to any such district, association, or other public entity affected by a resolution adopted pursuant to Section 17270, shall be an amount equal to the total of the moneys appropriated and apportioned to it from the Fair and Exposition Fund for the support of such fairs during the fiscal year immediately preceding the operative date of the affecting resolution

17279 The Department of Agriculture shall in each fiscal year order the transfer from the Fair and Exposition Fund to the Horse Racing Public School Support Fund of the moneys appropriated and to be transferred thereto pursuant to this article The department shall provide the Superintendent of Public Instruction and the State Controller of a report of the moneys so transferred, indicating the particular amounts allocable to counties and such other information as may be necessary for the effective administration of this chapter

Article 3 Administration of Horse Racing Public School Support Fund

17285 The Superintendent of Public Instruction shall administer and apportion the Horse Racing Public School Support Fund in the manner provided for by this article

17286 He shall keep a separate account of all of the moneys accruing to the fund during the fiscal year for the support of the elementary schools and high schools of any county or of any two or more counties, which may be affected by a resolution adopted pursuant to Article 1

17287 He shall, on or before June 30th in each fiscal year, apportion the moneys which have accrued to and are determined by him to be immediately expendible from the fund For that purpose he shall compute appropriate increases in the foundation program levels of support utilized under Chapter 3 of Division 14 of this code for the school districts of the county or counties or under the other measures to insure that the moneys shall be apportioned, as nearly can be, in the form of additional state equalization aid to the school districts

The State Controller, upon notification by the Superintendent of Public Instruction shall disburse the moneys in the Horse Racing Public School Support Fund by warrant, to the individual school districts exactly as apportioned The moneys so disbursed shall be deposited in the county treasury to credit of the general funds of the school districts"

Amendment No 3

On page 1, strike out lines 2 to 16, inclusive, and strike out all of page 2

Amendments read, and adopted

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

REPORTS OF STANDING COMMITTEES

Committee on Rules

Assembly Chamber, March 26, 1964

Mr Speaker Your Committee on Rules reports

Senate Concurrent Resolution No 7
Senate Concurrent Resolution No 8
Senate Concurrent Resolution No 14

With the recommendation Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolutions be placed on the Consent Calendar

BANE, Chairman

Above resolutions ordered on file

Assembly Chamber, March 26, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 87
House Resolution No 89
House Resolution No 93

With the recommendation That the resolutions be retained in committee, and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study

BANE, Chairman

Subject matter of the above resolutions referred to the Committee on Rules

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 81—An act to repeal Section 70045 3 of, and to add Section 70045 3 to, the Government Code, relating to court reporters

Bill read third time, and passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Davis, Deukmejian Dills, Donovan, Elliott Ferrell, Flournoy, Foran Frew, Gaffney, Garrigus, Gonsalves, Greene, Hinckley, Holmes, Johnson, Kennick, Knox, Marks McMillan, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford Song, Soto, Stevens, Veneman Vevsey, Waite, Whetmore, Williamson, Willson, Winton, Young, Zberg, Zenovich, and Mr Speaker—67

NOES—Dannemeyer, Ryan, and Warren—3

Bill ordered transmitted to the Senate

Assembly Bill No. 79—An act to add Part 7 (commencing with Section 70000) to Division 10 of the Public Utilities Code, to provide for the creation of the Marin County Transit District, prescribing the powers and duties thereof

Bill read third time, and passed by the following vote

AYES—Allen Alquist Ashcraft Badham, Bagley Bane, Barnes, Bee, Beilenson, Belotti, Booth Britschgi, Burgener, Carrell Casey, Chapel, Collier, Cologne, Conrad, Crown Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian Dills, Donovan Elliott, Ferrell, Flournoy, Foran, Frew, Gonsalves Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Marks, McMillan, Meyers, Mihas, Mills, Monagan,

Moreno, Mulford, Pattee, Petris, Porter, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Veneman, Vevsey, Waite, Warren, Whetmore, Williamson, Willson, Winton, Young, Zbeig, Zenovich, and Mr. Speaker—77
NOES—None

Bill ordered transmitted to the Senate

Assembly Bill No. 1—An act to add Chapter 5 (commencing with Section 8001) to Division 1 of the Elections Code, relating to the California Legislative Study Commission on Election Procedures, and making an appropriation therefor

Bill read third time and passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Berlenson, Beloth, Booth, Burschig, Burgener, Carrell, Casey, Chapel, Collier, Conrad, Crown, Cusanovich, Dameison, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Ferrell, Folan, Frew, Gaffney, Garrigus, Gonsalves, Greene, Hinckley, Holmes, Johnson, Kennick, Knox, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Veneman, Waite, Warren, Whetmore, Willson, Winton, Young, Zbeig, Zenovich, and Mr. Speaker—69
NOES—Cologne—1

Bill ordered transmitted to the Senate

Assembly Bill No. 53—An act to repeal Section 23313 of, and to add Section 23314 to, the Elections Code, relating to the consolidation of elections

Bill read third time, and passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Berlenson, Beloth, Booth, Burschig, Burgener, Carrell, Casey, Cologne, Conrad, Crown, Cusanovich, Dameison, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Ferrell, Flournoy, Folan, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stevens, Thelin, Vevsey, Warren, Whetmore, Williamson, Willson, Young, Zbeig, Zenovich, and Mr. Speaker—67
NOES—None

Bill ordered transmitted to the Senate

Assembly Bill No. 94—An act to amend Sections 8008, 8011, and 8023 of, to amend and renumber Section 8202.3, as contained in Section 6 of Chapter 2017 of the Statutes of 1963, and Section 8202.4, as added by Section 19 of Chapter 2017 of the Statutes of 1963, of, and to repeal Sections 8012, 8013, and 8014 of, the Elections Code, relating to proceedings of political parties

Bill read third time, and passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Berlenson, Beloth, Booth, Burschig, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Dameison, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Ferrell, Flournoy, Folan, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Soto, Stanton, Stevens, Thelin, Veneman, Vevsey, Waite, Warren, Whetmore, Williamson, Willson, Winton, Young, Zbeig, Zenovich, and Mr. Speaker—72
NOES—None

Bill ordered transmitted to the Senate

Assembly Bill No. 61—An act to amend Section 1402 of the Education Code, relating to school district elections

Bill read third time, and passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dunnemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Fertell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Marks, McMillan, Meyers, Milias, Mills, Monagan, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Soto, Stanton, Stevens, Thelin, Veneman, Veysey, Waite, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr. Speaker—72
NOES—None

Bill ordered transmitted to the Senate

Assembly Bill No. 58—An act to amend Sections 10221, 10314, and 14419 of the Elections Code, relating to the conduct of elections

Bill read third time, and passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dunnemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Fertell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Veneman, Veysey, Waite, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr. Speaker—74
NOES—None

Bill ordered transmitted to the Senate

CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the first item on the Consent Calendar

CONSENT CALENDAR—ASSEMBLY BILLS
THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 13—An act to amend Section 15631 of the Elections Code, relating to punchcard voting systems

Bill read third time, and passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dunnemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Fertell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Marks, McMillan, Meyers, Milias, Mills, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Veneman, Veysey, Waite, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr. Speaker—72
NOES—None

Bill ordered transmitted to the Senate

Assembly Bill No. 62—An act to amend Section 1415 of the Education Code, relating to school district elections

Bill read third time, and passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dunnemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Fertell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson,

Hinckley, Holmes, Johnson, Kennick, Knox, Marks, McMillan, Meyers, Mihas, Mills, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Veneman, Vevsey, Waite, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—72
NOES—None

Bill ordered transmitted to the Senate

Assembly Bill No. 67—An act to amend Section 22030 of, and to add Section 22031 to, the Elections Code, relating to consolidation of precincts

Bill read third time, and passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Berkenson, Belotti, Booth, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Marks, McMillan, Meyers, Mihas, Mills, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Veneman, Vevsey, Waite, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—72
NOES—None

Bill ordered transmitted to the Senate

Assembly Bill No. 87—An act to add Section 14904 to the Elections Code, relating to the State Commission on Voting Machines and Vote Tabulating Devices

Bill read third time, and passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Berkenson, Belotti, Booth, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Marks, McMillan, Meyers, Mihas, Mills, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Veneman, Vevsey, Waite, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—72
NOES—None

Bill ordered transmitted to the Senate

Assembly Bill No. 97—An act to amend Sections 18006 and 18007 of the Elections Code, relating to counting of votes at the polls

Bill read third time, and passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Berkenson, Belotti, Booth, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Marks, McMillan, Meyers, Mihas, Mills, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Veneman, Vevsey, Waite, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—72
NOES—None

Bill ordered transmitted to the Senate

Assembly Bill No. 104—An act to amend Section 21 of Chapter 2017 of the Statutes of 1963, relating to state central committees

Bill read third time, and passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Berkenson, Belotti, Booth, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson

Hinckley, Holmes, Johnson, Kennick, Knox, Marks, McMillan, Meyers, Mihas, Mills Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Veneman, Veysey, Waite, Warren, Whetmore, Williamson, Willson, Winton, Young, Zberg, Zenovich, and Mr Speaker—72
NOES—None

Consideration of House Resolution No 61

By Assemblyman Veysey

House Resolution No. 61—Relative to the death of Earl Jack

NOTE The full text of House Resolution No 61 appears at pages 182 and 183 of the Assembly Daily Journal for March 17, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Asheraft, Badham Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Burgener, Carrell, Casey Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian Dills, Donovan Elliott Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox Marks, McMillan, Meyers Mihas Mills, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Veneman, Veysey, Waite, Warren Whetmore, Williamson, Willson, Winton, Young, Zberg, Zenovich, and Mr Speaker—72
NOES—None

Consideration of House Resolution No 56

By Assemblymen Kennick and Deukmejian

House Resolution No. 56—Relative to congratulating the Polytechnic High School Basketball Team upon winning the California Interscholastic Federation Championship

NOTE The full text of House Resolution No 56 appears at pages 163 and 164 of the Assembly Daily Journal for March 16, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Asheraft, Badham Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Ferrell Flournoy, Foran, Frew Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes Johnson, Kennick, Knox Marks McMillan, Meyers, Mihas, Mills, Moreno, Mulford, Pattee Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Veneman, Veysey Waite, Warren, Whetmore, Williamson, Willson, Winton, Young, Zberg, Zenovich, and Mr Speaker—72
NOES—None

Consideration of House Resolution No 57

By Assemblyman Bielenson

House Resolution No. 57—Relative to the Shenandoah Youth House Association

NOTE The full text of House Resolution No 57 appears at page 164 of the Assembly Daily Journal for March 16, 1964

Resolution read and adopted by the following vote

AYES—Allen, Alquist, Asheraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Burgener, Carrell Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson Kennick, Knox Marks, McMillan, Meyers, Mihas, Mills Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby Rumford, Ryan Song, Soto, Stanton, Stevens, Thelin, Veneman, Veysey, Waite, Warren Whetmore Williamson, Willson, Winton Young, Zberg Zenovich, and Mr Speaker—72
NOES—None

Consideration of House Resolution No. 58

By Assemblymen Deukmejian and Kennick

House Resolution No. 58—Relative to the Independent Business Men's Association of Greater Long Beach

NOTE The full text of House Resolution No 58 appears at pages 164 and 165 of the Assembly Daily Journal for March 16 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft Badham, Bagley Bane, Barnes, Bee, Beilenson Belotti, Booth Burgener, Carrell, Casey, Chapel Collier, Cologne, Conrad, Crown Cusanovich, Danielson, Dannemeyer Davis, Deukmejian, Dills, Donovan Elliott Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus Gonsalves, Greene, Henson Hinckley, Holmes, Johnson, Kennick, Knox Marks, McMillan Meyers, Milias, Mills, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan Song, Soto, Stanton, Stevens, Thelin, Veneman, Vevsey, Waite, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—72

NOES—None

Consideration of House Resolution No 62

By Assemblyman McMillan

House Resolution No. 62—Relative to congratulating Mr and Mrs W W Chandler

NOTE The full text of House Resolution No 62 appears at page 189 of the Assembly Daily Journal for March 18, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane Barnes, Bee, Beilenson, Belotti, Booth, Burgener, Carrell, Casey, Chapel, Collier, Cologne Conrad, Crown Cusanovich, Danielson, Dannemeyer, Davis Deukmejian, Dills, Donovan, Elliott Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley Holmes, Johnson, Kennick, Knox Marks, McMillan, Meyers, Milias, Mills, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan Song, Soto, Stanton, Stevens, Thelin, Veneman Vevsey, Waite, Warren, Whetmore, Williamson Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—72

NOES—None

Consideration of House Resolution No 63

By Assemblyman Donovan

House Resolution No. 63—Relative to commending Allen J Sutherland for his outstanding public service

NOTE the full text of House Resolution No 63 appears at page 189 of the Assembly Daily Journal for March 18, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Burgener, Carrell, Casey, Chapel Collier, Cologne Conrad, Crown Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus Gonsalves, Greene, Henson Hinckley, Holmes, Johnson, Kennick, Knox Marks, McMillan Meyers, Milias, Mills, Moreno, Mulford, Pattee Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Veneman, Vevsey, Waite Warren Whetmore, Williamson Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—72

NOES—None

Consideration of House Resolution No 67

By Assemblyman Qumby

House Resolution No 67—Relative to commending the Atchison, Topeka and Santa Fe Railroad

NOTE The full text of House Resolution No 67 appears at page 191 of the Assembly Daily Journal for March 18, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti Booth Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown Cusanovich, Danielson, Dannemeyer Davis Deukmejian, Dills, Donovan, Elliott, Ferrell Flournoy, Foran, Frew, Gaffney, Garrigus Gonsalves, Greene, Henson Hinckley Holmes, Johnson, Kennick, Knox Marks, McMillan, Meyers, Miias, Mills Moreno, Mulford, Pattee Petris Porter Powers Qumby Rumford Ryan Song Soto, Stanton Stevens, Thelin, Veneman, Vevsey Waite Warren Whetmore Wilhamson, Willson Winton, Young Zberg, Zenovich, and Mr Speaker—72

NOES—None

Consideration of House Resolution No 69

By Assemblymen Marks, Foran, Gaffney, Garrigus, and Meyers

House Resolution No. 69—Relative to commending William K Coblentz

NOTE The full text of House Resolution No 69 appears at page 199 of the Assembly Daily Journal for March 18, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft Badham Bagley, Bane, Barnes, Bee, Beilenson Belotti Booth Burgener Carrell, Casey, Chapel Collier, Cologne Conrad Crown, Cusanovich, Danielson, Dannemeyer, Davis Deukmejian Dills Donovan Elliott, Ferrell, Flournoy Foran, Frew Gaffney, Garrigus Gonsalves, Greene Henson Hinckley Holmes, Johnson Kennick Knox, Marks, McMillan, Meyers, Miias, Mills, Moreno, Mulford Pattee Petris, Porter, Powers, Qumby, Rumford, Ryan, Song, Soto Stanton, Stevens Thelin Veneman, Vevsey Waite Warren Whetmore Wilhamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—72

NOES—None

Consideration of House Resolution No 70

By Assemblyman Song

House Resolution No. 70—Relative to Mr Eli Isenberg, Editor and Publisher of the Monterey Park Progress

NOTE The full text of House Resolution No 70 appears at pages 203 and 204 of the Assembly Daily Journal for March 19, 1964

Resolution read, and adopted by the following vote

AYES—Allen Alquist Ashcraft Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Burgener Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott Ferrell Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene Henson, Hinckley Holmes Johnson Kennick Knox Mark, McMillan Meyers, Miias, Mills Moreno, Mulford, Pattee, Petris Porter Powers Qumby, Rumford, Ryan, Song, Soto Stanton, Stevens Thelin, Veneman Vevsey, Waite Warren, Whetmore, Wilhamson, Willson, Winton, Young Z'berg Zenovich, and Mr Speaker—72

NOES—None

Consideration of House Resolution No. 71

By Assemblymen Ferrell, Rumford, Unruh, and Dymally

House Resolution No. 71—Commending the Los Angeles Sentinel Newspaper

NOTE The full text of House Resolution No 71 appears at page 204 of the Assembly Daily Journal for March 19, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Marks, McMillan, Meyers, Milias, Mills, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Veneman, Vevsey, Waite, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—72

NOES—None

Consideration of House Resolution No. 73

By Assemblymen Porter, Song, Ferrell, and Dymally

House Resolution No. 73—Relative to commending the Compton High School District for conducting its first adult school class on Negro history.

NOTE The full text of House Resolution No 73 appears at page 205 of the Assembly Daily Journal for March 19, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft Badham Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott Ferrell, Flournoy Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene Henson, Hinckley, Holmes, Johnson Kennick, Knox, Marks, McMillan Meyers, Milias, Mills Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song Soto, Stanton, Stevens, Thelin, Veneman Vevsey, Waite, Warren, Whetmore, Williamson, Willson, Winton, Young, Z berg, Zenovich, and Mr Speaker—72

NOES—None

Consideration of House Resolution No. 92

By Assemblyman Holmes

House Resolution No. 92—Relative to a state park or recreation area site at the Santa Maria Dunes in San Luis Obispo County

NOTE The full text of House Resolution No 92 appears at page 254 of the Assembly Daily Journal for March 23, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Burgener Carrell, Casey, Chapel Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson Kennick, Knox, Marks, McMillan, Meyers, Milias, Mills Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan Song Soto, Stanton, Stevens, Thelin, Veneman, Vevsey, Waite, Warren, Whetmore, Williamson, Willson Winton, Young, Z'berg, Zenovich, and Mr Speaker—72

NOES—None

Consideration of House Resolution No 78

By Assemblyman Waite·

House Resolution No. 78—Relative to the retirement of J Russell Crond

NOTE The full text of House Resolution No 78 appears at page 221 of the Assembly Daily Journal for March 23, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft Badham Bagley, Bane, Barnes, Bee, Beilenson Belotti, Booth, Burgener Carrell, Casey, Chapel Collier, Cologne Conrad Crown, Cusanovich Danielson, Dannemeyer, Davis, Deukmejian, Dills Donovan, Elliott Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus Gonsalves, Grether, Henson Hinckley, Holmes Johnson Kennick, Knox Marks McMillan Meyers, Mihas Mills Moreno, Mulford Pattee Petris, Porter, Powers, Quimby, Rumford, Ryan, Song Soto, Stanton, Stevens Thelin, Veneman, Versey Waite Warren Whetmore Williamson Willson, Winton, Young Z'berg, Zenovich, and Mr Speaker—72
NOES—None

Consideration of House Resolution No. 83

By Assemblymen Waite, Thelin, and Bane

House Resolution No. 83—Relative to commending Mrs Glen Seltzer

NOTE The full text of House Resolution No 83 appears at pages 223 and 224 of the Assembly Daily Journal for March 23, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson Belotti Booth, Burgener, Carrell, Casey Chapel Collier, Cologne, Conrad, Crown Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills Donovan, Elliott Ferrell, Flournoy, Foran Frew, Gaffney, Garrigus Gonsalves, Greene, Henson Hinckley, Holmes, Johnson Kennick Knox Marks McMillan Meyers, Mihas, Mills Moreno, Mulford Pattee, Petris Porter, Powers Quimby, Rumford, Ryan, Song Soto, Stanton, Stevens, Thelin, Veneman, Versey, Waite Warren Whetmore Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—72
NOES—None

REFERENCE OF BILLS TO COMMITTEE

Speaker pro Tempore Bee announced that Speaker Unruh has referred the following bills to the following committees

Assembly Bill No	*Committee*
146	Ways and Means
147	Municipal and County Government
148	Education
149	Civil Service and State Personnel

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

The following bills were introduced, and read the first time

Assembly Bill No. 154· By Assemblyman Bane—An act to add Section 11102 5 to, and to amend Section 11103 of, the Revenue and Taxation Code, relating to financial assistance to local agencies, districts or authorities in financing of rapid transit facilities

Held at desk by order of the Speaker pro Tempore

Assembly Joint Resolution No 7: By Assemblymen Veysey, Winton, Monagan Assemblywoman Davis, Assemblymen Asheraft, Bagley, Barnes, Belotti, Booth, Britschgi, Burgener, Cologne, Deukmejian, Donovan, Flew, Garrigus, Henson, Hinckley, Holmes, Milias, Pattee, Porter Powers, Veneman, Waite, Williamson, and Zenovich—Relative to importing beef and veal

Referred by the Speaker pro Tempore to the Committee on Rules

Assembly Concurrent Resolution No. 28: By Assemblyman Waite—Relative to campsites in state parks for campers with dogs

Referred by the Speaker pro Tempore to the Committee on Rules

RESOLUTIONS

The following resolutions were offered

By Assemblymen Dymally, Britschgi, and Stanton

House Resolution No 112

Relating to an investigation and report of the operation and effect of the Master Plan for Higher Education and legislation implementing such master plan

WHEREAS, The Donahoe Higher Education Act and other legislation implementing recommendations contained in the Master Plan for Higher Education in California has now been operative for four years, and

WHEREAS The public interest would be served by an impartial and objective evaluation of the operation of the three segments of public higher education and the Coordinating Council for Higher Education, as provided for in the Donahoe Higher Education Act, and

WHEREAS, The Legislature has a continuing interest in the economy efficiency and balanced support of the three segments of public higher education, and

WHEREAS, The Members of the Legislature are interested in the effects of the Master Plan for Higher Education and implementing legislation on the quality of education available to the constituents in their districts, and

WHEREAS, There have recently been publicized statements of protests and grievances by state college administrators academic senates, faculty organizations, and individual faculty members concerning the administration of the California State Colleges, and

WHEREAS, If such protests and grievances are found to be substantial and valid and also widespread, the effect will be to disrupt the educational processes of the state colleges and other institutions of higher education to the detriment of the young people of this State who are deserving of an education of the highest quality, now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is requested to assign to an appropriate interim committee for study and investigation the subject of the operation and effect of the Master Plan for Higher Education, the Donahoe Higher Education Act, and other legislation implementing the master plan and direct the committee to report its findings to the Assembly not later than the fifth legislative day of the 1965 Regular Session of the Legislature

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Song

House Resolution No. 113

Relative to motor vehicle liability insurance

WHEREAS, It appears that the motor vehicle liability insurance coverage required under law is not adequate, for among other things such coverage is not mandatory, now therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is requested to assign to an appropriate interim committee for study the entire subject of motor vehicle liability insurance, including the feasibility of a

mandatory requirement for such insurance, and to direct such committee to report thereon to the Assembly not later than the fifth legislative day of the 1965 Regular Session of the Legislature

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Gonsalves

House Resolution No 114

Relative to truckers

WHEREAS, It appears that under the present law there is a problem in determining whether a truck operator is regulated by the hauling rates of the Public Utilities Commission or is a dealer-operator and not so regulated, now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is requested to assign to an appropriate interim committee for study the subject of clarifying the application of hauling rates for truck operators established by the Public Utilities Commission and to direct such committee to report thereon to the Assembly not later than the fifth legislative day of the 1965 Regular Session of the Legislature

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Dannemeyer

House Resolution No 115

Relative to a new state beach in Orange County

WHEREAS, There is a definite need for additional public bathing beach facilities on the Southern California ocean shoreline, and

WHEREAS, Unurbanized, scenic portions of the Orange County coastline available for public park and recreational purposes become steadily scarcer as the population increases, and

WHEREAS, Proposition No 1 at the November 1964 general election provides for expenditures of $150,000,000 for acquiring and developing state and regional beach, park, recreational and historical facilities, and

WHEREAS, Failure to initiate project studies prior to the passage of Proposition No 1 will result in the delay of one year on the legislative approval of these projects, now, therefore, be it

Resolved by the Assembly of the State of California, That the Department of Parks and Recreation is directed to undertake a study to determine the feasibility of the establishment of a new state beach in Orange County and to comply with the provisions of the Cameron-Unruh Beach, Park, Recreational, and Historical Facilities Bond Act of 1964, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a copy of this resolution to the Director of Parks and Recreation

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Unruh

House Resolution No 116

Relative to a state park or recreation area site in the Santa Monica Mountains

WHEREAS There is a definite need for public facilities to serve the millions of people in Southern California seeking outdoor areas for recreation purposes, and

WHEREAS, Very scenic portions of the Santa Monica Mountains are still unurbanized and undeveloped and, therefore available for park and recreation purposes and

WHEREAS The Santa Monica Mountains can be expected to become rapidly urbanized as the population of Southern California increases, and

WHEREAS, The Cameron-Unruh Beach, Park, Recreational, and Historical Facilities Bond Act of 1964, which is to be submitted to the people for their ratification at the November 1964 General Election, provides for expenditures of $150,000,000 for acquiring and developing state and regional beach, park, recreational and historical facilities, and

WHEREAS, Section 5096.18 of the Public Resources Code, which is included within that act, requires that projects involving state funds be originated by legislative resolution, and

WHEREAS Failure to initiate project studies prior to the adoption by the people of the Cameron-Unruh Beach, Park, Recreational and Historical Facilities Bond Act of 1964 will result in the delay of one year on the legislative approval of these projects, now, therefore, be it

Resolved by the Assembly of the State of California, That the Department of Parks and Recreation is requested to undertake a study to determine the feasibility of the establishment of a state park or recreation area in the Santa Monica Mountains and to comply with the provisions of the Cameron-Unruh Beach, Park, Recreational, and Historical Facilities Bond Act of 1964, and to report the results of such study to the Assembly not later than the fifth legislative day of the 1965 Regular Session; 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 Parks and Recreation

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Frew

House Resolution No 117

Relative to National Guard Training

WHEREAS The National Guard will this year inaugurate a new phase of its training with "Guardlift I" a major test of air mobility in which select units will be transported by air to Alaska, Hawaii and Puerto Rico from their stateside installations; and

WHEREAS, This program which is intended to be repeated on an annual basis, gives promise of splendid training opportunity, not only in effecting the necessary coordination for the airlift, but in the challenge to be met by the units in adapting to a new training environment; and

WHEREAS, The units which will participate in this program have been selected not only on the basis of training requirements and mobilization mission, but on their demonstrated excellence as evidenced in the readiness of their equipment, their recruiting achievements, their administrative efficiency, and similar factors; and

WHEREAS The California unit deemed best fitted to meet this challenge was A Battalion of the 49th Infantry Division with units from Hanford, Reedley and Fresno, and commanded by Lt Col Billie Asher of Dinuba; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members extend their congratulations to A Battalion and its commander on their selection, and give voice to the confidence they feel in having such a fine unit represent California in meeting the challenge that this new training operation will pose; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit suitably prepared copies of this resolution to Lt Col Asher, Col Carl O Nichols, Commander, Third Brigade, and Maj Gen Wm J Lang, Commander 49th Infantry Division

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Z'berg.

House Resolution No 118

Relating to the Annual Red Mass

WHEREAS, The annual Red Mass, presided over by His Excellency, the Most Reverend Alden J Bell, Bishop of Sacramento, is to be held at the Cathedral of the Blessed Sacrament, Sacramento, at 4:15 p.m. on April 8, 1964; and

WHEREAS, The Red Mass is the traditional ceremony to which the Governor, Members of the Legislature, and other officials of the government, as well as the members of the legal profession, both Bench and Bar, are invited regardless of creed; and

WHEREAS This beautiful ceremony is intended to serve as a touchstone for a renewal of dedication to the spirit and principles imbued by our Creator and whose application to the functioning of our government and the administration of justice is a universal ideal; and

WHEREAS, It is most appropriate that this occasion of devotion be sponsored by the St Thomas More Society of Sacramento which takes its name from the English Chancellor whose love of God inspired an administration of justice which sought the Divine ideal; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members thereof express their appreciation to the St Thomas More Society for the invitation and opportunity presented to them, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to the St Thomas More Society of Sacramento

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Z'berg

House Resolution No 119

Relative to a state park site at the Sacramento Delta Meadows

WHEREAS, The area known as "The Meadows" on the east bank of the Sacramento River near Snodgrass Slough represents an outstanding example of scenic delta lands in a natural condition, relatively untouched by man, and

WHEREAS, Many fine opportunities exist within this area for a variety of recreational activities, particularly pleasure boating and aquatic sports within each reach of the San Francisco Bay Area and Sacramento Valley population centers, and

WHEREAS, Acquisition and development of these lands are necessary for the purpose of providing needed recreational facilities resulting from rapid increases in population throughout the State, and

WHEREAS, Proposition No 1 at the November 1964 general election provides for expenditures of $150,000,000 for acquiring and developing state and regional beach, park, recreational and historical facilities, and

WHEREAS, Failure to initiate project studies prior to the passage of Proposition No 1 will result in the delay of one year on the legislative approval of these projects, now, therefore, be it

Resolved by the Assembly of the State of California, That the Department of Parks and Recreation is directed to undertake a study to determine the feasibility of establishing a state park at the Sacramento Delta Meadows and to comply with the provisions of the Cameron-Unruh Beach, Park, Recreational, and Historical Facilities Bond Act of 1964, 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 Parks and Recreation

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Bagley

House Resolution No. 120

Relative to Mr Roger P Garety

WHEREAS, The energetic and highly capable District Attorney for the County of Marin, Mr Roger P Garety, is leaving that public office to enter the private practice of law, and

WHEREAS, He received his collegiate training at the University of Santa Clara, and his legal training at the University of San Francisco, and

WHEREAS, He served for a time under the then district attorney for the City and County of San Francisco, the Honorable Edmund G (Pat) Brown and became a deputy district attorney in Marin County in February, 1950, and

WHEREAS, In recognition of his ability and potential, he was named assistant district attorney in July, 1955, and was subsequently appointed district attorney in August, 1960, and

WHEREAS Running unopposed, he was elected in 1962 to a four-year term as district attorney; and

WHEREAS, It is only proper that the Members duly recognize the valuable public service rendered by Mr Roger P Garety, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members collectively express their appreciation for a job well done to Mr Roger P Garety, District Attorney of the County of Marin, and express their hope that he will continue to meet success in all of his worthwhile endeavors, and be it further

Resolved That the Chief Clerk of the Assembly shall transmit a suitably prepared copy of this resolution to Mr Roger P Garety

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Booth

House Resolution No. 121

Relative to state recreation area sites along the lower Feather River

WHEREAS The scenic features along that portion of the Feather River between Oroville and its confluence with the Sacramento River are widely known as offering many fine opportunities for recreational activities, and

WHEREAS, Acquisition and development of river-front lands is necessary for the purpose of providing needed recreational facilities for public use and

WHEREAS, Lands along the lower portion of the Feather River can be expected to become rapidly urbanized as the population of the Sacramento Valley increases and

WHEREAS, Proposition No 1 at the November 1964 general election, provides for expenditures of $150,000,000 for acquiring and developing state and regional beach, park, recreational, and historical facilities, and

WHEREAS, Failure to initiate project studies prior to the passage of Proposition No 1 will result in the delay of one year on the legislative approval of these projects, now, therefore, be it

Resolved by the Assembly of the State of California That the Department of Parks and Recreation is directed to undertake a study to determine the feasibility of establishing state recreation areas along the lower Feather River and to comply with the provisions of the Cameron-Unruh Beach, Park, Recreational and Historical Facilities Bond Act of 1964, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a copy of this resolution to the Director of Parks and Recreation

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Mulford

House Resolution No. 122

Relative to commending Henry J Kaiser and Edgar F Kaiser upon the golden anniversary of Kaiser industrial leadership

WHEREAS, The spirit which is exemplified in the phenomenal, even miraculous growth of the Kaiser organization in the past 50 years is best described by the phrase "Find a need and fill it", and

WHEREAS The birth of the great Kaiser organization occurred in 1914 when the founder of Kaiser Industries Corporation, Henry J Kaiser foresaw the need for good streets and highways and brought forth Henry J Kaiser Company, Ltd to conduct paving operations in Canada, and

WHEREAS, Under the inspired guidance of the founder the Kaiser Industries have grown and diversified to fill a wide spectrum of the needs of a prosperous society, and

WHEREAS, Among the many fields in which Kaiser Industries have assumed leadership are the manufacture of metals, cement and aggregates motor vehicles, aerospace products, ships, electronics and the conduct of such enterprises as real estate development, radio and television broadcasting and many others, and

WHEREAS, Among the most remarkable of the giant accomplishments of the Kaiser organization was its shipbuilding operation when it utilized daring new techniques to produce 35 percent of the ships delivered in this country during World War II, assisting beyond calculation the massive war effort of the United States, and

WHEREAS, Kaiser Industries Corporation is characterized by vigor and creative imagination and continues to grow under the astute guidance of Henry J Kaiser, Chairman of the Board and his son Edgar F Kaiser, President to find and fill needs, and to lead this most industrialized nation the world has known along the highways of the future, now, therefore be it

Resolved by the Assembly of the State of California, That the Members thereof take this opportunity to commend Henry J Kaiser and Edgar F Kaiser upon the golden anniversary of Kaiser industrial leadership and wish them continued success in their guidance of the Kaiser Industries Corporation and be it further

Resolved That the Chief Clerk of the Assembly is directed to transmit suitably prepared copies of this resolution to Henry J Kaiser Chairman of the Board and to Edgar F Kaiser, President Kaiser Industries Corporation

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

REPORTS OF STANDING COMMITTEES

Committee on Rules

Assembly Chamber, March 26, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 86

With the recommendation Be adopted, as amended

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolution be placed on the Consent Calendar

BANE, Chairman

Above resolution ordered on file

MESSAGES FROM THE SENATE

Senate Chamber, March 25, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day passed

Senate Bill No 7
Senate Bill No 32
Senate Bill No 39

J A BEEK, Secretary of the Senate
By R W Lyons 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 amend Sections 6140 and 6141 of the Business and Professions Code, relating to membership fees in the State Bar

Referred by the Speaker pro Tempore to the Committee on Judiciary

Senate Bill No. 32—An act to add Section 20811 to the Education Code, relating to taxation for support of school districts

Referred by the Speaker pro Tempore to the Committee on Education

Senate Bill No. 39—An act to amend Section 20803 of the Education Code, relating to school district taxation

Referred by the Speaker pro Tempore to the Committee on Education

MESSAGES FROM THE SENATE

Senate Chamber, March 26, 1964

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 R W Lyons 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 amend Sections 25001 and 25002 of, and to add Sections 25001 1, 25001 2, 25001 3, and 25001 4 to, the Government Code, relating to county supervisorial districts

Held at desk by order of the Speaker pro Tempore

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, March 26, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined
Assembly Bill No 21
Assembly Bill No 47
Assembly Bill No 105
And reports the same correctly engrossed

POWERS, Chairman

Above bills ordered to third reading

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

The following resolution was offered

Assembly Concurrent Resolution No. 29. By Assemblymen Belotti, McMillan, Chapel, Holmes, Allen, Booth Britschgi, Carrell, Collier, Cologne, Dills, Gaffney, Kennick, Meyers, Pattee, Porter, Rumford, Veneman, and Willson—Relative to designating the Arthur W Way Expressway

Referred by the Speaker pro Tempore to the Committee on Rules

RESOLUTIONS

The following resolution was offered

By Assemblymen Song, Beilenson, Crown, Danielson, Elliott, Foran, Greene, Knox, McMillan, Moreno, Powers, and Soto

House Resolution No. 123

Relative to records of arrest

WHEREAS, Under existing law, if a person is arrested for an alleged crime in this State, a record of the arrest will ordinarily be made by the arresting agency and by other law enforcement agencies, and such records will normally be maintained indefinitely even though it is determined subsequent to the arrest that the arrested should not, because of insufficiency of the evidence or for other reason, be brought to trial, and

WHEREAS, The result is that in many instances a person in this State has a criminal "record" even though he was never adjudicated to be guilty of a crime and though in fact he did not commit the crime to which the record refers, and

WHEREAS, Such a record creates a lasting stigma, can cut off job opportunities, and otherwise is a handicap, now, therefore, be it

Resolved by the Assembly of the State of California, That the Committee on Rules is directed to refer for study to an appropriate interim committee the subject of the disposition to be made of records of arrest of persons arrested for but not convicted of, a crime, to the end of relieving such persons of the handicap of a criminal record, and that such interim committee shall report its findings and recommendations to the Assembly no later than the fifth legislative day of the 1965 Regular Session of the Legislature

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

ADJOURNMENT

At 12 02 p m , on motion of Mr Bane, the Speaker pro Tempore declared the Assembly adjourned until 1 p m , Monday, March 30, 1964

JESSE M UNRUH, Speaker

ANABEL WHANG, Minute Clerk

CALIFORNIA LEGISLATURE

1964 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

TWENTY-THIRD LEGISLATIVE DAY

THIRTY-EIGHTH CALENDAR DAY

IN ASSEMBLY

Assembly Chamber
Monday, March 30, 1964

The Assembly met at 12 51 p m
Hon Jesse M Unruh, Speaker of the Assembly, presiding
Chief Clerk James D Driscoll at the Desk
Assistant Clerk Malcolm MacIntyre reading

ROLL CALL

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

Allen, Alquist, Ashcraft, Badham, Bagley, Bane Bee, Bedesonson, Belotti Booth, Britschgi, Burgener, Carrell Casey, Chapel, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Ferrell, Flournoy Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Hepson, Hinckley Holmes, Johnson, Kennick Lanterman, Marks, Meyers, Milias, Mills, Monagan, Moreno, Mulford Pattee, Perus, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto Stanton, Stevens, Thelin, Veneman, Vevsey, Waite Waldie, Warren Whetmore, Williamson, Willson, Winton, Young, Zberg, Zenovich, and Mr Speaker—72

Quorum present

PRAYER

The following prayer was offered by the Chaplain, Rev Robert R Ferguson

God Our Father, We confess that often we want the benefits of life without the responsibilities We even want an easy religion so we can believe in a God of love but not justice to save man without sin by means of a Christ without a Cross

Help us to see that we cannot have the ecstasy without the agony, victory without struggle, brotherhood without good will and peace without sacrifice

Give us Thy grace to face ourselves and then the issues this day In our Lord's name—AMEN

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker Unruh, Mr Conrad then led the Assembly in the pledge of allegiance to the Flag

UNANIMOUS CONSENT TO DISPENSE WITH READING OF THE JOURNAL

By unanimous consent 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 Collier, on motion of Mr Conrad
Mr Dymally, on motion of Mr Waldie
Mr Thomas, on motion of Mr Waldie
Mr Knox, on motion of Mr Waldie

COMMUNICATIONS

The following communication was presented by the Chief Clerk from H W Sconyers and C F Brown, of Modesto, California, relative to school construction bond elections

Referred by the Speaker to the Committee on Education

REPORTS ORDERED PRINTED IN JOURNAL

On request of Speaker Unruh, the following reports were ordered printed in the Journal

PROGRESS REPORT—ASSEMBLY INTERIM COMMITTEE ON AGRICULTURE

Letter of Transmittal

Assembly Interim Committee on Agriculture
March 3, 1964

Hon Jesse M Unruh
Speaker of the Assembly; and
Hon Members of the Assembly
State Capitol Sacramento

Gentlemen In accordance with the provisions of House Resolution No 500 of the 1963 General Session, the Assembly Interim Committee on Agriculture herewith submits a progress report of committee activities

Respectfully submitted,

JOHN C WILLIAMSON Chairman

Progress Report
Assembly Interim Committee on Agriculture
June, 1963 Through January, 1964
Report to the Legislature 1964 Budget Session

JOHN C WILLIAMSON, *Chairman*
Harold Booth, *Vice-Chairman*

Hale Ashcraft	Joe A Gonsalves
William T Bagley	Stewart Hinckley
Anthony Beilenson	Harvey Johnson
Frank P Belotti	Alan G Pattee
Carl A Britschgi	Carley V Porter
Gordon Cologne	Walter W Powers
Myron H Frew	John G Veneman
Charles B Garrigus	Victor V Veysey

Hazel Lombardo, *Committee Secretary*
Elizabeth Spaulding *Subcommittee Secretary*
William H Geyer *Committee Consultant*

Topic	*Committee*	*Meetings*	*Action taken or anticipated*
One Variety Cotton Districts HR 235	Full	*Held* Bakersfield Nov. 14, field trip Nov. 15, hearing Brawley Dec. 5, a.m. hearing Dec. 5, p.m. field trip Dec. 6, field trip *To be held* Madera Sept. 28, field trip Sept. 29 hearing	*Anticipated:* Report on effectiveness and popularity of San Joaquin Valley One Variety Cotton District; recommend modification of district boundaries or prohibitions on outside research if necessary (Completion estimated, October 1964)
Agricultural Exports HR 409 AB 2793	Full	*Held:* Sacramento Jan. 28, hearing Jan. 29, hearing *To be held* Total 2½ hearing days at 3 meetings *to be announced	*Anticipated* Recommend to California Department of Agriculture that existing monies be used to send California commodity representative to Washington and Geneva if necessary for GATT negotiations Report on status of Agricultural Export Opportunities Progress report on GATT negotiations Recommend legislation (if necessary) 1 Market development research 2 Trade information research 3 Implementation of Marketing Agreements and Orders 4 State trade representatives or commission (Completion estimated November 1964)

Assembly Interim Committee on Agriculture—Progress Report—Continued

Topic	*Committee*	*Meetings*	*Action taken or anticipated*
Agricultural Land Zoning and Taxation HR 410 ACR 65 HR 324	Full	*Held* Fresno, Jan 30, p m (Assembly Interim Agricultural Committee with Assembly Interim Revenue and Taxation Committee) *To be held.* Total 2 hearing days at 2 meetings to be announced	*Anticipated:* Development of Legislation to provide local plan for preserving prime agricultural land through conservation easement contracts (Preliminary completion estimated April, 1964, Final completion estimated November, 1964)
Marketing Orders HR 408 HR 411 HR 527 AB 2261 AB 2264 AB 2309	Full	*To be held.* Total 1 hearing day at 2 meetings to be announced (Nov 9th hearing if necessary)	*Anticipated:* Report on operation of California Marketing Act under 1963 amendments Summary of existing marketing order problems, indicating whether legislative or administrative action is required (Completion estimated August, 1964) (Subject of these bills appears moot at present)

Assembly Interim Committee on Agriculture—Progress Report—Continued

Topic	*Committee*	*Meetings*	*Action taken or anticipated*
Food Products Packaging HR 219	Full	*To be held* ½ hearing day *to be announced	*Anticipated:* Recommend legislation regarding food packaging practices if necessary (Completion anticipated August 1964)
Mexican Agricultural Economy HR 189	Full	*To be held:* El Centro Dec 8, hearing Dec 9-10, field trip	*Anticipated:* Special Report Effect of Mexican agricultural development on California agricultural economy Recommend legislation requiring comparable standards of imported produce sold in California if necessary (Completion estimated December 1964, with supplemental follow-up)
Milk Stabilization HR 498 (AB 3057)	Livestock and Dairies Subcommittee	*Held:* San Diego Jan 10, hearing Dairy Valley, Feb 13, p m field trip Feb 14, hearing	*Anticipated:* Recommend amendment of the Milk Stabilization Act or administrative regulations and practices pursuant to it as necessary (Completion estimated November 1964)

Assembly Interim Committee on Agriculture—Progress Report—Continued

Topic	*Committee*	*Meetings*	*Action taken or anticipated*
Milk Stabilization HR 498 (AB 3057)	Livestock and Dairies Subcommittee	*To be held:* San Diego, April 23, field trip April 24, hearing Berkeley, May 25-26, hearing 1 hearing day **to be announced	
Sour Cream HR 495 AB 2852	Livestock and Dairies Subcommittee	*To be held:* ½ hearing day **to be announced	*Anticipated:* Recommend redefinition of sour cream if necessary. (Completion estimated October 1964)
Quantity Discounts on Milk AB 2402	Livestock and Dairies	*To be held:* ½ hearing day **to be announced	*Anticipated:* Recommend legislation if necessary. (Completion estimated October 1964)

Assembly Interim Committee on Agriculture—Progress Report—Continued

Topic	*Committee*	*Meetings*	*Action taken or anticipated*
Citrus Quick Decline HR 474	Citrus Quick Decline Subcommittee	*Held:* Porterville Feb. 26, hearing	*Anticipated:* Recommend amendment of Citrous Pest Control Act of 1939 to: 1. Authorize and provide for graduated compensation scale of payments by districts for removal of infected citrus trees. 2. Modernization and codification of the Act, if necessary. (Completion estimated March 1964)
Executive Session	Livestock and Dairies Subcommittee	*To be held:* Nov. 9 Place to be determined	Final action on report.
	Full	Nov. 10 Place to be determined	

* The full committee has meetings scheduled for May 12-13, June 11-12, and July 1-2. One of these meetings will be held in Los Angeles County, one in the San Francisco Bay Area, and one in Superior California. The work load will be divided between the total number of days as indicated.

** The subcommittee on Livestock and Dairies will hold a 2 day hearing in September in Northern California. The work load will be divided as indicated.

PROGRESS REPORT—ASSEMBLY INTERIM COMMITTEE ON CIVIL SERVICE AND STATE PERSONNEL

Letter of Transmittal

Civil Service and State Personnel
March 2, 1964

To *Speaker Jesse M Unruh*

From *Chairman Charles W Meyers*

Subject *Progress Report of the Interim Committee on Civil Service and State Personnel*

Pursuant to House Resolution 500 of the 1963 Regular Session, and your memorandum dated February 4, 1964 transmitted herewith is a brief report of the progress of the activities of the Committee

With kindest personal regards, I am

Very sincerely,

CHARLES W MEYERS, Chairman
Civil Service and State Personnel

Progress Report
Assembly Interim Committee on Civil Service and State Personnel
June 1963 Through January 1964
Report to the Legislature 1964 Budget Session

CHARLES W MEYERS, *Chairman*

Robert E Badham	Robert Monagan
Clair W Burgener	Robert S Stevens
Edward E Elliott	Pearce Young
Charles B Garrigus	Edwin L Z'berg

Ernest A Schoene, *Committee Consultant*
Winifred L Schneider, *Committee Secretary*

SUBJECT MATTERS STUDIED TO DATE

Meyers-Geddes Health Insurance Act

A B 1008	Meyers	Authorizes participation in health benefits coverage under the Meyers-Geddes State Employees' Medical and Hospital Care Act by public employees, other than employees of school districts and county superintendents of schools, who are members of the State Employees' Retirement System, pursuant to contract
A B 2244	Meyers et al	Specifies that vision care services provided under state-wide service benefit plans, state-wide indemnity benefit plans, and individual practice prepayment plans contracted for or approved under the Meyers-Geddes State Employees Medical and Hospital Care Act, which permit such services to be rendered by any class of practitioners authorized to render such service

A B 2250	Gaffney et al	Deletes provisions in the State Employees' Medical and Hospital Care Act referring to contributions toward cost of health benefits plans by state employees and requires state to pay full cost of such plans for employees covered by the Act
H R 165	Meyers et al	A further study of all facts and circumstances relating to the subject of medical and hospital care insurance for state employees and state participation in a program to provide such insurance

Subject Matter Studied Under the Authority of H R 165

To extend to employees and annuitants of the state printing plant bindery the medical and hospital care benefits of the Meyers-Geddes Act

Elimination of requirement that an employee be in the service of the state for six months before he is eligible for state contribution under the Meyers-Geddes Act

To increase the share of state employees health benefit plan

Proposed participation of Municipal Court Judges and certain retired Municipal Court Judges under the Meyers-Geddes State Employees Medical and Hospital Care Act

Permits the Board of Administration of the State Retirement System to contract with insurance companies for a group plan of major medical benefits for active and retired state employees

Extends benefit coverage under the Meyers-Geddes Act to State Employees who are permanently assigned to duties performing outside the state, and prescribes special procedures and conditions to govern such coverage

Compensation of State Employees

A B 1255	Meyers et al	Provides that employees working evening or night shifts shall be provided differential compensation in accordance with standards of Sec 18852, Gov C, authorizing the Board to establish more than one salary range or rate or method of compensation within a class

A B 2030	Z'berg and Young	Compensation of construction personnel Prescribes formula to be used by Board to fix compensation of personnel engaged in the building, constructing, reconstructing, altering, remodeling, repairing, improving, painting, demolishing or clearing of buildings, structures, improvements or other works
A B 2107	Meyers et al	Provides that all employees employed by the state in construction, repair or maintenance work shall receive not less than the prevailing rates and benefits paid to persons employed in like work in private industry
A B 3014	Meyers	Narcotics enforcement personnel compensation Provides that Bureau of Narcotic Enforcement, enforcement personnel, shall be paid for overtime if it exceeds a quarterly average of six hours per week Compensation to be computed on the basis of 15 percent of the starting pay of a Narcotics Agent I
A B 3015	Meyers	Narcotic enforcement personnel compensation Requires that enforcement personnel of the Bureau of Narcotic Enforcement be given compensating time off for overtime worked on Sundays, Saturdays, or holidays on an hour-for-hour basis to a maximum of 40 hours per year
H R 458	Z'berg	Salaries of exempt positions in the state service

Miscellaneous

A B 2251	Gaffney et al	Requires state, every state agency, governmental subdivision, district, public and quasi-public corporation, public agency, public service corporation, town, city, county city and county, municipal corporation, whether incorporated or not and whether chartered or not, to contribute to welfare plan or fund for the benefit of its employees in the same manner and on the same basis as private employers in contributing to similar plans or funds for the benefit of their employees

(1) Committee Recommendation

It became apparent after discussion of health insurance at the January hearing in San Francisco and the February hearing in Los Angeles that due to the pressing problems and inequities in the area of health insurance legislation should be introduced in this area It was toward this end that the Committee recommended that a letter be written to the Governor requesting that this item be included in the call for the 1964 Extraordinary Session of the Legislature.

(II) Character and Coverage of Legislation

Due to the complex nature of some of the bills before the Committee and the large number of people who would be affected by legislation of this type, it has become necessary to hold hearings in various parts of the state so that all interested parties may be heard

The staff has been reviewing the information presented to the Committee and is in the process of making recommendations indicating the character and coverage of legislation to be drafted at our first executive committee meeting which is scheduled to be held during the month of March

(III) Subject Matters Scheduled for Consideration After February 1, 1964

Meyers-Geddes Health Insurance Act

A B 1590	Meyers et al	Permits retired employees of San Francisco Port Authority who were covered by private health benefit plans to which the state contributed to participate as annuitants under Meyers-Geddes State Employees' Hospital and Medical Care Act
A B 2109	Meyers et al	Makes mandatory, rather than permissive, that health benefit plans under Meyers-Geddes Act include benefits offered by a bona fide religious organization whose principles include healing entirely by prayer or spiritual means
A B 2110	Meyers et al	Specifies that, except as to public contributions made pursuant to statute on the basis of prevailing practice or their being comparable to benefits afforded particular employees in private employment, no state funds shall be expended for employer contributions for health and welfare coverage without prior approval of plans by the Board of Administration of the State Employees' Retirement System
A B 2818	Meyers	Adds a provision to the Meyers-Geddes State Employees' Medical and Hospital Care Act to provide that basic health benefit plans which are group practice prepayment plans may be limited to such benefits as are included within the scope of the practice of the parties offering the plan It extends the individual practice prepayment plans which may be offered by physicians and surgeons, optometrists, dentists, podiatrists, and osteopaths and chiropractic practitioners licensed by California State Law and within the scope of their practice as defined by California State Law
H R 542	Meyers	Extension of enrollment in Meyers-Geddes health insurance benefits
H R 595	Meyers	Health care for retired public employees

Compensation of State Employees

A B 1393	Meyers	This bill would amend Section 18853 of the Gov C which presently permits the State Personnel Board to adjust the salaries of laborers, workmen, and mechanics paid on an hourly or per diem basis, according to the prevailing rates for such labor in the locality where they serve The bill makes this provision applicable to all such employees rather than just those paid on an hourly or per diem basis It also specifies that the salary range may be established on a state-wide basis as an alternative to the establishment of different localities The bill specifies that prevailing rates of wages refers to wages in private business including the construction industry.
H R 565	Young et al	Uniform allowance for state employees

Retirement Benefits

A B 1882	Meyers	This measure would extend to painters and other maintenance personnel employed by the Golden Gate Bridge and Highway District the retirement benefits now enjoyed by local safety members, including service retirement essentially the same as that enjoyed by highway patrol members

Public Employees—Collective Bargaining

A B 793	Kennick	Permits the state and various named public entities to make and enter into contracts and collective bargaining agreements with their employees, the collective bargaining representatives of their employees, and labor organizations
A B 2500	Monagan	Enacts the "Public Employees Formal Representation Act" to provide a system of representation between state agencies and political subdivisions of the State and the elected representatives of their employees Does not apply to school districts nor to certain other public agencies

Miscellaneous

A B 1584	Meyers et al	State employees polygraph examinations Prohibits lie detector examination of any state employee unless the lie detector operator can show to the satisfaction of the State Personnel Board that he meets certain specified standards of education, experience, and knowledge Provides that the State Personnel Board shall certify as qualified to examine state employees those who meet the stated requirements

(IV) Completed Committee Hearings to Date

Date	January 23-24, 1964
Location	San Francisco
Bills Considered	A B 1255 (Meyers et al) Night and evening differential compensation A B 2244 (Meyers et al) Approval of group practice plans under the Meyers-Geddes Act A B 2250 (Gaffney et al) Requiring the state to pay full cost of the employees coverage under State Employees' Hospital and Medical Care Act A B 2251 (Gaffney et al) Governmental Agency-Contribution to welfare plans or funds H R 165 (Meyers et al) Health insurance for state employees H R 458 (Z'berg) Salaries of exempt positions in the state service
Date	February 27-28, 1964
Location	Los Angeles
Bills Considered	A B 1008 (Meyers) Contracting agencies A B 1255 (Meyers et al) Night and evening differential compensation A B 2030 (Z'berg and Young) Compensation of construction personnel A B 2107 (Meyers et al) Public employees' wages—prevailing rates A B 3014 (Meyers) Narcotic enforcement personnel—Overtime A B. 3015 (Meyers) Narcotic enforcement personnel—Compensating time off H R 165 (Meyers et al) Health insurance for state employees H R. 458 (Z'berg) Salaries for exempt positions in the state service

PROGRESS REPORT—ASSEMBLY INTERIM COMMITTEE ON CRIMINAL PROCEDURE

Letter of Transmittal

Assembly Committee on Criminal Procedure
March 3, 1964

Hon. Jesse M. Unruh
Speaker of the Assembly
Legislature of the State of California
State Capitol, Sacramento

Dear Mr Speaker Pursuant to Section 13, House Resolution 500 of the 1963 General Session, the following report of progress of the Assembly Interim Committee on Criminal Procedure is hereby submitted

Very truly yours,

GORDON H WINTON, JR , Chairman

Progress Report
Assembly Committee on Criminal Procedure
June, 1963, Through January, 1964
Report to the Legislature 1964 Budget Session

GORDON H WINTON, JR , *Chairman*

Anthony Beilenson, *Vice Chairman*	Burt M Henson
Robert W Crown	John T Knox
George Deukmejian	Howard J Thelin
Richard J Donovan	George N Zenovich

William H Keiser, *Legislative Intern*
Sheila Jensen, *Committee Secretary*

Subject Matter Studied to Date

Subject	*Legislation*	*Percentage Completed**	*Direction of Recommendation*	*Estimated Date of Completion**
Obscenity	None	100%	None **	Completed
Narcotics and Dangerous Drugs	AB 242, 537, 2004, 2553, 2710, and 2884 HR 57 (1st X), 389 and 518	95%	***	April 1, 1964
Parole and Probation	ACR 25, 28, HR 190, 393, and 533	25%	***	April 1, 1964
Definition of Insanity in Criminal Trials	HR 322, AB 2740	5% (Hearings scheduled for May 4, 1964 in Sacramento)	-----	June 15, 1964
Laws Relating to Sexual Psychopaths	HR 240	5% (Hearings scheduled for May 5, 1964 in Sacramento)	-----	June 15, 1964
Erasure of Arrest Records	AB 324, 568, 2591, 2838	5% (Hearings scheduled for June 10, 1964 in Sacramento)	-----	July 15, 1964
Bails, Fines and Sentencing	HR 119 (1st X) 121	20% (Hearings planned for July, 1964 in Los Angeles)****	-----	August 15, 1964

* Not including writing of formal report

** Hearings held in conjunction with Annual Convention of the California Bar Association

*** Committee opinion not yet recorded

**** Supplemental committee funds will be requested

Subject Matter Studied to Date—Continued

Subject	*Legislation*	*Percentage Completed**	*Direction of Recommendation*	*Estimated Date of Completion**
Regulation of Firearms	HR 26 (1964 X)	25% (Hearings planned for August, 1964) ****	-----	September 15, 1964
Therapeutic Abortions	AB 2310	50% (Hearings planned for Summer or early Fall, 1964) ****	-----	October 15, 1964

* Not including writing of formal report
**** Supplemental committee funds will be requested

Subject Matter Studied to Date—Staff Reports Only

Malpractice	AB 1336, 1337	10%	Do Not Pass	October 31, 1964
Grand Juries	HR 193, 266, AB 102, 1236	20%	Propose legislation allowing some of reforms outlined in studied bills and resolutions	October 31, 1964
Unauthorized Listening Devices	AB 2472, 2474	0%	-----	October 31, 1964
Conjugal Visits for Prisoners	HR 284	10%	-----	October 31, 1964
Appeal Procedure	HR 276	0%	-----	October 31, 1964

Subject Matter for Which No Study is Currently Planned

Local Jails	HR 241	-----	-----	-----

Addendum

1 On November 13 1963 in conjunction with its hearings on narcotics and dangerous drugs in San Diego, California, the Interim Committee on Criminal Procedure toured the San Ysidro Border Checking Station of the San Diego Police Department

2 On November 15, 1963 in conjunction with the same hearings, an Executive Session of the Committee was held to question two parolees of the California Rehabilitation Center

3 The following bills were considered at hearings as noted

Hearing Topic	*Date and Location*	*Specific Bills Considered*
California Obscenity Laws	September 25, 1963 San Francisco	None
Narcotics and Dangerous Drugs	November 13 - 15, 1963	A B 242, 537, 2004, 2553, 2710 and 2884

PROGRESS REPORT—ASSEMBLY INTERIM COMMITTEE ON EDUCATION

Progress Report
Assembly Education Committee
June, 1963 Through February, 1964
Report to the Legislature 1964 Budget Session

CHARLES B GARRIGUS, Chairman

Leo J Ryan *Vice Chairman*	Edward M Gaffney
Alfred E Alquist	Joe A Gonsalves
E Richard Barnes	Leroy F Greene
Carlos Bee	Stewart Hinckley
Jack T Casey	George W Milias
John L E Collier	Robert Monagan
Mervyn M Dymally	Carley V Porter
Edward E Elliott	Victor V Veysey
Houston I Flournoy	James E Whetmore
	Gordon H Winton, Jr

Kenneth Cory, *Committee Consultant*
Gilbert M Oster, *Legislative Intern*
Mrs Cristine B Trask, *Committee Secretary*

Assembly Education Committee

I **Subject Matters Studied**

A *Finance Subcommittee*

1 H R No 303 (Casey) Foundation Program Financing Study continuing

2 H R No 357 (Burgener) Special Education Preliminary report completed

B *Personnel Problems Subcommittee*

1 H R No 546 (Petris) Two days' hearings completed One additional day planned in southern California before conclusion

2 H R No 429 (Ryan and Unruh) Two days of hearings held in Paradise Future hearing planned for Magnolia in Orange County Two resolutions drafted and one bill

C *Research, Structure and Function Subcommittee*

1 H R No 485 (Petris) Four hearing days on this bill Report drafted for Chairman's approval, recommending a joint committee continue the study, including A C A 2, A C A 8 and A C A 53

II. Estimated Completion Dates and Results

A *Finance Subcommittee*

1	H R No 303	October 1964 Bill
2	A B No 2511 / H R No 161	May 1964 Bill
3	H R No 357	September 1964 Bill
4	A B No 1273 / H R No 550	June 1964 Unknown
5	A C R No 36 / A B No 1896	Unknown Awaiting C C Study
6	H R No 337 / H R No 444 / H R No 588	May 1964 Resolution
7	H R No 548	Unknown
8	H R No 96	Unknown

B *Personnel Problems*

1	A B No 559	Unknown
2	H R No 81	July 1964 Unknown
3	H R No 546	June 1964 Bill
4	H R No 429	Continuing Study One bill being drafted
5	H R No 440	June 1964 Unknown
6	H R No 127	Unknown
7	H R No 355	Unknown
8	A B No 2265	April 1964 Recommendation
9	A B No 310	May 1964 Bill
10	A B No 271	Unknown
11	A B No 404	May 1964 Recommendation
12	A B No 2883	September 1964 Bill
13	H R No 128	October 1964 ?

C *Research, Structure and Function*

1	H R No 94	August 1964 Clarifying legislation
2	H R No 29	August 1964 Clarifying legislation
3	H R No 361	September 1964 Unknown

PROGRESS REPORT—ASSEMBLY INTERIM COMMITTEE ON ELECTIONS AND REAPPORTIONMENT

Progress Report
Elections and Reapportionment
June, 1963 Through January, 1964
Report to the Legislature 1964 Budget Session

DON A. ALLEN, SR., *Chairman*

William T Bagley	George E Danielson
Tom Bane	George W Milias
Phillip Burton	Nicholas C Petris
Charles J Conrad	Leo J Ryan
Robert W Crown	Tom Waite

Robert Moretti, *Consultant*
Doris Fallon, *Committee Secretary*

March 2, 1964

Hon Jesse M Unruh
Speaker of the Assembly
California Legislature, Sacramento

Dear Mr Unruh As per your request the following information is submitted as the Progress Report of the Assembly Interim Committee on Elections and Reapportionment

Meetings

September 27th and 28th—San Pedro

On these dates the chairman of the committee, Mr Robert Moretti and Miss Doris Fallon, the consultant and the committee secretary respectively, met in San Pedro for the purpose of holding a staff meeting

October 23rd and 24th—Palm Springs

The organizational meeting of the committee was held at the Spa Hotel in Palm Springs Those members attending on October 23rd were as follows Chairman Allen, Mr Danielson, Mr Bagley, Mr Bane, Mr Conrad and Mr Ryan Staff members were also present Times, dates, places and which studies were to be made separately or combined with other bills were also discussed

Members present October 24th were as follows Chairman Allen, Mr Bagley, Mr Conrad, Mr Waite, Mr Danielson and Mr Ryan Continuation of the previous day's discussion was made and committee meetings coordinated for the future

December 10th and 11th—Brawley

House Resolution No 28 (1st Ex) by Mr Soto was discussed the first day of the hearing at the Imperial Valley Inn in Brawley Members present December 10th were as follows Chairman Allen, Mr Conrad and Mr Ryan

December 11th Assembly Bills 391 and 392 by Mr Veysey were heard Members present at the second day of the hearing were as follows Chairman Allen, Mr Danielson, Mr Conrad, Mr Waite, and Mr Bagley

January 21st and 22d—San Francisco

On January 21st Assembly Bills 284 and 1562 by Mr Burton were heard by the committee in the State Building in San Francisco Members present at the meeting were as follows Chairman Allen, Mr Conrad, Mr Waite, and Mr Burton

On January 22d Assembly Bill 3104 by Mr Stevens was discussed Members present were Chairman Allen, Mr Bagley, Mr Burton, and Mr Mihas

January 30th and 31st—Meeting Canceled

A meeting had been planned by the committee to hear House Resolution 290 by Assemblyman Leroy F Greene in Sacramento but, because of the proximity of the meeting to the Budget Session and conflicting meetings it was canceled It has not been rescheduled as of this date

Notification of Witnesses

The author of the bill to be heard at the meeting is contacted to obtain the names of interested parties With his mailing list the mailing list of the committee is combined and those people are notified in writing asking if they wish to appear on the bill to be presented They are notified by original letter

As my letter of December 26th informed you, the attendance at the meetings of the Interim Committee on Elections and Reapportionment has not been to my satisfaction I have since learned that due to many district activities of the members of the committee, this has been unavoidable The committee has had to meet as a subcommittee and will make recommendations to the full committee on legislation it has heard

The interim meetings of the committee have been taken off the Dictaphone belts but not edited or printed for distribution It is anticipated that this will be completed shortly

The consultant to the committee has undertaken a project to make a personal visit to all county clerks in the State of California to find out their opinions on the need for new legislation A study of the legislation already in effect is being made also to see if anything can be done to bring a better percentage of voters to the polls

As of this date, half of the bills assigned by the Rules Committee for interim study have been heard by the committee

It is the hope of the committee that this is the information you requested If anything further is required please do not hesitate to call upon the committee office

Respectfully yours,

DON A ALLEN, SR , Chairman
Elections and Reapportionment

PROGRESS REPORT—ASSEMBLY INTERIM COMMITTEE ON FINANCE AND INSURANCE

Progress Report
Assembly Committee on Finance and Insurance
June 1963 Through February 1964
Report to the Legislature 1964 Budget Session

JAMES R MILLS, *Chairman*
George Zenovich *Vice Chairman*

Hale Ashcraft	John Moreno
Tom Bane	W Byron Rumford
Anthony C Beilenson	Robert Stevens
Phillip Burton	Howard J Thelin
Jack T Casey	John G Veneman
Houston I Flournoy	Victor V Veysey
John Francis Foran	Tom Waite
Stewart Hinckley	Jerome R Waldie
John T Knox	George A Willson

Stanley Evans, *Consultant*
Cheryl Petersen, *Research Assistant*
Madeline Haskins, *Secretary*
Joan Kulish, *Secretary*

Insurance

A *Health Insurance*

The problem of unregulated health plans (A B 2291—Knox and Mills) has been covered in a public hearing in Sacramento Legislative recommendations for the next regular session are fairly certain, although some modification of the bill studied is probable No further interim hearings are contemplated

Abuse of the certificate of convenience issued probationary life and disability insurance agents (H R 497—Knox) has been studied Committee support for remedial legislation is apparent No further interim hearings are required

B *Anti-Coercion Law*

House Resolution 570 (Veneman), A B 2333 (Veneman) and A B 1974 (Milias), all relating to the "Anti-Coercion Law" in the Insurance Code were taken up at one hearing in Los Angeles A consensus of the committee clearly favors reforms but agreement on specifics has not yet been attained In any event, no further hearings appear to be necessary

C *Sundry Insurance Matters*

Problems in the field of automobile insurance are the subject matter of two items referred to interim study Cancellation practices of insurers (H R 424—Dunnemeyer) is a matter of such breadth that it is doubtful, in view of other study priorities and staff limitations, that it can be entered into this interim Similarly, there are reservations about A B 669 (Ferrell) which concerns a facet of the policy cancellation problem The committee's progress with other inquiries which rate more urgent attention will determine whether inquiries into these

matters can be considered It is emphasized that an investigation is not ruled out

Warranties on advertised products is the subject of A B 2674 (Beilenson) Judgment as to the desirability of hearings is being suspended pending the completion of staff survey of recent developments in case law

Finance

A *Consumer Credit*

A two-day hearing on lending and credit problems was held in Los Angeles Representatives of credit sellers and all types of lending institutions as well as consumer and labor organizations presented testimony covering the following general questions·

1 Would competition in consumer lending be strengthened by stricter legal requirements for the disclosure of credit charges?
2 What are the major factors influencing competition in consumer lending?
3 What are the most serious abuses remaining in credit selling and what legislative remedies are available to deal with them?
4 Should the legislation governing automobile installment sales (the Rees-Levering Act) be amended to bring it into conformity with the Unruh Act governing the installment sales of household goods?

Assembly Bills 2288 (Warren), 1785 (Chapel), 2865 (Unruh) and 2502 (Zenovich) which were assigned to Finance and Insurance for interim study by the Rules Committee were considered in the light of this testimony

At the present time no committee consensus exists as to legislative remedies for the problems outlined during the hearings

No further hearings on the above subjects are contemplated at this time

B *Mortgage Lenders*

The committee is watching closely reports indicating irregularities in the management and lending practices of state-chartered savings and loan associations In the event information comes to light warranting legislative attention, as distinguished from administrative action, the authorization for hearings contained in H R 83, 1963 First Extraordinary Session (Bielenson), will be implemented

At this moment the Legislature has before it as an item for consideration by the 1964 First Extraordinary Session the subject of regulation of savings and loan holding companies In the event no action results, this would be the most obvious subject for study by the interim committee

The inquiry into the desirability of permitting savings and loan associations to enter the field of consumer credit authorized by H R 82, 1963 First Extraordinary Session (Stanton), now appears to be of mere academic interest The spokesman for the industry has stated that there is no desire to pursue this objective at this time

No formal study of A B 848 (Badham) or A B 2336 (Whetmore) has been undertaken The former would place what is essentially a tax-accounting duty upon mortgagees and is outside the domain of the Finance and Insurance Committee The latter undertakes to slightly ease the predicament of delinquent trustors The value of interim study is extremely doubtful

Social Insurance

A *Unemployment Insurance*

Enjoying top priority among the subjects assigned this committee for interim study is a general survey of unemployment insurance Under authority of H R 98 (Waldie), the committee staff and the research agency of the Department of Employment have undertaken studies which should be ready for examination in public hearings by mid-year Probably four days of public hearings will be held before the end of the year Legislative recommendations for the 1965 Session are virtually certain Four specific bills (i e, A B 607—Z'berg, A B 1282—Foran, A B 2792—Gonsalves, A B 2794—Veysey) will be considered in the context of the larger study

B *Disability Insurance*

The committee possesses authority to take up only one subject in this program—benefits for disabilities connected to pregnancy (A B 358—Crown) In light of the perilous condition of the State Fund at this time, liberalization of benefits unaccompanied by tax revision would appear to run counter to sound fiscal policy

PROGRESS REPORT—ASSEMBLY INTERIM COMMITTEE ON FISH AND GAME

Letter of Transmittal

March 2, 1964

Hon Jesse M Unruh
Speaker of the Assembly
Hon Members of the Assembly
Assembly Chamber, Sacramento

Gentlemen In accordance with your directive of February 4, 1964, pursuant to House Resolution No 500, I herewith submit a progress report of the activities of the Assembly Interim Committee on Fish and Game, covering the period from June 1963 through the month of January 1964

Listed in this report are resumés of all hearings held by the committee along with primary findings and recommendations on each A tentative schedule of future committee work also is included, as is a report on member attendance

Respectfully submitted,

PAULINE L DAVIS, Chairman

Progress Report
Assembly Interim Committee on Fish and Game
June, 1963 Through January, 1964
Report to the Legislature 1964 Budget Session

PAULINE L. DAVIS, *Chairman*

George W. Milias	Harvey Johnson
Don A. Allen, Sr.	James R. Mills
Robert E. Badham	Walter W. Powers
Stewart Hinckley	Vincent Thomas

George W. Hoeper, *Committee Consultant*
Helen R. Tramor, *Committee Secretary*

The committee, chaired by Assemblywoman Pauline Davis, opened its interim program with an organizational meeting on August 28, 1963 at Newport Beach. At that time, all items referred to the committee for study were reviewed and a tentative schedule of hearings was adopted.

Since that time, between August 28, 1963 and January 31, 1964, the Assembly Interim Committee on Fish and Game has held six hearings.

At least two or three additional hearings are yet pending, tentatively planned for perhaps April or May. Anticipated to be held, also, are at least one—and possibly two—executive committee meetings, in the very near future, with the legislators of the State of Oregon on problems pertaining to Big Game, also, an executive meeting, which perhaps will be held sometime during our session here in Sacramento, in either March or April, in regard to recommendations proposed at one of our committee hearings in San Francisco for necessary resolutions that may be desired for introduction during this legislative year; also, an executive meeting to be held for review and approval by our committee members of our interim committee report.

The following graph outlines the status of legislation referred to the Assembly Interim Committee on Fish and Game for interim study

Bill or Resolution	*Author*	*Title*	*Date and Location*
----	----	Organizational Meeting	8 28/63 Newport Beach
H R No 297	Thomas	Extent of California's Marine Resources	9/26 & 9 27/63 San Pedro
A B No 2738	Badham	Prohibition of Anchovies for Reduction	
A J R No 20	Davis	Deer Range & Forage Improvement	10/3 & 10/4/63 Yreka & Klamath
H R No 494	Davis	Interstate Deer Herd Regulation	Falls, Ore
H R No 288	Davis	Progress of Marine Research Committee Work	11/12/63 San Diego
H R No 407	Davis	Study of Coastal Salmon Resources	12/12/63 Los Angeles
H R No 494	Davis	Interstate Deer Herd Regulation	1/9/64 Klamath Falls
H R No 317	Milias	Expansion of Hunter Safety Training Program	April 1964*
H R No 490	Z'berg	Review of Wildlife Conservation Board Program	May 1964*

One, and possibly two, executive meetings with Oregon Legislators are contemplated for the near future for drafting of necessary legislation for protection of the California-Oregon Interstate Deer Herd

In addition, an executive meeting is planned for April or May to discuss possible legislation resulting from information obtained at the committee's San Francisco hearing of January 30 and 31, 1964 on the reservation of water for fish and wildlife

A final hearing is planned for the fall of 1964 for review of the Fish and Game Committee's final interim report

I Extent of California's Marine Resources—Anchovy Reduction (H R 297, A B 2738)

The decline of California's commercial fishing industry since the end of World War II has had serious economic effects on many of this state's coastal communities

Primary purpose of H R 297 was to determine if this decline was due to lack of fish or the inability of California's fishing industry to compete with foreign trade

A B 2738, also heard at the same time, was aimed at preventing over-exploitation of the anchovy population in California waters

As a result of this hearing, held September 26 and 27, 1963 in San Pedro it was determined that

1 With the exception of sardines, which have declined drastically in recent years there remains a stable population of popular food fishes in California coastal waters

2 The anchovy population is large, and in no danger of being hurt by present fishing pressure

3 Use of California food fish in the federal government's "Food For Peace" program would help stabilize this state's commercial fishing economy

4 If the federal government would allow production of "fish flour" for export and domestic use this entire nation's fishing economy would be bolstered

Conclusion The Assembly Interim Committee on Fish and Game adopted a resolution to be introduced memorializing Congress to support and pass legislation for use of fish in the "Food For Peace" program

At this time, there is no recommendation for new legislation on the state level

II. Deer Range and Forage Improvement Interstate Deer Herd Regulation (A J.R. 20, H.R. 494)

The Assembly Interim Committee on Fish and Game met with the Oregon Joint Legislative Committee on Wildlife in Yreka, California on October 3, 1963, and in Klamath Falls, Oregon, on October 4, 1963, to hear testimony of citizens and game departments of both states relative to joint management of the Interstate Mule Deer Herd

As a result of the October hearing, a meeting of the California and Oregon Fish and Game Commissions was held on January 9, 1964 in Klamath Falls to discuss joint hunting regulations This meeting was attended by subcommittees of both Fish and Game Committees

An interstate agreement is expected to result from investigations of these subjects

III. Progress of Marine Research Committee Work (H R. 288)

The Marine Research Committee was formed by legislative act in 1947 for the express purpose of aiding development of commercial fisheries and marine products along the Coast of California

House Resolution No 288 questioned the value and the amount of information that was being compiled by researchers operating under contract with the Marine Research Committee

A hearing was held in San Diego on November 12, 1963, at which time it was determined by the Fish and Game Interim Committee that the commercial fishing industry whose tax money finances the Marine Research Committee Program, is generally satisfied with the committee's work

However, as a result of this hearing, it was agreed by the Research Committee, at the request of the Fish and Game Interim Committee, that the committee publish an annual report on its findings

It is recommended by the Interim Committee on Fish and Game that Section 726 of the Fish and Game Code, relating to the Marine Research Committee, be amended to cover present-day conditions in the commercial fishing industry This will entail new legislation

IV. Study of Coastal Salmon Resources (H R. 407)

Meeting in Los Angeles on December 12, 1963, the Assembly Interim Committee on Fish and Game found that in the opinion of state and federal fishery experts, as well as sport and commercial fishermen, that California's salmon resource is in long-range decline

The committee determined that more scientific research on salmon is necessary, but that it is too costly to be financed on a large scale by this state alone

The committee determined that

1 Passage of U S Senate Bill 759 and any of the eight House Bills now pending in Congress (H R 2392, by Rep Dingell, of Michigan, H R 6856, by Rep Stanley Tupper of Maine, and H R 3195, by Congressman John Moss, H R 3314, by Congressman Bizz Johnson, H R 3697, by Congressman McFall, H R 3779, by Congressman George P Miller, H R 4225, by Congressman Jeffrey Cohelan, and also H R 93, by Congressman Harlan Hagen, all of California) are merely enabling pieces of legislation which, if enacted would permit the Department of Interior to submit to the Congress of the United States, through budgetary process, appropriations for California that would activate the recommendations in a report which is pending in Congress submitted by the U S Fish and Wildlife Service in behalf of salmon in California

2 The chairman has been requested by various interests in California to appear, if at all possible, as a witness before the subcommittee that will hear one of these measures, if not this year perhaps next year, to encourage passage of this legislation

At such time, the committee would have to receive an augmentation from the Assembly Rules Committee for travel purposes for the chairman and one member of the staff.

Mr Hugo Fisher, Administrator of the Resources Agency, has invited the Chairman of the Fish and Game Interim Committee, to attend a conference in his office on March 3d to participate in a discussion and to present views as to how best to ensure support for the passage of this federal legislation

3 Additional legislation may be necessary on the state level to protect salmon spawning streams from pollution, damage by logging, and unnecessary water diversions highway construction, and gravel removal

V. Reservation of Water for Fishlife (A B 1977)

Held in San Francisco January 30 and 31, 1964, this hearing brought before the Interim Committee on Fish and Game Subcommittee, the Director of the State Resources Agency and his department directors, as well as other state and federal agencies connected with water development, which automatically involves fish and game preservation, as well as enhancement

It was determined that

1 Assembly Bill No 1977, which would empower the Department of Fish and Game to apply to the State Water Rights Board for allocation of water for preservation of fishlife, should be reintroduced with amendments at the 1965 Session of the Legislature

A conference will be held between the State Water Rights Board, the Department of Fish and Game, and our committee to resolve this question in order to implement new legislation

2 Although required under terms of the Davis-Dolwig Act to include plans for recreation, preservation, and enhancement of fish and wildlife in all state water projects, it is the opinion of the subcommittee that the Department of Water Resources has not included adequate plans for preservation of anadramous fish on its Delta Pool Project portion of the State Water Plan

3 There appears to be a dangerous lag in the Delta Project timetable between expected completion date of plans for preservation of fish and wildlife and actual construction programming

Despite warnings of the U S Fish and Wildlife Service and the Department of Health, Education and Welfare that the proposed San Joaquin Valley Drainage Canal will contaminate the lower San Joaquin River and San Francisco Bay, endangering fish and wildlife, construction plans may be adopted before completion of the Department of Fish and Game's Delta Study, due in 1966

The Department of Fish and Game presently has no plan which would mitigate or compensate for the threatened loss of fish and wildlife caused by construction of the San Joaquin drainage canal

4 In the opinion of the subcommittee, state agencies involved in Delta Planning are not cooperating with the local counties involved in the Delta

It is recommended that a concurrent resolution be adopted ordering the Departments of Water Resources and Fish and Game and other state agencies involved, to heed and cooperate with local counties in the Delta in solving recreation fish and wildlife problems, involving the Delta Water Plan

Fish and Game Interim Committee June 1963-January 1964	*Full Committee August 28, 1963 Newport Beach*		*Full Committee September 26 & 27, 1963 San Pedro*		*Full Committee October 3 & 4, 1963 Yreka & Klamath Falls*		*Full Committee November 22, 1963 San Diego*		*Full Committee December 17, 1963 Los Angeles*		*Subcommittee on Deer Problems January 6, 1964 Klamath Falls, Ore*		*Subcommittee on Water for Fishlife—January 30, 31, 1964 San Francisco*	
Davis (Chairman)	*	X	*	X	*	X	*	X		X	*	X	*	X
Allen	*	X	*	X	*	X	*				*	X		
Badham	*	X	*	X	*	X	*	X	*	X			*	X
Hinckley			*				*		*					
Johnson	*	X	*	X	*	X	*	X	*	X			*	X
Milias	*	X	*	X		X	*		*	X	*	X		
Mills	*	X	*	X	*	X	*	X	*	X				
Powers	*	X	*	X	*		*	X	*	X	*	X	*	X
Thomas	*	X	*	X			*			X				

* Member of committee or subcommittee
x Attended meeting

PROGRESS REPORT—ASSEMBLY INTERIM COMMITTEE ON GENERAL RESEARCH, SUBCOMMITTEE ON PESTICIDES

Letter of Transmittal

Assembly Interim Committee on General Research
Subcommittee on Pesticides
March 3, 1964

Hon Jesse M Unruh
Speaker of the Assembly
State Capitol, Sacramento

Dear Mr Speaker We are pleased to enclose a brief progress report of the activities of our Subcommittee on Pesticides for the period November 1963 through February, 1964

Respectfully submitted,

W BYRON RUMFORD *Chairman*

George E Danielson
Pauline L. Davis
Leo J. Ryan
Howard J Thelin
Victor V Veysey
John C Williamson

Progress Report
Assembly Interim Committee on General Research
Subcommittee on Pesticides
Report to the Legislature 1964 Budget Session

W BYRON RUMFORD, *Chairman*

George E Danielson — Howard J Thelin
Pauline L Davis — Victor V Veysey
Leo J Ryan — John C Williamson

Gene S Poschman, *Consultant*
Jewell Nelson, *Subcommittee Secretary*
Vivian C. Nance, *Secretary*

Subcommittee on Pesticides

Meetings December 11, 1963, Los Angeles
February 6, 1964, Davis
February 7, 1964, Davis

I *Aspects considered to date but studies not yet completed:*

The Subcommittee on Pesticides held its first hearing at the University of California at Davis on February 6, 1964 The particular orientation of this meeting was directed at scientific organization and research on pesticides The University of California, state and federal agencies, and other groups presented testimony on current research, gaps in knowledge, and the practical application of scientific knowledge in this area On February 7, the subcommittee examined the pesticide research facilities of the University of California at Davis

II *Subject matters scheduled for initial consideration after February, 1964:*

In coming months, the subcommittee will study the division of responsibility for pesticides within governmental agencies, the commercial factors in pesticide manufacture and application, and also public sentiment on the magnitude of the pesticide problem

III *Estimated completion date for the study·*

It is planned at the present time that the subcommittee will have completed its study by November, 1964

PROGRESS REPORT—ASSEMBLY INTERIM COMMITTEE ON GOVERNMENTAL EFFICIENCY AND ECONOMY

Letter of Transmittal

Committee on Governmental Efficiency and Economy
March 2, 1964

Hon Jesse M Unruh
Speaker of the Assembly
Members of the Assembly
State Capitol, Sacramento

Gentlemen In accordance with the provisions of House Resolution No 500, herewith is submitted the Progress Report of the Assembly

Interim Committee on Governmental Efficiency and Economy to the 1964 Session of the Legislature

Respectfully yours,

LESTER A McMILLAN, Chairman
Assembly Interim Committee on
Governmental Efficiency and Economy

Progress Report
Assembly Interim Committee on Governmental Efficiency and Economy
June, 1963 Through January, 1964
Report to the Legislature 1964 Budget Session

LESTER A McMILLAN, *Chairman*

Alfred H Song *Vice Chairman*	Joseph M Kennick
Lou Cusanovich	John T Knox
George E Danielson	Don Mulford
George Deukmejian	Robert S Stevens
Douglas Ferrell	Charles Warren
Leroy F Greene	James E Whetmore

Staff: Teddy Wilcox

I Organizational Meeting held in San Francisco September 4, 1963 General field of committee assignments reviewed and priorities established

II Subject matters studied to date

1 *Schools of Cosmetology*—HR 616 (Kennick) and AB 3087 (Meyers) Los Angeles, Thursday afternoon, November 7, 1963 Problems in the industry were studied and suggestions for legislation considered Another meeting on this subject is tentatively scheduled for August, 1964

2 *Dry Cleaning Industry*—HR 547 and AB 2890 (Cusanovich) Los Angeles, Thursday morning, November 7, 1963 Factions in industry agreed to get together and submit legislation at the 1965 session satisfactory to all *Topic completed*

3 *Subdivision Map Act and Recording of Plans*—HR 619 (Knox) and HR 592 (Britschgi) Los Angeles, Friday, November 8, 1963 Interested professions agreed to get together and set up a committee of their own group to work out legislation for submission to the 1965 Legislature satisfactory to all Mr Knox and Mr Song were delegated to work with this committee *Topic completed*

4 *Community Planning—Proprietary Hospitals* (Subcommittee) Sacramento, November 21, 1963 Problems in this area were brought to the attention of the committee and proposals for remedial legislation were taken under advisement A follow-up meeting is contemplated

5 *Persons Preparing Income Tax Returns*—HR 228 (Quimby) San Diego, Tuesday morning January 21, 1964 Problems existing in this field were brought to the attention of the committee and legislation to determine the extent of the problem was tentatively agreed upon *Topic completed*

6 *Licensing of City and Regional Planners*—HR 338 (Burgener) San Diego, Tuesday afternoon, January 21, 1964 Problems in

the field were brought to the attention of the committee. Further study of the matter was recommended.

7. *Local Building and Zoning Laws*—AB 2617 (Allen) San Diego, Wednesday, January 22, 1964 County and city positions on this legislation were considered Subject taken under advisement

III Subject matters scheduled for consideration after February 1, 1964

A State Licensing and Regulation of Individuals·
1 HR 513 (McMillan)—Public Relations Operators
2 HR 443 (Bane)—Refuse Removal Contractors
A date in November, 1964, has been requested by the author
3 AB 1879 (Chapel)—Marine Surveyors
A date in 1964 was requested by the author
4 AB 2106 (Moreno)—Locksmiths
5 AB 2782 (Quimby)—Persons giving massages
6 AB 2364 (Alquist)—Operating Engineers and
AB 3024 (Meyers)—Inspectors
7 AB 2348 (Kennick) and AB 2638 (Meyers)—Auto Repair
8 AB 1783 (McMillan)—Social Workers and
HR 561 (Mulford)—Laws relating to Marriage Counselors
Although HR 561 calls for a report to the Legislature for the 1964 session hearings on this matter were put over at the request of the Department of Professional and Vocational Standards to give them time to check the effectiveness of the new law on Marriage Counselors which was enacted at the 1963 session
9 HR 486 (Cologne)—Public Accountants
The author is attempting to solve this problem administratively

B Discrimination—HR 122 (Dymally), AB 2869 (Dymally) and HR 107 (Meyers)

C Blind Concession Operators in Public Buildings—AB 1326 (Song) and AB 1389 (Meyers)

D Regulation of Cigarette Distribution—AB 2590 (Meyers)

E Topics that may be assigned from resolutions introduced at the 1964 Session

PROGRESS REPORT—ASSEMBLY INTERIM COMMITTEE ON INDUSTRIAL RELATIONS

Letter of Transmittal

Assembly Interim Committee on Industrial Relations
February 5, 1964

Hon Jesse M Unruh
Speaker of the Assembly
California Legislature

Mr Speaker Your Interim Committee on Industrial Relations, established by House Resolution No 500 (k), 1963 Regular Session, submits the following progress report of its activities

Respectfully submitted,

EDWARD E ELLIOTT, Chairman

Members Assemblymen Mervyn M Dymally, Vice Chairman, Robert E Badham, Clair W. Burgener; Lou Cusanovich; John Francis Foran, Edward M Gaffney; Walter W. Powers, Alfred H Song, Victor V Veysey

Progress Report
Assembly Interim Committee on Industrial Relations
June, 1963 Through January, 1964
Report to the Legislature 1964 Budget Session

EDWARD E ELLIOTT, *Chairman*
Mervin M Dymally, *Vice Chairman*

Robert E Badham	Edward M Gaffney
Clair W Burgener	Walter W Powers
Lou Cusanovich	Alfred H Song
John Francis Foran	Victor V Veysey

Reed Johnston, *Consultant*
Frances Morton, *Secretary*

Areas of Investigation and Subjects Referred to Committee

The general area of the committee's investigation embraces employment problems of older workers, youth opportunities and vocational training, and the effectiveness of state and federal legislation in this field

The following subjects were referred to the committee by the Assembly Rules Committee A B 1710 (Burton) extension of Fair Employment Practices Act to include discrimination on account of age, A B 604 (Dymally) regulation of apprenticeships with contractors, H R 160 (Foran) strengthening apprenticeship programs, A B 2896 (Foran) safety regulations for operation of boilers, A B 2783 (Gaffney) standards of safety for employees working near high voltage wires, H R 525 (Gaffney) standards of safety for employees working near high voltage wires, A B 1202 (Lanterman) ventilation of gas combusted classroom heaters

Industrial Relations Subcommittees

Three subcommittees were created pursuant to permission granted by the Assembly Rules Committee and the chairman appointed the following members Subcommittee on Industrial Safety Edward M Gaffney, Chairman, Clair W Burgener, Lou Cusanovich, John Francis Foran, and Walter W Powers

Subcommittee on Apprenticeship Training John Francis Foran, Chairman, Robert E Badham, Lou Cusanovich, Mervyn M Dymally, and Alfred H Song

Subcommittee on Special Employment Problems Alfred H Song Chairman, Clair W Burgener, Mervyn M Dymally, Victor V Veysey, and Edward E Elliott

Meetings—Full Committee

Meetings of the full Interim Committee on Industrial Relations were held at the following places and upon the following dates

Los Angeles, September 19 and 20, 1963—Organization meeting and public hearing

San Francisco, October 24 and 25, 1963

Sacramento, December 2, 1963

San Diego, January 17, 1964

Meetings—Subcommittees

Industrial Safety—Salinas, September 30 and October 1, 1963 Subject of inquiry was the bus-train collision at Chualar on September 17, 1963, in which 32 Mexican National braceros were killed

Special Employment Problems—Los Angeles, January 10, 1964 Employment problems of Mexican-American citizens

Apprenticeship Training—A meeting of this subcommittee, originally scheduled to be held in San Francisco on January 30, 1964, was postponed at the request of interested parties

Remaining bills assigned to committee will be heard at hearings to be scheduled in the summer and fall of 1964

Witnesses Appearing at Hearings

William D Bechill, Executive Secretary, Citizens Advisory Committee on Aging
Harold J Baker, individual from San Jose
Albert G Boardman, Director of Education and Research, California Conference of Operating Engineers
Robert D Calkins, Deputy Director, Department of Conservation
Richard Cartwright, National Council of Senior Citizens and United Automobile Workers, Los Angeles
Walter Christian, San Diego Manager, State Department of Employment
John Collins, International Assn of Machinists, San Diego
Everett A Corten, Chief Counsel, Department of Industrial Relations
Howard B Depue, Los Angeles County Fire Department
Clair L Eatough, Senior Architect, Bureau of School Planning, State Department of Education
John P Edson, Boiler Inspector, City and County of San Francisco
Miss Eleanor Fair Older Workers Program Supervisor, State Department of Employment
W J Fitzgerald, State Secretary, Fraternal Order of Eagles
Hon John Anson Ford, Chairman, California Fair Employment Practices Commission
Robert H Fox, Assistant Business Manager, International Union of Operating Engineers, Local 501, Los Angeles
John Gerhard, Chief, Fire Prevention Bureau, City of San Jose
Dr Edward Goldman, Assistant Superintendent of Adult & Vocational Education, San Francisco Unified School District
Dr F R Gorton, President, San Diego City College
Maurice I Gershenson, Chief Division of Labor Statistics & Research, Department of Industrial Relations
Z L Gulledge, District Supervisor, Van Nuys Office, State Vocational Rehabilitation Service
Mrs Vera Haile, Administrative Assistant, Youth for Service
Charles F Hanna, Chief, Division of Apprenticeship Standards, Department of Industrial Relations
Leonard Hardie, Field Director, Office of Manpower, Automation & Training, U S Department of Labor, San Francisco
Louis M Harper, Hospital Council of San Diego County
Robert H Hill, Supervisor of Youth Employment, State Department of Employment

Edward Howden, Chief, Division of Fair Employment Practices, Department of Industrial Relations
Dr Harmon Kurtz, Coordinator of Junior Employment, San Diego City Schools
Richard Lawrence, Legislative Advocate, Los Angeles City Board of Education
John C Longaker, Labor Relations Consultant, Walnut Creek
Orville Luster, Executive Director, Youth for Service, San Francisco
J D Mack, Representative, Plumbing, Heating & Cooling Contractors of California
Joseph McBride Supervisor of Heating & Ventilation, San Francisco Unified School District
Frank McCarthy, Chief Deputy, State Fire Marshal
Kenneth McGilvray, Attorney for Fraternal Order of Eagles of California
Daniel J Molles, International Representative, International Union of Operating Engineers
Herbert P O'Connell, San Francisco
Robert J Owens, Safety Engineer, Pacific Gas & Electric Company
Richard Parmo, Division of Apprenticeship Standards, Department of Industrial Relations
Gerald R Parrish Regional Director U S Department of Labor
Lawrence T Peyton, Forty-Plus Club of Southern California
Lee W Ralston, Director of the Division of Practical Arts Education, Los Angeles County Schools
Eric Salo, Supervising Steam Generation Engineer, Pacific Gas & Electric Company
John W Schaefter, Maintenance & Operations Manager, Los Angeles City School District
Althea T L Simmons, Field Secretary, West Coast Region, National Association for the Advancement of Colored People
Dr Wesley P Smith, State Director of Vocational Education, State Department of Education
William H Smith, Executive Vice President, Federated Employers of California, California Conference of Employer Associations
Arthur L Snyder, Supervising Engineer, Pressure Vessels, Division of Industrial Safety
Charles Rosenthal, Executive Director, Careers Unlimited for Women of San Francisco
Ormond B Stull, Associate Fire Prevention Engineer, Explosives, State Fire Marshal
William Stemberg, Specialist, Practical Arts and Vocational Education, San Diego City Schools
Lorenzo Traylor, Assistant Program Development Director, Youth Opportunities Board of Greater Los Angeles
William Torres, Business Manager, Monrovia Unified School District
Don Vial, Research Director, California Federation of Labor AFL-CIO
Vernon Hughes, San Diego County Labor Council, AFL-CIO

Studies Concluded

The study on A B 1202 (Lanterman), relative to the ventilation of gas combusted heaters in school classrooms, has been concluded, and on the basis of its findings, the committee will formulate a recommendation to the Legislature on this subject

Preliminary Findings

In the four public hearings thus far completed, the committee has received a great deal of informative testimony relative to the problems of older workers, age discrimination, youth employment programs and vocational training aimed at assisting both young people and adults to acquire the new skills demanded by automation and technological change in California industry.

In the area of age discrimination and the problems of workers who have reached or even passed their middle years, the primary effort to break down prejudice and bring about a greater understanding between employers and potential employees is now being made through the Older Worker Program of the California State Employment Service This program offers special services to older workers in all of the department's more than 100 local offices For the calendar year 1962, the placement of workers 45 years of age and over increased 38 5 percent over 1961, reflecting the impact of the law prohibiting age discrimination enacted by the Legislature in 1961 (Ch 9 5, UI Code) This law, of course, contains no enforcement provision, and the committee is now considering the proposal (A B 1710) to extend the Fair Employment Practices Act to include discrimination because of age

In youth training and vocational education, there has been a pronounced increase in interest and activity within the past two years, at the local level as well as in State and Federal programs The Youth Opportunities Board of Greater Los Angeles, the Youth for Service Organization in San Francisco, the San Diego Commission for Youth Employment, and increased emphasis on vocational training in the various school districts illustrate this increased interest at the local level

In vocational training for adults, the same interest is noted, particularly in the specialized programs of retraining sponsored by the Federal government, most notably the Manpower Development and Training Act Additional impetus in this direction was provided by the passage by Congress of the Vocational Educational Act of 1963 (Morse-Perkins Bill), whose purpose is to maintain, extend and improve existing programs of vocational education, and to develop new programs as they are needed The act authorizes appropriations beginning with $60,000,000 on June 30, 1964, and increasing annually to $225 000,000 on June 30, 1967, and each year thereafter California will only be eligible for slightly less than 7 percent of the funds appropriated in 1964 During this fiscal year the funds will not require matching money, but thereafter each federal dollar will have to be matched by state and local dollars

What action, if any, may be advisable on the part of the State in any or all of these areas will be considered by the committee during the remainder of the present interim

Preliminary Recommendation

While its final recommendations will not be submitted until its studies have been completed and the final report prepared, the Committee does wish to make the following recommendation for action by the Legislature in 1964

That the Governor place on special call the subject matter of A B 3011, as passed by the Assembly and amended in the Senate in the 1963 Regular Session This bill authorized the Department of Education to establish standards necessary to secure Federal participation under the Vocational Rehabilitation Amendments of 1954, to provide special classes in public schools for the vocational rehabilitation of handicapped adults The bill, as amended, was passed unanimously by the Senate in the closing hours of the 1963 Session, but too late for its return to the Assembly for concurrence in Senate amendments

In view of these circumstances, the committee believes the subject matter of this bill merits action in the 1964 Special Session, and so recommends to the Governor and to the Legislature

Acknowledgments

The committee wishes to express its sincere thanks and appreciation to the witnesses who have appeared at its several hearings, to the Office of the Legislative Counsel, the Assembly Legislative Reference Service, and others who have been of assistance in its studies

PROGRESS REPORT—ASSEMBLY INTERIM COMMITTEE ON INTERSTATE COOPERATION

Progress Report
Committee on Interstate Cooperation
June, 1963 Through January, 1964
Report to the Legislature 1964 Budget Session

CLAYTON A DILLS, *Chairman*

Tom Bane	Vincent Thomas
Carlos Bee	Jesse M Unruh
Charles J Conrad	Jerome R Waldie

Elizabeth Marty, *Secretary*

March 4, 1964

Hon Jesse M Unruh
Speaker of the Assembly
State Capitol, Sacramento

Dear Mr Speaker The Assembly Committee on Interstate Cooperation was created during the 1963 Session of the Legislature by House Resolution No 85

On January 20, 1964, a meeting of the committee was held in Room 1200 of the State Building, San Francisco to consider H R 609 (Petris)

At that time a great deal of testimony was presented by the Council of State Governments, however, no decision was reached by the committee

It is contemplated that the committee will meet on this same subject at a date to be decided upon during the present session of the Legislature

Meetings will be held later this year in order to consider A J R 33 (Conrad), and A J R 36 (Chapel), which were also referred to this committee for study

Sincerely yours,

CLAYTON A DILLS

PROGRESS REPORT—ASSEMBLY INTERIM COMMITTEE ON JUDICIARY

Letter of Transmittal

Assembly Judiciary Committee
March 2, 1964

Hon Jesse Unruh
Speaker of the Assembly
State Capitol, Sacramento

Dear Speaker Unruh Attached is the progress report of this Committee in accordance with House Resolution 500, 1963 General Session, and your directive dated February 4, 1964

Respectfully submitted,

GEORGE A WILLSON, Chairman

Progress Report
Assembly Interim Committee on Judiciary
June, 1963 Through January, 1964
Report to the Legislature 1964 Budget Session

GEORGE A WILLSON, *Chairman*
Harvey Johnson, *Vice Chairman*

William T Bagley	Alfred H. Song
George R Danielson	William F. Stanton
William E Dannemeyer	Robert S Stevens
John Francis Foran	Jerome R Waldie
Milton Marks	James E Whetmore
Nicholas C Petris	Pearce Young

Edwin L Z'berg

Committee Staff

Bernard B Nebenzahl, *Committee Consultant*
Helen Myers, *Committee Secretary*
Erma Oakley *Secretary*
Thomas Silk, Jr , *Legislative Intern*

Topics considered to date	Full committee or subcommittee	Study completed	Direction of recommendation	Meetings held
Court Consolidation Los Angeles County Municipal and Justice Courts A B 2659 Willson A B 3085 Flournoy	Full committee	Yes	(a) Executive Session will consider data presented to committee, March 17 (b) Local (Los Angeles County) conference committee is working on subject in attempt to present an agreed plan for reform (c) Anticipation is that some form of legislation will be introduced based on agreement of local bodies regarding numbers of district, uniform rules and personnel regulation	(a) *Public Hearings* 3 days, Huntington Park, El Monte, Beverly Hills (b) *Local conferences* Four meetings held to date with future ones scheduled on call (c) *Executive Session* is scheduled March 17
Numbers of Jurors in Civil Matters A C A 7 Willson	Full committee	Yes	(a) Recommendation of Interim Committee will be made at Executive Session (b) Probable alternatives before committee (1) retain present laws (2) change laws (a) by constitutional amendment proposal reducing size of civil jury from 12 to 8 (b) by general law amendment providing that 8-man jury is allowed, but any additional jurors subject to extra non recoverable costs	(a) *Public hearings* 1 day Monterey Park (b) *Executive Session* is scheduled March 17, 1964

Topics considered to date	*Full committee or subcommittee*	*Study completed*	*Direction of recommendation*	*Meetings held*
Domestic Relations A B 1377 Donovan A B 1464 Dannemeyer A B 2072 Frew H R 335 Frew H R 582 Frew A B 2773 Willson A B 2774 Willson H R 234 Young H R 252 Mulford	Full committee and subcommittee	No	(a) Formal motion by full committee at hearing January 9 requesting appointment of special citizens advisory committee to assist the Interim Committee on study and development of legislative reform program (b) Resolution being introduced to above effect and recruitment being made to employ additional staff to direct interim investigation into subject (c) Desire is to study in depth the sociological and legal problems with a view to reform where necessary and desirable	(a) *Full committee* 2 days, Los Angeles (b) *Subcommittee* 2 meetings Los Angeles, San Francisco
Mechanics' Liens A B 1087 Cologne A B 1288 Dannemeyer A B 1511 Cusanovich H R 202 Danielson H R 457 Willson A C A 61 Song	Subcommittee	No	(a) Subcommittee met with Senate subcommittee and members of Citizens Advisory Committee to organize September 26, 1963 (b) Legislative action will follow programming of study which looks toward recodification of existing law (c) Lead in this project is taken by citizens group	(a) *Organization of subcommittee*, San Francisco

Topics to be Considered	*Full Committee, Subcommittee or Staff*	*Number of Hearings Contemplated*	*Estimated Completion Date*	*General Character of Legislation to be considered*
Probate Devolution of Homestead A B 2046 Willson	Staff	0	May 1	Determine whether there should be an automatic vesting of a declared homestead in the surviving spouse
Appointment of Administrators A B 2496 Willson	Staff	0	May 1	Should a nonresident, otherwise qualified himself to be an administrator be able to nominate an administrator of a decedent's estate?
Negligence Guest Statute A B 2727 Zenovich	Staff	0	July 1	No legislation contemplated
Comparative Negligence H R 162 Zenovich	Staff	0	July 1	No legislation contemplated
Court Reporters Salaries H R 220 Dannemeyer	Staff	0	September 14	No legislation contemplated May have full committee hearing to explore data received from staff questionnaire which could result in recommended legislation to render more uniform the salaries, benefits and requirements of court reporters
Mechanics' Liens A B 1087 Cologne A B 1288 Dannemeyer A B 1511 Cusanovich A B 1909 Ryan H R 202 Danielson H R 457 Willson A C A 61 Song	Staff and Subcommittee	1	October 16	There is Assembly and Senate subcommittee activity in this area which is working in conjunction with a citizens advisory committee made up of interested parties of the various industries involved The Legislative committees are supplementary to the private one and is awaiting their scheduling A general recodification was to be the work product of this study

Topics to be Considered	*Full Committee Subcommittee, or Staff*	*Number of Hearings Contemplated*	*Estimated Completion Date*	*General Character of Legislation to be Considered*
Attachments A B 1458 Thelin A B 2278 Foran A B 2332 Foran A B 2808 Ferrell H R 268 Willson	Full Committee	2	October 16	(a) Particular attention will be given to question of exemptions with thought to changing existing law in light of current demands (b) May become involved in consideration of other problems of attachment and execution, i e, procedural ones also
Commitment Procedure to Mental Institutions A B 3047 Meyers	Full Committee and Staff	2	October 16	(a) Overall examination of civil commitment procedures is being made in an effort to render present code more understandable (b) Further, study to be concerned with the civil liberties of those who are committed, voluntary or involuntary (c) Likely change in certain procedural laws in terms of review of commitment decrees (d) Full cooperation with Senate Subcommittee who is also studying the entire commitment laws
Discovery in Administrative Proceedings H R 575 Petris	Full Committee	2	September 14	(a) Thorough examination of the desirability and necessity for discovery procedures in Administrative proceedings (b) Likely legislation to apply civil discovery procedures to administrative proceedings or some form akin thereto

PROGRESS REPORT—ASSEMBLY INTERIM COMMITTEE ON LEGISLATIVE REPRESENTATION

Assembly Legislative Representation Committee

Hon Jesse M Unruh, Speaker, and Members of the Assembly:

Your Interim Committee on Legislative Representation herewith submits its Progress Report to the 1964 Regular Session as required by Rule 13 of the Assembly Rules

The present chairman and members of the interim committee were appointed by the Speaker on October 14, 1963

The committee's assigned work has not required it to have a formal meeting to date during the interim

At the instruction of the committee, a document entitled "List of Legislative Advocates and Organizations—1963" was prepared and published as a committee document Although previous publications of this kind have been issued by the Legislative Representation Committee in printed form, the committee ordered this material published in the duplicating room of the Assembly stenographic pool, at substantial savings of money To date, several hundred copies have been distributed free of charge to Members of the Legislature and interested persons

Your committee stands ready to undertake any assignments which the Assembly may give, in addition to the responsibilities set forth in the Assembly Rules

Respectfully submitted,

TOM BANE, Chairman

Jack T Casey	Myron H Frew
Gordon Cologne	James L Holmes
Lon Cusanovich	Jerome R Waldie

PROGRESS REPORT—ASSEMBLY INTERIM COMMITTEE ON MILITARY AND VETERANS AFFAIRS

Letter of Transmittal

Assembly Committee on
Military and Veterans Affairs
February 11, 1964

Hon Jesse M Unruh
Speaker of the Assembly
Hon Members of the Assembly
Assembly Chamber, Sacramento

Gentlemen Pursuant to Paragraph 14 of House Resolution 500 (1963), your Interim Committee on Military and Veterans Affairs herewith submits a resume of its activities for the period June, 1963, through January, 1964

This summary contains no recommendations or conclusions It is simply an accounting of the activities performed by the committee

Respectfully submitted,

WILLIAM E DANNEMEYER, Vice Chairman

Progress Report
Assembly Committee on Military and Veterans Affairs
June, 1963 Through January, 1964
Report to the Legislature 1964 Budget Session

PAUL J LUNARDI, *Chairman*
Wm E Dannemeyer, *Vice Chairman*
Tom Carrell — Mervyn Dymally
Charles Edward Chapel — Joe A Gonsalves
George Deukmejian
Gerald G Marquette, *Committee Consultant*
Delle Reshke, *Committee Secretary*

*Resigned December 20, 1963

A *Summary of Interim Activities*

Committee Hearings

Upon adjournment of the 1963 General Session, the Assembly Rules Committee assigned five Assembly Bills to your Committee on Military and Veterans Affairs for interim study To date, the committee has held two days of hearings and received testimony from 16 witnesses on all five items

In order to allow as many veteran groups as possible to be represented at these hearings, your Committee held one hearing in Whittier and one in San Francisco, whereupon the Committee received testimony on all five items at each hearing

These items were A B 2707 (Meyers), The conversion of facilities at Yountville, A B 2984 (Meyers), An act to create a Southern California Veterans Home, A B 2704 (Meyers), Definition of 'purpose' of the California Veterans Educational Institute, and A B 1563 (Burton) and A B 2813 (Meyers), Acts to repeal provision prohibiting the Department of Veterans Affairs from acquiring homes in which the veteran has an interest of record

B *Related Activity*

Your committee was represented at a hearing conducted by the Senate Fact Finding Committee on Labor and Welfare during which testimony was received on Senate Bill 605 This measure is similar to A B 2984 which also would create a Southern California Veterans Home

PROGRESS REPORT—ASSEMBLY INTERIM COMMITTEE ON MUNICIPAL AND COUNTY GOVERNMENT

Letter of Transmittal

Assembly Committee on
Municipal and County Government
Sacramento, March 2, 1963

Hon Jesse M Unruh
Speaker of the Assembly
State Capitol, Sacramento

Dear Speaker Unruh Attached herewith is the progress report of your Municipal and County Government Committee This report is submitted pursuant to your request of February 4, 1964 and in the

fulfillment of the requirements of H R No 500 It is divided into three sections

Section No 1 indicates the status as of February 1, 1964 of studies which have already been undertaken by this committee together with anticipated hearings

Section No 2 indicates studies which the committee will undertake subsequent to February 1, 1964

Section No 3 depicts in chart form attendance at committee meetings, field trips, etc , as of February 1, 1964

Sincerely,

JOHN T KNOX Chairman

Progress Report
Municipal and County Government
June, 1963 Through January, 1964
Report to the Legislature 1964 Budget Session

JOHN T KNOX, *Chairman*

John P Quimby, *Vice Chairman*	Frank Lauterman
Don A Allen, Sr	Leo J Ryan
Alfred E Alquist	Alfred H Song
Anthony C Beilenson	Philip L Soto
Carl A Britschgi	John G Veneman, Jr
Clair W Burgener	Charles Warren
Houston I Flournoy	George N Zenovich

Thomas H Willoughby, *Committee Consultant*
Mrs Joyce Trathen, *Committee Secretary*

Statutes of Interim Studies Begun Prior to February 1, 1964
(Including Anticipated Future Hearings)

Subject	*Hearings and Meetings*	*Anticipated Direction of Committee Recommendation*	*Meetings After February 1, 1964*
1 Formula for distributing revenues from Fines and Forfeitures (HR 572)	Initial hearing held on October 8-9, 1963	Some adjustment of the present statutory formula may be possible in 1965 An advisory committee composed of committee members and local officials is currently exploring alternatives to the present formula	Advisory Committee to meet during March 1964 No future interim hearings scheduled
2 Central City Problems (HR 511)	Initial hearing held on October 22, 1963 Field trip held on Dec 10, 1963, to Irvine, Calif to review "New Town" approach to urban development	Future committee activities will be coordinated with studies of Coordinating Council on Urban Policy Direction of final recommendations is unclear at present	Field trip August 10-12, 1964, to review central city situation from countywide viewpoint
3 Special Districts—Consolidation, Dissolution, Withdrawal (HR 129, HR 136; AB 2350, AB 2353)	Initial hearing held on January 16, 1964	Draft statutes of uniform procedures for consolidation, dissolution and withdrawal now being circulated Final recommendations will probably endorse revised versions of initial drafts Legislative Counsel is currently preparing the annual analysis of Special District laws for release during the summer of 1964.	Work sessions on draft legislation anticipated on June 19, 1964

Statutes of Interim Studies Begun Prior to February 1, 1964 (Including Anticipated Future Hearings)—Continued

Subject	*Hearings and Meetings*	*Anticipated Direction of Committee Recommendation*	*Meetings After February 1, 1964*
4 Special District Indebtedness (HR 135, AB 2329, AB 2991)	Initial hearing held on January 17, 1964, on subject of review procedures for tax-exempt district securities used to finance "promotional" enterprises	Review by Districts Securities Commission of securities issued by "promotional" special districts	Possible work session on draft legislation, June 18, 1964

Interim Studies to Be Begun Subsequent to February 1, 1964

Subject	*Anticipated Direction of Committee Recommendations*	*Hearing Dates*
1 Subdivision Construction on Expansive Soils (H R 192)	Statutory requirement for soils analysis prior to home and subdivision construction	February 25 and 26, 1964 June 18, 1964 (work session)
2 Park and Open Space in New Subdivisions (H R 239)	Statutory clarification of ability of cities and counties to require park dedication in new subdivisions or to require payment of in-lieu fees	April 23 and 24, 1964
3 Review of operations of local agency formation commissions	Recommendations for necessary changes in Local Agency Formation Commission law	September 15 and 16, 1964
4 Final meeting to review reports and recommendations		November 18 and 19, 1964

PROGRESS REPORT—ASSEMBLY INTERIM COMMITTEE ON NATURAL RESOURCES, PLANNING, AND PUBLIC WORKS

Progress Report
Assembly Interim Committee on Natural Resources, Planning, and Public Works
June, 1963 Through January, 1964
Report to the Legislature 1964 Budget Session

EDWIN L Z'BERG, *Chairman*

Burt M Henson, *Vice Chairman*	Pauline L Davis
Alfred E Alquist	Leroy F Greene
E Richard Barnes	Charles W Meyers
Harold E Booth	George W Milias
Lou Cusanovich	Pearce Young
	George Zenovich

O James Pardau, *Consultant*
Gwen Murrill, *Secretary*

March 3, 1964

To *Hon Jesse M Unruh*
Speaker of the Assembly

From *Assemblyman Edwin L Z'berg, Chairman, Assembly Interim Committee on Natural Resources, Planning, and Public Works*

Subject *Progress Report of Interim Committee on Natural Resources, Planning, and Public Works, June 1963 Through January 1964*

In accordance with House Resolution No 500, I am herewith submitting the following report on the progress of committee activities for the period June 1963 through January 1964

Subject Matters Studied to Date

Subject	*Status*
Outdoor Advertising (H R 475)	One hearing held 3 scheduled
Highway and Freeway Planning (H R 463)	One hearing held, 3 scheduled
Recreational Boating (A B 1362)	One hearing held, study completed
State Land Acquisition (H R 460)	One hearing held
Recreational Use of State Water Facilities (H R 466)	One hearing held
Filling of San Francisco Bay (H R 538)	One hearing held, 1 scheduled
Riding and Hiking Trails	One hearing held

The committee is scheduled to meet in Executive Session in April to consider recommendations on those subjects for which the hearing schedule has been completed

Estimated Completion Dates for Studies Not Yet Completed

Subject	*Estimated completion date*
Outdoor Advertising	December 1964
Highway and Freeway Planning	December 1964
Filling of San Francisco Bay	December 1964
Tidelands Grants (H R 512), and South Shoreline of San Francisco Bay (H R 117)	December 1964
Functions of State Office of Planning (H R 465), and State Park Commission (H R 468)	December 1964
Old Sacramento Historical Park (A B 2097)	December 1964

Subject Matters Scheduled After February 1, 1964

Subject	*Hearing schedule*
Outdoor Advertising	Feb., Sept., October
Highway and Freeway Planning	Feb., July, September
Filling of San Francisco Bay, Tidelands Grants, and South Shoreline of San Francisco Bay	June
Functions of State Office of Planning and State Park Commission	July
Expenditure of Proposed Park Bond Issue Money	September
Old Sacramento Historical Park	October

PROGRESS REPORT—ASSEMBLY INTERIM COMMITTEE ON PUBLIC HEALTH

Letter of Transmittal

Assembly Interim Committee on Public Health
March 3, 1964

Hon Jesse M Unruh
Speaker of the Assembly
State Capitol, Sacramento

Dear Mr Speaker Pursuant to House Resolution No 500 of the 1963 Regular Legislative Session, the Assembly Interim Committee on Public Health submits herewith a progress report on the interim activities it has engaged in through January, 1964

Respectfully submitted,

W BYRON RUMFORD, *Chairman*
Philip L Soto *Vice Chairman*

E Richard Barnes
Clayton A Dills
F Douglas Ferrell
Burt M Henson
Milton Marks
Don Mulford
Leo J Ryan
Howard J Thelin

George A Willson

Progress Report
Assembly Interim Committee on Public Health
Report to the Legislature 1964 Budget Session

W BYRON RUMFORD, *Chairman*

E Richard Barnes	Don Mulford
Clayton A Dills	Leo J Ryan
F Douglas Ferrell	Philip L Soto
Burt M Henson	Howard J Thelin
Milton Marks	George A Willson

Staff:

Gene S Poschman, *Consultant*
Jewell Nelson, *Committee Secretary*
Vivian C Nance, *Secretary*

In order to facilitate the study of measures referred to it, the committee organized into subcommittees Their activities are reported as follows

Subcommittee on Drugs and Hazardous Substances

Members F Douglas Ferrell, *Chairman*
Milton Marks
Don Mulford
Leo J Ryan
George A Willson

Meeting November 12, 1963, Los Angeles

I Measures considered to date but studies not completed

At the subcommittee hearing on November 12, the committee considered three measures involving the use of substances on or by individuals not necessarily professionally or technically equipped to evaluate or cope with the potentially harmful effects associated with usage Testimony was heard on A B 2033 concerning investigational drugs, A B 2538 relative to labeling requirements for chloromycetin, and H R 387 calling for a study of the hazards present in the use of model rockets and their propellants

II Estimated completion date for studies

It is planned at the present time that the subcommittee will have completed its studies on the above measures by September, 1964

III Subject matters scheduled for initial consideration after February, 1964

None

Subcommittee on Institutions and Public Health Services

Members Burt M Henson, *Chairman*
W Byron Rumford
Philip L Soto
Milton Marks
Howard Thelin

Meetings November 18, 1963, San Francisco
January 14, 1964, Santa Barbara
January 24, 1964, Los Angeles

I Measures considered to date

At its first meeting on November 18, the subcommittee heard testimony on A B 2031 relating to membership and staffing privileges at

hospitals in California Also considered at this hearing was H R 173 calling for a study of the relationship between the interruption of the care of tuberculosis patients and local reimbursement practices The subject of hospital staffing was again considered at a January 14 hearing in Santa Barbara At its January 24 hearing the subcommittee considered A B 2130 authorizing epilepsy to be included in the Crippled Children Service Program At the present time an appropriation is included in the 1964 65 budget which would carry out the intent of A B 2130 On the basis of the evidence gathered at the subcommittee hearing showing the success of the pilot programs together with the acknowledged benefits of early diagnosis and treatment the subcommittee recommends that epilepsy be included in the Crippled Children Services Program At the January 24 hearing the subcommittee also heard additional testimony on H R 173

II Estimated completion date for studies

It is planned at the present time that the subcommittee will have completed its studies on the above measures by October, 1964

III Subject matters scheduled for initial consideration after February, 1964

None

Subcommittee on Environmental Pollutants

Members	Leo J Ryan, *Chairman*
	E Richard Barnes
	Clayton A Dills
	Burt M Henson
	Howard Thelin
	W Byron Rumford
Meeting	December 2, 1963, Los Angeles

I Measures considered to date but studies not completed.

At its December 2 meeting, the subcommittee heard testimony on A B 2467 dealing with the power of the Department of Public Health to withhold licenses from proposed radioactive waste disposal operations unless the determination is made that such operations will be in the public interest Also on the agenda were A B 2379 concerning sewerage systems and treatment facilities, and A B 2512 prescribing requirements regarding the labeling of detergents and soaps which are supplied to restaurants

II Estimated completion date of studies

It is planned at the present time that the subcommittee will have completed its studies on the above measures by October, 1964

III Subject matters scheduled for initial consideration after February, 1964

None

Subcommittee on Professions and Occupations

Members	Philip L Soto, *Chairman*
	E Richard Barnes
	Clayton A Dills
	F Douglas Ferrell
	Don Mulford
	George A Willson
Meeting	December 6, 1963, San Francisco

I Measures considered to date but studies not completed

Testimony was heard at the December 6 hearing on three of the bills referred to the subcommittee A B 1713 changing several aspects of present law relating to podiatrists and correctional shoes, A B 2856 prohibiting pharmacies in grocery stores, and A B 3127 altering requirements for service credentials for dental hygienists

II Estimated completion date for studies

It is planned at the present time that the subcommittee will have completed its studies by September, 1964

III Subject matters scheduled for initial consideration after February, 1964

Two measures, A B 2658 dealing with out-of-state clinical laboratories, and H R 567 on hypnotism, are scheduled for hearing in May, 1964

Subcommittee on Alcoholic Rehabilitation

Members George A Willson, *Chairman*
E Richard Barnes
F Douglas Ferrell
Milton Marks
W Byron Rumford
Philip L Soto

The subcommittee has been assigned H R 111 of the 1963 Special Session directing that a study be made of alcoholic rehabilitation, including the early detection of alcoholism and the financial structure of the rehabilitation of alcoholics in California At least two hearings are anticipated on this subject matter

PROGRESS REPORT—ASSEMBLY INTERIM COMMITTEE ON PUBLIC UTILITIES AND CORPORATIONS

Progress Report
Public Utilities and Corporations
June, 1963 Through January, 1964
Report to the Legislature 1964 Budget Session

JOSEPH M KENNICK, *Chairman*
F Douglas Ferrell, *Vice Chairman*

Don A Allen, Sr
Hale Ashcraft
Harold E Booth
Carl A Britschgi
Jack T Casey
Charles Edward Chapel
Clayton A Dills
Leroy F Greene
James L Holmes
Lester A McMillan
Robert Monagan
John Moreno
Alan G Pattee
John P Quimby
Philip L Soto
William F Stanton
Tom Waite
James E Whetmore
John C Williamson

Margaret Cummings, *Committee Secretary*
Phillip H Schott, *Committee Consultant*
Don Foltz, *Subcommittee Consultant*

Topics considered to date	*Full committee or subcommittee*	*Study completed*	*Direction of recommendation*	*Meetings held*
Natural Gas H R 97, H R 449, H R 625 A B 3125, A B 3126	Full committee	Yes	Resolution of wellhead regulation issue and of unregulated market entry issue, providing specific direction to Public Utilities Commission	Six days of public meetings conducted in San Francisco, Newport, Sacramento and Long Beach, 1½ days in executive session held in San Francisco to receive report of special consultant, ½ day tour of natural gas facilities in Long Beach
Emergency Telephone H R 473	Full committee	No	Further effort be made to settle issue with local agencies (Completion scheduled for September of 1964)	One full day public hearing in Los Angeles
Sand, gravel and rock deposits H R 376	Subcommittee	Yes	Request for statewide analysis of sand, gravel and rock resources and for recommendation by Division of Mines and Geology	Four days of public meetings conducted in San Francisco, Pasadena and San Diego
Organization	Full committee	Yes	None	One-half day at beginning of interim held in executive session at Newport. One-half day held in executive session in San Francisco to review activity to date and to reorient consolidated committee
Organization	Subcommittee	Yes	None	One day held in San Francisco at beginning of interim

Topics to be considered	*Full committee or Subcommittee*	*Number of hearings contemplated*	*Estimated completion date*	*General character of legislation to be considered*
1 Allocation of tideland funds A B 1394, A C 28, Lanterman	Subcommittee	2	May 20	Determination of proper function to which state revenue from tideland should be dedicated
2 Operations and practices of the Public Utilities Commission H R 451 Williamson H R 586 Greene	Full committee	1	June 1	Legislation requiring advance notification to rate payers of pending changes in services or rates
3 Public Utilities Commission rate procedures for sightseeing bus operators A B 1612 Porter	Full committee	½	June 10	Simplification of administrative requirements now in excess of practical need
4 Abolition of minimum trucking rates H R 607 Zenovich	Full committee	½	June 10	Repeal of existing statutes and regulations
5 Proper domain for utility or private contractor customer services A B 1988 Bagley H R 560 Williamson	Full committee	1	June 30	Legislation defining applicability of contractors licensing law to utilities

Topics to be considered	*Full committee or Subcommittee*	*Number of hearings contemplated*	*Estimated completion date*	*General character of legislation to be considered*
6 Pay television H R 450 Williamson	Full committee	2	July 1	No legislation presently contemplated
7 Petroleum marketing H R 537 Williamson	Subcommittee	1	August 1	Legislation affecting the competitive marketing of gasoline
8 Gasoline sales A B 1320 Williamson	Subcommittee	1	August 1	Legislation affecting the sale of gasoline with compensation for temperature factors
9 Operation of charter bus services by publicly owned corporations H R 447 Williamson	Full committee	2	September 1	Legislation setting forth state policy on competition between public and private bus corporations
10 Corporations H R 70 (1st Extra Session) Stanton H R 448 Williamson	Full committee	3	September 1	Legislation to allocate functions between corporations commissioner and Secretary of State - and - Legislation defining minimum capitalization required for incorporation
11 Emergency Telephone H R 473 Unruh	Full committee	1	September 1	No legislation presently contemplated
12 Organization	Full committee	1	October 15	Final report to the legislature

PROGRESS REPORT—ASSEMBLY INTERIM COMMITTEE ON REVENUE AND TAXATION

Letter of Transmittal

Assembly Committee on Revenue and Taxation
March 3, 1964

Hon Jesse M Unruh
Speaker of the Assembly
State Capitol, Sacramento

Dear Mr Speaker Pursuant to House Resolution No 500, attached herewith is a Progress Report of the Assembly Interim Committee on Revenue and Taxation for the period covering June 21, 1963 to March 2, 1964

Although most members of the legislature are not formally involved in our study, the committee is acting as their agent in examining and evaluating the existing tax structure We would welcome any suggestions from any member on this subject

Sincerely yours,

NICHOLAS C PETRIS

Progress Report
of
Assembly Interim Committee on Revenue and Taxation
(Period Covering June 21, 1963—March 2, 1964)

As a result of action taken by the Legislature in the Extraordinary Session of 1963, the Assembly Committee on Revenue and Taxation has embarked on a full-scale study of the State's tax structure Considering the nature and scope of this study it is much too early to report any findings or recommendations

Information is being developed in a variety of ways Public hearings are being held on areas of great public interest Research studies are being made by contract consultants Individuals and groups are being solicited privately for their opinions and suggestions One report has been distributed to date *A Summary of the California Tax Structure as of January, 1964* This is basically a background report explaining the tax structure as it currently exists and is primarily a collection of the statements which were presented to the committee in Oakland in October, 1963

A summary of each committee hearing held to date is as follows

October 3 and 4, 1963—Oakland Metropolitan International Airport

State tax structure reviewed and problems in property taxation with particular emphasis on veteran's exemptions and assessment duplication by cities

November 14 and 15, 1963—Los Angeles County Board of Supervisors Hearing Room

General review of problems in property taxation with particular emphasis on assessment standards Tour of Los Angeles County Assessor's Office

December 16 and 17, 1963—Board of Education Board Room, San Francisco Unified School District

I Review of property taxation problems

II Lotteries
(A C A 2—First Extraordinary—Pattee)
(A C A 10—Pattee)
(A B 1376—Pattee)
III Income Tax Conformity
(A B 2548—Marks)
(A B 3018—Meyers)
(A C A 4—Marks)

Preliminary report by Legislative Analyst on projected expenditures study

January 30 and 31, 1964—Fresno State Building
I Problems in property taxation including the assessment of agricultural land
II State-local fiscal relationships
III Insurance taxation including
a A B 2901 (Thomas)
b Principal office deduction

February 4, 1964—Joint Meeting with Ways and Means
Projected expenditure study by Legislative Analyst

February 27 and 28, 1964—El Mirador Hotel—Palm Springs
I Income Tax Conformity
A B 1972 (Cologne)—Tax credits for retirement
Contributions by self-employed
A B 2007 (Cologne)—Medical Expenses
II Tax Problems of the Aged
Including, but not limited to
A B 2648 (Carrell)—Tax payments
A B 2650 (Carrell)—Property tax assessment
A B 2358 (Petris)—Property tax payment loans
A C A 22 (Carrell)—Property tax aged exemption
III Property Tax Welfare Exemption
Including, but not limited to
A B 641 (Flournoy)—Life care homes
IV Possessory interest problems in Palm Springs

Attached is an attendance roster of these hearings per your request

It is estimated that the public hearing phase of the major tax study will be completed by the end of June. Material presented to the committee, along with data assembled by the contract consultants and materials presented to the committee by other interested individuals and groups will be examined carefully by the committee. A number of work sessions have been planned at which time the findings and recommendations of the committee will be discussed and formulated. All materials not studied to date will either be considered at our forthcoming public hearings or at these work sessions.

The committee wishes particularly to acknowledge the help and assistance it has received from the Franchise Tax Board, State Board of Equalization, Controller's Office, Department of Finance, the county assessors, city and county officials, and the great many spirited public citizens who have taken an interest in this study.

PROGRESS REPORT—ASSEMBLY INTERIM COMMITTEE ON TRANSPORTATION AND COMMERCE

Letter of Transmittal

California Legislature
Assembly Committee on Transportation and Commerce
February 3, 1964

Hon Jesse M Unruh
Speaker of the Assembly
Hon Members of the Assembly
Assembly Chamber, Sacramento

Gentlemen Pursuant to Paragraph 13 of House Resolution No 500 (1963), your Interim Committee on Transportation and Commerce herewith submits a resumé of its activities for the period June, 1963, through February, 1964, and a brief report on its plans for the remainder of the interim

This summary contains no findings and lists no recommendations It is merely a narrative of the work undertaken and planned by the committee

Respectfully submitted,

TOM CARRELL, *Chairman*

Progress Report
Assembly Interim Committee on Transportation and Commerce
June, 1963 Through January, 1964
Report to the Legislature 1964 Budget Session

TOM CARRELL *Chairman*

Joe A Gonsalves, *Vice Chairman*	John F Foran
Frank P Belotti	Joseph M Kennick
Charles E Chapel	Charles W Meyers
Gordon Cologne	Philip L Soto
William E Dannemeyer	Tom Waite
Richard J Donovan	Charles Warren
	Pearce Young

Committee Staff

Lisa Barrigan, *Secretary*
William F Scheuermann, *Consultant*

A Summary of Interim Activities

1. *Committee Hearings*

Following the adjournment of the 1963 Regular Session, the Assembly Rules Committee assigned 52 items (22 bills and 30 resolutions) to your Committee on Transportation and Commerce for study during the current interim To date, the committee has held 12 days of hearings and received testimony from 158 witnesses on 14 of the assigned items

As often as practical, your committee met jointly with the Senate Fact Finding Committee on Transportation and Public Utilities on subject matters of statewide interest and importance Members of both committees welcomed these opportunities to work together in areas of mutual concern and to hear simultaneously of problems whose solutions hopefully will be attained in legislation presented to the 1964 Budget and 1965 Regular Sessions

A thorough investigation of California airport location, operation, and financing has accounted for the major portion of the joint committee work For example, on October 14 in Redding, November 19 in Stockton, November 21 in Palm Springs, December 11-12 in Playa del Rey, and December 18 in Fresno, the committees met to consider the subjects outlined in House Resolution No 206 (Bane) and related matters concerning airports

On October 28-29, your committee met in Los Angeles at the specific request of the Los Angeles County Board of Supervisors to consider metropolitan mass rapid transit problems and proposals Another meeting on this subject was held jointly with the Senate committee on December 10 in Playa del Rey

On November 20, your committee met in Palm Springs to consider H R 402 (Cologne) relating to sand-blasting and blowing on state highways

On January 28-29, your committee met in San Francisco to consider H R 403 (Unruh) and A B 2602 (Carrell), relating to freeway exit ramp barriers, H R 509 (Unruh), relating to highway median strips, A B 1552 (Garrigus) relating to determining responsibility for unlawfully passing a school bus, H R 483 and A B 1370 (Dannemeyer) and A B 1730 (Deukmejian), relating to maximum and prima facie speed limits, and A B 3090 and A C A 58 (Meyers), relating to financing vehicle parking facilities At the request of Assemblyman Foran, the committee also investigated the adequacy, location and use of heliports in San Francisco and the Bay Area at this two day hearing

2 *Staff Research*

As directed by House Resolution 400 (Lunardi), a comparative study was initiated on unladen motor vehicle weight fees and gross weight fee statutory requirements in other states As authorized by House Resolution 503 (Carrell), a study is under way on the enforcement and compliance with existing California statutes relating to the installation, maintenance, and use of motor vehicle air pollution control devices

3 *Related Activity*

During the period covered by this report, your committee was represented at two meetings of the Western Interstate Committee on Highway Policy Problems, and at the 16th Annual California Street and Highway Conference

B Proposed Studies

1 *Tentative Hearings*

During the 1964 Budget Session recess, your committee will meet in Norwalk on February 17 to consider H R 183 (Carrell), relating to the use of existing transit facilities in the Los Angeles metropolitan area, and in Buena Park on February 18 to consider H R 61 (Deukmejian), H R 305, H R 447, and H R 581 (Dannemeyer), all relating to traffic offenses classification and procedures

Subsequent to the reconvening of the 1964 Budget Session, the committee plans to hold a hearing in Sacramento on the subject matter of H R 425 (Greene), relating to a study of vehicle parking facilities throughout the State

Following adjournment of the 1964 Budget Session, the committee has scheduled a one-day hearing on lead additives in gasoline, as it relates to motor vehicle pollution control, a one-day hearing on vehicle equipment, and a two-day hearing on driver licensing and regulation Additionally, the committee will meet at various times jointly with the Senate committee to complete the first phase of the airport location, financing and construction study

No additional meetings are contemplated on those subject matters already heard unless committee members desire further information not readily obtainable by conference or correspondence

2 *Staff Research*

During the remainder of the interim, staff research will be completed on the gross weight fee and air pollution control device studies Additional staff research will be required to determine the necessity of formal hearings on the subject of implements of husbandry reclassification as authorized by H R 506 (Cologne)

Letter of Transmittal Relative to Report of Assembly Interim Committee on Transportation and Commerce—Pursuant to House Resolution No 500 of the 1963 Regular Session

California Legislature
Assembly Committee on
Transportation and Commerce
March 26, 1964

Hon Jesse M Unruh
Speaker of the Assembly
Hon Members of the Assembly
Assembly Chamber, Sacramento

Gentlemen Pursuant to Paragraph 6(c) of House Resolution No 500 (1963), your Interim Committee on Transportation and Commerce herewith submits a progress report on Problems of California Airport Development

Since adjournment of the 1963 General Session, your interim committee and the Senate Fact Finding Committee on Transportation and Public Utilities have had a state-wide series of joint hearings on California airport needs, construction and financing

This progress report is a narrative of the work undertaken and planned by the committees Any conclusions expressed are necessarily tentative and subject to modification or change on the basis of further testimony and research

Respectfully submitted,

TOM CARRELL, *Chairman*

NOTE Copies of the above report are available through the Senate Transportation Committee or the Assembly Transportation and Commerce Committee State Capitol Sacramento, California

PROGRESS REPORT—ASSEMBLY INTERIM COMMITTEE ON WATER

Letter of Transmittal

Committee on Water
February 26, 1964

The Honorable Jesse M Unruh
Speaker of the Assembly
State Capitol Sacramento

Dear Mr Speaker Pursuant to your letter of February 4, 1964, I am submitting herewith a Progress Report of the Assembly Interim Committee on Water for the period ending March 1, 1964

Also attached is a table indicating committee attendance at the meetings held during this period

Respectfully submitted,

CARLEY V PORTER

Progress Report
Assembly Interim Committee on Water
June, 1963 Through February, 1964
Report to the Legislature 1964 Budget Session

CARLEY V PORTER, Chairman

Hale Asheraft	Charles B Garrigus
Frank P Belotti	Burt M Henson
John L E Collier	Harvey Johnson
Gordon Cologne	Frank Lanterman
William E Dannemeyer	Charles W Meyers
Pauline L Davis	Robert T Monagan
Houston I Flournoy	John P Quimby
Myron H Frew	John C Williamson

Edwin L Z'berg

Virginia R Shafer, *Committee Secretary*
Ruth Clark, *Secretary*
Ronald B Robie, *Research Consultant*

For the present interim period the Committee has divided its assignments into four Subcommittee areas and three areas studied by the full Committee One report, *The Pacific Southwest Water Plan*, was published on November 8, 1963 and a second, *Study of Water District Laws, 1963 Revision*, is now at the State Printing Office

Hearings

Eleven days of meetings and field trips were held between September 17, 1963 and March 1, 1964 in the locations and pertaining to the subject matters listed below

Date	*Location*	*Committee/Subcommittee and Subject*
September 17, 1963	San Diego	*Full Committee:* Organization Meeting
September 18, 1963	Pt Loma	*Saline Conversion and Nuclear Energy Subcommittee:* Field trip to Sea Water Conversion Plant (HR 501)

Date	Location	Committee/Subcommittee and Subject
October 23, 1963	Auburn	*Davis-Grunsky Act Subcommittee:* Hearing on Access Road Grants (HR 54, 1963, 1st Ex) and Field Trip
October 31, 1963	Sacramento *	*Full Committee·* Pacific Southwest Water Plan (ACR 1, 1963 1st Ex)
December 9, 1963	San Francisco	*Water Pollution Subcommittee:* Pollution of San Francisco Bay (HR 164, 1963)
December 10, 1963	San Francisco	*Water Pollution Subcommittee:* Pollution of San Francisco Bay, Briefing on Lake Tahoe Pollution (HR 164, 1963)
December 17, 1963	Fullerton	*Saline Conversion and Nuclear Energy Subcommittee:* Saline Conversion (HR 501, 1963)
December 18, 1963	Fullerton	*Full Committee:* Sea Water Intrusion from Marinas (HR 71, 1963)
January 21, 1964	Berkeley	*Water District Organization Subcommittee:* Uniform Election Procedures (HR 505, 1963) and Executive Session
January 22, 1964	Berkeley	*Water District Organization Subcommittee·* AB 2118 (1963)
February 19, 1964	Sacramento	*Full Committee·* Executive Session

Areas of Study

1 *State Water Project and the Burns-Porter Act (H R 567, 1963)*

This study includes both the specific subject matter of the authorizing resolution the financing of nonreimbursable costs of the State Water Facilities, and the committee's continuing legislative function of the review of the administration of the $2 billion State Water Project under the Burns-Porter Act

The committee has held one executive session on State Water Project financing to date Additional hearings will be held during the summer on H R 567 and other aspects of the State Water Project, including the California Water Fund and Project financing

2 *Impact of Arizona v California on State Water Planning (H R 10, A C R 1, 1963 1st E x)*

The U S Supreme Court's June 1963 opinion in *Arizona v California*, the 12-year long Colorado River case, has raised many questions as to the impact of the decision on State Water Planning, including both

* Joint meeting with the Senate Fact Finding Committee on Water Resources.

the state and local agencies At present no one study has considered all aspects of the complicated allocation of water from the Colorado River

The Secretary of the Interior released his *Pacific Southwest Water Plan* in August 1963 and requested comments from affected states by late November The committee held a joint hearing with the Senate Fact Finding Committee on Water Resources on the proposed plan and issued a report on it on November 8, 1963 On February 16, 1964 the Secretary of the Interior released a revised edition of the plan The committee's comprehensive study of the Colorado River decision will include further staff investigation and possible public hearings on the revised plan Of particular concern is the impact of the plan on the State Water Facilities (Feather River Project), which are now well under construction A report will be issued on this subject later this year No legislation is contemplated

3 *Saline Conversion and Nuclear Energy (H R 501) (Subcommittee)*

This subcommittee study has been underway since 1957 and involved a continuing investigation of current saline water conversion and nuclear energy developments on the state and national level The subcommittee has held one hearing and one field trip to date The committee meets regularly to receive the latest information available in saline conversion and nuclear energy technology and to review the state's activities in these areas California has spent more on saline conversion than all of the 49 states put together and our committee's position at the present time is one primarily of keeping up to date on latest developments in the field

With the Department of Water Resources expected within the next year to make a decision as to energy sources to meet the power requirements of the State Water Project, the subcommittee will direct particular attention to this aspect of the project during the remainder of the interim Additional hearings will be scheduled The responsibility of this subcommittee includes substantial oversight of administration

4 *Water District Organization (H R 505, 506) (Subcommittee)*

This subcommittee is continuing a long-range study begun during the 1961-63 interim on the powers duties and organization of the State's more than 700 general act water districts The committee's first report, *Study of Water District Laws*, a source document of information on water district organization has been revised to reflect 1963 legislative changes and soon will be available

Under the general topic of revision and modernization of the Water Code and water district enabling acts, the subcommittee studies include codification of some uncodified water acts, repeal of obsolete district acts, provision of certain uniform procedures for all water district acts, and study of other water district organization problem areas

One hearing has been held and additional hearings are scheduled A report with recommended legislation will be submitted with a completion date of December 1964

The committee held a hearing on the subject of city and county supervision of certain functions of water districts (A B 2118) in January 1964 A second bill referred to the subcommittee, A B 2451, will be con-

sidered at a hearing later this year The need for legislation in this area is not known at this time

5 *Water Pollution (H R 72) (Subcommittee)*

This subcommittee held a hearing in December and discussed the impact of discharging San Joaquin Valley waste water by either the U S Bureau of Reclamation or the Department of Water Resources into San Francisco Bay Most witnesses agreed that a future problem of serious proportions may arise Having established the problem, a future hearing will be required for the local agencies and other interests to testify on the need for legislation such as placing these discharges under regulation of regional water pollution control boards A briefing on the water control problems at Lake Tahoe was presented to the subcommittee in December

Four days have been scheduled for hearings by the subcommittee during the spring and fall of 1964 Besides continuation of the above, consideration of A B 3025, A B 2384, A B 228 and A B 1686 is scheduled In the consideration of A B 3025, which involves reorganization of the State and Regional Water Pollution Control Boards, the recommendations of the study made for the Legislature by Water Resources Engineers, Inc entitled "An Interagency System for Water Quality Management" will be included The purpose is to develop needed legislation to improve the administration and organization of water quality work in California by providing for closer cooperation and coordination among departments of state government

6 *Davis-Grunsky Act (H R 467) (Subcommittee)*

The resolution authorizing this continuing study calls for a complete study of the Davis-Grunsky Act of state assistance to local water projects through loans and grants The program is presently funded through $130,000,000 from the Burns-Porter Water Bond Act

The Davis-Grunsky Act was modified substantially in 1963 Part of the subcommittee's study will concern itself with problems of administration of the act and specifically with the effect of 1963 legislative changes

H R 54 (1963 1st Ex) authorizes a study of a proposal to provide grants for access roads in an expanded program of state participation in local projects This proposal was rejected in 1963 One hearing has been held to date on this subject

Further hearings on the Davis-Grunsky Act will be held during the remainder of the interim and a report will be issued in the fall of 1964

7 *Other Studies*

(a) The full committee continued its 1961-63 study of ground water problems of California with a public hearing in December 1963 on the effects of marinas on sea water intrusion into ground water basins (H R 71) Additional study of this unique new problem will be made

(b) Miscellaneous referred bills will be studied at the end of the interim period

Letter of Transmittal Relative to Report of Assembly Interim Committee on Water—Pursuant to House Resolution No 505 of the 1963 Regular Session

Assembly Committee on Water
January 7, 1964

Honorable Jesse M Unruh
Speaker of the Assembly, and
Members of the Assembly
State Capitol, Sacramento

Gentlemen Pursuant to House Resolution No 505 of the 1963 General Session, the Assembly Interim Committee on Water herewith submits a report, *Study of Water District Laws (1963 Revision)*

This report is a revised abridgement of the Committee's report to the 1963 Legislature on water district laws The text and tables have been brought up to date to reflect changes made in water district laws at the 1963 General Session

This report represents a comprehensive summary of selected provisions of major water district laws Although the report is primarily intended to serve as a background reference source for use of Members of the Legislature, it is hoped it will also be of value to the many water districts and water organizations in the state

Respecttully submitted,

CARLEY V PORTER, Chairman

Letter of Transmittal Relative to Report of Assembly Interim Committee on Water—Pursuant to Assembly Concurrent Resolution No 1 of the 1963 First Extraordinary Session

Assembly Committee on Water
November 8, 1963

Hon Jesse M Unruh
Speaker of the Assembly, and
Members of the Assembly
State Capitol, Sacramento

Gentlemen. Pursuant to Assembly Concurrent Resolution No 1 of the First Extraordinary Session of 1963 the Assembly Interim Committee on Water herewith submits a report on the "Pacific Southwest Water Plan" proposed by Secretary of the Interior Stewart L Udall

During the past 19 years many proposed projects have been submitted to the State of California for comments pursuant to the provisions of the 1944 Federal Flood Control Act Preparation of the State's comments is the responsibility of the Governor and, to our knowledge, the Legislature has not previously made specific comments on projects during the 90-day review period The Pacific Southwest Water Plan, however, is so important that it is incumbent upon this committee to make its views known and to formulate appropriate comments on the policy considerations involved The proposed plan, as submitted to the Governor deeply involves the State Water Facilities including an enlargement of the California Aqueduct through the Central Valley and into Southern California in a joint federal-state undertaking

It is the conclusion of this committee that there should be no state acceptance of the proposed plan or commitment to alter the State Water Facilities *without the express approval of this Legislature*

In the accompanying report are detailed statements of the committee on various elements of the proposed plan which are summarized at the end of the report These comments are the result of Staff analysis and a public hearing on the plan held since the August release of the proposal

Respectfully submitted,

CARLEY V PORTER, Chairman
Assembly Interim Committee on Water

Hale Ashcraft	Burt M Henson
Frank P Belotti	Harvey Johnson
John L E Collier	Frank Lanterman
Gordon Cologne	Paul J Lunardi
William E Dannemeyer	Charles W Meyers
Houston I Flournoy	Robert T Monagan
Myron H Frew	John P Quimby
Charles B Garrigus	John C Williamson

Edwin L Z'berg
(in part)

PROGRESS REPORT—ASSEMBLY INTERIM COMMITTEE ON WAYS AND MEANS

Letter of Transmittal

Assembly Interim Committee
on Ways and Means
March 2, 1964

Hon Jesse M Unruh
Speaker of the Assembly
State Capitol, Sacramento

Dear Mr Speaker Pursuant to House Resolution No 500, 1963 Regular Session, and your memorandum dated February 4, 1964, transmitted herewith is a progress report on the activities of the Assembly Interim Committee on Ways and Means

The committee is grateful for the services of the committee staff which includes Louis J Angelo, Coordinator, Lee Nichols, Consultant, Steve Spellman, Intern, Gail Vessels, Committee Secretary, and Maria Husum, Secretary

The committee has been assisted and is appreciative of the contributions of contract consultants Louis J Kroeger, Robert Keith Binford, Lillian B McCall, and Arthur Bolton

Respectfully submitted,

ROBERT W CROWN, Chairman

Progress Report—Ways and Means Interim Committee

The Assembly Interim Committee on Ways and Means has been assigned more than thirty bills and resolutions for study during the 1963-64 interim These have been grouped into ten major categories and eight subcommittees have been appointed to facilitate appropriate study of the diverse subject matters

The subcommittees have been designated as follows

Title	*No of Members* [1]	*Chairman*
Economic Development	11	Robert W Crown
Fairs & Expositions	14	Jerome R Waldie
Highway Funds	10	Carley V Porter
Institutions	8	Nicholas C Petris
Mental Health	4	Jerome R Waldie
Omnibus Approp Bills	7	John C Williamson
Per Diems	9	Carlos Bee
State Purchasing	9	James R Mills

Two of the ten major subject categories are under study by the full committee Long-range Budgeting and Automatic Data Processing

The committee has contracted with the following firms or individuals for research and consulting services Mr Louis J Kroeger, Griffenhagen-Kroeger, Inc on Long-Range Budgeting, Mr Robert Keith Binford on Economic Development, Mr Arthur Bolton on Mental Health, and Mrs Lillian B McCall on Nursing Homes

Economic Development

The subject matters under consideration by this subcommittee are set forth in House Resolutions Nos 360 and 434, 1963 Regular Session The major emphasis of this study has been to (1) ascertain the level and impact of federal expenditures in California, and (2) develop a "strategy for growth" to meet the problems of possible unemployment or major shifts in employment patterns The subcommittee has held three hearings—at Yosemite, Los Angeles and Sacramento—and the chairman and staff have participated in numerous conferences on the subject of economic development On September 16-18, 1964 the subcommittee chairman and consultant met with representatives of the Defense Department, Disarmament Agency and N A S A in Washington, D C , and on November 7, 1963 the chairman, accompanied by the staff coordinator and consultant, testified before the U S Senate Subcommittee on Manpower and Employment On January 23-24, 1964, a special four-member team of the subcommittee met with representatives of the Florida Legislature, the Florida Development Commission, and the Florida Tourist Office in Tallahassee and Miami Beach, Florida to study that state's economic development and tourist promotion programs

On the basis of the findings from hearings, field trips conferences and staff research, the chairman has authored legislation offered at the 1964 First Extraordinary Session A B 27, which would establish a State Department of Economic Resources including a new Office of Tourist Promotion and Visitor Services

Another bill has been drafted which would authorize a study of a State Technical Service Program and this measure will be offered during the current Extraordinary Session

[1] A roster of subcommittee memberships is attached hereto

State Purchasing

The subcommittee was assigned the following subject matters

1 Investigations
H R 215 (Mulford)
H R 539 (Lanterman)
2 Additions to the Buy California Act
A B 2111 (Meyers)
A B 2953 (Meyers)
A B 2287 (Meyers)
3 Whole or partial repeal of the Buy America Act
A B 2424 (Petris)
H R 26 (Dills)
H R 502 (Petris)

An orientation meeting on all of the measures assigned to the sub committee was held on November 1, 1963 at Los Angeles A hearing in Sacramento on November 19 considered state purchasing practices and procedures, pursuant to House Resolutions Nos 215 and 239 A two-day hearing, January 9 and 10, was devoted to the consideration of the bills and resolutions relating to whole or partial repeal of the Buy America Act and proposed additions to the Buy California Act

The subject matter of Assembly Bill No 2424 (Petris) was transferred to the Subcommittee on Economic Development for further examination One additional hearing by the Subcommittee on State Purchasing is contemplated in connection with Assembly Bills Nos 2111, 2953, and 2287 The subcommittee has completed study of House Resolutions Nos 215 and 539 (1963 Regular Session) and House Resolution No 26 (1963 First Extraordinary Session) and a report will be submitted to the 1965 Legislature

Omnibus Appropriation Bills

The study of matters relating to the annual omnibus appropriation bill, otherwise known as the "claims bill", was authorized by House Resolution No 479 (Williamson) The primary focus of the study was the apparent lack of information available to the legislative committees charged with the responsibility of considering the claims against the State

At a hearing of the subcommittee on November 18, 1963, representatives of the Board of Control, the Legislative Analyst and Legislative Counsel described the statutory requirements relating to the claims procedure and reviewed changes in the state's tort liability resulting from the 1963 legislation

A number of procedural recommendations were reviewed by the subcommittee and a formal report is pending consideration No further hearings by the subcommittee are contemplated

Institutions

The subject matters under consideration by this subcommittee are contained in H R 470 (Crown) and H R 25 (Bane), First Extraordinary, both having to do with nursing home care and rates The study project consultant, Mrs Lillian McCall, has collected considerable material which will be very useful in connection with a hearing which will be scheduled in Sacramento during the month of March, 1964

Other subject matters assigned to this subcommittee include H R 426 (McMillan), relating to the transfer of senile patients from privately owned sanitariums to state hospitals, and A B 2539 (Burton), relating to general revision of provisions governing state-federal cost sharing of local welfare programs. These matters will be considered at a hearing following the adjournment of the 1964 Budget and Extraordinary Sessions.

Mental Health

In accordance with the mandate contained in House Resolution No. 64 (Waldie), 1963 First Extraordinary Session, a special three member Subcommittee on Mental Health was formed from the Subcommittee on Institutions to study the scope and quality of programs for the mentally ill and the mentally retarded in California.

The subcommittee has held two hearings, the first in San Francisco on October 22, 1963 and the second at Sonoma State Hospital on February 21, 1964. Mr. Arthur Bolton, Contract Consultant to the subcommittee, is assisting the subcommittee in a study of possible alternatives to the construction of additional state hospitals for the retarded.

At least two more hearings by this subcommittee are contemplated during the balance of the interim.

Per Diems

One hearing is contemplated in Sacramento prior to the adjournment of the 1964 Budget and Extraordinary Sessions by the Subcommittee on Per Diems relative to an inquiry directed by the Ways and Means and Rules Committees concerning the criteria used in establishing per diem rates for boards and commissions.

Fairs and Expositions

Two major topics emerge from 11 bills and resolutions assigned to the Subcommittee on Fairs and Expositions: (1) California's participation at the Long Beach World's Fair and (2) Operation of district agricultural fairs. Under the second general category are measures relating to horseracing and track operation as well as general operation of concessions at the fairs.

No hearings have been held to date. Approximately three hearings are contemplated following the adjournment of the 1964 legislative sessions.

Highway Funds

The measures submitted to the Subcommittee on Highway Funds, A B 2768 and H R 543 (Meyers), received partial study by the Interim Committees on Ways and Means and Transportation and Commerce during the 1961-62 interim. Both committees recommended further interim study of the provisions contained in A B 2768.

Not more than two hearings are contemplated by this subcommittee following the 1964 legislative session.

Long-Range Budgeting

The full committee, pursuant to H R. 359 (Crown), is continuing study of long-range budgeting with particular attention to the application of the recommendations contained in the Ways and Means Interim Committee report to the 1963 Legislature entitled *Long-Range Program and Budget Planning*. A joint meeting of the Ways and Means and Revenue and Taxation Interim Committees was held in Sacramento on

February 4, 1964 to consider a preliminary report of a long-range expenditure forecast by Legislative Analyst A Alan Post

Two more hearings by the committee are contemplated in connection with this study during which Mr Louis J Kroeger, Contract Consultant to the committee, will evaluate the efforts of the Department of Finance to comply with the 1963 Report recommendations

Automatic Data Processing

The full committee will consider the mandate in H R 472 (Crown) relating to the most efficient and effective use of automatic data processing equipment by the various agencies of state government This study will consist largely of staff research and not more than one hearing is contemplated

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, March 30, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined
Assembly Bill No 56
Assembly Bill No 120
And reports the same correctly engrossed

POWERS, Chairman

Above bills re-referred to committee

Assembly Chamber, March 30, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined
Assembly Bill No 74
And reports the same correctly re-engrossed

POWERS, Chairman

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

Assembly Chamber, March 30, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined
Assembly Bill No 65
Assembly Bill No 121
And reports the same correctly engrossed

POWERS, Chairman

Above bills ordered returned to second reading file

Assembly Chamber, March 30, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined
Assembly Bill No 38
Assembly Bill No 85
And reports the same correctly re-engrossed

POWERS Chairman

Above bills ordered returned to second reading file

Assembly Chamber, March 30, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined
Assembly Concurrent Resolution No 3
And reports the same correctly engrossed

POWERS, Chairman

Above resolution ordered to the Consent Calendar

Assembly Chamber, March 30, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined
Assembly Bill No 29
Assembly Bill No 43
Assembly Bill No 128
Assembly Bill No 136
And reports the same correctly engrossed

POWERS, Chairman

Above bills re-referred to committee

Assembly Chamber, March 30, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Joint Resolution No 2
And reports the same correctly engrossed

POWERS, Chairman

Above resolution ordered on file

Assembly Chamber, March 30, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Bill No 88
And reports the same correctly engrossed

POWERS, Chairman

Above bill re referred to Committee on Ways and Means

Committee on Ways and Means

Assembly Chamber, March 26 1964

Mr Speaker The Chairman of your Committee on Ways and Means reports Assembly Bill No 31
With author s amendments with the recommendation Amend, and re-refer to the Committee on Ways and Means

CROWN Chairman

SECOND READING OF ASSEMBLY BILL NO 31 (PURSUANT TO RULE NO. 59 5)

Assembly Bill No. 31—An act to add Sections 1007, 1008, 25425 1, and 25425 2 to and to amend Section 25425 of, the Education Code, relating to school districts

Bill read second time

Motion to Amend

Mr Greene moved the adoption of the following amendments

Amendment No 1

On page 1, line 8 of the printed bill, as amended in Assembly March 5, 1964 after the period insert "The governing board may prorate such fee for students using the parking facility on less than a full time basis"

Amendment No 2

On page 1, line 22 after the period insert "Notwithstanding Section 1007, after the district has repaid the full amount as required such parking fees shall be reduced to an amount which will cover only the cost of maintaining and administering the parking facility"

Amendment No. 3

On page 2 line 5, strike out the period, and insert ', and such remainder shall continue to be so placed until such fund has been paid in full Notwithstanding Section 1007, after the district has repaid the full amount as required, such parking fees shall be reduced to an amount which will cover only the cost of maintaining and administering the parking facility

Amendment No 4

On page 2, line 21, after the period insert The governing board may prorate such fee for students using the parking facility on less than a full time basis"

Amendment No 5

On page 2 line 35 after the period, insert 'Notwithstanding Section 25425 1, after the district has repaid the full amount as required, such parking fees shall be reduced to an amount which will cover only the cost of maintaining and administering the facility"

Amendment No. 6

On page 2, line 43, strike out the period and insert and such remainder shall continue to be so placed until such fund has been paid in full Notwithstanding Section 25425 1 after the district has repaid the full amount as required, such parking fees shall be reduced to an amount which will cover only the cost of maintaining and administering the parking facility"

Amendments read, and adopted

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

REPORTS OF STANDING COMMITTEES

Committee on Agriculture

Assembly Chamber, March 26, 1964

Mr Speaker Your Committee on Agriculture reports
Senate Bill No 1
With the recommendation Do pass

WILLIAMSON, Chairman

Above bill ordered to second reading

Assembly Chamber, March 26, 1964

Mr Speaker Your Committee on Agriculture reports
Assembly Bill No 8
With the recommendation Do pass

WILLIAMSON, Chairman

Above bill ordered to second reading

Committee on Education

Assembly Chamber, March 30, 1964

Mr Speaker The Chairman of your Committee on Education reports
Assembly Bill No 101
With author's amendments with the recommendation Amend, and re-refer to the Committee on Education

GARRIGUS, Chairman

SECOND READING OF ASSEMBLY BILL NO 101 (PURSUANT TO RULE NO 59.5)

Assembly Bill No. 101—An act to add Chapter 6 (commencing with Section 27.90) to Division 16.5 of the Education Code relating to federal aid for higher education

Bill read second time

Motion to Amend

Mr Garrigus moved the adoption of the following amendments

Amendment No. 1

On page 2, line 18 of the printed bill strike out "governing board of a school district", and insert "State Department of Education"

Amendment No. 2

On page 2 line 19, of the printed bill, strike out "the", and insert "a school"

Amendment No. 3

On page 2, line 21 of the printed bill, after "expend", insert ", or in the case of the State Department of Education, to allocate,"

Amendments read, and adopted

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

REPORTS OF STANDING COMMITTEES

Committee on Education

Assembly Chamber, March 30, 1964

Mr Speaker Your Committee on Education reports
Assembly Bill No 76
With the recommendation Do pass, and be re-referred to the Committee on Ways and Means

GARRIGUS, Chairman

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

Assembly Chamber, March 30, 1964

Mr Speaker Your Committee on Education reports
Assembly Bill No 107
With the recommendation That the bill be retained in committee, and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study

GARRIGUS, Chairman

Subject matter of the above bill referred to the Committee on Rules

Assembly Chamber, March 30, 1964

Mr Speaker Your Committee on Education reports
Senate Bill No 38
With amendments with the recommendation Amend, and do pass, as amended

GARRIGUS, Chairman

Above bill ordered to second reading

Assembly Chamber, March 30, 1964

Mr Speaker Your Committee on Education reports
Senate Bill No 19
With the recommendation Do pass

GARRIGUS, Chairman

Above bill ordered to second reading

Committee on Rules

Assembly Chamber, March 30, 1964

Mr Speaker Your Committee on Rules reports
House Resolution No 97
With amendments with the recommendation Be amended, and that the resolution, as amended, be returned to the committee, and the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study

BANE, Chairman

Above resolution ordered on file

REFERENCE OF BILLS TO COMMITTEE

Speaker pro Tempore Bee announced that Speaker Unruh has referred the following bills to the following committees

Assembly Bill No	*Committee*
150	Elections and Reapportionment
151	Revenue and Taxation
152	Revenue and Taxation
153	Ways and Means
154	Transportation and Commerce

Senate Bill No	*Committee*
6	Elections and Reapportionment

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following bills were introduced, and read the first time

Assembly Bill No 155 By Assemblymen Garrigus, Foran, Conrad, and Barnes An act making an appropriation for the compensation of certain employees of the State to take effect immediately

Referred by the Speaker to the Committee on Education

Assembly Bill No. 156: By Assemblyman Gonsalves—An act to amend Section 17924 of the Education Code, relating to financial support of the public schools

Referred by the Speaker to the Committee on Education

Assembly Concurrent Resolution No. 30: By Assemblyman Bee—Relative to highway litter

Referred by the Speaker to the Committee on Rules

RESOLUTIONS

The following resolutions were offered

By Assemblyman Winton

House Resolution No. 124

Relative to the Legislative Interns

WHEREAS, The Assembly in 1958 initiated 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 5 sponsoring California universities have served with the Legislature in a variety of positions for 10 months, and

WHEREAS, The Ford Foundation has shared the cost of the program with the Assembly for a period of six years; and

WHEREAS, Interns selected to participate in this program this session are Phyllis Loughran Cohan, Robert Fembaum, Arthur Garcia, William H. Keiser, Gilbert M. Oster, Thomas Silk, Jr., John Stephen Spellman, and Michael Wald, 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 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 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

Resolution read, and referred by the Speaker to the Committee on Rules

By Assemblymen Donovan, Asheraft, Barnes, Burgener, and Mills

House Resolution No. 125

Relative to the retirement of Judge Clarence Harden

WHEREAS, January 29, 1964, marked the close of a distinguished judicial career when Judge Clarence Harden, a pioneer resident of Southern California, retired from the bench of the Superior Court in the County of San Diego where he has been known as an astute and diligent judge, and

WHEREAS, The spark that was Judge Harden's interest in the Law was fanned into flame when in 1909 he became legal secretary and court reporter in the San Diego courthouse and at that time resolved to become a lawyer, spending every spare moment for the next several years studying for that profession, and

WHEREAS, Following his admission to the bar in 1913, Judge Harden displayed his brilliant legal mind as a Deputy District Attorney and as a successful private practitioner, leading to his first appointment to the bench in 1930 where he served for eight years, at times as pro tempore associate justice of the District Court of Appeal, and to his second appointment to the bench in 1956, and

WHEREAS, The dedication to the Law of Judge Harden is shared by other members of his family, including his brother, the late Colonel Adel Harden who served the federal government as an attorney for many years and his daughter, Shirley and her husband, Crandall Condra, both members of San Diego's legal community, and

WHEREAS, Judge Harden has contributed greatly to San Diego's fraternal, political, social, cultural, and civic life and has been in constant demand as a public speaker or master of ceremonies, and

WHEREAS, Among the most valuable contributions Judge Hayden has bestowed on his community is the gift of his time and means toward development of the splendid San Diego County Law Library, serving on the Board of Law Library Trustees for 30 years and presently as president of that body; now, therefore be it

Resolved by the Assembly of the State of California, That the Members express their gratitude to Judge Clarence Hayden for his many years of service to the bench and the bar and they take this opportunity to express their heartfelt good wishes to Judge Hayden upon 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 Judge Clarence Hayden

Resolution read, and referred by the Speaker to the Committee on Rules

By Assemblymen Donovan, Ashcraft, Barnes, Burgener, and Mills

House Resolution No 126

Relative to Superior Court Judge Cyrus M Montoe

WHEREAS, The Honorable Cyrus M Montoe, a judge of the superior court in San Diego County, retired on February 29, 1964; and

WHEREAS, A native of Kansas, Judge Montoe received his academic and early legal training in the Sunflower State; and

WHEREAS, Leaving a law practice association with his father in 1922, Judge Montoe came to San Diego and there actively engaged in the practice of law, earning wide repute as an excellent trial attorney and appellate advocate; and

WHEREAS, He served his country as an officer in the United States Navy during World War II; and

WHEREAS, In 1949 his skill was duly recognized when the then Governor of this State, the Honorable Earl Warren, appointed him to the superior court; and

WHEREAS, On the bench Judge Montoe enhanced a reputation for exactness, thorough preparation, and awareness of the law which he had long displayed as a practicing attorney; and

WHEREAS, He is generally ranked among the greatest lawyers and trial judges in the history of San Diego County; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members commend Judge Cyrus M Montoe for his many fine contributions to the law and the pursuit of justice, both as an advocate and as an arbiter, and wish that he, and his gracious wife, Mary, may continue to enjoy all possible success, health, and happiness; and be it further

Resolved, That the Chief Clerk of the Assembly shall transmit suitably prepared copies of this resolution to Judge and Mrs Cyrus M Montoe, and to their son, Dr Lee S Montoe

Resolution read, and referred by the Speaker to the Committee on Rules

By Assemblyman Winton

House Resolution No. 127

Relative to congratulating the International Dryceleaners Congress of the Pacific and commending Mr George M Shepherd

WHEREAS In 1959, Mr George M Shepherd of San Jose, California, representing the California Dryceleaners Association, contacted Mr Takeo Igarashi of Tokyo, Japan, in an effort to arrange a joint convention of dryceleaners from the United States and Japan, and as a result of these efforts, the first International Dryceleaners Convention was held in Tokyo in 1959 under the joint sponsorship of the California Dryceleaners Association and the Drycleaning Productivity Council of Japan; and

WHEREAS, A second and third International Dryceleaners Convention were held at Long Beach, California, in 1960 and at Honolulu, Hawaii, in 1961, under the same sponsorship, and at the third convention the delegates decided to organize the International Dryceleaners Congress of the Pacific and elected Mr George M Shepherd as executive secretary of the Congress; and

WHEREAS, Each year since 1961 an International Dryceleaners Convention has been held at various cities in the Pacific area; and

WHEREAS, The International Dryceleaners Congress of the Pacific will hold its sixth annual convention on July 13 through 15, 1964, in Mexico City, where Mr Felix Lopez of Mexico City will serve as chairman for Mexico; and

WHEREAS, The International Dryceleaners Congress of the Pacific is a unique organization in that it is the only association of small businessmen whose officers

come from such widely separated nations as Japan, the Republic of China, Guam, Canada and the United States, and

WHEREAS It is the stated policy of the Congress that businessmen have a responsibility in international understanding and can contribute substantially to world peace through international cooperation, and the members pledge themselves to support international goodwill by exchanging information on their operations and to participate in international meetings of drycleaners and laundry operators to help attain this goal, and

WHEREAS Mr George M Shepherd has been not only a moving spirit in the organization of this worthwhile endeavor but has contributed unselfishly of his time and energy on the Congress's behalf to further its good works, now, therefore be it

Resolved by the Assembly of the State of California That the Members congratulate the International Drycleaners Congress of the Pacific on its contribution to international understanding and goodwill and commend Mr George M Shepherd for his activities in organizing and aiding in the good work done by the Congress, 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 of the International Drycleaners Congress, Mr Moses Kang of Honolulu, Hawaii and to the Executive Secretary of the Congress, Mr George M Shepherd of San Jose, California

Resolution read, and referred by the Speaker to the Committee on Rules

By Assemblymen Burgener, Barnes, Donovan, and Asheraft

House Resolution No 128

Relative to a bridge across San Diego Bay

WHEREAS, Even though the Undersecretary of Defense has stated that the United States Navy has withdrawn its objections to a bridge across San Diego Bay, common sense would dictate that in order to protect the national defense the navy must either object to the bridge or move a portion of the fleet to some other West Coast port where the potential hazard of a major bay obstruction presented by a damaged or destroyed bridge does not exist and, in the interest of good local public relations, it would appear that the navy has reluctantly selected the latter alternative, and

WHEREAS, To best provide for a national defense the navy must be flexible and mobile at all times and if any obstruction could bottle up a portion of a fleet under any conditions such possibility must be avoided, and

WHEREAS, Among the number of possibilities of damage to a bridge across San Diego Bay that would prevent passage of navy warships are earthquake, enemy sabotage, and direct enemy action, and

WHEREAS The United States Navy has been the mainstay of San Diego's economy for many years and the removal of any portion of the fleet and its attendant impact upon San Diego's economy would be a severe blow to a community which now has many of its citizens commuting to Los Angeles and other areas in order to find work, and

WHEREAS, The United States Navy's withdrawal from San Diego would be quiet, orderly, but most certain if a bridge is constructed across San Diego Bay, and

WHEREAS, The United States Navy has always tried to be good neighbors to the local community and most probably this is the reason they elect currently not to publicly oppose a bridge across San Diego Bay, and

WHEREAS, The recent earthquake disaster in Alaska proves once again that bridges can be severely damaged or destroyed when least expected, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly respectfully request the Governor to defer any and all action toward construction of a bridge across San Diego Bay between the cities of San Diego and Coronado either until a second opening in South San Diego Bay is constructed or until more comprehensive studies of an underground tunnel beneath San Diego Bay can be completed and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a copy of this resolution to the Governor

Resolution read, and referred by the Speaker to the Committee on Rules.

By Assemblymen Greene and Powers

House Resolution No. 129

Relative to hiking and bicycle trails and commending Judge Thomas J MacBride

WHEREAS, Hiking and the riding of bicycles is an excellent, inexpensive form of physical fitness and recreation for all persons, both young and old, and

WHEREAS, Inexpensive overnight stopovers in conjunction with a system of hiking and bicycle trails through the scenic and beautiful portions of California will aid and induce the people of this State to engage in these healthful forms of exercise and recreation, and

WHEREAS, Although the laws of this State presently authorize the development and financing of hiking and bicycle trails, there has not been sufficient development of such trails and rest stops, and

WHEREAS, There is thus a great need for efforts on the part of public-spirited and recreation-minded Californians everywhere to awaken the citizens and governmental authorities of this State to the many benefits to be derived from hiking and bicycle trails and the desirability of their construction, and

WHEREAS, Judge Thomas J MacBride of the United States District Court at Sacramento has been a most active and dedicated proponent of the cause of hiking and bicycling and has undertaken a concentrated campaign in an effort to initiate more effective action in the construction of hiking and bicycle trails and to make known to Californians the many benefits of hiking and bicycling, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members commend Judge Thomas J MacBride for his many dedicated efforts on behalf of hiking and bicycling, and urge the governmental authorities of this State to undertake the construction of a system of hiking and bicycle trails and attendant facilities throughout the scenic portions of our countryside, and exhort Californians to engage in the sport of hiking and bicycling and to request their governmental authorities to provide them with suitable hiking and bicycle trails, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to Judge Thomas J MacBride

Resolution read, and referred by the Speaker to the Committee on Rules

By Assemblyman Foran.

House Resolution No 130

Relative to commemorating John Fitzgerald Kennedy

WHEREAS, Less than six months have passed since the assassination of President John F Kennedy, an event that evoked a torrent of grief and has required this passage of time to take the sharpness out of a nation's sorrow, and

WHEREAS, It is now appropriate while our torment at his death has ebbed and while the man's image is still fresh before us, that we set aside a day for each of us to assess for himself the effect of John Fitzgerald Kennedy's service to the nation and the impact of his loss, that we may derive some immediate benefit from the lessons present in his life and tragic death now therefore, be it

Resolved by the Assembly of the State of California, That the Members urge Governor Edmund G Brown to declare Friday, May 29, 1964 a State holiday, that this anniversary of John F Kennedy's birth may be a day of thoughtful consideration of the course of events that have followed and will continue to follow his assassination, and be it further

Resolved That the Chief Clerk of the Assembly is directed to send a copy of this resolution to Governor Brown

Resolution read, and referred by the Speaker to the Committee on Rules

By Assemblymen Meyers, Gaffney, Foran, Marks, and Pattee

House Resolution No 131

Relative to the Commemoration of Bataan

WHEREAS, The day of April 9, 1942, marked a temporary defeat for freedom but a tremendous increase in the mutual respect and friendship between two peoples, Filipinos and Americans, and

WHEREAS, This day will long be a sober reminder of the gallant men who desperately and heroically defended Bataan, in the Philippines, during the early stages of World War II for the defense of their homeland and for the cause of democracy and freedom, and

WHEREAS, In recognition of this memorable date in history, Governor Edmund G Brown has proclaimed April 9, 1964, as Bataan Day in California, and

WHEREAS, The Filipino-American Society of California has planned extensive formalities for that day in San Francisco, special church services including Requiem Mass at St Emydius Church, a wreath laying ceremony by Philippine Consul General Jose Moreno at the Golden Gate National Cemetery, and a testimonial banquet dinner, highlighted by the presence of Most Reverend Joseph T McGucken, S T D, Archbishop of San Francisco, Hon Edmund G Brown, Governor State of California Hon John F Shelley, Mayor of San Francisco, Mr Charles L Gould, Speaker of the evening and Publisher of the *San Francisco Examiner* and the *News Call Bulletin*, and Vice President of Hearst Publishing Company, Inc , and featuring motion pictures relating to Bataan and World War II, now, therefore, be it

Resolved by the Assembly of the State of California That the Members earnestly request that the people of this State, the Nation, and the World soberly reflect upon that epic of history so indelibly inscribed into our memories as the defense and surrender of Bataan, so that the lives, blood, and anguish which were sacrificed shed, and suffered there might not have been in vain, but that from that battlefield might arise a new hope of freedom and dignity for all men everywhere, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to the Filipino-American Society of California, Margaret Kwak-Koesen, President of the Filipino-American Society of California, Most Reverend Joseph T McGucken, S T D Archbishop of San Francisco, Monsignor Stanley J Reilly, Spiritual Director, Pastor of St Emydius Church, Hon Edmund G Brown, Governor, State of California, Hon John F Shelley, Mayor of the City and County of San Francisco, Philippine Consul General Jose Moreno Honorary Advisor, and Mr Charles L Gould, Publisher of the *San Francisco Examiner* and the *News Call Bulletin*, and Vice President of Hearst Publishing Company, Inc

Resolution read, and referred by the Speaker to the Committee on Rules

By Assemblymen Meyers Marks, Gaffney, and Foran (Coauthor Senator McAteer)

House Resolution No 132

Relative to state park or beach area potential at Fort Funston on the Pacific Ocean in San Francisco County

WHEREAS, There is a definite need for public facilities to serve the people in California seeking outdoor areas for recreational purposes, and

WHEREAS, Fort Funston contains suitable coastal shoreline and upland for diverse recreational use, and

WHEREAS, The City and County of San Francisco, owners of Fort Funston, officially endorse the acquisition of this area by the State, and

WHEREAS, Proposition No 1 at the November 1964 general election provides for expenditures of $150 000 000 for acquiring and developing state and regional beach park, recreational and historical facilities and

WHEREAS, Failure to initiate project studies prior to the passage of Proposition No 1 will result in the delay of one year on the legislative approval of these projects, now therefore, be it

Resolved by the Assembly of the State of California, That the Department of Parks and Recreation is directed to undertake a study to determine the feasibility of establishing a state park or recreational area on the coast near the San Francisco city and county line and to comply with the provisions of the Cameron-Unruh Beach Park, Recreational, and Historical Facilities Bond Act of 1964, and be it further

Resolved That the Chief Clerk of the Assembly is directed to transmit a copy of this resolution to the Director of Parks and Recreation

Resolution read, and referred by the Speaker to the Committee on Rules

By Assemblyman Song

House Resolution No 133

Relative to motor vehicle personal injury actions

WHEREAS Motor vehicle personal injury actions are causing overcrowded court calendars throughout the State, now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is requested to assign to an appropriate interim committee for study the subject of overcrowded court calendars caused by motor vehicle personal

injury actions, including the feasibility of another forum for the adjudication and disposition of such actions, and to direct such committee to report thereon to the Assembly not later than the fifth legislative day of the 1965 Regular Session of the Legislature

Resolution read, and referred by the Speaker to the Committee on Rules

CONSIDERATION OF DAILY FILE

BILLS ON SECOND READING FILE PURSUANT TO RULE NO. 76

Pursuant to Rule No 76, the following bills were this day on the second reading file

Assembly Bills Nos. 85, 38, 65, and 121

Above bills ordered to third reading

Senate Bill No. 28

Above bill ordered to third reading

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 140—An act to amend Section 6651 5 of the Elections Code, relating to the conduct of elections

Bill read second time, and ordered engrossed, and to be placed on the Consent Calendar

Assembly Bill No 55—An act to amend Section 32100 5 of the Health and Safety Code, relating to hospital districts

Bill read second time

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Elections and Reapportionment were read, and adopted

Amendment No 1

On page 1 of the printed bill, strike out line 3, and insert

"32100 5 An election which shall be known as the hospital district general election, shall be held in each local hospital district ~~on the third Tuesday in November or on the first Tuesday after the first Monday~~ in November in each even-numbered year; ~~as the board of directors shall determine,~~ at which a successor shall be chosen to each officer whose term shall expire on the first Tuesday of January following such election *The election shall be held on the third Tuesday in November unless the election is, at the request of the board of directors of the district, consolidated by the board of supervisors of the county in which the district, or the greater portion thereof is located, with the statewide general election held on the first Tuesday after the first Monday in November* If the board of directors ~~chose to hold~~ *desires that* such election ~~on the first Tuesday after the first Monday in November~~ *be consolidated with the statewide general election*, it shall so determine by resolution and notify the board of supervisors ~~of the county in which the district, or the greater portion thereof, is located,~~ on or before August 1st of such year The board of supervisors ~~shall~~ *may* thereupon order the hospital district general election consolidated with the statewide general election pursuant to Chapter 4 (commencing with Section 23300), Division 12 of the Elections Code

The person receiving the highest number of votes for each office to be filled at such election shall be elected thereto The term of office of each elective officer of the district elected, shall be four years, or until his successor is elected and has qualified

Amendment No. 2

On page 1, strike out lines 4 to 22, inclusive, and on page 2, strike out lines 1 to 13, inclusive

Bill ordered reprinted, engrossed, and to be re-referred to the Committee on Elections and Reapportionment

Assembly Bill No. 7—An act to amend Section 31030 of the Water Code, relating to revenue bonds by county water districts, and declaring the urgency thereof, to take effect immediately

Bill read second time

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Water, were read, and adopted

Amendment No 1

On page 1, line 17, of the printed bill, as amended in Assembly March 16, 1964, after the period, insert If revenue bonds are so issued on behalf of an improvement district

(a) No proceeds of such revenue bonds shall be used to finance public improvements to provide service outside the service area of the improvement district; and

(b) Only revenues which are derived from rates or charges for the providing of service within the service area of the improvement district shall be pledged to or used to pay such revenue bonds

As used in this section the words service area of the improvement district" are defined to mean the territory of the improvement district as it existed at the time of the bond election plus lands outside the improvement district, if any, being served at the time of the bond election by the improvement district facilities plus additional territory, if any annexed to said improvement district as the same existed at the time of the bond election not exceeding in the aggregate 40 percent by area of said improvement district as the same existed at the time of the bond election"

Amendment No. 2

On page 2, line 5, strike out 'clarified', and insert "amended"

Amendment No. 3

On page 2, line 11, strike out "clarified", and insert 'amended'

Bill ordered reprinted, re-engrossed, and to be placed on the Consent Calendar

Assembly Bill No. 106—An act to amend Section 10758 of the Revenue and Taxation Code, relating to vehicle license fees, declaring the urgency thereof to take effect immediately

Bill read second time, and ordered to third reading

Consideration of House Resolution No. 86

By Assemblyman Porter

House Resolution No. 86—Commending Lieutenant Manuel Correa

Resolution read

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Rules, was read, and adopted

Amendment No. 1

In line 5 of the fourth WHEREAS clause of the printed measure, as printed on page 225 of the Assembly Journal for March 23, 1964, strike out "Identification" and insert "Investigation"

House Resolution No 86, as Amended

By Assemblyman Porter

House Resolution No 86

Commending Lieutenant Manuel Correa

WHEREAS, It has come to the attention of the Members of the Assembly of the State of California that Lieutenant Manuel Correa of the Compton Police Department is an outstanding law enforcement officer and citizen of Compton, California, and deserves the commendation of Californians everywhere, and

WHEREAS, Lieutenant Correa was born in the City of Guadalajara in the State of Jalisco in Mexico and attended high school in Los Angeles, California, and college at the Military College of Mexico, and

WHEREAS, He thereafter embarked on his career as a police officer that has led him to his present position as Commander of the Juvenile Division of the Compton Police Department, where his patient and understanding, but firm, handling of the young persons with whom he comes in contact has earned him the respect and admiration of his community, and

WHEREAS, Lieutenant Correa's success as a law enforcement officer is due in great part to his constant efforts to learn more about the many aspects of police work, and he has over the years sought diligently to educate himself further by completing numerous police courses given by the State Department of Justice, the Federal Bureau of Investigation, the University of Southern California, the State Department of Education, the Los Angeles State College, the East Los Angeles Junior College, the California Peace Officers Training Program, and the Los Angeles County Commission on Human Relations, and

WHEREAS, In addition to his work with the Compton Police Department, Lieutenant Correa has been continuously active to further the cause of efficient and effective law enforcement as a member and officer of several professional associations, including the California State Juvenile Officers Association and the Compton Police Officers Association, and he has engaged in innumerable community and humanitarian activities as a member and officer of such organizations as the Salvation Army and Board of Trustees of the Compton Union High School District, and

WHEREAS, In recognition of his many civic activities and accomplishments with the young people of Compton he has been given many awards by civic groups in Compton, including the 1958 Annual Award for Meritorious Service to Local School Students of Compton presented by the City of Compton Secondary Teachers Association, the 1961 Annual Award for "Father of the Year" City of Compton presented by City of Compton Chamber of Commerce, the 1962 Annual Award for the "Outstanding Citizen of Compton" presented by the City of Compton Elementary Teachers Association, the 1962 "Award of Merit" (Gold Scroll) for "Outstanding Contributions to Community Service in the Area of Juvenile Delinquency Prevention" presented by the Los Angeles County Bel-Vue Community Church (United Presbyterian U S A), the 1963 Annual Distinguished Service Award for the "Outstanding Citizen of the Year for City of Compton" presented by the Compton-Lynwood Board of Realtors, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members commend Lieutenant Manuel Correa for his years of devoted and unselfish service to his community and to the people of our State as a law enforcement officer and as a public spirited citizen, and be it further

Resolved, That the Chief Clerk of the Assembly shall transmit a suitably prepared copy of this resolution to Lieutenant Manuel Correa

Resolution, as amended, ordered to the Consent Calendar

SECOND READING OF SENATE BILLS

Senate Bill No. 20—An act to amend Section 13 of Chapter 788 of the Statutes of 1959, relating to the Yuba County Water Agency

Bill read second time, and ordered to the Consent Calendar

Senate Bill No. 21—An act to add Section 6 3 to Chapter 788 of the Statutes of 1959, relating to the Yuba County Water Agency

Bill read second time, and ordered to third reading

Senate Bill No. 23—An act to authorize a loan to the Yuba County Water Agency in connection with the Yuba River Development, and

prescribing the terms and conditions upon which such loan shall be made

Bill read second time

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Water, was read and adopted

Amendment No 1

On page 3 of the printed bill, as amended in Assembly March 23, 1964, strike out line 25 and insert

"(b) The Departments of Water Resources and Finance have made a find-"

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

Senate Bill No 34—An act to validate the organization and acts of unified school districts declaring the urgency thereof, to take effect immediately

Bill read second time

REQUEST FOR UNANIMOUS CONSENT

Mr Garrigus was granted unanimous consent to take up Senate Bill No 34 for third reading, at this time, without reference to file

Resolution to Dispense With Constitutional Provision

The following resolution was offered

By Mr Garrigus

Resolved, That Senate Bill No 34 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the third time, and placed upon its passage

Resolution read

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

AYES—Allen, Asheraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Burgener, Carrell, Casey, Chapel, Cologne, Conrad, Crown Dannemeyer, Davis, Deukmejian, Donovan, Elliott, Ferrell, Flournoy, Foran, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes Johnson, Kennick, Lanterman, Marks, Meyers, Milias, Mills, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stevens, Thelin, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Zberg, Zenovich, and Mr Speaker—66.

NOES—None

Article IV, Section 15 of the Constitution was declared dispensed with

THIRD READING OF SENATE BILL NO 34

Senate Bill No. 34—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—Allen, Asheraft, Badham, Bagley, Bane, Barnes Bee, Beilenson, Belotti, Booth, Burgener, Carrell, Casey Chapel, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian Donovan Elliott, Ferrell, Flournoy, Foran Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson Hinckley, Holmes, Johnson, Lanterman, Marks, Meyers, Milias, Mills, Monagin, Moreno Mulford,

Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stevens, Thelin, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr. Speaker—68
NOES—None

The question being on the passage of the bill
Bill passed by the following vote

AYES—Allen, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Burgener, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Donovan, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Lanterman, Marks, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stevens, Thelin, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr. Speaker—68
NOES—None

Bill ordered transmitted to the Senate

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

Assembly Bill No. 20—An act to add Sections 61935 and 61936 to the Government Code, relating to water service in Contra Costa County, declaring the urgency thereof, to take effect immediately

Bill read third time

Urgency Clause

Urgency clause read, and adopted by the following vote

AYES—Allen, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Donovan, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Lanterman, Marks, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stevens, Thelin, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Zenovich—69
NOES—None

The question being on the passage of the bill
Bill passed by the following vote

AYES—Allen, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Donovan, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Lanterman, Marks, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stevens, Thelin, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Zenovich—69
NOES—None

Bill ordered transmitted to the Senate

Assembly Bill No. 50—An act to amend Section 6363 of the Revenue and Taxation Code, relating to sales and use tax exemptions, declaring the urgency thereof, to take effect immediately

Bill read third time

Urgency Clause

Urgency clause read, and adopted by the following vote

AYES—Allen, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Casey, Chapel, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Marks, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee,

Petris Porter, Powers, Quimby, Rumford Ryan, Song Soto, Stanton Thelin, Veneman Versey, Waite, Waldie, Warren, Whetmore Williamson, Willson Winton, Young Z'berg, and Zenovich—68
NOES—None

The question being on the passage of the bill

Bill passed by the following vote

AYES—Allen Ashcraft Badham Bagley, Bane, Barnes Bee, Berlenson, Belotti, Booth, Britschgi Burgener Casey, Chapel, Cologne Conrad Crown, Cusanovich Danielson Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Ferrell Flournoy, Foran, Frew Gaffney, Garrigus Gonsalves, Greene Henson Hinckley Holmes, Johnson Kennick, Marks Meyers, Mihas Mills Monagan, Moreno, Mulford, Pattee, Petris Porter, Powers, Quimby Rumford Ryan Song, Soto Stanton Thelin Veneman Versey, Waite, Waldie Warren, Whetmore Williamson Willson Winton, Young, Z berg, and Zenovich—68
NOES—None

Bill ordered transmitted to the Senate

Assembly Bill No. 5—An act to amend Section 6430 of the Elections Code, relating to political parties, and declaring the urgency thereof, to take effect immediately

Bill read third time

Urgency Clause

Urgency clause read

Speaker pro Tempore Presiding

At 1 10 p m , Hon Carlos Bee, 13th District, presiding.

PARLIAMENTARY INQUIRY

Mr Conrad arose to the following parliamentary inquiry

How many votes are required for passage of Assembly Bill No 5?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that 54 votes are required for passage of the bill

The question being on the adoption of the urgency clause to Assembly Bill No 5

Urgency clause refused adoption by the following vote

AYES—Allen, Bane, Bee, Carrell, Casey, Crown, Danielson, Dannemeyer, Elliott, Ferrell, Frew, Garrigus, Gonsalves, Henson, Johnson, Kennick, Marks, Mills, Petris, Rumford, Soto, Stanton, Versey, Waite, Waldie Whetmore, Williamson Z'berg, Zenovich, and Mr Speaker—30

NOES—Ashcraft, Badham, Bagley, Barnes, Berlenson, Belotti, Britschgi, Burgener, Chapel, Cologne, Conrad, Cusanovich, Davis, Deukmejian, Dills, Donovan, Flournoy, Foran, Gaffney, Greene, Hinckley, Holmes, Lanterman, Monagan, Moreno, Mulford, Pattee, Porter, Powers, Song, Stevens, Thelin, Warren, Willson, Winton, and Young—36

Names Placed Upon Roll Call on Assembly Bill No. 5

Messrs Unruh and Bee were granted unanimous consent that they be recorded as voting "Aye" on the urgency clause to Assembly Bill No 5

Vote Changed Upon Roll Call on Assembly Bill No 5

Mr Conrad was granted unanimous consent that he be recorded as voting "No," instead of "Aye" on the urgency clause to Assembly Bill No 5

Assembly Joint Resolution No. 3—Relative to the Federal Manpower Development and Training Act of 1962

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Cologne, Crown, Danielson, Dunnemeyer, Davis, Deukmejian, Dills, Elliott, Ferrell, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Holmes, Johnson, Kennick, Marks, Meyers, Milias, Mills, Monagan, Moreno, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Veneman, Waite, Waldie, Warren, Williamson, Willson, Young, Zberg, Zenovich, and Mr. Speaker—59

NOES—None

Resolution ordered transmitted to the Senate

Assembly Bill No. 42—An act to add Chapter 4.5 (commencing with Section 9450) to Part 1 of Division 2 of Title 2 of the Government Code, relating to the Consent Calendar

Bill read third time

Bill Placed on the Inactive File

Assembly Bill No. 42 was placed upon the Inactive File, on motion of Mr. Bane

Assembly Bill No. 21—An act to amend Section 1756 of, and to add Section 1756.1 to, the Financial Code, relating to acceptance of deposits by foreign banks

Bill read third time, and passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Cusanovich, Danielson, Dunnemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Ferrell, Flournoy, Foran, Frew, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Lanterman, Marks, Meyers, Milias, Mills, Monagan, Moreno, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Veneman, Vasey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Zberg, Zenovich, and Mr. Speaker—71

NOES—None

Bill ordered transmitted to the Senate

Assembly Bill No. 105—An act to amend Sections 6903 and 8951 of, and to add Section 6904.1 to, the Education Code, relating to mental retardation, declaring the urgency thereof, to take effect immediately

Bill read third time

Urgency Clause

Urgency clause read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Cusanovich, Danielson, Dunnemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Lanterman, Marks, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Veneman, Vasey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Zberg, Zenovich, and Mr. Speaker—73

NOES—None

The question being on the passage of the bill

Bill passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Cusanovich, Danielson, Dunnemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene,

Henson, Hinckley, Holmes, Johnson, Kennick, Lanterman, Marks, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Veneman, Vevsey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Zberg, Zenovich, and Mr. Speaker—73

NOES—None

Bill ordered transmitted to the Senate

Assembly Joint Resolution No. 2—Relative to memorializing the Congress of the United States to provide adequate benefits to members and survivors of the Philippine Scouts.

Resolution read, ~~and adopted by the following vote~~

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type is indicated by being enclosed within brackets.

[AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Lanterman, Marks, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Veneman, Vevsey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Zberg, Zenovich, and Mr. Speaker—73

NOES—None]

~~Resolution ordered transmitted to the Senate~~

NOTE: Later this day the action was rescinded whereby Assembly Joint Resolution No. 2 was adopted, and ordered transmitted to the Senate. (See page 473 of the Assembly Daily Journal for this day.)

Consideration of House Resolution No. 84

By Assemblyman Powers:

House Resolution No. 84—Relative to the observance of Secretaries' Week.

NOTE: The full text of House Resolution No. 84 appears at page 224 of the Assembly Daily Journal for March 23, 1964.

Resolution read, and adopted unanimously.

Consideration of House Resolution No. 80

By Assemblymen Elliott, Moreno, and Song

House Resolution No. 80—Relative to congratulating Consuelo Castillo de Bonzo on the occasion of the fortieth anniversary of the founding of La Casa La Golondrina Restaurant.

NOTE: The full text of House Resolution No. 80 appears at pages 222 and 223 of the Assembly Daily Journal for March 23, 1964.

Resolution read.

Members Made Coauthors of House Resolution No. 80

Mr. Elliott was granted unanimous consent that all Members so desiring be placed upon House Resolution No. 80 as coauthors.

Roll Call

The following Members indicated a desire to become coauthors

Assemblymen Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Assemblywoman Davis, Assemblymen Deukmejian, Dills, Donovan, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus Gonsalves Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Lanterman, Marks Meyers Mihas, Mills, Monagan, Mulford Pattee, Petris, Porter, Powers, Quimby Rumford Ryan, Soto, Stanton Stevens, Thelin, Unruh, Veneman Vevoda, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Zberg and Zenovich

The question being on the adoption of House Resolution No 80, as amended

Resolution read, as amended, and adopted unanimously

REQUEST FOR UNANIMOUS CONSENT TO RESCIND ACTION ON ASSEMBLY JOINT RESOLUTION NO. 2

Mr Pattee was granted unanimous consent to rescind the action whereby the Assembly, on this day adopted Assembly Joint Resolution No 2, and whereby the resolution was ordered transmitted to the Senate

Further Consideration of Assembly Joint Resolution No 2

Assembly Joint Resolution No. 2—Relative to memorializing the Congress of the United States to provide adequate benefits to members and survivors of the Philippine Scouts

Resolution read

Request for Unanimous Consent to Temporarily Suspend Rule No 101

Mr Pattee was granted unanimous consent that Rule No. 101 be temporarily suspended for the purpose of permitting the addition of coauthors to Assembly Joint Resolution No 2

Members Made Coauthors of Assembly Joint Resolution No 2

Mr Pattee was granted unanimous consent that all Members so desiring be placed upon Assembly Joint Resolution No 2 as coauthors

Roll Call

The following Members indicated a desire to become coauthors

Assemblymen Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Cologne Conrad, Crown, Cusanovich Danielson, Dannemeyer, Assemblywoman Davis Assemblymen Deukmejian, Dills, Donovan, Elliott, Ferrell, Flournoy, Foran Frew, Gaffney, Garrigus, Gonsalves, Greene Henson, Hinckley, Holmes, Johnson, Kennick Lanterman Marks, Meyers Mihas Mills, Monagan, Moreno, Mulford, Petris Porter Powers, Quimby Rumford Ryan Song Soto, Stanton, Stevens, Thelin Unruh, Veneman Vevoda, Waite Waldie, Warren, Whetmore, Williamson, Willson Winton, Young, Zberg and Zenovich

Request for Unanimous Consent

Mr Pattee was granted unanimous consent to take up Assembly Joint Resolution No 2 as amended without reference to print, or file, and that the same be considered re-engrossed

Consideration of Assembly Joint Resolution No 2, as Amended

Assembly Joint Resolution No. 2. By Assemblymen Pattee, Allen, Alquist, Ashcraft, Badham, Bagley Bane, Barnes, Bee, Beilenson, Belotti Booth Britschgi, Burgener Carrell, Casey, Chapel, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Assemblywoman Davis, Assemblymen Deukmejian, Dills, Donovan, Elliott, Ferrell

Flournoy Foran, Frew, Gaffney Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Lanterman, Marks, Meyers, Milias, Mills, Monagan Moreno, Mulford, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Unruh, Veneman Veysey, Waite, Waldie, Warren, Whetmore, Wilhamson, Wilson Winton, Young, Z'berg, and Zenovich—Relative to memorializing the Congress of the United States to provide adequate benefits to members and survivors of the Philippine Scouts

Resolution read as amended, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft Badham Bagley Bane, Barnes Bee, Berlenson, Belotti, Booth Britschgi, Burgener Cartell Casey Chapel, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Ferrell, Flournoy Foran, Frew, Gaffney Garrigus, Gonsalves, Greene Henson, Hinckley, Holmes, Johnson, Kennick Lanterman Marks, Meyers, Milias, Mills, Monagan Moreno, Mulford, Pattee Petris Porter, Powers, Quimby Rumford Ryan, Song, Soto Stanton, Stevens, Thelin, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Wilhamson, Willson, Winton Young Z'berg, Zenovich, and Mr Speaker—73

NOES—None

Resolution ordered transmitted to the Senate

CONSIDERATION OF DAILY FILE (RESUMED)
CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the first item on the Consent Calendar

CONSENT CALENDAR—ASSEMBLY BILLS

Consideration of House Resolution No 65

By Assemblymen Marks, Willson Foran, Knox, Bagley, Berlenson, Cologne, Crown, Dannemeyer, Deukmejian, Donovan, Henson Johnson, McMillan, Petris, Powers, Song Stanton, Stevens, Thelin, Waldie, Warren, Whetmore, Winton, Young, Z'berg, and Zenovich

House Resolution No. 65—Relative to commending those associated with the program for the Continuing Education of the Bar

NOTE The full text of House Resolution No 65 as amended March 25, 1964, appears at page 286 of the Assembly Daily Journal for March 25, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist Ashcraft Badham, Bagley Bane, Barnes, Bee, Berlenson, Belotti Booth, Burgener Cartell, Casey, Chapel, Cologne Conrad, Crown, Cusanovich Danielson Dannemeyer, Davis, Deukmejian, Dills Donovan, Elliott, Ferrell, Flournoy Foran, Frew, Gaffney, Garrigus Gonsalves, Greene Henson, Hinckley, Holmes, Johnson Kennick Lanterman, Marks Meyers Milias, Mills, Monagan, Moreno, Mulford Pattee, Petris, Porter, Powers Quimby Rumford, Ryan, Song, Soto, Stanton Stevens, Veneman, Veysey, Waite Waldie Warren, Whetmore, Wilhamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—71

NOES—Britschgi—1

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO 59

Mr Chapel was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Assembly Bill No 43 for hearing in the Committee on Ways and Means today

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

The following bills were introduced, and read the first time

Assembly Bill No. 157: By Assemblyman Henson—An act to amend Sections 30110, 30166 and 30462 of, and to add Article 3 (commencing with Section 30126) to Chapter 2 of Part 13 of Division 2 of, and to repeal Article 3 (commencing with Section 30121) of Chapter 2 of Part 13 of Division 2 of, the Revenue and Taxation Code, relating to cigarette taxes, to take effect immediately

Held at desk by order of the Speaker pro Tempore

Assembly Concurrent Resolution No. 31: By Assemblyman Belotti, Assemblywoman Davis, Assemblymen Meyers, Marks, Allen, Alquist, Asheraft, Bagley, Bane, Barnes, Bedenson, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Cusanovich, Dannemeyer, Denkmejian Dills, Donovan, Elliott Ferrell, Flournoy, Foran, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Lanterman, Mihas, Mills, Monagan Moreno, Mulford, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Thelin, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Zenovich—Relative to the Crescent City tidal wave

Referred by the Speaker pro Tempore to the Committee on Rules

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, March 30, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Bill No 140

And reports the same correctly engrossed

POWERS, Chairman

Above bill ordered to the Consent Calendar

Committee on Education

Assembly Chamber, March 30, 1964

Mr Speaker Your Committee on Education reports

Assembly Bill No 118

With amendments with the recommendation Amend, do pass, as amended, and be re-referred to the Committee on Ways and Means

GARRIGUS Chairman

Above bill ordered to second reading

MESSAGES FROM THE SENATE

Senate Chamber, March 30, 1964

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 18

J A BEEK, Secretary of the Senate
By R W LYONS, Chief Assistant Secretary

Senate Chamber, March 30, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No 18

J A BEEK, Secretary of the Senate
By Tom Kane, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bill was read the first time

Senate Bill No. 18—An act to amend Sections 10801 and 17666 2 of the Education Code, relating to interdistrict school attendance, declaring the urgency thereof, to take effect immediately

Referred by the Speaker pro Tempore to the Committee on Education

MESSAGES FROM THE SENATE

Senate Chamber, March 30, 1964

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 Tom Kane, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read

Senate Joint Resolution No. 1—Relative to inclusion of State Highway Route 190 into the Federal Forest Highway System

Referred by the Speaker pro Tempore to the Committee on Rules

ANNOUNCEMENTS OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings

Today—

At 2 45 p m , instead of at 3 p m , Ways and Means (Crown, Chairman), in Room 4202

At 3 45 p m —Municipal and County Government (Knox, Chairman), in Room 2133

Meeting Canceled—

Today at 3 45 p m , Judiciary (Willson, Chairman)

ADJOURNMENT

At 1 43 p m , on motion of Mr Waldie, the Speaker pro Tempore declared the Assembly adjourned until 11 30 a m , Tuesday, March 31, 1964

JESSE M UNRUH, Speaker

ANABEL WHANG, Minute Clerk

CALIFORNIA LEGISLATURE

1964 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

TWENTY-FOURTH LEGISLATIVE DAY

THIRTY-NINTH CALENDAR DAY

IN ASSEMBLY

Assembly Chamber
Tuesday, March 31, 1964

The Assembly met at 11 10 a m
Hon Carlos Bee, Speaker pro Tempore of the Assembly, presiding
Chief Clerk James D Driscoll at the Desk
Assistant Clerk Malcolm MacIntyre reading

ROLL CALL

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

Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Beretti, Booth, Britschgi, Burgener, Carrell, Casey, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Denkmeyan, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman Marks McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—76

Quorum present

PRAYER

The following prayer was offered by the Chaplain, Rev Robert R Ferguson

Eternal God Amidst continuous distractions, give us perception which keeps us from being confused by every new problem

May we be inspired by a great vision of life to sustain us through its storms

Clarify our minds that we may think accurately, our hearts that we may hold no malice or vindictiveness and our wills that they may not be working at cross purposes between what is our duty and what is right

In His Name —AMEN

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Bee, Mr Henson then led the Assembly in the pledge of allegiance to the Flag

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Mr Veneman, seconded by Mr Marks

LEAVES OF ABSENCE FOR THE DAY

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

Mr Stevens, on motion of Mr Conrad

Mr Chapel, on motion of Mr Conrad

INTRODUCTION OF GUESTS

Speaker pro Tempore Bee introduced Mrs Evelyn Dannemeyer, wife of Assemblyman William E Dannemeyer, of Fullerton, and William B Greene, Jr, of Los Angeles, former Assistant Clerk of the Assembly, to the Members, who joined in welcoming them on their visit to the Assembly Chamber

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following bill was introduced, and read the first time

Assembly Bill No. 158: By Assemblymen Waldie and Knox—An act to amend Section 70047 of the Government Code, relating to court reporters

Held at desk by order of the Speaker pro Tempore

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

Assembly Chamber, March 30, 1964

Mr Speaker: Your Committee on Ways and Means reports

Assembly Bill No 37
Assembly Bill No 126

With the recommendation: Do pass

CROWN, Chairman

Above bills ordered to second reading

Assembly Chamber, March 30, 1964

Mr Speaker: Your Committee on Ways and Means reports

Senate Bill No 15

With the recommendation: Do pass

CROWN, Chairman

Above bill ordered to second reading

Committee on Education

Assembly Chamber, March 31, 1964

Mr Speaker: Your Committee on Education reports

Assembly Bill No 18

With the recommendation: Do pass, and be re-referred to the Committee on Ways and Means

GARRIGUS, Chairman

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

Assembly Chamber, March 31, 1964

Mr Speaker: Your Committee on Education reports

Assembly Bill No 32

With the recommendation: Do pass

GARRIGUS, Chairman

Above bill ordered to second reading

Assembly Chamber, March 31, 1964

Mr Speaker Your Committee on Education reports
Assembly Bill No 95
With amendments with the recommendation Amend, do pass, as amended, and be re-referred to the Committee on Ways and Means

GARRIGUS Chairman

Above bill ordered to second reading

Assembly Chamber, March 31, 1964

Mr Speaker Your Committee on Education reports
Assembly Bill No 120
With the recommendation Do pass, and be re-referred to the Committee on Ways and Means

GARRIGUS, Chairman

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

Assembly Chamber, March 31, 1964

Mr Speaker Your Committee on Education reports
Assembly Bill No 128
With the recommendation Do pass

GARRIGUS, Chairman

Above bill ordered to second reading

Assembly Chamber, March 31, 1964

Mr Speaker Your Committee on Education reports
Senate Bill No 10
With the recommendation Do pass

GARRIGUS, Chairman

Above bill ordered to second reading

Assembly Chamber March 31, 1964

Mr Speaker Your Committee on Education reports
Assembly Constitutional Amendment No 1
With amendments with the recommendation Amend, and be adopted, as amended

GARRIGUS, Chairman

Above resolution ordered on file

REFERENCE OF BILLS TO COMMITTEE

Speaker pro Tempore Bee announced that Speaker Unruh has referred the following bill to the following committee

Assembly Bill No	*Committee*
157	Revenue and Taxation

REQUEST FOR UNANIMOUS CONSENT TO HOLD SPECIAL MEETING OF COMMITTEE

At 11 15 a m, Mr Knox was granted unanimous consent to hold a special meeting of the Committee on Municipal and County Government in the Rules Committee meeting room, at this time

CONSIDERATION OF DAILY FILE

BILLS ON SECOND READING FILE PURSUANT TO RULE NO 76

Pursuant to Rule No 76, the following bill was this day on the second reading file

Assembly Bill No. 7.

Above bill ordered to the Consent Calendar, subsequent to re-engrossment

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 8—An act to amend Section 802 of the Agricultural Code, relating to grapes, and declaring the urgency thereof, to take effect immediately

Bill read second time, and ordered to third reading

Consideration of House Resolution No 97

By Assemblymen Young, Z'berg, Petris, and Booth

House Resolution No. 97—Relative to underground utility wiring

Resolution read

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Rules, were read, and adopted

Amendment No. 1

In line 2 of the second WHEREAS clause, of the printed measure, as printed on page 264 of the Assembly Journal for March 24, 1964, after "and", insert "might"

Amendment No. 2

In line 1 of the fourth WHEREAS clause, strike out "would", and insert "could"

Amendment No. 3

In line 2 of the fourth WHEREAS clause, strike out "would", and insert "could"

House Resolution No. 97, as Amended

By Assemblymen Young, Z'berg, Petris, and Booth

House Resolution No 97

Relative to underground utility wiring

WHEREAS, The presence of utility poles is often a distracting influence to an otherwise attractive landscape and residential area, and

WHEREAS, The installation of underground utility wiring would not only improve the aesthetics of the landscape, but could increase the general safety and might make power failures due to natural phenomena less likely, and

WHEREAS, There is a definite need for a thorough study and evaluation of the merits of underground utility wiring, particularly with respect to the costs involved and the uniformity of requirement and

WHEREAS, Statewide standards with respect to such underground wiring could provide for a greater utilization of underground utility wiring and could standardize such wiring practices within this State, now, therefore, be it

Resolved by the Assembly of the State of California, That the **Rules Committee** thereof is assigned the subject matter of this resolution for reassignment by it to an appropriate interim committee for a study of the advantages, costs and regulations relating to the use of underground utility wiring, and to report thereon to the Assembly by not later than the fifth legislative day of the 1965 Regular Session

Resolution, as amended, re-referred to the Committee on Rules, and the subject matter referred to the Committee on Rules for assignment to the proper interim committee for study

Assembly Bill No. 118—An act to add Chapter 15.6 (commencing with Section 19911) to Division 14 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; appropriating money for the purpose of carrying out this chapter, and

providing for the submission of the measure to the people at a special election to be consolidated with the 1964 direct primary election

Bill read second time

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Education, were read, and adopted

Amendment No. 1

In line 1 of the title of the printed bill, strike out "19911" and insert "19911)"

Amendment No 2

On page 4, strike out lines 25 to 35, inclusive

Amendment No. 3

On page 4, line 36, strike out "19922", and insert "19921"

Amendment No. 4

On page 4 line 43, strike out "19923" and insert "19922"

Amendment No 5

On page 4, line 46, strike out "19924" and insert "19923

Amendment No. 6

On page 5, line 4, strike out "19925", and insert "19924"

Amendment No. 7

On page 5, line 5, strike out "Section", and insert "Sections"

Amendment No. 8

On page 6, line 19, after "and", insert "in"

Amendment No. 9

In line 13 of the title of the printed bill, strike out "direct primary", and insert "general"

Amendment No 10

On page 5, line 21, strike out "second day of June", and insert "third day of November"

Amendment No. 11

On page 5, line 22, strike out "direct primary", and insert "general"

Amendment No 12

On page 5, strike out lines 29 to 39, inclusive, and insert "act"

Amendment No 13

On page 6, strike line 6 and insert "before June 1, 1964 Such arguments shall not be subject to the provisions of Section 3557 of the Elections Code"

Amendment No. 14

On page 6, strike out lines 14 to 16 inclusive and insert "for in this act"

Amendment No. 15

On page 7, strike out lines 10 to 15, inclusive

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

SECOND READING OF SENATE BILLS

Senate Bill No. 1—An act to add Sections 45 5 and 45 6 to the Citrous Pest District Control Act (Chapter 89 of the Statutes of 1939), relating to citrous trees, and declaring the urgency thereof to take effect immediately

Bill read second time and ordered to third reading

Senate Bill No. 38—An act to validate school district acts, proceedings, and bonds, declaring the urgency thereof, to take effect immediately

Bill read second time

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Education, was read, and adopted

Amendment No 1

On page 2 of the printed bill, on line 43, strike out "February 3", and insert March 10"

Bill ordered reprinted and returned to the second reading file

Senate Bill No. 19—An act to amend Sections 671, 873, 20102, and 20401 of, to amend the heading of Chapter 2 (commencing with Section 20400) of Division 15 of, to repeal Section 871 of, and to add Sections 20107, and 20402.1 to, the Education Code, relating to the public school system, declaring the urgency thereof, to take effect immediately

Bill read second time, and ordered to third reading

THIRD READING OF ASSEMBLY BILLS

Assembly Concurrent Resolution No. 16—Relative to an interim study in the field of domestic relations

Resolution read, and adopted by the following vote.

AYES—Allen, Alquist, Bagley, Barnes, Bee, Beilenson, Belotti, Booth, Burgener Carrell, Cologne, Conrad, Crown, Danielson, Dannemeyer, Davis, Deukmejian, Donovan, Dymally, Elliott, Ferrell, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Kennick, Marks, McMillan, Meyers, Mihas, Mills, Petris, Porter, Powers, Rumford, Song, Thelin, Thomas, Warren, Whetmore, Williamson, Willson, Young, Zenovich, and Mr Speaker—49

NOES—Asheraft, Badham, Collier, Cusanovich, Holmes, Mulford, and Pattee—7

Resolution ordered transmitted to the Senate

Vote Changed Upon Roll Call on Assembly Concurrent Resolution No. 16

Mr Barnes was granted unanimous consent that he be recorded as voting "Aye," instead of "No," on Assembly Concurrent Resolution No 16

Assembly Bill No. 85—An act to amend Sections 859a, 859b, and 860 of the Penal Code, relating to criminal proceedings before trial

Bill read third time, and passed by the following vote

AYES—Allen, Alquist, Ashcraft Badham, Bagley, Bane Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Collier, Cologne, Conrad, Cusanovich, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Lanterman, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Mulford, Pattee, Petris, Porter, Powers, Rumford, Song, Soto, Thelin, Thomas, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Zenovich, and Mr Speaker—63

NOES—Beilenson, Crown, and Knox—3

Bill ordered transmitted to the Senate

Assembly Bill No. 65—An act to amend Section 73959 of, and to add Sections 73959 1 and 73959 2 to, the Government Code, relating to municipal courts

Bill read third time, and passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Brittschgi, Burgener, Carrell, Casey, Collier, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Mulford, Pattee, Porter, Powers, Rumford Song, Soto, Thelin, Thomas, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—65
NOES—None

Bill ordered transmitted to the Senate

Assembly Bill No. 121—An act to add Sections 74666, 74667, 74668, 74669, 74670, 74671, 74672, 74826, 74827, 74828, 74829, 74830, 74831 and 74832 to, and to repeal Sections 74666 and 74826 of, the Government Code, relating to municipal courts

Bill read third time, and passed by the following vote

AYES—Allen Alquist, Ashcraft Badham Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Carrell, Casey, Collier, Cologne, Crown Cusanovich, Danielson, Dannemeyer, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes Johnson, Kennick, Knox, Lanterman, Marks McMillan, Meyers, Milias, Mills Mulford, Pattee Porter, Quimby, Rumford Ryan Song Soto, Stanton Thelin Thomas, Veneman, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Z berg, Zenovich, and Mr Speaker—66
NOES—None

Bill ordered transmitted to the Senate

Assembly Bill No. 106—An act to amend Section 10758 of the Revenue and Taxation Code, relating to vehicle license fees, declaring the urgency thereof, to take effect immediately

Bill read third time

Urgency Clause

Urgency clause read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft Badham Bagley Barnes, Bee, Beilenson, Belotti, Booth, Brittschgi, Burgener Carrell Casey, Collier, Cologne, Conrad Crown, Cusanovich, Danielson Dannemeyer, Deukmejian Dills, Donovan Dymally, Elliott Ferrell, Flournoy, Foran Frew, Gaffney Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox Lanterman, Marks, McMillan, Meyers Milias, Mills, Monagan Mulford Pattee, Petris, Porter Quimby, Rumford, Ryan, Song Soto, Stanton, Thelin Thomas Veneman, Waite, Waldie Warren Williamson, Young, Z berg, and Zenovich—67
NOES—None

The question being on the passage of the bill

Bill passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Barnes, Bee, Beilenson, Belotti Booth, Brittschgi, Burgener, Carrell, Casey, Collier, Cologne, Conrad Crown, Cusanovich, Danielson, Dannemeyer, Deukmejian, Dills, Donovan, Dymally Elliott Ferrell, Flournoy, Foran, Frew Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Mulford, Pattee, Petris, Porter, Quimby, Rumford, Ryan, Song, Soto, Stanton, Thelin, Thomas, Veneman, Waite, Waldie, Warren, Williamson, Young, Z'berg, and Zenovich—67
NOES—None

Bill ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS

Senate Bill No 21—An act to add Section 6 3 to Chapter 788 of the Statutes of 1959, relating to the Yuba County Water Agency

Bill read third time, and presented by Mr Porter

Bill passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dennemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Mulford, Pattee, Petris, Porter, Quimby, Rumford, Ryan, Song, Soto, Thelin, Thomas, Veneman, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—72

NOES—None

Bill ordered transmitted to the Senate

BILL REMOVED FROM CONSENT CALENDAR

On request of Mr Knox, Assembly Bill No 140 was removed from the Consent Calendar

Above bill ordered replaced on the second reading file, pursuant to Joint Rule No 22 2

RESOLUTION REMOVED FROM CONSENT CALENDAR

On request of Mr Mulford, House Resolution No 76 was removed from the Consent Calendar, and by unanimous consent placed on the third reading file

CONSIDERATION OF DAILY FILE (RESUMED)
CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the first item on the Consent Calendar

CONSENT CALENDAR—ASSEMBLY BILLS

Assembly Concurrent Resolution No. 3—Relative to the naming of a viaduct in memory of the late Millen L Simpson

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dennemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—75

NOES—None.

Resolution ordered transmitted to the Senate

Consideration of House Resolution No 51

By Assemblyman Monagan

House Resolution No. 51—Relative to job retraining camps

NOTE The full text of House Resolution No 51 appears at page 151 of the Assembly Daily Journal for March 12, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist Ashcraft, Badham Bagley Bane, Barnes, Bee, Beilenson, Beloth, Booth, Britschgi Burgener, Carrell, Casey, Collier, Cologne, Conrad Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott Fenell, Flournoy, Foran, Frew Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox Lanterman, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Mulford, Pattee Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto Stanton, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Zberg, Zenovich, and Mr Speaker—75

NOES—None

Consideration of House Resolution No. 75

By Assemblyman Unruh

House Resolution No. 75—Commending the Sacramento Community Welfare Council

NOTE The full text of House Resolution No 75 appears at pages 219 and 220 of the Assembly Daily Journal for March 23, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Beloth, Booth, Britschgi, Burgener, Carrell, Casey, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Fenell, Flournoy, Foran, Frew Gaffney, Garrigus, Gonsalves Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford Ryan, Song, Soto Stanton, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Zberg Zenovich, and Mr Speaker—75

NOES—None

Consideration of House Resolution No. 74

By Assemblyman Unruh

House Resolution No. 74—Relative to commending the persons associated with American Host Program and urging its support

NOTE The full text of House Resolution No 74 appears at page 219 of the Assembly Daily Journal for March 23 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist Ashcraft, Badham, Bagley Bane, Barnes, Bee Beilenson, Beloth Booth, Britschgi, Burgener, Carrell, Casey, Collier, Cologne, Conrad, Crown, Cusanovich Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott Fenell, Flournoy, Foran, Frew Gaffney Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks McMillan, Meyers, Mihas, Mills, Monagan, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford Ryan, Song, Soto Stanton, Thelin Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore Williamson, Willson Winton, Young, Zberg, Zenovich, and Mr Speaker—75

NOES—None

Consideration of House Resolution No 77

By Assemblymen Moreno and Gonsalves

House Resolution No 77—Commending Joe R Ramirez

NOTE The full text of House Resolution No 77 appears at pages 220 and 221 of the Assembly Daily Journal for March 23, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dennemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Miias, Mills, Monagan, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Thelin, Thomas, Veneman, Vevsey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Zberg, Zenovich, and Mr. Speaker—75

NOES—None

Consideration of House Resolution No 79

By Assemblyman Frew

House Resolution No 79—Relative to the Porterville Union High School and Junior College Studio Band

NOTE The full text of House Resolution No 79 appears at pages 221 and 222 of the Assembly Daily Journal for March 23, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dennemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Miias, Mills, Monagan, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Thelin, Thomas, Veneman, Vevsey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Zberg, Zenovich, and Mr. Speaker—75

NOES—None

Consideration of House Resolution No 85

By Assemblyman Gonsalves

House Resolution No. 85—Commending the Cerritos College Phi Beta Lambda Business Club

NOTE The full text of House Resolution No 85 appears at pages 224 and 225 of the Assembly Daily Journal for March 23, 1964

Resolution read and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dennemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Miias, Mills, Monagan, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Thelin, Thomas, Veneman, Vevsey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Zberg, Zenovich, and Mr. Speaker—75

NOES—None

Consideration of House Resolution No 95

By Assemblyman Mulford

House Resolution No 95—Relative to Mr. Adelbert Abraham Campbell

NOTE The full text of House Resolution No 95 appears at page 263 of the Assembly Daily Journal for March 24 1964

Resolution read and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dennemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene,

Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Mobley, Mills, Monagan, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Thelin, Thomas, Veneman, Vasey, Waite, Waldie, Warren, Wedmore, Williamson, Willson, Winton, Young, Zberg, Zenovich, and Mr. Speaker—75

NOES—None

Consideration of House Resolution No. 96

By Assemblymen Kennick and Deukmejian

House Resolution No. 96—Relative to the Tenth Anniversary of the City of Lakewood

NOTE: The full text of House Resolution No. 96 appears at pages 263 and 264 of the Assembly Daily Journal for March 24, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Bedenson, Beloth, Booth, Britschgi, Burgener, Carrell, Casey, Collier, Cologne, Conrad, Crown, Cusanovich, Dameron, Dannenmeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Farrell, Fleming, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Mobley, Mills, Monagan, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Thelin, Thomas, Veneman, Vasey, Waite, Waldie, Warren, Wedmore, Williamson, Willson, Winton, Young, Zberg, Zenovich, and Mr. Speaker—75

NOES—None

Consideration of House Resolution No. 101

By Assemblymen Foran, Gaffney, Marks, and Meyers

House Resolution No. 101—Congratulating Emil J. Weber

NOTE: The full text of House Resolution No. 101 appears at pages 265 and 266 of the Assembly Daily Journal for March 24, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Bedenson, Beloth, Booth, Britschgi, Burgener, Carrell, Casey, Collier, Cologne, Conrad, Crown, Cusanovich, Dameron, Dannenmeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Farrell, Fleming, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Mobley, Mills, Monagan, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Thelin, Thomas, Veneman, Vasey, Waite, Waldie, Warren, Wedmore, Williamson, Willson, Winton, Young, Zberg, Zenovich, and Mr. Speaker—75

NOES—None

CONSENT CALENDAR—SENATE BILLS

Senate Concurrent Resolution No. 7—Relative to the California Law Revision Commission

Resolution read, and adopted by the following vote.

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Bedenson, Beloth, Booth, Britschgi, Burgener, Carrell, Casey, Collier, Cologne, Conrad, Crown, Cusanovich, Dameron, Dannenmeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Farrell, Fleming, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Mobley, Mills, Monagan, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Thelin, Thomas, Veneman, Vasey, Waite, Waldie, Warren, Wedmore, Williamson, Willson, Winton, Young, Zberg, Zenovich, and Mr. Speaker—75

NOES—None

Resolution ordered transmitted to the Senate

Senate Concurrent Resolution No. 8—Relative to expenses of the Joint Interim Committee on Law Revision

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Banc, Barnes, Bee, Bedenson, Beloth, Booth, Britschgi, Burgener, Carrell, Casey, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Thelin, Thomas, Veneman, Vesey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Zberg, Zenovich, and Mr. Speaker—75

NOES—None

Resolution ordered transmitted to the Senate

Senate Concurrent Resolution No. 14—Approving amendments to the Charter of the City of Riverside a municipal corporation in the County of Riverside, State of California, voted for and ratified by the qualified electors of the city at a special municipal election held therein on the 25th day of February, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Banc, Barnes, Bee, Bedenson, Beloth, Booth, Britschgi, Burgener, Carrell, Casey, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Thelin, Thomas, Veneman, Vesey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Zberg, Zenovich, and Mr. Speaker—75

NOES—None

Resolution ordered transmitted to the Senate

ANNOUNCEMENTS

Speaker pro Tempore Bee announced that Mr. McMillan had at his desk a resolution relative to commending Mrs. John F. Kennedy, and invited all Members who desired to become coauthors of the measure to go to Mr. McMillan's desk and affix their signatures to the resolution before its introduction

REPORTS OF STANDING COMMITTEES

Committee on Rules

Assembly Chamber, March 31, 1964

Mr. Speaker: Your Committee on Rules reports

Assembly Concurrent Resolution No. 13

With the recommendation: Be adopted, as amended

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above resolution be placed on the Consent Calendar

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, March 31, 1964

Mr. Speaker: Your Committee on Rules reports

Assembly Concurrent Resolution No. 21

With the recommendation: Be adopted

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above resolution be placed on the Consent Calendar

BANE, Chairman

Above resolution ordered engrossed

Assembly Chamber, March 31, 1964

Mr Speaker Your Committee on Rules reports
Assembly Concurrent Resolution No 24
With the recommendation Be adopted

BANE, Chairman

Above resolution ordered engrossed

Assembly Chamber, March 31, 1964

Mr Speaker Your Committee on Rules reports
Senate Concurrent Resolution No 9
With the recommendation Be adopted
Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolution be placed on the Consent Calendar

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, March 31, 1964

Mr Speaker Your Committee on Rules reports
House Resolution No 114
With the recommendation That the resolution be retained in committee, and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study.

BANE, Chairman

Subject matter of the above resolution referred to the Committee on Rules

Assembly Chamber, March 31, 1964

Mr Speaker Your Committee on Rules reports
House Resolution No. 118
With the recommendation: Be adopted

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, March 31, 1964

Mr Speaker Your Committee on Rules reports
House Resolution No 117
House Resolution No 120
House Resolution No 122
With the recommendation: Be adopted
Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3 the committee recommends that the above resolutions be placed on the Consent Calendar

BANE, Chairman

Above resolutions ordered on file

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

The following resolution was offered

Assembly Concurrent Resolution No. 32: By Assemblyman Bane—Relative to adoption of the Joint Rules of the Senate and Assembly

Referred by the Speaker pro Tempore to the Committee on Rules

ANNOUNCEMENTS

Speaker pro Tempore Bee announced that Mr Burgener had a resolution at his desk relative to the Republican National Convention, and invited all Members who desired to become coauthors of the resolution to go to Mr Burgener's desk and affix their signatures to the resolution before its introduction

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

The following resolution was offered

Assembly Concurrent Resolution No. 33: By Assemblymen McMillan, Kennick, Rumford, Unruh, Allen, Ashcraft, Barnes, Bee, Beilenson, Belotti, Booth, Burgener, Carrell, Casey, Conrad, Crown, Dannemeyer, Assemblywoman Davis, Assemblymen Dills, Dymally, Elliott, Flournoy, Foran, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Marks, Meyers, Mobas, Mills, Mulford, Pattee, Petris, Porter, Quimby, Ryan, Song, Soto, Thelin, Thomas, Veysey, Waldie, Warren, Whetmore, Willson, and Zenovich—Relative to commending Mrs John F Kennedy

Referred by the Speaker pro Tempore to the Committee on Rules

ANNOUNCEMENTS

Mr Donovan announced that there would be cars in the basement on adjournment for those Members attending the Governor's luncheon today

APPROVAL OF JOURNALS

On motion of Mr Waldie, the Assembly Daily Journals for Monday, March 23, 1964, Tuesday, March 24, 1964, Wednesday, March 25, 1964, and Thursday, March 26, 1964, were approved, as corrected by the Minute Clerk

ADJOURNMENT

At 11 54 a m , on motion of Mr Waldie, the Speaker pro Tempore declared the Assembly adjourned until 11 30 a m , Wednesday, April 1, 1964

JESSE M UNRUH, Speaker

ANABEL WHANG, Minute Clerk

CALIFORNIA LEGISLATURE

1964 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

TWENTY-FIFTH LEGISLATIVE DAY

FORTIETH CALENDAR DAY

IN ASSEMBLY

Assembly Chamber
Wednesday, April 1, 1964

The Assembly met at 11 11 a m
Hon Carlos Bee, Speaker pro Tempore of the Assembly, presiding
Chief Clerk James D Driscoll at the Desk
Assistant Clerk Malcolm MacIntyre reading

ROLL CALL

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

Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Burkhalter, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Dymally, Elliott, Ferrell, Flournoy, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Meyers, Mias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Yersey, Waite, Waldie, Warren, Wheatmore, Williamson, Willson, Winton, Young, Zberg, Zenovich, and Mr Speaker—74

Quorum present

PRAYER

The following prayer was offered by the Reverend Don Cornish, Minister of Christian Education, Fremont Presbyterian Church

Most Gracious God, Thou who art the Creator and the Father of us all, we humbly beseech Thee to be present with these Thy servants here assembled

Grant unto them the benediction of Thy love, that where there is strife there might be unity, that where there are doubts there might be understanding, and where there is timidity there might be courage of convictions

We give Thee thanks for raising up such men as these who are willing to serve in a most difficult time May they know that in Thee there is strength to complete even the most difficult of tasks

Give them, Oh God, wisdom to meet the challenge of this State, in this day, through the grace of Jesus Christ, our Lord —AMEN

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Bee, Mr Young then led the Assembly in the pledge of allegiance to the Flag

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Mr Monagan, seconded by Mr Cologne

LEAVES OF ABSENCE FOR THE DAY

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

Mr Donovan, on request of the Speaker pro Tempore

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

Mr Marks, on motion of Mr Conrad

Mr Foran, on request of the Speaker pro Tempore

The following Member was granted leave of absence for the day, and desired to waive his per diem

Mr McMillan, on motion of Mr Kennick

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Bill No. 159. By Assemblyman Waite—An act to amend Section 14067 of the Education Code, relating to teachers' retirement

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 160: By Assemblyman Alquist—An act to amend Section 16645 19 of the Education Code, relating to child care center employees' retirement.

Held at desk by order of the Speaker pro Tempore

RESOLUTIONS

The following resolutions were offered

By Assemblyman Soto

House Resolution No 134

Relative to an investigation of casualty insurance companies insuring motor truck carriers

WHEREAS, For-hire truck carriers and other commercial fleet operators are required by law to maintain public liability and property damage insurance, and

WHEREAS, Such fleet carriers for the protection of their employees, and for the health safety and welfare of the general public, maintain comprehensive general liability coverage from one insurance company covering all employees, and

WHEREAS, Some motor vehicle insurance companies have canceled such policies or have threatened to cancel coverage unless an employer discharge one or more of his employees, and

WHEREAS, Presently, there is no provision in the law requiring an insurer to give specific reasons for cancellation, and

WHEREAS, In many cases these employees have had excellent safety and employment records with their employers, and

WHEREAS, Under the present law there is no provision for either employee or employer to appeal to the California State Insurance Commissioner when such action is taken by an insurer, now, therefore be it

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is hereby directed to assign to an appropriate interim committee a study of the practices of insurers in the cancellation of comprehensive general liability policies without detailed explanations and verifications to employers who are motor truck carriers, the right of an employer or employee to appeal such

action to the Insurance Commissioner, and related matters and to direct such committee to report thereon to the Assembly not later than the fifth legislative day of the 1965 General Session

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Mulford

House Resolution No. 135

Relative to a study relating to billing practices

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is directed to refer for study to an appropriate interim committee the subject of deceptive billing practices, including, for example, the practice of sending a bill (or order) for unordered services that is so designed as to resemble the bill of a public utility, and that such interim committee shall report its findings and recommendations to the Assembly no later than the fifth legislative day of the 1965 Regular Session

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblymen Pattee, Gaffney, and Stanton

House Resolution No. 136

Relative to American Heritage Day

WHEREAS, It behooves the people of our State and of our country to reflect upon our glorious past upon which the preeminence of the United States of today is based, and

WHEREAS, This could best be accomplished if a special day could be set aside for that purpose, and

WHEREAS, With this in mind, the California-Nevada-Hawaii District of Kiwanis International has initiated a campaign to observe the third day of July as "American Heritage Day" on which all American citizens may meditate upon our country's great past and rededicate themselves to the ideals of Americanism, and

WHEREAS, Such an occasion would serve to focus the attention of our people toward the things they might do to enable our nation to retain its rightful place in world leadership, now therefore, be it

Resolved by the Assembly of the State of California, That the Members urge all Californians to pause on the third day of July to reflect on the meaning of the Fourth of July and those other events in our nation's past which contribute to its present and future growth, 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. Gerald Reuse, the 1964 Chairman of the Public and Business Affairs Committee of Kiwanis International, California-Nevada-Hawaii District

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

RE-REFERENCE OF BILLS PURSUANT TO RULE NO. 67

On advice of the Legislative Counsel, and pursuant to the provisions of Rule No. 67, Speaker pro Tempore Bee ordered the following bills re-referred to the Committee on Ways and Means

Assembly Bills Nos. 47 and 38.

INTRODUCTION OF GUESTS

Speaker pro Tempore Bee introduced Mrs. Evelyn Dannemeyer and Kim Dannemeyer, the wife and daughter of Assemblyman William E. Dannemeyer, of Fullerton, and Mrs. Dorothy Peterson, Carol Peterson, Marty Peterson, and Heidi Peterson, of Anaheim, to the Members, who joined in welcoming them on their visit to the Assembly Chamber

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

The following bills were introduced, and read the first time

Assembly Bill No 161. By Assemblyman Veysey—An act to amend Section 1414 of the Education Code, relating to the conduct of elections

Held at desk by order of the Speaker pro Tempore

Assembly Concurrent Resolution No 34: By Assemblyman Veysey—Relative to farm employment

Referred by the Speaker pro Tempore to the Committee on Rules

Assembly Concurrent Resolution No 35: By Assemblyman Veysey—Relative to personnel techniques in farm employment

Referred by the Speaker pro Tempore to the Committee on Rules

RESOLUTIONS

The following resolution was offered

By Assemblyman Veneman

House Resolution No. 137

Relative to commending Mrs Dorothy Magladry

WHEREAS, Mrs Dorothy Magladry has served as the Executive Director of the Stanislaus County Branch of the American Cancer Society since 1957, and

WHEREAS, She has dedicated a lifetime of service to the needs of the community, serving as a member of the Soroptimist Club, as a member of the Association of Social Agencies and for many devoted hours day after day, as a gray lady at Hammond General Hospital in Modesto during World War II when she was always available at any moments call, and

WHEREAS, Upon her appointment as Executive Director of the Cancer Society on October 14, 1957 the number of volunteer workers was a mere 350, which number has vigorously increased through her undivided efforts to an impressive 2,700 volunteers presently working for the Cancer Society, and

WHEREAS, The donations collected by the Cancer Society has likewise increased by her exuberance from $20,544.89 in 1958 to $28,086.62 in 1963 which added to all other sources of the United Crusades income set a grand total of $128,016.35 and

WHEREAS, The Legislature has learned that Mrs Magladry was struck by an automobile and seriously injured while walking to the office of the Cancer Society on December 26, 1963, and

WHEREAS, Her public service, her public spirit and her wonderful accomplishments are an inspiration to all, now, therefore be it

Resolved by the Assembly of the State of California, That the Members extend their appreciation and commendation to Mrs Dorothy Magladry for her public service and wish her a speedy and complete recovery from her accident, 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 Dorothy Magladry

Request for Unanimous Consent

Mr Veneman was granted unanimous consent to take up House Resolution No 137 without reference to committee or file

Resolution read, and adopted unanimously

INTRODUCTION OF GUESTS

Assemblyman Jerome R Waldie of Antioch introduced 40 Sisters of St Joseph of Carondelet, from the Oakland Diocese whereupon the Members joined in welcoming them on their visit to the Assembly Chamber

REQUEST FOR UNANIMOUS CONSENT

Mr Waldie was granted unanimous consent that photographers and representatives of the press be permitted on the floor of the Assembly, for the purpose of taking pictures of the Sisters previously introduced

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

The following resolution was offered

Assembly Concurrent Resolution No 36 By Assemblymen Mulford, Whetmore, Britschgi Burgener, Asheratt, Badham, Bagley, Barnes, Belotti, Chapel, Collier, Cologne Conrad, Cusanovich, Dannemeyer, Deukmejian Donovan Flournoy, Foran, Hinckley, Holmes, Marks, Mihas, Mills, Monagan, Pattee Petris, Ryan, Stevens Thelin, Veneman, Veysey, Williamson, and Z'berg—Relative to the selection of Frank Lanterman as organist for the 1964 Republican National Convention

Referred by the Speaker pro Tempore to the Committee on Rules

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, March 31, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Bill No 7
And reports the same correctly re-engrossed

POWERS, Chairman

Above bill ordered to the Consent Calendar

Assembly Chamber, March 31, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Bill No 75
And reports the same correctly engrossed

POWERS, Chairman

Above bill re-referred to the Committee on Elections and Reapportionment

Assembly Chamber, March 31, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Bill No 31
And reports the same correctly re-engrossed

POWERS, Chairman

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

Assembly Chamber, March 31 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Bill No 101
And reports the same correctly engrossed

POWERS, Chairman

Above bill re-referred to the Committee on Education

Assembly Chamber, March 31, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No 21
And reports the same correctly engrossed

POWERS, Chairman

Above resolution ordered to the Consent Calendar

Assembly Chamber, March 31, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No 24

And reports the same correctly engrossed

POWERS, Chairman

Above resolution ordered on file

Assembly Chamber, April 1, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Bill No 118

And reports the same correctly engrossed

POWERS, Chairman

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

Committee on Municipal and County Government

Assembly Chamber, March 31, 1964

Mr Speaker Your Committee on Municipal and County Government reports Senate Bill No 40

With the recommendation Do pass

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above bill be placed on the Consent Calendar

KNOX, Chairman

Above bill ordered to second reading

Committee on Rules

Assembly Chamber, April 1 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 111

With the recommendation Be adopted, as amended

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3 the committee recommends that the above resolution be placed on the Consent Calendar

BANE, Chairman

Above resolution ordered on file

REFERENCE OF BILLS TO COMMITTEE

Speaker pro Tempore Bee announced that Speaker Unruh has referred the following bill to the following committee

Assembly Bill No	*Committee*
158	Judiciary

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No 37—An act to amend Section 20751 of the Education Code, relating to school districts, declaring the urgency thereof, to take effect immediately

Bill read second time, and ordered engrossed

Assembly Bill No. 126—An act making an appropriation for the compensation of certain academic employees of the State, to take effect immediately

Bill read second time, and ordered engrossed

Assembly Bill No. 32—An act to amend Sections 1822 4, 1823, 19590 and 21754 of the Education Code, relating to school districts

Bill read second time, and ordered engrossed

Assembly Bill No. 95—An act to amend Sections 6352, 6903, 17301, 17303 5, 17402, 17404, 17601 1, 17654 5 17655 5, 17656, 17660, 17664, 17665, 17665 5, 17666 2, 17702 17906 2, 17920, 17921, 17922, 17924, 17925 17951, 18106, 18302, 18303 18451 and 20751 of, to repeal Sections 10303, 17653, and 17654 of, to repeal Article 7 2 (commencing with Section 17940) of Chapter 3 of Division 14 of, and to add Sections 6904 1 and 17652 to, the Education Code, relating to financial support of the public schools

Bill read second time

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Education, were read, and adopted

Amendment No. 1

On page 3 of the printed bill, strike out line 17, and insert "Forty-seven dollars and seventy-six cents ($47 76) per pupil in average daily atten-"

Amendment No 2

On page 4, line 28, strike out "to a", and insert "to"

Amendment No. 3

On page 4, strike out line 30 and insert
"(b) Three dollars and sixty-three cents ($3 63) multiplied by the total"

Amendment No 4

On page 4, strike out line 39, and insert "Ten dollars ($10) multiplied by the total average daily attend-"

Amendment No 5

On page 4 strike out line 46, and insert
"(d) Three dollars and six cents ($3 06) multiplied"

Amendment No 6

On page 5, strike out line 1, and insert
"(e) Eighty cents ($0 80) multiplied by the aver-

Amendment No 7

On page 5 strike out line 7, and insert
(f) Twenty-eight dollars and sixty-seven cents ($28 67)"

Amendment No 8

On page 15 line 30, strike out "ninety", and insert "ninety-nine"

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

Communication From Chief Clerk

The following communication from the Chief Clerk was received, and read

April 1, 1964

Honorable Jesse M Unruh
Speaker of the Assembly

Dear Mr Speaker In Amendment No 1 to Assembly Bill No 95, 1964, First Extraordinary Session, in the language to be added the "d" has been omitted from the word "attend-" so that the amendment fits the bill If this were not done, the amended bill would read "attenddance"

Sincerely yours,

JAMES D DRISCOLL, Chief Clerk of the Assembly

Assembly Bill No. 128—An act to amend Sections 20801 and 20801.1 of the Education Code, relating to school district taxation, declaring the urgency thereof, to take effect immediately

Bill read second time, and ordered to third reading

Assembly Constitutional Amendment No. 1—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 18 of Article XI, relating to school districts

Resolution read

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Rules, was read, and adopted

Amendment No. 1

On page 1, line 20, of the printed measure strike out the first "the"

Resolution ordered reprinted, and engrossed

Assembly Concurrent Resolution No. 13—Relative to airline regulation

Resolution read

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Rules were read, and adopted

Amendment No. 1

On page 1, line 13, of the printed measure strike out "now, therefore,", and strike out lines 14 to 17, inclusive, and insert "and

WHEREAS, The Public Utilities Commission adopted on March 17, 1964,"

Amendment No. 2

On page 2, line 5, after "violated,", insert "now, therefore, be it

Resolved by the Assembly of the State of California the Senate thereof concurring, That the Legislature of the State of California commends the Public Utilities Commission and its staff for the swift action taken with respect to the insurance of commercial airline carriers."

Resolution ordered reprinted, engrossed, and to be placed on the Consent Calendar

Assembly Bill No. 140—An act to amend Section 6651.5 of the Elections Code, relating to the conduct of elections

Bill read second time, and ordered to third reading

SENATE BILLS ON SECOND READING FILE PURSUANT TO RULE NO. 76

Pursuant to Rule No. 76, the following Senate bill was this day on the second reading file

Senate Bill No. 38, ordered to third reading

SECOND READING OF SENATE BILLS

Senate Bill No. 15—An act to amend Section 986.5 of the Military and Veterans Code, relating to the Veterans Farm and Home Purchase Act of 1943

Bill read second time, and ordered to third reading

Senate Bill No. 10—An act to add Section 25450 30 to the Education Code, relating to junior colleges, declaring the urgency thereof, to take effect immediately

Bill read second time, and ordered to third reading

MESSAGES FROM THE SENATE

Senate Chamber, March 31, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day adopted

Assembly Concurrent Resolution No 4

J A BEEK, Secretary of the Senate
By Tom Kane, Assistant Secretary

Above resolution ordered enrolled

Senate Chamber, March 31, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day adopted

Senate Joint Resolution No 2

J A BEEK, Secretary of the Senate
By Tom Kane, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read

Senate Joint Resolution No. 2—Relative to federal regulation of boxing

Referred by the Speaker pro Tempore to the Committee on Rules

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

Assembly Bill No. 8—An act to amend Section 802 of the Agricultural Code, relating to grapes, and declaring the urgency thereof, to take effect immediately

Bill read third time

Urgency Clause

Urgency clause read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Cusanovich Danielson, Dannemeyer, Davis, Deukmejian, Dills, Dymally Elliott Fenell Flournoy, Flew, Gaffney Garrigus Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson Kennick, Knox, Lanterman, Meyers, Milias, Mills, Monagan, Moreno Mulford Pattee Petris Porter, Powers Quimby, Rumford, Ryan, Song, Soto, Stevens, Thelin Thomas, Veysey, Waite, Waldie, Warren, Whetmore, Williamson Willson Winton, Young, Zberg Zenovich, and Mr Speaker—70
NOES—None

The question being on the passage of the bill

Bill passed by the following vote

AYES—Allen, Alquist, Ashcraft Badham, Bagley, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Cusanovich Danielson, Dannemeyer, Davis, Deukmejian Dills, Dymally Elliott, Fenell Flournoy, Flew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes Johnson, Kennick Knox, Lanterman Meyers Milias, Mills, Monagan, Moreno, Mulford Pattee Petris Porter, Powers, Quimby Rumford, Ryan, Song, Soto, Stevens Thelin Thomas Veysey, Waite Waldie Warren, Whetmore, Williamson Willson Winton, Young, Zberg Zenovich, and Mr Speaker—70
NOES—None

Bill ordered transmitted to the Senate

Assembly Concurrent Resolution No. 24—Relative to the State Teachers' Retirement System

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Danielson, Dunnemeyer, Davis, Deukmejian, Dills, Dymally, Elliott, Ferrell, Flournoy, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Meyers, Mobley, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Potter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich and Mr. Speaker—71

NOES—None

Resolution ordered transmitted to the Senate

Consideration of House Resolution No. 118

By Assemblyman Z'berg

House Resolution No. 118—Relating to the Annual Red Mass

NOTE: The full text of House Resolution No. 118 appears at pages 341 and 342 of the Assembly Daily Journal for March 26, 1964.

Resolution read, and adopted unanimously

THIRD READING OF SENATE BILLS

Senate Bill No. 1—An act to add Sections 45.5 and 45.6 to the Citrous Pest District Control Act (Chapter 89 of the Statutes of 1939), relating to citrous trees, and declaring the urgency thereof, to take effect immediately.

Bill read third time and presented by Mr. Frew

Urgency Clause

Urgency clause read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusenovich, Danielson, Dunnemeyer, Davis, Deukmejian, Dills, Dymally, Elliott, Ferrell, Flournoy, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Meyers, Mobley, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Potter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr. Speaker—73

NOES—None

The question being on the passage of the bill

Bill passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusenovich, Danielson, Dunnemeyer, Davis, Deukmejian, Dills, Dymally, Elliott, Ferrell, Flournoy, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Meyers, Mobley, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Potter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr. Speaker—73

NOES—None

Bill ordered transmitted to the Senate

Senate Bill No. 19—An act to amend Sections 671, 873, 20102, and 20401 of, to amend the heading of Chapter 2 (commencing with Section 20400) of Division 15 of, to repeal Section 871 of, and to add Sections 20107, and 20402.1 to, the Education Code, relating to the public school system, declaring the urgency thereof, to take effect immediately

Bill read third time, and presented by Mr. Greene

Urgency Clause

Urgency clause read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Dymally, Elliott, Ferrell, Flournoy, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stevens, Thelin, Thomas, Veneman, Vevsey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr. Speaker—73

NOES—None

The question being on the passage of the bill

Bill passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Dymally, Elliott, Ferrell, Flournoy, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stevens, Thelin, Thomas, Veneman, Vevsey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr. Speaker—73

NOES—None

Bill ordered transmitted to the Senate

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Consideration of House Resolution No. 76

By Assemblyman Mulford

House Resolution No. 76—Relative to commending Dr. Wallace Sterling, President of Stanford University

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NOTE: The full text of House Resolution No. 76 appears at page 220 of the Assembly Daily Journal for March 23, 1964.

Resolution read

Members Made Coauthors of House Resolution No. 76

Mr. Mulford was granted unanimous consent that all Members so desiring be placed upon House Resolution No. 76 as coauthors

Roll Call

The following Members indicated a desire to become coauthors

Assemblymen Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Assemblywoman Davis, Assemblymen Deukmejian, Dills, Dymally, Elliott, Ferrell, Flournoy, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Meyers, Milias, Mills, Monagan, Moreno, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stevens, Thelin, Thomas, Unruh, Veneman, Vevsey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Zenovich

The question being on the adoption of House Resolution No 76, as amended

Resolution read, as amended, and adopted unanimously

RESOLUTION REMOVED FROM CONSENT CALENDAR

On request of Mr Bagley, House Resolution No 120 was removed from the Consent Calendar

Request for Unanimous Consent

Mr Bagley was granted unanimous consent that Senator McCarthy be placed upon House Resolution No 120, as a coauthor

Request for Unanimous Consent

Mr Bagley was granted unanimous consent to take up House Resolution No 120, as amended, without reference to file

Consideration of House Resolution No 120, as Amended

By Assemblyman Bagley (Coauthor Senator McCarthy)

House Resolution No. 120—Relative to Mr Roger P Garety

NOTE The full text of House Resolution No 120 appears at page 342 of the Assembly Daily Journal for March 26, 1964

Resolution read, as amended, and adopted unanimously

CONSIDERATION OF DAILY FILE (RESUMED)
CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the first item on the Consent Calendar

CONSENT CALENDAR—ASSEMBLY BILLS

Consideration of House Resolution No 86

By Assemblyman Porter

House Resolution No. 86—Commending Lieutenant Manuel Correa

NOTE The full text of House Resolution No 86 as amended March 30, 1964, appears at page 427 of the Assembly Daily Journal for March 30, 1964

Resolution read and adopted by the following vote

AYES—Allen, Alquist, Ashcraft Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Brutsche, Burgener, Carrell, Casey, Chapel, Collier, Cologne Conrad, Crown, Cusanovich, Dahlson, Dunnemeyer Davis, Deukmejian, Dills, Dymally Elliott, Ferrell, Flournoy, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick Knox, Lanterman, Meyers, Mobias, Mills, Monagan, Moreno, Mulford, Patter, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song Soto, Stanton, Stevens, Thelin Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Zberg, Zenovich, and Mr Speaker—74

NOES—None

CONSENT CALENDAR—SENATE BILLS

Senate Bill No. 28—An act to convey certain tide and submerged lands situated in Solano County, to the City of Benicia, in furtherance of navigation, commerce, and fisheries upon certain trusts and conditions and providing for the government, management, use, and control thereof

Bill read third time and passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Bellenson, Beretti Booth Brtitschgi, Burgener, Carrell Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Dymally, Elliott, Ferrell, Flournoy, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin Thomas, Veneman, Vevser, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—74

NOES—None

Bill ordered transmitted to the Senate

Senate Bill No. 20—An act to amend Section 13 of Chapter 788 of the Statutes of 1959, relating to the Yuba County Water Agency

Bill read third time, and passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Bellenson, Beretti, Booth, Brtitschgi, Burgener, Carrell, Casey, Chapel Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills Dymally, Elliott, Ferrell, Flournoy, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman Vevser, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—74

NOES—None

Bill ordered transmitted to the Senate

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

The following resolution was offered

Assembly Constitutional Amendment No. 8: By Assemblymen Pattee, Donovan, Holmes, McMillan, Bee, Kennick, Petris, and Waldie—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 23 to Article XX thereof, relating to use of lottery proceeds for school finance

Held at desk by order of the Speaker pro Tempore

RESOLUTIONS

The following resolutions were offered

By Assemblymen Greene and Powers

House Resolution No. 138

Relative to state park and recreation area sites along the American and Sacramento Rivers

WHEREAS, The scenic and recreational resources to be found along the navigable length of the American and Sacramento Rivers are exceptional, attracting thousands of persons seeking areas suitable for a variety of recreation activities, and

WHEREAS, There is an increasing need for recreational facilities along portions of the American and Sacramento Rivers to serve the public, acquisition of riverfront lands being necessary for this purpose, and

WHEREAS, The acquisition and development of lands along the American and Sacramento Rivers are also necessary to provide launching, berthing, and refuge facilities for the rapidly increasing number of pleasure boaters from all parts of the State, and

WHEREAS, The acquisition and development of lands along the American and Sacramento Rivers could have recreational hiking, riding and biking paths with a number of inexpensive overnight stopovers such as youth hostels which would enhance California's tourist industry, and

WHEREAS, Proposition No. 1 at the November 1964 general election provides for expenditures of $150,000,000 for acquiring and developing state and regional beach, park, recreational, and historical facilities, and

WHEREAS, Failure to initiate project studies prior to the passage of Proposition No 1 will result in the delay of one year on the legislative approval of these projects, now, therefore, be it

Resolved by the Assembly of the State of California, That the Department of Parks and Recreation is directed to undertake a study to determine the feasibility of establishing state park and recreation areas along the American and Sacramento Rivers and to comply with the provisions of the Cameron-Unruh Beach, Park, Recreational, and Historical Facilities Bond Act of 1964 , and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a copy of this resolution to the Director of Parks and Recreation

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblymen Rumford, Bee, and Mulford

House Resolution No 139

Memorializing Edgar S Hurley

WHEREAS, It is with deep regret that the Members of the Assembly of the State of California have learned of the recent death of Edgar Sanders Hurley, a former Member of the California Legislature, who during his lifetime of service as a legislator, civic leader, friend of the workingman and businessman made a great contribution to his community and our State, and

WHEREAS, "Tex" Hurley was born at Franklin, Robertson County Texas on July 12, 1883, and spent his childhood living on farms and cattle ranches in Texas until he came to California in 1904, and

WHEREAS, As a young man he learned the electricians trade and early showed his future promise when he was employed by the San Francisco Municipal Railway as that railways first superintendent, and

WHEREAS, "Tex" Hurley became active in the emerging labor movement as an officer of the International Brotherhood of Electrical Workers and later as President of the Central Labor Council of Oakland, and

WHEREAS He then turned his efforts toward the State Legislature and was first elected to the Assembly in 1918 and after serving two terms there was elected State Senator from the 16th District in 1922 and served ably in the Senate for two terms and

WHEREAS, While a Member of the Legislature, Edgar S Hurley advocated many significant legislative measures including numerous progressive labor bills which brought many needed benefits to California workingmen and earned him the respect and admiration of his fellow citizens, and

WHEREAS, Mr Hurley was continuously active through the years outside the Legislature in civic matters and politics is a labor leader, member of numerous civic fraternal and business organizations and sought continuously to be of assistance to those around him, now therefore, be it

Resolved by the Assembly of the State of California, That the Members express their sadness at the passing of Edgar Sanders Hurley and extend their condolences to the members of his family , and be it further

Resolved, That the Chief Clerk of the Assembly shall transmit a suitably prepared copy of this resolution to the family of Edgar Sanders Hurley

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

REPORTS OF STANDING COMMITTEES

Committee on Natural Resources, Planning, and Public Works

Assembly Chamber, April 1, 1964

Mr Speaker: Your Committee on Natural Resources, Planning, and Public Works reports

Assembly Bill No 19
Assembly Bill No 30

With the recommendation: That the bills be retained in committee, and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study

Z BERG, Chairman

Subject matter of the above bills referred to the Committee on Rules

Assembly Chamber, April 1, 1964

Mr Speaker Your Committee on Natural Resources, Planning, and Public Works reports

Assembly Bill No 29
Assembly Bill No 36

With the recommendation Do pass

Z BERG, Chairman

Above bills ordered to second reading

Committee on Ways and Means

Assembly Chamber, March 31, 1964

Mr Speaker Your Committee on Ways and Means reports

Assembly Bill No 115

With the recommendation Do pass

CROWN, Chairman

Above bill ordered to second reading

Assembly Chamber, March 31, 1964

Mr Speaker Your Committee on Ways and Means reports

Assembly Bill No 116

With amendments with the recommendation Amend and re-refer to the Committee on Ways and Means

CROWN, Chairman

Above bill ordered to second reading

Assembly Chamber, March 31, 1964

Mr Speaker The Chairman of your Committee on Ways and Means reports

Assembly Bill No 88

With author's amendments with the recommendation Amend, and re-refer to the Committee on Ways and Means

CROWN, Chairman

SECOND READING OF ASSEMBLY BILL NO. 88 (PURSUANT TO RULE NO 59.5)

Assembly Bill No. 88—An act to amend Sections 6352, 11451, 11451 01, 11451 02, 11451 04, 17262 17263 17263 2 17265, 17301, 17303 5, 17402, 17407, 17408 17604 17609, 17610, 17616, 17651, 17653, 17654, 17654 5, 17655 5, 17656, 17663 17664, 17665, 17665 5, 17666 2, 17702, 17751, 17801, 17851 17904, 17906 2, 17970, 18302, 18303, 18451, 18452, 18455, 18460, and 20751 of, to amend the headings of Articles 2, 3 4, 5, and 7 of Chapter 3 of Division 14 of, to amend and renumber the heading of Article 8 6 of Chapter 3 of Division 14 of, to amend and renumber Sections 17703 17704, and 17705 of, to repeal Sections 17263 1, 17602, 17660, 17662, 17901, 17902, 17907, 17908, 17909, and 17951 of, to repeal Articles 7 1 and 7 2 of Chapter 3 of Division 14 of, to add Sections 17602, 17617, 17618, 17619, 17660, 17660 5, 17662, 17665 7, 17703, 17901, 17902, 17951, and 20803 5 to, and to add an article heading between Sections 17665 5 and 17666 2 to make a separate Article 2 2 of Section 17666 2 in Chapter 3 of Division 14 of, to add Articles 2 4, 2 5, 8 6, and 8 8 to Chapter 3 of Division 14 of, and to add Chapter 3 5 to Division 16 of, the Education Code, relating to financial support of the public schools, and declaring the urgency thereof, to take effect immediately

Bill read second time

Motion to Amend

Mr Garrigus moved the adoption of the following amendments

Amendment No. 1

On page 2, line 6, of the printed bill as amended in Assembly March 25, 1964, strike out "district" and insert "districts"

Amendment No. 2

On page 5, line 20, strike out the comma

Amendment No. 3

On page 19, line 14, strike out "52", and insert "51.5"

Amendment No. 4

On page 24, line 37, strike out "17790", and insert "17995"

Amendment No. 5

On page 24, line 43 strike out "17990", and insert "17995"

Amendment No. 6

On page 24, line 49, strike out "17990", and insert "17995"

Amendments read, and adopted

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

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

Assembly Chamber, March 31, 1964

Mr Speaker Your Committee on Ways and Means reports

Assembly Bill No 74

With the recommendation That the bill be retained in committee, and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study

CROWN, Chairman

Subject matter of the above bill referred to the Committee on Rules

INTRODUCTION OF GUESTS

Speaker pro Tempore Carlos Bee of Hayward introduced Mr and Mrs Walter Cole of Cambria, the brother-in-law and sister of his secretary, Mrs Jeanne Sights, to the Members, who joined in welcoming them on their visit to the Assembly Chamber

Assemblyman John T Knox of Richmond introduced Senior American Government class representatives and student body presidents and vice presidents from all the high schools in Richmond, who were participating in the Elks National Youth Day Program, and were sponsored by the Elks Lodge of Richmond, whereupon the Members joined in welcoming them on their visit to the Assembly Chamber

Assemblyman Pearce Young of Napa introduced his mother, Mrs Paul Young, of Napa and Mrs Bernice Latham of Vallejo to the Members, who joined in welcoming them on their visit to the Assembly Chamber

ANNOUNCEMENTS

Speaker pro Tempore Bee announced that the Assembly would not be in session on Friday, April 3, 1964

ADJOURNMENT

At 11 51 a m , on motion of Mr Waldie, the Speaker pro Tempore declared the Assembly adjourned until 10 30 a m , Thursday, April 2, 1964

JESSE M UNRUH, Speaker

ANABEL WHANG, Minute Clerk

CALIFORNIA LEGISLATURE

1964 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

TWENTY-SIXTH LEGISLATIVE DAY
FORTY-FIRST CALENDAR DAY

IN ASSEMBLY

Assembly Chamber
Thursday, April 2, 1964

The Assembly met at 10 19 a m
Hon Carlos Bee, Speaker pro Tempore of the Assembly, presiding
Assistant Chief Clerk James A Lane at the Desk
Assistant Clerk Malcolm MacIntyre reading

ROLL CALL

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

Allen Alquist, Ashcratt, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth Brithcha, Burgener, Carrell Casey Chapel, Cologne Conrad, Crown, Cusanovich Danielson Dunnemeyer, Davis Deukmejian Dills, Donovan, Dymally Elliott, Ferrell Flournoy, Foran Frew, Gaffney, Garrigus, Gonsalves, Greene, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, Meyers, Milias, Mills, Monagan Moreno, Mulford, Pattee, Petris, Powers, Rumford, Song, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Whetmore, Williamson, Winton, Young Zberg, and Zenovich—67

Quorum present

PRAYER

The following prayer was offered by the Chaplain, Rev Robert R Ferguson

Thou Eternal Spirit, To whom all thoughts and desires are known, and who dost remove all of our masks and little pretensions, cleanse our thoughts and motives this day Give us wider horizons

May we not be so engulfed in our problems that we fail to feel concern for our sister state which has suffered such devastation and isolation Give spiritual, as well as physical determination to rebuild Increase faith, lest Thy children despair, and in asking for reasons, be aware that in this world we see only the back of the tapestry May they not only have our sentiments, but our assistance in bearing one another s burdens

In His Name —AMEN

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Bee, Mr Monagan then led the Assembly in the pledge of allegiance to the Flag

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Mr Petris, seconded by Mr Kennick

①

LEAVES OF ABSENCE FOR THE DAY

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

Mr Unruh, on request of the Speaker pro Tempore
Mr Henson, on request of the Speaker pro Tempore
Mr Waldie, on request of the Speaker pro Tempore
Mr Willson, on request of the Speaker pro Tempore
Mr Soto, on request of the Speaker pro Tempore
Mr Porter, on request of the Speaker pro Tempore
Mr Warren, on request of the Speaker pro Tempore
Mr Collier, on request of the Speaker pro Tempore
Mr Quimby, on request of the Speaker pro Tempore
Mr Ryan, on request of the Speaker pro Tempore

The following Member was granted leave of absence for the day, and desired to waive his per diem

Mr McMillan, on motion of Mr Kennick

ANNOUNCEMENTS

Speaker pro Tempore Bee announced the death on March 31 of Mrs Cesaria Soto the mother of Assemblyman Philip L Soto, of La Puente

INTRODUCTION OF GUESTS

Speaker pro Tempore Bee introduced Mrs Mary Olive Scott, of Thousand Oaks the sister of Assemblyman Walter W Powers, of North Sacramento, and the guest of Assemblyman Burt Henson, of Ventura, whereupon the Members joined in welcoming her on her visit to the Assembly Chamber

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following bills were introduced, and read the first time

Assembly Bill No. 162: By Assemblyman Knox—An act to amend Section 69582 of the Government Code, relating to superior courts

Referred by the Speaker pro Tempore to the Committee on Ways and Means

Assembly Concurrent Resolution No 37: By Assemblymen Elliott, Song, and Moreno—Relative to Pan American Week

Referred by the Speaker pro Tempore to the Committee on Rules

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, April 2, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No 13
And reports the same correctly engrossed

POWERS, Chairman

Above resolution ordered to the Consent Calendar

Assembly Chamber, April 1, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined
Assembly Bill No 42
Assembly Bill No 47
Assembly Bill No 126
And reports the same correctly engrossed

POWERS, Chairman

Above bills ordered to third reading

Committee on Elections and Reapportionment

Assembly Chamber, April 2, 1964

Mr Speaker Your Committee on Elections and Reapportionment reports
Assembly Constitutional Amendment No 6
With the recommendation That the resolution be re-referred to the Committee on Constitutional Amendments

ALLEN, Chairman

Above resolution re-referred to the Committee on Constitutional Amendments

Assembly Chamber April 2, 1964

Mr Speaker Your Committee on Elections and Reapportionment reports
Assembly Bill No 125
With the recommendation Do pass
Pursuant to the provisions of Joint Rules Nos 22 1, 22 2 and 22 3, the committee recommends that the above bill be placed on the Consent Calendar

ALLEN, Chairman

Above bill ordered to second reading

Assembly Chamber, April 2, 1964

Mr Speaker Your Committee on Elections and Reapportionment reports
Assembly Bill No 96
With amendments with the recommendation Amend, and do pass as amended

ALLEN, Chairman

Above bill ordered to second reading

Committee on Revenue and Taxation

Assembly Chamber, April 2, 1964

Mr Speaker Your Committee on Revenue and Taxation reports
Assembly Bill No 141
With the recommendation Do pass

PETRIS, Chairman

Above bill ordered to second reading

REFERENCE OF BILLS TO COMMITTEE

Speaker pro Tempore Bee announced that Speaker Unruh has referred the following bills to the following committees

Assembly Bill No	*Committee*
159	Education
160	Education
161	Elections and Reapportionment

Assembly Constitutional Amendment No	
8	Revenue and Taxation

RE-REFERENCE OF BILLS PURSUANT TO RULE NO 67

On advice of the Legislative Counsel, and pursuant to the provisions of Rule No 67, Speaker pro Tempore Bee ordered the following bills re-referred to the Committee on Ways and Means, subsequent to second reading

Assembly Bill No. 29.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

Consideration of House Resolution No. 111

By Assemblyman Crown

House Resolution No. 111—Relative to Invest-in-America Week

Resolution read

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Rules, were read, and adopted

Amendment No 1

In line 1 of the first WHEREAS clause, of the printed measure as printed on page 388 of the Assembly Journal for March 25, 1964, after States" insert "it is the desire of"

Amendment No 2

In lines 1 and 2 of the first WHEREAS clause, strike out "is a capitalist having", and insert "to have"

House Resolution No 111, as Amended

By Assemblyman Crown

House Resolution No 111

Relative to Invest-in-America Week

WHEREAS Throughout the United States it is the desire of practically every American to have an investment in savings, homes, farms, insurance and securities, and

WHEREAS, The economic growth experienced in California as well as throughout the United States has been based on the investment of individual savings and retained earnings of businesses which, combined have created opportunities, jobs and higher wages for all, and

WHEREAS, An understanding of the interrelationship of savings to the growth of our economy is fundamental, and

WHEREAS, Invest-in-America provides all of us an opportunity to reaffirm our understanding that every citizen is an investor, and

WHEREAS, Invest-in-America has the universal support of practically every segment of our society throughout California and the nation, now, therefore, be it

Resolved by the Assembly of the State of California That the week of April 26th through May 2d be designated as Invest-in-America Week throughout the State of California and all citizens be encouraged to join in reaffirming their faith in our American Way of Life, and be it further

Resolved That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to the Invest-in-America Week Committee for Northern California

Resolution, as amended ordered to the Consent Calendar

Assembly Bill No. 29—An act to add Section 6310 to the Public Resources Code, relating to the San Francisco Bay tidelands

Bill read third time, and ordered re-referred to the Committee on Ways and Means

Assembly Bill No. 36—An act relating to San Francisco Bay

Bill read second time, and ordered engrossed

Assembly Bill No. 115—An act to add Section 36057.5 to the Health and Safety Code, relating to farm labor centers.

Bill read second time, and ordered engrossed.

Assembly Bill No. 116—An act to add Part 1 (commencing with Section 15000) to Division 13 of the Health and Safety Code, and to amend Section 50 and repeal Chapter 3 (commencing with Section 75) of Division 1, of the Labor Code, relating to housing and community development.

Bill read second time.

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Ways and Means, were read, and adopted:

Amendment No. 1

In line 5 of the title of the printed bill, after "development", insert ", and making an appropriation therefor"

Amendment No. 2

On page 5, after line 20, insert:

"SEC. 7. The sum of eighty-one thousand three hundred eighty-three dollars ($81,383) is hereby appropriated from the General Fund to the Office of Housing and Community Development for expenditure for support of the office during the 1964-65 fiscal year."

Amendment No. 3

In line 4 of the title, strike out "75", and insert "76"

Amendment No. 4

On page 5, line 1, strike out "75", and insert "76"

Amendment No. 5

On page 3, line 17, strike out "6", and insert "8"

Amendment No. 6

On page 3, line 19, after "planners," insert "agriculture, city housing officials,"

Amendment No. 7

On page 3, line 20, strike out "five", and insert "three"

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

SECOND READING OF SENATE BILLS

Senate Bill No. 40—An act to validate certain contracts entered into by counties, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to the Consent Calendar.

MESSAGES FROM THE SENATE

Senate Chamber, April 1, 1964

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

Senate Constitutional Amendment No. 3

J. A. BEEK, Secretary of the Senate.
By Lance D. MacArthur, Assistant Secretary.

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read

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 to Article XI thereof a new section to be numbered 5 1, relating to the adjustment of supervisorial district boundaries

Referred by the Speaker pro Tempore to the Committee on Elections and Reapportionment

MESSAGES FROM THE SENATE

Senate Chamber, April 1, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day passed

Senate Bill No 80

J A BEEK, Secretary of the Senate
By R W LYONS, Chief Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bill was read the first time

Senate Bill No. 80—An act to add Section 17206 5 to the Revenue and Taxation Code, relating to personal income taxes, declaring the urgency thereof, to take effect immediately

Referred by the Speaker pro Tempore to the Committee on Revenue and Taxation

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

Assembly Bill No. 128—An act to amend Sections 20801 and 20801 1 of the Education Code, relating to school district taxation, declaring the urgency thereof, to take effect immediately

Bill read third time

Urgency Clause

Urgency clause read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Conrad, Danielson, Dannemeyer, Davis, Dills, Donovan, Dymally, Elliott, Ferrell, Foran, Garrigus, Gonsalves, Greene, Hinckley, Holmes, Johnson Knox, Lanterman, Marks, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Powers, Rumford, Song, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Whetmore, Williamson, Winton, Z'berg, and Zenovich—56
NOES—None

The question being on the passage of the bill
Bill passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Conrad, Danielson, Dannemeyer, Davis, Dills, Donovan, Dymally, Elliott, Ferrell, Foran, Garrigus, Gonsalves, Greene, Hinckley, Holmes, Johnson Knox, Lanterman, Marks, Meyers, Mihas Mills, Monagan, Moreno, Mulford, Pattee, Petris, Powers, Rumford, Song, Stanton Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Whetmore, Williamson, Winton, Z'berg, and Zenovich—56
NOES—None

Bill ordered transmitted to the Senate

Assembly Bill No. 140—An act to amend Section 6651 5 of the Elections Code, relating to the conduct of elections

Bill read third time

Demand for Previous Question

Messrs Dannemeyer, Dills, Belotti Williamson, and Veneman demanded the previous question Demand sustained

The question being on the passage of the bill

Bill passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley Bane, Barnes Bee Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey Chapel Conrad, Crown Danielson Dannemeyer, Davis Deukmejian, Dills Donovan, Dymally, Elliott Ferrell Flournoy, Foran, Garrigus Gonsalves Greene Hinckley Holmes Johnson Kennick Knox, Lanterman Marks Meyers Milias, Mills Monagan Moreno, Mulford, Pattee Petris Powers, Rumford, Stevens, Thelin Thomas Veneman Vevsey Waite Whetmore, Williamson Winton Young, Z'berg and Zenovich—61

NOES—None

Bill ordered transmitted to the Senate

INTRODUCTION OF GUESTS

Mr Britschgi, of Redwood City, introduced his granddaughter, Miss Susan Britschgi, who will be 6 years old on Sunday, April 5th, and his wife, Mrs Violet Britschgi, to the Members, who joined in welcoming them on their visit to the Assembly Chamber, and extended best wishes and birthday greetings to Susan

ANNOUNCEMENTS

Mr Britschgi announced that today is the birthday of Assemblyman Clayton A Dills, whereupon the Members joined in extending best wishes and birthday greetings to Mr Dills

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS

Senate Bill No. 38—An act to validate school district acts, proceedings, and bonds, declaring the urgency thereof, to take effect immediately

Bill read third time, and presented by Mr Booth

Urgency Clause

Urgency clause read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes Bee Beilenson Belotti, Booth, Britschgi, Burgener, Carrell Casey Chapel, Conrad Danielson Dannemeyer, Deukmejian, Dills, Donovan, Dymally, Elliott Ferrell Flournoy Foran Garrigus, Gonsalves, Greene, Hinckley, Holmes Johnson Kennick, Knox Lanterman, Marks, Meyers, Milias, Mills, Monagan, Moreno, Mulford Pattee Petris Powers Rumford, Song, Stevens, Thelin, Veneman, Vevsey Waite, Whetmore Williamson, Winton, Young, Z'berg, and Zenovich—59

NOES—None

The question being on the passage of the bill

Bill passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Conrad Danielson Dannemeyer, Deukmejian, Dills, Donovan, Dymally, Elliott Ferrell, Flournoy Foran, Garrigus, Gonsalves, Greene, Hinckley, Holmes, Johnson Kennick Knox

Lanterman, Marks, Meyers, Mihas, Mills, Monagan, Moreno Mulford, Pattee, Petris, Powers Rumford, Song, Stevens, Thelin, Veneman, Vevser Waite, Whetmore, Williamson, Winton, Young, Zberg, and Zenovich—59
NOES—None

Bill ordered transmitted to the Senate

Senate Bill No. 15—An act to amend Section 986 5 of the Military and Veterans Code, relating to the Veterans Farm and Home Purchase Act of 1943

Bill read third time, and presented by Mr Winton
Bill passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Berlenson, Belotti, Booth, Brutschgi Burgener, Carrell, Casey, Chapel, Conrad, Danielson, Dannemeyer, Davis, Deukmenian, Dills, Donovan, Dymally Elliott, Ferrell, Flournoy, Foran, Gaffney, Garrigus Greene, Hinckley, Holmes Johnson, Kennick, Lanterman, Marks, Meyers, Mihas, Mills Monagan, Moreno Mulford, Pattee, Petris, Powers, Rumford Song, Stevens Thelin, Veneman, Vevser, Waite, Whetmore, Williamson, Winton, Young, Zberg, and Zenovich—59
NOES—None

Bill ordered transmitted to the Senate

Senate Bill No. 10—An act to add Section 25450 30 to the Education Code, relating to junior colleges, declaring the urgency thereof, to take effect immediately

Bill read third time, and presented by Mr Holmes

Urgency Clause

Urgency clause read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft Badham Bagley, Barnes, Bee, Berlenson, Belotti, Booth, Brutschgi, Burgener, Carrell Casey, Chapel, Conrad, Crown Danielson, Dannemeyer Davis, Deukmenian Dills Donovan, Dymally, Elliott, Ferrell, Flournoy Foran, Gaffney Garrigus, Gonsalves, Greene Hinckley, Holmes Johnson Kennick Knox, Lanterman, Marks Meyers Mihas, Mills Monagan, Moreno, Mulford, Pattee, Petris, Powers Rumford Song, Stevens Thelin, Veneman, Vevsey, Waite, Whetmore, Williamson, Winton Young, Zberg, and Zenovich—61
NOES—None

The question being on the passage of the bill
Bill passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham Bagley, Barnes, Bee, Berlenson, Belotti, Booth, Brutschgi, Burgener Carrell, Casey, Chapel, Conrad, Crown, Danielson, Dannemeyer, Davis, Deukmenian Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran Gaffney Garrigus, Gonsalves, Greene Hinckley Holmes, Johnson Kennick Knox, Lanterman, Marks, Meyers Mihas Mills, Monagan, Moreno, Mulford, Pattee, Petris, Powers, Rumford, Song, Stevens, Thelin, Veneman, Vevsey, Waite, Whetmore Williamson, Winton Young, Zberg, and Zenovich—61
NOES—None

Bill ordered transmitted to the Senate

CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the first item on the Consent Calendar

CONSENT CALENDAR—ASSEMBLY BILLS

Assembly Bill No. 7—An act to amend Section 31030 of the Water Code relating to revenue bonds by county water districts, and declaring the urgency thereof, to take effect immediately

Bill read third time

Urgency Clause

Urgency clause read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Barnes, Bee, Beilenson, Belotti, Britschgi, Burgener, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Danielson, Dannemeyer, Davis Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Gaffney, Garrigus, Gonsalves, Greene, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Powers, Rumford, Song, Stevens, Thelin, Veneman, Veysey, Waite, Whetmore, Williamson, Winton, Young, and Zberg—60

NOES—None

The question being on the passage of the bill

Bill passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Barnes Bee, Beilenson, Belotti, Britschgi, Burgener, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Danielson, Dannemeyer, Davis Deukmejian, Dills, Donovan Dymally, Elliott, Ferrell, Flournoy, Foran, Gaffney, Garrigus, Gonsalves, Greene, Hinckley, Holmes, Johnson Kennick, Knox, Lanterman, Marks Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Powers, Rumford, Song, Stevens, Thelin, Veneman, Veysey, Waite, Whetmore, Williamson, Winton, Young, and Zberg—60

NOES—None

Bill ordered transmitted to the Senate

Assembly Concurrent Resolution No. 21—Relative to mistreatment of minors

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Barnes, Bee, Beilenson, Belotti, Britschgi, Burgener, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Danielson, Dannemeyer, Davis Deukmejian Dills, Donovan Dymally, Elliott, Ferrell, Flournoy, Foran, Gaffney, Garrigus, Gonsalves, Greene, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Powers, Rumford, Song, Stevens, Thelin, Veneman, Veysey, Waite Whetmore, Williamson, Winton, Young, and Zberg—60

NOES—None

Resolution ordered transmitted to the Senate

Consideration of House Resolution No 117

By Assemblyman Frew

House Resolution No. 117—Relative to National Guard training

NOTE The full text of House Resolution No 117 appears at page 341 of the Assembly Daily Journal for March 26, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft Badham, Bagley, Barnes, Bee, Beilenson, Belotti, Britschgi, Burgener, Carrell, Casey, Chapel Cologne, Conrad, Crown, Danielson, Dannemeyer, Davis Deukmejian, Dills Donovan Dymally, Elliott, Ferrell Flournoy, Foran, Gaffney, Garrigus, Gonsalves, Greene, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, Meyers, Mihas, Mills Monagan, Moreno, Mulford Pattee, Petris Powers, Rumford, Song, Stevens, Thelin, Veneman, Veysey, Waite Whetmore, Williamson, Winton, Young, and Zberg—60

NOES—None

Consideration of House Resolution No 122

By Assemblyman Mulford

House Resolution No. 122—Relative to commending Henry J Kaiser and Edgar F Kaiser upon the golden anniversary of Kaiser industrial leadership

NOTE The full text of House Resolution No 122 appears at page 343 of the Assembly Daily Journal for March 26, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Barnes, Bee, Beilenson, Belotti, Britschgi, Burgener, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Gaffney, Garrigus, Gonsalves, Greene, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Powers, Rumford, Song, Stevens, Thelin, Veneman, Veysey, Waite, Whetmore, Williamson, Winton, Young, and Zberg—60

NOES—None

CONSENT CALENDAR—SENATE BILLS

Senate Concurrent Resolution No 9—Relative to expenses of the Joint Interim Committee on Uniform Laws

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Barnes, Bee, Beilenson, Belotti, Britschgi, Burgener, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Gaffney, Garrigus, Gonsalves, Greene, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Powers, Rumford, Song, Stevens, Thelin, Veneman, Veysey, Waite, Whetmore, Williamson, Winton, Young, and Zberg—60

NOES—None

Resolution ordered transmitted to the Senate

MESSAGES FROM THE SENATE

Senate Chamber, April 2, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day adopted

Senate Concurrent Resolution No 23

J A BEEK, Secretary of the Senate
By Tom Kane, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read

Senate Concurrent Resolution No 23—Relative to Mr John Edgar Hoover

Request for Unanimous Consent

Mr Mulford was granted unanimous consent to take up Senate Concurrent Resolution No 23 without reference to committee or file

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO 23

Senate Concurrent Resolution No 23—Relative to Mr John Edgar Hoover

Resolution read, and presented by Mr Mulford

Resolution adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane Barnes, Bee, Beilenson Belotti, Booth, Britschgi, Burgener, Carrell, Casey Chapel, Conrad, Crown, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott Ferrell, Flournoy Foran Gaffney, Garrigus, Gonsalves, Greene, Hinckley, Holmes, Johnson, Kennick, Knox Lanterman Marks Meyers Mihas Mills Monagan, Moreno, Mulford, Pattee, Petris, Powers, Rumford, Song, Stevens, Thelin Veneman, Veysey, Waite, Whetmore, Williamson, Winton, Young, Zberg, and Zenovich—61

NOES—None

Resolution ordered transmitted to the Senate

ANNOUNCEMENTS OF COMMITTEE MEETINGS

Mr Booth announced that the following committee would hold a meeting

Today at 1:30 p.m. —

Agriculture (Williamson, Chairman), in Room 5168

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

The following bills were introduced and read the first time

Assembly Bill No 163: By Assemblyman Crown—An act making an appropriation for the salaries of state officers and employees

Held at desk by order of the Speaker pro Tempore

Assembly Concurrent Resolution No. 38: By Assemblyman Crown—Relative to authorizing the State Scholarship Commission to announce scholarships

Referred by the Speaker pro Tempore to the Committee on Rules

RESOLUTIONS

The following resolutions were offered

By Assemblymen Mulford and Petris

House Resolution No. 140

Relative to Mr James Pappas

WHEREAS, Mr James "Jim" Pappas, successful independent grocer, generous giver, and loyal friend, has devoted many hours of his life in aiding and serving his friends, customers, and community; and

WHEREAS, A native of Greece, he came to this country in 1914, and was employed in San Francisco; and

WHEREAS, He served overseas during World War I, and returned to the City by the Golden Gate to enter the grocery business; and

WHEREAS, In 1922 Jim and his brother, Nick, came to the lovely City of Berkeley, and purchased a grocery store; and

WHEREAS, Combining hard work, a determination to succeed, pleasantness of personality, and eagerness to serve, the Pappas brothers' Star Grocery steadily progressed despite general economic adversity at times; and

WHEREAS, The Pappas brothers were generous in their extension of credit to their customers during such periods of economic adversity, and many of their grateful customers have long since repaid them for their kindness during such adversity, and remain loyal friends and customers; and

WHEREAS, When Nick died in 1944, Jim took over the total operation of the store and in 1949, expanded and modernized the Star Grocery; and

WHEREAS, Today, the Star Grocery continues to be an extremely successful independent grocery store; and

WHEREAS, Jim has retained his loyalty to his countrymen, employing many of them in the store, and has been a generous contributor to the Greek Orthodox Church; and

WHEREAS, This grand gentleman has been characterized by his generosity, courtesy, love of his fellow man, and devotion to God; and

WHEREAS, In recognition of his life-long service, a testimonial dinner, to be given by his many friends, is scheduled for May 8, 1964, at the Claremont Hotel in Berkeley, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members grant due recognition to Mr. James Pappas for his illustrious career, and for his brilliant example of the free enterprise system of our State and this Nation, and wish him continued health, happiness, and fine success in all of his worthwhile endeavors, 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. James Pappas

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Asheraft

House Resolution No. 141

Relative to an interim study in the field of public assistance

Resolved by the Assembly of the State of California That the Assembly Committee on Rules is directed to assign to an appropriate interim committee for study the subject matter of Assembly Bill No. 1993, Assembly Bill No. 1994 and Assembly Bill No. 2059, all of the 1963 Regular Session; and to direct such interim committee to report its findings and recommendations to the Legislature not later than the fifth legislative day of the 1965 Regular Session of the Legislature

Resolution read and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Crown

House Resolution No. 142

Relative to the visit of the representatives of the Japanese Prefectural Assemblymen

WHEREAS, A delegation of 31 distinguished Japanese legislators representing the National League of Young Liberal Democratic Prefectural Assemblymen is touring the United States to strengthen Japanese American ties; and

WHEREAS, The delegation has honored the State of California by electing to visit San Francisco (April 16-19), Sacramento (April 19-21), and Los Angeles (April 21-22) to exchange international goodwill and to observe firsthand our form of government, our institutions, and our way of life; and

WHEREAS, Dr. Taro Nakayama, president of the league and leader of the delegation, is a member of the Prefectural Assembly of Osaka, and who with the other members of his party, is particularly well qualified for an exchange of views on legislative functions and processes; and

WHEREAS, California's culture has been enriched by Americans of Japanese descent, and the continued betterment of California-Japan cultural, commercial, and people-to-people relations is mutually advantageous and desirable, now, therefore, be it

Resolved by the Assembly of the State of California, On behalf of the people of California, that the Members warmly welcome Dr. Taro Nakayama and his fellow representatives of Japan's National League of Young Liberal Democratic Prefectural Assemblymen to California; and be it further

Resolved, That the Speaker of the Assembly is requested to extend the full measure of the traditional Assembly hospitality to these visiting Japanese legislators; 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. Nakayama

Resolution read and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblymen Chapel and Garrigus

House Resolution No. 143

Relative to the financial support of the public schools

WHEREAS, Due to the ever increasing enrollments in the public school system of this State, the amount of state expenditures needed for educational purposes continues to increase; and

WHEREAS, Because of this need it may be necessary to develop additional sources of revenue for this purpose; and

WHEREAS, One additional source of revenue that might be utilized for this purpose is the revenue derived by the State from the regulation of horse racing which has been proposed by Assembly Bill No. 47 of the 1964 First Extraordinary Session; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is directed to assign to an appropriate committee for study the subject of providing additional state support for the public school system by using the revenues derived by the State from the regulation of horse racing, and to direct such interim committee to report its findings and recommendations to the Legislature by the fifth legislative day of the 1965 Regular Session

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, April 2, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined
Assembly Bill No 36
Assembly Bill No 115
And reports the same correctly engrossed

POWERS, Chairman

Above bills ordered to third reading

Committee on Revenue and Taxation

Assembly Chamber, April 2 1964

Mr Speaker Your Committee on Revenue and Taxation reports
Assembly Bill No 35 Assembly Bill No 100
Assembly Bill No 51 Assembly Bill No 142
With amendments with the recommendation Amend, and do pass, as amended

PETRIS, Chairman

Above bills ordered to second reading

Committee on Ways and Means

Assembly Chamber, April 2, 1964

Mr Speaker The Chairman of your Committee on Ways and Means reports
Assembly Bill No 145
With author's amendments with the recommendation Amend, and re-refer to the Committee on Ways and Means

CROWN, Chairman

SECOND READING OF ASSEMBLY BILL NO 145 (PURSUANT TO RULE NO 59.5)

Assembly Bill No. 145—An act to add Chapter 9.5 to Division 5 of, to add Article 2.1 to Chapter 3 of Division 14 of and to amend Sections 17301 and 17303.5 of the Education Code, relating to the public school system

Bill read second time

Consideration of Author's Amendments

The following amendments, proposed by Mr Unruh, were read and adopted

Amendment No. 1

In line 1 of the title of the printed bill, after "add", insert "Sections 4161.5 and 20751.5 to, to add

Amendment No 2

In line 2 of the title, after "Sections", insert "3304, 17666.2,

Amendment No. 3

On page 1, line 5, strike out "By State Board of Education"

Amendment No. 4

On page 1, strike out line 7, and insert

3050 Notwithstanding any provision of Chapter 9 and Chapter 10 of this division to the contrary, mandatory reorganization shall be undertaken pursuant to this article, after December 31, 1965, of school district territory in the State which, at that date, is not included within unified school districts maintaining or providing for the maintenance of, grades kindergarten or one through 12 and complying with the standards prescribed by Article 2.1 of Chapter 3 of Division 14 of this code

A reorganization proceeding conducted pursuant to either Chapter 9 or Chapter 10 of this division, involving a master plan or plans and recommendations approved by the State Board of Education and approved on or before December 31, 1965, by the electors of the territory affected providing for reorganization of school districts to be effective for all purposes no later than July 1, 1966, shall be deemed to be full compliance with the provisions of the preceding paragraph

3051 On and after January 1 1966, and prior to July 1 1966, county committees on school district organization may by order adopted by a majority of the members of each committee, place into effect any master plan or plans and recom-

mendations developed under Chapter 9 or Chapter 10 of this division and approved by the State Board of Education, but which have not been approved prior to such date by the electors of the territory affected

3052. On and after July 1, 1966, the State Board of Education shall formulate a plan"

Amendment No. 5

On page 1, line 10, strike out "on January 1, 1967", and insert "at such date"

Amendment No. 6

On page 1, strike out lines 13 and 14, and insert "prescribed for such district by Article 2.1 of Chapter 3 of Division 14 of this code. Such plan shall pro-

Amendment No. 7

On page 1, line 16, strike out ", and", and insert ". Except as otherwise provided in this article such a plan"

Amendment No. 8

On page 2, strike out lines 4 to 6, inclusive, and insert

3053. Orders of county committees on school district organization made under Section 3051, and plans developed by the State Board of Education under Section 3052 shall be transmitted, no later than October 15, 1966, to all affected state and local public officers and agencies. The changes"

Amendment No. 9

On page 2, line 7, after "such", insert "orders or"

Amendment No. 10

On page 2, line 12, strike out "a plan", and insert "an order or plan"

Amendment No. 11

On page 2, line 15, strike out "on", and insert "no later than"

Amendment No. 12

On page 2, line 16, strike out "April", and insert "January"

Amendment No. 13

On page 2, between lines 16 and 17, insert

3054. Except as provided in this section, orders of county committees on school district organization made under Section 3051, and plans developed by the State Board of Education under Section 3052, shall not allocate or apportion bonded indebtedness of school districts outstanding upon the date that such a plan is put into effect. Any such order or plan which, at any stage of the proceedings proposes to make allocations or apportionments of bonded indebtedness shall be modified to eliminate such provisions prior to being placed into effect.

Notwithstanding the provisions of the preceding paragraph, where an order or plan involves the inclusion within a new or acquiring district of the entire territory of a previously existing district, the bonded indebtedness of the previously existing district outstanding on the date the order or plan is made effective shall be assumed by the new or acquiring district, and the order or plan may contain a recital to that effect. In all other cases, the assumption of outstanding bonded indebtedness of territory not subject to the liabilities arising therefrom shall be by approval of a majority of the electors of the territory given in the manner otherwise required by law.

3055. The governing board of a school district formed or reorganized under this article may terminate the employment, as district superintendent, deputy or associate district superintendent, or other district administrator of any individual employed in any such position over which the school district has assumed jurisdiction. The rights of such a person with respect to future employment, permanent classification, and all other terms and conditions of employment, shall be governed by the provisions of Division 10 of this code.

Notwithstanding the provisions of the preceding paragraph, the governing board of a school district formed or reorganized under this article shall succeed to the obligations imposed by employment contracts previously entered into between school district governing boards and the individuals employed in the administrative positions, and the termination of employment of the persons in such positions by the governing board of the school district shall be subject, in all respects, to the laws governing the extinction of contractual obligations.

SEC. 1.5. Section 3161.5 is added to said code to read

3161.5. Commencing on the effective date of the addition of this section to the Education Code, all provisions of law directing that the county committee be augmented by the membership of governing boards of individual school districts shall be inoperative. From and after that date all powers, duties, and responsibilities vested by any provisions of law in the augmented county committee shall be deemed vested, instead, in the county committee comprised of membership as prescribed by Section 3161

SEC 1 7 Section 3304 of said code is amended to read

3304 Except as otherwise provided in Section 3262 and in this section, when a majority of all the votes cast are cast in favor of the unification, the proposal carries ~~If the voters in one district, or portion of a district, cast a majority of all the votes cast at the election, then, the proposal must carry by a majority in such district, or portion of a district, and, in addition, by a majority of the combined votes of all the other districts or portion of districts, as the case may be, concerned~~ ''

Amendment No. 14

On page 2, strike out lines 41 and 42, and insert thirty-eight dollars and thirty-six cents ($38 36) for the fiscal year 1964-1965, and forty-five dollars and forty-seven cents ($45 47) for the''

Amendment No. 15

On page 4, line 3, strike out "to a", and insert to'

Amendment No. 16

On page 4, strike out lines 32 to 34, inclusive, and insert

'(t) Nineteen dollars and forty-one cents ($19 41) during the fiscal year 1964-1965, and twenty-six dollars and thirty-eight cents ($26 38) for the fiscal year 1965-1966 and fiscal'

Amendment No. 17

On page 4, between lines 47 and 48, insert

17671 For school districts which are eligible under the standards prescribed by this article, the Superintendent of Public Instruction shall compute increases in the applicable foundation program or programs as follows

(a) He shall increase the foundation program computed for a district under Sections 17655 5, 17656, and 17660 by twenty dollars ($20) per pupil in average daily attendance

(b) He shall increase the foundation program computed for a district under Sections 17664 and 17665 by twenty dollars ($20) per pupil in average daily attendance.''

Amendment No 18

On page 4, strike out line 49, and insert

'17672 The increase in foundation programs prescribed by this article shall be provided for each school district'

Amendment No 19

On page 5, line 12, after "per pupil", insert , as determined by variations in assessed valuations characteristic of the locality''

Amendment No. 20

On page 5, between lines 12 and 13, insert

'For purposes of the preceding paragraphs of this section, the organization of the district on the basis of an area including at least the entirety of the territory of one previously existing high school district shall constitute a minimum standard of organization '

Amendment No 21

On page 5, strike out lines 13 and 14, and insert

"17673 Irrespective of whether or not any or all of the standards prescribed by Section 17672 are complied with, the increased foundation programs prescribed by this article shall be provided for any school district which

(a) Is organized to include all of the territory under the jurisdiction''

Amendment No 22

On page 5, strike out lines 18 to 21, inclusive, and insert

(b) Maintains any or all of grades kindergarten or 1 through 12 but with respect to which the State''

Amendment No 23

On page 5, line 26, strike out "17671 ", and insert "17672"

Amendment No 24

On page 5, strike out lines 27 to 29, inclusive, and insert

"17674 The increase in foundation programs prescribed by this article shall in no event be provided for any school district for any elementary school with an'

Amendment No 25

On page 5, strike out lines 35 to 48, inclusive, and insert

"SEC 4 4 Section 17666 2 of said code is amended to read:

17666 2 For the purpose of computing apportionments in the fiscal year 1961-1962 and for each fiscal year thereafter, for each junior college district, he shall multiply the number of units of average daily attendance, during the fiscal year, in grades 13 and 14 computed for the district under Sections 11451 and 11501 subject to the provisions of Section 17611, by ~~five hundred seventy dollars ($570)~~ *six hundred dollars ($600)*

For purposes of this section, and Sections 17851 and 17905 2, the average daily attendance of a junior college district shall, subject to the provisions of Section 17611, be computed in the manner prescribed by Sections 11451 and 11501 except that there shall be excluded from the computation the attendance of all students who resided in territory which was not a part of any district maintaining a junior college and the attendance of all students who resided in another district which maintained a junior college who were in attendance under an interdistrict attendance agreement which required the payment of tuition by the district of residence, and there shall be included in the computation the attendance of all students residing in the district who were in attendance at a junior college in another district under an interdistrict attendance agreement which required the payment of tuition by the district of residence

The Superintendent of Public Instruction shall exclude from the computation provided by this section the average daily attendance during the fiscal year of adults, as adults are defined in Section 6352, and of inmates of any state institution for adults or of any city, county, or city and county jail, road camp or farm for adults

SEC 4 6 Section 20751 5 is added to said code to read

20751 5 (a) Except as may otherwise be provided in this code, the maximum rate of school district tax which may be levied for all school purposes, exclusive of bond interest and redemption, within a school district organized under Chapter 9 5 of Division 5 of this code, on each one hundred dollars ($100) of assessed valuation of property within the district shall be ten cents ($0 10) for kindergarten purposes eighty cents ($0 80) for elementary school purposes seventy-five cents ($0 75) for high school purposes, and the sum of any or all such rates when schools in some or all of these grade levels are being maintained by the district

(b) Notwithstanding the provisions of subdivision (a), the maximum tax rate which may be levied on each one hundred dollars ($100) of assessed valuation within a school district organized under Chapter 9 5 of Division 5, regardless of the grade levels for which schools are being maintained in the district, shall be no less than that rate which will produce the total of the revenues produced by all school district taxes levied for kindergarten, elementary school and high school purposes within the territory of the district during the 1964-1965 fiscal year."

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

REPORTS OF STANDING COMMITTEES

Committee on Education

Assembly Chamber, April 2, 1964

Mr Speaker The Chairman of your Committee on Education reports

Assembly Bill No 103

With author's amendments with the recommendation Amend, and re-refer to the Committee on Education

GARRIGUS, Chairman

SECOND READING OF ASSEMBLY BILL NO 103 (PURSUANT TO RULE NO. 59.5)

Assembly Bill No. 103—An act to amend Sections 6051, 6052 5, 6201, and 7201 of the Revenue and Taxation Code, and to amend Sections 6352, 17303 5, 17654 5, 17655 5, 17656, 17660, 17664, 17665, 17666 2,

17702, and 17906.2 of the Education Code, relating to financial support of local school districts.

Bill read second time

Request for Unanimous Consent to Temporarily Suspend Rule No. 101

Mr. Ashcraft was granted unanimous consent that Rule No. 101 be temporarily suspended for the purpose of permitting an amendment which adds a coauthor to Assembly Bill No. 103.

Motion to Amend

Mr. Ashcraft moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "7201", and insert "7102".

Amendment No. 2

On page 1, line 41, strike out "a".

Amendment No. 3

In line 2 of the heading, strike out "and Powers", and insert "Powers, and Holmes".

Amendment No. 4

In line 2 of the title, after "6352," insert "13525,".

Amendment No. 5

In line 4 of the title, strike out "and 17906.2 of", and insert "17906.2, and 20751 of, to add Section 13525.5 to, and to add Article 2.5 (commencing with Section 17670) to Chapter 3 of Division 14 of,".

Amendment No. 6

On page 3, between lines 23 and 24, insert:

"SEC. 5.5. Section 13525 of said code is amended to read:

13525. The governing board of each school district shall pay to each person employed in a day school of the district for full time in a position requiring certification qualifications and serving under other than an emergency or provisional credential an annual salary of not less than four thousand two hundred dollars ($4,200) prior to July 1, 1960, ~~and~~ four thousand five hundred dollars ($4,500) on and after July 1, 1960, *and prior to July 1, 1964, and five thousand one hundred dollars ($5,100) on and after July 1, 1964.*

The governing board of each school district shall pay to each person employed for less than full time in a position requiring certification qualifications and serving under other than an emergency or provisional credential an annual salary of not less than an amount which bears the same ratio to four thousand two hundred dollars ($4,200) prior to July 1, 1960, ~~and~~ to four thousand five hundred dollars ($4,500) on and after July 1, 1960, *and prior to July 1, 1964, and to five thousand one hundred dollars ($5,100) on and after July 1, 1964*, as the time required of the person bears to the time required of a person employed full time.

"Full time" means not less than the minimum school day for each day the schools of the district are maintained during the school year.

The provisions of this section shall not be construed as applying to substitute employees of a school district.

SEC. 5.6. Section 13525.5 is added to said code, to read:

13525.5. On July 1, 1964, the salary of each person employed by a school district in a position requiring certification qualifications shall be increased by six hundred

dollars ($600) Each step level of every salary schedule in effect on July 1, 1964, affecting any persons employed by any school district in positions requiring certification qualifications, shall be increased by six hundred dollars ($600) "

Amendment No. 7

On page 10, between lines 4 and 5, insert

"SEC 13 5 Article 2 5 (commencing with Section 17070) is added to Chapter 3 of Division 14 of said code, to read

Article 2 5 Adjustment of Elementary School and High School Foundation Programs

17070 Whenever, under this article, it is required that there be determined the number of classroom teachers employed by a school district at the elementary and the high school level during a school year, the definitions and other provisions following shall in all respects be applicable

(a) A 'classroom teacher' is an employee of the district employed in a position requiring certification qualifications and whose duties require him to teach pupils of the district for at least one full instructional period each schoolday for which the employee is employed In the case of a teacher employed to teach in an elementary school, an instructional period is a period of not less than 20 minutes In the case of a teacher employed to teach in a secondary school an instructional period is the number of minutes equal to the number of minutes of the regular academic period in the junior high school or high school in which the teacher is employed to teach

(b) The number of classroom teachers employed by a school district at the elementary and the high school level, shall be the total number of the teachers employed for the entire school year with full-time classroom teaching duties, plus the full-time equivalent of such employment comprised of the total of the fractional parts of the school year for which individual persons may have served as classroom teachers

(c) The Superintendent of Public Instruction shall promulgate such rules and regulations, require the submission of such reports and information by school districts, and develop and make available such report forms and other materials, as he may deem necessary for effective administration of the provisions of this article

17071 The Superintendent of Public Instruction shall, for purposes of all allowances and apportionments provided for under this chapter which are based upon the foundation programs computed under Article 2, adjust such foundation programs computed for an elementary school district under subdivision (b) of Section 17655 and Section 17656, and the foundation program computed for a high school district under subdivision (b) of Section 17664 and Section 17665 in the manner following

(a) For an elementary school district, he shall divide the average daily attendance of the district for the fiscal year, exclusive of the average daily attendance of pupils in grades seven and eight attending a junior high school, by the number of classroom teachers employed by the district He shall determine the amount, if any, by which the quotient so derived, computed to the nearest one-hundredth, is more than 30 multiply any such difference by one dollar ($1), and reduce the foundation program of the district per unit of average daily attendance by that product

(b) For a high school district, he shall divide the average daily attendance by the number of classroom teachers employed by the district He shall determine the amount, if any, by which the quotient so derived computed to the nearest one-hundredth is more than twenty-five (.25) multiply any such difference by one dollar ($1) and reduce the foundation program of the district per unit of average daily attendance by that product "

Amendment No. 8

On page 10, between lines 27 and 28, insert

"SEC 15 5 Section 20751 of said code is amended to read

20751 Except as otherwise provided in this code, the maximum rate of school district tax which may be levied for all school purposes, exclusive of bond interest and redemption, for any school district in any school year on each one hundred dollars ($100) of assessed valuation within the district shall be as follows

(a) In any separate elementary school district the boundaries of which are not coterminous with those of a high school district, ~~eighty cents ($0 80)~~ *fifty cents ($0 50)* for elementary school purposes or ~~ninety cents ($0 90)~~ *sixty cents ($0 60)* for combined kindergarten and elementary school purposes

(b) In any separate high school district the boundaries of which are not coterminous with those of an elementary school district or with those of a junior college district, ~~seventy-five cents ($0 75)~~ *forty-five*

cents ($0.15) for high school purposes, or ~~one dollar and ten cents ($1.10)~~ *eighty cents ($0.80)* for combined high school and junior college purposes

(c) In any separate junior college district, the boundaries of which are not coterminous with those of a high school district, thirty-five cents ($0.35) for junior college purposes

(d) In any unified school district ~~one dollar and fifty-five cents ($1.55)~~ *ninety-five cents ($0.95)* for combined elementary school and high school purposes, or one dollar and ~~sixty-five cents ($1.65)~~ *five cents ($1.05)* for combined kindergarten, elementary school, and high school purposes, or one dollar and ~~ninety cents ($1.90)~~ *thirty cents ($1.30)* for combined elementary school, high school, and junior college purposes, or ~~two dollars ($2)~~ *one dollar and forty cents ($1.40)* for combined kindergarten, elementary school, high school, and junior college purposes

(e) In any high school and junior college district the boundaries of which are coterminous and which are governed by the same governing board, ~~one dollar and ten cents ($1.10)~~ *eighty cents ($0.80)* for combined high school and junior college purposes."

Amendments read, and adopted

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

ADJOURNMENT

At 11:13 a.m., on motion of Mr. Conrad, the Speaker pro Tempore declared the Assembly adjourned until 11:30 a.m., Monday, April 6, 1964

CARLOS BEE, Speaker pro Tempore

ANABEL WHANG, Minute Clerk

CALIFORNIA LEGISLATURE

1964 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

TWENTY-SEVENTH LEGISLATIVE DAY

FORTY-FIFTH CALENDAR DAY

IN ASSEMBLY

Assembly Chamber
Monday, April 6, 1964

The Assembly met at 11 20 a m
Hon Carlos Bee, Speaker pro Tempore of the Assembly, presiding
Chief Clerk James D Driscoll at the Desk
Assistant Clerk Malcolm MacIntyre reading

ROLL CALL

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

Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Brutsche, Burgener, Carrell, Casey, Chapel, Collier Colgrove Conrad, Crown Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinkley, Holmes, Johnson, Kennick, Knox, Lanterman, McMillan, Milias, Mills, Monagan, Moreno, Mulford, Petris, Porter, Powers, Quimby, Rumford, Ryan, Soto, Stanton, Stevens, Thelin, Veneman, Versey, Waite, Waldie, Warren, Whetmore, Williamson, Wilson, Winton, Young, Zberg, Zenovich, and Mr Speaker —72

Quorum present

PRAYER

The following prayer was offered by the Chaplain, Rev Robert R Ferguson

Thou Eternal God, Who art the light of our minds, the strength of our wills, and the life of our souls

May we ever do our best, but turn to Thee for our ultimate sense of direction

We earnestly pray for local and world peace For all the impoverished, stricken hopeless peoples May we see a path which may become a highway through the jungle of man's ill will and violence

Save us from national complacency or pride and may we steadfastly give our best in this crucial hour of world history

In our Lord's name we pray —AMEN

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Bee, Mr McMillan then led the Assembly in the pledge of allegiance to the Flag

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Mr Allen, seconded by Mr Dannemeyer ①

LEAVES OF ABSENCE FOR THE DAY

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

Mr Pattee, on motion of Mr Conrad
Mr Marks, on motion of Mr Conrad
Mr Meyers, on motion of Mr Waldie
Mr Song, on motion of Mr Waldie
Mr Ferrell, on motion of Mr Waldie
Mr Thomas, on motion of Mr Waldie

REPORTS

The following reports were presented by the Chief Clerk

Report of the Coordinating Council on Programs for Handicapped Children—January 1-December 31, 1963

Above report, together with letter of transmittal dated March 26, 1964, from J M Wedemeyer, Chairman, Coordinating Council on Programs for Handicapped Children, Sacramento, referred by the Speaker pro Tempore to the Committe on Social Welfare

Irrigation and Water Storage Districts in California 1962—Department of Water Resources Bulletin No. 21-62

Above bulletin, together with letter of transmittal dated March 31 1964, from William E Warne, Director of Water Resources, referred by the Speaker pro Tempore to the Committee on Water

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered

Assembly Joint Resolution No. 8: By Assemblyman Willson—Relative to the use of federal tax revenues on alcohol for State's alcoholic rehabilitation programs

Referred by the Speaker pro Tempore to Committee on Rules

RESOLUTIONS

The following resolutions were offered

By Assemblyman Unruh

House Resolution No 144

Relating to Building Service Employees Union

WHEREAS The Building Service Employees' International Union founded in 1921, has been in the forefront of the struggle for the forgotten workers in our industrialized society, the janitors, hospital workers and other underskilled and undercompensated workers, and

WHEREAS, The strength and solidarity of union brotherhood has meant significant advances for these, our fellow citizens, under free collective bargaining agreements consistent with the American tradition, and

WHEREAS, This union has also concerned itself with the needs and aspirations of public employees, and

WHEREAS, This Legislature has been witness to the dedication of the Building Service Union in its representation of many of our own state employees who are organized under the union banner, and

WHEREAS, Under the enlightened and progressive leadership of David Sullivan this union has risen to new prominence within the councils of the AFL-CIO, and

WHEREAS The continued growth and achievement by 32 BSEIU local unions representing 60,000 men and women in California are a testament to that leadership, and

WHEREAS, This great international union is holding its 13th Convention in Los Angeles in May of 1964, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members salute the Building Service Employees International Union and its President, David Sullivan in their proud role of advancing the well-being of more than a quarter million members and all others who seek its fraternal aid, 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 Sullivan

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Cusanovich

House Resolution No. 145

Relative to Mr Joseph E Benoit

WHEREAS, The Members have been made aware of the laudable career of Mr Joseph E Benoit, and

WHEREAS, Mr Benoit is a native of Merchantville, New Jersey, and received his education in New Jersey schools, and his collegiate training at the Drexel Institute in Philadelphia, and

WHEREAS, He served this Nation as a member of the Army of the United States for a quarter of a century including participation in the North African and Italian campaigns during World War II, and

WHEREAS, His military assignments took him to many places on this globe, and

WHEREAS, He has been active in political and fraternal organizations, including the Masonic Lodge, in which he is a 32nd Degree Mason, Scottish Rite, the Elks and the Republican Party, and

WHEREAS He received a certificate of merit from the Red Cross for his outstanding work as the Red Cross Chairman for the Van Nuys Business District in 1959, and

WHEREAS, He has capably served on the Board of the Civil Service Commission since 1956, and received a certificate of merit for public service from the City of Los Angeles in connection with his work with the Civil Service Commission, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members grant due recognition to the many personal feats and accomplishments of this dedicated soldier and public-spirited citizen, Mr Joseph E Benoit, and wish him continued success, health, and happiness in all of his worthwhile endeavors, and be it further

Resolved, That the Chief Clerk of the Assembly shall transmit a suitably prepared copy of this resolution to Mr Joseph E Benoit

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Booth

House Resolution No 146

Relative to commending the citizens of the City of Davis upon their achievement in the All-America Cities Award competition

WHEREAS, Under the cosponsorship of the National Municipal League and *Look* Magazine many communities throughout the United States enter competition for the title of All-America City, and

WHEREAS, In the competition for the year 1963 the City of Davis was one of only two of the many cities in California to be selected as a finalist in the All-America Cities Awards competition, and

WHEREAS, To be eligible in this national competition a city must show outstanding civic achievements benefiting the community as a whole and that these achievements have resulted from the interest and efforts of a substantial number of citizens acting to improve their community, and

WHEREAS, Through such interest on the part of its citizens and their outstanding program of civic advancement the City of Davis was awarded Honorable Mention, and

WHEREAS, The City of Davis qualified for this national honor by outstanding citizen action in providing financial support for a public school system famous for its excellence, by a far-sighted downtown revitalization program conducted through the efforts of local businessmen and property owners and by a program of advanced planning and financial support for long range municipal improvements to keep pace with rapid community growth, and

WHEREAS, This progressive university city is characterized by the willingness of its citizens to work together at considerable individual sacrifice to achieve the common good; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members thereof recognize the outstanding record of civic progress evidenced by the City of Davis and that they hereby commend the citizens of that city upon their achievement in the All-America Cities Award competition; and be it further

Resolved That the Chief Clerk of the Assembly is directed to transmit suitably prepared copies of this resolution to the Honorable Norman E Woodbury, Mayor of the City of Davis, to Mr Richard A Barlow, Chairman, Davis All-America Cities Committee, and to Mrs E P Motley, Mrs Derald A Gibson, Mr C W Bukelo and Dr Dean Lobaugh of the Davis Committee

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Crown

House Resolution No. 147

Relative to additions to Memorial State Beach Park in Alameda County

WHEREAS, There is a growing need for public recreation facilities to serve the nearly burgeoning population of the San Francisco-Oakland Metropolitan Area; and

WHEREAS, There are portions of Alameda County adjacent to Memorial State Beach Park which could be developed for state beach park purposes; and

WHEREAS, The County of Alameda is fully in accord with an enlargement of the present boundaries of Memorial State Beach Park; and

WHEREAS, Proposition No 1 at the November 1964 general election provides for expenditures of $150,000,000 for acquiring and developing state and regional beach, park recreational, and historical facilities; and

WHEREAS Failure to initiate project studies prior to the passage of Proposition No 1 will result in the delay of one year on the legislative approval of these projects; now, therefore, be it

Resolved by the Assembly of the State of California, That the Department of Parks and Recreation is directed to undertake a study to determine the feasibility of rounding out the present boundaries of Memorial State Beach Park in Alameda County and to comply with the provisions of the Cameron-Unruh Beach, Park, Recreational, and Historical Facilities Bond Act of 1964; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a copy of this resolution to the Director of the Department of Parks and Recreation

Resolution read and referred by the Speaker pro Tempore to the Committee on Rules

INTRODUCTION OF GUESTS

Speaker pro Tempore Bee introduced Mr Chris N Petris of Oakland, the father of Assemblyman Nicholas C Petris of Oakland, to the Members, who joined in welcoming him on his visit to the Assembly Chamber

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, April 2, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined

Assembly Concurrent Resolution No 4—Relative to the preparation and printing of a Summary Digest and Subject List,

And reports the same correctly enrolled, and presented to the Secretary of State on the 2d day of April, 1964, at 2:30 p m

POWERS, Chairman

Assembly Chamber, April 6, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Bill No 88

And reports the same correctly re-engrossed

POWERS, Chairman

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

Assembly Chamber, April 6, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined
Assembly Bill No 95 Assembly Bill No 116
Assembly Bill No 103 Assembly Bill No 145
And reports the same correctly engrossed

POWERS, Chairman

Above bills re-referred to committees

Assembly Chamber, April 2, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined
Assembly Constitutional Amendment No 1
And reports the same correctly engrossed

POWERS, Chairman

Above resolution re-referred to Committee on Constitutional Amendments

Committee on Agriculture

Assembly Chamber, April 2, 1964

Mr Speaker Your Committee on Agriculture reports
Assembly Bill No 119
With amendments with the recommendation Amend, and do pass, as amended

WILLIAMSON, Chairman

Above bill ordered to second reading

Committee on Rules

Assembly Chamber, April 2, 1964

Mr Speaker Your Committee on Rules reports
House Resolution No 113
House Resolution No 123
House Resolution No 134
With the recommendation That the resolutions be retained in committee, and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study

BANE, Chairman

Subject matter of the above resolutions referred to the Committee on Rules

Assembly Chamber, April 2, 1964

Mr Speaker Your Committee on Rules reports
Assembly Concurrent Resolution No 20
With the recommendation Be adopted, and be re-referred to the Committee on Ways and Means

BANE, Chairman

Above resolution re-referred to the Committee on Ways and Means

Assembly Chamber, April 2, 1964

Mr Speaker Your Committee on Rules reports
Assembly Concurrent Resolution No 23
With the recommendation That the resolution be re-referred to the Committee on Ways and Means

BANE, Chairman

Above resolution re-referred to the Committee on Ways and Means

Assembly Chamber, April 2, 1964

Mr Speaker Your Committee on Rules reports
Assembly Concurrent Resolution No 19
With the recommendation That the resolution be re-referred to the Committee on Transportation and Commerce

BANE, Chairman

Above resolution re-referred to the Committee on Transportation and Commerce

Assembly Chamber, April 2, 1964

Mr Speaker Your Committee on Rules reports

Assembly Concurrent Resolution No 25

With the recommendation That the resolution be re-referred to the Committee on Water

BANE, Chairman

Above resolution re-referred to the Committee on Water

Assembly Chamber, April 2, 1964

Mr Speaker Your Committee on Rules reports

Assembly Joint Resolution No 6

With the recommendation Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolution be placed on the Consent Calendar

BANE, Chairman

Above resolution ordered engrossed

Assembly Chamber, April 2, 1964

Mr Speaker Your Committee on Rules reports

Assembly Concurrent Resolution No 17

With the recommendation Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolution be placed on the Consent Calendar

BANE, Chairman

Above resolution ordered engrossed

Assembly Chamber, April 2, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 125
House Resolution No 126
House Resolution No 131

With the recommendation Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolutions be placed on the Consent Calendar

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, April 2, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 105
House Resolution No 107
House Resolution No 108
House Resolution No 109
House Resolution No 110
House Resolution No 115
House Resolution No 116
House Resolution No 121
House Resolution No 132

With the recommendation Be adopted, and be re-referred to the Committee on Ways and Means

BANE, Chairman

Above resolutions re-referred to the Committee on Ways and Means

Assembly Chamber, April 2, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 127

With the recommendation Be adopted, as amended

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2 and 22 3, the committee recommends that the above resolution be placed on the Consent Calendar

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, April 2, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 129

With amendments with the recommendation Amend, and be adopted, as amended

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, April 2, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 124

With the recommendation Be adopted, as amended

Pursuant to the provisions of Joint Rules Nos 22 1 22 2 and 22 3, the committee recommends that the above resolution be placed on the Consent Calendar

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, April 6, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 119

With amendments with the recommendation Amend, be adopted, as amended, and be re-referred to the Committee on Ways and Means

BANE, Chairman

Above resolution ordered on file

REFERENCE OF BILLS TO COMMITTEE

Speaker pro Tempore Bee announced that Speaker Unruh has referred the following bills to the following committees

Assembly Bill No	*Committee*
163	Civil Service and State Personnel

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 125—An act to add Section 25411 6 to the Education Code, relating to junior college district elections

Bill read second time, and ordered engrossed, and to be placed on the Consent Calendar

Assembly Bill No. 96—An act to amend Section 8406 of the Elections Code, relating to county central committees

Bill read second time.

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Elections and Reapportionment were read, and adopted

Amendment No. 1

On page 1, lines 5 and 6 of the printed bill, strike out ", the nominees of the party for the House of Representatives"

Amendment No 2

On page 1, line 7, strike out "or House of Representatives

Amendment No. 3

On page 1, line 9, after the period, insert "Each nominee of the party for the House of Representatives and each person elected to the House of Representatives at a special election to fill a vacancy in that house, shall be ex officio members of the county central committees of the counties in which they reside"

Bill ordered reprinted and engrossed

Assembly Bill No. 141—An act to amend Sections 24622 and 24667 of, and to add Sections 24613, 24614 and 24684 to the Revenue and Taxation Code, relating to the taxation of banks, corporations, associations and Massachusetts trusts

Bill read second time, and ordered engrossed

Assembly Bill No. 35—An act to amend Sections 17048 and 17171 of the Revenue and Taxation Code, relating to the payment of personal income taxes

Bill read second time

Request for Unanimous Consent

Mr Petris was granted unanimous consent that the committee amendments be withdrawn and that a substitute set of amendments be offered, and that the bill be retained on the second reading file

Assembly Bill No. 51—An act to add Section 6366 1 to the Revenue and Taxation Code, relating to state taxation

Bill read second time

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Revenue and Taxation, was read, and adopted

Amendment No 1

On page 1 of the printed bill, strike out lines 1 to 13, inclusive, and insert

"6366 1 (a) There are exempted from the taxes imposed by this part, the gross receipts from the sale of and the storage, use, or other consumption in this State of aircraft which are leased, or are sold to persons for the purpose of leasing, to lessees using such aircraft as certificated or licensed carriers of persons or property in interstate or foreign commerce under authority of the laws of the United States or any foreign government, or to any foreign government as lessees for use by such government outside the State or to persons as lessees who are not residents of this State and who will not use such aircraft in this State otherwise than in the removal of such aircraft from this State

(b) There are exempted from the taxes imposed by this part, the gross receipts from the sale of and the storage, use, or other consumption in this State of tangible personal property sold to an aircraft manufacturer and incorporated into aircraft to be leased by the manufacturer under conditions set forth in subdivision (a) of this section"

Bill ordered reprinted, and engrossed

Assembly Bill No. 100—An act to amend Section 6359 3 of the Revenue and Taxation Code, relating to sales and use taxes

Bill read second time

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Revenue and Taxation, were read, and adopted

Amendment No. 1

In line 2 of the title of the printed bill, after "taxes", insert ", making a tax levy, to take effect immediately"

Amendment No. 2

On page 1, after line 13, insert

"SEC 2 This act provides for a tax levy within the meaning of Article IV of the Constitution and shall go into immediate effect"

Bill ordered reprinted, and engrossed

Assembly Bill No. 142—An act to amend Sections 17027, 17053, 17072, 17203, 17204, 17206, 17216 2, 17254, 17262 17284, 17416, 17503, 17531, 17532, 17533, 17534, 17535, 17536, 17577, 17837, 17913, 18152 18162, 18241, 18242, 18243, 18244, 18245, and 18246 of, to add Sections 17120, 17139, 17154, 17176, 17177, 17205 5, 17266 17527, 17528, 17594, 17617, 18212, 18213, 18214, 18215, 18216, 18217, 18218, 18402 7, 18802 5,

and 18802.7 to, and to repeal Sections 17537, 17537.1, 17538, 17539, 17540, 18247, and 18248 of the Revenue and Taxation Code, relating to personal income taxes

Bill read second time

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Revenue and Taxation were read and adopted

Amendment No. 1

On page 9, between lines 8 and 9 of the printed bill, insert

"SEC. 5.5. The Legislature hereby declares that in order to qualify as a "personal property tax" within the meaning of that term as used in paragraph (1) of subdivision (b) of Section 17204 of the Revenue and Taxation Code, as amended by Section 5 of this act, the tax shall meet the following three tests

(a) The first test is that the tax must be ad valorem—that is, substantially in proportion to the value of the personal property. A tax which is based on criteria other than value does not qualify as ad valorem. For example, a motor vehicle tax based on weight, model year, and horsepower, or any of them, is not an ad valorem tax. However, a tax which is partly based on value and partly based on other criteria may qualify in part. For example, in the case of a motor vehicle tax of 1 percent of value plus forty cents (40c) per hundredweight, the part of the tax equal to 1 percent of value qualifies as an ad valorem tax and the balance does not qualify.

(b) The second test is that the tax must be imposed on an annual basis, even if collected more frequently or less frequently.

(c) The third test is that the tax must be imposed in respect of personal property. A tax may be considered to be imposed in respect of personal property even if in form it is imposed on the exercise of a privilege. For example, an annual ad valorem tax qualifies as a personal property tax although it is denominated a registration fee imposed for the privilege of registering motor vehicles or of using them on the highways.

This section shall not be considered operative for any purpose unless and until the federal government adopts and applies similar tests in respect to the qualification of a personal property tax under the definition of that term as used in paragraph (1) of subsection (b) of Section 164 of the Federal Internal Revenue Code of 1954, as amended by the Federal Revenue Act of 1964."

Amendment No. 2

On page 2, line 5, strike out "employee", and insert "employees"

Amendment No. 3

On page 2, line 25, after "subsection (d)", insert a closing parenthesis

Amendment No. 4

On page 3, line 37, after "17139", insert an opening parenthesis

Amendment No. 5

On page 12, line 16, after "medical care", strike out "of", and insert "or"

Amendment No. 6

On page 15, line 36, after "individual", insert "in which such disposition occurred"

Amendment No. 7

On page 16, line 21, strike out "employees", and insert "employee"

Amendment No. 8

On page 18, line 25, after "(c)", insert "(1)"

Amendment No. 9

On page 29, line 49, after "Section", strike out "(b),"

Amendment No. 10

On page 30, line 18, after "(3)", insert a closing parenthesis

Amendment No. 11

On page 30, line 19, after "property", strike out "as defined in Section 18214))", and insert "(as defined in Section 18214)"

Amendment No. 12

On page 36, line 9, after "Code of 1954)", strike out the closing parenthesis

Amendment No. 13

On page 43, line 41, strike out 'disposition", and insert 'dispositions'

Amendment No. 14

On page 49, line 35, after ...sive", strike out the closing parenthesis

Amendment No. 15

On page 51 line 33, strike out 'Section 18181", and insert 'Sections 18181

Amendment No. 16

On page 53 line 17, strike out "Section", and insert 'Sections

Amendment No 17

On page 54, line 31, strike out "Section", and insert 'Sections

Amendment No 18

On page 54, line 51, strike out 'Section", and insert 'Sections'

Amendment No. 19

On page 57, line 4, strike out "Section", and insert 'Sections"

Bill ordered reprinted, and engrossed

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 37—An act to amend Section 20751 of the Education Code, relating to 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—Allen, Alquist, Ashcraft, Bane, Barnes, Bee, Beilenson, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Foran, Frew, Gaffney, Gonsalves, Greene, Holmes, Johnson, Knox, Mobas, Mills, Monagan, Moreno, Mulford, Petris, Porter, Quimby, Rumford, Ryan, Soto, Veneman, Vevsey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Zberg, Zenovich, and Mr. Speaker—56.

NOES—Badham, Bagley, Collier, Lanterman, and Stevens—5

The question being on the passage of the bill

Bill passed by the following vote

AYES—Allen, Alquist, Ashcraft, Bane, Barnes, Bee, Beilenson, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Foran, Frew, Gaffney, Gonsalves, Greene, Holmes, Johnson, Knox, Mobas, Mills, Monagan, Moreno, Mulford, Petris, Porter, Quimby, Rumford, Ryan, Soto, Veneman, Vevsey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Zberg, Zenovich, and Mr. Speaker—56

NOES—Badham, Bagley, Collier, Lanterman, and Stevens—5

Bill ordered transmitted to the Senate

Assembly Bill No. 36—An act relating to San Francisco Bay

Bill read third time, and passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Foran, Frew, Gaffney, Garrigus, Gonsalves, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, McMillan, Mobas, Mills, Monagan, Moreno, Mulford, Petris, Porter,

Powers, Quimby, Rumford, Ryan, Soto, Stanton, Stevens, Thelin, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Zberg, and Mr. Speaker—65
NOES—None

Bill ordered transmitted to the Senate

Name Placed Upon Roll Call on Assembly Bill No. 36

Mr. Foran was granted unanimous consent that he be recorded as voting "Aye" on Assembly Bill No. 36.

ANNOUNCEMENTS

Mr. Chapel announced that today is the birthday of Assistant Sergeant at Arms Ernest Stonewall Thomas, whereupon the Members of the Assembly joined in extending best wishes and birthday greetings to Mr. Thomas.

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

Assembly Bill No. 115—An act to add Section 36057.5 to the Health and Safety Code, relating to farm labor centers.

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

AYES—Allen, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Booth, Britschgi, Burgener, Carrell, Casey, Cologne, Crown, Danielson, Dennemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, McMillan, Milias, Mills, Monagan, Moreno, Mulford, Petris, Porter, Powers, Quimby, Rumford, Ryan, Soto, Stevens, Thelin, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Young, Zberg, Zenovich, and Mr. Speaker—64
NOES—Collier—1

Bill ordered transmitted to the Senate

Assembly Bill No. 126—An act making an appropriation for the compensation of certain academic employees of the State, to take effect immediately.

Bill read third time and passed by the following vote:

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Crown, Cusanovich, Danielson, Dennemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Johnson, Kennick, Knox, McMillan, Milias, Monagan, Moreno, Mulford, Petris, Porter, Powers, Quimby, Rumford, Soto, Thelin, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Zenovich, and Mr. Speaker—59
NOES—None

Bill ordered transmitted to the Senate

NOTE: For explanation of vote by Mr. Holmes on Assembly Bill No. 126 see page 502 of the Assembly Daily Journal for this day.

MESSAGES FROM THE SENATE

Senate Chamber, April 2, 1964

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed

Senate Bill No. 52
Senate Bill No. 67

J. A. BEEK, Secretary of the Senate
By Tom Kane, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time

Senate Bill No. 52—An act to amend Section 73974 of the Government Code, relating to compensation of municipal court attachés

Referred by the Speaker pro Tempore to the Committee on Judiciary

Senate Bill No. 67—An act to validate the boundaries and acts of public utility districts, declaring the urgency thereof, to take effect immediately

Referred by the Speaker pro Tempore to the Committee on Municipal and County Government

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO 59

Mr Knox was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Senate Bill No 67 for hearing in the Committee on Municipal and County Government today

MESSAGES FROM THE SENATE

Senate Chamber, April 2, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day passed

Assembly Bill No 14
Assembly Bill No 15
Assembly Bill No 45

J A BEEK, Secretary of the Senate
By Tom Kane, Assistant Secretary

Above bills ordered enrolled

CONSIDERATION OF DAILY FILE (RESUMED)
CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the first item on the Consent Calendar

CONSENT CALENDAR—ASSEMBLY BILLS

Assembly Concurrent Resolution No. 13—Relative to airline regulation

Resolution read, and adopted by the following vote:

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dennemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, McMillan, Miias, Mills, Monagan, Moreno, Mulford, Petris, Porter, Powers, Quimby, Rumford, Ryan, Soto, Stanton, Stevens, Thelin, Veneman, Vasey, Waite, Waldie, Warren, Whetmore, Williamson, Wilson, Winton, Young, Zberg, Zenovich, and Mr Speaker—70
NOES—None

Resolution ordered transmitted to the Senate

REQUESTS FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO 59

Mr Crown was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Assembly Bill No 162 for hearing in the Committee on Ways and Means today

Mr Crown was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Assembly Concurrent Resolution No 38 for hearing in the Committee on Rules at 9 30 a m , on April 7, 1964

REMARKS ON CONDITION OF FILE

Mr Powers spoke on the condition of the file

ANNOUNCEMENTS OF COMMITTEE MEETINGS

It was announced that the following committee would hold a meeting

Today upon adjournment—

Municipal and County Government (Knox, Chairman), in the Rules Committee Meeting Room

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO. 59

Mr Willson was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Senate Bill No 13 for hearing in the Committee on Judiciary, today

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

The following bills were introduced, and read the first time

Assembly Bill No. 164: By Assemblyman Henson (Senator Lagomarsino, coauthor)—An act to amend Sections 73836 and 74015 5 of, to repeal Section 74885 5 of, and to add Section 74885 5 to, the Government Code, relating to salaries of municipal court attachés

Held at desk by order of the Speaker pro Tempore

Assembly Bill No 165 By Assemblyman Belotti (Senator Collier, coauthor)—An act to add Section 43009 to the Government Code and Section 155 9 to the Revenue and Taxation Code, relating to property taxation, declaring the urgency thereof, to take effect immediately

Held at desk by order of the Speaker pro Tempore

Assembly Bill No 166: By Assemblymen Ryan, Casey, Flournoy, and Hinckley—An act making an appropriation for the support of the school districts and local agencies of the public school system declaring the urgency thereof, to take effect immediately

Held at desk by order of the Speaker pro Tempore

RESOLUTIONS

The following resolutions were offered

By Assemblyman Soto

House Resolution No 148

Relative to Mr Leonard S Gleckman

WHEREAS, The laudable efforts of Mr Leonard S Gleckman, of West Covina, have come to the attention of the Members, and

WHEREAS, A native of Minnesota, where he was an all-state high school athlete in three sports, he attended Georgetown University and the University of California at Los Angeles, and since becoming a resident of California has been a leader in many civic activities and has served in such diversified positions in West Covina as Planning Commissioner, member of the Lions Club and the Vine Street School Parent-Teacher Association, coach in the Edgewood Little League, member of the board of directors of the Chamber of Commerce, and Vice President of the West Covina Plaza Merchants Association, and

WHEREAS, He is an Air Force veteran who served in the Korean War, and

WHEREAS, His dedication to the cause of progress and his enthusiasm and vigor in resolving the major civic issues of his community have been amply demonstrated on innumerable occasions, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members commend Mr. Leonard S. Gleckman for his many fine community efforts, and wish him continued success in all his future activity, and be it further

Resolved, That the Chief Clerk of the Assembly shall transmit a suitably prepared copy of this resolution to Mr. Leonard S. Gleckman

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Casey

House Resolution No. 149

Relative to Redrock Canyon

WHEREAS, Redrock Canyon, which is bisected by Highway 6 approximately 30 miles north of Mojave, California, is an area of great natural beauty with its bold outcroppings of red rocks with organ pipe flutings and its black lava flows, and

WHEREAS, One of the West's little-known geological gems, which has been shaped by the faulting of the earth and wind and water erosion, Redrock Canyon contains the fossils of numerous pre-ice age fauna, and

WHEREAS, It would appear that Redrock Canyon would make an excellent location for a state park, now, therefore, be it

Resolved by the Assembly of the State of California, That the Division of Beaches and Parks of the Department of Parks and Recreation is directed to make a study of the feasibility of establishing a state park at Redrock Canyon and to report thereon to the Assembly not later than the fifth legislative day of the 1965 Regular Session of the Legislature, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit copies of this resolution to the Director of Parks and Recreation and to the Chief of the Division of Beaches and Parks

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Casey

House Resolution No. 150

Relative to Walker's Pass

WHEREAS, Walker's Pass, located between Highway 6 and Lake Isabella, is typical desert country with surrounding hills, Joshua trees, and desert flora and fauna, and

WHEREAS, Named for Joseph Walker, the first white man to come through the pass into the San Joaquin Valley, it would appear that the pass would make an excellent location for a state park, now, therefore, be it

Resolved by the Assembly of the State of California, That the Division of Beaches and Parks of the Department of Parks and Recreation is directed to make a study of the feasibility of establishing a state park at Walker's Pass and to report thereon to the Assembly not later than the fifth legislative day of the 1965 Regular Session of the Legislature, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit copies of this resolution to the Director of Parks and Recreation and to the Chief of the Division of Beaches and Parks

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

Assembly Chamber, April 6, 1964

Mr Speaker The Chairman of your Committee on Ways and Means reports Assembly Bill No 38

With author's amendments with the recommendation Amend, and re-refer to the Committee on Ways and Means

CROWN, Chairman

SECOND READING OF ASSEMBLY BILL NO 38 (PURSUANT TO RULE NO. 595)

Assembly Bill No. 38—An act to repeal Chapter 2 (commencing with Section 5200) of, and to add Chapter 2 (commencing with Section 5200) to, Division 3 of the Business and Professions Code, relating to the restriction, regulation control and licensing of outdoor advertising

Bill read second time

Motion to Amend

Mr Z'berg moved the adoption of the following amendments

Amendment No. 1

On page 2 line 39 of the printed bill, as amended in Assembly March 26, 1964, after the period, insert 'The governing body of any city, county, or city and county may enact ordinances, including but not limited to land use or zoning ordinances, imposing restrictions on outdoor advertising equal to or greater than those imposed by this chapter.

5203 The provisions of this chapter pertaining to the restriction, regulation control and licensing of outdoor advertising on lands adjoining the interstate and state highways in California shall not be construed so as to limit the power of any city, county, or city and county to regulate advertising in any manner permitted by law along streets or highways other than interstate or state highways

Amendment No. 2

On page 3, line 17, after the period, insert "It"

Amendment No 3

On page 4 between lines 37 and 38 insert

(d) Signs regardless of the type of copy placed thereon, adjacent to interstate highways and located on land zoned commercial or industrial within the boundaries of incorporated municipalities, as such boundaries existed on September 21 1959 wherein the real property adjacent to the interstate highway is subject to municipal regulation or control, or other areas where the land use as of September 21 1959 was clearly established by county or city and county ordinance as commercial or industrial"

Amendment No 4

On page 4 line 38 strike out "(d)", and insert "(e)"

Amendment No. 5

On page 4 line 38, after the second comma, insert "adjacent to state highways, other than interstate highways,"

Amendment No 6

On page 4, line 40 strike out "_____", and insert 'the effective date of this chapter

(f) Signs regardless of the type of copy placed thereon, adjacent to state highways other than interstate highways on land within a county, city, or city and county that is zoned as commercial or industrial land after the effective date of this chapter provided such signs are erected on the same side of the highway and within 500 feet of land that is already developed with a commercial or industrial use, other than use for outdoor advertising

(g) Signs regardless of the type of copy placed thereon adjacent to state highways other than interstate highways located on land within a county which has not adopted zoning ordinances provided such signs are erected in or within, 500 feet of a business district as defined in the Vehicle Code"

Amendment No. 7

On page 8, strike out lines 11 to 23, inclusive

Amendment No. 8

On page 8, line 26, strike out "_____", and insert "the effective date of this chapter"

Amendment No. 9

On page 8, line 29, after "chapter", insert "as to interstate highways and 10 years from the effective date of this chapter as to other state highways"

Amendment No. 10

On page 12, line 50 after "chapter", insert ", and for payment of reimbursement pursuant to Section 5232.1"

Amendments read, and adopted

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

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO 59

Mr Petris was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Senate Bill No 80 for hearing in the Committee on Revenue and Taxation, at a time to be announced later

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

The following bill was introduced, and read the first time

Assembly Bill No. 167: By Assemblyman Crown—An act to amend Sections 68200, 68201, 68202, 68500.5, 68841, 68891, 69140, 75101, 75102, and 75103 of, and to add Sections 68203 and 68204 to, and to repeal Section 68205 of, the Government Code, relating to judicial salaries

Held at desk by order of the Speaker pro Tempore

EXPLANATION OF ABSENCE

April 6, 1964

Roll call on Assembly Bill No 126 was missed because I was attending a meeting of the Indian Affairs Commission on the Senate side

JAMES L HOLMES

ADJOURNMENT

At 11 59 a m , on motion of Mr Waldie, the Speaker pro Tempore declared the Assembly adjourned until 11 30 a m , Tuesday, April 7, 1964

JESSE M UNRUH, Speaker

ANABEL WHANG, Minute Clerk

CALIFORNIA LEGISLATURE

1964 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

TWENTY-EIGHTH LEGISLATIVE DAY

FORTY-SIXTH CALENDAR DAY

IN ASSEMBLY

Assembly Chamber
Tuesday, April 7, 1964

The Assembly met at 11 11 a m
Hon Carlos Bee, Speaker pro Tempore of the Assembly, presiding
Assistant Chief Clerk James A Lane at the Desk
Assistant Clerk Malcolm MacIntyre reading

ROLL CALL

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

Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Brtschgi, Burgener, Carrell, Casey, Chapel, Collier Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew Gaffney Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Warren, Whetmore, Williamson, Willson, Winton, Young, Zberg, Zenovich, and Mr Speaker—75

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev Robert R Ferguson

We Need Thy Guidance, Eternal God, In knowing what to worry about and what to trust in

So much of our strength and energy is lost with worry that we become too tired to deal adequately with real problems

May we walk the delicate line between cynicism and credulity, doubt and faith, and be given clarity of mind and confidence of heart to candidly deal with the matters at hand this day

So guide us we pray —AMEN

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Bee, Mr Pattee then led the Assembly in the pledge of allegiance to the Flag

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Mr Conrad seconded by Mr Rumford

LEAVES OF ABSENCE FOR THE DAY

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

Mr Waldie, on request of the Speaker pro Tempore

Mr Knox, on request of the Speaker pro Tempore

Mr Quimby, on request of the Speaker pro Tempore

INTRODUCTION OF GUESTS

Speaker pro Tempore Bee announced that Assemblyman Stewart Hinckley of Redlands and Assemblyman Robert E Badham of Costa Mesa had as their guest Assemblyman Hinckley's cousin, Mrs Bernard Hymk, of Fullerton, whereupon the Members joined in welcoming her on her visit to the Assembly Chamber

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered

Assembly Concurrent Resolution No. 39: By Assemblyman Bee—Relative to a study of the impact of prison manufacturing activities upon small industries

Referred by the Speaker pro Tempore to the Committee on Rules

RESOLUTIONS

The following resolutions were offered

By Assemblyman Dills

House Resolution No. 151

Congratulating John Leslie Abbott

WHEREAS, John Leslie Abbott has continuously and effectively served the youth of the community of Los Angeles as teacher, supervisor, vice principal, and principal for 42 years and has contributed substantially to the educational attainment of many thousands of youngsters, and

WHEREAS, Through his leadership and vision he has provided counseling and coordination of information for young men anticipating service in one of the armed forces, and

WHEREAS, As a spokesman for education, he has informed the community of the problems and progress of education, and

WHEREAS, Through his active and continuous participation in varied community organizations he has given substantial support to community-school relationships, and

WHEREAS, He has consistently demonstrated the spirit of our national "Good Neighbor Policy" by his unique linguistic talent and by his repeated and enthusiastic support of the needs of our friends across the border, and

WHEREAS, Through his service as Assistant Superintendent, he organized and directed the Civil Defense program in the Los Angeles City Schools during a time of urgency, and

WHEREAS, During his service as principal of Narbonne, Burmingham, Washington and Gardena High Schools, he has inspired, guided, encouraged and directed the activities of innumerable students by his example and conscientious efforts, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members congratulate John Leslie Abbott for his dedicated and effective service to the State and to 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 John Leslie Abbott

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblymen Elliott, Moreno, and Song.

House Resolution No 152

Relative to Pan-American Week

WHEREAS, California, geographically, historically, culturally, and economically, is recognized and known throughout the entire Western Hemisphere, including all the Hispanic Americas, as "The Gateway to the Latin Americas", and

WHEREAS, The present great horizons of international commerce, good will and cultural exchange are in ever-increasing measure related to the rising tide of Pan-Americanism throughout both the English- and Spanish-speaking Americas, and

WHEREAS, Here in California, and especially in the many highly populated Spanish speaking areas, fiestas, parades, public celebrations, concerts, and formal civic ceremonies will be held always with the traditional display of flags and banners of all the Americas, with the intimate and fraternal participation of Latin American consul officials, dignitaries, and public affairs leaders both from our Golden State and the contiguous Latin world south of our borders, during the period of April 20 through April 27 of this year, and

WHEREAS, This event is being celebrated by ceremonies at the Plaza in the City of Los Angeles conducted by the Plaza Olvera Street Citizens State Monument Committee, a civic organization devoted to the advancement of Latin American cultural relations and the preservation of the Mexican, Spanish, and early California heritage of our State, now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly extends its best wishes to Californians of Latin American and Canadian extraction upon this occasion and to its good neighbors among the other Pan-American nations, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit suitably prepared copies of this resolution to the following officers of the Plaza Olvera Street Citizens State Monument Committee and sponsors of this event: Hon. John Anson Ford, Hon. Eugene Biscailuz, Mrs. Alma Pedroza, James Cruz, Peter A. Despart, Ezekiel Moreno, and Alejenio Ortega

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

By Assemblyman Waite

House Resolution No 153

Relative to essays by Nancy M. Baal and Stephen E. Peterson concerning the California Water Program

WHEREAS, Nancy M. Baal and Stephen E. Peterson have written essays on the California Water Program which have been selected as the most outstanding from more than 900 similar works on the subject, and

WHEREAS, These essays emphasize the importance of the California Water Program to California in general and to the Antelope Valley in particular, and

WHEREAS, The merits of the essays were judged by the faculty of Palmdale High School, the directors of the Palmdale Irrigation District and the staff of the California Department of Water Resources, and

WHEREAS, The essays by Nancy M. Baal and Stephen E. Peterson indicated a thorough understanding and appreciation of the California Water Program, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members congratulate Nancy M. Baal and Stephen E. Peterson upon their essays and commend them for their outstanding scholastic achievements, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit suitably prepared copies of this resolution to Nancy M. Baal, Stephen E. Peterson, and the Palmdale Irrigation District

Request for Unanimous Consent

Mr. Waite was granted unanimous consent to take up House Resolution No. 153 without reference to committee or file

Resolution read, and adopted unanimously

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, April 6, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Bill No 125
And reports the same correctly engrossed

POWERS, Chairman

Above bill ordered to the Consent Calendar

Assembly Chamber, April 6, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Bill No 141
And reports the same correctly engrossed

POWERS, Chairman

Above bill ordered to third reading

Assembly Chamber, April 6, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No 17
Assembly Joint Resolution No 6
And reports the same correctly engrossed

POWERS, Chairman

Above resolutions ordered to the Consent Calendar

Assembly Chamber, April 7, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Bill No 38
And reports the same correctly re-engrossed

POWERS, Chairman

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

Assembly Chamber, April 7, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Bill No 96
And reports the same correctly engrossed

POWERS, Chairman

Above bill ordered returned to second reading file

Committee on Constitutional Amendments

Assembly Chamber, April 6, 1964

Mr Speaker Your Committee on Constitutional Amendments reports Assembly Constitutional Amendment No 2
With the recommendation Be adopted

GAFFNEY, Chairman

Above resolution ordered on file

Committee on Municipal and County Government

Assembly Chamber, April 6, 1964

Mr Speaker Your Committee on Municipal and County Government reports Senate Bill No 67
With the recommendation Do pass
Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above bill be placed on the Consent Calendar

KNOX, Chairman

Above bill ordered to second reading

Committee on Education

Assembly Chamber, April 7, 1964

Mr Speaker The Chairman of your Committee on Education reports Assembly Bill No 56
With author's amendments with the recommendation Amend, and re-refer to the Committee on Education

GARRIGUS, Chairman

SECOND READING OF ASSEMBLY BILL NO. 56 (PURSUANT TO RULE NO 59 5)

Assembly Bill No 56—An act to amend Sections 2703, 3304, 6426, 17301, 17303, 17303 5, 17402, 17407, 17411, 17414, 17417, 17453, 17602, 17616, 17655, 17655 5, 17656, 17660, 17664, 17665, 17666 2, 17702, 17901, 17902, 17904, 17906 2, 17907, 17908, 17909, 17951, 17970, 17990, 18303, 18401, 18451, 18452, and 18455 of, to amend the title of Article 7 of Chapter 3 of Division 14 of, to repeal Sections 17611 5, 17653, 17654, and 17654 5 of, to repeal Article 4 (commencing with Section 17751), Article 5 (commencing with Section 17801), Article 6 (commencing with Section 17851), and Article 7 2 (commencing with Section 17940), of Chapter 3 of Division 14 of, and to add Sections 2701 5, and 17652 to, the Education Code, relating to state financial support for public school districts

Bill read second time

Consideration of Author's Amendments

The following amendments, proposed by Mr Flournoy, were read, and adopted

Amendment No 1

On page 4, line 37, of the printed bill, as amended in Assembly March 25, 1964, strike out "to a", and insert "to"

Amendment No 2

On page 18, line 45, strike out "Equalization aid", and insert "State foundation program support"

Amendment No 3

On page 19, line 11, strike out "equalization aid", and insert "state foundation program support"

Amendment No. 4

On page 19, line 37, strike out "equalization aid", and insert "state foundation program support"

Amendment No. 5

On page 20, line 27, strike out "equalization aid", and insert "state foundation program support"

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

REPORTS OF STANDING COMMITTEES

Committee on Education

Assembly Chamber April 7 1964

Mr Speaker The Chairman of your Committee on Education reports

Assembly Bill No 139
Assembly Bill No 135

With author's amendments with the recommendation Amend, and re-refer to the Committee on Education

GARRIGUS Chairman

SECOND READING OF ASSEMBLY BILLS NOS. 139 AND 135 (PURSUANT TO RULE NO 59 5)

Assembly Bill No. 139—An act to amend Section 17601 1 of the Education Code, relating to state financial support for the public schools

Bill read second time

Consideration of Author's Amendments

The following amendments, proposed by Mr Milias, were read, and adopted

Amendment No. 1

On page 1, line 10, of the printed bill, strike out "June 1st", and insert "April 15th"

Amendment No 2

On page 1, line 15, after the period, insert "If the average daily attendance of a district for the period of time between April 15 and June 30 exceeds the average daily attendance reported for the second period report, the excess average daily attendance shall be added to the second period report for the next succeeding fiscal year"

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

Assembly Bill No. 135—An act to amend Sections 6751 and 6753 of the Education Code, relating to educationally handicapped minors

Bill read second time

Consideration of Author's Amendments

The following amendments, proposed by Mr Waldie, were read, and adopted

Amendment No. 1

On page 1, line 7, of the printed bill, after "enter", insert "into"

Amendment No. 2

On page 1, line 12, after "enter", insert "into"

Amendment No. 3

On page 2 line 3, strike out "is 901 or" and insert "or 901 or more"

Amendment No. 4

On page 2, line 46, after "into", insert "an"

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

REPORTS OF STANDING COMMITTEES

Committee on Education

Assembly Chamber, April 7, 1964

Mr Speaker Your Committee on Education reports

Assembly Bill No. 101

Assembly Bill No 148

With the recommendation Do pass

GARRIGUS, Chairman

Above bills ordered to second reading

Assembly Chamber, April 7, 1964

Mr Speaker The Chairman of your Committee on Education reports

Assembly Constitutional Amendment No 3

With author's amendments with the recommendation Amend, and re-refer to the Committee on Education

GARRIGUS, Chairman

SECOND READING OF ASSEMBLY CONSTITUTIONAL AMENDMENT No 3 (PURSUANT TO RULE NO 59 5)

Assembly 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 amending Section 6 of Article IX thereof, relating to the public school system

Resolution read

Consideration of Author's Amendments

The following amendment, proposed by Mr Flournoy, was read, and adopted

Amendment No. 1

On page 1, line 18, of the printed measure, as amended in Assembly March 25, 1964, strike out "affect", and insert "effect"

Resolution ordered reprinted, re-engrossed, and to be re-referred to the Committee on Education

REPORTS OF STANDING COMMITTEES

Committee on Education

Assembly Chamber, April 7, 1964

Mr Speaker Your Committee on Education reports

Senate Bill No 30

With the recommendation Do pass

GARRIGUS, Chairman

Above bill ordered to second reading

Committee on Ways and Means

Assembly Chamber, April 6, 1964

Mr Speaker Your Committee on Ways and Means reports

Assembly Bill No 115

With amendments with the recommendation Amend, and re-refer to the Committee on Ways and Means

CROWN, Chairman

Above bill ordered to second reading

Assembly Chamber, April 6, 1964

Mr Speaker Your Committee on Ways and Means reports

Assembly Bill No 120

With the recommendation Do pass

CROWN, Chairman

Above bill ordered to second reading

Assembly Chamber, April 6, 1964

Mr Speaker Your Committee on Ways and Means reports

Senate Bill No 23

With the recommendation Do pass

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above bill be placed on the Consent Calendar

CROWN, Chairman

Above bill ordered to second reading

Assembly Chamber, April 6, 1964

Mr Speaker Your Committee on Ways and Means reports

Assembly Bill No 162

With the recommendation Do pass

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above bill be placed on the Consent Calendar

CROWN, Chairman

Above bill ordered to second reading

REFERENCE OF BILLS TO COMMITTEE

Speaker pro Tempore Bee announced that Speaker Unruh has referred the following bills to the following committees

Assembly Bill No	*Committee*
164	Judiciary
166	Education
167	Judiciary

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO. 59

Mr Garrigus was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Assembly Bills Nos 109, 114, 160, and 130 for hearing in the Committee on Education, on Thursday, April 9, 1964, and announced that the committee would meet at 2 p m on April 9th

CONSIDERATION OF DAILY FILE

BILLS ON SECOND READING FILE PURSUANT TO RULE NO. 76

Pursuant to Rule No 76, the following bills were this day on the second reading file

Assembly Bills Nos. 96, 51, 100, and **142.**

Assembly Bill No. 96 ordered to third reading

Assembly Bills Nos. 51, 100, and **142** ordered to third reading, subsequent to engrossment

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NOTE Later this day Assembly Bill No 142 was re-referred to the Committee on Ways and Means See page 516

Assembly Bill No. 119—An act to amend Section 802 of the Agricultural Code, relating to grapes, and declaring the urgency thereof, to effect immediately

Bill read second time

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Agriculture, were read, and adopted

Amendment No 1

On page 2, line 12, of the printed bill, strike out 'except those grown south', and strike out lines 13 and 14, and insert 'and Exotic'"

Amendment No. 2

On page 2, line 19, after "*crystallization*)", insert ", except the Cardinal variety when grown south and east of San Gorgonio Pass shall test not less than 15 percent on the Balling or Brix scale hydrometer'

Bill ordered reprinted, and engrossed

Consideration of House Resolution No 127

By Assemblyman Winton

House Resolution No. 127—Relative to congratulating the International Dryeleaners Congress of the Pacific and commending Mr George M Shepherd

Resolution read

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Rules, were read, and adopted

Amendment No 1

In line 3 of the seventh WHEREAS clause, of the printed measure strike out "Congress s", and insert "Congress"

Amendment No 2

In the heading of the printed measure, strike out "Assemblyman Winton", and insert "Assemblymen Winton and Holmes"

House Resolution No. 127, as Amended

By Assemblymen Winton and Holmes

House Resolution No 127

Relative to congratulating the International Drycleaners Congress of the Pacific and commending Mr George M Shepherd

WHEREAS In 1959, Mr George M Shepherd of San Jose, California, representing the California Drycleaners Association, contacted Mr Takeo Igarashi of Tokyo, Japan, in an effort to arrange a joint convention of drycleaners from the United States and Japan, and as a result of these efforts the first International Drycleaners Convention was held in Tokyo in 1959 under the joint sponsorship of the California Drycleaners Association and the Drycleaning Productivity Council of Japan, and

WHEREAS, A second and third International Drycleaners Convention were held at Long Beach, California, in 1960 and at Honolulu, Hawaii, in 1961, under the same sponsorship, and at the third convention the delegates decided to organize the International Drycleaners Congress of the Pacific and elected Mr George M Shepherd as executive secretary of the Congress, and

WHEREAS, Each year since 1961 an International Drycleaners Convention has been held at various cities in the Pacific area, and

WHEREAS, The International Drycleaners Congress of the Pacific will hold its sixth annual convention on July 13 through 17, 1964 in Mexico City, where Mr Felix Lopez of Mexico City will serve as chairman for Mexico and

WHEREAS, The International Drycleaners Congress of the Pacific is a unique organization in that it is the only association of small businessmen whose officers come from such widely separated nations as Japan, the Republic of China, Guam, Canada and the United States, and

WHEREAS, It is the stated policy of the Congress that businessmen have a responsibility in international understanding and can contribute substantially to world peace through international cooperation, and the members pledge themselves to support international goodwill by exchanging information on their operations and to participate in international meetings of drycleaners and laundry operators to help attain this goal, and

WHEREAS, Mr George M Shepherd has been not only a moving spirit in the organization of this worthwhile endeavor, but has contributed unselfishly of his time and energy on the Congress' behalf to further its good works, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members congratulate the International Drycleaners Congress of the Pacific on its contribution to international understanding and goodwill and commend Mr George M Shepherd for his activities in organizing and aiding in the good work done by the Congress, 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 of the International Drycleaners Congress, Mr Moses Kang of Honolulu, Hawaii, and to the Executive Secretary of the Congress, Mr George M Shepherd of San Jose, California

Resolution, as amended, ordered to the Consent Calendar

Consideration of House Resolution No. 129

By Assemblymen Greene and Powers

House Resolution No. 129—Relative to hiking and bicycle trails and commending Judge Thomas J MacBride

Resolution read

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Rules were read, and adopted

Amendment No. 1

Strike out the second and third WHEREAS clauses of the printed measure, as printed on page 423 of the Assembly Journal for March 30, 1964

Amendment No. 2

In the first *Resolved* clause, strike out lines 3 to 7, inclusive, and insert "bicycling and exhort Californians to engage in the sport of hiking and bicycling, and be it further"

House Resolution No. 129, as Amended

By Assemblymen Greene and Powers

House Resolution No. 129

Relative to hiking and bicycle trails and commending Judge Thomas J MacBride

WHEREAS, Hiking and the riding of bicycles is an excellent, inexpensive form of physical fitness and recreation for all persons, both young and old, and

WHEREAS, There is thus a great need for efforts on the part of public-spirited and recreation-minded Californians everywhere to awaken the citizens and governmental authorities of this State to the many benefits to be derived from hiking and bicycle trails and the desirability of their construction, and

WHEREAS, Judge Thomas J MacBride of the United States District Court at Sacramento has been a most active and dedicated proponent of the cause of hiking and bicycling and has undertaken a concentrated campaign in an effort to initiate more effective action in the construction of hiking and bicycle trails and to make known to Californians the many benefits of hiking and bicycling, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members commend Judge Thomas J MacBride for his many dedicated efforts on behalf of hiking and bicycling and exhort Californians to engage in the sport of hiking and bicycling, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to Judge Thomas J MacBride

Resolution, as amended, ordered on file

Consideration of House Resolution No 124

By Assemblyman Winton

House Resolution No. 124—Relative to the Legislative Interns

Resolution read

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Rules was read, and adopted

Amendment No. 1

In the first WHEREAS clause of the measure, as printed on page 420 of the Assembly Journal for March 30, 1964, on line 1, strike out "1958", and insert "1957"

Motion to Amend

Mr Winton moved the adoption of the following amendments

Amendment No 1

In line 1 of the first WHEREAS clause, of the printed measure, as printed on page 420 of the Assembly Journal for March 30, 1964, strike out "1958", and insert "1957"

Amendment No 2

In line 3 of the fourth WHEREAS clause, strike out "and Michael Wald" and insert "Michael Wald, and Cheryl Petersen, Faculty Fellow"

Amendments read, and adopted

House Resolution No. 124, as Amended

By Assemblyman Winton

House Resolution No 124

Relative to the Legislative Interns

WHEREAS, The Assembly in 1957 initiated 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 5 sponsoring California universities have served with the Legislature in a variety of positions for 10 months, and

WHEREAS, The Ford Foundation has shared the cost of the program with the Assembly for a period of six years, and

WHEREAS, Interns selected to participate in this program this session are Phyllis Lonelyn Cohen, Robert Fernbaum, Arthur Garza, William H. Keiser, Gilbert M. Oster, Thomas Silk, II, John Stephen Spellman, Michael Wald, and Cheryl Petersen, Faculty Fellow, 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 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 achieved from the program, and commend the interns for their fine work and cooperative 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

Resolution, as amended, ordered removed from the Consent Calendar, and placed on file

Consideration of House Resolution No 119

By Assemblyman Z'berg

House Resolution No. 119—Relative to a state park site at the Sacramento Delta Meadows

Resolution read

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Rules, was read, and adopted

Amendment No. 1

In line 2 of the second WHEREAS clause, of the printed measure, as printed on page 342 of the Assembly Journal for March 26, 1964, strike out "each", and insert "easy"

House Resolution No. 119, as Amended

By Assemblyman Z'berg

House Resolution No 119

Relative to a state park site at the Sacramento Delta Meadows

WHEREAS, The area known as "The Meadows" on the east bank of the Sacramento River near Snodgrass Slough represents an outstanding example of scenic delta lands in a natural condition, relatively untouched by man, and

WHEREAS, Many fine opportunities exist within this area for a variety of recreational activities, particularly pleasure boating and aquatic sports, within easy reach of the San Francisco Bay Area and Sacramento Valley population centers, and

WHEREAS, Acquisition and development of these lands are necessary for the purpose of providing needed recreational facilities resulting from rapid increases in population throughout the State, and

WHEREAS, Proposition No 1 at the November 1964 general election provides for expenditures of $150,000,000 for acquiring and developing state and regional beach, park, recreational and historical facilities, and

WHEREAS, Failure to initiate project studies prior to the passage of Proposition No 1 will result in the delay of one year on the legislative approval of these projects, now, therefore, be it

Resolved by the Assembly of the State of California, That the Department of Parks and Recreation is directed to undertake a study to determine the feasibility of establishing a state park at the Sacramento Delta Meadows and to comply with the provisions of the Cameron-Unruh Beach, Park, Recreational, and Historical Facilities Bond Act of 1964, 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 Parks and Recreation

Resolution, as amended, re-referred to the Committee on Ways and Means

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 141—An act to amend Sections 24622 and 24667 of, and to add Sections 24613, 24614 and 24684 to the Revenue and Taxation Code, relating to the taxation of banks, corporations, associations and Massachusetts trusts

Bill read third time, and passed by the following vote

AYES—Alquist, Ashcraft, Balbom, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Cusanovich, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Fotan, Gaffney, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Patlee, Petris, Porter, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Warren, Whetmore, Williamson Wilson, Winton, Young, Zbarg, Zenovich, and Mr. Speaker—68

NOES—None

Bill ordered transmitted to the Senate

CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the first item on the Consent Calendar

CONSENT CALENDAR—ASSEMBLY BILLS

Consideration of House Resolution No. 111

By Assemblyman Crown

House Resolution No. 111—Relative to Invest-in-America Week

NOTE: The full text of House Resolution No. 111, as amended April 2, 1964, appears at page 470 of the Assembly Daily Journal for April 2, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Balbom, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Fotan, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Patlee, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Warren, Whetmore, Williamson, Wilson, Winton, Young, Zbarg, Zenovich, and Mr. Speaker—73

NOES—None

CONSENT CALENDAR—SENATE BILLS

Senate Bill No. 40—An act to validate certain contracts entered into by counties, declaring the urgency thereof, to take effect immediately

Bill read third time

Urgency Clause

Urgency clause read, and adopted by the following vote

AYES—Allen Alquist, Ashcraft, Badham Bagley Bane, Barnes Bee Beloth, Booth, Britschgi, Burgener Carrell, Casey Chapel, Collier Cologne, Conrad, Crown, Cusanovich, Danielson, Dunnemeyer Davis, Denkmeyan Dills Donovan Dymally Elliott Ferrell Flournoy, Foran, Gaffney Garrigus Gonsalves Greene Henson Hinckley Holmes Johnson, Kennick Lanterman Marks M Millan Meyers Miller Mills, Monagan, Moreno, Mulford, Pattee Petris, Porter Powers Rumford Ryan Song Soto Stanton, Stevens Thelin Thomas Veneman, Vetsey, Waite Warren Whetmore Williamson, Willson, Winton Young, Zbarg Zenovich, and Mr Speaker—73

NOES—None

The question being on the passage of the bill

Bill passed by the following vote

AYES—Allen, Alquist Ashcraft, Badham Bagley Bane Barnes Bee Beloth Booth, Britschgi, Burgener Carrell Casey Chapel, Collier, Cologne, Conrad Crown, Cusanovich, Danielson Dunnemeyer Davis, Denkmeyan Dills Donovan, Dymally Elliott Ferrell, Flournoy, Foran Gaffney, Garrigus Gonsalves Greene Henson, Hinckley, Holmes Johnson, Kennick, Lanterman Marks Mc Millan Meyers Miller, Mills, Monagan, Moreno, Mulford Pattee, Petris, Porter Powers Rumford Ryan Song, Soto Stanton, Stevens, Thelin, Thomas Veneman Vetsey Waite Warren Whetmore Williamson, Willson, Winton, Young, Zbarg, Zenovich, and Mr Speaker—73

NOES—None

Bill ordered transmitted to the Senate

SECOND READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 35—An act to amend Sections 17048 and 17171 of the Revenue and Taxation Code, relating to the payment of personal income taxes

Bill read second time

Motion to Amend

Mr Petris moved the adoption of the following amendments

Amendment No. 1

On page 3 of the printed bill, strike out line 48, and insert

4,200	4,300	22 50	2 50	2 50"

Amendment No 2

On page 4, strike out line 15, and insert

4,300	4,400	23 50	3 50	3 50"

Amendment No 3

On page 4 strike out line 18, and insert

4,400	4,500	24 50	4 50	4 50"

Amendment No. 4

On page 4, strike out line 21, and insert

4,500	4,600	26 00	5 50	5 50"

Amendment No. 5

On page 4, strike out line 24, and insert

4,600	4,700	28 00	6 50	6 50"

Amendment No 6

On page 4, strike out line 27, and insert

4,700	4,800	30 00	7 50	7 50"

Amendment No. 7

On page 4, strike out line 30, and insert

4,800	4,900	32 00	8 50	8 50"

Amendment No. 8

On page 4, strike out line 33, and insert

4,900	5,000	34 00	9 50	9 50

Amendments read, and adopted

Request for Unanimous Consent to Temporarily Suspend the Rules

Mr Petris was granted unanimous consent that the Rules be temporarily suspended for the purpose of permitting amendments which add coauthors to Assembly Bill No 35

Motion to Amend

Mr Petris moved the adoption of the following amendments

Amendment No 1

In the heading of the printed bill, strike out "Assemblyman", and insert "Assemblymen

Amendment No 2

In the heading after "Petris", insert ", Stanton, Alquist, Booth, Carrell, Casey, Chapel, Crown, Donovan, Dymally, Elliott, Ferrell, Foran, Gaffney, Gonsalves, McMillan, Meyers, Mills, Moreno, Porter, Powers, Quimby, Rumford, Waldie, Warren, Winton, Young and Zenovich"

Amendments read, and adopted

Bill ordered reprinted, and engrossed

BILLS WITHDRAWN FROM INACTIVE FILE

The following bill was withdrawn from the inactive file, and placed upon the third reading file

Assembly Bill No. 42, on request of Mr Banc

RE-REFERENCE OF BILLS PURSUANT TO RULE NO. 67

On advice of the Legislative Counsel, and pursuant to the provisions of Rule No 67, Speaker pro Tempore Bee ordered the following bills re-referred to the Committee on Ways and Means

Assembly Bill No. 142, subsequent to engrossment

REQUEST FOR UNANIMOUS CONSENT TO HOLD SPECIAL MEETING OF COMMITTEE

At 11 28 a m, Mr Petris was granted unanimous consent to hold a special meeting of the Committee on Revenue and Taxation in the Rules Committee meeting room at this time, for the purpose of hearing Senate Bill No 80

MESSAGES FROM THE SENATE

Senate Chamber, April 6, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to

Senate Bill No 28
Senate Bill No 78

J A BEEK, Secretary of the Senate
By R W Lyons, Chief Assistant Secretary

Senate Chamber, April 6, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day passed

Senate Bill No 37
Senate Bill No 57
Senate Bill No 58
Senate Bill No 64

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time

Senate Bill No. 37—An act to provide for the creation of the West Bay Rapid Transit Authority and prescribing the powers and duties thereof, authorizing the authority to construct and operate an interurban rapid transit system, providing for the issuance and sale of bonds, and providing for the use of the proceeds thereof for the purposes of this act, providing for the expenditures of such proceeds and all revenues received from the operation of the system to the uses and purposes set forth herein, and providing for the levy and collection of taxes

Referred by the Speaker pro Tempore to the Committee on Municipal and County Government

Senate Bill No. 57—An act to validate bonds for sewerage, waste or storm water purposes in California water districts

Referred by the Speaker pro Tempore to the Committee on Water

Senate Bill No. 58—An act to validate bonds for sewerage, waste or storm water purposes in California water districts and declaring the urgency thereof

Referred by the Speaker pro Tempore to the Committee on Water

Senate Bill No 64—An act to amend Section 70044 5 of the Government Code, relating to salaries of court reporters

Referred by the Speaker pro Tempore to the Committee on Judiciary

RESOLUTION REMOVED FROM CONSENT CALENDAR

On request of Mr Meyers, House Resolution No 131 was removed from the Consent Calendar

Request for Unanimous Consent

Mr Meyers was granted unanimous consent to take up House Resolution No 131 without reference to file

Consideration of House Resolution No. 131

By Assemblymen Meyers, Marks, Gaffney Foran, and Pattee

House Resolution No 131—Relative to the Commemoration of Bataan

Resolution read, and adopted unanimously

NOTE The full text of House Resolution No 131 appears at pages 423 and 424 of the Assembly Daily Journal for March 30, 1964

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO 59

Mr Bane was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Senate Concurrent Resolution No 15 for hearing in the Committee on Rules at 9 30 a m , on Thursday, April 9, 1964

RESOLUTIONS

The following resolution was offered

By Assemblyman Bane

House Resolution No. 154

Relative to the Los Angeles B'nai B'rith

WHEREAS, The B'nai B'rith is one of the nation's most prominent civic and service organizations and its Los Angeles Chapter is one of the most distinguished in the nation; and

WHEREAS, Each year the Los Angeles B'nai B'rith pays tribute to those who have rendered outstanding community service at its Mr and Mrs American Citizen Testimonial Dinner; and

WHEREAS, On April 12, 1964, the Mr and Mrs American Citizen Award of the Los Angeles B'nai B'rith will be presented to Eugene and Rosalind Wyman at ceremonies at the Cocoanut Grove of the Ambassador Hotel; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly take this means to extend its congratulations to the Los Angeles B'nai B'rith and to the recipients of its 1964 Mr and Mrs American Citizen Award, and be it further

Resolved, That the Chief Clerk hereby be directed to forward suitably prepared copies of this resolution to Mervyn LeRoy and Walter O'Malley, co-chairmen of the Mr and Mrs American Citizen Testimonial Dinner, and to the recipients of the 1964 Award

Request for Unanimous Consent

Mr Bane was granted unanimous consent to take up House Resolution No 154 without reference to committee or file

Resolution read, and adopted

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO 59

Mr Crown was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Assembly Bill No 20, for hearing in the Committee on Ways and Means, on Thursday, April 9, 1964

REQUEST FOR UNANIMOUS CONSENT TO WITHDRAW ASSEMBLY CONCURRENT RESOLUTION NO. 38 FROM COMMITTEE

Mr Crown was granted unanimous consent that Assembly Concurrent Resolution No 38 be withdrawn from the Committee on Rules, for purpose of consideration at this time, without reference to file, and that the same be considered engrossed

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 38

Assembly Concurrent Resolution No. 38—Relative to authorizing the State Scholarship Commission to announce scholarships

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Brittschg, Burgener, Carrell, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dunnemeyer, Davis, Dills, Donovan, Dymally, Elliott, Fetrell, Flournoy, Foran, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Lanterman, Marks, McMillan, Meyers, Mobas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Song, Soto, Stanton, Thelin, Thomas, Veneman, Waite, Warren, Whetmore, Williamson, Willson, Winton, Young, Zberg, Zenovich, and Mr Speaker—68

NOES—Denkmejian—1

Resolution ordered transmitted to the Senate

REQUEST FOR UNANIMOUS CONSENT

Mr Crown was granted unanimous consent to take up Assembly Bill No 145 without reference to file, at this time

CONSIDERATION OF ASSEMBLY BILL NO 145

Assembly Bill No. 145—An act to add Sections 3161 5 and 20751 5 to to add Chapter 9 5 to Division 5 of, to add Article 2 1 to Chapter 3 of Division 14 of, and to amend Sections 3304, 17666 2, 17301 and 17303 5 of, the Education Code, relating to the public school system

Bill read second time

Motion to Amend

Mr Crown moved the adoption of the following amendments

Amendment No 1

In line 3 of the title of the printed bill, as amended in Assembly April 2, 1964, after "of" insert "to repeal Sections 17653 and 17654 of,"

Amendment No 2

On page 1, line 17, strike out "A reorganization", and insert "Any unification"

Amendment No. 3

On page 2, line 2 after "graph", insert ", with respect to any unified school district included therein which has a total average daily attendance, exclusive of the average daily attendance of adults as adults are defined in Section 6352, of 2,000 or more"

Amendment No. 4

On page 3, line 43, after the period, insert "Nothing in this section shall preclude the county committee from utilizing the advice, counsel, and services of such advisory committees as it may deem appropriate to consult"

Amendment No. 5

On page 6, between lines 30 and 31, insert

"SEC 3 5 Section 17653 of said code is repealed

~~17653. With respect to any unified district formed under Sections 3001 to 3151, inclusive, of this code, which became effective for all purposes on or after July 1, 1953, and which during the year preceding the effective date for all purposes had, in all the districts which were formed into the unified district, an average daily attendance of less than ten thousand (10,000), the foundation program actually computed for such district under this article and the supplemental support program for such district under Article 7 1 of this chapter shall be increased by 5 percent for the first fiscal year, 4 percent for the second fiscal year, 3 percent for the third fiscal year, 2 percent for the fourth fiscal year, and 1 percent for the fifth fiscal year of its existence.~~

SEC 3 6 Section 17654 of said code is repealed

~~17654. With respect to any unified district formed under Sections 3001 to 3151, inclusive, of this code which became effective for all purposes on or after July 1, 1953, and which during the year preceding the effective date for all purposes had, in all the districts which were formed into the unified district, an average daily attendance of more than ten thousand (10,000) and in which there was not on July 1, 1952, or thereafter a single chief administrative officer and staff that administered the program of education for all the secondary schools and those elementary schools of the district to which were credited 50 percent or more of the average daily attendance during the year preceding the~~

~~effective date for all purposes in all the districts formed into the unified district, the foundation program actually computed for such district under this article (commencing at Section 17651) and the supplemental support program for such district under Article 7.1 of this chapter shall be increased by 5 percent for the first fiscal year, 4 percent for the second fiscal year, 3 percent for the third fiscal year, 2 percent for the fourth fiscal year, and 1 percent for the fifth fiscal year of its existence.~~"

Amendment No 6

On page 7, line 48, after "does", insert "not"

Amendment No. 7

On page 8, strike out lines 16 and 17, and in line 18, strike out "for", and insert "17666 2 For"

Amendment No. 8

On page 9, line 12 strike out "less", and insert "more"

Amendments read, and adopted

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

MESSAGES FROM THE SENATE

Senate Chamber, April 6, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day passed

Assembly Bill No 93

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

Above bill ordered enrolled

Senate Chamber, April 6, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day adopted

Senate Joint Resolution No 3

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read

Senate Joint Resolution No. 3—Relating to designating the Redwood Highway as part of the National System of Interstate and Defense Highways

Referred by the Speaker pro Tempore to the Committee on Rules

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

The following bills were introduced, and read the first time

Assembly Bill No. 168: By Assemblymen Petris, Stanton, and Alquist—An act to amend Sections 17301, 17303, 17303 5 17411, 17453, 17601, 17602, 17655, 17660, 17662, 17663, 17665 5, 17666 2, 17702, 17901, 17902, 17904, 17906 2, 17907, 17908, 17909, 17951, 17970, 17990, 18451, 18452, 18455, and 20751 of, to amend the heading of Article 7 of Chapter 3 of Division 14 of, to repeal Sections 17654 5, 17655 5, 17656, 17664, 17665 of, to repeal Articles 4, 5, and 6 of Chapter 3 of Division 14 of, and to add Sections 17652, 17654 1, 17656 17665, 17666, and 17903 to, the Education Code, relating to financial support of the public schools

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 169: By Assemblyman Alquist—An act to add Chapter 10 (commencing with Section 12840) to Division 9 of the Education Code, relating to the financial support of school districts

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 170: By Assemblyman Veysey—An act to amend Section 13515 of the Education Code, relating to the validation of employment and service of school personnel, declaring the urgency thereof, to take effect immediately

Held at desk by order of the Speaker pro Tempore

Assembly Concurrent Resolution No. 40: By Assemblymen Meyers, Young, Z'berg, Gaffney, Allen, Bane, Bee, Belotti, Britschgi, Casey, Crown, Elliott, Foran, Garrigus, Greene, Kennick, Knox, Marks, McMillan Mills, Monagan, Petris, Powers, Rumford, Ryan, Soto, Waite, Warren, and Zenovich (Senators Geddes, McAteer, Rattigan, Regan, Rodda, Schrade, Sedgwick, Short, and Williams, coauthors)—Relative to salaries of certain craftsmen in state employment

Referred by the Speaker pro Tempore to the Committee on Rules

Assembly Constitutional Amendment No. 9: By Assemblyman Petris—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 6 of Article IX thereof, relating to the public school system

Held at desk by order of the Speaker pro Tempore

RESOLUTIONS

The following resolutions were offered

By Assemblymen Foran, Gaffney, Marks, and Meyers

House Resolution No 155

Relative to International Union of Operating Engineers Convention

WHEREAS, The International Union of Operating Engineers will assembly in convention in the City of San Francisco, on Monday, April 13, 1964, and

WHEREAS, This great construction labor union has for the first time in its history seen fit to hold its convention in the State of California, and

WHEREAS, The State of California is honored by the presence of General President Hunter P Wharton, General Secretary-Treasurer Newell J Carman, First Vice President John F Brady, Second Vice President William J Stuhr, Third Vice President Jack McDonald, Fourth Vice President Charles Paluska, Sr, Fifth Vice President J C Turner, Sixth Vice President Frank P Converse, Seventh Vice President Paul O Larson, Eighth Vice President Leo Bachinski, Ninth Vice President Eugene M Reardon, Sr, and Tenth Vice President Richard H Nolan, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members take this opportunity to welcome the International Union of Operating Engineers to the State of California and wish it every success in its endeavors, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to send suitably prepared copies of this resolution to each of the above designated officers of the international union

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Dymally

House Resolution No 156

Police Sergeant Vivian Strange

WHEREAS, Los Angeles Police Sergeant Vivian Strange is an outstanding example of a dedicated law enforcement officer who recognizes that human relations are an integral part of police science and is respected by all sections of her community, and

WHEREAS, Vivian Strange was first employed as a policewoman by the City of Los Angeles in 1943 and during her more than 20 years of devoted service has advanced to the rank of sergeant, the highest rank obtained by women on the Los Angeles police force, and

WHEREAS, Although Sergeant Strange is eligible for retirement from the force she has chosen instead the worthwhile task of helping to carry out the Los Angeles Police Department's program of building bridges of understanding between the department and the millions of persons in Los Angeles through radio and television broadcasts, illustrated brochures and person-to-person talks with community organizations, and

WHEREAS, In addition to her work with the Los Angeles Police Department Sergeant Strange is active in community work and public service groups and is National Standards Committee Chairman of the Alpha Kappa Alpha sorority of college women and was recently appointed by Governor Brown to the State Narcotics Rehabilitation Advisory Council, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members commend Police Sergeant Vivian Strange upon her years of excellent and devoted work as a law enforcement officer in Los Angeles and for her outstanding efforts toward greater understanding of the Los Angeles Police Department by the citizens of Los Angeles, and be it further

Resolved, That the Chief Clerk of the Assembly shall transmit a suitably prepared copy of this resolution to Police Sergeant Vivian Strange

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblymen Holmes, Veysey, and Lanterman

House Resolution No. 157

Relating to Mr Arthur H Young

WHEREAS, Arthur H Young, lecturer emeritus at the California Institute of Technology, one of the founders of the Institute's Industrial Relations Center, former Vice President in Charge of Industrial Relations, United States Steel Corporation, and a pioneer in the field of management-labor relations, passed away on March 4, 1964, in Santa Barbara, and

WHEREAS, Mr Young, who was born in Joliet, Illinois, December 19, 1882, came to California in 1937 and lived in Carpinteria and later in Santa Barbara, and was consulting Professor of Industrial Relations, Graduate School of Business, Stanford University Also, in Santa Barbara, he was President of Chemical Industries of California was active in the First Presbyterian Church of Santa Barbara, was a director of the First National Trust and Savings Bank of Santa Barbara, and was a member of the Advisory Board of Directors, First Western Bank and Trust Company, and

WHEREAS, He was instrumental in establishing the Industrial Relations Center, California Institute of Technology, in 1939, and was the surviving member of the original committee on the Industrial Relations Project He held the position of Lecturer in Industrial Relations, California Institute of Technology, 1939 to 1952 and the position of Lecturer in Industrial Relations, Emeritus, from 1952 until his passing, and

WHEREAS, His work in California included serving as a civilian member, United States Navy Manpower Survey Board, 11th Naval District, for which he received the Meritorious Civilian Service Emblem from the United States Navy in 1944 Also, during World War II he served as an expert consultant to the Secretary of War, and

WHEREAS, Mr Young's service to his country included serving as Chairman of the Advisory Board of the Los Angeles Region for Training Within Industry and training approximately 4,000 management men and union officers as part of the Engineering, Science, and Management War Training Program, and

WHEREAS, Mr Young was one of the true pioneers in the field of industrial relations, having helped establish the National Safety Council and the American Management Association He was Manager of Industrial Relations, International Harvester Company, in Chicago from 1918 to 1924 and established and headed

Industrial Relations Counselors, Inc from 1924 to 1934 In 1935 he was awarded the Gantt Memorial Medal by the American Institute of Management "for outstanding and creative work in the field of industrial relations" During part of this time he was consultant to the International Labour Organization in Geneva, Switzerland, and directed a large number of research projects which provided information needed in establishing the Social Security Program in the United States, and

WHEREAS, Mr Young is survived by his widow, Edith, three children, Robert of San Marino, Mrs Louis P Gratz of Scarsdale, New York, and Mrs Douglas Yule of Los Altos, nine grandchildren, and five great grandchildren, now, therefore, be it

Resolved by the Assembly of the State of California That the Members of the Assembly hereby recognize the immense contribution made by Arthur H Young to our State and to the nation and express their heartfelt condolences to his bereaved family, 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 Young's widow, Mrs Edith Young, and to the California Institute of Technology

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO. 59

Mr Allen was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Senate Constitutional Amendment No 3 for hearing in the Committee on Elections and Reapportionment, on April 8, 1964

REPORTS OF STANDING COMMITTEES

Committee on Education

Assembly Chamber, April 7, 1964

Mr Speaker The Chairman of your Committee on Education reports

Assembly Bill No 64

With author's amendments with the recommendation Amend, and re-refer to the Committee on Education

GARRIGUS, Chairman

SECOND READING OF ASSEMBLY BILL NO. 64 (PURSUANT TO RULE NO. 59.5)

Assembly Bill No 64—An act to amend Section 25546 02 of, and to add Section 25546 09 to, the Education Code, relating to junior college facilities, declaring the urgency thereof, to take effect immediately

Bill read second time

Consideration of Author's Amendments

The following amendments, proposed by Mr Dannemeyer, were read, and adopted

Amendment No. 1

In line 1 of the title of the printed bill strike out "25546 02", and insert "25546 16"

Amendment No. 2

On page 1, strike out lines 1 and 2, and insert

"SECTION 1 Section 25546 16 of the Education Code is amended to read

25546 16 On July 1, 1966, the department shall determine the amount of any of the twenty million dollars ($20,000,000) appropriated for the purposes of this chapter which has not been allocated pursuant to Section 25546 11 As to said funds, *an applicant district which had nonresident students who became residents of another district by reason of the area in which they resided becoming included within a district maintaining a junior college, prior to April 5, 1964, may be excluded from any computation in arriving at applicant district's eligibility for funds This option may be exercised by applicant district within 60 days after July 1 1966 and shall be immediately transmitted to the Department of Education In the event such option is exercised the Department of Education shall immediately*

recompute the maximum tentative entitlement for each junior college district as required by Section 25546 10 If there is such an unallocated balance, the department shall compute the maximum tentative entitlement from such balance of each junior college district eligible to receive a tentative entitlement, in the same manner as such entitlements are computed under Section 25546 10, subsections (d) through (i) except that the amount of the unallocated balance shall be used instead of twenty million dollars ($20,000 000) in subdivision (g) of Section 25546 10 Any junior college district may apply for assistance from such unallocated balance to undertake one or more projects on or before September 1, 1966 The amount of funds reserved for a district from such unallocated balance shall be continued in reservation until the district is qualified to receive an allocation of funds, but not later than June 30, 1967 "

Amendment No. 3

On page 1, strike out lines 3 to 18, inclusive, and on page 2, strike out lines 1 to 9, inclusive

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

APPROVAL OF JOURNALS

On motion of Mr Conrad, the Assembly Daily Journals for Monday, March 30, 1964, Tuesday, March 31, 1964, Wednesday, April 1, 1964, and Thursday, April 2, 1964, were approved, as corrected by the Minute Clerk

ADJOURNMENT

At 11 44 a m, on motion of Mr Conrad, the Speaker pro Tempore declared the Assembly adjourned until 11 30 a m, Wednesday, April 8, 1964

JESSE M UNRUH, Speaker

ANABEL WHANG, Minute Clerk

CALIFORNIA LEGISLATURE

1964 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

TWENTY-NINTH LEGISLATIVE DAY

FORTY-SEVENTH CALENDAR DAY

IN ASSEMBLY

Assembly Chamber
Wednesday, April 8, 1964

The Assembly met at 11 11 a m
Hon Carlos Bee, Speaker pro Tempore of the Assembly, presiding
Chief Clerk James D Driscoll at the Desk
Assistant Clerk Malcolm MacIntyre reading

ROLL CALL

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

Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Dantelson, Dennemeyer, Davis, Deukmejian, Donovan, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Vevsey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—75

Quorum present

PRAYER

The following prayer was offered by the Chaplain, Rev Robert R Ferguson

Eternal God, We note that one young man had a cause worth dying for when so many individuals have no ideals worth living for

May we see this is not just another year to be lived but we are in the midst of local and world events seething with emotion and incendiary in possibility

Give to these Thy servants deep concerns, humane motivation, and a world vision enabling them more adequately to deal with local issues May they take them trust seriously and legislate wisely

We pray that love good will, and cool minds may overshadow hate and bigotry

We pray in our Master's name—AMEN

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Bee, Mr Ferrell then led the Assembly in the pledge of allegiance to the Flag

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Mr Unruh, seconded by Mr Petris

LEAVES OF ABSENCE FOR THE DAY

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

Mr Knox, on motion of Mr Waldie

Mr Dills, on motion of Mr Waldie

Mr Dymally, on motion of Mr Waldie

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following bill was introduced, and read the first time

Assembly Bill No. 171: By Assemblyman Belotti (Senator Christensen, coauthor)—An act to amend Section 28123 of the Government Code, relating to compensation for public service in counties

Held at desk by order of the Speaker pro Tempore

RESOLUTIONS

The following resolutions were offered

By Assemblyman Bee

House Resolution No. 158

Commending Mr Paul D Ehret, Superintendent of the San Lorenzo Unified School District

WHEREAS It has come to the attention of the Assembly that the Alameda County Education Association at its 47th Annual Luncheon on March 14, 1964, presented a gold service award for outstanding service to public education to Mr Paul D Ehret, and

WHEREAS, Mr Ehret graduated from the University of California, undertook graduate study at the University of Chicago, Columbia University and the University of California from which he received a Masters degree, and

WHEREAS Mr Ehret was a teacher and counselor in the Berkeley Unified School District, Deputy Alameda County Superintendent of Schools and from 1948 to 1963 Superintendent of the San Lorenzo Elementary School District before assuming in July 1963 his present position as Superintendent of the San Lorenzo Unified School District, and

WHEREAS, From 1942 to 1946 Mr Ehret served his country in the United States Navy, retiring therefrom as a Lt Commander, and

WHEREAS, Mr Ehret is a past president of the Oakland Area Council, Boy Scouts of America, of the Oakland Area Community Chest and of the San Lorenzo Rotary Club, a past chairman of the Financing Public Education Committee, California Teachers Association and of the Bay Area Section, California Association of School Administrators, a Vice Chairman of the State Cooperative Committee on Public School Finance, a member of the Regional Executive Committee, Boy Scouts of America and of the Board of Directors of both the Oakland Museum Association and the Highland School of Nursing Advisory Council and is a member of the California Association of School Administrators, Administrative Policies Commission and was a member of the State Council of Education, California Teachers Association, a Vice President and member of the Board of Directors of the Alameda County United Fund, and a member of the Board of Governors of the Bay Area United Fund, now, therefore be it

Resolved by the Assembly of the State of California That the Members thereof hereby commend and congratulate Mr Paul D Ehret upon receiving a gold service award and upon his outstanding contributions in the field of public education, 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 Paul D Ehret, Superintendent of the San Lorenzo Unified School District

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Monagan

House Resolution No 159

Relative to commending Mrs Wilhelmina S Henry

WHEREAS On May 1, 1964, a testimonial banquet will be held in Stockton in honor of Mrs Wilhelmina Smith Henry, fourth and fifth grade teacher at Roosevelt School and the first Negro teacher hired by the Stockton Unified School District, and

WHEREAS Mrs Henry was born in Columbia, South Carolina, moving in 1945 to Stockton where she has since resided, and

WHEREAS, Mrs Henry came to Stockton with an excellent teaching background and, after receiving the highest grade on the competitive examination for teaching posts, was hired by the Stockton Unified School District in 1947, pursuant to its nondiscriminatory hiring policy, and was assigned to the primary grades in Monroe School, and

WHEREAS She is deeply devoted to her husband, the Reverend Edwin T Henry and her three fine children, Ruben Rochelle and Edwin T, and

WHEREAS, A citizens committee has been formed to establish a Wilhelmina Henry Scholarship Fund, and

WHEREAS Her warmth and wisdom, her uplifting understanding and her deep dedication to the education and welfare of children have won for her the affection respect and admiration of all her pupils and their parents, now therefore be it

Resolved by the Assembly of the State of California, That the Members thereof hereby commend Mrs Wilhelmina S Henry upon her outstanding record as a teacher and for her success as a pioneer in race relations for which she is a credit to her community her profession and her race, 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 Mrs Wilhelmina S Henry

Resolution read and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Soto

House Resolution No 160

Relative to an investigation of motor vehicle insurance carriers

WHEREAS There are over 9 million motor vehicles in California which travel millions of miles each year across California highways, and

WHEREAS, The majority of these vehicles are covered by automobile liability insurance fostering a multimillion dollar business in California, and

WHEREAS, Drivers involved in automobile accidents must show financial responsibility for damages sustained by others arising from such accidents and

WHEREAS Automobile insurance coverage, in view of the present law has become a necessity in the best interest of the health, safety and general welfare of the public, and

WHEREAS Automobile insurance companies are only required to provide a 10-day notice prior to insurance policy cancellation, and

WHEREAS, The present law does not provide that cancellation of an automobile insurance policy by an insurance carrier be for any specific cause, nor are there any provisions requiring the carrier to state its reasons for cancellation and

WHEREAS Such cancellation of automobile casualty coverage is at the discretion of the insurance carrier, and

WHEREAS, There is no uniform law regulating driver risk rating procedures and premium charges established by insurance carriers, and

WHEREAS There is no present law that provides for or governs the procedure whereby an insured may appeal or protest a cancellation now therefore be it

Resolved by the Assembly of the State of California, That the subject matter of driver risk rating premium charges and cancellation of automobile insurance policies be assigned to the Committee on Rules for further assignment to an appropriate interim committee which is directed to report to the Assembly on such subject matter not later than the fifth legislative day of the 1965 Regular Session of the Legislature

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, April 8, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined
Assembly Bill No 51
Assembly Bill No 100
And reports the same correctly engrossed

POWERS, Chairman

Above bills ordered to third reading

Assembly Chamber, April 8, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined
Assembly Bill No 142
And reports the same correctly engrossed

POWERS, Chairman

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

Committee on Rules

Assembly Chamber, April 7, 1964

Mr Speaker Your Committee on Rules reports
Assembly Concurrent Resolution No 18
Assembly Concurrent Resolution No 29
With the recommendation Be adopted
Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolutions be placed on the Consent Calendar

BANE, Chairman

Above resolutions ordered engrossed

Assembly Chamber, April 7, 1964

Mr Speaker Your Committee on Rules reports
Assembly Concurrent Resolution No 31
With the recommendation Be adopted

BANE, Chairman

Above resolution ordered engrossed

Assembly Chamber, April 7, 1964

Mr Speaker Your Committee on Rules reports
Assembly Concurrent Resolution No 32
With the recommendation Be adopted, as amended
Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolution be placed on the Consent Calendar

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, April 7 1964

Mr Speaker Your Committee on Rules reports
Assembly Concurrent Resolution No 30
With amendments with the recommendation Amend, and re-refer to the Committee on Ways and Means

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, April 7, 1964

Mr Speaker Your Committee on Rules reports
House Resolution No 142
With the recommendation Be adopted

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, April 7 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 134
House Resolution No 135
House Resolution No 141
House Resolution No 143

With the recommendation That the resolutions be retained in committee, and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study

BANE, Chairman

Subject matter of the above resolutions referred to the Committee on Rules

Assembly Chamber, April 7, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 138
House Resolution No 147
House Resolution No 149
House Resolution No 150

With the recommendation Be adopted, and be re-referred to the Committee on Ways and Means

BANE, Chairman

Above resolutions re-referred to the Committee on Ways and Means

Assembly Chamber, April 7, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 136
House Resolution No 139
House Resolution No. 140

With the recommendation Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1 22 2, and 22 3, the committee recommends that the above resolutions be placed on the Consent Calendar

BANE, Chairman

Above resolutions ordered on file

Committee on Judiciary

Assembly Chamber April 7, 1964

Mr Speaker Your Committee on Judiciary reports

Assembly Bill No 134

With the recommendation Do pass, and be re-referred to the Committee on Ways and Means

WILLSON, Chairman

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

Assembly Chamber, April 7, 1964

Mr Speaker Your Committee on Judiciary reports

Senate Bill No 13

With the recommendation Do pass, and be re-referred to the Committee on Ways and Means

WILLSON, Chairman

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

Assembly Chamber, April 7, 1964

Mr Speaker Your Committee on Judiciary reports

Senate Bill No 7

With the recommendation Do pass

WILLSON, Chairman

Above bill ordered to second reading

Committee on Revenue and Taxation

Assembly Chamber April 7, 1964

Mr Speaker Your Committee on Revenue and Taxation reports

Senate Bill No 80

With amendments with the recommendation Amend and do pass as amended

PETRIS, Chairman

Above bill ordered to second reading

REFERENCE OF BILLS TO COMMITTEE

Speaker pro Tempore Bee announced that Speaker Unruh has referred the following bills to the following committees

Assembly Bill No	*Committee*
168	Education
169	Education
170	Education

Assembly Constitutional Amendment No	*Committee*
9	Education

RESOLUTIONS

The following resolutions were offered

By Assemblyman Waite

House Resolution No 161

Relative to atomic energy and radiation protection

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is directed to assign to an appropriate interim committee for study the subject of legislation necessary to enable and encourage atomic energy development and radiation protection and to direct such interim committee to report its findings and recommendations to the Legislature by the fifth legislative day of the 1965 Regular Session

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Chapel

House Resolution No 162

Relative to commending the Very Reverend Charles S Casassa on his 15th year as President of Loyola University of Los Angeles

WHEREAS, The Very Reverend Charles S Casassa, of the Society of Jesus, President of Loyola University of Los Angeles is currently celebrating his 15th year as president of that institution of higher learning, and

WHEREAS, Loyola University of Los Angeles has continued to increase both physically and academically through the leadership of Father Casassa and his overall development program of "Project '70", and

WHEREAS, Father Casassa has been recognized as a scholar, academician humanist, and priest, both here in the Southern California area as well as nationally, as witnessed by the high esteem in which he is held by his colleagues and those who know of his reputation, and

WHEREAS, Father Casassa has served for two successive years as President of Independent Colleges of Southern California Incorporated, thus joining with other distinguished leaders of non-tax-supported colleges and universities in the liberal arts tradition to make known the position of private education to industries and businesses of Southern California, and

WHEREAS, Father Casassa's leadership and insight have been accepted and utilized by such organizations as the Los Angeles World Affairs Council and the Friendship Day Camp, among many such groups, and

WHEREAS, Father Casassa was last month chosen by the Western Colleges Association to be that organization's president for the next two years, and

WHEREAS, The Knights of Columbus, Loyola Council 2091, is honoring Father Casassa for his many achievements with a banquet on April 19, 1964, to commemorate his 15 years of leadership at Loyola University, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members hereof take this opportunity to extend our heartiest commendation to Father Charles S Casassa for providing 15 years of inspired guidance to the development of Loyola University of Los Angeles and to the cause of education everywhere and express

the hope that this leadership and example will be available to this Catholic institution of higher learning and to all schools for many years to come, and be it further

Resolved, That the Chief Clerk of the Assembly transmit suitably prepared copies of this resolution to the Very Reverend Charles S Casassa, S J

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

CONSIDERATION OF DAILY FILE

BILLS ON SECOND READING FILE PURSUANT TO RULE NO 76

Pursuant to Rule No 76, the following bills were this day on the second reading file

Assembly Bills Nos. 35 and **119** ordered to third reading, subsequent to engrossment

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 101—An act to add Chapter 6 (commencing with Section 22750) to Division 16 5 of the Education Code, relating to federal aid for higher education

Bill read second time, and ordered to third reading

NOTE Later this day Assembly Bill No 101 was re-referred to the Committee on Ways and Means See page 535

Assembly Bill No. 148—An act to amend Section 1704 of the Education Code and to amend Section 54902 of the Government Code, relating to financial support of reorganized school districts

Bill read second time, and ordered engrossed

Assembly Bill No. 120—An act to add Chapter 15 6 (commencing with Section 19911) to Division 14 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 the 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, appropriating money for the purpose of carrying out this chapter, and providing for the submission of the measure to the people at a special election to be consolidated with the 1964 general election

Bill read second time, and ordered to third reading

Assembly Bill No. 162—An act to amend Section 69582 of the Government Code, relating to superior courts

Bill read second time, and ordered engrossed and to be placed on the Consent Calendar

SECOND READING OF SENATE BILLS

Senate Bill No. 67—An act to validate the boundaries and acts of public utility districts, declaring the urgency thereof, to take effect immediately

Bill read second time, and ordered to the Consent Calendar

Senate Bill No. 39—An act to amend Section 20803 of the Education Code, relating to school district taxation

Bill read second time, and ordered to third reading

Senate Bill No. 23—An act to authorize a loan to the Yuba County Water Agency in connection with the Yuba River Development, and prescribing the terms and conditions upon which such loan shall be made

Bill read second time, and ordered to the Consent Calendar

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 51—An act to add Section 6366 1 to the Revenue and Taxation Code, relating to state taxation

Bill read third time, and passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Danielson, Dunnemeyer, Davis, Deukmejian, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Lanterman, Marks, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Song, Soto, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Young, Zberg, and Mr Speaker—64.
NOES—None

Bill ordered transmitted to the Senate

Consideration of House Resolution No 129

By Assemblymen Greene and Powers

House Resolution No. 129—Relative to hiking and bicycle trails and commending Judge Thomas J MacBride

NOTE The full text of House Resolution No 129, as amended on April 7, 1964, appears at page 512 of the Assembly Daily Journal for April 7, 1964

Resolution read

Members Made Coauthors of House Resolution No 129

Mr Greene was granted unanimous consent that all Members so desiring be placed upon House Resolution No 129 as coauthors

Roll Call

The following Members indicated a desire to become coauthors

Assemblymen Allen, Alquist Ashcraft, Badham Bagley Bane Barnes, Bee Berlenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson Dunnemeyer Assemblywoman Davis Assemblymen Donovan Elliott, Fenell, Flournoy, Foran, Frew, Gaffney Garrigus, Gonsalves, Henson, Hinckley, Holmes, Johnson Kennick Lanterman, Marks McMillan, Meyers Mihas, Mills, Monagan Moreno Mulford, Pattee, Petris, Porter, Rumford, Song, Soto Stanton, Stevens, Thelin Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Zberg, and Zenovich

The question being on the adoption of House Resolution No 129, as amended

Resolution read, as amended, and adopted unanimously

Assembly Constitutional Amendment No. 2—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 15 of Article IV, relating to the Consent Calendar

Resolution read

Demand for Previous Question

Messrs Holmes, Belotti, Pattee, Dannemeyer, and Mills demanded the previous question Demand sustained

The question being on the adoption of the resolution

Resolution adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Carrell, Casey, Cologne, Conrad, Crown, Dannemeyer, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Holmes, Johnson, Kennick, Lanterman, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Young, Z'berg, Zenovich, and Mr Speaker—60

NOES—Badham, Burgener, Chapel, Collier, Danielson, Davis, Donovan, and Hinckley—8

Resolution ordered transmitted to the Senate

Assembly Bill No. 42—An act to add Chapter 4 5 (commencing with Section 9450) to Part 1 of Division 2 of Title 2 of the Government Code, relating to the Consent Calendar

Bill read third time, and passed by the following vote

AYES—Allen, Alquist, Ashcraft, Bagley, Barnes, Bee, Belotti, Britschgi, Carrell, Casey, Cologne, Conrad, Crown, Dannemeyer, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Holmes, Johnson, Kennick, Lanterman, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stevens, Thelin, Thomas, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Young, Z'berg, Zenovich, and Mr Speaker—56

NOES—Badham, Burgener, Chapel, Collier, Davis, Donovan, Henson, and Hinckley—8

Bill ordered transmitted to the Senate

CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the first item on the Consent Calendar

CONSENT CALENDAR—ASSEMBLY BILLS

Assembly Bill No. 125—An act to add Section 25411 6 to the Education Code, relating to junior college district elections

Bill read third time, and passed by the following vote

AYES—Allen Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Berlenson, Belotti Britschgi, Burgener, Carrell Casey Chapel, Collier, Cologne Conrad, Danielson, Dannemeyer, Davis, Deukmejian, Donovan Elliott, Ferrell, Flournoy, Foran Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson Hinckley, Holmes, Johnson, Kennick, Lanterman, Marks McMillan, Meyers Mihas, Mills, Monagan, Moreno, Mulford, Pattee Petris Porter, Powers Quimby Rumford Ryan Song, Soto Stanton, Stevens, Thelin Thomas, Veneman, Veysey Waite, Waldie, Warren, Whetmore Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—72

NOES—None

Bill ordered transmitted to the Senate

Assembly Joint Resolution No. 6—Relative to levee maintenance

Resolution read, and adopted by the following vote

AYES—Allen, Alquist Ashcraft, Badham, Bagley, Bane, Barnes, Bee Berlenson Belotti Britschgi Burgener Carrell Casey, Chapel, Collier, Cologne Conrad Danielson, Dannemeyer, Davis, Deukmejian, Donovan, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley Holmes,

Johnson, Kennick, Lanterman, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Vasey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Zberg, Zenovich, and Mr. Speaker—72.

NOES—None

Resolution ordered transmitted to the Senate.

Assembly Concurrent Resolution No. 17—Relative to a study of means of providing additional financial support for school districts in which are situated state parks and recreational facilities.

Resolution read, and adopted by the following vote:

AYES—Allen, Alquist, Asheraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Danielson, Dunnemeyer, Davis, Deukmejian, Donovan, Elliott, Farrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Lanterman, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Vasey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Zberg, Zenovich, and Mr. Speaker—72.

NOES—None

Resolution ordered transmitted to the Senate.

Consideration of House Resolution No. 125

By Assemblymen Donovan, Asheraft, Barnes, Burgener, and Mills:

House Resolution No. 125—Relative to the retirement of Judge Clarence Harden.

NOTE: The full text of House Resolution No. 125 appears at pages 420 and 421 of the Assembly Daily Journal for March 30, 1964.

Resolution read, and adopted by the following vote:

AYES—Allen, Alquist, Asheraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Danielson, Dunnemeyer, Davis, Deukmejian, Donovan, Elliott, Farrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Lanterman, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Vasey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Zberg, Zenovich, and Mr. Speaker—72.

NOES—None

Consideration of House Resolution No. 126

By Assemblymen Donovan, Asheraft, Barnes, Burgener, and Mills:

House Resolution No. 126—Relative to Superior Court Judge Cyrus M. Monroe.

NOTE: The full text of House Resolution No. 126 appears at page 421 of the Assembly Daily Journal for March 30, 1964.

Resolution read, and adopted by the following vote:

AYES—Allen, Alquist, Asheraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Danielson, Dunnemeyer, Davis, Deukmejian, Donovan, Elliott, Farrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Lanterman, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Vasey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Zberg, Zenovich, and Mr. Speaker—72.

NOES—None

RE-REFERENCE OF BILLS PURSUANT TO RULE NO. 67

On advice of the Legislative Counsel, and pursuant to the provisions of Rule No 67, Speaker pro Tempore Bee ordered the following bill re-referred to the Committee on Ways and Means

Assembly Bill No. 101.

MESSAGES FROM THE SENATE

Senate Chamber, April 7, 1964

Mr Speaker I am directed to inform your honorable body that the Senate amended, and on this day passed as amended

Assembly Bill No 75

And respectfully requests your honorable body to concur in said amendments

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

Above bill ordered to unfinished business file

Senate Chamber, April 7, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day adopted

Assembly Concurrent Resolution No 27

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

Above resolution ordered enrolled

Senate Chamber, April 7, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day passed

Senate Bill No 5
Senate Bill No 41
Senate Bill No 73

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time

Senate Bill No. 5—An act to amend Section 75030 5 of the Government Code, relating to judges' retirement

Referred by the Speaker pro Tempore to the Committee on Judiciary

Senate Bill No. 41—An act to add Part 3 (commencing with Section 30000) to Division 10 of the Public Utilities Code, relating to rapid transit

Referred by the Speaker pro Tempore to the Committee on Transportation and Commerce

Senate Bill No. 73—An act to add Section 19594 6 to the Education Code, relating to school district capital outlay, declaring the urgency thereof to take effect immediately

Referred by the Speaker pro Tempore to the Committee on Education

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, April 8, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined
Assembly Bill No 162
And reports the same correctly engrossed

POWERS, Chairman

Above bill ordered to the Consent Calendar

Assembly Chamber April 8, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined
Assembly Bill No 148
And reports the same correctly engrossed

POWERS, Chairman

Above bill ordered to third reading

REQUEST FOR UNANIMOUS CONSENT TO WITHDRAW HOUSE RESOLUTION NO. 155 FROM COMMITTEE

Mr Foran was granted unanimous consent that House Resolution No 155 be withdrawn from the Committee on Rules for purpose of consideration at this time, without reference to file

Consideration of House Resolution No 155

By Assemblymen Foran Gaffney, Marks, and Meyers

House Resolution No. 155—Relative to International Union of Operating Engineers Convention

NOTE The full text of House Resolution No 155 appears at page 721 of the Assembly Daily Journal for April 7, 1964

Resolution read, and adopted unanimously

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

Assembly Chamber, April 8, 1964

Mr Speaker The Chairman of your Committee on Ways and Means reports
Assembly Bill No 132
With author's amendments with the recommendation Amend and re-refer to the Committee on Ways and Means

CROWN, Chairman

SECOND READING OF ASSEMBLY BILL NO 132 (PURSUANT TO RULE NO 59.5)

Assembly Bill No. 132—An act relating to the tidelands and submerged lands granted by the State to the City of Long Beach and the revenues therefrom

Bill read second time

Consideration of Author's Amendments

The following amendments, proposed by Mr Unruh, were read, and adopted

Amendment No. 1

On page 1 of the printed bill, strike out lines 7 and 8, and on page 2, strike out lines 1 to 8, inclusive, and insert

"(b) "Oil revenue" means the net proceeds received by the City of Long Beach from the sale or disposition of oil, gas and other hydrocarbon substances (other than dry gas) derived from the Long Beach tidelands, including advance payments, after deducting moneys expended for the extraction and sale or disposition thereof and

conducting repressuring operations and for the satisfaction of obligations attributable to such extraction or sale or disposition "Oil revenue" also includes the net receipts from the sale of property used in such extraction or sale or disposition the cost of which has been or may be defrayed from proceeds from such hydrocarbon substances "Oil revenue" does not include an amount equal to the money expended by the State, as determined by the Director of the Department of Finance, in administering this act'

Amendment No. 2

On page 2, strike out lines 20 to 37 inclusive, and insert

'(e) 'Subsidence costs' means costs expended by the City of Long Beach with the prior approval of the State Lands Commission to remedy or protect against (1) the effects of subsidence of the land surface heretofore or hereafter occurring, within the boundaries of the Long Beach Harbor District (as such boundaries were defined on April 1, 1956) and within the boundaries of the Long Beach tidelands situated outside of said Long Beach Harbor District, and (2) the effects of subsidence of the land surface, hereafter occurring within any other portion of the city The cost of repressuring operations shall not be considered a "subsidence cost," but shall be considered *a cost of production, which shall be a deductible* expense for the *purpose of* determining 'oil revenue' under subdivision (b) of this section

(f) The 'undeveloped portion of the Long Beach tidelands" means the following described lands

Beginning at the intersection of the west line of Parcel 7, Alamitos Bay Tract, with the ordinary high water mark of San Pedro Bay, thence S 52°04'00" W 18,228 31 feet more or less to the seaward boundary of the City of Long Beach (as such boundary was defined as of March 1, 1964), thence in a northwesterly direction along said seaward boundary of the City of Long Beach to its intersection with the easterly boundary of the Long Beach Harbor District (as such boundary was defined on April 1, 1956), thence along said easterly boundary N 17° W 14,794 feet more or less, thence N 72° 30' 17" W 170 feet more or less, thence leaving said easterly boundary of the Long Beach Harbor District, north 4,500 feet more or less to its intersection with the ordinary high water mark of San Pedro Bay, thence in a southeasterly direction, along said ordinary high water mark to the point of beginning, containing 6,100 acres more or less'

Amendment No 2a

On page 2, line 37, strike out 'that certain act', and insert 'Chapter 29, Statutes of 1956, First Extraordinary Session,'

Amendment No. 3

On page 2, line 50, after the comma, insert 'First Extraordinary Session,

Amendment No 4

On page 3, lines 1 and 2, strike out "maximum"

Amendment No 4a

On page 3, line 3, after "Beach', insert ', as trustee for the people of the State of California"

Amendment No. 5

On page 3, between lines 14 and 15, insert

'(e) By Chapter 2000, Statutes of 1957, the Legislature authorized the State Lands Commission to bring any actions necessary to determine the boundaries of the Long Beach tidelands In response to this legislation, the State of California in 1960 instituted an action against the city in the Superior Court of the State of California County of Los Angeles Action No 747562, for the purpose of determining said boundaries The State also concurrently filed a supplementary petition in a pending action between the State of California and the city, Action No 649466 for the same purpose In addition to the boundary line claim, the State asserts in each of said actions that certain lands, property, interests in property, and other things of value (which, together with the tidelands claimed are referred to as 'litigated lands') held by the City of Long Beach are subject to the tideland trust and owned by the city in a trust capacity Said actions have been consolidated for trial and are now pending in the Superior Court of the State of California County of Los Angeles The City of Long Beach is vigorously defending said actions and asserts various defenses against said claims of the State The city also claims that the boundary line claim of the State is erroneous and improper and that it acquired and holds all of said litigated Lands in its proprietary capacity and that it developed said litigated lands in its municipal capacity including the use of general tax revenues Under existing circumstances disposition of said litigation and determination of the respective rights of the State and of the city in the premises cannot be made except through the continuation of extensive complicated, expensive, and time-consuming litigation including possibly a lengthy court-supervised accounting Certain proceeds

from oil and gas production have been impounded and said impounded funds will remain in a condition of enforced idleness in the absence of a compromise. The continuation of the existing controversies between the State and the city is contrary to the best interests of the people of the State, including the inhabitants of the city. A purpose of statewide interest and benefit will be served by a compromise determination of the boundary line and a compromise determination of the respective rights and interests of the State and city in, and the status of, said litigated lands together with the oil and gas production from, and the use of, said litigated lands. Such determination will so fix and clarify the respective entitlement of the State and the city as to permit the early termination of the pending litigation by means of stipulations between the city and the State or dismissals, and so far as necessary or appropriate through the entry of court orders, decrees and judgments. Such a disposition of the litigation will bring about a closer cooperation between the people of the State of California and the City of Long Beach so that the time, efforts and money can be spent for urgently needed public purposes and avoid the public detriment incident to protracted litigation between the State and one of its major municipalities. Compromise of the litigation will also avoid the continuation of the collection of the considerable amount of the information data, surveys, accounting and litigation which does not promote the best interests of the people of the State of California. For these among other reasons, the Legislature finds and declares that the litigation should be compromised as provided in this act and that said compromise is fair, legal and equitable to both the State of California and the City of Long Beach."

Amendment No. 5a

On page 3, line 16, strike out "in its own behalf, and", and insert a comma

Amendment No. 6

On page 3, line 21, strike out "to insure" strike out line 22, in line 23 strike out the word "absolute", and strike out "practice to said city and State", and insert "in accordance with good oilfield practice"

Amendment No. 6a

On page 3, line 26, after "ments", insert "(other than unit agreements, unit operating agreements, and cooperative agreements authorized by Sections 6875 and 7058 of the Public Resources Code)

Amendment No. 6b

On page 4, line 32, after the period, insert "No such contract, royalty arrangement or other agreement shall be modified or amended in any respect without the advance consent of the State Lands Commission to such modification or amendment. Every such contract, royalty arrangement or other agreement and every modification or amendment thereof made in violation of this subdivision shall be void."

Amendment No. 7

On page 3, line 36, after the period, insert "Without limiting the generality of the foregoing, an advance payment may be an oil production payment or an advance royalty payment.

SEC. 4. After deducting an amount equal to the money expended by the State, as determined by the Director of the Department of Finance, in administering this act and after deducting subsidence costs, the oil revenue shall be divided as follows:

(a) All advance payments from the undeveloped portion of the Long Beach tidelands shall be divided in equal shares between the State of California and the City of Long Beach. All other oil revenues, including any other advance payments, shall be divided as provided in this section.

(b) For the year 1964, fifty percent (50%) to the City of Long Beach and fifty percent (50%) to the State of California.

For the year 1965, forty-five percent (45%) to the City of Long Beach and fifty-five percent (55%) to the State of California.

For the year 1966, forty percent (40%) to the City of Long Beach and sixty percent (60%) to the State of California.

For the year 1967, thirty-five percent (35%) to the City of Long Beach and sixty-five percent (65%) to the State of California.

For the year 1968, thirty percent (30%) to the City of Long Beach and seventy percent (70%) to the State of California.

For the year 1969, twenty-five percent (25%) to the City of Long Beach and seventy-five percent (75%) to the State of California.

For the year 1970 and thereafter, Twenty percent (20%) to the City of Long Beach and eighty percent (80%) to the State of California, providing that annual distribution of oil revenues to the City of Long Beach for the year 1970 and thereafter shall not exceed ten million dollars ($10,000,000) in any one year, nor be less than one million dollars ($1,000,000) in any one year, and all such oil revenues in excess of those sums hereby distributed to the City of Long Beach shall be distributed to the State of California.

(c) In the event the execution of a drilling and operating contract or field contractor agreement for the development of the undeveloped portion of the Long Beach tidelands is delayed beyond December 31, 1964, the division of oil revenue between the city and the State shall remain at fifty percent (50%) for the city and fifty percent (50%) for the State until the last day of the calendar year in which the contract is executed. At such time, the division of oil revenue shall commence in accordance with the above schedule with each year's percentage change and the minimum and maximum distribution being deferred in accordance with the above schedule.

(d) Any drilling and operating contract or field contractor agreement hereafter entered into covering the undeveloped portion of the Long Beach tidelands shall include a provision for a "reserve for subsidence contingencies." Such reserve shall accumulate at the rate of two million dollars ($2,000,000) a year, exclusive of interest thereon, commencing from and after the first day of the second month following termination of the right to receive any advance payment from the contractor and shall continue for a period of 20 years thereafter. Said amounts so accumulated but not the interest thereon, shall be treated as a cost of oil production under such contract or agreement and be deductible in computing oil revenue.

Said amounts so accumulated, together with interest, shall be impounded by the city in a separate fund and shall be invested in bonds issued by the State of California or, if such bonds are unavailable, then in securities of the United States. Said fund shall be available to indemnify and hold harmless the City of Long Beach, the State of California, and any and all contractors under such drilling and operating contract or field contractor agreement from claims, judgments and costs of defense arising from subsidence alleged to have occurred as a result of operations under said contract or agreement. Said fund may also be used for the purpose of paying subsidence costs or for conducting repressuring operations in the event that there is no oil revenue or the oil revenue is insufficient to pay such costs.

Said fund shall remain impounded until such time as the city and State shall jointly determine that there is no longer any hazard of such claims or judgments or until there is no potential danger of subsidence, whichever is later. Upon termination of such impoundment the money so impounded, including all interest, earnings and profits therefrom, shall be distributed to the city and the State in accordance with their respective shares of the oil revenue from the Long Beach tidelands, existing at the date of such termination.

SEC. 6. Any drilling and operating contract, royalty arrangement, field contractor agreement, unit agreement, or unit operating agreement between the City of Long Beach and any other person, firm, corporation or association, relating to the undeveloped portion of the Long Beach tidelands, or any part thereof, shall include all provisions necessary to assure compliance with the ordinance adopted by the people of the City of Long Beach at the municipal election held on the 27th day of February, 1962, concerning the Offshore Area and Townlot Area therein defined, provided however that the City of Long Beach is hereby authorized and directed to exercise all controls and reservations of authority specified in Sections 4(c), 4(f) and 4(h) of said ordinance, in accordance with plans of operation and development and repressuring plans containing the provisions and adopted in accordance with the procedure set forth in this section.

(a) All exploration, development and operation of the undeveloped portion of the Long Beach tidelands or any part thereof, shall be in accordance with plans of development and operation. Said plans shall not cover a period in excess of one year (unless otherwise mutually agreed between the city and the State) and shall specify (unless otherwise mutually agreed between the city and the State) with particularity, in addition to other matters deemed necessary or desirable, the surface and bottom locations of both producing and injection wells to be drilled, drilling schedules, range of rates of production, range of rates and pressures of injection, location and capacity of facilities, and an itemized budget of intended expenditures relating to the exploration, development and operation of the subject lands. Each such plan of development and operation shall be initially adopted by the City of Long Beach and shall be submitted by the city to the State Lands Commission at least 100 days prior to its submission to the participants in any unit agreement covering the undeveloped portion of the Long Beach tidelands. Day to day operation shall be the responsibility of the city.

(b) The State Lands Commission shall have 45 days after submittal within which to approve such plan or order a hearing to consider a modification of said plan. If the commission takes no action upon the plan within 45 days, the plan shall be deemed to be approved. If the commission believes that a modification of the plan is necessary, it shall conduct a formal hearing. At such hearing the city shall be entitled to present evidence in support of its plan. After said hearing the commission may order modification of the plan in any respect if it finds that such modification is necessary to prevent waste of oil or gas, to promote the maximum economic recovery of oil and gas, or to conserve reservoir energy in any zone or separate underground source of supply of oil or gas covered in whole or part by the contract or agreement. Any modification of such plan shall be ordered not less

than 30 days prior to the date such plan is to be submitted to the participants in said unit

(c) In the event the commission orders a modification of the plan after such hearing, the modification shall go into effect unless the City Council of the City of Long Beach finds prior to the date such plan is to be submitted to the participants in said unit after a formal hearing at which the commission may present its evidence, that all or specified parts of the plan submitted by the city as required in order to carry out a program of complete pressure maintenance or to prevent, arrest or ameliorate subsidence In the event the city council makes such a finding the city shall adopt a plan which includes all subsidence controls which it deems necessary or appropriate but which will otherwise conform (to the extent consistent with said controls) with the modification ordered by the State Lands Commission Said plan adopted by the city shall be submitted to the participants in said unit and shall go into effect and stay in effect unless upon application of the commission to the Superior Court of Los Angeles County, the court finds that there are no reasonable grounds for believing that the plan adopted by the city council, including all elements inconsistent with the modification ordered by the commission is necessary either to carry out a program of complete pressure maintenance or to prevent, arrest or ameliorate subsidence In the event of such finding said plan shall be altered or rescinded, or its effect stayed as ordered by the court

(d) In the event the city disagrees with the findings of the commission that a modification in the plan is necessary in order to prevent waste of oil and gas, to promote the maximum economic recovery of oil and gas or to conserve reservoir energy in any zone or separate underground source of supply of oil or gas covered in whole or part by the contract or agreement and the city council does not make the finding referred to in subdivision (c) the modification shall be submitted to the participants in said unit and shall go into effect and stay in effect unless, upon application of the city to the Superior Court of Los Angeles County, the court finds that there are no reasonable grounds for believing that the modification in the plan is necessary in order to prevent waste of oil and gas, or to conserve reservoir energy in any zone or separate underground source of supply of oil or gas covered in whole or in part by the contract or agreement In the event of such finding, said modification shall be altered or rescinded, or its effect stayed as ordered by the court

(e) The city shall have the power, upon receipt of any evidence of subsidence or a significant diminution of underground pressure to order a cessation or curtailment of production until the time such precautions have been taken which, in the opinion of the city, are completely adequate and sufficient to prevent or arrest any land subsidence or carry out a program of complete pressure maintenance Unless the city finds that either cessation or curtailment is necessary in order to prevent or correct such subsidence it shall give the State Lands Commission 30 days notice of such cessation or curtailment In the event of a dispute between the city and the State Lands Commission over a cessation or curtailment of production ordered by the city under this subdivision, the State may make application to the Superior Court of Los Angeles County for review of such action Any cessation or curtailment of production by the city shall not be rescinded or modified by the court unless it finds that there are no reasonable grounds for believing that such cessation or curtailment is necessary in order to carry out a program of complete pressure maintenance or to prevent arrest or ameliorate any land surface subsidence

(f) In order to carry out the purposes of this section and to effect a speedy determination of any disagreement between the city and the commission the Superior Court of Los Angeles County shall give any proceeding filed under this section precedence over all other matters, and shall have the power to issue appropriate temporary orders without bond In any proceeding filed under this section for judicial review of any finding made under this section either the State Lands Commission or the city shall be entitled to offer evidence in addition to the evidence offered at the hearing at which the finding was made

Upon application of either the city or the State and upon good cause the court may rescind, modify, or stay the effectiveness of any modification ordered by the State Lands Commission or any plan or order adopted by the city pending trial upon the merits

SEC 6 The Legislature hereby finds that the oil revenue hereinabove allocated to the City of Long Beach is needed and can be economically utilized by said city for the fulfillment of the following trust uses and purposes described in said acts of 1911, 1927 and 1935 and which are hereby found to be matters of state, as distinguished from local, interest and benefit

(a) The construction reconstruction improvement repair operation and maintenance of works lands waterways and facilities necessary for the harbor within the boundaries of the harbor district of said city (as said boundaries were defined on April 1, 1956)

(b) The construction, reconstruction, repair, operation and maintenance of streets, roadways, bridges and bridge approaches within the boundaries of, or reasonably necessary to provide immediate access to, said harbor district (as such boundaries were defined on April 1, 1956)

(c) The construction, reconstruction, repair, operation and maintenance of bulkheads, piers, earthfills, streets, roadways, bridges, bridge approaches, buildings, structures, recreational facilities, landscaping, parking lots and other improvements both on and adjacent to the Long Beach tidelands for the benefit and use of said tidelands

(d) The construction, reconstruction, repair, operation and maintenance of small boat harbors, marine stadiums, maritime museum, marine parks, beaches, waterways, and related facilities, both on and adjacent to the Long Beach tidelands and on and adjacent to aquatic recreational areas of the aforesaid nature

(e) The acquisition, filling, improvement, rehabilitation and disposal of lands, which have, prior to January 1, 1964, been damaged by subsidence, located in the City of Long Beach westerly of Alamitos Avenue, easterly of the harbor district and southerly of Ocean Boulevard (as said streets and district now exist)

(f) The acquisition of property or the rendition of services reasonably necessary to the carrying out of the foregoing uses and purposes

(g) In addition to the foregoing, expenditures for any other use or purpose of state as distinguished from purely local, interest and benefit which are in fulfillment of those trust uses and purposes described in said acts of 1911, 1925, and 1935, and which are approved in advance by the State Lands Commission

(h) As to any expenditure of oil revenue for a capital improvement involving an amount in excess of fifty thousand dollars ($50,000) proposed to be made under subdivisions (a) to (f), inclusive, of this section, the City of Long Beach shall file with the State Lands Commission an adequate detailed description of such capital improvement not less than 60 days prior to the time of any disbursement therefor or in connection therewith. Said description shall specify in addition, the particular subdivision or subdivisions which the city deems applicable and its reasons, if necessary, for regarding such expenditure as being so authorized. The commission shall have 60 days after the time of such filing within which to notify the city that such capital improvement is not authorized by any of such subdivisions. In the event the commission so notifies the city, a copy of the opinion of the Attorney General (or other legal counsel of the commission) upon which such disapproval has been based shall be delivered to the city. In the event the commission notifies the city that such capital improvement is not authorized, the city shall not disburse any oil revenue for or in connection with said capital improvement for a period of 30 days following such notice, during which period or afterwards the State Lands Commission may seek any judicial relief in the Superior Court of Los Angeles County which it deems appropriate.

In order to carry out the purpose of this section and to effect a speedy determination of any disagreement between the city and the commission, the Superior Court of Los Angeles County shall give any proceeding filed by the city or State under this section precedence over all other matters."

Amendment No. 8

On page 3, strike out lines 37 to 50, inclusive, strike out page 4, and on page 5, strike out lines 1 to 48, inclusive.

Amendment No 8a

On page 5, line 49, strike out "bounda-", and in line 50, strike out 'ries of that portion", and insert "northerly boundary"

Amendment No 8b

On page 6, line 2, strike out "are", and insert "is"

Amendment No 8c

On page 6, strike out lines 3 to 35, inclusive, and insert

"Beginning at the intersection of the Southerly line of Seaside Boulevard 100 00 feet wide as described in deed from Los Angeles & Salt Lake Railroad Company to City of Long Beach recorded in Book 12755, page 45, Official Records of Los Angeles County, California, with the Westerly boundary of the City of Long Beach, thence following said Southerly line of Seaside Boulevard, North 65° 14' 48" East 670 796 feet to a point distant South 24° 48' 21" East 100 014 feet from Pipe No 334, set at the Southwest corner of Block 11 of East San Pedro as per map recorded in Book 32, page 13, et seq, Miscellaneous Records of said County, thence North 67° 08' 30" East 706 287 feet to a point distant South 21° 03' 57 5" East 100 049 feet from Pipe No 333, set at the Southeast corner of said Block 11, thence North 70° 43' 55" East 58 537 feet to a point distant South 20° 13' 42" East 100 014 feet from Pipe No 329, set at the Southwest corner of Block 12 of

said East San Pedro, thence North 68° 49' 01" East 600.282 feet to a point distant South 20° 13' 42" East 100.014 feet from Pipe No. 328, set at the Southeast corner of said Block 14, thence North 70° 43' 57" East 718.280 feet to a point distant South 19° 16' 25" East 100.000 feet from Pipe No. 325, set at the Southwest corner of Block 14 of said East San Pedro; thence North 70° 43' 01" East 378.408 feet to a point distant South 19° 16' 59" East 100.000 feet from Pipe No. 317, set at the intersection of the Northerly line of Seaside Boulevard with the Westerly line of Henry Ford Avenue as described in deed to City of Long Beach recorded in Book 12312, page 172, of said Official Records, thence continuing North 70° 43' 01" East 61.950 feet to a point distant South 19° 16' 59" East 100.000 feet from Pipe No. 236, set at intersection of the Northerly line of Seaside Boulevard with the Easterly line of said Henry Ford Avenue; thence continuing North 70° 43' 01" East 1451.43 feet to a point in the Mean High Tide Line, said point being South 70° 43' 01" West 48.556 feet from the Southerly prolongation of the Easterly line of Block 16 of said East San Pedro, thence leaving said Southerly line of Seaside Boulevard and along the Mean High Tide Line North 72° 31' 08" East 330.66 feet.

(For the purpose of the following portion of this description the last described line having a bearing of North 72° 31' 08" East will be considered to have a bearing of North 72° 32' 07" East),"

Amendment No. 9

On page 13, strike out lines 17 to 22, inclusive, and insert All said litigated lands, referred to and described in Section 2(e), held by the city located shoreward of said line are, and shall be deemed to be, uplands and held by the city in its proprietary capacity. The Legislature finds and declares that the city acquired all of said litigated lands in its municipal capacity, and not as a trustee. All proceeds from the production of oil, gas and other hydrocarbon substances received, or to be received, by the city, including use value, from said litigated lands shoreward of said line shall be proprietary funds of the city and shall be deemed to be held by the city in its municipal capacity and not as a trustee, neither the State of California nor the tideland trust shall have any right, title or interest in them. All lands located seaward of said line shall be, and be deemed to be, Long Beach tidelands. All net proceeds received and to be received on and after February 1, 1956, by the City of Long Beach from the production of oil, gas and other hydrocarbon substances derived from lands lying seaward of said line and westerly of the easterly boundary of the undeveloped portion of the Long Beach tidelands shall be, and shall be considered to be, oil revenue and dry gas revenue from the Long Beach tidelands, and the city shall be accountable to the State and to the tideland trust for said proceeds.

As one of the purposes of this act is to compromise the dispute between the City of Long Beach and the State of California over the boundaries of the Long Beach tidelands and over the status of said litigated lands held by the city and claimed to be subject to the tideland trust, nothing in this act shall be deemed to affect the boundaries or ownership of any lands or titles held by private persons, firms or corporations. Insofar as this act determines the boundaries of the Long Beach tidelands as between the lands owned or held by the city in its proprietary capacity and the Long Beach tidelands the commission shall survey, monument and plat said boundaries as required by Chapter 4000, Statutes of 1957, in accordance with the finding and determination made in this section.

SEC. 8. The Attorney General and the City of Long Beach are hereby authorized and directed to enter into an appropriate stipulation or stipulations as may be necessary to carry out all the provisions and all the purposes and intents of this act. Said stipulation or stipulations shall provide for the modification of any existing decree or decrees insofar as it or they may be inconsistent or in conflict with any provisions of this act or necessary to carry out all the intents and purposes of this act. Said stipulation or stipulations shall also provide for the modification of the existing decree in said Action No. 649466 dated September 7, 1956, insofar as it is in any respect inconsistent or in conflict with any of the provisions and intents or purposes of this act. Said stipulation or stipulations shall also provide for the compromise of the pending litigation between the City of Long Beach and the State of California, referred to in Section 2(e), including the establishment of the boundary line provided for in this act. The court is authorized to accept said stipulation or stipulations and to modify any existing decree or decrees and to enter appropriate orders and decrees in accordance with any of the provisions and intents or purposes of this act.

Unless the city, within 60 days after the effective date of this act, shall offer to stipulate that all lands within the city limits of the City of Long Beach (as said city limits exist as of January 1, 1964) seaward of said line described in Section 7 hereof, and westerly of the easterly boundary of the undeveloped portion of the Long Beach tidelands, are Long Beach tidelands held in trust for the people of the State of California, and to accept said compromise, the legislative finding and determination as to the boundaries of the aforesaid portion of the Long Beach tidelands made in Section 7 of this act and said compromise shall be null and void.

SEC. 9. To the extent that the provisions of this act conflict or are inconsistent with any provision in Chapter 29, Statutes of 1956 1st Extraordinary Session as amended by Chapter 1798 Statutes of 1963 the provisions of this act shall prevail. Otherwise the provisions of said Chapter 29 as so amended, shall remain in full force and effect.

SEC. 10. Nothing in this act shall be deemed to affect the respective rights title or interest of either the State of California or the City of Long Beach in the following described lands or in the oil gas or other hydrocarbons or other minerals contained therein

All tidelands and submerged lands whether filled or unfilled, included within the following described parcel of land situated in the County of Los Angeles, State of California, to wit

That certain parcel of land bounded on the Northwest by the southwesterly prolongation of the northwesterly line of Block 50 of Alamitos Bay Tract as per map recorded in Book 5 page 157, of Maps in the office of the county recorder of said county on the northeast by the southwesterly line of said Alamitos Bay Tract and the southwesterly line of Tract No 5527, as per map recorded in Book 58, page 54 of said Map Records, on the southeast by the southeast boundary line of the City of Long Beach, and on the southwest by the southwest boundary line of the City of Long Beach

SEC. 11. On or before October 1st of each year, the City of Long Beach shall cause to be made and filed with the State Lands Commission a detailed statement of all expenditures of oil revenue, other than that required in this act to be paid to the State, including obligations incurred but not yet paid. Said statement shall cover the fiscal year preceding its submission and shall show the project or operation for which each such expenditure or obligation is made or incurred

SEC. 12. If any provision of this act or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are severable."

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 bills were introduced, and read the first time

Assembly Bill No. 172: By Assemblymen Lanterman, Thelin, Collier, Willson, Allen, and Belotti—An act to add Section 43008 to the Government Code and Section 409 to the Revenue and Taxation Code, relating to property taxation

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 173: By Assemblymen Lanterman, Thelin, Collier, Willson, Allen, and Belotti—An act to add Section 43010 to the Government Code, and Section 2636 to the Revenue and Taxation Code, relating to property taxation

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 174: By Assemblyman Stanton—An act to amend Section 24370.1 of the Health and Safety Code, relating to a study of the effects of filling the San Francisco Bay will have upon air pollution

Held at desk by order of the Speaker pro Tempore

Assembly Constitutional Amendment No. 10 By Assemblymen Lanterman, Thelin, Collier, Willson, Allen, and Belotti—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 2 8 to Article XIII thereof, relating to property taxation

Held at desk by order of the Speaker pro Tempore

RESOLUTIONS

The following resolutions were offered

By Assemblymen Holmes W6REK and Young WB6HWY

House Resolution No 163

Congratulating members of the American Radio Relay League

WHEREAS, On March 27, 1964, the State of Alaska was struck by a devastating earthquake, and

WHEREAS, The severity of this earth movement disabled normal communications within Alaska and between Alaska and the outside world, and

WHEREAS Commercial powerlines were disabled causing a situation whereby electric power was unavailable to both residents and military establishments other than those equipped with auxiliary powerplants, and

WHEREAS, Since a tidal wave which might strike California could be expected to result from the main earthquake, it was essential that reliable communications from Alaska be maintained, and

WHEREAS, The Radio Amateurs in Alaska Washington Oregon and California were quick to mobilize portable and mobile radio communication equipment to permit a rapid flow of emergency communications with critical points along our coastline and

WHEREAS Members of the American Radio Relay League under the leadership of its Southwestern Division Director Ray Meyers of San Gabriel and the Pacific Division Director Harry Engwicht of San Jose, maintained a continuous vigil to provide vital interstate and intrastate radio communications, and

WHEREAS, Through information provided the press, radio and television by Directors Meyers and Engwicht the general public was given accurate information as to actual conditions in the devastated areas which in turn served to calm our citizens, and

WHEREAS, This type of public service has brought much recognition to our State, counties and municipal governmental agencies utilizing the Amateur Radio Emergency Corps of the American Radio Relay League and to our Statewide Radio Amateur Emergency Service, now, therefore, be it

Resolved by the Assembly of the State of California That the Members congratulate and commend the members of the American Radio Relay League and Directors Meyers and Engwicht for their outstanding public service to their fellow man and their unselfish devotion to the cause of assisting others in a time of extreme emergency, and be it further

Resolved, That the Chief Clerk of the Assembly shall transmit suitably prepared copies of this resolution to Ray Meyers and Harry Engwicht

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Gonsalves

House Resolution No 164

Relative to commending Mr Robert D Ashton for his outstanding contributions to the physical and moral welfare of boys at Excelsior High School in Norwalk

WHEREAS, Former athletes, students and faculty friends are honoring Mr Robert D Ashton, longtime athletic coach at Excelsior High School, with a testimonial dinner on April 15, 1964, at the Golden West Restaurant in Norwalk, California, and

WHEREAS, Bob Ashton came to Excelsior High School in 1927 to serve as coach of the Excelsior Pilot football and baseball teams, following his graduation from Whittier College where he enjoyed a distinguished athletic career, and

WHEREAS, Born in Nebraska, Bob Ashton graduated from Covina High School in 1923 and from Whittier College in 1927, where he was an outstanding athlete in football and baseball, and

WHEREAS, He coached at Excelsior High School from 1927 to 1950 except for two years when he coached at California State Polytechnic College at San Dimas, and from 1950 to 1957, he was Boys' Vice Principal of Excelsior High School and

WHEREAS In 1957 Mr Ashton became the Assistant Superintendent for Personnel and Special Services of the Excelsior Union High School District, a position which he now holds; and

WHEREAS, He has one son, Don, following in his father's footsteps as a coach at Bellflower High School, and a daughter, Marilyn, who resides in Palo Alto, and

WHEREAS, Mr Ashton has served the Southern Section of the California Interscholastic Federation for several years on its Executive Committee at one time he served on the Norwalk Elementary School Board and he has served his community by membership in the Norwalk Rotary Club; and

WHEREAS, His contributions to the physical and moral welfare of thousands of boys, as teacher, counselor and friend over a career spanning more than 35 years, are in the highest traditions of the academic profession; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this body join with all other friends of Robert D Ashton in paying him homage for his distinguished career, for in serving the youth of this State he has rendered valuable service to free men everywhere; and be it further

Resolved, That the Chief Clerk of the Assembly transmit suitably prepared copies of this resolution to Mr Robert D Ashton, to his son, Don, and to his daughter Marilyn

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Rumford

House Resolution No 165

Commending Mrs Anne McDuffie Jones

WHEREAS, It has come to the attention of the Assembly of the State of California that the Alameda County Education Association at its 47th Annual Luncheon on March 14, 1964, presented a gold service award for outstanding service to public education to Mrs Anne McDuffie Jones, a counselor at Sobrante Park Elementary School; and

WHEREAS, Mrs Jones earned a B S degree from Teachers College in Washington, D C, and a M A degree from San Francisco State College; and

WHEREAS, Mrs Jones taught eight years as a primary teacher before coming to Oakland where she also taught as a primary teacher for 16 years at Cole School until she was selected as a counselor at Sobrante Park Elementary School as part of the Intergagency Research Project sponsored by a Ford Foundation grant; and

WHEREAS She has been very active in professional and community organizations maintaining membership in the Oakland Teachers Association, the California Teachers Association, the National Education Association, the Alameda County Education Association and the Delta Kappa Gamma Honorary Society and, serving as a member of the Education Committee of the Northern California Conference of Christians and Jews, an Honorary Life Member of the California Congress of Parents and Teachers, President of the Bay Section Association for Childhood Education and Vice President of the California Association for Childhood Education; and

WHEREAS, She has also served as a National Education Association national delegate in 1955, Section Representative of the Oakland Teachers Association from 1955 through 1957, Chairman of the Oakland Teachers Association Youth Activities and Welfare Committee in 1956 and 1957 and as President of the Oakland Branch Association for Childhood Education from 1957 through 1959; now, therefore, be it

Resolved by the Assembly of the State of California, That Mrs Anne McDuffie Jones is hereby *congratulated and commended upon receiving a gold service award* and upon her outstanding contributions in the field of public education; 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 Mrs Anne McDuffie Jones

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblymen Rumford and Mulford

House Resolution No 166

Relative to commending Herman Phleger

WHEREAS, A distinguished San Francisco attorney Herman Phleger has been selected for a 1964 citation award by the Boalt Hall Alumni Association, a well merited distinction; and

WHEREAS, This year marks the 50th anniversary of Herman Phleger's admission to the State Bar of California, making, with the occasion of the citation award, an appropriate moment to look back on a legal career noteworthy for the high esteem extended by his colleagues, by the judiciary, and by the lay public whose confidence and respect have given him no small measure of satisfaction; and

WHEREAS, His public service has included four years as a legal adviser to the United States Department of State from 1953 to 1957, and his present service as the United States Member of the Permanent Court of Arbitration under the Hague Treaties; now, therefore, be it

Resolved by the Assembly of the State of California That the Members take this opportunity to join the Boalt Hall Alumni Association in commending Herman Phleger for his many years of outstanding service to his profession and to the nation, and to express the wish that we may have the benefit of his counsel for many years to come, 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 Phleger

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblymen Rumford, Bee, and Mulford

House Resolution No 167

Commending Dr George C Kyte, Professor of Education Emeritus, University of California

WHEREAS, It has come to the attention of the Assembly that the Alameda County Education Association at its 47th Annual Luncheon on March 14, 1964 presented a gold service award for outstanding service to public education to Dr George C Kyte, Professor of Education Emeritus, at the University of California, and

WHEREAS Dr Kyte received from the University of California an A B degree in history and mathematics in 1915, a M A degree in mathematics in 1916 and a Doctor of Education degree in educational administration and mathematics in 1922, and

WHEREAS, During his illustrious career Dr Kyte has served as Principal of the Courtland Union High School, Supervising Principal of the Whittier and Emerson Elementary Schools in Berkeley, Lecturer in Education at the University of California, Supervising Principal and organizer of the University Elementary School, Associate Professor of Education at Washington University in St Louis, Resident Director of Research of the California Curriculum Study, Associate Professor and Professor of Elementary Education and Supervision at the University of Michigan, Director of the University Elementary School at the University of California, and Professor of Education at the University of California, and

WHEREAS Professor Kyte also taught as a visiting professor in summer sessions at Columbia University, the University of California at Los Angeles, the University of Michigan and Utah State University, and has served as a curriculum consultant or collaborator in educational surveys in Grand Rapids Mount Clemens, Royal Oak, Monroe, Berkley, and Dearborn, in Michigan, in Oakland, Richmond, San Francisco, Sacramento County and Santa Clara County in California, in New Mexico and in Hawaii, and

WHEREAS, He has served as Educational Consultant to "The Nation's Schools" and as a member of the boards of editors of "The Phi Delta Kappan," "The Educational Digest," and the "Foreign Education Digest," and is a Fellow of, and a Past Vice President and Chairman of the Education Section of the American Association for the Advancement of Science, a member of the American Educational Research Association, the Kappa Delta Pi Educational Honor Society, the National Education Association, and the National Society for the Study of Education and of its Yearbook Committee, and a member and Past President of the National Society of Teachers of Education, the Phi Delta Kappa Professional Education Fraternity, the California Educational Research Association, and the California Schoolmasters Club, and

WHEREAS, Dr Kyte, in addition to being listed in "Leaders in Education," "Who's Who in America" and the "International Who's Who," has authored over one hundred books, monographs and articles, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members thereof hereby commend and congratulate Dr George C Kyte upon receiving a gold service award and upon his outstanding contributions in the field of education, 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 Dr George C Kyte, Professor of Education Emeritus, University of California

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

ANNOUNCEMENTS OF COMMITTEE MEETINGS

It was announced that the following committee would hold a meeting today at 1 30 p m

Elections and Reapportionment (Allen, Chairman)

It was announced that the following committees would not hold meetings today

Water (Porter, Chairman)

Revenue and Taxation (Petris, Chairman)

ANNOUNCEMENTS

Speaker pro Tempore Bee announced that the Assembly would not be in session on Friday, April 10, 1964

ADJOURNMENT

At 12 03 p m , on motion of Mr Waldie, the Speaker pro Tempore declared the Assembly adjourned until 11 30 a m , Thursday, April 9, 1964.

JESSE M UNRUH, Speaker

ANABEL WHANG, Minute Clerk

CALIFORNIA LEGISLATURE

1964 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

THIRTIETH LEGISLATIVE DAY

FORTY-EIGHTH CALENDAR DAY

IN ASSEMBLY

Assembly Chamber
Thursday, April 9, 1964

The Assembly met at 11 16 a m
Hon Jesse M Unruh, Speaker of the Assembly, presiding
Chief Clerk James D Driscoll at the Desk
Assistant Clerk Malcolm MacIntyre reading

ROLL CALL

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

Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Belotti, Booth, Britschgi, Burgener, Carrell, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danenmeyer, Davis, Deukmejian, Donovan, Elliott, Fleming, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Hinckley, Holmes, Johnson, Knox, Marks, McMillan, Meyers, Milias, Mills, Monagan, Morris, Mulford, Powers, Rumford, Ryan, Song, Stanton, Stevens, Thelin, Veneman, Versey, Waite, Waldie, Whetmore, Williamson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—60

Quorum present

PRAYER

The following prayer was offered by the Chaplain, Rev Robert R Ferguson

God Our Father, In this moment of silence give us the insight of the ancient Hebrew seer who said "Be still and know" In silence and reflection it becomes obvious that although we long for days without difficulties and tensions, yet redwoods are tested in the storms, and diamonds are formed under pressure

In silent perspective we see that seeming tragedies can be opportunities, and only in pessimism and fatigue do we think opportunities are tragedies

Now from our silence may we go forth into the debates and tension of the day adequate for any pressure, for Thou who art within us art greater than things without

In His Name—AMEN

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker Unruh, Mr Holmes then led the Assembly in the pledge of allegiance to the Flag

READING OF THE JOURNAL DISPENSED WITH

By unanimous consent, 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 Pattee, on motion of Mr Conrad
Mr Dills, on motion of Mr Conrad
Mr Casey, on request of the Speaker
Mr Henson, on request of the Speaker
Mr Bee, on request of Mr Waldie
Mr Beilenson, on request of Mr Waldie
Mr Danielson, on request of Mr Waldie
Mr Dymally, on request of Mr Waldie
Mr Ferrell, on request of Mr Waldie
Mr Porter, on request of Mr Waldie
Mr Quimby, on request of Mr Waldie
Mr Soto, on request of Mr Waldie
Mr Thomas, on request of Mr Waldie
Mr Warren, on request of Mr Waldie
Mr Willson, on request of Mr Waldie

The following Member was granted leave of absence for the day, and desired to waive his per diem

Mr Kennick, on request of the Speaker

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 February 5 1964 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, EDMUND G BROWN, Governor of the State of California, by virtue of the power vested in me by law, hereby amend and supplement my Proclamation dated January 30, 1964, by adding the following additional purposes thereto, and thereby permitting the Legislature to legislate upon the following subjects, in addition to the subject specified in the original Proclamation to wit

Item No 43 To consider and act upon legislation relative to the granting of tax relief in cases of disaster

Item No 44 To consider and act upon legislation relative to the Solano County Flood Control and Water Conservation District

Item No 45 To consider and act upon legislation relative to the San Benito County Water Conservation and Flood Control District

Item No 46 To consider and act upon legislation relative to districts formed under the California Water District Law

Item No 47 To consider and act upon legislation relative to the creation of zones within districts formed under the Water Conservation Act of 1931

Item No 48 To consider and act upon legislation relative to the Atherton Channel Drainage District

Item No 49 To consider and act upon legislation relative to the change of boundaries of districts formed under the Municipal Water District Law of 1911 and the Metropolitan Water District Act

Item No 50 To consider and act upon legislation relative to legislation to be considered at budget sessions of the Legislature

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this seventh day of April 1964

EDMUND G BROWN, Governor
(SEAL) ATTEST Frank M Jordan, Secretary of State
By Walter C Stutler, Assistant Secretary of State

LEAVES OF ABSENCE FOR THE DAY

At 11:23 a.m., the following Members were granted leaves of absence for the day, because of legislative business elsewhere, for the purpose of attending a meeting of a Subcommittee of the Committee on Ways and Means

Mr. Petris, on motion of Mr. Conrad

Mr. Lanterman, on motion of Mr. Conrad

REMARKS ON CONDITION OF THE FILE

Mr. Deukmejian spoke on the condition of the file

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following bill was introduced, and read the first time

Assembly Bill No. 175: By Assemblymen Dannemeyer, Badham, and Whetmore—An act to amend Sections 35500 and 35504 of, and to add Sections 35506, 35507, and 35508 to, the Water Code, relating to powers of California water districts in connection with sewer facilities, and declaring the urgency thereof, to take effect immediately

Referred by the Speaker to Committee on Water

Request for Unanimous Consent to Temporarily Suspend Rule No. 59

Mr. Dannemeyer was granted unanimous consent that Rule No. 59 be temporarily suspended for the purpose of setting Assembly Bill No. 175 for hearing in the Committee on Water, on Wednesday, April 15, 1964

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

The following bill was introduced, and read the first time

Assembly Bill No. 176: By Assemblyman Winton—An act to add Section 6.5 to the San Benito County Water Conservation and Flood Control District Act (Chapter 1598 of the Statutes of 1953), relating to powers of the district.

Referred by the Speaker to Committee on Water

Request for Unanimous Consent to Temporarily Suspend Rule No. 59

Mr. Winton was granted unanimous consent that Rule No. 59 be temporarily suspended for the purpose of setting Assembly Bill No. 176 for hearing in the Committee on Water, on Wednesday, April 15, 1964

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

The following bills were introduced, and read the first time

Assembly Joint Resolution No. 9: By Assemblyman Holmes—Relative to Port San Luis

Referred by the Speaker to the Committee on Rules

Assembly Bill No. 177: By Assemblymen Meyers, Young, Z'berg, Gaffney, Bane, Bee, Belotti, Crown, Foran, Garrigus, Kennick, Marks, Mills, Petris, Rumford, Ryan, Thomas, and Willson (Senators McAteer, Rodda, Geddes, and Williams, coauthors)—An act to add Chapter 3

(commencing with Section 1950) to Part 7 of Division 2 of the Labor Code, relating to the wages of public employees

Referred by the Speaker to Committee on Civil Service and State Personnel

RESOLUTIONS

The following resolutions were offered

By Assemblyman Dannemeyer

House Resolution No 168

Relative to a study of the compensation of court reporters

WHEREAS, During each session of the Legislature bills are introduced to increase the compensation of court reporters, and

WHEREAS, Because legislators need sufficient facts to legislate wisely it would be desirable to obtain more information regarding the overall compensation, terms and conditions of employment of court reporters throughout the State, and

WHEREAS, At the present time counties attempt to match each other in the compensation of court reporters, resulting in a vicious circle of ever increasing salaries, now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is directed to assign to an appropriate interim committee for study the subject of the compensation, terms and conditions of employment of court reporters and to direct such interim committee to report its findings and recommendations to the Legislature not later than the fifth legislative day of the 1965 Regular Session

Resolution read, and referred by the Speaker to the Committee on Rules

By Assemblyman Belotti

House Resolution No 169

Relating to a study of crab

Resolved by the Assembly of the State of California That the Assembly Committee on Rules is directed to assign to an appropriate interim committee a study of our crab resources and crab fishing industry, particularly in the north coast area of California, to determine the cause of the present disastrous decline in the catch of crabs, including a study of the effect of offshore oil exploration on our crab resources, and to direct such interim committee to report thereon to the Assembly not later than the fifth legislative day of the 1965 General Session

Resolution read, and referred by the Speaker to the Committee on Rules

By Assemblyman Deukmejian

House Resolution No. 170

Relative to the Armenian Youth Federation of America

WHEREAS, The Armenian Youth Federation of America has chosen the State of California, and its City of Los Angeles, as the site of its 31st Annual and National Convention, to be held June 28 through July 4, 1964 with business sessions and proper ceremony, and

WHEREAS, The Armenian Youth Federation of America is the only nationally active youth group composed of Americans of Armenian ancestry that has consistently maintained an active educational program in athletics, culture, history and international affairs, and

WHEREAS, The Armenian Youth Federation of America has proven to be a haven in the training of leaders and its members have excelled in all constructive avenues of American life, and

WHEREAS, The principles and goals of the Armenian Youth Federation of America seek to aid in the restoration of the God-given right of national independence and democratic sovereignty to the enslaved nation of Armenia, and

WHEREAS, The right to self-determination and national independence is fully in accord with the great American tradition of universal freedom for all nations and peoples, and

WHEREAS, More than 100,000 Californians of Armenian ancestry will properly note the convention of this great youth organization in our State; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members thereof commend the Armenian Youth Federation of America on its past achievements and express their pleasure that this State was selected as the site of the 31st convention of the organization; and be it further

Resolved, That the Chief Clerk of the Assembly shall transmit a suitably prepared copy of this resolution to the Armenian Youth Federation of America

Resolution read, and referred by the Speaker to the Committee on Rules

By Assemblyman Allen

House Resolution No. 171

Relative to the expenditure of funds derived from bonds

Resolved by the Assembly of the State of California, That the Assembly Rules Committee is directed to assign to the appropriate interim committee for study the subject of bonds heretofore authorized, issued and sold by the State, or by any county, city and county, city, district, other political subdivision or public agency in or of the State, in order to ascertain whether the money derived from the sale of the bonds has been spent in accordance with the purposes for which the bonds were authorized, and to ascertain the feasibility of creating a committee, consisting of members to be chosen by lot from the proponents and opponents of the issuance of the bonds, whose function shall be to investigate and make reports to the Legislature and other interested public agencies as to whether or not the proceeds of the bonds are being spent in accordance with the purposes for which the bonds were authorized, and be it further

Resolved, That the Assembly Rules Committee direct such interim committee to report its findings on the subject of this resolution, together with its suggestions for proposed legislation, if any, to the Assembly not later than the fifth legislative day of the 1965 Regular Session

Resolution read, and referred by the Speaker to the Committee on Rules

By Assemblyman Gonsalves:

House Resolution No. 172

Relative to an interim study of the disposition of abandoned motor vehicles

WHEREAS, A major problem faced by the automotive service industry in this State is the disposition of abandoned motor vehicles; and

WHEREAS, Under procedures presently established the clearance of such vehicles by the Department of Motor Vehicles which is a prerequisite to their disposition through a lien sale is complicated and time-consuming, taking as long as two months during which the vehicles depreciate considerably; and

WHEREAS, The delays, complications and resultant expense now experienced in the clearance of abandoned motor vehicles could be greatly reduced to the benefit of the Department of Motor Vehicles and the automotive service industry if the department could issue a bill of sale to licensed dismantlers for all motor vehicles valued at $75, or less, after they have been stored for 15 days; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is directed to assign to an appropriate interim committee for study the subject of procedures employed in the clearance of abandoned motor vehicles prior to their disposition in order that the process might be handled more expeditiously and the feasibility of legislation which would enable the Department of Motor Vehicles to issue a bill of sale to a licensed dismantler in the sale of an abandoned motor vehicle valued at $75, or less, after 15 days storage and to direct such interim committee to report its findings and recommendations to the Legislature by the fifth legislative day of the 1965 Regular Session

Resolution read, and referred by the Speaker to the Committee on Rules

By Assemblyman Mulford

House Resolution No. 173

Commending James H Corley

WHEREAS, James H Corley, Vice President of the University of California in charge of Governmental Relations and Projects, and representative of the President and Regents of the University in legislative matters in Sacramento for the last quarter century, give or take a year, will on Saturday, April 18, 1964 celebrate the 60th anniversary of his birth; and

WHEREAS, James H Corley in the course of his quarter century of service as liaison officer between the State Legislature and the University of California, has earned the respect and friendship of a constantly increasing circle of legislators and government officers through his personal integrity and steadfast devotion to the needs of higher education; and

WHEREAS James H Corley has served the University of California for approximately two-thirds of his lifetime, beginning as a loan-fund clerk in 1927 and advancing to Comptroller and finally to Vice President in 1949, and has served outside of the University as national president of his fraternity, Sigma Phi Epsilon as treasurer of the California Alumni Association, as a director of the Chamber of Commerce of Berkeley and as an elected member of the Berkeley City Council from 1942 to 1949 while simultaneously earning a reputation as a duck hunter and a fisherman; and

WHEREAS, The 49,000 members of the California Alumni Association have signalized this anniversary by choosing James H Corley to be the first recipient of a new annual alumni service award in recognition of his outstanding contributions to the development of the University and the Alumni Association; now, therefore, be it

Resolved by the Assembly of the State of California That the Assembly extends to James H Corley its sincere congratulations on having completed 60 years of life, more than a third of them under fire in Sacramento; and be it further

Resolved That the Chief Clerk of the Assembly is instructed to transmit a suitably prepared copy of this resolution to him in recognition of his achievement

Resolution read and referred by the Speaker to the Committee on Rules

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, April 9, 1964

Mr Speaker: Your Committee on Engrossment and Enrollment has examined

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, declaring the urgency thereof, to take effect immediately

Assembly Bill No. 15—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 45—An act to add Chapter 35 (commencing with Section 35450) to Part 4, Division 18 of the Streets and Highways Code, relating to parking districts.

Assembly Bill No. 93—An act to repeal Article 10 (commencing with Section 8697) of Chapter 15 of Division 3 of the Business and Professions Code, as added by Chapter 1669 of the Statutes of 1963 and to add Article 10 (commencing with Section 8697) to Chapter 14 of Division 3 of the Business and Professions Code, relating to structural pest control, declaring the urgency thereof, to take effect immediately.

And reports the same correctly enrolled, and presented to the Governor at 9 a.m. April 9, 1964

POWERS, Chairman

Assembly Chamber, April 9, 1964

Mr Speaker: Your Committee on Engrossment and Enrollment has examined

Assembly Bill No 35
Assembly Bill No 119

And reports the same correctly engrossed

POWERS, Chairman

Above bills ordered to third reading

Assembly Chamber, April 9, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No 31

And reports the same correctly engrossed

POWERS, Chairman

Above resolution ordered on file

Assembly Chamber, April 9, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Bill No 139

And reports the same correctly engrossed

POWERS, Chairman

Above bill re-referred to the Committee on Education

Committee on Ways and Means

Assembly Chamber, April 9, 1964

Mr Speaker The Chairman of your Committee on Ways and Means reports Assembly Bill No 101

With author's amendments with the recommendation Amend, and re-refer to the Committee on Ways and Means

CROWN Chairman

SECOND READING OF ASSEMBLY BILL NO 101 (PURSUANT TO RULE NO 59 5)

Assembly Bill No. 101—An act to add Chapter 6 (commencing with Section 22750) to Division 16 5 of the Education Code, relating to federal aid for higher education

Bill read second time

Consideration of Author's Amendments

The following amendment, proposed by Mr Garrigus, was read, and adopted

Amendment No 1

On page 2, line 10, of the printed bill, as amended in Assembly March 30, 1964, after "college," insert "the Regents of the University of California on behalf of the University,"

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

REPORTS OF STANDING COMMITTEES

Committee on Rules

Assembly Chamber, April 9, 1964

Mr Speaker Your Committee on Rules reports

Senate Joint Resolution No 2

With the recommendation Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolution be placed on the Consent Calendar

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, April 9, 1964

Mr Speaker Your Committee on Rules reports

Senate Concurrent Resolution No 15

With the recommendation Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolution be placed on the Consent Calendar

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, April 9, 1964

Mr Speaker Your Committee on Rules reports

Assembly Concurrent Resolution No 28

With the recommendation Be adopted as amended

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolution be placed on the Consent Calendar

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, April 9, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 144
House Resolution No 145
House Resolution No 148

With the recommendation Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolutions be placed on the Consent Calendar

BANE, Chairman

Above resolutions ordered on file

Committee on Revenue and Taxation

Assembly Chamber, April 9, 1964

Mr Speaker The Chairman of your Committee on Revenue and Taxation reports

Assembly Bill No 33

With author's amendments with the recommendation Amend, and re-refer to the Committee on Revenue and Taxation

PETRIS, Chairman

SECOND READING OF ASSEMBLY BILL NO. 33 (PURSUANT TO RULE NO 59 5)

Assembly Bill No. 33—An act to amend Section 14161 of the Revenue and Taxation Code, relating to inheritance taxes

Bill read second time

Consideration of Author's Amendments

The following amendments, proposed by Mr Cologne, were read, and adopted

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section", and insert 'Sections 14103 and"

Amendment No. 2

On page 1, line 1, strike out "14161", and insert "14103".

Amendment No. 3

On page 1, between lines 2 and 3, insert

"14103 Except in the case of an additional tax imposed by Section 13441 or 13442, every tax imposed by this part is delinquent at the expiration of ~~two years~~ *15 months* from the date on which it becomes due and payable if not paid within that time

If not paid previously, an additional tax imposed by Section 13441 or 13442 is delinquent at the expiration of ~~two years~~ *15 months* from the date on which it becomes due and payable or six months from the date on which the tax imposed by the federal estate tax law becomes final, whichever period terminates later

SEC 2 Section 14161 of said code is amended to read "

Amendment No 4

On page 1, line 6, strike out "8", and insert "5"

Bill ordered reprinted, engrossed, and to be re-referred to the Committee on Revenue and Taxation

REPORTS OF STANDING COMMITTEES

Committee on Rules

Assembly Chamber, April 9, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 157
House Resolution No 163

With the recommendation Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolutions be placed on the Consent Calendar

BANE, Chairman

Above resolutions ordered on file

Assembly Chamber, April 9, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 162
House Resolution No 164
House Resolution No 146

With the recommendation Be adopted

BANE, Chairman

Above resolutions ordered on file

Assembly Chamber, April 9, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 151
House Resolution No 152
House Resolution No 156

With the recommendation Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolutions be placed on the Consent Calendar

BANE, Chairman

Above resolutions ordered on file.

REFERENCE OF BILLS TO COMMITTEE

Speaker pro Tempore Bee announced that Speaker Unruh has referred the following bills to the following committees

Assembly Bill No	*Committee*
165	Revenue and Taxation
171	Judiciary
172	Revenue and Taxation
173	Revenue and Taxation
174	Revenue and Taxation

Assembly Constitutional Amendment No	*Committee*
10	Revenue and Taxation

REQUEST FOR UNANIMOUS CONSENT

Mr Gonsalves was granted unanimous consent to take up House Resolution No 164 without reference to file

Consideration of House Resolution No 164

By Assemblyman Gonsalves

House Resolution No. 164—Relative to commending Mr Robert D Ashton for his outstanding contributions to the physical and moral welfare of boys at Excelsior High School in Norwalk

NOTE The full text of House Resolution No 164 appears at pages 544 and 545 of the Assembly Daily Journal for April 8, 1964

Resolution read

Majority Floor Leader Presiding

At 11 40 a m , Hon Jerome R Waldie, 10th District, presiding

The question being on the adoption of the resolution

Resolution adopted unanimously

CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS

Assembly Concurrent Resolution No. 32—Relative to adoption of the Joint Rules of the Senate and Assembly

Resolution read

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Rules, were read, and adopted

Amendment No. 1

On page 8, line 6, of the printed measure, after "Senate", insert ", on behalf of the Senate,"

Amendment No. 2

On page 8, strike out line 7, and on line 8, strike out "of the Assembly", and insert "the Assembly or other person authorized by the Assembly, on behalf of the Assembly Persons authorized to order printing under this rule"

Amendment No. 3

On page 8, line 11, after 'Senate", insert ', on behalf of the Senate,'

Amendment No. 4

On page 8, line 12, after "Assembly", insert "or other person authorized by the Assembly, on behalf of the Assembly,"

Amendment No. 5

On page 15, line 27, strike out "or", and insert ", on behalf of the Senate, or"

Amendment No. 6

On page 15, line 28, strike out "respectively," and insert 'or other person authorized by the Assembly Committee on Rules, on behalf of the Assembly,'

Amendment No. 7

On page 15, strike out line 29, and insert "and upon such certification the"

Resolution ordered reprinted engrossed and to be placed on the Consent Calendar

Assembly Concurrent Resolution No. 30—Relative to highway litter

Resolution read

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Rules, were read, and adopted

Amendment No. 1

On page 1, lines 16 and 17, of the printed resolution, strike out " of adequate size to be readable by passing motorists"

Amendment No 2

On page 1, line 22, strike out "words of substantially this effect", and insert "another appropriate message"

Amendment No 3

On page 2, line 1, strike out "place signs, substantially in the form " and insert "investigate the placing of signs, in the manner "

Amendment No. 4

On page 1, line 20, of the printed measure, strike out "$_____", and insert "two million dollars ($2,000,000)"

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

SECOND READING OF SENATE BILLS

Senate Bill No 7—An act to amend Sections 6140 and 6141 of the Business and Professions Code, relating to membership fees in the State Bar

Bill read second time, and ordered to third reading

Senate Bill No. 80—An act to add Section 17206 5 to the Revenue and Taxation Code, relating to personal income taxes, declaring the urgency thereof, to take effect immediately

Bill read second time

Rule No 101 Temporarily Suspended by Unanimous Consent

By unanimous consent Rule No 101 was temporarily suspended for the purpose of permitting an amendment which adds coauthors to Senate Bill No 80

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Revenue and Taxation, was read, and adopted

Amendment No 1

In the heading of the printed bill, after "Sturgeon", insert "(Coauthors Assemblymen Belotti, Stanton, and Pattee)"

Bill ordered reprinted, and returned to the second reading file

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 75—An act to add Section 6652 5 to, and to amend Sections 6653, 6655, 6659, and 6660 of, the Elections Code, relating to the conduct of elections

The question being Shall the Assembly concur in the following Senate amendment to Assembly Bill No 75?

Amendment No 1

On page 1 of the printed bill, as amended in Assembly March 23, 1964, strike out line 5, and insert "States Senator Member of the House of Representatives State Senator, or Member of the Assembly, he"

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No 75 by the following vote

AYES—Allen, Ashcraft, Badham, Bagley, Bane, Barnes, Belotti, Booth, Britschgi Burgener, Carrell, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich Dannemeyer, Davis Deukmejian, Donovan, Elliott, Flournoy, Foran, Gaffney, Garrigus, Gonsalves, Greene, Hinckley, Holmes, Johnson, Knox, Marks, McMillan, Meyers, Mihas, Mills, Moreno, Mulford, Powers, Ryan, Song, Stevens, Thelin Veneman Vevsey, Waite, Waldie, Whetmore, Williamson Winton, Young, Zenovich, and Mr Speaker—54

NOES—None

Assembly Bill No 75 ordered enrolled

INTRODUCTION OF GUESTS

Majority Floor Leader Waldie introduced Mr James C Anderson of San Francisco, Division News Manager of United Press International, whereupon the Members joined in welcoming him on his visit to the Assembly Chamber

REQUEST FOR UNANIMOUS CONSENT

Mr Zenovich was granted unanimous consent that a photographer be permitted to take pictures on the floor of the Assembly during today's proceedings

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS

Consideration of House Resolution No 124

By Assemblyman Winton

House Resolution No 124—Commending Legislative Interns

NOTE The full text of House Resolution No 124, as amended April 7, 1964 appears at page 713 of the Assembly Daily Journal for April 7, 1964

Resolution read, and adopted by the following vote

AYES—Allen Alquist, Ashcraft Badham, Bagley, Bane, Barnes, Belotti, Booth Britschgi, Burgener, Carrell, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich Dannemeyer, Deukmejian, Donovan, Elliott, Flournoy, Foran Gaffney, Garrigus Gonsalves, Greene, Hinckley Holmes, Johnson Knox, Marks, McMillan, Meyers, Mihas Mills Moreno Mulford Powers Ryan Song, Stanton, Stevens Thelin Veneman, Vevsey, Waite, Waldie, Whetmore, Williamson, Winton, Young, Zenovich, and Mr Speaker—75

NOES—None

Assembly Bill No. 119—An act to amend Section 802 of the Agricultural Code, relating to grapes, and declaring the urgency thereof, in effect immediately

Bill read third time

Urgency Clause

Urgency clause read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft Badham, Bagley, Bane, Barnes, Belotti, Booth, Britschgi, Burgener Carrell, Chapel, Collier Cologne, Conrad Crown, Cusanovich,

Dunnemeyer Davis, Deukmejian, Donovan, Elliott, Flournoy, Foran, Gaffney, Garrigus, Gonsalves, Greene, Hinckley, Holmes, Johnson, Knox, Marks, McMillan, Meyers, Milias, Mills, Moreno, Mulford, Powers, Rumford, Ryan, Song, Stevens, Thelin, Veysey, Waite Waldie, Whetmore, Williamson, Winton, Young, Zberg, Zenovich, and Mr Speaker—56
NOES—None

The question being on the passage of the bill

Bill passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Belotti, Booth, Britschgi, Burgener, Carrell, Chapel, Collier Cologne, Conrad, Crown, Cusanovich, Dunnemeyer Davis, Deukmejian, Donovan, Elliott, Flournoy, Foran, Gaffney, Garrigus, Gonsalves, Greene, Hinckley, Holmes, Johnson, Knox, Marks, McMillan Meyers, Milias Mills Moreno, Multord, Powers, Rumford, Ryan, Song, Stevens, Thelin, Veysey, Waite Waldie, Whetmore, Williamson, Winton, Young, Zberg, Zenovich, and Mr Speaker—56
NOES—None

Bill ordered transmitted to the Senate

Assembly Bill No. 148—An act to amend Section 1704 of the Education Code and to amend Section 54902 of the Government Code, relating to financial support of reorganized school districts

Bill read third time, and passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley Bane, Barnes, Belotti Booth Britschgi, Burgener, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich Dunnemeyer Davis, Deukmejian, Donovan, Elliott Flournoy, Foran, Gaffney, Garrigus Gonsalves, Greene, Hinckley Holmes Johnson, Knox, Marks, McMillan Meyers Milias, Mills, Moreno, Mulford Powers Rumford, Song, Stevens, Thelin, Veneman Veysey, Waite, Waldie Whetmore, Williamson, Winton Young, Zberg, Zenovich and Mr Speaker—77
NOES—None

Bill ordered transmitted to the Senate

NAME PLACED UPON ROLL CALL ON ASSEMBLY BILL NO 75

Mr Cologne was granted unanimous consent that he be recorded as voting "Aye" on concurrence in the Senate amendment to Assembly Bill No 75

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

Assembly Concurrent Resolution No. 31—Relative to the Crescent City tidal wave

Resolution read

Request for Unanimous Consent to Temporarily Suspend Rule No 101

Mr Belotti was granted unanimous consent that Rule No 101 be temporarily suspended for the purpose of adding coauthors to Assembly Concurrent Resolution No 31

Members Made Coauthors of Assembly Concurrent Resolution No 31

Mr Belotti was granted unanimous consent that all Members voting "Aye" who are not already coauthors be placed upon Assembly Concurrent Resolution No 31 as coauthors

Members Desiring to be Added as Coauthors

The following Members indicated a desire to become coauthors

Messrs Badham, Collier, Gaffney, Knox, McMillan, Stevens, and Unruh

Request for Unanimous Consent

Mr Belotti was granted unanimous consent that Assembly Concurrent Resolution No 31 as amended, be considered without reference to print or file, and that the same be considered re-engrossed

Consideration of Assembly Concurrent Resolution No 31, as Amended

Assembly Concurrent Resolution No. 31: By Assemblymen Belotti, Davis, Meyers, Marks, Allen, Alquist, Asheraft, Bagley, Bane, Barnes, Beilenson, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Cusanovich, Dannemeyer, Deukmejian, Dills, Donovan, Elliott, Ferrell, Flournoy, Foran, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Lanterman, Mihas, Mills, Monagan, Moreno, Mulford, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Thelin, Veneman, Vevsey, Waite, Waldie Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, Badham, Collier, Gaffney Knox, McMillan Stevens, and Unruh—Relative to the Crescent City tidal wave

Resolution read, as amended, and adopted by the following vote

AYES—Allen, Alquist, Asheraft, Badham, Bagley, Bane, Barnes, Belotti, Booth, Britschgi, Burgener, Carrell, Chapel, Collier Cologne, Conrad, Crown, Cusanovich, Dannemeyer, Davis, Deukmejian, Donovan Elliott Flournoy Foran, Gaffney, Garrigus, Gonsalves, Greene, Hinckley, Holmes Johnson, Knox, Marks, McMillan, Meyers, Mihas, Mills, Moreno Mulford Powers, Rumford, Ryan, Song, Stanton Stevens, Thelin Veneman, Vevsey, Waite, Waldie, Whetmore, Williamson, Winton, Young Z'berg, Zenovich, and Mr Speaker—58
NOES—None

Resolution ordered transmitted to the Senate

Consideration of House Resolution No 142

By Assemblyman Crown

House Resolution No. 142—Relative to the visit of the representatives of the Japanese Prefectural Assemblymen

Resolution read

Request for Unanimous Consent to Add Coauthors

Mr Bane was granted unanimous consent that he be added as a coauthor to House Resolution No 142

Consideration of House Resolution No. 142, as Amended

By Assemblymen Crown and Bane

House Resolution No. 142—Relative to the visit of the representatives of the Japanese Prefectural Assemblymen

NOTE The full text of House Resolution No 142 appears at page 478 of the Assembly Daily Journal for April 2, 1964

Resolution read, as amended, and adopted

BILL REMOVED FROM CONSENT CALENDAR

On request of Mr Knox Assembly Bill No 162 was removed from the Consent Calendar

Request for Unanimous Consent

Mr Knox was granted unanimous consent that Assembly Bill No 162 be considered without reference to file, and be read a third time, and placed upon its final passage at this time

CONSIDERATION OF ASSEMBLY BILL NO 162

Assembly Bill No. 162—An act to amend Section 69582 of the Government Code, relating to superior courts

Bill read third time and passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley Bane, Barnes, Belotti, Booth, Britschgi, Burgener, Chapel, Collier, Cologne, Conrad Crown Cusanovich, Dannemeyer, Deukmejian Donovan, Elliott, Flournoy, Foran, Gaffney, Garrigus, Gonsalves, Greene, Hinckley, Holmes Johnson, Knox Marks McMillan, Meyers Mihas, Mills Monagan, Moreno, Mulford, Powers Rumford, Ryan Song Stanton, Stevens, Thelin, Veneman, Waite, Waldie, Whetmore Williamson, Winton Young, Zberg, Zenovich, and Mr Speaker—56
NOES—None

Bill ordered transmitted to the Senate

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS

Senate Bill No. 39—An act to amend Section 20803 of the Education Code, relating to school district taxation

Bill read third time, and presented by Mr Garrigus

Bill passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bane, Barnes, Belotti, Booth Britschgi, Burgener, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Dannemeyer, Davis, Deukmejian, Donovan, Elliott, Flournoy, Foran, Gaffney Garrigus, Gonsalves Greene, Hinckley, Holmes, Johnson, Knox, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Powers Rumford, Song Stanton, Stevens, Thelin, Veneman, Vessey, Waite, Waldie, Whetmore, Williamson, Winton, Young, Zberg, Zenovich, and Mr Speaker—56
NOES—None

Bill ordered transmitted to the Senate

CONSIDERATION OF CONSENT CALENDAR

The Majority Floor Leader announced that the next roll call would be on the first item on the Consent Calendar

CONSENT CALENDAR—ASSEMBLY BILLS

Consideration of House Resolution No 127

By Assemblymen Winton and Holmes

House Resolution No. 127—Relative to congratulating the International Drycleaners Congress of the Pacific and commending Mr George M Shepherd

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NOTE The full text of House Resolution No 127 as introduced on April 7, 1964, appears at page 511 of the Assembly Daily Journal for April 7, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley Bane, Barnes, Belotti, Booth, Britschgi, Burgener, Carrell, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Dannemeyer, Davis, Deukmejian, Donovan, Elliott, Flournoy, Foran, Garrigus, Greene, Hinckley Holmes, Johnson, Knox, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Powers, Rumford, Ryan, Song, Stanton, Stevens, Thelin, Veneman, Vessey, Waite, Waldie, Whetmore, Williamson, Winton, Young, Zberg, Zenovich, and Mr Speaker—57
NOES—None

MESSAGES FROM THE SENATE

Senate Chamber, April 8, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this passed

Assembly Bill No 13
Assembly Bill No 54
Assembly Bill No 94
Assembly Bill No 104

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

Above bills ordered enrolled

Senate Chamber, April 8, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day adopted

Senate Joint Resolution No 4
Senate Joint Resolution No 6

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolutions were read

Senate Joint Resolution No. 4—Relative to importing beef and veal

Referred by the Majority Floor Leader to the Committee on Rules

Senate Joint Resolution No 6—Relating to imported lamb and mutton

Referred by the Majority Floor Leader to the Committee on Rules

MESSAGES FROM THE SENATE

Senate Chamber, April 8, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day passed

Senate Bill No 14
Senate Bill No 48
Senate Bill No 51
Senate Bill No 66
Senate Bill No 53

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were read the first time

Senate Bill No. 14—An act creating the San Francisco Bay Conservation Study Commission, prescribing the membership and the powers and duties of the commission, and making an appropriation therefor

Referred by the Majority Floor Leader to the Committee on Natural Resources, Planning, and Public Works

Senate Bill No. 48—An act to add Chapter 14 (commencing with Section 14 1) to the "Los Angeles Metropolitan Transit Authority Act of 1957" (Chapter 547, Statutes of 1957), relating to rapid transit, declaring the urgency thereof, to take effect immediately

Referred by the Majority Floor Leader to the Committee on Transportation and Commerce

Senate Bill No. 51—An act to amend Section 69584 of the Government Code, relating to superior courts

Referred by the Majority Floor Leader to the Committee on Judiciary

Senate Bill No. 66—An act to amend Section 14206 5 of the Elections Code, relating to the conduct of elections

Referred by the Majority Floor Leader to the Committee on Elections and Reapportionment

Senate Bill No. 53—An act to repeal Articles 1 (commencing with Section 11550) and 3 (commencing with Section 11570) of Chapter 6, Part 1, Division 3, Title 2 of, and to add Section 1323 to, and Article 1 (commencing with Section 11550) to Chapter 6, Part 1, Division 3, Title 2 of, the Government Code and to amend Sections 12000, 12001, 12051 12801, 12903, 13976, 15003, and 10204 of, the Government Code, Section 8005 of the Business and Professions Code, Sections 1156, 1705, and 3800 of the Harbors and Navigation Code, and Section 21203 of the Public Utilities Code, relating to state officers and their compensation

Referred by the Majority Floor Leader to the Committee on Civil Service and State Personnel

REPORTS OF STANDING COMMITTEES

Committee on Revenue and Taxation

Assembly Chamber, April 9, 1964

Mr Speaker The Chairman of your Committee on Revenue and Taxation reports Assembly Bill No 152

With author's amendments with the recommendation Amend, and re-refer to the Committee on Revenue and Taxation

PETRIS, Chairman

SECOND READING OF ASSEMBLY BILL NO 152 (PURSUANT TO RULE NO 59.5)

Assembly Bill No. 152—An act to amend Sections 17262 and 17263 1 of the Education Code, and to amend Section 1819 of the Revenue and Taxation Code, relating to financial support of the public schools, and declaring the urgency thereof, to take effect immediately

Bill read second time

Consideration of Author's Amendments

The following amendment, proposed by Mr Collier, was read, and adopted

Amendment No. 1

In line 4 of the title of the printed bill, strike out "emergency", and insert "urgency"

Bill ordered reprinted, engrossed, and to be re-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 178· By Assemblymen Meyers, Thomas, and Crown—An act to add Section 20930 7 to the Government Code, relating to state employees' retirement

Held at desk by order of the Majority Floor Leader

Assembly Concurrent Resolution No. 41: By Assemblyman Veneman—Relative to applications for public assistance

Referred by the Majority Floor Leader to Committee on Rules

Assembly Concurrent Resolution No 42: By Assemblymen Williamson, Frew, Booth, Belotti Ashcraft, Bagley, Cologne, Crown, Garrigus, Gonsalves Hinckley, Holmes, Johnson Marks, Mihas Powers, Veysey, Winton, and Young (Senators O'Sullivan, Geddes, Murdy, Farr, Quick, Williams, Cobey, Lagomarsino, Sturgeon, Stiern, Symons, Rattigan, Donnelly, and Way coauthors)—Relative to international trade and tariff negotiations affecting California agricultural commodities

Referred by the Majority Floor Leader to Committee on Rules

RESOLUTIONS

The following resolutions were offered

By Assemblyman Mihas

House Resolution No 174

Relating to the Progressive Housing Cooperative of Gilroy

WHEREAS, Like so many other places in California where residents in certain cases are unskilled, but seek opportunity southern Santa Clara County is an area in which low-cost housing is important, and

WHEREAS, The income of many of the residents of this area is often intermittent, and much difficulty does exist certain times of the year in meeting basic living costs, and

WHEREAS, Notwithstanding their financial situation the residents of this area refused to accept the idea they would be destined to indefinitely live under such conditions, and, with the aid of Rev Ronald A Burke, assistant pastor of Saint Mary's Catholic Church of Gilroy, joined together to prove that through cooperation and hard work they could obtain adequate housing, and

WHEREAS, Through their Progressive Housing Cooperative, and under the able leadership of their president Robert Lucio they have developed a plan which will provide a new subdivision of 40 to 50 single family dwelling units to be made available to the members of the cooperative The plan contemplates that each member will help finance the building of the homes by promising 1,000 hours of work to assist in such building, the work to be performed when possible under the supervision of private building contractors, and

WHEREAS Additional financing for this plan has been requested by the Progressive Housing Cooperative from the United States Government under the Below-Market Interest Rate Program of the National Housing Act through the Federal Public Housing Administration, and

WHEREAS Not only is this cooperative program designed to meet the housing problem in this area, but it also provides for an excellent organization to cooperatively maintain the area and insure its future beauty and development, now, therefore be it

Resolved by the Assembly of the State of California, That the Progressive Housing Cooperative of Gilroy and its president Mr Robert Lucio are hereby sincerely commended for their efforts to obtain proper and adequate housing for a most worthy group of people and the City of Gilroy Santa Clara County and the Federal Public Housing Administration is requested to give all possible aid to this outstanding project and the hard-working members of the cooperative, 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 Robert Lucio President of the Progressive Housing Cooperative Rev Ronald A Burke, assistant pastor of Saint Mary's Catholic Church of Gilroy, the Mayor of Gilroy, the Chairman of the Santa Clara County Board of Supervisors and to the San Francisco office of the Public Housing Administration

Resolution read, and referred by the Majority Floor Leader to the Committee on Rules

By Assemblymen Mills, Bungener, Ashcraft, Barnes, and Donovan

House Resolution No. 175

Relative to a state park or recreation area site at Fortuna Mountain

WHEREAS, There is a definite need for additional public outdoor recreation facilities in the metropolitan San Diego area, and

WHEREAS, The Fortuna Mountain area is unexcelled, both in scenic quality, historical significance and in extent, by any other available open area in the San Diego region, and

WHEREAS, Proposition No. 1 at the November 1964 general election provides for expenditures of $150,000,000 for acquiring and developing state and regional beach, park, recreational and historical facilities, and

WHEREAS, Failure to initiate project studies prior to the passage of Proposition No. 1 will result in the delay of one year on the legislative approval of these projects, now, therefore, be it

Resolved by the Assembly of the State of California, That the Department of Parks and Recreation is directed to undertake a study to determine the feasibility of establishing a state park or recreation area at Fortuna Mountain, and to comply with the provisions of the Cameron-Unruh Beach Park, Recreational and Historical Facilities Bond Act of 1964, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a copy of this resolution to the Director of Parks and Recreation

Resolution read, and referred by the Majority Floor Leader to the Committee on Rules

ANNOUNCEMENTS OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings

Today at 2 p m —

Elections and Reapportionment (Allen, Chairman), in Room 3188

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

The following bill was introduced, and read the first time

Assembly Bill No. 179: By Assemblymen Meyers, Petris, Crown, and Marks—An act to add Section 6023 to the Revenue and Taxation Code, relating to sales and use taxes

Held at desk by order of the Majority Floor Leader

ANNOUNCEMENTS OF COMMITTEE MEETINGS

Mr. Crown announced that the full Committee on Ways and Means (Crown, Chairman), would meet today at 1:30 p.m., in Room 4202, and that Assembly Bills Nos. 132 and 6 have been taken off the agenda for today

ADJOURNMENT

At 12:09 p.m., on motion of Mr. Conrad, the Majority Floor Leader declared the Assembly adjourned until 11 a.m., Monday, April 13, 1964

JESSE M. UNRUH, Speaker

ANABEL WHANG, Minute Clerk

CALIFORNIA LEGISLATURE

1964 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

THIRTY-FIRST LEGISLATIVE DAY

FIFTY-SECOND CALENDAR DAY

IN ASSEMBLY

Assembly Chamber
Monday, April 13, 1964

The Assembly met at 11 a m
Hon Carlos Bee, Speaker pro Tempore of the Assembly, presiding
Chief Clerk James D Driscoll at the Desk
Assistant Clerk Malcolm MacIntyre reading

ROLL CALL

The roll was called

Call of the Assembly

Mr Conrad moved a call of the Assembly
Mr Waldie seconded the motion
Motion carried Time, 11 04 a m
The Speaker pro Tempore directed the Sergeant at Arms to close the doors and to bring in the absent Members

Call of the Assembly Dispensed With

At 11 05 a m, on motion of Mr Conrad, further proceedings under the call of the Assembly were dispensed with
The roll call was completed, and the following answered to their names

Allen, Alquist, Asherafft, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Brotzman, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Deukmejian, Dills, Donovan, Dymally, Elliott Fenell, Flournoy, Foran, Frew Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson Kennick, Knox, Lanterman, Marks, McMillan, Mihas, Mills, Monagan, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford Ryan, Song, Soto, Stanton, Thelin Thomas, Veneman Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton Young, Z'berg, Zenovich, and Mr Speaker—72

Quorum present

PRAYER

The following prayer was offered by the Chaplain, Rev Robert R Ferguson

God, Our Father, Give us the reassurance that we are not living in a neutral universe You are not indifferent to the needs of Your children as are the stars looking down upon a battlefield

Yet You have said that if we will to know Your will we shall know, seek and we will find

Give us questing souls not to soothe or inflate our little egos but to know Thy *will, and then to follow it in our daily decisions*—AMEN

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Bee, Mr Donovan then led the Assembly in the pledge of allegiance to the Flag

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Mr Flournoy, seconded by Mr Deukmejian

LEAVES OF ABSENCE FOR THE DAY

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

Mr Gonsalves, on motion of Mr Waldie

Mr Meyers, on motion of Mr Waldie

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

Mr Badham, on motion of Mr Conrad

Mrs Davis on motion of Mr Waldie

Mr Moreno, on motion of Mr Waldie

Mr Stevens, on motion of Mr Conrad

REPORTS

The following reports were presented by the Chief Clerk

A Comparative Study of Legal Examiners, Hearing Officers, and Referees in California State Service—Pursuant to Senate Concurrent Resolution No. 1, of the 1963 1st Extraordinary Session

Above report, together with letter of transmittal dated April 10, 1964, from John F Fisher, Secretary, California State Personnel Board, Sacramento, referred by the Speaker pro Tempore to the Committee on Civil Service and State Personnel

Madera Area Investigation—Progress Report, Department of Water Resources Bulletin No 136-1—Pursuant to Section 12617 of the Water Code

Above report, together with letter of transmittal dated April 9, 1964 from William E Warne, Director of Water Resources, Sacramento referred by the Speaker pro Tempore to the Committee on Water

The following report was presented by the Speaker

Report on a Study of a Yurok Indian Village—Pursuant to House Resolution No. 327 of the 1963 Regular Session

Above transmitted report (2 copies), together with letter of transmittal dated March 16, 1964, from Edward F Dolder, Chief, Division of Beaches and Parks, Sacramento, approved by Charles A DeTurk

Director of the Department of Parks and Recreation referred by the Speaker pro Tempore to the Committee on Natural Resources, Planning and Public Works

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, April 13, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined
Assembly Concurrent Resolution No 27—Approving a certain amendment to the Charter of the City of Piedmont, a municipal corporation in the County of Alameda State of California voted for and ratified by the qualified electors of the city at a general municipal election held therein on the 25th day of February, 1964,
And reports the same correctly enrolled, and presented to the Secretary of State on the 10th day of April, 1964 at 1 p m

POWERS, Chairman

Assembly Chamber, April 10, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined
Assembly Bill No 132
And reports the same correctly engrossed

POWERS, Chairman

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

Assembly Chamber, April 10, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined
Assembly Bill No 64
Assembly Bill No 135
And reports the same correctly engrossed

POWERS, Chairman

Above bills re-referred to the Committee on Education

Assembly Chamber, April 10, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined
Assembly Constitutional Amendment No 3
And reports the same correctly re-engrossed

POWERS, Chairman

Above resolution re-referred to the Committee on Education

Assembly Chamber, April 10, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined
Assembly Concurrent Resolution No 18
Assembly Concurrent Resolution No 20
And reports the same correctly engrossed

POWERS Chairman

Above resolutions ordered to the Consent Calendar

Assembly Chamber, April 8, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined
Assembly Bill No 56
Assembly Bill No 145
And reports the same correctly re-engrossed

POWERS Chairman

Above bills ordered re-referred to committees

Assembly Chamber, April 13, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined
Assembly Bill No 101
And reports the same correctly re-engrossed

POWERS, Chairman

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

Assembly Chamber, April 13, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined
Assembly Bill No 152
And reports the same correctly engrossed

POWERS Chairman

Above bill re-referred to the Committee on Revenue and Taxation

Assembly Chamber April 13 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined
Assembly Concurrent Resolution No 30
And reports the same correctly engrossed

POWERS Chairman

Above resolution re-referred to the Committee on Ways and Means

Assembly Chamber April 13, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined
Assembly Concurrent Resolution No 42
And reports the same correctly engrossed

POWERS, Chairman

Above resolution ordered to the Consent Calendar

Committee on Elections and Reapportionment

Assembly Chamber, April 10, 1964

Mr Speaker Your Committee on Elections and Reapportionment reports
Senate Constitutional Amendment No 3
With the recommendation Be adopted, and be re-referred to the Committee on Constitutional Amendments

ALLEN, Chairman

Above resolution re-referred to the Committee on Constitutional Amendments

Assembly Chamber, April 10 1964

Mr Speaker Your Committee on Elections and Reapportionment reports
Assembly Bill No 161
With the recommendation Do pass

ALLEN, Chairman

Above bill ordered to second reading

Assembly Chamber, April 10, 1964

Mr Speaker Your Committee on Elections and Reapportionment reports
Senate Bill No 6
With the recommendation Do pass

ALLEN Chairman

Above bill ordered to second reading

Committee on Education

Assembly Chamber April 13 1964

Mr Speaker Your Committee on Education reports
Assembly Bill No 109
With amendments with the recommendation Amend, do pass, as amended, and be re-referred to the Committee on Ways and Means

GARRIGUS, Chairman

Above bill ordered to second reading

Assembly Chamber, April 13, 1964

Mr Speaker Your Committee on Education reports
Assembly Bill No 139
Assembly Bill No 114
With the recommendation Do pass

GARRIGUS, Chairman

Above bills ordered to second reading

Assembly Chamber, April 13, 1964

Mr Speaker Your Committee on Education reports
Assembly Bill No 160
With amendments with the recommendation Amend, and do pass, as amended
GARRIGUS, Chairman

Above bill ordered to second reading

REFERENCE OF BILLS TO COMMITTEE

Speaker pro Tempore Bee announced that Speaker Unruh has referred the following bills to the following committees

Assembly Bill No	*Committee*
178	Civil Service and State Personnel
179	Revenue and Taxation

REQUESTS FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO. 59

Mr Elliott was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Assembly Bill No 163 for hearing in the Committee on Civil Service and State Personnel at 1 30 p m today

Mr Garrigus was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Senate Bill No 73 for hearing in the Committee on Education, on Wednesday, April 15, 1964

Mr Allen was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Senate Bill No 66 for hearing in the Committee on Elections and Reapportionment

Mr Stanton was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Assembly Bill No 174 for hearing in the Committee on Municipal and County Government

RESOLUTIONS

The following resolution was offered

By Assemblyman Monagan

House Resolution No 176

Relative to National Library Week

WHEREAS, The week of April 12 through 18, 1964, is being sponsored by the National Book Committee, Inc , in cooperation with the American Library Association, as National Library Week , and

WHEREAS, The National Library Week program is a voluntary citizens' movement dedicated to encouraging lifetime reading habits, to increasing the use of libraries and to expanding and improving the total reading and library resources of the nation , and

WHEREAS, The theme for National Library Week is 'Reading is the Key to New Worlds' , and

WHEREAS, The library profession receives immeasureable assistance from the National Library Week program in improving its own growth and status and in its good work of helping young people and adults to realize their full potential and attain their educational goals , now, therefore, be it

Resolved by the Assembly of the State of California, That its Members endorse and wish all possible success for the National Library Week program

Request for Unanimous Consent

Mr Monagan was granted unanimous consent to take up House Resolution No 176 without reference to committee or file

Resolution read, and adopted unanimously

CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS

Assembly Concurrent Resolution No. 28—Relative to campsites in state parks for campers with dogs

Resolution read

Request for Unanimous Consent to Temporarily Suspend Rule No. 101

Mr Waite was granted unanimous consent that Rule No 101 be temporarily suspended for the purpose of permitting an amendment which adds a coauthor to Assembly Concurrent Resolution No 28

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Rules, was read, and adopted

Amendment No. 1

In the caption of the printed measure, strike out "Assemblyman Waite", and insert "Assemblymen Waite and Cologne"

Resolution ordered reprinted, engrossed, and to be placed on the Consent Calendar

SENATE BILLS ON SECOND READING FILE PURSUANT TO RULE NO. 76

Pursuant to Rule No 76, the following bill was this day on the second reading file

Senate Bill No. 80.

Above bill ordered to third reading

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO. 59

Mr Carrell was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Senate Bill No 41 for hearing in the Committee on Transportation and Commerce, on Tuesday, April 14, 1964

REQUEST FOR UNANIMOUS CONSENT TO SET ASSEMBLY BILL NO 120 FOR SPECIAL ORDER

Mr Garrigus was granted unanimous consent that Assembly Bill No 120 be made a special order of business for Tuesday, April 14, 1964, at 10 30 a m

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NOTE Later this day, Assembly Bill No 120 was reset as a special order of business for 9 30 a m , instead of 10 30 a m , on Tuesday, April 14, 1964, *see* page 583 of the Assembly Daily Journal for this day

REQUEST FOR UNANIMOUS CONSENT TO PRINT PROPOSED AMENDMENTS TO ASSEMBLY BILL NO. 120 IN JOURNAL

Mr Waite was granted unanimous consent that the following proposed amendments to Assembly Bill No 120 be printed in the Journal

Proposed Amendments to Assembly Bill No 120

Amendment No. 1

On page 2, line 13, of the printed bill, as amended in Assembly March 25, 1964, after the comma, insert "and to provide funds to repay any money advanced or loaned to the State School Building Aid Fund under any act of the Legislature, together with interest provided for in that act,"

Amendment No 2

On page 5, between lines 10 and 11, insert

"19025 Out of the first money realized from the sale of bonds under this act, there shall be repaid any moneys advanced or loaned to the State School Building Aid Fund under any act of the Legislature, together with interest provided for in that act"

REQUEST FOR UNANIMOUS CONSENT TO PRINT PROPOSED AMENDMENTS TO ASSEMBLY BILL NO. 120 IN JOURNAL

Mr Allen was granted unanimous consent that the following proposed amendments to Assembly Bill No 120 be printed in the Journal

Proposed Amendments to Assembly Bill No 120

Amendment No 1

On page 6, after line 50, of the printed bill, as amended in Assembly March 25, 1964, insert

"SEC 10 When this act becomes effective and bonds authorized by this act are issued and sold, the President pro Tempore of the Senate and the Speaker of the Assembly shall by lot select a committee of six members from lists of private citizens submitted by the members of each house Each list shall include the names of at least three persons who voted in favor of this act and at least three persons who voted against it Four members of the committee shall consist of persons who voted in favor of this act and two members shall consist of persons who voted against it It shall be the duty of the committee to inquire into the expenditure of funds obtained from the sale of the bonds in order to ascertain whether the funds have been, or are being, expended in accordance with the purposes for which the bonds are authorized by this act The committee shall make periodic progress reports to the Legislature regarding its findings"

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS

Consideration of House Resolution No. 146

By Assemblyman Booth

House Resolution No. 146—Relative to commending the citizens of the City of Davis upon their achievement in the All-America Cities Award competition

Resolution read

Motion to Amend

Mr Booth moved the adoption of the following amendment

Amendment No. 1

In line 4 of the second *Resolved* clause, of the printed measure, as printed on pages 489 and 490 of the Assembly Journal for the 1964 First Extraordinary Session for April 6, 1964, strike out the second "Mrs", and insert 'Mr'

Amendment read, and adopted

House Resolution No. 146, as Amended

By Assemblyman Booth:

House Resolution No. 146

Relative to commending the citizens of the City of Davis upon their achievement in the All-America Cities Award competition

WHEREAS, Under the cosponsorship of the National Municipal League and *Look* Magazine many communities throughout the United States enter competition for the title of All America City, and

WHEREAS, In the competition for the year 1963 the City of Davis was one of only two of the many cities in California to be selected as a finalist in the All-America Cities Awards competition, and

WHEREAS, To be eligible in this national competition a city must show outstanding civic achievements benefiting the community as a whole and that these achievements have resulted from the interest and efforts of a substantial number of citizens acting to improve their community, and

WHEREAS, Through such interest on the part of its citizens and their outstanding program of civic advancement the City of Davis was awarded Honorable Mention, and

WHEREAS, The City of Davis qualified for this national honor by outstanding citizen action in providing financial support for a public school system famous for its excellence, by a far-sighted downtown revitalization program conducted through the efforts of local businessmen and property owners and by a program of advanced planning and financial support for long range municipal improvements to keep pace with rapid community growth, and

WHEREAS, This progressive university city is characterized by the willingness of its citizens to work together at considerable individual sacrifice to achieve the common good, now, therefore be it

Resolved by the Assembly of the State of California, That the Members thereof recognize the outstanding record of civic progress evidenced by the City of Davis and that they hereby commend the citizens of that city upon their achievement in the All-America Cities Award competition, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit suitably prepared copies of this resolution to the Honorable Norman F. Woodbury, Mayor of the City of Davis, to Mr. Richard A. Barlow, Chairman, Davis All-America Cities Committee, and to Mrs. E. P. Motley, Mr. Derald A. Gibson, Mr. C. W. Birkelo and Dr. Dean Lobaugh of the Davis Committee

Resolution, as amended, ordered on file

THIRD READING OF SENATE BILLS

Senate Bill No. 7—An act to amend Sections 6140 and 6141 of the Business and Professions Code, relating to membership fees in the State Bar

Bill read third time and presented by Mr. Willson

Bill passed by the following vote

AYES—Allen, Alquist, Ashcraft, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Lanterman, Marks, Milias, Mills, Monagan, Mulford, Pattee, Porter, Quimby, Rumford, Ryan, Soto, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Zenovich, and Mr. Speaker—61

NOES—Bedenson—1

Bill ordered transmitted to the Senate

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 100—An act to amend Section 6359.3 of the Revenue and Taxation Code, relating to sales and use taxes, making a tax levy, to take effect immediately

Bill read third time

Motion to Amend

Mr Quimby moved the adoption of the following amendment

Amendment No. 1

On page 1 of the printed bill, as amended in Assembly April 6, 1964, strike out lines 8 to 11, inclusive, and insert

"3593 Organizations of Boy Scouts, Girl Scouts and Camp Fire Girls are consumers and shall not be considered retailers of candy or other confectioneries which they sell, and nonprofit veterans organizations are consumers and shall not be considered retailers of flags of the United States of America which they sell provided the profits from the sales are used exclusively in furtherance of the purposes of the respective organizations."

Amendment read and adopted

Bill ordered reprinted, and re-engrossed

Rush Order Placed Upon Printing of Assembly Bill No 100

Mr Quimby was granted unanimous consent that a rush order be placed upon the printing of Assembly Bill No 100

Consideration of House Resolution No 162

By Assemblyman Chapel

House Resolution No 162—Relative to commending the Very Reverend Charles S Casassa on his 15th year as president of Loyola University of Los Angeles

NOTE The full text of House Resolution No 162 appears at pages 530 and 531 of the Assembly Daily Journal for April 8, 1964

Resolution read

Members Made Coauthors of House Resolution No 162

Mr Chapel was granted unanimous consent that all Members so desiring be placed upon House Resolution No 162 as coauthors

Roll Call

The following Members indicated a desire to become coauthors

Assemblymen Allen, Alquist, Ashcraft, Bagley, Bane, Barnes, Bee, Berkenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dennemoser, Deukmejian, Dills, Donovan, Elliott, Flournoy, Frew, Garrigus, Hinkley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Mobley, Mills, Monagan, Mulford, Patrick, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Thelen, Thomas, Unruh, Veneman, Vickery, Waite, Waldie, Wilson, Whetmore, Williamson, Willson, Winton, Young, and Zenovich

The question being on the adoption of House Resolution No 162, as amended

Resolution read, as amended, and adopted unanimously

INTRODUCTION OF GUESTS

Speaker pro Tempore Bee introduced the Honorable William A Munnell, Judge of the Superior Court of Los Angeles County, and a former Member of the Assembly, whereupon the Members joined in welcoming him on his visit to the Assembly Chamber

Mr Belotti introduced Mr John Gromala of Fortuna, the State President of the Young Republicans of California, and Mrs Gromala

to the Members of the Assembly, who joined in welcoming them on their visit to the Assembly Chamber

Speaker pro Tempore Bee introduced Miss Margaret Veneman of San Francisco, the sister of Assemblyman John G Veneman of Modesto, and Miss Gene Stimart of San Francisco to the Members of the Assembly, who joined in welcoming them on their visit to the Assembly Chamber

ANNOUNCEMENTS

Mr Warren announced that today is the birthday of Assemblyman Tom Waite of Tujunga, whereupon the Members of the Assembly joined in extending best wishes and birthday greetings to Mr Waite

INTRODUCTION OF GUESTS

Rev Ferrell of Los Angeles introduced members of the Baptist Ministers Conference of Southern California, guests of himself and Assemblyman Mervyn M Dymally of Los Angeles, whereupon the Members of the Assembly joined in welcoming them on their visit to the Assembly Chamber

ANNOUNCEMENTS

Mr Mulford announced that the Republican Caucus amendments to the Budget Bill would be offered at today's meeting of the Committee on Ways and Means, instead of tomorrow, as previously announced, and that all amendments would be taken under submission by the Committee on Ways and Means

RESOLUTION REMOVED FROM CONSENT CALENDAR

On request of Mr Rumford House Resolution No 139 was removed from the Consent Calendar, and by unanimous consent, placed on the third reading file

CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the first item on the Consent Calendar

CONSENT CALENDAR—ASSEMBLY BILLS

Assembly Concurrent Resolution No. 18—Relative to expenses of the joint interim committee created by Section 66503 of the Government Code

Resolution read and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Davidson, Dennemeyer, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Mihas, Mills, Monagan, Mulford, Patten, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Thelin, Thomas, Veneman, Vevsey, Waite, Wilde, Warren, Whetmore, Williamson, Winton, Young, Zberg, Zenovich and Mr Speaker—76

NOES—None

Resolution ordered transmitted to the Senate

Assembly Concurrent Resolution No. 29—Relative to designating the Arthur W Way Expressway

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Bagley Bane, Barnes Bee, Bielenson, Belotti, Booth, Britschgi Burgener, Carrell, Casey Chapel Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer Deukmejian, Dills Donovan, Dymally, Elliott, Ferrell Foran, Frew Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks McMillan Mihas, Mills Monagan Mulford Pattee Petris, Potter, Powers, Quimby, Rumford Ryan, Song, Soto Stanton, Thelin Thomas, Veneman Vevser, Waite, Waldie, Warren Whetmore, Williamson Winton, Young Z'berg, Zenovich, and Mr Speaker—70
NOES—None

Resolution ordered transmitted to the Senate

Consideration of House Resolution No. 136

By Assemblymen Pattee, Gaffney, and Stanton

House Resolution No 136—Relative to American Heritage Day

NOTE The full text of House Resolution No 136 appears at page 473 of the Assembly Daily Journal for April 1, 1964

Resolution read and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Bagley Bane, Barnes, Bee, Bielenson, Belotti Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier Cologne Conrad, Crown Cusanovich, Danielson, Dannemeyer, Deukmejian, Dills Donovan, Dymally, Elliott, Ferrell, Foran, Frew Gaffney, Garrigus Greene Henson, Hinckley, Holmes, Johnson, Kennick Knox, Lanterman, Marks McMillan Mihas Mills Monagan, Mulford Pattee, Petris, Potter, Powers, Quimby, Rumford, Ryan Song, Soto Stanton, Thelin, Thomas, Veneman, Vevser, Waite, Waldie, Warren, Whetmore, Williamson, Winton Young, Z berg, Zenovich and Mr Speaker—70
NOES—None

Consideration of House Resolution No 140

By Assemblymen Mulford and Petris

House Resolution No. 140—Relative to Mr James Pappas

NOTE The full text of House Resolution No 140 appears at page 477 of the Assembly Daily Journal for April 2, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Asheraft, Bagley Bane Barnes Bee, Bielenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel Collier, Cologne, Conrad Crown Cusanovich, Danielson, Dannemeyer, Deukmejian Dills Donovan, Dymally Elliott Ferrell, Foran, Frew, Gaffney, Garrigus Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks McMillan, Mihas, Mills, Monagan Mulford, Pattee, Petris, Potter, Powers, Quimby, Rumford Ryan, Song, Soto, Stanton, Thelin, Thomas, Veneman Vevsev, Waite, Waldie Warren, Whetmore, Williamson, Winton Young Z berg, Zenovich, and Mr Speaker—70
NOES—None

CONSENT CALENDAR—SENATE BILLS

Senate Bill No. 67—An act to validate the boundaries and acts of public utility districts, declaring the urgency thereof, to take effect immediately

Bill read third time

Urgency Clause

Urgency clause read, and adopted by the following vote

AYES—Allen Alquist, Asheraft, Bagley, Bane Barnes, Bee, Bielenson, Belotti Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne Conrad, Crown Cusanovich, Danielson, Dannemeyer, Deukmejian, Dills, Donovan, Dymally, Elliott,

Ferrell, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Miias, Mills Monagan Mulford Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Thelin, Thomas, Veneman, Vevsey, Waite, Waldie, Warren, Whetmore, Williamson Winton, Young, Zbeig, Zenovich, and Mr Speaker—70

NOES—None

The question being on the passage of the bill

Bill passed by the following vote

AYES—Allen, Alquist, Ashcraft, Bagley, Banc, Barnes, Bee, Bielenson, Beloth, Booth Brutschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne Conrad, Crown, Cusanovich, Dunielson, Dannemeyer, Deukmenian, Dills Donovan, Dymally, Elliott, Ferrell, Foran, Frew, Gaffney, Garrigus, Greene Henson, Hinckley Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Miias, Mills, Monagan, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford Ryan, Song Soto Stanton, Thelin, Thomas, Veneman, Vevsey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Zbeig, Zenovich, and Mr Speaker—70

NOES—None

Bill ordered transmitted to the Senate

Senate Bill No. 23—An act to authorize a loan to the Yuba County Water Agency in connection with the Yuba River Development, and prescribing the terms and conditions upon which such loan shall be made

Bill read third time, and passed by the following vote

AYES—Allen Alquist, Ashcraft, Bagley, Banc, Barnes, Bee Bielenson Beloth, Booth, Brutschgi, Burgener, Carrell, Casey Chapel, Collier, Cologne Conrad, Crown Cusanovich, Dunielson, Dannemeyer, Deukmenian Dills, Donovan, Dymally, Elliott Ferrell, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Kennick Knox, Lanterman, Marks, McMillan, Miias, Mills, Monagan, Mulford Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Thelin, Thomas, Veneman, Vevsey Waite, Waldie, Warren, Whetmore Williamson, Winton, Young, Zbeig, Zenovich, and Mr Speaker—70

NOES—None

Bill ordered transmitted to the Senate

REQUEST FOR UNANIMOUS CONSENT TO PRINT PROPOSED AMENDMENTS TO ASSEMBLY BILL NO 120 IN JOURNAL

Mr Veneman was granted unanimous consent that the following proposed amendments to Assembly Bill No 120 be printed in the Journal

Proposed Amendments to Assembly Bill No. 120

Amendment No. 1

On page 2 lines 16 and 17 of the printed bill as amended in Assembly March 25, 1964, strike out "two hundred sixty million dollars ($260,000,000)", and insert three hundred thirty-five million dollars ($335,000,000)"

Amendment No 2

On page 4, line 6 strike out "two hundred sixty million dollars ($260,000,000)", and insert three hundred thirty-five million dollars ($335,000,000)"

Amendment No 3

On page 6 lines 8 and 9, strike out "two hundred sixty million dollars ($260,000,000)", and insert "three hundred thirty-five million dollars ($335,000,000)"

Amendment No. 4

On page 6, lines 15 and 16, strike out "two hundred sixty million dollars ($260,000,000)", and insert "three hundred thirty-five million dollars ($335,000,000)"

REQUEST FOR UNANIMOUS CONSENT TO WITHDRAW HOUSE RESOLUTION NO. 173 FROM COMMITTEE

Mr Mulford was granted unanimous consent that House Resolution No 173 be withdrawn from the Committee on Rules for purpose of consideration at this time, without reference to file

Consideration of House Resolution No 173

By Assemblyman Mulford

House Resolution No. 173—Commending James H Corley

NOTE The full text of House Resolution No 173 appears at page 554 of the Assembly Daily Journal for April 9, 1964

Resolution read

Members Made Coauthors of House Resolution No 173

Mr. Mulford was granted unanimous consent that all Members so desiring be placed upon House Resolution No 173 as coauthors, and announced that today is the birthday of James Corley, whereupon the Members of the Assembly joined in extending best wishes and birthday greetings to Mr Corley

Roll Call

The following Members indicated a desire to become coauthors

Assemblymen Allen Alquist, Ashcraft, Bagley Bane Barnes, Bee, Beilenson, Belotti, Booth, Burkhalter, Burgener, Casey Chapel, Collier Cologne, Conrad Crown, Cusanovich, Danielson, Dennemeyer Deukmejian, Dills Donovan, Elliott, Ferrell Flournoy, Foran, Frew, Gaffney, Garrigus, Greene, Henson Hinckley, Holmes Johnson, Kennick Knox, Lanterman, Marks, McMillan Miller, Mills Monagan, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan Song, Soto, Stanton, Thelin, Thomas, Unruh, Veneman, Veysey, Waite, Waldie, Warren, Whetmore Wilhamson, Willson, Winton, Young, Zberg and Zenovich

The question being on the adoption of House Resolution No 173, as amended

Resolution read as amended and adopted unanimously

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

Assembly Chamber, April 10 1964

Mr Speaker Your Committee on Ways and Means reports

Assembly Bill No 29

With amendments with the recommendation Amend, and re-refer to the Committee on Ways and Means

CROWN, Chairman

Above bill ordered to second reading

REQUEST FOR UNANIMOUS CONSENT

Mr Crown was granted unanimous consent to take up Assembly Bill No 29 without reference to file, at this time

CONSIDERATION OF ASSEMBLY BILL NO. 29

Assembly Bill No. 29—An act to add Section 6310 to the Public Resources Code, relating to the San Francisco Bay tidelands

Bill read second time

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Ways and Means, was read, and adopted

Amendment No 1

On page 2, after line 31, of the printed bill, as amended in Assembly March 26, 1964, insert

SEC 2 This act shall not affect disposition of spoils from dredging pursuant to federal works projects for which moneys have been allocated and work begun on any portion of said project prior to September 1, 1964 '

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

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

Assembly Chamber April 13, 1964

Mr Speaker The Chairman of your Committee on Ways and Means reports

Assembly Bill No 145

With author's amendments with the recommendation Amend, and re-refer to the Committee on Ways and Means

CROWN, Chairman

SECOND READING OF ASSEMBLY BILL NO 145 (PURSUANT TO RULE NO 59 5)

Assembly Bill No. 145—An act to add Sections 31615 and 20751 5 to, to add Chapter 9 5 to Division 5 of, to add Article 2 1 to Chapter 3 of Division 14 of, and to amend Sections 3304, 17666 2, 17301 and 17303 5 of, the Education Code, relating to the public school system

Bill read second time

Consideration of Author's Amendments

The following amendments, proposed by Mr Unruh, were read, and adopted

Amendment No. 1

On page 1, line 9 of the printed bill, as amended in Assembly April 7, 1964, strike out "article ," and insert chapter '

Amendment No 2

On page 2, line 28, after the period, insert Such a plan shall not effect the unification of territory extending beyond the boundaries of high school districts existing on the effective date of this chapter unless a county committee on school district reorganization has proposed the reorganization of a larger territory pursuant to Chapter 10 (commencing with Section 3101) of this division and if, in such case an average daily attendance of at least 2,000 is included within the boundaries of the territory to be reorganized In developing any plan under this section the State Board of Education shall endeavor to include within the territory to be reorganized property which represents extremes in assessed valuation

Amendment No 3

On page 2, line 32, strike out 15', and insert 1

Amendment No 4

On page 3, line 37, strike out to the Education Code '

Amendment No 5

On page 5, line 16, strike out ', 11257,"

Amendment No 6

On page 7, strike out lines 37 to 46, inclusive

Amendment No. 7

On page 9, strike out lines 19 to 22 inclusive and insert "total revenues equal to the sum of the revenues of each of the districts proposed to be wholly or partially included therein had the maximum allowable tax rate been in effect in each such district during the school year immediately preceding the date upon which the reorganization would be effective for all purposes."

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

Rush Order Placed Upon Printing of Assembly Bill No. 145

Mr. Crowe was granted unanimous consent that a rush order be placed upon the printing of Assembly Bill No. 145

REQUEST FOR UNANIMOUS CONSENT TO CHANGE TIME OF SPECIAL ORDER OF ASSEMBLY BILL NO. 120

Mr. Garrigus was granted unanimous consent that Assembly Bill No. 120 be made a special order of business for Tuesday, April 14, 1964, at 9:30 a.m., instead of 10:30 a.m.

REQUESTS FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO. 59

Mr. Belotti was granted unanimous consent that Rule No. 59 be temporarily suspended for the purpose of setting Assembly Concurrent Resolution No. 19 for hearing in the Committee on Transportation and Commerce, at 3:45 p.m., on Tuesday, April 14, 1964

Mr. Petris was granted unanimous consent that Rule No. 59 be temporarily suspended for the purpose of setting Assembly Bills Nos. 172 and 173, Assembly Constitutional Amendment No. 10, and Assembly Bill No. 165 for hearing in the Committee on Revenue and Taxation, on Wednesday, April 15, 1964

ANNOUNCEMENTS OF COMMITTEE MEETINGS

It was announced that the following committee would hold a meeting *On Tuesday, April 14, 1964, at 1:30 p.m., instead of today at 1:30 p.m.*—

Constitutional Amendments (Gaffney, Chairman), in Room 2133

NOTE: Later this day, this committee meeting was changed to Wednesday, April 15, 1964, at 9:30 a.m. *See* page 52 of the Assembly Daily Journal, Second Extraordinary Session, April 13, 1964

MESSAGES FROM THE SENATE

Senate Chamber, April 9, 1964

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. 22

And respectfully requests your honorable body to concur in said amendments

J. A. BEEK, Secretary of the Senate
By Lance D. MacArthur, Assistant Secretary

Above bills ordered to unfinished business file

Senate Chamber, April 9, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day passed

Senate Bill No 16
Senate Bill No 50
Senate Bill No 77

J A BEEK, Secretary of the Senate
By Lance D MacArthur Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time

Senate Bill No. 16—An act to amend Section 75033 of the Government Code relating to judges' retirement

Referred by the Speaker pro Tempore to the Committee on Governmental Efficiency and Economy

Senate Bill No. 50—An act to amend Sections 68200, 68201 and 68202 of, and to add Sections 68203 and 68204 to, and to repeal Section 68205 of, the Government Code, relating to judicial salaries

Referred by the Speaker pro Tempore to the Committee on Governmental Efficiency and Economy

Senate Bill No. 77—An act to amend Sections 802 6 and 802 65 of the Agricultural Code, relating to grapes, and declaring the urgency thereof, to take effect immediately

Referred by the Speaker pro Tempore to the Committee on Agriculture

MESSAGES FROM THE SENATE

Senate Chamber, April 9, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day adopted

Senate Joint Resolution No 8

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read

Senate Joint Resolution No 8—Relating to cotton

Referred by the Speaker pro Tempore to the Committee on Agriculture

MESSAGES FROM THE SENATE

Senate Chamber April 9, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day adopted

Assembly Concurrent Resolution No 38

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

Above resolution ordered enrolled

Senate Chamber, April 9, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day passed

Assembly Bill No 3
Assembly Bill No 65
Assembly Bill No 121

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

Above bills ordered enrolled

REPORTS OF STANDING COMMITTEES

Committee on Education

Assembly Chamber, April 13, 1964

Mr Speaker The Chairman of your Committee on Education reports

Assembly Bill No 64

With author's amendments with the recommendation Amend and re-refer to the Committee on Education

GARRIGUS, Chairman

SECOND READING OF ASSEMBLY BILL NO 64 (PURSUANT TO RULE NO 595)

Assembly Bill No. 64—An act to amend Section 25546 02 of, and to add Section 25546 09 to, the Education Code, relating to junior college facilities, declaring the urgency thereof, to take effect immediately

Bill read second time

Consideration of Author's Amendments

The following amendments, proposed by Mr Dannemeyer, were read, and adopted

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, as amended in Assembly April 7, 1964, strike out and to add Section 25546 09 to,

Amendment No 2

On page 1, strike out lines 8 to 22, inclusive, and insert 'not been allocated pursuant to Section 25546 11 If there is such an unallocated balance, its disposition shall be effected in the manner following

(a) The department shall recompute the maximum tentative entitlement for each eligible junior college district originally computed pursuant to Section 25546 10, but shall, for purposes of such recomputation, notwithstanding the provisions of subdivision (d) of Section 25546 02, construe the phrase unit of average daily attendance as meaning a unit of average daily attendance during the preceding fiscal year in a graded class in grade 13 or 14 exclusive of summer school of a junior college of pupils who are not residents of the applicant district and who are not adults as defined in Section 6852

(b) It shall compute the maximum tentative entitlement from the unallocated balance of each junior college district eligible to receive

Amendment No 3

On page 2, line 1, after 'that ', insert " (1) '

Amendment No. 4

On page 2 strike out lines 3 to 6, inclusive, and insert 'subdivision (g) of Section 25546 10, and (2) the phrase unit of average daily attendance ' shall be construed for purposes of the computation, notwithstanding the provisions of subdivision (d) of Section 25546 02, as meaning a unit of average daily attendance during the preceding fiscal year in a graded class in grade 13 or 14 exclusive of summer school of a junior college of pupils who are not residents of the applicant district and who are not adults as defined in Section 6852

(c) The department shall determine the particular junior college districts for which the maximum tentative entitlement recomputed under subdivision (a) exceeds the maximum tentative entitlement originally computed under Section 25546 10, and the amount of such excess in each instance The amount of the excess shall constitute a reservation of funds for the particular eligible applicant district for which it was computed, except that if the total of the unallocated balance is less than the total of the reservations of funds, the reservations of funds shall be reduced proportionately until the deficit has been eliminated

A junior college district for which an entitlement is computed pursuant to the previous paragraph may apply for assistance from the unallocated balance, to undertake one or more projects on or before June 30, 1966

(d) The department shall, in the event an unallocated balance remains upon expiration of the period of applicability of subdivision (c), make available the tentative entitlements computed pursuant to subdivision (b), which shall constitute reservations of funds for the particular eligible applicant districts for which they

were computed, except that if the total of such unallocated balance remaining is less than the total of such reservations of funds, the reservations of funds shall be reduced proportionately until the deficit has been eliminated

A junior college district for which an entitlement has been made or computed pursuant to the preceding paragraph may apply for assistance from the unallocated balance, to undertake one or more projects on or before September 1, 1966

(c) The amount of funds reserved for a district under the preceding subdivisions from the

Amendment No. 5

On page 2, strike out lines 35 to 47, inclusive

Amendment No. 6

On page 2, line 48, strike out "3", and insert "2"

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

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

Assembly Chamber, April 10, 1964

Mr. Speaker: Your Committee on Ways and Means reports

Assembly Bill No. 38
Assembly Bill No. 47

With the recommendation: Do pass

CROWN, Chairman

Above bills ordered to second reading

Assembly Chamber, April 10, 1964

Mr. Speaker: Your Committee on Ways and Means reports

Assembly Bill No. 127

With amendments with the recommendation: Be amended, and that the bill as amended, be returned to the committee, and the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study

CROWN, Chairman

Above bill ordered to second reading

Assembly Chamber, April 10, 1964

Mr. Speaker: Your Committee on Ways and Means reports

Assembly Concurrent Resolution No. 12

With amendments with the recommendation: Amend, and be adopted, as amended

CROWN, Chairman

Above resolution ordered on file

Assembly Chamber, April 10, 1964

Mr. Speaker: Your Committee on Ways and Means reports

Assembly Bill No. 18

With amendments with the recommendation: Amend, and do pass, as amended

CROWN, Chairman

Above bill ordered to second reading

Committee on Water

Assembly Chamber, April 13, 1964

Mr. Speaker: The Chairman of your Committee on Water reports

Assembly Bill No. 175

With author's amendments with the recommendation: Amend, and re-refer to the Committee on Water

PORTER, Chairman

SECOND READING OF ASSEMBLY BILL NO. 175 (PURSUANT TO RULE NO. 59.5)

Assembly Bill No. 175—An act to amend Sections 35500 and 35504 of, and to add Sections 35506, 35507, and 35508 to, the Water Code,

relating to powers of California water districts in connection with sewer facilities, and declaring the urgency thereof, to take effect immediately

Bill read second time

Consideration of Author's Amendments

The following amendments, proposed by Mr Dunnemeyer, were read, and adopted

Amendment No. 1

In line 1 of the title of the printed bill, strike out "35500", and insert "35470, 35471, 35500,"

Amendment No. 2

On page 1, line 1, strike out "35500" and insert "35470"

Amendment No 3

On page 1, between lines 2 and 3, insert

"35470 Any district formed on or after July 30, 1917, may in lieu in whole or in part of raising money for district purposes by assessment, make water available to the holders of title to land or the occupants thereon and may fix and collect charges therefor The charges may include stand-by charges to holders of title to land to which water may be made available, whether the water is actually used or not The charges may vary in different months and in different localities of the district to correspond to the cost and value of the service, and the district may use so much of the proceeds of the charges as may be necessary to defray the ordinary operation *or maintenance* expenses of the district

SEC 1 3 Section 35471 of said code is amended to read

35471 Any funds derived ~~from the sale of water~~ pursuant to Section 35470 in excess of the amount necessary for operating *or maintenance* expenses shall be applied by the treasurer upon the payment of interest on general obligation bonds or to create a sinking fund

SEC 1 5 Section 35500 of said code is amended to read "

Amendment No. 4

On page 1 lines 3 and 4, strike out and operate within or without the district facilities and services , and insert operate, and furnish facilities and services, within or without the district

Amendment No 5

On page 1 line 9, after the period, insert "Before a district may so acquire, construct, operate and furnish such facilities and services without the district and within the boundaries of another district or a municipality which has the same or similar powers with respect to such facilities and services, it shall secure the consent of the governing body of such other district or municipality to do so"

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

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following bills were introduced, and read the first time

Assembly Bill No 180: By Assemblyman Quimby (Senator Nisbet, coauthor)—An act to amend Section 72172 of the Water Code, and Section 94 of the Metropolitan Water District Act (Chapter 429 of the Statutes of 1927), relating to the change of boundaries of water districts, and declaring the urgency thereof, to take effect immediately

Held at desk by order of the Speaker pro Tempore

Assembly Joint Resolution No 10. By Assemblymen Kennick, Williamson, Holmes Waite, Asheraft Booth Britschgi, Casey Chapel, Dills, Ferrell McMillan, Monagan, Moreno, Pattee, Quimby, Soto, Stanton, and Whetmore—Relative to charter air service regulations

Referred by the Speaker pro Tempore to the Committee on Rules

RESOLUTIONS

The following resolutions were offered

By Assemblymen Rumford, Mulford, Pattee, Stanton, Unruh, Waldie and Young

House Resolution No. 177

Relative to commending Judge Walter A Gordon, winner of the 1964 Boalt Hall Citation Award

WHEREAS, It has come to the attention of the Assembly of the State of California that Judge Walter A Gordon was selected by the Boalt Hall Alumni Association to receive its highly regarded Citation Award for 1964, and

WHEREAS, Judge Gordon who has provided a brilliant example, by word and deed, to promote justice and equal opportunity for all men is highly deserving of the tribute he has received, and

WHEREAS, Since Judge Gordon graduated from Boalt Hall, the School of Law of the University of California, he has given generously of his considerable energy and talent to the people of this State and Nation, serving the California Board of Prison Terms and Paroles as a member, as Chairman of the Adult Authority, State of California, as President Interstate Compact Administrators' Association for Probation and Paroles, as Governor of the Virgin Islands, and now as Judge of the District Court of the United States in the Virgin Islands, and

WHEREAS Judge Gordon has excelled in every endeavor he has undertaken whether it has been in the field of law, as a public servant or as an athlete when he won honors as the University of California's first All-American football player, providing a high standard to all who strive to benefit humanity, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members thereof commend Judge Walter A Gordon, winner of the 1964 Boalt Hall Citation Award, not only for receiving that high honor, but for his manifold accomplishments in the betterment of our society, and be it further

Resolved That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to Judge Walter A Gordon

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblymen Stanton, Song, and Alquist

House Resolution No 178

Relative to Public Schools Week

WHEREAS, Public Schools Week has been observed in the State of California since 1919 when, due to a shortage of teachers approximately 600 schools in the State were closed, and

WHEREAS, The observance was conceived by the late Charles A Adams as a Masonic project to focus the attention of the citizenry upon the shortage of and need for qualified teachers, and

WHEREAS, The maintenance of democratic institutions necessary to life in a free society is dependent upon a literate public which can be the product only of a system of free public education such as this State and our Nation have long enjoyed, and

WHEREAS, The high level of educational attainment of the people in this nation stands as a resplendent monument to the work of the teachers and educators who have served as the architects of the most advanced society the world has known, now therefore be it

Resolved by the Assembly of the State of California, That the Members thereof urge Governor Edmund G Brown to proclaim that a week be set aside in 1964 to be observed as Public Schools Week in California in order that the public might be made aware of the place of public schools in our society and so that the public might renew its interest in the public school system, and be it further

Resolved That the Chief Clerk of the Assembly is directed to transmit a copy of this resolution to His Excellency Edmund G Brown, Governor of the State of California

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblymen Waldie and Knox

House Resolution No. 179

Relative to the retirement of Paul C Boyd

WHEREAS It has come to the attention of the Members of the Assembly that Paul C Boyd, of Martinez, California, retired on April 1st after 29 years of dedicated service with the Shell Oil Company, and

WHEREAS, Paul C Boyd graduated from Alhambra High School in Martinez and attended Modesto Junior College, and

WHEREAS He commenced his service with the Shell Oil Company as a laboratory inspector in 1935 and progressed through the various inspector jobs in both the refinery and research laboratories and was promoted to senior inspector in 1955, and

WHEREAS He has been an active participant in civic affairs, having served as a member of the board of directors of the Martinez Boys Club and as president of the Contra Costa County Central Labor Council, and presently serving as a member of the executive board and a vice president of the Contra Costa County Area United Crusade, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly extend their best wishes to Paul C Boyd on his retirement and wish him success and happiness in all his future endeavors 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 Paul C Boyd

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

ADJOURNMENT

At 12 noon, on motion of Mr Waldie, the Speaker pro Tempore declared the Assembly adjourned until 9 15 a m, Tuesday, April 14, 1964

JESSE M UNRUH, Speaker

ANABEL WHANG, Minute Clerk

CALIFORNIA LEGISLATURE

1964 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

THIRTY-SECOND LEGISLATIVE DAY

FIFTY-THIRD CALENDAR DAY

IN ASSEMBLY

Assembly Chamber
Tuesday, April 14, 1964

The Assembly met at 9 11 a m
Hon Carlos Bee Speaker pro Tempore of the Assembly, presiding
Assistant Chief Clerk James A Lane at the Desk
Assistant Clerk Malcolm MacIntyre reading

ROLL CALL

The roll was called and the following answered to their names

Allen Alquist Ashcraft Bagley Bane Barnes Bee Beilenson, Belotti, Booth, Brinschgi, Burgener, Carrell, Casey, Chapel Collier Cologne Conrad, Cusanovich, Danielson, Danenmeyer, Deukmejian, Donovan, Dymally Elliott Ferrell Flournoy Foran, Frew, Gaffney Garrigus, Greene, Henson Hinckley Holmes Johnson Kennick, Lanterman, Marks McMillan Miller, Mills Monagan, Moreno, Mulford, Pattee Powers Quimby, Rumford Song Stanton Stevens, Thelin Thomas, Veneman Vasey, Waite, Waldie, Warren Whetmore, Williamson, Willson, Winton, Young Zberg and Mr Speaker—66

Quorum present

PRAYER

The following prayer was offered by the Chaplain, Rev Robert B Ferguson

God Our Father, With the anxieties, fears and depressions common to all, may we have that quiet confidence that we are never alone

As the psalmist said "If I ascend up to the heavens Thou are there, if I make my bed in hell, behold Thou art there Darkness and light hideth nothing from Thee"

Since we are Thine may we walk with confidence, dignity and purpose
In our Lords Name —AMEN

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Bee Mr Hinckley then led the Assembly in the pledge of allegiance to the Flag

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Mr Elliott, seconded by Mr Dymally

LEAVES OF ABSENCE FOR THE DAY

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

Mr Meyers, on request of the Speaker pro Tempore

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

Mr Badham, on motion of Mr Conrad
Mr Dills, on request of the Speaker pro Tempore
Mrs Davis, on request of the Speaker pro Tempore
Mr Zenovich, on request of the Speaker pro Tempore
Mr Crown, on request of the Speaker pro Tempore
Mr Gonsalves, on request of the Speaker pro Tempore
Mr Knox, on request of the Speaker pro Tempore
Mr Petris, on request of the Speaker pro Tempore
Mr Ryan, on request of the Speaker pro Tempore
Mr Soto, on request of the Speaker pro Tempore

The following Member was granted leave of absence for the day, and desired to waive his per diem

Mr Porter, on request of the Speaker pro Tempore

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, April 13, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined

Assembly Bill No. 13—An act to amend Section 15631 of the Elections Code, relating to punchcard voting systems.

Assembly Bill No 54—An act to amend Section 7201 of the Elections Code, relating to primary elections.

Assembly Bill No 75—An act to add Section 6652 5 to, and to amend Sections 6653, 6655, 6659, and 6660 of the Elections Code, relating to the conduct of elections.

Assembly Bill No 94—An act to amend Sections 8008, 8011, and 8023 of, to amend and renumber Section 8202 3, as contained in Section 6 of Chapter 2017 of the Statutes of 1963, and Section 8202 4, as added by Section 19 of Chapter 2017 of the Statutes of 1963, of, and to repeal Sections 8012, 8013, and 8014 of, the Elections Code, relating to proceedings of political parties.

Assembly Bill No. 104—An act to amend Section 21 of Chapter 2017 of the Statutes of 1963, relating to state central committees.

And reports the same correctly enrolled, and presented to the Governor at 11 45 a m, April 13, 1964

POWERS, Chairman

Assembly Chamber, April 14, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Bill No 29

And reports the same correctly re-engrossed

POWERS, Chairman

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

Assembly Chamber, April 14, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Bill No 33

And reports the same correctly engrossed

POWERS, Chairman

Above bill re-referred to the Committee on Revenue and Taxation

Assembly Chamber, April 14, 1964

Mr. Speaker: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 100

And reports the same correctly re-engrossed

POWERS, Chairman

Above bill ordered to third reading

Assembly Chamber, April 14, 1964

Mr. Speaker: Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No. 28

And reports the same correctly engrossed

POWERS, Chairman

Above resolution ordered to the Consent Calendar

Assembly Chamber, April 14, 1964

Mr. Speaker: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 147

And reports the same correctly re-engrossed

POWERS, Chairman

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

Committee on Civil Service and State Personnel

Assembly Chamber, April 13, 1964

Mr. Speaker: Your Committee on Civil Service and State Personnel reports Assembly Bill No. 149

With the recommendation: Do pass, and be re-referred to the Committee on Ways and Means

ELLIOTT, Acting Chairman

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

REFERENCE OF BILLS TO COMMITTEE

Speaker pro Tempore Bee announced that Speaker Unruh has referred the following bills to the following committees:

Assembly Bill No.	*Committee*
180	Water

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 161—An act to amend Section 1414 of the Education Code, relating to the conduct of elections.

Bill read second time, and ordered engrossed.

Assembly Bill No. 109—An act to amend Sections 6352, 17301, 17303.5, 17660.2, 17702, and 17906.2 of the Education Code, relating to the financial support for public schools.

Bill read second time.

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Education, were read, and adopted:

Amendment No. 1

On page 1, in lines 4 and 5 of the printed bill, strike out "during the 1954-1955 fiscal year and thereafter", and insert "for classes for adults"

Amendment No 2

On page 1 strike out lines 8 to 13, inclusive, and insert who has enrolled in less than 10 class hours as defined in Section 11451 5 for junior college districts or 10 periods of not less than 40 minutes each per week for high school districts

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

Assembly Bill No. 139—An act to amend Section 17601 of the Education Code, relating to state financial support for the public schools

Bill read second time and ordered to third reading

Assembly Bill No. 114—An act to amend Section 19630 1 of the Education Code relating to state school building aid

Bill read second time and ordered engrossed

Assembly Bill No. 160—An act to amend Section 16645 10 of the Education Code, relating to child care center employees' retirement

Bill read second time

Request for Unanimous Consent to Temporarily Suspend Rule No 101

Mr Alquist was granted unanimous consent that Rule No 101 be temporarily suspended for the purpose of permitting an amendment which adds a coauthor to Assembly Bill No 160

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Education, were read, and adopted

Amendment No 1

In the heading of the printed bill under the first line insert
(Coauthor Senator Short)

Amendment No 2

On page 1, in line 3, following "district", insert "or a county superintendent of schools"

Amendment No 3

On page 1, in line 7, strike out the comma, and strike out line 8 and insert , provided, however, that any person who is a member of the State Teachers' Retirement System because of employment to perform duties which are requisite for membership and who subsequently is employed by a school district or a county superintendent of schools in a child care center under the provisions of this article (commencing with Section 16645 1) shall continue to be a member of the State Teachers' Retirement System with respect to his duties as such employee in such a child care center upon assuming such duties, unless he elects by a writing filed in the office of the State Teachers Retirement System within 90 days after such entry, not to continue as a member with respect to his new duties The provisions of this section shall apply with equal effect to any member who shall have been employed by a school district or county superintendent of schools in a child care center under the provisions of this article prior to the effective date of this section Continuance of his membership in the State Teachers Retirement System of any person so employed prior to the effective date of this section, is hereby ratified validated and confirmed, and for all purposes he shall be considered as having been a member without interruption as far as such employment is concerned, unless such person elects within 90 days after the date upon which notice of such right to elect, is mailed by the State Teachers' Retirement System to the member's latest address on file in the office of said system, not to be a member of the system with respect to the duties which but for the provisions of this section otherwise would not be so requisite for membership therein"

Bill ordered reprinted, and engrossed

Assembly Bill No 47—An act to amend Sections 5263, 5324, and 5325 of the Business and Professions Code, relating to outdoor advertising

Bill read second time, and ordered to third reading

Assembly Bill No. 127—An act to amend Sections 13315, 13988, 14501, 14515 14531, 14552, 14574 14771 14772, 14773, 14773 5, and 16504 of the Revenue and Taxation Code, to amend Sections 605, 609, 609 5 and 1174 of the Probate Code and to add Section 18595 to the Government Code, relating to probate and inheritance tax appraisers

Bill read second time

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Ways and Means, were read, and adopted

Amendment No. 1

On page 4 of the printed bill, strike out lines 39 to 51, inclusive, and on page 5, strike out lines 1 to 5, inclusive, and insert

"SEC 13 Section 609 of said code is amended to read

609 ~~Each appraiser~~ *The State* shall receive from each estate appraised by ~~him as compensation for his services commissions~~ *an inheritance tax appraiser fee computed* upon the total amount of the inventory and appraisement and supplemental inventory and appraisement as follows For the first five thousand dollars ($5,000) or fraction thereof, a fee of five dollars ($5), for the next four hundred ninety-five thousand dollars ($495,000) a fee one-tenth of 1 percent thereof, for all over five hundred thousand dollars ($500,000) a fee of one-twentieth of 1 percent thereof In addition to the fee herein provided ~~each appraiser is entitled to~~ *the State shall* receive ~~his~~ *an amount equal to the* actual and necessary expenses *of the inheritance tax appraiser*, to be allowed by the court, and ~~he~~ *each inheritance tax appraiser* must file, with the inventory, a verified account of his disbursements

All fees received by the State pursuant to this section shall be deposited in the State General Fund"

Amendment No. 2

On page 5, line 43, strike out "2", and insert "17"

Bill ordered reprinted, engrossed, and to be re-referred to the Committee on Ways and Means and the subject matter to be referred to the Committee on Rules for assignment to the proper interim committee for study

Assembly Bill No. 18—An act to amend Section 17703 of the Education Code, relating to state financial support of the public schools declaring the urgency thereof to take effect immediately

Bill read second time

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Ways and Means, were read and adopted

Amendment No. 1

In the heading of the printed bill, strike out "Kenneck", and insert "Kennick"

Amendment No. 2

On page 2, line 9, after "released", insert "plus interest of 3½ percent compounded annually"

Bill ordered reprinted, and engrossed

Assembly Concurrent Resolution No. 12—Relative to a study of the investments of officers directors and principal stockholders of insurance companies, and creating the Joint Interim Committee on Insurance Company Management

Resolution read

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Ways and Means, was read, and adopted

Amendment No. 1

On page 4, line 3, of the printed measure, strike out "_____ dollars ($_____)", and insert "seven thousand five hundred dollars ($7,500)"

Resolution ordered reprinted, and engrossed

SECOND READING OF SENATE BILLS

Senate Bill No. 6—An act to amend Sections 25001 and 25002 of, and to add Sections 25001.1, 25001.2, 25001.3, and 25001.4 to, the Government Code, relating to county supervisorial districts

Bill read second time, and ordered to third reading

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 2—An act to amend Sections 25001 and 25002 of, and to add Sections 25001.1, 25001.2, 25001.3, and 25001.4 to, the Government Code, relating to county supervisoral districts

The question being Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 2?

Amendment No. 1

In the heading of the printed bill, as amended in Assembly March 16, 1964, after "Miller", insert

"(Coauthor: Senator Bradley)"

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No. 2 by the following vote

AYES—Allen, Alquist, Ashcraft, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Cartell, Casey, Chapel, Collier, Cologne, Cusanovich, Dunnemeyer, Deukmejian, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Garrigus, Greene, Henson, Hinckley, Johnson, Kennick, Marks, McMillan, Miller, Mills, Monagan, Mulford, Pattee, Powers, Quimby, Rumford, Stevens, Thelin, Thomas, Veneman, Veysey, Whetmore, Williamson, Wilson, Winton, Young, and Mr. Speaker—51

NOES—None

Assembly Bill No. 2 ordered enrolled.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 100—An act to amend Section 6359 3 of the Revenue and Taxation Code, relating to sales and use taxes, making a tax levy, to take effect immediately

Bill read third time, and passed by the following vote

AYES—Allen Alquist Ashcraft, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel Collier Cusanovich, Dunnemeyer Deukmejian, Donovan Dymally Elliott, Fretell Flournoy, Foran, Garrigus, Greene Henson, Hinckley Kennick Marks, McMillan, Mibris, Mills, Monagan, Mulford, Pattee, Powers, Quimby, Rumford Stanton Stevens, Thelin, Thomas Veneman, Vevsey, Whetmore, Williamson, Wilson, Winton, Young, and Mr Speaker—50
NOES—None

Bill ordered transmitted to the Senate

Consideration of House Resolution No. 146

By Assemblyman Booth

House Resolution No. 146—Relative to commending the citizens of the City of Davis upon their achievement in the All-America Cities Award competition

NOTE The full text of House Resolution No 146 as amended April 13, 1964, appears at page 576 of the Assembly Daily Journal for April 13, 1964

Resolution read, and adopted unanimously

Consideration of House Resolution No 139

By Assemblymen Rumford, Bee, and Mulford

House Resolution No. 139—Memorializing Edgar S Hurley

NOTE The full text of House Resolution No 139 appears at page 464 of the Assembly Daily Journal for April 1, 1964

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

THIRD READING OF SENATE BILLS

Senate Bill No 80—An act to add Section 17206 5 to the Revenue and Taxation Code, relating to personal income taxes, declaring the urgency thereof, to take effect immediately

Bill read third time, and presented by Mr Belotti

Urgency Clause

Urgency clause read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Cologne Conrad, Dunnemeyer, Deukmejian, Donovan Dymally Elliott, Fretell Flournoy, Foran Gaffney, Garrigus, Greene Henson, Hinckley, Johnson Kennick, Lanterman, Marks, McMillan Mibris Mills, Monagan, Mulford, Pattee, Powers Quimby, Rumford Stanton, Stevens, Thelin, Thomas, Veneman, Vevsey, Waite, Waldie Whetmore, Williamson Winton, Young, and Mr Speaker—55
NOES—None

The question being on the passage of the bill
Bill passed by the following vote

AYES—Allen, Alquist, Ashcraft, Bagley, Bane Barnes, Bee, Belotti, Booth Britschgi Burgener, Carrell, Casey, Chapel, Cologne, Conrad, Dunnemeyer Deukmejian, Donovan, Dymally, Elliott, Fretell, Flournoy, Foran, Gaffney, Garrigus,

Greene, Henson, Hinckley, Johnson, Kennick, Lanterman Marks, McMillan Milias, Mills, Monagan, Mulford, Pattee, Powers, Quimby, Rumford, Stanton, Stevens, Thelin, Thomas, Veneman, Vevsey, Waite, Waldie, Whetmore, Williamson, Winton, Young, and Mr Speaker—55
NOES—None

Bill ordered transmitted to the Senate

CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the first item on the Consent Calendar

CONSENT CALENDAR—ASSEMBLY BILLS

Assembly Concurrent Resolution No. 32—Relative to adoption of the Joint Rules of the Senate and Assembly

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft Bagley Bane, Barnes, Bee, Belotti, Booth, Britschgi Burgener Carrell, Casey Chapel Conrad, Dennemeyer, Deukmejian, Donovan, Elliott Fenell Flournoy Foran Gaffney Garrigus, Greene, Henson, Hinckley, Johnson Kennick Lanterman Marks, McMillan Milias, Mills, Monagan, Powers, Quimby Rumford Song Stanton Stevens, Thelin, Thomas, Veneman Vevsey Waite, Waldie Whetmore, Williamson Winton, Young, and Mr Speaker—52
NOES—None

Resolution ordered transmitted to the Senate

Consideration of House Resolution No 144

By Assemblyman Unruh

House Resolution No. 144—Relating to Building Service Employees' Union

NOTE The full text of House Resolution No 144 appears at pages 488 and 489 of the Assembly Daily Journal for April 6, 1964

Resolution read, and adopted by the following vote

AYES—Allen Alquist, Ashcraft Bagley Bane Barnes Bee, Belotti Booth, Britschgi Burgener Carrell Casey Chapel Conrad, Dennemeyer, Deukmejian, Donovan Elliott Fenell Flournoy, Foran, Gaffney Garrigus Greene Henson, Hinckley, Johnson Kennick Lanterman Marks McMillan Milias Mills, Monagan, Powers Quimby Rumford Song Stanton Stevens Thelin Thomas, Veneman, Vevsey Waite Waldie Whetmore, Williamson Winton Young and Mr Speaker—52
NOES—None

Consideration of House Resolution No 145

By Assemblyman Cusanovich

House Resolution No 145—Relative to Mr Joseph E Benoit

NOTE The full text of House Resolution No 145 appears at page 489 of the Assembly Daily Journal for April 6 1964

Resolution read, and adopted by the following vote

AYES—Allen Alquist Ashcraft Bagley Bane Barnes, Bee Belotti, Booth, Britschgi Burgener Carrell Casey Chapel Conrad, Dennemeyer, Deukmejian, Donovan Elliott Fenell Flournoy Foran Gaffney Garrigus, Greene Henson, Hinckley, Johnson, Kennick Lanterman Marks McMillan Milias Mills, Monagan, Powers Quimby Rumford Song Stanton Stevens, Thelin Thomas Veneman, Vevsey Waite, Waldie Whetmore Williamson Winton Young, and Mr Speaker—52
NOES—None

Consideration of House Resolution No 148

By Assemblyman Soto

House Resolution No. 148—Relative to Mr Leonard S Gleckman

NOTE The full text of House Resolution No 148 appears at pages 499 and 500 of the Assembly Daily Journal for April 6, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi Burgener, Carrell, Casey, Chapel, Conrad, Dannemeyer, Denkmejian, Donovan, Elliott Fenell Flournoy, Foran, Gaffney, Garrigus, Greene, Henson, Hinckley, Johnson, Kennick, Lanterman Marks, McMillan, Milias, Mills, Monagan, Powers Quimby Rumford, Song, Stanton, Stevens, Thelin, Thomas, Veneman Veysey, Waite, Waldie Whetmore, Williamson Winton Young and Mr Speaker—52
NOES—None

Consideration of House Resolution No 157

By Assemblymen Holmes Veysey, and Lanterman

House Resolution No. 157—Relating to Mr Arthur H Young

NOTE The full text of House Resolution No 157 appears at pages 522 and 523 of the Assembly Daily Journal for April 7, 1964

Resolution read and adopted by the following vote

AYES—Allen, Alquist Ashcraft Bagley Bane, Barnes, Bee, Belotti, Booth Britschgi Burgener, Carrell, Casey, Chapel, Conrad Dannemeyer, Denkmejian, Donovan, Elliott Fenell, Flournoy, Foran, Gaffney, Garrigus, Greene, Henson, Hinckley Johnson Kennick, Lanterman Marks, McMillan, Milias Mills, Monagan Powers Quimby Rumford, Song Stanton, Stevens, Thelin, Thomas, Veneman, Veysey Waite, Waldie Whetmore, Williamson Winton, Young and Mr Speaker—52
NOES—None

Consideration of House Resolution No 163

By Assemblymen Holmes W6REK and Young WB6HWY

House Resolution No. 163—Congratulating members of the American Radio Relay League.

NOTE The full text of House Resolution No 163 appears at page 544 of the Assembly Daily Journal for April 8, 1964

Resolution read and adopted by the following vote

AYES—Allen Alquist Ashcraft Bagley Bane, Barnes, Bee, Belotti, Booth, Britschgi Burgener, Carrell, Casey Chapel Conrad, Dannemeyer, Denkmejian Donovan, Elliott Fenell Flournoy Foran, Gaffney, Garrigus, Greene, Henson, Hinckley Johnson, Kennick, Lanterman, Marks, McMillan, Milias Mills, Monagan Powers Quimby Rumford Song, Stanton Stevens, Thelin, Thomas Veneman, Veysey Waite Waldie Whetmore Williamson Winton Young, and Mr Speaker—52
NOES—None

Consideration of House Resolution No 151

By Assemblyman Dills

House Resolution No. 151—Congratulating John Leslie Abbott

NOTE The full text of House Resolution No 151 appears at page 504 of the Assembly Daily Journal for April 7, 1964

Resolution read and adopted by the following vote

AYES—Allen Alquist Ashcraft Bagley Bane Barnes, Bee, Belotti, Booth, Britschgi Burgener Carrell Casey Chapel Conrad Dannemeyer, Denkmejian, Donovan Elliott Fenell Flournoy, Foran Gaffney Garrigus, Greene Henson, Hinckley, Johnson, Kennick, Lanterman Marks McMillan Milias Mills, Monagan, Powers Quimby Rumford Song Stanton, Stevens, Thelin Thomas, Veneman Veysey, Waite, Waldie, Whetmore, Williamson, Winton, Young, and Mr Speaker—62
NOES—None

Consideration of House Resolution No 152

By Assemblymen Elliott, Moreno, and Song

House Resolution No. 152—Relative to Pan-American Week

NOTE The full text of House Resolution No 152 appears at page 505 of the Assembly Daily Journal for April 7, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Conrad, Dannemeyer, Deukmejian, Donovan, Elliott, Ferrell, Flournoy, Foran, Gaffney, Garrigus, Greene, Henson, Hinckley, Johnson, Kennick, Lanterman, Marks, McMillan, Mihas, Mills, Monagan, Powers, Quimby, Rumford, Song, Stanton, Stevens, Thelin, Thomas, Veneman, Versey, Waite, Waldie, Whetmore, Williamson, Winton, Young, and Mr Speaker—52
NOES—None

Consideration of House Resolution No 156

By Assemblyman Dymally

House Resolution No. 156—Police Sergeant Vivian Strange

NOTE The full text of House Resolution No 156 appears at page 522 of the Assembly Daily Journal for April 7, 1964

Resolution read, and adopted by the following vote

AYES—Allen Alquist, Ashcraft Bagley Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Conrad, Dannemeyer, Deukmejian, Donovan Elliott Ferrell, Flournoy, Foran, Gaffney Garrigus, Greene, Henson, Hinckley, Johnson, Kennick, Lanterman, Marks, McMillan, Mihas, Mills, Monagan, Powers Quimby Rumford, Song, Stanton, Stevens, Thelin, Thomas, Veneman, Versey, Waite, Waldie Whetmore, Williamson, Winton Young, and Mr Speaker—52
NOES—None

CONSENT CALENDAR—SENATE BILLS

Senate Joint Resolution No. 2—Relative to federal regulation of boxing

Resolution read, and adopted by the following vote

AYES—Allen Alquist, Ashcraft, Bagley, Bane, Barnes, Bee, Belotti Booth, Britschgi Burgener Carrell Casey Chapel, Conrad, Dannemeyer, Deukmejian, Donovan, Elliott, Ferrell, Flournoy, Foran, Gaffney Garrigus, Greene Henson Hinckley Johnson, Kennick, Lanterman Marks, McMillan Mihas Mills Monagan Powers Quimby Rumford Song Stanton Stevens, Thelin Thomas Veneman Versey Waite, Waldie Whetmore, Williamson Winton, Young, and Mr Speaker—52
NOES—None

Resolution ordered transmitted to the Senate

Senate Concurrent Resolution No. 15—Relative to commending Milton P Duffy

Resolution read and adopted by the following vote

AYES—Allen Alquist, Ashcraft, Bagley Bane, Barnes Bee, Belotti, Booth, Britschgi Burgener Carrell, Casey, Chapel Conrad, Dannemeyer, Deukmejian, Donovan Elliott Ferrell Flournoy Foran Gaffney Garrigus Greene, Henson, Hinckley Johnson Kennick, Lanterman Marks, McMillan Mihas Mills Monagan Powers Quimby Rumford Song Stanton Stevens, Thelin Thomas, Veneman Versey Waite Waldie Whetmore, Williamson, Winton, Young, and Mr Speaker—52
NOES—None

Resolution ordered transmitted to the Senate

INTRODUCTION OF GUESTS

Speaker pro Tempore Bee introduced the Honorable Ralph A Beal of Los Angeles, a former Member of the Assembly, to the Members of the Assembly, who joined in welcoming him on his visit to the Assembly Chamber

EXPLANATION OF ABSENCE

April 14, 1964

Due to Rules Committee hearing, I have missed voting on all bills up to 9 37 a m

JAMES L HOLMES

POINT OF ORDER

Mr Monagan arose to the following point of order

That the hour for consideration of the special order had arrived

Ruling by Speaker pro Tempore

The Speaker pro Tempore ruled the point of order well taken

Majority Floor Leader Presiding

At 9 32 a m , Hon Jerome R Waldie, 10th District, presiding o

CONSIDERATION OF SPECIAL ORDER

The hour of 9 30 a m having arrived Assembly Bill No 120 was taken up

Assembly Bill No 120—An act to add Chapter 15 6 (commencing with Section 19911) to Division 14 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 the 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, appropriating money for the purpose of carrying out this chapter, and providing for the submission of the measure to the people at a special election to be consolidated with the 1964 general election

Bill read third time

Consideration of Amendments—Set No 1

Motion to Amend

Mr Waite moved the adoption of the following amendments

Amendment No 1

On page 2, line 18, of the printed bill, as amended in Assembly March 25, 1964, after the comma, insert and to provide funds to repay any money advanced or loaned to the State School Building Aid Fund under any act of the Legislature, together with interest provided for in that act,"

Amendment No 2

On page 5, between lines 10 and 11, insert

"19925 Out of the first money realized from the sale of bonds under this act, there shall be repaid any moneys advanced or loaned to the State School Building Aid Fund under any act of the Legislature, together with interest provided for in that act"

Amendments read, and adopted

Request for Unanimous Consent

Mr Unruh was granted unanimous consent that all proposed amendments to Assembly Bill No 120 be considered before the bill is sent to reprint

Consideration of Further Amendments—Set No 2
Motion to Amend

Mr Allen moved the adoption of the following amendment

Amendment No. 1

On page 6 after line 50, of the printed bill as amended in Assembly March 25 1964 insert

SEC 10 When this act becomes effective and bonds authorized by this act are issued and sold the President pro Tempore of the Senate and the Speaker of the Assembly shall by lot select a committee of six members from lists of private citizens submitted by the members of each house Each list shall include the names of at least three persons who voted in favor of this act and at least three persons who voted against it Four members of the committee shall consist of persons who voted in favor of this act and two members shall consist of persons who voted against it It shall be the duty of the committee to inquire into the expenditure of funds obtained from the sale of the bonds in order to ascertain whether the funds have been or are being, expended in accordance with the purposes for which the bonds are authorized by this act The committee shall make periodic progress reports to the Legislature regarding its findings "

Amendment read, and refused adoption

Consideration of Further Amendments—Set No 3
Motion to Amend

Mr Veneman moved the adoption of the following amendments

Amendment No. 1

On page 2 lines 16 and 17 of the printed bill as amended in Assembly March 25 1964, strike out "two hundred sixty million dollars ($260,000,000)", and insert "three hundred thirty-five million dollars ($335,000,000)"

Amendment No 2

On page 4, line 6 strike out "two hundred sixty million dollars ($260,000,000)", and insert three hundred thirty-five million dollars ($335,000,000)"

Amendment No 3

On page 6 lines 8 and 9, strike out "two hundred sixty million dollars ($260,000,000)", and insert three hundred thirty-five million dollars ($335,000,000)"

Amendment No 4

On page 6 lines 15 and 16 strike out "two hundred sixty million dollars ($260,000,000)", and insert three hundred thirty five million dollars ($335,000,000)"

Amendments read

Speaker pro Tempore Presiding

At 9 59 a m, Hon Carlos Bee 13th District, presiding

The question being on the adoption of the amendments by Mr Veneman

Roll Call Demanded

Messrs Whetmore, Deukmejian, and Cusanovich demanded a roll call

The roll was called, and the amendments refused adoption by the following vote

AYES—Ashcraft Bagley, Bane Barnes Belotti, Britschgi, Burgener Chapel Cologne, Conrad, Cusanovich Danielson Deukmejian Donovan, Flournoy, Greene Henson Hinckley, Holmes, Lanterman Marks, Milias, Monagan Pattee Stevens Thelin Thomas, Veneman, Veysey and Whetmore—30

NOES—Allen Alquist, Bee Beilenson Booth Carrell, Dannemeyer, Dymally Mills, Powers, Quimby, Rumford Song, Waite Waldie Warren, Williamson Elliott, Ferrell, Foran, Frew, Gaffney, Garrigus, Johnson, Kennick, McMillan Willson, Winton, Young, Z'berg, and Mr Speaker—31

Consideration of Further Amendments—Set No 4

Motion to Amend

Mr Flournoy moved the adoption of the following amendment

Amendment No. 1

On page 6, line 34, of the printed bill, as amended in Assembly March 25 1964 after the period insert "Notwithstanding the provisions of Section 10212 of the Elections Code, Section 1 of this act shall appear as the first state measure on the ballot and in the ballot pamphlet used at the election at which it is submitted and shall be identified by the designation "1A"

Amendment read

Roll Call Demanded

Messrs Conrad, Bagley, and Barnes demanded a roll call

The roll was called, and the amendment adopted by the following vote

AYES—Allen, Alquist Ashcraft Bagley Bane, Barnes, Bee Beilenson, Belotti Britschgi Burgener, Carrell, Casey, Chapel, Cologne, Conrad Cusanovich, Danielson Dannemeyer, Denkmejian Donovan, Elliott, Ferrell, Flournoy, Foran Frew Gaffney Garrigus, Greene, Hinckley, Holmes, Johnson Kennick, Lanterman, Marks McMillan Milias Monagan Pattee, Rumford Stevens Thelin, Thomas Veneman Veysey, Waite Waldie Warren Whetmore, Williamson, Willson, and Winton—52

NOES—Booth, Henson, Song, Young Z'berg, and Mr Speaker—6

Vote Changed Upon Roll Call on Amendments (Set No. 3) to Assembly Bill No. 120

Mr Thomas was granted unanimous consent that he be recorded as voting "Aye," instead of "No," on the amendments offered by Mr Veneman to Assembly Bill No 120 (Set No 3)

REQUESTS FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO 59

Mr Gaffney was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Senate Constitutional Amendment No 3 for hearing in the Committee on Constitutional Amendments on Wednesday April 15, 1964

CONSIDERATION OF SPECIAL ORDER (RESUMED)

Consideration of Further Amendments—Set No 5

Motion to Amend

Mr Unruh moved the adoption of the following amendments

Amendment No 1

In line 2 of the title of the printed bill as amended in Assembly March 25 1964 after "of", insert ", and to add Section 19557 to,"

Amendment No. 2

On page 2, line 12, after the comma, insert "including Section 19557 of the Education Code,"

Amendment No 3

On page 2, lines 16 and 17, strike out "two hundred sixty million dollars ($260,000,000)", and insert "two hundred seventy million dollars ($270,000,000)"

Amendment No 4

On page 3, line 51 strike out "sixty million dollars" and insert "seventy million dollars"

Amendment No. 5

On page 4 line 1, strike out "($60,000,000)", and insert "($70,000,000)"

Amendment No 6

On page 4 line 6, strike out "two hundred sixty million dollars ($260,000,000)", and insert "two hundred seventy million dollars ($270,000,000)"

Amendment No. 7

On page 6, lines 8 and 9 strike out "two hundred sixty million dollars ($260,000,000)", and insert "two hundred seventy million dollars ($270,000,000)"

Amendment No 8

On page 6, lines 15 and 16, strike out "two hundred sixty million dollars ($260,000,000)", and insert "two hundred seventy million dollars ($270,000,000)

Amendment No 9

On page 6, after line 50, insert

"SEC 10 Section 19557 is added to the Education Code, to read

19557 Notwithstanding any other provision of this chapter, apportionments shall be made from the proceeds of bonds issued pursuant to the State School Building Aid Bond Law of 1964, for projects, for which apportionments are not otherwise made pursuant to this chapter, that the Advisory Committee on Compensatory Education has determined are necessary to effectuate a program or programs for compensatory education"

Amendments read

Demand for Previous Question

Messrs Williamson Garrigus, Ashcraft Rumford and Foran demanded the previous question Demand sustained

The question being on the adoption of the amendments by Mr Unruh

Roll Call Demanded

Messrs Song, Veysey, and Willson demanded a roll call

The roll was called, and the amendments adopted by the following vote

AYES—Allen, Alquist, Bane Barnes, Bee Berlenson, Booth, Burgener, Carrell Danielson, Donovan Dymally, Elliott, Fall II, Foran Frew Gaffney Garrigus Greene Henson Johnson Kennick McMillan Mobas Mills Morena, Quimby Rumford Song Stanton, Thomas, Waite, Waldie, Warren, Whetmore Williamson Willson Young Zberg and Mr Speaker—40

NOES—Ashcraft Chapel, Cologne Conrad, Dunnemeyer, Deukmejian Flournoy Hinckley, Holmes Lanterman, Pattee, Stevens Thelin, Veysey, and Winton—15

VOTE CHANGED UPON ROLL CALL ON ASSEMBLY BILL NO 100

Mr Greene was granted unanimous consent that he be recorded as voting "Aye," instead of "No," on Assembly Bill No 100

CONSIDERATION OF SPECIAL ORDER (RESUMED)

Consideration of Further Amendments—Set No 6

Request for Unanimous Consent

Mr Greene asked for unanimous consent that the Rules be temporarily suspended for the purpose of permitting consideration of amendments which would amend the same section of the bill which had been amended by Set No 5 of the amendments to Assembly Bill No 120, which were previously adopted by a roll call vote

Mr Conrad withheld unanimous consent

Motion

Mr Greene moved that the Rules be temporarily suspended for the purpose of allowing him to present amendments which would amend the same section of the bill which had been amended by Set No 5 of

the amendments to Assembly Bill No 120, which were previously adopted by a roll call vote

Mr Warren seconded the motion

Motion carried by the following vote

AYES—Allen Bane, Bee, Beilenson, Belotti Booth, Britschgi Carrell, Danielson, Dymally Elliott Ferrell, Greene, Henson, Johnson, Kennick, Moreno, Quimby, Rumford Song, Stanton, Thomas Veysey, Waite, Warren, Whetmore, Williamson Willson Winton Young, Zeber, and Mr Speaker—33

NOES—Ashcraft Bagley, Barnes, Burgener, Conrad, Cusanovich, Dannemeyer, and Gaffney—8

Motion to Amend

Mr Greene moved the adoption of the following amendments

Amendment No 1

On page 2 of the printed bill, as amended in Assembly March 25 1964 in lines 16 and 17, strike out "two hundred sixty million dollars ($260,000,000)", and insert "two hundred seventy five million dollars ($275,000,000)"

Amendment No 2

On page 6 lines 8 and 9, strike out "two hundred sixty million dollars ($260,000,000)", and insert "two hundred seventy-five million dollars ($275,000,000)"

Amendment No 3

On page 6, lines 15 and 16, strike out "two hundred sixty million dollars ($260,000,000)", and insert "two hundred seventy-five million dollars ($275,000,000)"

Amendments read, and refused adoption by the following vote

AYES—Bane, Bee, Carrell Danielson, Elliott, Greene, Johnson Moreno, Rumford, Song, Thomas Waite Whetmore, Williamson, Willson and Winton—16

NOES—Allen, Alquist, Ashcraft Barnes, Belotti, Britschgi, Burgener, Cologne, Conrad, Cusanovich, Dannemeyer Gaffney, Garrigus, Henson, Hinckley, Holmes Kennick Lanterman, McMillan, Pattee, Stevens, Veysey, Waldie, Warren, and Young—25

Bill ordered reprinted, and re-engrossed

ANNOUNCEMENTS OF COMMITTEE MEETINGS

It was announced that the following committee would hold a meeting

Today at 1 30 p m —

Ways and Means (Crown Chairman) in Room 4202

CONSIDERATION OF DAILY FILE (RESUMED)
SECOND READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 38—An act to repeal Chapter 2 (commencing with Section 5200) of, and to add Chapter 2 (commencing with Section 5200) to, Division 3 of the Business and Professions Code, relating to the restriction, regulation, control and licensing of outdoor advertising

Bill read second time, and ordered to third reading

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, April 14, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined

Assembly Bill No 114

Assembly Bill No 161

And reports the same correctly engrossed

POWERS, Chairman

Above bills ordered to third reading

Committee on Education

Assembly Chamber, April 14, 1964

Mr Speaker Your Committee on Education reports

Assembly Bill No 103

With amendments with the recommendation Amend, do pass, as amended, and be re-referred to the Committee on Ways and Means

GARRIGUS, Chairman

Above bill ordered to second reading

Assembly Chamber, April 14, 1964

Mr Speaker Your Committee on Education reports

Assembly *Constitutional Amendment No* 3

With the recommendation Be adopted, and be re-referred to the Committee on Ways and Means

GARRIGUS, Chairman

Above resolution re-referred to the Committee on Ways and Means

Assembly Chamber, April 14, 1964

Mr Speaker Your Committee on Education reports

Assembly Bill No 56

With the recommendation Do pass, and be re-referred to the Committee on Ways and Means

GARRIGUS, Chairman

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

Committee on Ways and Means

Assembly Chamber, April 13 1964

Mr Speaker Your Committee on Ways and Means reports

Assembly Concurrent Resolution No 20

With the recommendation Be adopted

CROWN Chairman

Above resolution ordered engrossed

Assembly Chamber, April 13 1964

Mr Speaker Your Committee on Ways and Means reports

House Resolution No 149
House Resolution No 150
House Resolution No 132
House Resolution No 138
House Resolution No 147

With the recommendation Be adopted

CROWN Chairman

Above resolutions ordered on file

Assembly Chamber April 13 1964

Mr Speaker Your Committee on Ways and Means reports

House Resolution No 82
House Resolution No 85
House Resolution No 91
House Resolution No 94
House Resolution No 98
House Resolution No 99
House Resolution No 100
House Resolution No 102
House Resolution No 103
House Resolution No 105
House Resolution No 107
House Resolution No 108
House Resolution No 109
House Resolution No 110
House Resolution No 115
House Resolution No 116
House Resolution No 119
House Resolution No 121

With the recommendation Be adopted

CROWN Chairman

Above resolutions ordered on file

Assembly Chamber, April 13, 1964

Mr Speaker The Chairman of your Committee on Ways and Means reports

Assembly Bill No 17

With author's amendments with the recommendation Amend and re-refer to the Committee on Ways and Means

CROWN, Chairman

SECOND READING OF ASSEMBLY BILL NO. 17 (PURSUANT TO RULE NO 595)

Assembly Bill No. 17—An act to amend Section 12 of Chapter 29 of the Statutes of 1956 (First Extraordinary Session), to amend Section 6816 of the Public Resources Code, and to amend Section 12938 of, and to add Section 12938.2 to the Water Code relating to the disposition and use of revenues received from oil and gas leases and other leases of state-owned lands and tide and submerged lands granted by the State to the City of Long Beach

Bill read second time

Unanimous Consent to Temporarily Suspend Rule No. 101

By unanimous consent, Rule No 101 was temporarily suspended for the purpose of permitting an amendment which adds coauthors to Assembly Bill No 17

Consideration of Author's Amendments

The following amendments, proposed by Mr Porter, were read, and adopted

Amendment No. 1

In line 3 of the heading of the printed bill, as amended in Assembly March 12, 1964, strike out "and Monagan and Assemblywoman Davis", and insert "Monagan, Meyers Quimby, and Assemblywoman Davis (Coauthor Senator Cobey)"

Amendment No. 2

On page 3, line 9, strike out "limitations set forth in", and insert "provisions of"

Amendment No. 3

On page 3, line 40 strike out "limitations set forth in", and insert "provisions of"

Amendment No. 4

On page 3, line 44, strike out "Eleven", and insert "The first eleven"

Amendment No. 5

On page 4, lines 3 and 4, strike out "in the same fiscal year"

Amendment No 6

On page 4, strike out lines 8 to 39, inclusive, and insert

(b) The next five million dollars ($5,000,000) of the money deposited in the California Water Fund in each fiscal year pursuant to Chapter 29 of the Statutes of 1956 (Extraordinary Session) and Section 6816 of the Public Resources Code shall be available for expenditure by the department, when appropriated by the Legislature, for payment of construction costs of the State Water Resources Development System (exclusive of the provision of water development facilities for local area as set forth in subdivision (d) (6) of Section 12934) which are not reimbursable by State Water Resources Development System water and power contractors

Any expenditure made pursuant to this subdivision for the State Water Facilities shall result in the corresponding bond offset provided for in Section 12938 Prior to requesting appropriations for any facility under this subdivision it shall be the duty of the department to compute the costs allocated to recreation and fish and wildlife enhancement for such facility of the State Water Resources Development System and make such information available to the Legislature Any appropriation made pursuant to this subdivision may be made for the repayment of prior construction costs and the payment of future construction costs If, in any fiscal year, the Legislature determines that more than five million dollars ($5,000,000) is required by the department for construction costs which are not reimbursable and makes appropriations to pay such costs in excess of five million dollars ($5,000,000) from any annual five million dollar ($5,000,000) deposit to be placed in the California Water Fund in the future the department may expend funds appropriated by Section 12938 for such excess of construction costs to the extent the Legislature has made appropriations to repay such excess of construction costs from future annual five million dollar ($5,000,000) deposits Whenever the Legislature makes

one or more appropriations as authorized by this subdivision, for the construction costs of any facility which are not reimbursable, the total of such appropriations becomes a limitation on the amount the department may allocate for such purpose for that particular facility. If the Legislature makes no appropriation of the funds available under this subdivision for those construction costs of any facility which are not reimbursable and the lack of an appropriation jeopardizes the construction of water conservation and transportation facilities, the department may expend, in its discretion, any funds appropriated by Section 12938 for such construction costs.

Any portion of the five million dollars ($5,000,000) not appropriated for nonreimbursable costs in a fiscal year may be expended by the department for those construction costs of the State Water Resources Development System which are reimbursable by State Water Resources Development System water and power contractors. For the purposes of this subdivision, construction costs which are not reimbursable include construction costs of facilities necessary for the conservation or transportation of water which are allocated to recreation and fish and wildlife enhancement but shall not include the provision of water development facilities for local uses as set forth in subdivision (d) (6) of Section 12934. The costs of features incorporated in the State Water Resources Development System for recreation and fish and wildlife enhancement which are not necessary for the conservation or transportation of water shall be payable as provided in Section 11913 of this code."

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

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

Assembly Chamber, April 14, 1964

Mr. Speaker: Your Committee on Judiciary reports
Assembly Bill No. 158
With the recommendation: Do pass

WILLSON, Chairman

Above bill ordered to second reading

Committee on Ways and Means

Assembly Chamber, April 13, 1964

Mr. Speaker: Your Committee on Ways and Means reports
Assembly Bill No. 10
With amendments with the recommendation: Amend and do pass, as amended

CROWN, Chairman

Above bill ordered to second reading

Committee on Judiciary

Assembly Chamber, April 14, 1964

Mr. Speaker: Your Committee on Judiciary reports
Senate Bill No. 64
With the recommendation: Do pass

WILLSON, Chairman

Above bill ordered to second reading

Assembly Chamber, April 14, 1964

Mr. Speaker: Your Committee on Judiciary reports
Assembly Bill No. 48
With amendments with the recommendation: Amend, and re-refer to the Committee on Judiciary

WILLSON, Chairman

Above bill ordered to second reading

Assembly Chamber, April 14, 1964

Mr. Speaker: Your Committee on Judiciary reports
Senate Bill No. 52
With the recommendation: Do pass
Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above bill be placed on the Consent Calendar

WILLSON, Chairman

Above bill ordered to second reading

Committee on Municipal and County Government

Assembly Chamber, April 14, 1964

Mr Speaker The Chairman of your Committee on Municipal and County Government reports

Senate Bill No 37

With author's amendments with the recommendation Amend, and re-refer to the Committee on Municipal and County Government

KNOX, Chairman

SECOND READING OF SENATE BILL NO 37 (PURSUANT TO RULE NO. 59.5)

Senate Bill No 37—An act to provide for the creation of the West Bay Rapid Transit Authority and prescribing the powers and duties thereof, authorizing the authority to construct and operate an interurban rapid transit system, providing for the issuance and sale of bonds, and providing for the use of the proceeds thereof for the purposes of this act, providing for the expenditures of such proceeds and all revenues received from the operation of the system to the uses and purposes set forth herein, and providing for the levy and collection of taxes

Bill read second time

Consideration of Author's Amendments

The following amendments, proposed by Mr Knox, were read, and adopted

Amendment No. 1

On page 12, between lines 19 and 20, of the printed bill, as amended in Senate April 1, 1964, insert

"6.21 The authority shall be subject to the provisions of Division 14.8 (commencing with Section 34500) of the Vehicle Code with respect to the operation of buses and to the rules and regulations prescribed by the Department of the California Highway Patrol pursuant to that chapter regulating the safe operation of buses."

Amendment No. 2

On page 2, of the printed bill, as amended in Senate April 1, 1964, strike out lines 30 and 31, and insert

"SEC 2.7 "Rapid transit" means the transportation of passengers only and their incidental baggage by means other than by chartered bus, sightseeing bus or any other motor vehicle not on an individual passenger fare-paying basis Nothing in this section shall be construed to prohibit the authority from leasing its buses to private certified public carriers for operation by drivers employed by the authority or to prohibit the authority from providing school bus service for the transportation of pupils between their homes and schools

Amendment No. 3

On page 7, line 27, strike out the comma, and insert a period

Amendment No. 4

On page 12, between lines 19 and 20, insert

"CHAPTER 6.1 EXISTING SYSTEMS

6.31 As used in this chapter

(a) "Establish" includes establish, construct, complete acquire, extend, or reroute It does not, however, include the maintenance and operation of any existing system acquired by the authority

(b) "Existing system" means any rapid transit service or system of a publicly or privately owned public utility situated entirely within the West Bay counties, or 75 percent of whose revenue vehicle miles for the preceding calendar year were operated within the West Bay counties

(c) "Rapid transit service or system" does not include the construction by the authority of any structures constituting a method of rapid transit and the operation therein or thereon of any equipment except buses

6.32 Notwithstanding any other provision of this act, before the authority may establish any rapid transit service or system which may at any time divert, lessen,

or compete for the patronage or revenues of any existing system, the authority shall give a written notice to the public utility which is operating the existing system The written notice shall describe the rapid transit service or system which the authority proposes to establish and shall state the time within which the authority proposes to establish such service or system

6 33 The authority shall not establish the proposed service or system, or maintain and operate the service or system until it has completed the purchase of the existing system or any part thereof

6 34 The purchase price to be paid for the existing system, or any portion thereof to be purchased, shall be the reproduction cost new, including going concern value, at the date upon which the authority commences negotiations for the purchase of the existing system, or the portion of the existing system, less depreciation, including wear, tear and obsolescence, if any The purchase price shall not, however, in any event be less than the average annual gross revenue for the preceding three calendar years of the existing system, or the portion thereof

6 35 The authority and the public utility operating the existing system may agree upon the purchase price or they may agree that the purchase price is to be established by arbitration and upon the method of naming arbitrators and the method of conducting such arbitration If they do not, the purchase price may be fixed and judgment entered thereon in a suit brought either by the public utility or the authority in the superior court in and for the county in which is located that portion of the existing system to be acquired by the authority which has the highest value

6 36 Section 853 of the Public Utilities Code does not apply to any contract for sale or sale of an existing system, or any portion thereof, pursuant to this chapter, and the Public Utilities Commission shall have no jurisdiction with respect thereto."

Bill ordered reprinted, and to be re-referred to the Committee on Municipal and County Government.

REPORTS OF STANDING COMMITTEES

Committee on Rules

Assembly Chamber, April 14, 1964

Mr Speaker Your Committee on Rules reports

Assembly Concurrent Resolution No 33

With amendments with the recommendation Amend, and be adopted, as amended

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, April 14, 1964

Mr Speaker Your Committee on Rules reports

Assembly Concurrent Resolution No 36

With the recommendation Be adopted

BANE, Chairman

Above resolution ordered engrossed

Assembly Chamber, April 14, 1964

Mr Speaker Your Committee on Rules reports

Assembly Concurrent Resolution No 39

With amendments with the recommendation Amend, and re-refer to the Committee on Governmental Efficiency and Economy

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, April 14, 1964

Mr Speaker Your Committee on Rules reports

Assembly Joint Resolution No 7

With the recommendation That the resolution be re-referred to the Committee on Agriculture

BANE, Chairman

Above resolution re-referred to the Committee on Agriculture

Assembly Chamber, April 14, 1964

Mr Speaker Your Committee on Rules reports

Assembly Concurrent Resolution No 42

With the recommendation That the resolution be re-referred to the Committee on Agriculture

BANE, Chairman

Above resolution re-referred to the Committee on Agriculture

Assembly Chamber, April 14, 1964

Mr Speaker Your Committee on Rules reports

Senate Joint Resolution No 4
Senate Joint Resolution No 6

With the recommendation That the resolutions be re-referred to the Committee on Agriculture

BANE, Chairman

Above resolutions re-referred to the Committee on Agriculture

Assembly Chamber, April 14, 1964

Mr Speaker Your Committee on Rules reports

Assembly Concurrent Resolution No 34
Assembly Concurrent Resolution No 35

With the recommendation Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolutions be placed on the Consent Calendar

BANE, Chairman

Above resolutions ordered engrossed

Assembly Chamber, April 14, 1964

Mr Speaker Your Committee on Rules reports

Senate Joint Resolution No 1

With the recommendation Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolution be placed on the Consent Calendar

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, April 14, 1964

Mr Speaker Your Committee on Rules reports

Assembly Joint Resolution No 8

With the recommendation Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolution be placed on the Consent Calendar

BANE, Chairman

Above resolution ordered engrossed

Assembly Chamber, April 14, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No. 166
House Resolution No. 170
House Resolution No 174

With the recommendation Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolutions be placed on the Consent Calendar

BANE, Chairman

Above resolutions ordered on file

Assembly Chamber, April 14, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No. 158
House Resolution No 159
House Resolution No 167

With the recommendation Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolutions be placed on the Consent Calendar

BANE, Chairman

Above resolutions ordered on file

Assembly Chamber, April 14, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 175

With the recommendation Be adopted, and be re-referred to the Committee on Ways and Means

BANE, Chairman

Above resolution re-referred to the Committee on Ways and Means

Assembly Chamber, April 14, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 160
House Resolution No 171

With the recommendation That the resolutions be retained in committee and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study

BANE, Chairman

Subject matter of the above resolutions referred to the Committee on Rules

Assembly Chamber, April 14, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 160
House Resolution No 161
House Resolution No 168

With the recommendation That the resolutions be retained in committee, and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study

BANE, Chairman

Subject matter of the above resolutions referred to the Committee on Rules

MESSAGES FROM THE SENATE

Senate Chamber, April 13, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day passed

Senate Bill No 68

J A BEEK Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bill was read the first time

Senate Bill No 68—An act to add Chapter 8 (commencing with Section 8700) to Division 1 Title 2 of the Government Code, relating to economic and cultural relations with Baja California, and making an appropriation therefor

Referred by the Speaker pro Tempore to the Committee on Governmental Efficiency and Economy

MESSAGES FROM THE SENATE

Senate Chamber April 13, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day adopted

Senate Concurrent Resolution No 17
Senate Joint Resolution No 5

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolutions were read

Senate Concurrent Resolution No. 17—Relative to designating the Arthur W Way Memorial Bridge

Referred by the Speaker pro Tempore to the Committee on Transportation and Commerce

Senate Joint Resolution No. 5—Relative to the withdrawal of certain lands in Death Valley from mining entry

Referred by the Speaker pro Tempore to the Committee on Public Utilities and Corporations

MESSAGES FROM THE SENATE

Senate Chamber, April 13, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day passed

Assembly Bill No 21
Assembly Bill No 25
Assembly Bill No 72

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

Above bills ordered enrolled

Senate Chamber, April 13, 1964

Mr Speaker I am directed to inform your honorable body that the Senate amended, and on this day passed as amended

Assembly Bill No 8
Assembly Bill No 20
Assembly Bill No 53

And respectfully requests your honorable body to concur in said amendments

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

Above bills ordered to unfinished business file

APPROVAL OF JOURNALS

On motion of Mr Waldie, the Assembly Daily Journals for Monday, April 6, 1964, Tuesday April 7 1964, Wednesday, April 8, 1964, and Thursday, April 9, 1964, were approved, as corrected by the Minute Clerk

ADJOURNMENT

At 11 25 a m on motion of Mr Waldie, the Speaker pro Tempore declared the Assembly adjourned until 9 a m , Wednesday, April 15, 1964

JESSE M UNRUH, Speaker

ANABEL WHANG, Minute Clerk

CALIFORNIA LEGISLATURE

1964 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

THIRTY-THIRD LEGISLATIVE DAY

FIFTY-FOURTH CALENDAR DAY

IN ASSEMBLY

Assembly Chamber
Wednesday, April 15, 1964

The Assembly met at 9 a m
Hon Carlos Bee, Speaker pro Tempore of the Assembly, presiding
Chief Clerk James D Driscoll at the Desk
Assistant Clerk Malcolm MacIntyre reading

ROLL CALL

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

Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Vevoda, Waite, Waldie, Whetmore, Williamson, Wilson, Winton, Young, Zberg, Zenovich, and Mr Speaker—74

Quorum present

PRAYER

The following prayer was offered by the Chaplain, Rev Robert R Ferguson,

Eternal God, Help us not to be sleeping through a revolution Make us sensitive to the deepest cries of the human heart May our thoughts not be so introspective that we fail to see that others want freedom and rights and would rather die than live in servitude As we live in this world seeking its benefits let us remember that others desire the same Give us intelligence but also compassion, justice, but also mercy, and rights accompanied by opportunities In our Lord's Name—AMEN

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Bee, Mr Lanterman then led the Assembly in the pledge of allegiance to the Flag

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Mr Dills, seconded by Mr Cologne

LEAVES OF ABSENCE FOR THE DAY

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

Mr Meyers, on motion of Mr Waldie

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

Mr Collier, on motion of Mr Conrad

Mrs Davis, on motion of Mr Waldie

Mr Warren, on motion of Mr Waldie

PROCLAMATION OF THE GOVERNOR

The following proclamation of the Governor was received and read

Executive Department, State of California

PROCLAMATION

WHEREAS, The Legislature of the State of California has been called in extraordinary session and has convened on February 3, 1964, 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, Edmund G Brown, Governor of the State of California, by virtue of the power vested in me by law, hereby amend and supplement my Proclamation dated January 30 1964, by adding the following additional purposes thereto, and thereby permitting the Legislature to legislate upon the following subjects, in addition to the subject specified in the original Proclamation to wit

Item No 51 To consider and act upon legislation relative to the Kern County Water Agency Act

Item No 52 To consider and act upon legislation relative to financial assistance to the Crescent City disaster area

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this fourteenth day of April, 1964

EDMUND G BROWN, Governor

(SEAL) ATTEST Frank M Jordan, Secretary of State

REPORTS

The following report was presented by the Chief Clerk

Report of Activities, Office of Local Assistance by the Department of General Services, for the Year Ending December 31, 1963

Above transmitted report, together with letter of transmittal dated April 1, 1964, from H H Jaqueth, Chief, Office of Local Assistance, Department of General Services, Sacramento, referred by the Speaker pro Tempore to the Committee on Education

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following bill was introduced, and read the first time

Assembly Bill No. 181: By Assemblyman Williamson—An act to amend Sections 14 1 and 17 of the Kern County Water Agency Act (Chapter 1003, Statutes of 1961), relating to the Kern County Water Agency

Held at desk by order of the Speaker pro Tempore

RESOLUTIONS

The following resolution was offered

By Assemblymen Dymally, Ferrell, and Rumford

House Resolution No 180

Commending Sidney Poitier

WHEREAS, Sidney Poitier first selected a career of theater arts while serving his country in the United States Army, and upon his discharge enrolled in the American Negro Theatre, and

WHEREAS, Immediately following his theatrical training, Sidney Poitier instantaneously established his talent in prominent roles in such respected theatrical productions as "Lysistrata," and "Freight" and "Anna Lucasta", and

WHEREAS, Upon scoring an immediate success in his motion picture debut "No Way Out," Sidney Poitier won further theatrical acclaim for his performance in difficult roles in "Cry the Beloved Country" followed by "Blackboard Jungle," from which critics' praise the worldwide recognition led to starring roles in "Something of Value," "Mark of the Hawk," "Porgy and Bess," "The Defiant Ones," and his latest motion picture "Lilies of the Field", and

WHEREAS, Sidney Poitier has been awarded numerous coveted honors of world renown for his outstanding achievement both for comedy and drama ability as evidenced by his winning the George Civi Cultural Foundation Award, a special award for human values, from the Venice Film Festival, the Best Actor Award for his co-starring role in "The Defiant Ones" from the Berlin Film Festival, and a prior Academy of Motion Picture Arts and Sciences Award nomination for his performance in "The Defiant Ones", and

WHEREAS, At the 36th annual presentation of awards by the Academy of Motion Picture Arts and Sciences, held on April 13, 1964, Sidney Poitier became the first Negro ever to win an Academy Award for Best Performance by a Male Actor on the basis of his superlative performance in "Lilies of the Field", now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this body do hereby congratulate Mr Sidney Poitier on his receipt of the "Best Performance by a Male Actor Award" for his starring role in "Lilies of the Field," and commend him for his outstanding contribution to theater arts, and be it further

Resolved, That the Chief Clerk of the Assembly is hereby directed to transmit suitably prepared copies of this resolution to Mr Sidney Poitier

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, April 14, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined

Assembly Bill No. 3—An act to amend Sections 9171 and 9172 of the Government Code, relating to officers and employees of the Assembly,

Assembly Bill No 65—An act to amend Section 73959 of, and to add Sections 73959 1 and 73959 2 to, the Government Code, relating to municipal courts,

Assembly Bill No 121—An act to add Sections 74666, 74667, 74668, 74669, 74670, 74671, 74672, 74826, 74827, 74828, 74829, 74830, 74831 and 74832 to, and to repeal Sections 74666 and 74826 of, the Government Code, relating to municipal courts,

And reports the same correctly enrolled and presented to the Governor at 3 p m, April 14, 1964

POWERS, Chairman

Assembly Chamber, April 14, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined

Assembly Concurrent Resolution No 38—Relative to authorizing the State Scholarship Commission to announce scholarships,

And reports the same correctly enrolled, and presented to the Secretary of State on the 14th day of April, 1964, at 3 p m

POWERS, Chairman

Assembly Chamber, April 14, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Bill No 64

And reports the same correctly re-engrossed

POWERS, Chairman

Above bill ordered re-referred to the Committee on Education

Assembly Chamber, April 14, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Bill No 175

And reports the same correctly engrossed

POWERS, Chairman

Above bill re-referred to the Committee on Water

Assembly Chamber, April 15, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Joint Resolution No 8

And reports the same correctly engrossed

POWERS, Chairman

Above resolution ordered to the Consent Calendar

Assembly Chamber, April 15, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Bill No 120

And reports the same correctly re-engrossed

POWERS, Chairman

Above bill ordered to third reading

Assembly Chamber, April 15, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No 20
Assembly Concurrent Resolution No 36

And reports the same correctly engrossed

POWERS, Chairman

Above resolutions ordered on file

Assembly Chamber, April 15, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No 34
Assembly Concurrent Resolution No 35

And reports the same correctly engrossed

POWERS, Chairman

Above resolutions ordered to the Consent Calendar

Assembly Chamber, April 15, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No 12

And reports the same correctly engrossed

POWERS, Chairman

Above resolution ordered on file

CONSIDERATION OF DAILY FILE

BILLS ON SECOND READING FILE PURSUANT TO RULE NO. 76

Pursuant to Rule No 76, the following bills were this day on the second reading file

Assembly Bills Nos. 160 and 18.

Above bills ordered to third reading, subsequent to engrossment

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 103—An act to amend Sections 6051, 6052.5, 6201, and 7102 of the Revenue and Taxation Code, and to amend Sections 6352, 13525, 17303.5, 17654.5, 17655.5, 17656, 17660, 17664, 17665, 17666.2, 17702, 17906.2, and 20751 of to add Section 13525.5 to, and to add Article 2.5 (commencing with Section 17670) to Chapter 3 of Division 14 of, the Education Code, relating to financial support of local school districts

Bill read second time

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Education, was read, and adopted

Request for Unanimous Consent to Temporarily Suspend Rule No. 101

Mr. Ashcraft was granted unanimous consent that Rule No. 101 be temporarily suspended for the purpose of permitting an amendment which adds a coauthor to Assembly Bill No. 103

Amendment No. 1

After line 9 of the heading of the printed bill, as amended in Assembly April 2, 1964, insert

"(Coauthor: Senator Lunardi)"

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

Assembly Bill No. 158—An act to amend Section 70047 of the Government Code, relating to court reporters

Bill read second time, and ordered engrossed

Assembly Bill No. 10—An act relating to salary increases for state employees, declaring the urgency thereof, to take effect immediately

Bill read second time

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Ways and Means, was read, and adopted

Request for Unanimous Consent to Temporarily Suspend Rule No. 101

Mr. Z'berg was granted unanimous consent that Rule No. 101 be temporarily suspended for the purpose of permitting an amendment which adds a coauthor to Assembly Bill No. 10

Amendment No. 1

In line 2 of the heading of the printed bill, strike out "and Young", and insert "Young, and Gaffney"

Bill ordered reprinted, and engrossed

Assembly Bill No. 48—An act to add Section 71600.1 to the Government Code, relating to judicial salaries

Bill read second time

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Judiciary, were read, and adopted

Amendment No. 1

On page 1, line 6, of the printed bill, as amended in Assembly March 23, 1964, after "be", insert "at least"

Amendment No. 2

On page 1, strike out lines 10 to 12, inclusive, and insert "municipal court as established by Section 68202, less twelve thousand five hundred dollars ($12,500)"

Amendment No 3

On page 1, line 14, after "be", insert "at least"

Amendment No. 4

On page 1 strike out lines 15 to 20, inclusive, and insert "municipal court as established by Section 68202, less eleven thousand two hundred fifty dollars ($11,250)"

Amendment No 5

On page 1, line 22, after "be", insert "at least"

Amendment No. 6

On page 1, line 23, strike out "lowest annual salaried municipal court in", and strike out line 24, and insert "municipal court as established by Section 68202, less ten thousand dollars ($10,000)"

Amendment No. 7

On page 2, strike out lines 1 to 6, inclusive

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

Assembly Concurrent Resolution No. 33—Relative to commending Mrs John F Kennedy

Resolution read

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Rules, was read, and adopted

Amendment No. 1

On page 1, line 17, of the printed measure, strike out "strike", and insert "takes"

Resolution ordered reprinted, and engrossed

Assembly Concurrent Resolution No. 39—Relative to a study of the impact of prison manufacturing activities upon small industries

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Rules, were read, and adopted

Amendment No 1

In line 3 of the title of the printed measure, strike out the period, and insert "and the effect of enforced idleness of inmates of the State's prisons"

Amendment No. 2

On page 2, strike out line 2, and insert "ments for our prison inmates, and

WHEREAS, There are now more than 1800 able-bodied prisoners idle in California's prison system which creates serious problems of prison management, is detrimental to prisoner rehabilitation and is costly to the State, and

WHEREAS, As California's population continues to grow so will the number of prisoners, making it evident that additional industrial work opportunities will be required to provide constructive employment and training, now, therefore, be it"

Amendment No. 3

On page 3, line 20, strike out "enterprises"" and insert "enterprise", for the purpose of manufacturing reflective sheeting signs,"

Amendment No. 4

On page 3 between lines 22 and 23 insert

"*Resolved*, That the Department of Corrections and the Correctional Industries Commission are urged to continue to make every reasonable effort to develop work op-

portunities for prisoners, but which will have as little competitive impact as possible on California industry, and be it further"

Resolution ordered reprinted, engrossed, and to be re-referred to the Committee on Governmental Efficiency and Economy

SECOND READING OF SENATE BILLS

Senate Bill No. 64—An act to amend Section 70044.5 of the Government Code, relating to salaries of court reporters

Bill read second time, and ordered to third reading

Senate Bill No. 52—An act to amend Section 73974 of the Government Code, relating to compensation on municipal court attachés

Bill read second time, and ordered to the Consent Calendar

BILL PLACED ON THE INACTIVE FILE

The following bill was placed upon the inactive file

Assembly Bill No. 35, on motion of Mr. Petris

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

Assembly Bill No. 114—An act to amend Section 19630.1 of the Education Code, relating to state school building aid

Bill read third time, and passed by the following vote

AYES—Ashcraft, Badham, Bane, Barnes, Bee, Booth, Burgener, Cartell, Casey, Cologne, Conrad, Cusanovich, Dahnemeyer, Deukmejian, Dills, Donohoe, Elliott, Frew, Gaffney, Garrigus, Gonsalves, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, McMillan, Moreno, Mulford, Petris, Porter, Rumford, Song, Soto, Thelin, Thomas, Waldie, Whetmore, Williamson, Young, Zberg, and Mr. Speaker—44

NOES—None

Bill ordered transmitted to the Senate

Assembly Bill No. 38—An act to repeal Chapter 2 (commencing with Section 5200) of, and to add Chapter 2 (commencing with Section 5200) to, Division 3 of the Business and Professions Code, relating to the restriction, regulation, control, and licensing of outdoor advertising

Bill read third time

Motion to Amend

Mr. McMillan moved the adoption of the following amendments

Amendment No. 1

On page 2 of the printed bill, as amended in Assembly April 6, 1964, strike out lines 39 and 40

Amendment No. 2

On page 3, line 41, strike out "(i)", and insert "(h)"

Amendment No. 3

On page 6, strike out lines 41 to 50, inclusive, and on page 7, strike out lines 1 to 15, inclusive

Amendment No. 4

On page 8, line 31, strike out "commission", and insert "division"

Amendment No. 5

On page 8, line 43, strike out "commission", and insert "division"

Amendments read

Roll Call Demanded

Messrs Badham, Williamson and Henson demanded a roll call

The roll was called, and the amendments refused adoption by the following vote

AYES—Badham, Barnes, Belotti, Carrell, Cologne, Conrad, Cusanovich, Dannemeyer, Deukmejian, Dills, Donovan, Hinckley, Holmes, Johnson, McMillan, Monagan, Pattee Petris, and Thelin—19

NOES—Alquist, Ashcraft, Bane, Beilenson, Booth, Burgener, Chapel, Dymally, Elliott, Garrigus, Greene, Henson, Kennick, Knox, Lanterman, Moreno, Mulford, Porter, Powers, Song, Soto, Thomas, Veysey, Waldie, Williamson, Wilson, Winton, Zberg and Mr Speaker—29

The question being on the passage of the bill

Bill passed by the following vote

AYES—Allen, Alquist, Ashcraft, Bagley, Bane, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Casey, Chapel, Cologne Conrad, Crown, Danielson, Deukmejian, Donovan, Dymally, Elliott, Flournoy, Foran, Gaffney, Garrigus Gonsalves, Greene, Henson, Hinckley, Kennick, Knox, Lanterman, Marks, McMillan, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Waldie, Williamson, Wilson, Winton, Young, Zberg, and Mr Speaker—60

NOES—Badham, Barnes, Cusanovich, Dannemeyer, Dills, Johnson, and Veysey—7

Bill ordered transmitted to the Senate

ANNOUNCEMENTS

Speaker pro Tempore Bee announced that the Assembly would not be in session on Friday, April 17, 1964

Speaker pro Tempore Bee announced, for the information of the Members of the Assembly, that Assemblyman Charles W Meyers is in St Luke's Hospital, San Francisco, Room 325

VOTE CHANGED UPON ROLL CALL ON ASSEMBLY BILL NO. 38

Mr Chapel was granted unanimous consent that he be recorded as voting "Aye," instead of "No," on Assembly Bill No 38

NAME PLACED UPON ROLL CALL ON ASSEMBLY BILL NO. 38

Mr Young was granted unanimous consent that he be recorded as voting "Aye" on Assembly Bill No 38

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO. 59

Mr Stanton was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Assembly Bill No 174 for hearing in the Committee on Revenue and Taxation, today

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

Assembly Bill No. 47—An act to amend Sections 5263, 5324, and 5325 of the Business and Professions Code, relating to outdoor advertising

Bill read third time, and passed by the following vote

AYES—Allen, Alquist, Bagley, Bane, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Conrad, Crown, Cusanovich, Danielson, Deukmejian, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Gaffney, Garrigus,

Gonsalves, Greene, Henson, Hinckley, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Winton, Z'berg, and Mr Speaker—58
NOES—Williamson—1.

Bill ordered transmitted to the Senate

EXPLANATION OF ABSENCE

I was on a long-distance call during the vote on Items 22 and 23 in the Daily File—Z'berg's A B 38 and A B 47; had I been present I would have voted yes

JAMES L HOLMES

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

Consideration of House Resolution No 149

By Assemblyman Casey

House Resolution No. 149—Relative to Redrock Canyon.

NOTE The full text of House Resolution No 149 appears at page 500 of the Assembly Daily Journal for April 6, 1964

Resolution read, and adopted.

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO. 59

Mr Holmes was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Assembly Joint Resolution No 9 for hearing in the Committee on Rules, on Thursday, April 16, 1964

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

Consideration of House Resolution No. 150

By Assemblyman Casey

House Resolution No. 150—Relative to Walker's Pass

NOTE The full text of House Resolution No 150 appears at page 500 of the Assembly Daily Journal for April 6, 1964

Resolution read, and adopted

Consideration of House Resolution No. 132

By Assemblymen Meyers, Foran, Gaffney, and Marks (Coauthor Senator McAteer)

House Resolution No. 132—Relative to state park or beach area potential at Fort Funston on the Pacific Ocean in San Francisco County

NOTE The full text of House Resolution No 132 appears at page 424 of the Assembly Daily Journal for March 30, 1964

Resolution read, and adopted

Consideration of House Resolution No 138

By Assemblymen Greene and Powers

House Resolution No. 138—Relative to state park and recreation area sites along the American and Sacramento Rivers

NOTE The full text of House Resolution No 138 appears at pages 463 and 464 of the Assembly Daily Journal for April 1, 1964

Resolution read, and adopted

Consideration of House Resolution No 147

By Assemblyman Crown

House Resolution No. 147—Relative to additions to Memorial State Beach Park in Alameda County

NOTE The full text of House Resolution No 147 appears at page 490 of the Assembly Daily Journal for April 6, 1964

Resolution read, and adopted

Consideration of House Resolution No 82

By Assemblyman Waldie

House Resolution No. 82—Relative to additions to Mount Diablo State Park in Contra Costa County

NOTE The full text of House Resolution No 82 appears at page 225 of the Assembly Daily Journal for March 23, 1964

Resolution read, and adopted

Consideration of House Resolution No. 88

By Assemblyman Whetmore

House Resolution No. 88—Relative to acquisition of beach and upland areas in Orange County

NOTE The full text of House Resolution No 88 appears at page 227 of the Assembly Daily Journal for March 23, 1964

Resolution read, and adopted

Consideration of House Resolution No 91

By Assemblymen Powers and Z'berg

House Resolution No. 91—Relative to a state historic park site at "Old Sacramento" in the City of Sacramento

NOTE The full text of House Resolution No. 91 appears at pages 253 and 254 of the Assembly Daily Journal for March 23, 1964

Resolution read, and adopted

Consideration of House Resolution No. 94

By Assemblyman Quimby

House Resolution No. 94—Relative to a state park or recreation area site in the Whipple Mountains located in San Bernardino County.

NOTE The full text of House Resolution No 94 appears at page 255 of the Assembly Daily Journal for March 23, 1964

Resolution read, and adopted

Consideration of House Resolution No 98

By Assemblyman Britschgi.

House Resolution No. 98—Relative to acquisition of lands for state park purposes on the San Mateo County coastline

NOTE The full text of House Resolution No 98 appears at page 264 of the Assembly Daily Journal for March 24, 1964

Resolution read, and adopted

Consideration of House Resolution No. 99

By Assemblyman Bagley

House Resolution No. 99—Relative to additions to Mount Tamalpais State Park in Marin County

NOTE The full text of House Resolution No 99 appears at pages 264 and 265 of the Assembly Daily Journal for March 24, 1964

Resolution read, and adopted

Consideration of House Resolution No 100

By Assemblymen Asheraft, Barnes, Donovan, Mills, and Burgener

House Resolution No. 100—Relative to a state beach at Camp Pendleton San Diego County

NOTE The full text of House Resolution No 100 appears at page 265 of the Assembly Daily Journal for March 24, 1964

Resolution read, and adopted

Consideration of House Resolution No 102

By Assemblyman Casey

House Resolution No. 102—Relative to a state park, along the highways through Redrock Canyon and Walker's Pass

NOTE The full text of House Resolution No 102 appears at page 266 of the Assembly Daily Journal for March 24, 1964

Resolution read, and adopted

Consideration of House Resolution No 103

By Assemblyman Henson

House Resolution No 103—Relative to a state park or recreation area at Point Mugu, Ventura County

NOTE The full text of House Resolution No 103 appears at page 266 of the Assembly Daily Journal for March 24, 1964

Resolution read, and adopted

Consideration of House Resolution No. 105

By Assemblymen Mills, Asheraft, Barnes, Burgener, and Donovan

House Resolution No. 105—Relative to a state historic park site at "Old Town" in the City of San Diego

NOTE The full text of House Resolution No 105 appears at pages 275 and 276 of the Assembly Daily Journal for March 25, 1964

Resolution read, and adopted

Consideration of House Resolution No 107

By Assemblyman Monagan

House Resolution No. 107—Relative to a study of the recreational area in Sacramento and San Joaquin River Delta

NOTE The full text of House Resolution No 107 appears at pages 276 and 277 of the Assembly Daily Journal for March 25 1964

Resolution read, and adopted

Consideration of House Resolution No 108

By Assemblyman Hinckley

House Resolution No. 108—Relative to a state park site at Cima Dome, San Bernardino County

NOTE The full text of House Resolution No 108 appears at page 277 of the Assembly Daily Journal for March 25, 1964

Resolution read, and adopted

Consideration of House Resolution No 109

By Assemblymen Foran, Gaffney, Marks, Meyers, and Ryan

House Resolution No. 109—Relative to a state park in the Crystal Springs area in San Mateo County

NOTE The full text of House Resolution No 109 appears at page 277 of the Assembly Daily Journal for March 25, 1964

Resolution read and adopted by the following vote

AYES—Alquist, Banc Booth Crown Elliott Foran, Frew Gaffney Gonsalves Henson, Johnson, Kennick Knox Marks, Petris Quimby, Rumford, Ryan, Soto, Stanton, Stevens, Winton Young Zenovich and Mr Speaker—25

NOES—Ashcraft, Badham Barnes Belotti Britschgi Casey Cologne, Conrad, Cusanovich, Danielson, Donovan, Hinckley, Holmes, Milias, Monagan, Mulford, Potter, Porter, Thelin, and Veneman—20

Consideration of House Resolution No. 110

By Assemblymen Alquist, Milias and Stanton

House Resolution No. 110—Relative to a state park within Coyote River Valley Santa Clara County

NOTE The full text of House Resolution No 110 appears at pages 279 and 280 of the Assembly Daily Journal for March 25 1964

Resolution read, and adopted

Consideration of House Resolution No. 115

By Assemblyman Dannemeyer

House Resolution No 115—Relative to a new state beach in Orange County

NOTE The full text of House Resolution No 115 appears at page 340 of the Assembly Daily Journal for March 26, 1964

Resolution read, and adopted

Consideration of House Resolution No 116

By Assemblyman Unruh

House Resolution No. 116—Relative to a state park or recreation area site in the Santa Monica Mountains

NOTE The full text of House Resolution No 116 appears at pages 340 and 341 of the Assembly Daily Journal for March 26, 1964

Resolution read, and adopted

Consideration of House Resolution No 119

By Assemblyman Z'berg

House Resolution No. 119—Relative to establishing a state park at the Sacramento Delta Meadows

NOTE The full text of House Resolution No 119, as amended, appears at pages 513 and 514 of the Assembly Daily Journal for April 7, 1964

Resolution read and adopted

Consideration of House Resolution No 121

By Assemblyman Booth

House Resolution No 121—Relative to state recreation area sites along the lower Feather River

NOTE The full text of House Resolution No 121 appears at page 343 of the Assembly Daily Journal for March 26, 1964

Resolution read, and adopted

Assembly Concurrent Resolution No. 36—Relative to the selection of Frank Lanterman as Organist for the 1964 Republican National Convention

Resolution read

Request for Unanimous Consent to Temporarily Suspend Rule No 101

Mr Mulford was granted unanimous consent that Rule No 101 be temporarily suspended for the purpose of adding coauthors to Assembly Concurrent Resolution No 36

Members Made Coauthors of Assembly Concurrent Resolution No 36

Mr Mulford was granted unanimous consent that all Members so desiring be placed upon Assembly Concurrent Resolution No 36 as coauthors

Roll Call

The following Members indicated a desire to become coauthors

Assemblymen Allen, Alquist, Bane, Bee, Beilenson, Booth, Carrell, Casey, Crown, Danielson, Dills, Dymally, Elliott, Fenell, Flew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Johnson, Kennick, Knox, Moreno, Potter Powers, Quimby, Rumford, Song, Soto, Stanton, Thomas, Unruh, Waite, Waldie Winton, Young and Zenovich

Request for Unanimous Consent

Mr Mulford was granted unanimous consent to take up Assembly Concurrent Resolution No 36 as amended, without reference to print, or file, and that the same be considered re-engrossed

Consideration of Assembly Concurrent Resolution No 36, As Amended

Assembly Concurrent Resolution No. 36: By Assemblymen Mulford, Whetmore, Britschgi, Burgener, Ashcraft, Badham, Bagley, Barnes, Belotti, Chapel, Collier, Cologne, Conrad, Cusanovich, Dannemeyer, Denkmejian, Donovan, Flournoy, Foran, Hinckley, Holmes, Marks, Milias, Mills, Monagan, Pattee, Petris, Ryan, Stevens, Thelin, Veneman, Veysey, Williamson, Z'berg, Allen, Alquist, Bane, Bee, Beilenson, Booth, Carrell, Casey, Crown, Danielson, Dills, Dymally, Elliott, Ferrell, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Johnson Kennick, Knox, Moreno, Porter, Powers, Quimby, Rumford, Song, Soto, Stanton, Thomas, Unruh, Waite, Waldie, Winton, Young, and Zenovich—Relative to the selection of Frank Lanterman as Organist for the 1964 Republican National Convention

Resolution read, as amended, and adopted unanimously

Resolution ordered printed and transmitted to the Senate

Request for Unanimous Consent

Mr Allen asked for unanimous consent that Mrs Davis, Messrs McMillan, Meyers, Warren, and Willson, be added as coauthors of Assembly Concurrent Resolution No 36

Reply by Speaker pro Tempore

Speaker pro Tempore Bee replied that the Chief Clerk could be directed to add Mrs Davis, Messrs McMillan Meyers, Warren, and Willson as coauthors on the illuminated copies of Assembly Concurrent Resolution No 36

Request for Unanimous Consent

Mr Allen was granted unanimous consent that the Chief Clerk be directed to add Mrs Davis, Messrs McMillan, Meyers, Warren, and Willson, as coauthors on the illuminated copies of Assembly Concurrent Resolution No 36

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO 59

Mr Allen was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Assembly Bill No 138 for hearing in the Committee on Elections and Reapportionment today

REQUESTS FOR UNANIMOUS CONSENT TO HOLD SPECIAL MEETINGS OF COMMITTEES

At 10 20 a m , Mr Gaffney was granted unanimous consent to hold a special meeting of the Committee on Constitutional Amendments in Room 3188, at 10 30 a m , today

At 10.21 a m , Mr Porter was granted unanimous consent to hold a special meeting of the Committee on Water in the Assembly Lounge, at this time

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS

Senate Bill No. 6—An act to amend Sections 25001 and 25002 of, and to add Sections 25001 1, 25001 2, 25001 3, and 25001 4 to, the Government Code, relating to county supervisorial districts

Bill read third time, and presented by Mr. Milias

Bill passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Conrad, Crown, Danielson, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Milias, Mills, Monagan, Moreno, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stevens, Thelin, Thomas, Veneman, Vevsey, Waldie, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich and Mr Speaker—66
NOES—None

Bill ordered transmitted to the Senate

CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the first item on the Consent Calendar

CONSENT CALENDAR—ASSEMBLY BILLS

Assembly Concurrent Resolution No. 28—Relative to campsites in state parks for campers with dogs

Resolution read and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Danielson, Dannemeyer, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Vevsey, White, Waldie, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—73
NOES—None

Resolution ordered transmitted to the Senate

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No 8—An act to amend Section 802 of the Agricultural Code relating to grapes, and declaring the urgency thereof, to effect immediately

The question being Shall the Assembly concur in the following Senate amendments to Assembly Bill No 8?

Amendment No 1

On page 1, line 23, of the printed bill, as amended in Assembly March 16, 1964, strike out "Coleman" and insert "Colman"

Amendment No 2

On page 2, line 26 strike out "northwest", and insert "north and west"

Amendment No 3

On page 3 line 10, strike out "sufficent", and insert "sufficient"

The roll was called and the Assembly concurred in Senate amendments to Assembly Bill No 8 by the following vote

AYES—Allen, Alquist, Ashcraft, Badham Bagley, Bane Barnes Bee, Beilenson Belotti Booth Burgener Carrell Casey Chapel, Cologne Conrad Crown, Danielson Dannemeyer Deukmejian Dills Donovan Dymally Elliott, Ferrell Flournoy, Foran Frew Gonsalves Greene Henson Hinckley, Holmes Johnson Kennick Knox Lanterman Marks McMillan Milias, Mills Monagan, Moreno Mulford Pattee Petris Porter Quimby Rumford Ryan Song Soto, Stanton, Stevens Thelin, Thomas Veneman, Vevsey, Waldie, Whetmore, Williamson, Willson Winton, Young, Z'berg Zenovich, and Mr Speaker—68
NOES—None

Assembly Bill No 8 ordered enrolled

Assembly Bill No 20—An act to add Sections 61935 and 61936 to the Government Code, relating to water service in Contra Costa County, declaring the urgency thereof, to take effect immediately

The question being Shall the Assembly concur in the following Senate amendment to Assembly Bill No 20?

Amendment No. 1

On page 1, line 8 of the printed bill, as amended in Assembly March 23, 1964, strike out "two", and insert three"

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No 20 by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Berlenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Danielson, Dannemeyer, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson Kennick, Knox, Lanterman Marks, McMillan, Milias, Mills, Monagan, Moreno Mulford, Pattee, Petris, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Veneman, Vevsey, Waldie, Whetmore, Willson, Winton, Young, Zenovich, and Mr Speaker —67

NOES—None

Assembly Bill No 20 ordered enrolled

Assembly Bill No. 53—An act to repeal Section 23313 of, and to add Section 23314 to, the Elections Code, relating to the consolidation of elections

The question being Shall the Assembly concur in the following Senate amendment to Assembly Bill No 53?

Amendment No. 1

On page 1, line 18, of the printed bill, as amended in Assembly March 24, 1964, strike out "shall", and insert "may"

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No 53 by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Berlenson, Belotti, Booth, Burgener, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Danielson, Dannemeyer, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Milias, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Vevsey, Waldie, Whetmore, Willson, Winton, Young Zberg, Zenovich, and Mr Speaker—68

NOES—None

Assembly Bill No 53 ordered enrolled

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 161—An act to amend Section 1414 of the Education Code, relating to the conduct of elections

Bill read third time, and passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Berlenson, Belotti, Booth, Burgener, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Danielson, Dannemeyer, Deukmejian, Dills, Donovan Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney Gonsalves, Greene Henson Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Milias, Mills Monagan, Moreno, Mulford, Pattee, Petris, Porter, Quimby Rumford Ryan, Song, Soto, Stanton Stevens, Thelin, Thomas, Veneman, Veysey Waite, Whetmore, Williamson, Willson, Winton Young, Zberg, Zenovich, and Mr Speaker—69

NOES—None

Bill ordered transmitted to the Senate

Assembly Bill No 139—An act to amend Section 17601 1 of the Education Code, relating to state financial support for the public schools

Bill read third time, and passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham Bagley, Bane, Barnes, Bee, Berlenson, Belotti Booth, Burgener, Carrell, Casey, Chapel, Colgrove Conrad, Crown, Danielson, Dannemeyer, Deukmejian Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus Gonsalves, Greene, Henson, Huckley, Holmes, Johnson, Kennick, Knox Lanterman, Marks McMillan, Mathias, Mills, Monagan, Mulford, Pattee, Petris Porter, Quimby, Rumford, Ryan, Soto, Stanton, Stevens Thelin, Thomas, Veneman Vasey, Waldie, Whetmore, Williamson Willson, Winton Young, Zberg, Zenovich, and Mr Speaker—68

NOES—None

Bill ordered transmitted to the Senate

MESSAGES FROM THE SENATE

Senate Chamber, April 14 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to

Senate Bill No 80

J A BEEK, Secretary of the Senate
By R W Lyons, Chief Assistant Secretary

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

The following bills were introduced, and read the first time

Assembly Bill No. 182. By Assemblymen Waite and Dannemeyer—An act relating to assistance for construction of public schools through the State Building Aid Fund, making an appropriation therefor and declaring the urgency thereof to take effect immediately

Referred by the Speaker pro Tempore to the Committee on Ways and Means

Assembly Concurrent Resolution No. 43: By Assemblymen Casey, Porter, Belotti, Foran, Henson, Young, and Zenovich—Relative to relocation of facilities of local government required by the development of the State Water Facilities

Referred by the Speaker pro Tempore to the Committee on Rules

Assembly Constitutional Amendment No. 11: By Assemblyman Bane—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding a new subdivision (d) to Section 2 of Article IV relating to sessions of the Legislature

Held at desk by order of the Speaker pro Tempore

RESOLUTIONS

The following resolutions were offered

By Assemblymen Casey and Williamson

House Resolution No 181

Commending D Shannon Harris

WHEREAS, Mr D Shannon Harris of the Arvin-Wheeler Ridge area has been chosen by the California State Junior Chamber of Commerce as the 'Outstanding Young Farmer of California', and

WHEREAS, Mr Harris, a Korean War veteran, commenced farming in 1954 with nothing more than a college degree, two years of experience as a farm manager, a one-year lease on 160 acres and an abiding faith in the free enterprise system and in himself; and

WHEREAS, Over the years, Mr Harris has built his small farm into a thriving partnership with his uncle, Delbert L Harris, retaining however management responsibility over the farm which encompasses some 1,000 acres, employs nine full-time workers and some 50 temporary workers during harvest time, and functions under an annual operating budget in this year of $421,400; and

WHEREAS, This growth and improvement was achieved only by extensive planning, long hours of work, sacrifice, determination and the resolute acceptance of calculated risks, one of which unfortunately resulted in a $90,000 potato crop loss in 1959, upon which Mr Harris is still paying; and

WHEREAS, Mr Harris and his wife and two children are an outstanding example of the steadfast independence and the dynamic industry which has made this nation great; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members thereof hereby congratulate and commend Mr D Shannon Harris upon receiving the California State Junior Chamber of Commerce award for the "Outstanding Young Farmer of California" and upon his commendable dedication to free enterprise and his outstanding accomplishments in farming; 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 D Shannon Harris

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblymen Casey and Williamson

House Resolution No 182

Relative to Mr Oliver L Paris

WHEREAS, The year 1964 marks the retirement of Mr Oliver L Paris after 26 years as a teacher of the youth of our State; and

WHEREAS, Mr Paris was graduated from high school in Salt Lake City, Utah and received his A B degree with a major in geology and a minor in chemistry at the University of California at Los Angeles where he later completed his requirements for a general secondary credential; and

WHEREAS, He later completed his M S degree at the University of Utah majoring in geology and mining engineering; and

WHEREAS, In 1938 he began his long teaching career as a mathematics instructor at Bakersfield High School; and

WHEREAS, He taught chemistry and mathematics at Bakersfield College and then returned to Bakersfield High School; and

WHEREAS, In 1949 Mr Paris was sent to Arvin as a charter member of the faculty when Arvin High School was formed by the Kern County Union High School District; and

WHEREAS, At Arvin he was made chairman of the science department and he later served for many years as a member of the District Fact Finding Committee and

WHEREAS, In addition to his duties as a teacher of chemistry and mathematics, he engaged in many community and professional activities as a member of Phi Delta Kappa, Bakersfield Scottish Rite bodies, National Education Association and California Teachers' Association; and

WHEREAS, Mr Oliver L Paris by his 26 years as a teacher has made an immeasurable contribution to the knowledge and character of thousands of young people and helped prepare them to do their part as adults and citizens of this State and our Nation; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly commend Mr. Oliver L Paris for his years in the teaching profession and thank him for his service to us as a teacher of our youth; 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 Oliver L Paris

Resolution read and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Veneman.

House Resolution No. 183

Relative to congratulating Mario Ielmini

WHEREAS, It has come to the attention of the Members of this Assembly that Mario Ielmini, the beloved Mayor of the City of Patterson, is retiring from that position; and

WHEREAS, Mr. Ielmini's career is a shining example of the opportunity which this country holds for those who have the initiative, ability, and desire to grasp it; and

WHEREAS, He came to San Francisco from Italy in 1919, at the age of 16 years, unable to speak any English; and

WHEREAS, He applied himself immediately to the task of adjusting to his new, strange surroundings and to the problem of earning a living; and

WHEREAS, He began a bakery business in the City of Patterson and from that small beginning he built the Patterson Frozen Food Corporation, which represents a three million dollar plant that is one of the most modern frozen food facilities on the West Coast; and

WHEREAS, In spite of his many business commitments, Mr. Ielmini has always found time to participate actively in the affairs of his community; and

WHEREAS, He was an active member of the Patterson Volunteer Fire Department from 1930 to 1951, is a charter member of the Patterson Planning Commission and served as chairman thereof from 1949 to 1952, is a past president of the Patterson Chamber of Commerce, and is a member of the Patterson Rotary Club, the Elks, and the Commonwealth Club of San Francisco; and

WHEREAS, It is men of the caliber of Mr. Ielmini who have made this State one of the greatest in the country and our country one of the greatest in the world; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members commend Mario Ielmini for his numerous contributions to his adopted community and State, congratulate him on his distinguished service as Mayor of the City of Patterson, and wish him success and happiness in all his future endeavors; and be it further

Resolved, That the Chief Clerk of the Assembly shall transmit a suitably prepared copy of this resolution to Mr. Mario Ielmini

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Allen

House Resolution No. 184

Relating to taxation of veterans' club houses

WHEREAS, For many years club houses owned exclusively by veterans' organizations chartered by Congress, have in many instances served the communities in which they are located as the only available community centers without cost to the public and at no, or but nominal, cost to persons using them; and

WHEREAS, Tax exemptions have since at least as far back as 1945 been granted such facilities pursuant to Section 215 of the Revenue and Taxation Code; and

WHEREAS, Various county tax assessors, however, are now questioning the validity of such exemptions; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is directed to refer to an appropriate interim committee for study the subject of the civic, benevolent and charitable purposes of veterans' organizations and to recommend legislation to clarify the tax status of club houses owned by veterans organizations that have been chartered by Congress and been in existence for 20 or more years; and be it further

Resolved, That the interim committee shall be directed to report its findings and recommendations to the Legislature not later than the fifth legislative day of the 1967 Regular Session

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Stevens

House Resolution No 185
Relative to WAC VET Day

WHEREAS, May 14th is the anniversary date of the founding of the Women's Army Corps, and

WHEREAS The members of the Women's Army Corps have served their country with distinction since the founding of the corps during World War II, and

WHEREAS It is fitting that this day be accorded official recognition, now, therefore, be it

Resolved by the Assembly of the State of California That the Assembly hereby proclaims May 14th as WAC VET Day, and be it further

Resolved That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to Florence English Land, National Sergeant at Arms, and Past President of Los Angeles County Chapter No 10, of the Women's Army Corps-Veterans Association

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

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

Assembly Concurrent Resolution No. 20—Relative to additions to Salton Sea State Recreation Area, Riverside and Imperial Counties

Resolution read, and adopted unanimously

Resolution ordered transmitted to the Senate

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, April 15, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Bill No 160

And reports the same correctly engrossed

POWERS, Chairman

Above bill ordered to third reading

Assembly Chamber, April 15, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Bill No 109

And reports the same correctly engrossed

POWERS, Chairman

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

Committee on Ways and Means

Assembly Chamber, April 15, 1964

Mr Speaker The Chairman of your Committee on Ways and Means reports Assembly Bill No 78

With author's amendments with the recommendation Amend, and re-refer to the Committee on Ways and Means

CROWN, Chairman

SECOND READING OF ASSEMBLY BILL NO. 78 (PURSUANT TO RULE NO. 59.5)

Assembly Bill No. 78—An act to amend Sections 14214, 14218, and to add Section 14694.9 to the Education Code, relating to school district retirement plans, and declaring the urgency thereof, to take effect immediately

Bill read second time

Request for Unanimous Consent to Temporarily Suspend Rule No. 101

Mr Elliott was granted unanimous consent that Rule No 101 be temporarily suspended for the purpose of permitting an amendment which adds a coauthor to Assembly Bill No. 78

Consideration of Author's Amendments

The following amendments, proposed by Mr Elliott, were read, and adopted.

Amendment No. 1

Following line 3 in the heading of the printed bill, as amended in Assembly March 25, 1964, insert

"(Coauthor Senator Rees)"

Amendment No 2

On page 3, line 6, after the period, insert "If the local retirement system is maintained by a city and county these expenses shall be defrayed by deduction from the amount paid by the retirement system"

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

REPORTS OF STANDING COMMITTEES

Committee on Rules

Assembly Chamber, April 14, 1964

Mr Speaker Your Chairman of your Committee on Rules reports

Assembly Joint Resolution No 4

With author's amendments with the recommendation Amend, and re-refer to the Committee on Rules

BANE, Chairman

SECOND READING OF ASSEMBLY JOINT RESOLUTION NO. 4 (PURSUANT TO RULE NO 59 5)

Assembly Joint Resolution No. 4—Relative to matching federal grants for urban public service training and research programs

Resolution read

Consideration of Author's Amendments

The following amendments, proposed by Mr Stanton, were read, and adopted

Amendment No. 1

On page 1, line 16, of the printed measure, after "Under", insert "Title VII of"

Amendment No 2

On page 2, line 2, strike out "to enact H R 9751 into law", and insert that it urges enactment of Title VII of H R 9751, relating to the Federal-State Training Programs,"

Resolution ordered reprinted, engrossed, and to be re-referred to the Committee on Rules

REPORTS OF STANDING COMMITTEES

Committee on Rules

Assembly Chamber, April 14, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 167

With the recommendation Be adopted, as amended

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolution be placed on the Consent Calendar

BANE, Chairman

Above resolution ordered on file

Committee on Transportation and Commerce

Assembly Chamber, April 14, 1964

Mr Speaker Your Committee on Transportation and Commerce reports
Senate Bill No 41
With amendments with the recommendation Amend, and do pass, as amended

CARRELL, Chairman

Above bill ordered to second reading

Assembly Chamber, April 14, 1964

Mr Speaker Your Committee on Transportation and Commerce reports
Assembly Concurrent Resolution No 19
With the recommendation Be adopted
Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolution be placed on the Consent Calendar

CARRELL, Chairman

Above resolution ordered engrossed

Committee on Engrossment and Enrollment

Assembly Chamber, April 15, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined
Assembly Bill No 158
And reports the same correctly engrossed

POWERS, Chairman

Above bill ordered to third reading

ADJOURNMENT

At 10 40 a m , on motion of Mr Conrad, the Speaker pro Tempore declared the Assembly adjourned until 10 a m , Thursday, April 16, 1964

JESSE M UNRUH, Speaker

ANABEL WHANG, Minute Clerk

CALIFORNIA LEGISLATURE

1964 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

THIRTY-FOURTH LEGISLATIVE DAY

FIFTY-FIFTH CALENDAR DAY

IN ASSEMBLY

Assembly Chamber
Thursday, April 16, 1964

The Assembly met at 10 a m
Hon Carlos Bee, Speaker pro Tempore of the Assembly, presiding
Assistant Chief Clerk James A Lane at the Desk
Assistant Clerk Malcolm MacIntyre reading

ROLL CALL

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

Allen, Alquist, Ashcraft, Bane, Barnes, Bee, Berlenson, Belotti, Booth, Burgener, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Cusanovich, Danielson, Dennemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, McMillan, Mills, Moreno, Mulford, Pattee, Porter, Powers, Quimby, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veysey, Waite, Waldie, Whetmore, Williamson, Wilson, Winton, Young, Zberg, Zenovich, and Mr Speaker—63

Quorum present

PRAYER

The following prayer was offered by the Chaplain, Rev Robert R Ferguson

God Our Loving Father, Thou alone knowest our real motives Sometimes we crave anonymity and would hide from the stresses of life Other times we rush forward with mere exhibitionism Give us courage to be ourselves and to speak at our best, rather than our weakest, moments

May we stand forthrightly for what we believe even if it be costly May we understand Dante's words, "The hottest place in hell is reserved for the person who at the time of a great moral decision remains silent"—AMEN

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Bee, Mr Carrell then led the Assembly in the pledge of allegiance to the Flag

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Mr Ashcraft, second by Mr Garrigus

LEAVES OF ABSENCE FOR THE DAY

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

Mr Meyers, on motion of Mr Waldie

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

Mr Badham, on motion of Mr Conrad
Mr Collier, on motion of Mr Conrad
Mr Monagan, on motion of Mr Conrad
Mr Ferrell, on motion of Mr Waldie
Mr Warren, on motion of Mr Waldie
Mr Dymally, on motion of Mr Waldie
Mr Rumford, on motion of Mr Waldie

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

Mr Bagley, on motion of Mr Conrad
Mr Britschgi, on motion of Mr Conrad
Mr Flournoy, on motion of Mr Conrad
Mr Milias, on motion of Mr Conrad
Mr Marks, on motion of Mr Conrad
Mr Veneman, on motion of Mr Conrad
Mr Petris, on motion of Mr Waldie

PETITIONS

The following petition was presented by the Chief Clerk from Robert Henry Simpson, of Santa Cruz, relative to impeachment

Referred by the Speaker pro Tempore to the Committee on Judiciary

INTRODUCTION OF GUESTS

Assemblyman Deukmejian of Long Beach introduced Mrs Ione Monagan, the wife of Assemblyman Robert T Monagan of Tracy; and Chana Bruminhentr, exchange student at Tracy High School, from Thailand, and Maurice Costa and Mary Souza, of Tracy, to the Members of the Assembly, who joined in welcoming them on their visit to the Assembly Chamber

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, April 15, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined

Assembly Bill No 2—An act to amend Sections 25001 and 25002 of, and to add Sections 25001 1, 25001 2, 25001 3, and 25001 4 to, the Government Code, relating to county supervisorial districts,

Assembly Bill No 21—An act to amend Section 1756 of, and to add Section 1756 1 to, the Financial Code, relating to acceptance of deposits by foreign banks

Assembly Bill No 25—An act to amend Section 28110 of the Government Code, relating to the salary of the District Attorney of Contra Costa County,

Assembly Bill No 72—An act to amend Section 70046 of the Government Code, relating to court reporters,

And reports the same correctly enrolled, and presented to the Governor at 3 30 p m, April 15, 1964

POWERS, Chairman

Assembly Chamber, April 15, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Bill No 18
And reports the same correctly engrossed

POWERS, Chairman

Above bill ordered to third reading

Assembly Chamber, April 15, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Bill No 127
And reports the same correctly engrossed

POWERS, Chairman

Above bill re-referred to the Committee on Ways and Means, and the subject matter to be referred to the Committee on Rules for assignment to the proper interim committee for study

Assembly Chamber, April 15 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Bill No 17
And reports the same correctly re-engrossed

POWERS, Chairman

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

Assembly Chamber, April 16, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No 19
And reports the same correctly engrossed

POWERS, Chairman

Above resolution ordered to the Consent Calendar

Assembly Chamber, April 16, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No 33
And reports the same correctly engrossed

POWERS, Chairman

Above resolution ordered on file

Committee on Constitutional Amendments

Assembly Chamber, April 15, 1964

Mr Speaker Your Committee on Constitutional Amendments reports
Assembly Constitutional Amendment No 1
With amendments with the recommendation Amend, and be adopted, as amended

GAFFNEY, Chairman

Above resolution ordered on file

Assembly Chamber, April 15, 1964

Mr Speaker Your Committee on Constitutional Amendments reports
Assembly Constitutional Amendment No 6
With the recommendation Be adopted

GAFFNEY, Chairman

Above resolution ordered engrossed

Assembly Chamber, April 15, 1964

Mr Speaker Your Committee on Constitutional Amendments reports
Senate Constitutional Amendment No 3
With the recommendation Be adopted.

GAFFNEY, Chairman

Above resolution ordered on file

Committee on Agriculture

Assembly Chamber, April 16, 1964

Mr Speaker The Chairman of your Committee on Agriculture reports
Assembly Concurrent Resolution No 42

With author's amendments with the recommendation Amend and re-refer to the Committee on Agriculture

WILLIAMSON, Chairman

SECOND READING OF ASSEMBLY CONCURRENT RESOLUTION NO. 42 (PURSUANT TO RULE NO. 59.5)

Assembly Concurrent Resolution No. 42—Relative to international trade and tariff negotiations affecting California agricultural commodities

Resolution read

Request for Unanimous Consent to Temporarily Suspend Rule No 101

Mr Williamson was granted unanimous consent that Rule No 101 be temporarily suspended for the purpose of permitting an amendment which adds coauthors to Assembly Concurrent Resolution No 42

Consideration of Author's Amendments

The following amendment, proposed by Mr Williamson, was read and adopted:

Amendment No. 1

In lines 3 and 4 of the heading of the printed measure, strike out "and Young", and insert "Young, Alquist, Beilenson, Britschgi, Casey, Dannemeyer, Henson, Monagan, Pattee, Porter, Stanton, Veneman, Whetmore, and Zenovich"

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

REPORTS OF STANDING COMMITTEES

Committee on Elections and Reapportionment

Assembly Chamber, April 15, 1964

Mr Speaker Your Committee on Elections and Reapportionment reports
Senate Bill No 66

With amendments with the recommendation Amend, and do pass, as amended

ALLEN, Chairman

Above bill ordered to second reading

Assembly Chamber, April 15, 1964

Mr Speaker Your Committee on Elections and Reapportionment reports
Assembly Bill No 138

With amendments with the recommendation Amend, and do pass, as amended

ALLEN, Chairman

Above bill ordered to second reading

Committee on Education

Assembly Chamber, April 16, 1964

Mr Speaker Your Committee on Education reports
Assembly Bill No 69

With the recommendation Do pass, and be re-referred to the Committee on Ways and Means

GARRIGUS, Chairman

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

Assembly Chamber, April 16, 1964

Mr Speaker Your Committee on Education reports
Senate Bill No 73
With the recommendation Do pass, and be re-referred to the Committee on Ways and Means

GARRIGUS, Chairman

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

Assembly Chamber, April 16, 1964

Mr Speaker Your Committee on Education reports
Senate Bill No 18
With the recommendation Do pass

GARRIGUS, Chairman

Above bill ordered to second reading

Committee on Water

Assembly Chamber, April 16, 1964

Mr Speaker Your Committee on Water reports
Assembly Bill No 175
With amendments with the recommendation Amend, and do pass, as amended

PORTER, Chairman

Above bill ordered to second reading.

Assembly Chamber, April 16, 1964

Mr Speaker Your Committee on Water reports
Assembly Bill No 176
With the recommendation Do pass
Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above bill be placed on the Consent Calendar

PORTER, Chairman

Above bill ordered to second reading

Assembly Chamber, April 16, 1964

Mr Speaker Your Committee on Water reports
Senate Bill No 57
Senate Bill No 78
With amendments with the recommendation Amend and do pass, as amended

PORTER, Chairman

Above bills ordered to second reading

REFERENCE OF BILLS TO COMMITTEE

Speaker pro Tempore Bee announced that Speaker Unruh has referred the following bills to the following committees

Assembly Bill No	*Committee*
181	Water

Assembly Constitutional Amendment No	
11	Rules

RESOLUTIONS

The following resolution was offered

By Assemblymen Whetmore and Rumford

House Resolution No 186

Relative to the Southern California Dental Assistants Association

WHEREAS, The Southern California Dental Assistants Association will hold its annual convention in Hollywood from May 2d to May 5th; and

WHEREAS, It is appropriate in view of this impending convention to pause to consider the important role which the dental assistant plays in guaranteeing the good health and vitality of the people of this State; and

WHEREAS Truly the dental assistant is an indispensable part of modern dentistry, serving both the dentist and the patient to the fullest extent possible, and has in large measure been responsible for the high repute accorded in this State to the dental profession; and

WHEREAS, The Southern California Dental Assistants Association, representing as it does so many dental assistants, can be proud of the achievements of its members and of the role which the association has taken to insure the integrity of the profession; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members commend the Southern California Dental Assistants Association for the excellent work which it has done in representing its members and the public; and be it further,

Resolved, That the Chief Clerk of the Assembly be directed to transmit a suitably prepared copy of this resolution to the Southern California Dental Assistants Association

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

CONSIDERATION OF DAILY FILE

BILLS ON SECOND READING FILE PURSUANT TO RULE NO. 76

Pursuant to Rule No 76, the following bill was this day on the second reading file

Assembly Bill No. 10.

Above bill ordered to third reading, subsequent to engrossment

SECOND READING OF ASSEMBLY BILLS

Consideration of House Resolution No. 167

By Assemblymen Bee, Mulford, and Rumford

House Resolution No. 167—Commending Dr George C Kyte, Professor of Education Emeritus, University of California

Resolution read

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Rules, was read, and adopted:

Amendment No. 1

In the heading of the printed measure, as printed on page 546 of the Assembly Journal for April 8, 1964, strike out "Bee, Mulford, and Rumford", and insert "Rumford, Bee, and Mulford"

House Resolution No 167, as Amended

By Assemblymen Rumford, Bee, and Mulford

House Resolution No 167

Commending Dr George C Kyte, Professor of Education Emeritus, University of California

WHEREAS It has come to the attention of the Assembly that the Alameda County Education Association at its 47th Annual Luncheon on March 14, 1964, presented a gold service award for outstanding service to public education to Dr George C Kyte Professor of Education Emeritus, at the University of California; and

WHEREAS Dr Kyte received from the University of California, an A B degree in history and mathematics in 1915, a M A degree in mathematics in 1916 and a Doctor of Education degree in educational administration and mathematics in 1922; and

WHEREAS, During his illustrious career Dr Kyte has served as Principal of the Courtland Union High School, Supervising Principal of the Whittier and Emerson Elementary Schools in Berkeley, Lecturer in Education at the University of California, Supervising Principal and organizer of the University Elementary School, Associate Professor of Education at Washington University in St Louis,

Resident Director of Research of the California Curriculum Study, Associate Professor and Professor of Elementary Education and Supervision at the University of Michigan, Director of the University Elementary School at the University of California, and Professor of Education at the University of California, and

WHEREAS, Professor Kyte also taught as a visiting professor in summer sessions at Columbia University, the University of California at Los Angeles, the University of Michigan and Utah State University, and has served as a curriculum consultant or collaborator in educational surveys in Grand Rapids, Mount Clemens, Royal Oak Monroe, Berkley, and Dearborn, in Michigan, in Oakland, Richmond, San Francisco Sacramento County and Santa Clara County in California, in New Mexico and in Hawaii, and

WHEREAS, He has served as Educational Consultant to "The Nation's Schools" and is a member of the boards of editors of "The Phi Delta Kappan," "The Educational Digest," and the "Foreign Education Digest," and is a Fellow of, and a Past Vice President and Chairman of the Education Section of, the American Association for the Advancement of Science a member of the American Educational Research Association, the Kappa Delta Pi Educational Honor Society, the National Education Association, and the National Society for the Study of Education and of its Yearbook Committee and a member and Past President of the National Society of Teachers of Education the Phi Delta Kappa Professional Education Fraternity the California Educational Research Association, and the California Schoolmasters Club, and

WHEREAS Dr Kyte, in addition to being listed in "Leaders in Education," "Who's Who in America" and the "International Who's Who," has authored over one hundred books monographs and articles, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members thereof hereby commend and congratulate Dr George C Kyte upon receiving a gold service award and upon his outstanding contributions in the field of education, 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 Dr George C Kyte, Professor of Education Emeritus University of California

Resolution, as amended, ordered to the Consent Calendar

SECOND READING OF SENATE BILLS

Senate Bill No 41—An act to add Part 3 (commencing with Section 30000) to Division 10 of the Public Utilities Code relating to rapid transit

Bill read second time

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Transportation and Commerce, were read, and adopted

Amendment No 1

On page 3, line 18, of the printed bill, as amended in Senate April 6 1964, after "visions" insert ", but each of whom shall be a resident of a different supervisorial district"

Amendment No. 2

On page 4, line 19, after "filled", insert "by appointment"

Amendment No 3

On page 17, line 44, after "involved," insert "and"

Amendment No. 4

On page 17, line 48, after "under", insert "or"

Amendment No 5

On page 20, line 32 after "within", insert ", or without

Amendment No 6

On page 23, between lines 23 and 24, insert

30647 The district shall be subject to the provisions of Division 14 8 (commencing with Section 34500) of the Vehicle Code with respect to the operation of buses and to the rules and regulations prescribed by the Department of the California Highway Patrol pursuant to that chapter regulating the safe operation of buses"

Amendment No. 7

On page 27, between lines 25 and 26, insert
"The district shall not discriminate in regard to employment against any person because of his race, creed, or color."

Amendment No. 8

On page 31, line 1, strike out "Sections 30805 and", and insert "Section"

Amendment No. 9

On page 31, strike out lines 4 to 7, inclusive

Amendment No. 10

On page 31, line 13, strike out "under Section 30805,"

Bill ordered reprinted, and returned to the second reading file

Request for Unanimous Consent to Re-refer Senate Bill No. 41 to the Committee on Ways and Means

Mr Carrell was granted unanimous consent that Senate Bill No 41 be re-referred to the Committee on Ways and Means subsequent to print

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No 160—An act to amend Section 16645 10 of the Education Code, relating to child care center employees' retirement

Bill read third time, and passed by the following vote

AYES—Allen, Alquist, Asheraft, Barnes, Bee, Booth, Burgener, Carrell, Casey, Conrad, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Gaffney, Garrigus, Greene, Henson, Hinckley, Johnson, Kennick, Knox, McMillan, Mills, Moreno, Mulford, Porter, Ryan, Song, Soto, Stevens, Thelin, Veysey, Waldie, Whetmore, Williamson, Winton, Young, and Mr Speaker—42
NOES—None

Bill ordered transmitted to the Senate

Assembly Bill No. 158—An act to amend Section 70047 of the Government Code, relating to court reporters

Bill read third time, and passed by the following vote

AYES—Allen, Alquist, Asheraft, Bane, Barnes, Bee, Booth, Burgener, Carrell, Conrad, Danielson, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, McMillan, Mills, Moreno, Pattee, Porter, Song, Soto, Stanton, Stevens, Veysey, Waite, Waldie, Whetmore, Williamson, and Young—41
NOES—Dannemeyer—1

Bill ordered transmitted to the Senate

ANNOUNCEMENTS

Assemblyman Harold E Booth of Orland announced the Fourth Annual Animal Health Fair, to be presented by the University of California School of Veterinary Medicine at Davis in connection with Cal-Aggies Day on Saturday, April 18, and invited the Members of the Assembly to attend

CONSIDERATION OF DAILY FILE (RESUMED)
CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the first item on the Consent Calendar

CONSENT CALENDAR—ASSEMBLY BILLS

Assembly Concurrent Resolution No. 34—Relative to farm employment

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Burgener, Carrell, Conrad, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, McMillan, Mills, Mulford, Pattee, Porter, Powers, Ryan, Soto, Stanton, Stevens, Thelin, Thomas, Vevsey, Waite, Waldie, Whetmore, Williamson, Willson, Winton, Young, and Mr. Speaker—52
NOES—None

Resolution ordered transmitted to the Senate

Assembly Concurrent Resolution No. 35—Relative to personnel techniques in farm employment

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Burgener, Carrell, Conrad, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, McMillan, Mills, Mulford, Pattee, Porter, Powers, Ryan, Soto, Stanton, Stevens, Thelin, Thomas, Vevsey, Waite, Waldie, Whetmore, Williamson, Willson, Winton, Young, and Mr. Speaker—52
NOES—None

Resolution ordered transmitted to the Senate

Assembly Joint Resolution No. 8—Relative to the use of federal tax revenues on alcohol for State's alcoholic rehabilitation programs

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Burgener, Carrell, Conrad, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, McMillan, Mills, Mulford, Pattee, Porter, Powers, Ryan, Soto, Stanton, Stevens, Thelin, Thomas, Vevsey, Waite, Waldie, Whetmore, Williamson, Willson, Winton, Young, and Mr. Speaker—52
NOES—None

Resolution ordered transmitted to the Senate

Consideration of House Resolution No. 166

By Assemblymen Rumford and Mulford

House Resolution No. 166—Relative to commending Herman Phleger

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NOTE: The full text of House Resolution No. 166 appears at pages 545 and 546 of the Assembly Daily Journal for April 8, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Burgener, Carrell, Conrad, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, McMillan, Mills, Mulford, Pattee, Porter, Powers, Ryan, Soto, Stanton, Stevens, Thelin, Thomas, Vevsey, Waite, Waldie, Whetmore, Williamson, Willson, Winton, Young, and Mr. Speaker—52
NOES—None

Consideration of House Resolution No 170

By Assemblyman Deukmejian

House Resolution No. 170—Relative to the Armenian Youth Federation of America

NOTE The full text of House Resolution No 170 appears at pages 552 and 553 of the Assembly Daily Journal for April 9, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Asheraft, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Burgener, Carrell, Conrad, Danielson, Dannemeyer, Davis Deukmejian, Dills, Donovan Elliott, Foran, Gaffney, Garrigus Gonsalves Greene Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, McMillan, Mills, Mulford, Pattee Porter, Powers, Ryan Soto, Stanton, Stevens, Thelin Thomas Veysey, Waite, Waldie, Whetmore, Williamson, Willson, Winton Young, and Mr Speaker—52
NOES—None

Consideration of House Resolution No 174

By Assemblyman Milias

House Resolution No. 174—Relating to the Progressive Housing Cooperative of Gilroy

NOTE The full text of House Resolution No 174 appears at page 566 of the Assembly Daily Journal for April 9 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Asheraft, Bane, Barnes, Bee Beilenson, Belotti, Booth, Burgener, Carrell Conrad Danielson Dannemeyer Davis Deukmejian, Dills, Donovan, Elliott, Foran, Gaffney, Garrigus, Gonsalves Greene Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, McMillan Mills, Mulford, Pattee, Porter, Powers, Ryan, Soto, Stanton, Stevens Thelin Thomas, Veysey, Waite, Waldie, Whetmore, Williamson, Willson, Winton, Young and Mr Speaker—52
NOES—None

Consideration of House Resolution No. 158

By Assemblyman Bee

House Resolution No. 158—Commending Mr Paul D Ehret, Superintendent of the San Lorenzo Unified School District

NOTE The full text of House Resolution No 158 appears at page 526 of the Assembly Daily Journal for April 8, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Asheraft, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Burgener, Carrell Conrad Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott Foran, Gaffney Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, McMillan Mills, Mulford Pattee, Porter, Powers, Ryan Soto, Stanton, Stevens, Thelin, Thomas Veysey Waite, Waldie Whetmore, Williamson, Willson, Winton, Young and Mr Speaker—52
NOES—None

Consideration of House Resolution No. 159

By Assemblyman Monagan

House Resolution No. 159—Relative to commending Mrs Wilhelmina S Henry

NOTE The full text of House Resolution No 159 appears at page 527 of the Assembly Daily Journal for April 8, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Asheraft, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Burgener, Carrell, Conrad, Danielson, Dannemeyer, Davis. Deukmejian, Dills,

Donovan Elliott, Foran, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman McMillan, Mills, Mulford, Pattee, Porter, Powers, Ryan, Soto, Stanton Stevens, Thelin Thomas Veysey, Waite, Waldie Whetmore, Williamson Willson, Winton, Young, and Mr Speaker—52
NOES—None

Consideration of House Resolution No. 165

By Assemblyman Rumford

House Resolution No. 165—Commending Mrs Anne McDuffie Jones

NOTE: The full text of House Resolution No 165 appears at page 515 of the Assembly Daily Journal for April 8, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Bane, Barnes, Bee, Beilenson Belotti, Booth, Burgener Carrell, Conrad, Danielson, Dunnemeyer, Davis Deukmejian, Dills, Donovan, Elliott, Foran, Gaffney Garrigus Gonsalves, Greene Henson Hinckley, Holmes, Johnson, Kennick Knox, Lanterman, McMillan, Mills, Mulford, Pattee, Porter, Powers, Ryan, Soto, Stanton Stevens, Thelin, Thomas Veysey, Waite, Waldie Whetmore Williamson, Willson, Winton Young, and Mr Speaker—52
NOES—None

CONSENT CALENDAR—SENATE BILLS

Senate Joint Resolution No. 1—Relative to inclusion of State Highway Route 190 into the Federal Forest Highway System

Resolution read, and adopted by the following vote

AYES—Allen Alquist, Ashcraft, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Burgener, Carrell, Conrad Danielson, Dunnemeyer Davis, Deukmejian, Dills Donovan Elliott, Foran, Gaffney, Garrigus, Gonsalves Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, McMillan, Mills, Mulford, Pattee, Porter Powers, Ryan, Soto Stanton Stevens Thelin, Thomas Veysey, Waite, Waldie Whetmore, Williamson Willson, Winton, Young and Mr Speaker—52
NOES—None

Resolution ordered transmitted to the Senate

RECESS

At 10 30 a m , Speaker pro Tempore Bee declared the Assembly recessed until 10 34 a m

REASSEMBLED

At 10 34 a m , the Assembly reconvened
Hon Carlos Bee, Speaker pro Tempore of the Assembly, presiding
Assistant Chief Clerk James A Lane at the Desk
Assistant Clerk Malcolm MacIntyre reading

REPORTS OF STANDING COMMITTEES

Committee on Rules

Assembly Chamber, April 16, 1964

Mr Speaker Your Committee on Rules reports
Assembly Joint Resolution No 9
With the recommendation Be adopted

BANE, Chairman

REQUEST FOR UNANIMOUS CONSENT

Mr Holmes was granted unanimous consent to take up Assembly Joint Resolution No 9 without reference to file, and that the same be considered engrossed

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 9

Assembly Joint Resolution No. 9—Relative to Port San Luis

Resolution read, and adopted by the following vote

AYES—Allen Alquist, Ashcraft, Bane, Barnes, Bee Beilenson, Belotti, Booth Burgener, Carrell, Conrad, Danielson, Dunnemeyer, Davis Deukmejian, Dills, Donovan, Elliott, Foran, Gaffney, Garrigus, Gonsalves Greene Henson, Hinckley Holmes, Johnson, Kennick Knox, Lanterman McMillan, Mills, Moreno, Mulford, Pattee, Porter, Powers, Ryan, Song, Soto, Stevens, Thelin, Veysey, Waite, Waldie Whetmore, Williamson, Willson, Winton, Young, and Mr Speaker—52
NOES—None

Resolution ordered transmitted to the Senate

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 22—An act making an appropriation to augment the Emergency Fund, to take effect immediately

The question being Shall the Assembly concur in the following Senate amendments to Assembly Bill No 22?

Amendment No 1

On page 1, line 1 of the printed bill, strike out "three", and insert "four"

Amendment No 2

On page 1, line 2, strike out "($3,750,000)", and insert "($4,750,000)"

Amendment No. 3

On page 1, lines 3 and 4, strike out "and upon the same terms and conditions as

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No 22 by the following vote

AYES—Allen, Alquist, Ashcraft, Bane, Barnes, Bee Beilenson, Belotti, Booth, Burgener, Carrell, Casey, Conrad, Crown, Cusanovich, Danielson, Dunnemeyer, Davis, Deukmejian Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman McMillan Mills Moreno, Mulford, Pattee, Porter, Powers, Ryan, Song Soto, Stevens, Thelin, Veysey, Waite, Waldie, Whetmore, Williamson, Willson Winton, Young and Mr Speaker—56
NOES—None

Assembly Bill No 22 ordered enrolled

EXPLANATION OF ABSENCE

Any roll call missed up to 10 45 a m was caused by intermittent attendance to the Rules Committee

JAMES L HOLMES

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

Assembly Bill No. 120—An act to add Chapter 15 6 (commencing with Section 19911) to Division 14 of, and to add Section 19557 to, 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 appropriating money for the purpose of carrying out this chapter, and providing for the submission of the measure to the people at a special election to be consolidated with the 1964 general election

Bill read third time

Majority Floor Leader Presiding

At 10 46 a m , Hon Jerome R Waldie, 10th District, presiding

Speaker pro Tempore Presiding

At 11 24 a m , Hon Carlos Bee, 13th District, presiding

The question being on the passage of the bill

Bill passed by the following vote

AYES—Allen, Alquist, Ashcraft, Bane Barnes, Bee Belotti, Booth, Burgener, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Cusanovich, Danielson, Dunnemeyer Davis, Deukmejian, Dills Donovan, Elliott, Foran, Frew Gaffney, Garrigus Gonsalves, Greene Henson, Hinckley Holmes Johnson, Kennick Knox Lanterman McMillan, Mills, Moreno, Multord Pattee Porter, Powers, Quimby Ryan, Song Soto, Stanton, Stevens, Thelin Vessey, Waite, Waldie Whetmore Williamson, Willson Winton, Young, Zenovich, and Mr Speaker—60

NOES—Berlenson—1

Bill ordered transmitted to the Senate

Assembly Concurrent Resolution No 12—Relative to a study of the investments of officers, directors and principal stockholders of insurance companies, and creating the Joint Interim Committee on Insurance Company Management

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Bane Barnes, Bee, Berlenson Belotti, Booth Burgener, Carrell, Casey, Chapel Cologne Conrad, Crown, Cusanovich, Danielson, Dunnemeyer, Davis Deukmejian, Dills, Donovan, Elliott Foran, Frew, Gaffney Garrigus, Gonsalves Greene, Henson Hinckley Holmes Johnson, Kennick Knox, Lanterman McMillan, Mills, Moreno Multord, Pattee, Porter, Powers, Ryan Song, Soto, Stanton, Stevens Thelin, Vessey, Waldie, Whitmore, Williamson, Willson, Winton Young, Zenovich, and Mr Speaker—59

NOES—None

Resolution ordered transmitted to the Senate

Name Placed Upon Roll Call on Assembly Concurrent Resolution No. 12

Mr Chapel was granted unanimous consent that he be recorded as voting "Aye" on Assembly Concurrent Resolution No 12

REQUEST FOR UNANIMOUS CONSENT

Mr Stanton was granted unanimous consent to take up House Resolution No 178 without reference to file

Consideration of House Resolution No 178

By Assemblymen Stanton, Song, and Alquist

House Resolution No. 178—Relative to Public Schools Week

Resolution read

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Rules, were read, and adopted

Amendment No. 1

Strike out lines 2 and 3 of the first *Resolved* clause of the printed measure, as printed on page 588 of the Assembly Journal for April 13, 1964, and insert "urge the public to observe Public Schools Week in order that they might be

Amendment No 2

In line 5 of the first *Resolved* clause, strike out , and be it further", and insert a period

Amendment No 3

Strike out lines 1 to 3, inclusive, of the second *Resolved* clause

Members Made Coauthors of House Resolution No. 178

Mr Stanton was granted unanimous consent that all Members so desiring be placed upon House Resolution No 178 as coauthors

Roll Call

The following Members indicated a desire to become coauthors

Assemblymen Allen, Ashcraft, Bane, Barnes, Bee, Beilenson, Beloth, Booth, Burgener, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Assemblywoman Davis, Assemblymen Denkmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, McMillan, Mills, Moreno, Mulford, Pattee, Porter, Powers, Ryan, Soto, Stevens, Thelin, Unruh, Veysey, Waldie, Whetmore, Williamson, Willson, Winton, Young, and Zenovich

Consideration of House Resolution No 178, as Amended

By Assemblymen Stanton, Song, Alquist, Allen, Ashcraft, Bane, Barnes, Bee, Beilenson, Beloth, Booth, Burgener, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Assemblywoman Davis, Assemblymen Denkmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, McMillan, Mills, Moreno, Mulford, Pattee, Porter, Powers, Ryan, Soto, Stevens, Thelin, Unruh, Veysey, Waldie, Whetmore, Williamson, Willson, Winton, Young, and Zenovich

House Resolution No. 178

Relative to Public Schools Week

WHEREAS, Public Schools Week has been observed in the State of California since 1919 when, due to a shortage of teachers, approximately 600 schools in the State were closed, and

WHEREAS, The observance was conceived by the late Charles A Adams as a Masonic project to focus the attention of the citizens upon the shortage of and need for qualified teachers, and

WHEREAS, The maintenance of democratic institutions necessary to life in a free society is dependent upon a literate public which can be the product only of a system of free public education such as this State and our Nation have long enjoyed, and

WHEREAS, The high level of educational attainment of the people in this nation stands as a resplendent monument to the work of the teachers and educators who have served as the architects of the most advanced society the world has known, now therefore, be it

Resolved by the Assembly of the State of California, That the Members thereof urge the public to observe Public Schools Week in order that they might be made aware of the place of public schools in our society and so that the public might renew its interest in the public school system

Resolution read, as amended, and adopted unanimously

REQUEST FOR UNANIMOUS CONSENT

Mr Cusanovich was granted unanimous consent to take up House Resolution No 183 without reference to file

Consideration of House Resolution No 183

By Assemblyman Veneman

House Resolution No. 183—Relative to congratulating Mario Ielmini

NOTE The full text of House Resolution No 183 appears at page 633 of the Assembly Daily Journal for April 15 1964

Resolution read, and adopted unanimously

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

Assembly Bill No. 18—An act to amend Section 17703 of the Education Code, relating to state financial support of the public schools, declaring the urgency thereof, to take effect immediately

Bill read third time

Urgency Clause

Urgency clause read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Bane Barnes Bee Beilenson Belotti Booth, Burgener, Carrell, Casey, Chapel, Cologne, Crown Cusanovich Danielson, Dannemeyer, Deukmejian, Dills, Donovan, Elliott, Frew, Gaffney, Garrigus Gonsalves, Greene Henson, Holmes Johnson, Kennick, Knox, Lanterman, McMillan, Mills, Moreno Mulford, Pattee Porter, Powers, Ryan Song Soto, Stanton, Stevens, Thelin, Veysey, Waldie Whetmore Williamson, Willson, Winton Young, Z'berg and Zenovich—75

NOES—None

The question being on the passage of the bill

Bill passed by the following vote

AYES—Allen, Alquist Ashcraft, Bane Barnes, Bee, Beilenson Belotti Booth, Burgener, Carrell, Casey, Chapel Cologne Crown Cusanovich, Danielson, Dannemeyer, Deukmejian, Dills, Donovan, Elliott Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Holmes, Johnson Kennick Knox Lanterman, McMillan, Mills, Moreno Mulford Pattee, Porter, Powers, Ryan Song Soto, Stanton Stevens, Thelin, Veysey, Waldie, Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Zenovich—75

NOES—None

Bill ordered transmitted to the Senate

THIRD READING OF SENATE BILLS

Senate Bill No. 64—An act to amend Section 70044 5 of the Government Code, relating to salaries of court reporters

Bill read third time and presented by Mr Willson

Bill passed by the following vote

AYES—Allen Alquist, Ashcraft, Barnes, Bee, Belotti, Booth Burgener, Casey, Chapel, Cologne, Crown, Cusanovich Deukmejian, Donovan, Foran Frew Gaffney, Gonsalves Henson, Hinckley Holmes Kennick Knox, Lanterman, McMillan, Mills Moreno Mulford, Pattee, Porter, Powers, Quimby Ryan Song Soto Stevens, Veysey Waldie Whetmore, Willson, Winton, Young, Z'berg, Zenovich and Mr Speaker—46

NOES—Beilenson, Dannemeyer, Garrigus, Greene, and Williamson—5

Bill ordered transmitted to the Senate.

NAME PLACED UPON ROLL CALL ON ASSEMBLY BILL NO. 120

Mr Quimby was granted unanimous consent that he be recorded as voting "Aye" on Assembly Bill No 120

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Mr Winton was granted unanimous consent that the following opinion of the Legislative Counsel be printed in the Journal

OPINION OF LEGISLATIVE COUNSEL

Office of Legislative Counsel
Sacramento, April 15, 1964

Honorable Gordon H Winton, Jr
Assembly Chamber

State School Building Aid—No 4758

Dear Mr Winton You have asked two questions concerning an amendment to Assembly Bill No 120 (1964 1st Ex Sess) adopted on April 14, 1964, which would add to the Education Code, to the chapter therein cited as the State School Building Aid Law of 1952 (Secs 19551 et seq) the following single section

"19557 Notwithstanding any other provision of this chapter apportionments shall be made from the proceeds of bonds issued pursuant to the State School Building Aid Bond Law of 1964, for projects, for which apportionments are not otherwise made pursuant to this chapter, that the Advisory Committee on Compensatory Education has determined are necessary to effectuate a program or programs for compensatory education"

Question No 1

Would the voters of an affected district have to vote to accept the funds under this amendment, and would the district be required to repay moneys apportioned in accordance with the existing requirements of the law?

Opinion No 1

In our opinion the answer is "yes"

Analysis No 1

The proposed section would fall within and form an integral part of Chapter 10 of Division 14 of the Education Code (The State School Building Aid Law of 1952) which is a body of law dealing in comprehensive detail with the subject of apportionment of state funds to school districts for particular capital outlay purposes, the conditions upon which the moneys will be made available to districts, and the matter of repayment The proposed new section is general in terms, and a problem is presented concerning the precise extent to which it would be deemed to modify the other provisions of Chapter 10 In this connection we should point out that over the years individual sections have been added to Chapter 10 authorizing the allocation of state funds for certain particular district capital outlay purposes not otherwise covered by the chapter though the sections have generally contained more detail with respect to precise scope and applicability (see Secs 19570, 19577, 19579 1)

While the proposed new section lacks express provisions precisely delineating its scope and applicability, we believe that the courts would

determine the intent of the Legislature to have been, by virtue of the inclusion of the section in Chapter 10, to require the provisions of the chapter to affect its applicability to the maximum extent permissible without nullifying its essential purpose We believe that the courts would construe the new section in the light of the established principle of statutory construction that a body of statutory law is to be construed as a whole, harmonizing and giving the maximum permissible effect to all of its provisions (45 Cal Jur 2d. Statutes, pp 626-628, incl.) Applying those rules, it would appear most reasonable to construe the new section as having the essential purpose of specifying a particular new type of project, not presently provided for in Chapter 10, for which school building aid loans may be made pursuant to all requirements and conditions of Chapter 10 not in square conflict with the later enactment

One of the basic conditions to be met by a school district in qualifying for an apportionment under Chapter 10 is approval of the assumption of the attendant obligations by a two-thirds majority of the votes cast at a district election on the question (Sec 19590) We can perceive of no reason for concluding that the courts would not hold that condition to apply also to apportionments made under proposed new Section 19557 for projects necessary to effectuate a program or programs for compensatory education In this connection we should point out that Section 18 of Article XI of the California Constitution requires approval by a two-thirds majority of the qualified electors voting, as a condition upon the voluntary assumption, by a school district, of any indebtedness or liability exceeding annual district income and revenue No statutory provision could be given the effect of dispensing with the necessity of complying with this constitutional provision, in situations where it may be applicable

Chapter 10 imposes repayment obligations upon any school district which receives an apportionment under its provisions (see Secs 19600 et seq.) For the same reasons cited above, it is our opinion that the courts would hold that repayment be required, to the extent possible in accordance with the provisions of Chapter 10, with respect to any apportionment made under proposed Section 19557

Question No 2

Would an apportionment under proposed Section 19557 be an unconstitutional loan or gift of public moneys?

Opinion No 2

In our opinion the answer is "no."

Analysis No 2

Section 31 of Article IV of the California Constitution prohibits the Legislature from giving or lending the credit of the State, or making any gift of public money or thing of value for the benefit of any individual, association, municipal or other corporation

It is settled, however, that if public funds and property are to be used for a *public purpose,* there is no violation of this constitutional prohibition The determination of what constitutes a public purpose is primarily a matter for legislative determination (*Allied Architects'*

Association v *Payne*, 192 Cal 431), which will not be disturbed by the courts so long as it has a reasonable basis (*County of Alameda* v *Janssen*, 16 Cal 2d 276, 281) Generally speaking, the California courts have been liberal in their interpretation of what constitutes a public purpose (*Ditus* v *Cranston*, 53 Cal 2d 284, *Alameda County* v *Janssen*, supra, *Allied Architects' Association* v *Payne*, supra, *Goodall* v *Brite*, 11 Cal App 2d 540, *Veterans' Welfare Board* v *Riley*, 188 Cal 607, *Veterans' Welfare Board* v *Jordan*, 189 Cal 124)

The proposed Section 19557 would authorize apportionments to be made to effectuate a program or programs for compensatory education In this connection, Article 15 (commencing with Section 6450) of Chapter 6 of Division 6 of the Education Code, contains a comprehensive body of law dealing with state participation in, and overall direction of, educational programs for culturally disadvantaged children, including "programs for compensatory education " Section 6451 contains a detailed statement of the Legislature's findings and intentions in those respects, and points up the importance of the undertaking in terms of the state and national welfare The Advisory Committee on Compensatory Education is established in the state government by that legislation, and its duties are prescribed The expenditure of appropriated moneys, by way of grant to local school agencies, is provided for

On this basis it is our opinion that no unconstitutional lending of state credit or gift of public funds or property would be involved in the apportionments which would be authorized by proposed Section 19557

Very truly yours,

A C MORRISON, Legislative Counsel
By Ernest H Kunzi, Deputy

Two copies to Honorable Charles B Garrigus, pursuant to Joint Rule 34

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber April 16, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined
Assembly Bill No 10
And reports the same correctly engrossed

POWERS, Chairman

Above bill ordered to third reading

Committee on Revenue and Taxation

Assembly Chamber, April 16 1964

Mr Speaker Your Committee on Revenue and Taxation reports
Assembly Bill No 152
Assembly Bill No 163
With the recommendation **Do pass.**

PETRIS, Chairman

Above bills ordered to second reading

Assembly Chamber April 16 1964

Mr Speaker Your Committee on Revenue and Taxation reports
Assembly Bill No 172
Assembly Bill No 174
With amendments with the recommendation Amend, and do pass, as amended

PETRIS, Chairman

Above bills ordered to second reading

Assembly Chamber, April 16, 1964

Mr Speaker Your Committee on Revenue and Taxation reports

Assembly Constitutional Amendment No 8

Assembly Constitutional Amendment No 10

With amendments with the recommendation Amend be adopted, as amended, and be re-referred to the Committee on Constitutional Amendments

PETRIS, Chairman

Above resolutions ordered on file

Committee on Municipal and County Government

Assembly Chamber, April 16, 1964

Mr Speaker The Chairman of your Committee on Municipal and County Government reports

Assembly Bill No 147

With author's amendments with the recommendation Amend and re-refer to the Committee on Municipal and County Government

KNOX, Chairman

SECOND READING OF ASSEMBLY BILL NO 147 (PURSUANT TO RULE NO 595)

Assembly Bill No. 147—An act to amend Sections 25681 1 and 38901 of the Government Code, relating to powers and duties of the Director of Housing and Community Development

Bill read second time

Consideration of Author's Amendments

The following amendments, proposed by Mr Knox, were read, and adopted

Amendment No 1

In the title of the printed bill, strike out lines 2 and 3, and insert ment Code, relating to community development"

Amendment No. 2

On page 1 strike out lines 12 to 18 inclusive, and insert

On and after the effective date of this paragraph, the board of supervisors shall not authorize, either directly or indirectly, any project authorized by this section until a financial feasibility report containing the information specified in Sections 20042 and 20044 of the Water Code, has first been obtained from the California Districts Securities Commission The board shall consider such report prior to determining whether any securities shall be authorized but shall not be bound by the commission's findings

The financial feasibility report required by this section shall be submitted by the commission to the board within 60 days after the commission's receipt of the request therefor, except that the commission, upon written notification to the board, shall be entitled to a reasonable extension of time to prepare such report when the commission determines that an extension of time is necessary The notification shall state the ground or grounds upon which the time extension is based and the date when the extension will terminate

When public lands are reclaimed under this section, the cost of the financial feasibility report shall be a charge against the county When private lands are reclaimed under this section, the cost of such report shall be a charge against the owner of the lands If securities are authorized and issued to finance any project authorized by this section, the cost of the feasibility report shall be deemed an incidental expense of the project and the county or owner as the case may be, shall be repaid for the cost thereof from the proceeds of the sale of such securities"

Amendment No. 3

On page 2 strike out lines 11 to 17, inclusive, and insert

"On and after the effective date of this paragraph the legislative body shall not authorize, either directly or indirectly any project authorized by this section, until a financial feasibility report, containing the information specified in Sections 20042 and 20044 of the Water Code has first been obtained from the California Districts Securities Commission The legislative body shall consider such report prior to determining whether any securities shall be authorized but shall not be bound by the commission's findings

The financial feasibility report required by this section shall be submitted by the commission to the legislative body within 60 days after the commission's receipt of

the request therefor, except that the commission, upon written notification to the legislative body, shall be entitled to a reasonable extension of time to prepare such report when the commission determines that an extension of time is necessary. The notification shall state the ground or grounds upon which the time extension is based and the date when the extension will terminate.

When public lands are reclaimed under this section, the cost of the financial feasibility report shall be a charge against the city. When private lands are reclaimed under this section, the cost of such report shall be a charge against the owner of the lands. If securities are authorized and issued to finance any project authorized by this section, the cost of the feasibility report shall be deemed an incidental expense of the project and the city or owner, as the case may be, shall be repaid for the cost thereof from the proceeds of the sale of such securities.

Bill ordered reprinted, engrossed, and to be re-referred to the Committee on Municipal and County Government.

REPORTS OF STANDING COMMITTEES

Committee on Rules

Assembly Chamber, April 16, 1964

Mr. Speaker: Your Committee on Rules reports:

House Resolution No. 183

With the recommendation: Be adopted.

BANE, Chairman

Above resolution ordered on file.

Assembly Chamber, April 16, 1964

Mr. Speaker: Your Committee on Rules reports:

House Resolution No. 177

House Resolution No. 179

With the recommendation: Be adopted.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above resolutions be placed on the Consent Calendar.

BANE, Chairman

Above resolutions ordered on file.

Assembly Chamber, April 16, 1964

Mr. Speaker: Your Committee on Rules reports:

House Resolution No. 178

With amendments: With the recommendation: Amend, and be adopted, as amended.

BANE, Chairman

Above resolution ordered on file.

Assembly Chamber, April 16, 1964

Mr. Speaker: Your Committee on Rules reports:

House Resolution No. 172

With amendments: With the recommendation: Be amended and that the resolution, as amended, be returned to the committee, and the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study.

BANE, Chairman

Above resolution ordered on file.

Committee on Civil Service and State Personnel

Assembly Chamber, April 16, 1964

Mr. Speaker: The Chairman of your Committee on Civil Service and State Personnel reports:

Assembly Bill No. 163

With author's amendments: With the recommendation: Amend and re-refer to the Committee on Civil Service and State Personnel.

ELLIOTT, *Acting Chairman*

SECOND READING OF ASSEMBLY BILL NO. 163 (PURSUANT TO RULE NO. 59.5)

Assembly Bill No. 163—An act making an appropriation for the salaries of state officers and employees.

Bill read second time.

Request for Unanimous Consent to Temporarily Suspend Rule No 101

Mr Crown was granted unanimous consent that Rule No 101 be temporarily suspended for the purpose of permitting an amendment which adds a coauthor to Assembly Bill No 163

Consideration of Author's Amendments

The following amendment, proposed by Mr Crown, was read, and adopted

Amendment No 1

In the caption of the printed bill, strike out "Assemblyman Crown", and insert "Assemblymen Meyers and Crown"

Bill ordered reprinted, engrossed, and to be re-referred to the Committee on Civil Service and State Personnel

ANNOUNCEMENTS OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings

Today upon adjournment—

Full Committee on Ways and Means (Crown, Chairman), in Room 3188

On Tuesday, April 21, 1964, at 1 30 p m —

Agriculture (Williamson, Chairman), in Room 5168 (No meeting of the Committee on Agriculture today)

MESSAGES FROM THE SENATE

Senate Chamber, April 15, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to

Senate Bill No 23

J A BEEK, Secretary of the Senate
By R W Lyons, Chief Assistant Secretary

Senate Chamber, April 15, 1964

Mr Speaker I am directed to inform your honorable body that the Senate amended, and on this day passed as amended

Assembly Bill No 85

And respectfully requests your honorable body to concur in said amendments

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

Above bill ordered to unfinished business file

Senate Chamber, April 15, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day passed

Assembly Bill No 57
Assembly Bill No 67
Assembly Bill No 82
Assembly Bill No 105

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

Above bills ordered enrolled

Senate Chamber, April 15, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day passed

Senate Bill No 9
Senate Bill No 76
Senate Bill No 81

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time

Senate Bill No. 9—An act to add Section 23753.1 to the Education Code, relating to state colleges, declaring the urgency thereof, to take effect immediately

Held at desk by order of the Speaker pro Tempore

Senate Bill No. 76—An act to add Section 225 to the Elections Code, relating to the right to vote

Held at desk by order of the Speaker pro Tempore

Senate Bill No. 81—An act to amend Section 987.15 of the Military and Veterans Code, relating to the Veterans Farm and Home Purchase Act of 1943

Held at desk by order of the Speaker pro Tempore

MESSAGES FROM THE SENATE

Senate Chamber, April 15, 1964

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

Senate Concurrent Resolution No. 22

J. A. BEEK, Secretary of the Senate
By Lance D. MacArthur, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read

Senate Concurrent Resolution No. 22—Relative to a study of the proposed Pacific Southwest Water Plan

Held at desk by order of the Speaker pro Tempore

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered

Assembly Concurrent Resolution No. 44: By Assemblyman Belotti—Relative to the naming of a bridge in memory of the late Thomas L. DeVore

Referred by the Speaker pro Tempore to the Committee on Rules

RESOLUTIONS

The following resolutions were offered

By Assemblymen Unruh and Willson

House Resolution No. 187

Relative to the observance of Law Day U.S.A.

WHEREAS, May 1st has been declared Law Day U.S.A.; and

WHEREAS, The purpose of that day is to emphasize the importance of law to men who live and work in a democratic society; and

WHEREAS, May 1st is an appropriate time on which to dwell upon the significance of rule by law in our daily lives, for that is the day chosen by nations which do not believe in the dignity of man to display their armed might; and

WHEREAS, On that day all Californians should dedicate themselves anew to the principle of equality and justice for all based upon law; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members urge the people of this State to join in the observance of Law Day and to consider on that day the importance of rule by law in our daily lives; and be it further

Resolved, That the Chief Clerk of the Assembly be directed to transmit a suitably prepared copy of this resolution to the President of the State Bar of California and to the President of the American Bar Association

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Allen

House Resolution No. 188

Relative to commending James Brown

WHEREAS, The heroic acts of James Brown, a 17-year-old Eagle Scout, at the Baldwin Hills Disaster have come to the attention of the Assembly of the State of California; and

WHEREAS, Without regard for his personal safety, this brave young man thrice plunged into the raging torrent of waist-deep water to extricate three women from automobiles which were being swept along with the flood and to carry these unperiled women to safety; and

WHEREAS, But for the courage of James Brown and his youthful strength and dexterity these women who were rendered helpless to protect themselves in the disaster surely would have faced death or severe injury; and

WHEREAS, During the course of the disaster James Brown worked tirelessly to assist uncounted other victims who were caught in the swirling floodwaters, the mud and the tangled debris and thereafter throughout the night and the following day he worked at the scene of disaster, distributing clothing and food and rendering comfort and assistance to those in need; and

WHEREAS, The fine young man in addition to his display of strength and courage has provided a splendid example to his contemporaries by his active association with the Transfiguration Catholic Church and through his achievements as a scout, student and athlete; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members thereof take this opportunity to commend James Brown upon his heroic action at the scene of the Baldwin Hills Disaster and to convey their heartfelt gratitude to him on behalf of the people of this State for the immeasurable assistance and comfort he bestowed upon so many victims of the disaster; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to James Brown

Resolution read and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Belotti

House Resolution No. 189

Relative to commemorating the San Francisco earthquake of 1906

WHEREAS, This year marks the 58th Anniversary of the tragic earthquake and disastrous fire which swept San Francisco in 1906; and

WHEREAS, Many, who were untarnished by the dauntless courage and rugged energy of the people of San Francisco, thought that the catastrophe spelled the end of the city; and

WHEREAS, In an unprecedented display of pride the people of the ruined city began rebuilding with a view to creating a more bountiful city than that which existed prior to the destruction; and

WHEREAS, Their efforts produced the magnificent community which today shines over the San Francisco Bay like a tarnished jewel; and

WHEREAS, The city is a remarkable tribute to the courage, pride and patriotism of its past and present residents; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members commend the people of San Francisco on their successful recovery from the disaster of 1906 and wish them a very successful future; and be it further

Resolved, That the Chief Clerk of the Assembly be directed to transmit suitably prepared copies of this resolution to His Honor Mayor Shelley and to the San Francisco Board of Supervisors

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Ryan

House Resolution No 190

Relative to a study of the structure and function of the State Department of Education

WHEREAS, It has come to the attention of the Assembly of the State of California that certain administrative and policy relationships between the State Board of Education and the State Department of Education are unclear, and

WHEREAS, There is evidence that certain policies of the Legislature have not been implemented or implemented fully by the State Department of Education, and

WHEREAS, The Legislature should do everything in its power to insure that the educational policy of the State is unified and productive of the best educational programs, and

WHEREAS, A close examination of the State Department of Education may reveal a need for redefinition of the department's structure and function, now, therefore, be it

Resolved by the Assembly of the State of California That the Assembly Committee on Rules is directed to assign to an appropriate interim committee for study the subject of the structure and functions of the State Department of Education such study to include investigation of each division and bureau within the department, and to direct such interim committee to report its findings and recommendations to the Assembly not later than the fifth legislative day of the 1965 General Session

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Chapel:

House Resolution No 191

Relative to Dr Leo F Cain

WHEREAS, Dr Leo F Cain, President of the California State College at Palos Verdes Peninsula, has faithfully served not only the needs of the local community, but also those of the State and Nation, as is evidenced by his chairmanship of the Special Education Advisory Committee, United Cerebral Palsy Association, his chairmanship of the Steering Committee, Mental Retardation Joint Agencies Project, Los Angeles County, his membership on Governor Brown's Study Commission on Mental Retardation, his membership on the Board of Directors, Harbor Area Welfare Planning Council, and the recent invitation to Dr Cain to serve on United States Commissioner Keppel's Advisory Council of Education of Handicapped Children and Youth, and

WHEREAS His reputation and insight were instrumental in drawing to the planning staff for the California State College at Palos Verdes Peninsula some of the most creative minds in American education, and

WHEREAS, He has led his planning staff to the formulation of one of the most outstanding and unique academic plans in American higher education, and

WHEREAS Dr Cain and his staff have sought out school administrators and college faculties of neighboring institutions in the South Bay area in order to advise with them, and solve articulation problems before they could arise and

WHEREAS, As a team, Dr Cain and his staff have worked industriously in interpreting their ideas and concepts to the citizens of the Palos Verdes Peninsula, and have established excellent personal relations with the citizens, and

WHEREAS, Dr Cain has been successful in bringing to fruition the first planning stage of the California State College at Palos Verdes Peninsula, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members thereof extend their commendation to President Leo F Cain for his leadership in the conception and implementation of the plans for the California State College at Palos Verdes Peninsula, and wish him continued success in his efforts to bring outstanding public higher education to the inhabitants of the South Bay area, and be it further

Resolved That the Chief Clerk of the Assembly is directed to transmit suitably prepared copies of this resolution to President and Mrs Leo F Cain, Chancellor Glenn S Dumke, and the Chairman of the Board of Trustees of the California State Colleges

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

ADJOURNMENT

At 11 52 a m, on motion of Mr Waldie, the Speaker pro Tempore declared the Assembly adjourned until 11 a m, Monday, April 20, 1964

JESSE M UNRUH, Speaker

ANABEL WHANG, Minute Clerk

CALIFORNIA LEGISLATURE

1964 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

THIRTY-FIFTH LEGISLATIVE DAY

FIFTY-NINTH CALENDAR DAY

IN ASSEMBLY

Assembly Chamber
Monday, April 20, 1964

The Assembly met at 11 a m
Hon Carlos Bee, Speaker pro Tempore of the Assembly, presiding
Chief Clerk James D Driscoll at the Desk
Assistant Clerk Malcolm MacIntyre reading

ROLL CALL

The roll was called

Call of the Assembly

Mr Conrad moved a call of the Assembly
Mr Dills seconded the motion
Motion carried Time, 11 03 a m
The Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members

Call of the Assembly Dispensed With

At 11 06 a m, on motion of Mr Conrad further proceedings under the call of the Assembly were dispensed with
The roll call was completed, and the following answered to their names

Allen, Alquist, Ashcraft, Bagley, Bane, Barnes, Bee, Belotti, Booth, Burkhart, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Dahlmeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Henson, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Millias, Mills, Monagan, Moreno, Mulford, Pattee, Perris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Veneman, Vasconcellos, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Young, Zbereg, Zenovich, and Mr Speaker—79

Quorum present

PRAYER

The following prayer was offered by the Chaplain, Rev Robert R Ferguson

Eternal God Give us the breadth of mind and heart not to be influenced by the ancient adage, "East is East and West is West and never the twain shall meet" We have met, are meeting, and shall continue to meet

With our world growing so small that we catch each other's colds, give us the vision to bear with each other's concerns, for where a problem exists in a distant part of the world, that affects us all

We are grateful for our friends and neighbors who are here from Japan Through the years may we work together in harmony, trust and good will realizing we are equally part of our one world and that we have one basic concern—peace and mutual helpfulness

In our Lord's Name —AMEN

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Bee, Mr Knox then led the Assembly in the pledge of allegiance to the Flag

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Mr Dills, seconded by Mr Garrigus

LEAVES OF ABSENCE FOR THE DAY

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

Mr Badham, on motion of Mr Conrad
Mr Cusanovich, on motion of Mr Conrad
Mr Hinckley on motion of Mr Conrad
Mr Danielson, on motion of Mr Waldie
Mr Thomas, on motion of Mr Waldie
Mr Berlenson, on motion of Mr Waldie
Mr Ferrell, on motion of Mr Waldie
Mr Winton, on motion of Mr Waldie
Mr Greene, on motion of Mr Waldie

COMMUNICATIONS

The following communication was presented by the Chief Clerk from

The Mississippi Legislature, House Concurrent Resolution No 46, of the 1964 Regular Session, Mississippi House of Representatives, Jackson, Mississippi

Referred by the Speaker pro Tempore to the Committee on Rules

APPOINTMENTS TO SUBCOMMITTEE

The following appointments to the subcommittee of the Committee on Governmental Efficiency and Economy to study the matter of operating engineers by Speaker Unruh were received

Sacramento, April 14, 1964

State Controller
State Capitol, Sacramento

Dear Sir This will authorize a subcommittee of the Assembly Governmental Efficiency and Economy Committee to study the matter of

operating engineers. The members are Assemblymen McMillan (Chairman), Cusanovich, Kennick, Warren and Whetmore.

Sincerely,

JESSE M. UNRUH
Speaker of the Assembly

cc: Assemblyman McMillan
Assembly Rules Committee
Chief Clerk
Legislative Counsel
Tony Beard

RESOLUTIONS

The following resolutions were offered:

By Assemblyman Holmes:

House Resolution No. 192

Relative to the founding of the Royal Presidio of Santa Barbara.

WHEREAS, The beautiful city of Santa Barbara is celebrating its 182nd Anniversary with official ceremonies from April 21 to April 25 and with a Birthday Dinner on Monday, April 20, 1964, at the Restaurante del Paseo; and

WHEREAS, Santa Barbara County is one of the 27 original counties established in 1850, and its history dates back to 1542 when Juan Cabrillo discovered the Santa Barbara channel; and

WHEREAS, A second Spanish explorer, Sebastian Vizcaino, entered the channel on the feast day of Santa Barbara in 1602, and named it accordingly; and

WHEREAS, On April 21, 1782, the Royal Presidio of Santa Barbara was dedicated by El Gobernador Don Felipe de Neve, Fray Presidente Junipero Serra, and Jose Francisco Ortega, Commandante, which was a major event in the history of California; and

WHEREAS, The Presidio was the last of four Spanish Forts in Alta California to be established to protect an area extending from the Santa Maria River to Palos Verdes and inland to encompass the modern city of Los Angeles and its suburbs including the Missionary Settlements of San Fernando, San Buenaventura, and those along the Channel—Santa Barbara, La Purisima and Santa Ines; and

WHEREAS, Father Serra founded the Santa Barbara Mission in 1786 and this "Queen of the Missions" is the only one of the missions established by the Father to remain continuously in the hands of the Franciscans since its founding, and despite damage from storms and earthquakes, its altar light has never been extinguished; and

WHEREAS, The country in and around the City of Santa Barbara is rich in historic landmarks, including two additional missions, La Purisima Concepcion and Santa Ines, and other points of interest such as the Casa de la Guerra furnished about 1826 and described in "Two Years Before the Mast" and a stretch of coast used by smugglers and pirates around 1818; and

WHEREAS, The City and County of Santa Barbara have preserved the memory of California's Spanish heritage in fine architecture, in protecting historic sites, in warm hospitality and in traditional ceremonies; and

WHEREAS, Presiding at Santa Barbara's 182nd Birthday festivities is John T. Rickard, President of the Santa Barbara Trust for Historic Preservation, and entertainment includes songs by The Padre Characters and brief talks by Father Maynard Geiger, O.F.M., speaking on "The People of the Presidio," Charles De Turk, Director of the State Department of Parks and Recreation, speaking on "Preservation and Interpretation," and Thomas Mott Storke of the *Santa Barbara News-Press*, speaking on "Looking Ahead"; and

WHEREAS, Dr. Vernon I. Cheadle, Chancellor of the University of California at Santa Barbara, provides an "Invitation to Chumash Indian Art Exhibit and Lecture by Lawrence Dawson of the Lowie Museum of the University of California at Berkeley," on April 21, 1964, at the Art Gallery of the University of California at Santa Barbara, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members join in congratulating the City of Santa Barbara upon the Celebration of the 182nd Anniversary of the first establishment of government in this important area, and in commending public officials and citizens of this beautiful city by the sparkling

Pacific upon their joint efforts to commemorate the heroic and inspirational labors of the early missionaries and soldiers who made the settlement of California possible, and be it further

Resolved, That the Chief Clerk of the Assembly transmit suitably prepared copies of this resolution to the Mayor of the City of Santa Barbara, the President of the Santa Barbara Chamber of Commerce, John T. Rickard, the Director of The Padre Choristers, Father Maynard Geiger, Charles De Tuth, Thomas Moie Storke, Dr. Vernon I. Cheadle, and to Lawrence Dawson

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Donovan

House Resolution No. 193

Relative to a state park in the Imperial Beach area

WHEREAS, There is a definite need for public facilities to serve the millions of Southern Californians seeking the outdoors for recreational purposes, and

WHEREAS, The Imperial Beach area in the southwestern corner of San Diego County close to the California-Mexican border appears to have unique scenic, scientific, and recreational values worthy of perpetuation by public ownership for the enjoyment and education of present and future Californians, and

WHEREAS, The monument marking the southwestern tip of the continental United States rests within the Imperial Beach area, and

WHEREAS, The Imperial Beach area is comprised of federal public domain which is soon to be declared surplus, and as such will be available at a price extremely advantageous to the State of California under the terms of the Federal Recreation and Public Purposes Act, and

WHEREAS, Proposition No. 1 at the November 1964 general election provides for expenditures of $150,000,000 for acquiring and developing state and regional beach, park, recreational, and historical facilities, and

WHEREAS Failure to initiate project studies prior to the passage of Proposition No. 1 will result in the delay of one year on the legislative approval of these projects, now, therefore, be it

Resolved by the Assembly of the State of California, That the Department of Parks and Recreation is directed to undertake a study to determine the feasibility of establishing a state park or recreation area at Imperial Beach, and to comply with the provisions of the Cameron-Unruh Beach, Park, Recreational, and Historical Facilities Bond Act of 1964, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a copy of this resolution to the Director of Parks and Recreation

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, April 16, 1964

Mr. Speaker: Your Committee on Engrossment and Enrollment has examined

Assembly Bill No. 8—An act to amend Section 802 of the Agricultural Code, relating to grapes, and declaring the urgency thereof, to take effect immediately.

Assembly Bill No. 20—An act to add Sections 61935 and 61936 to the Government Code, relating to water service in Contra Costa County, declaring the urgency thereof, to take effect immediately.

Assembly Bill No. 53—An act to repeal Section 23313 of, and to add Section 23314 to, the Elections Code, relating to the consolidation of elections.

And reports the same correctly enrolled, and presented to the Governor at 1:30 p.m. April 16, 1964.

POWERS, Chairman

Assembly Chamber, April 20, 1964

Mr. Speaker: Your Committee on Engrossment and Enrollment has examined

Assembly Bill No. 22—An act making an appropriation to augment the Emergency Fund, to take effect immediately.

Assembly Bill No 57—An act freeing certain tide and submerged lands previously granted in trust to the County of Marin from the trust for navigation commerce, and fisheries, and authorizing the exchange of said lands for other lands of comparable value

Assembly Bill No 67—An act to amend Section 22030 of, and to add Section 22031 to, the Elections Code, relating to consolidation of precincts.

Assembly Bill No. 82—An act to amend Section 69788 of the Government Code, relating to superior courts.

Assembly Bill No 105—An act to amend Sections 6903 and 8951 of, and to add Section 6904.1 to, the Education Code, relating to mental retardation, declaring the urgency thereof, to take effect immediately.

And reports the same correctly enrolled, and presented to the Governor at 10 a.m. April 20, 1964

POWERS, Chairman

Assembly Chamber, April 16, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Joint Resolution No 4

And reports the same correctly engrossed

POWERS, Chairman

Above resolution re-referred to the Committee on Rules

Assembly Chamber, April 16, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No 39

And reports the same correctly engrossed

POWERS, Chairman

Above resolution re-referred to the Committee on Governmental Efficiency and Economy

Assembly Chamber, April 16, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Bill No 48
Assembly Bill No 78

And reports the same correctly re-engrossed

POWERS, Chairman

Above bills ordered re-referred to committees

Assembly Chamber, April 16, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Bill No 103

And reports the same correctly re-engrossed

POWERS, Chairman

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

Assembly Chamber, April 17, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Constitutional Amendment No 6

And reports the same correctly engrossed

POWERS, Chairman

Above resolution ordered on file

Assembly Chamber, April 17, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No 42

And reports the same correctly engrossed

POWERS, Chairman

Above resolution re-referred to the Committee on Agriculture

Assembly Chamber, April 17, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined
Assembly Bill No 147
Assembly Bill No 163
And reports the same correctly engrossed

POWERS, Chairman

Above bills re-referred to committees

Committee on Ways and Means

Assembly Chamber, April 16, 1964

Mr Speaker Your Committee on Ways and Means reports
Assembly Concurrent Resolution No 23
With amendments with the recommendation Amend, and be adopted as amended

CROWN, Chairman

Above resolution ordered on file

Assembly Chamber, April 16, 1964

Mr Speaker Your Committee on Ways and Means reports
Assembly Concurrent Resolution No 30
With the recommendation Be adopted

CROWN, Chairman

Above resolution ordered on file

Assembly Chamber, April 16, 1964

Mr Speaker Your Committee on Ways and Means reports
Assembly Bill No 29
With the recommendation Do pass

CROWN, Chairman

Above bill ordered to second reading

Assembly Chamber, April 16, 1964

Mr Speaker Your Committee on Ways and Means reports
Assembly Bill No 145
With amendments with the recommendation Amend, and do pass as amended

CROWN, Chairman

Above bill ordered to second reading

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered

Assembly Concurrent Resolution No. 45 By Assemblymen Garrigus and Monagan—Relative to a study of public elementary and secondary education and creating the Joint Interim Committee on Public Elementary and Secondary Education

Held at desk by order of the Speaker pro Tempore

RESOLUTIONS

The following resolution was offered

By Assemblyman Johnson

House Resolution No 194

Relative to a state park in the Santa Fe Dam area in Los Angeles County

WHEREAS, There is a need for expanded recreational facilities in the Los Angeles Metropolitan area, and

WHEREAS The Santa Fe Dam area in Los Angeles County is one of the last areas of great potential to fulfill such need, and

WHEREAS, Proposition No 1, at the November 1964 general election ballot provides for the expenditure of $150,000,000 for acquiring and developing state and regional beach, park, recreational, and historical facilities, and

WHEREAS Failure to initiate project studies prior to the passage of Proposition No 1 will result in the delay of one year on the legislative approval of these projects, now, therefore, be it

Resolved by the Assembly of the State of California That the Department of Parks and Recreation is hereby directed to undertake a study to determine the feasibility of establishing a state park in the Santa Fe Dam area, and to comply with the provisions of the Cameron-Unruh Beach, Park, Recreational and Historical Facilities Bond Act of 1964 and be it further

Resolved That the Chief Clerk of the Assembly shall transmit a copy of this resolution to the Director of Parks and Recreation

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS

Assembly Constitutional Amendment No. 1—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 18 of Article XI, relating to school districts

Resolution read

Request for Unanimous Consent to Temporarily Suspend Rule No 101

Mr Song was granted unanimous consent that Rule No 101 be temporarily suspended for the purpose of permitting an amendment which adds coauthors to Assembly Constitutional Amendment No 1

Consideration of Committee Amendments

The following amendment proposed by the Committee on Constitutional Amendments was read and adopted

Amendment No 1

In the heading of the printed measure, as amended in Assembly April 1, 1964, strike out "Assemblyman Song", and insert "Assemblymen Song, Moreno, and Gaffney"

Resolution ordered reprinted and re-engrossed

Assembly Bill No 138—An act to amend Sections 8008, 8011, and 8023 of, to amend and renumber Section 8202.3, as contained in Section 6 of Chapter 2017 of the Statutes of 1963, and Section 8204, as added by Section 19 of Chapter 2017 of the Statutes of 1963, of, and to repeal Sections 8012, 8013, and 8014 of, the Elections Code, relating to proceedings of political parties

Bill read second time

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Elections and Reapportionment, were read, and adopted

Amendment No. 1

In line 1 of the title of the printed bill strike out "Sections 8008, 8011, and 8023 of, to amend", and strike out lines 2, 3, 4, and 5 of the title, and in line 6 of the title strike out "tions Code", and insert "Section 21 of Chapter 2017 of the Statutes of 1963

Amendment No 2

In line 6 of the title, after "parties" insert ", declaring the urgency thereof, to take effect immediately"

Amendment No. 3

On page 1 strike out line 1 and insert

"SECTION 1. Section 21 of Chapter 2017 of the Statutes of 1963 is amended to read

Sec. 21. *Members and officers of state central committees formed in the year* 1964 for political parties with which are affiliated less than 3,200,000 registered voters shall continue as such until the first meetings of the committees in January of 1967. Members and officers of county central committees formed in the year 1962 for political parties with which are affiliated less than 3,200,000 registered voters shall continue as such until the first meetings of the committees in January of 1965.

Notwithstanding anything contained in Chapter 2 (commencing with Section 8,200) of Division 6 of the Elections Code, the meetings of the state central committees of a political party with which are affiliated less than 3,200,000 registered voters shall be held on the day following the state convention of the party in 1964, instead of on the third Saturday of January following the general election, and shall be organized in accordance with the procedure prescribed for the conduct of meetings of state central committees of political parties with which are affiliated more than 3,200,000 voters. *The terms of members and officers of such state central committees* shall be as provided in this section.

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:

Unless the act takes effect immediately, it may well fail completely of its purpose *and it is, therefore, necessary and proper that the act be an urgency measure and* take immediate effect."

Amendment No. 4

On page 1, strike out lines 2 to 19, and strike out all of pages 2, 3, 4, and 5

Bill ordered reprinted, and engrossed

Assembly Bill No. 175—An act to amend Sections 35470, 35471, 35500, and 35504 of, and to add Sections 35506, 35507, and 35508 to, the Water Code, relating to powers of California water districts in connection with sewer facilities, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Water, were read, and adopted:

Amendment No. 1

On page 2, line 5, of the printed bill, as amended in Assembly April 13, 1964, after "purposes." insert "The district may only furnish such services outside the district by means of facilities designed primarily to serve inside the district."

Amendment No. 2

On page 2, line 6, strike out "acquire, construct, operate and"

Amendment No. 3

On page 2, line 7, strike out "facilities and"

Amendment No. 4

On page 2, line 9, after "powers", insert ", including a California water district,"

Amendment No. 5

On page 2, line 11, after "so", insert "This section, to the extent it relates to service outside the district, shall only apply in the case of California water districts where two California water districts are contiguous to each other."

Bill ordered reprinted, and re-engrossed

Assembly Bill No. 176—An act to add Section 6 5 to the San Benito County Water Conservation and Flood Control District Act (Chapter 1598 of the Statutes of 1953), relating to powers of the district

Bill read second time and ordered engrossed, and to be placed on the Consent Calendar

Assembly Bill No 152—An act to amend Sections 17262 and 17263 1 of the Education Code, and to amend Section 1819 of the Revenue and Taxation Code, relating to financial support of the public schools, and declaring the urgency thereof, to take effect immediately

Bill read second time, and ordered to third reading

Assembly Bill No. 165—An act to add Section 43009 to the Government Code and Section 155 9 to the Revenue and Taxation Code, relating to property taxation, declaring the urgency thereof, to take effect immediately

Bill read second time, and ordered engrossed

Assembly Bill No. 172—An act to add Section 43008 to the Government Code and Section 409 to the Revenue and Taxation Code, relating to property taxation

Bill read second time

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Revenue and Taxation, were read, and adopted

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "be", and insert "by"

Amendment No. 2

On page 1, line 10 strike out "(a)"

Amendment No 3

On page 1, strike out lines 11 to 15, inclusive, and insert "be in a state of disaster"

Amendment No 4

On page 2, line 12, strike out "(a)"

Amendment No. 5

On page 2, strike out lines 15 to 37, inclusive, and insert "be in a state of disaster"

Amendment No. 6

On page 2, after line 16, insert

"If taxes levied on the basis of the original assessment have been paid and the assessment made pursuant to this section results in a reduction of the taxes due upon the property, the person who paid the taxes may apply for, and shall be entitled to, a refund of the amount of the overpayment

SEC 3 This act shall be operative upon the effective date of the approval by the people of Assembly Constitutional Amendment No 10 of the 1964 First Extraordinary Session"

Bill ordered reprinted, and engrossed

Assembly Bill No 174—An act to amend Section 24370 1 of the Health and Safety Code relating to a study of the effects of filling the San Francisco Bay will have upon air pollution

Bill read second time

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Revenue and Taxation, were read, and adopted

Amendment No 1

In line 3 of the title of the printed bill, after "pollution", insert ", declaring the urgency thereof, to take effect immediately"

Amendment No 2

On page 2, after line 8, 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:

Delay in solving problems of air pollution may well present serious health problems, and in order to allow additional revenues authorized by this act to be available for the 1964-65 fiscal year, it is necessary that the act take effect immediately."

Bill ordered reprinted, and engrossed

Assembly Constitutional Amendment No 8—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 23 to Article XX thereof, relating to use of lottery proceeds for school finance

Resolution read

Request for Unanimous Consent to Temporarily Suspend Rule No. 101

Mr. Pattee was granted unanimous consent that Rule No. 101 be temporarily suspended for the purpose of permitting an amendment which adds a coauthor to Assembly Constitutional Amendment No. 8

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Revenue and Taxation, was read, and adopted

Amendment No 1

In the caption of the printed measure, strike out "and Waldie", and insert "Waldie, and Quimby"

Resolution ordered reprinted, engrossed, and to be re-referred to the Committee on Constitutional Amendments

Assembly Constitutional Amendment No. 10—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 2.8 to Article XIII thereof, relating to property taxation

Resolution read

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Revenue and Taxation, were read, and adopted

Amendment No. 1

On page 1, line 10, of the printed measure, after "for", insert ", or authorize local taxing agencies to provide for,"

Amendment No 2

On page 1, line 11, strike out "assessment", and insert "lien"

Resolution ordered reprinted, engrossed, and to be re-referred to the Committee on Constitutional Amendments

Consideration of House Resolution No. 172

By Assemblyman Gonsalves

House Resolution No 172—Relative to an interim study of the disposition of abandoned motor vehicles

Resolution read

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Rules, were read, and adopted

Amendment No. 1

In line 3 of the *Resolved* clause, of the printed measure, as printed on page 553 of the Assembly Journal for April 6, 1964, after "subject of", insert disposition of abandoned motor vehicles, including, the problems encountered by peace officers in removing or having removed abandoned motor vehicles from public highways and private property, the'

Amendment No. 2

In line 5 of the *Resolved* clause, strike out "and", and insert a comma

Amendment No. 3

In line 7 of the *Resolved* clause, after "storage", insert , and the ultimate disposition of such vehicles by licensed dismantlers,"

House Resolution No. 172, as Amended

By Assemblyman Gonsalves

House Resolution No 172

Relative to an interim study of the disposition of abandoned motor vehicles

WHEREAS, A major problem faced by the automotive service industry in this State is the disposition of abandoned motor vehicles; and

WHEREAS, Under procedures presently established the clearance of such vehicles by the Department of Motor Vehicles which is a prerequisite to their disposition through a lien sale is complicated and time-consuming, taking as long as two months during which the vehicles depreciate considerably; and

WHEREAS, The delays, complications and resultant expense now experienced in the clearance of abandoned motor vehicles could be greatly reduced to the benefit of the Department of Motor Vehicles and the automotive service industry if the department could issue a bill of sale to licensed dismantlers for all motor vehicles valued at $75, or less, after they have been stored for 15 days, now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is directed to assign to an appropriate interim committee for study the subject of disposition of abandoned motor vehicles, including the problems encountered by peace officers in removing or having removed abandoned motor vehicles from public highways and private property, the procedures employed in the clearance of abandoned motor vehicles prior to their disposition in order that the process might be handled more expeditiously, the feasibility of legislation which would enable the Department of Motor Vehicles to issue a bill of sale to a licensed dismantler in the sale of an abandoned motor vehicle valued at $75, or less, after 15 days storage, and the ultimate disposition of such vehicles by licensed dismantlers and to direct such interim committee to report its findings and recommendations to the Legislature by the fifth legislative day of the 1965 Regular Session

Resolution, as amended, re-referred to the Committee on Rules and the subject matter referred to the Committee on Rules for assignment to the proper interim committee for study

SECOND READING OF SENATE BILLS

Senate Bill No 66—An act to amend Section 14206.5 of the Elections Code relating to the conduct of elections

Bill read second time

Request for Unanimous Consent to Temporarily Suspend Rule No 101

Mr Bane was granted unanimous consent that Rule No 101 be temporarily suspended for the purpose of permitting an amendment which adds coauthors to Senate Bill No 66

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Elections and Reapportionment, were read, and adopted

Amendment No. 1

In the caption of the printed bill, immediately above the date, insert "(Coauthors Assemblymen Allen and Bane)"

Amendment No. 2

In line 2 of the title, after "elections", insert ", and declaring the urgency thereof, to take effect immediately"

Amendment No 3

On page 1, line 4, strike out "1960", and insert "last preceding"

Amendment No 4

On page 1, line 6, strike out "election, including any primary election," and insert "general election at which candidates for partisan offices are to be elected,"

Amendment No. 5

On page 1 after line 9, 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

This act changes statutory requirements relating to the hours for voting at primary elections In order that it may operate with respect to the 1964 direct primary election, it is essential that it go into effect immediately"

Bill ordered reprinted, and returned to the second reading file

Senate Bill No. 18—An act to amend Sections 10801 and 17666 2 of the Education Code, relating to interdistrict school attendance, declaring the urgency thereof, to take effect immediately

Bill read second time, and ordered to third reading

NOTE Later this day Senate Bill No 18 was re-referred to the Committee on Ways and Means See page 67

Senate Bill No. 57—An act to validate bonds for sewerage, waste or storm water purposes in California water districts

Bill read second time

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Water, was read, and adopted

Amendment No. 1

On page 2 of the printed bill as amended in Senate March 26, 1964 strike out lines 15 to 23, inclusive, and and insert body"

Bill ordered reprinted, and returned to the second reading file

Senate Bill No. 58—An act to validate bonds for sewerage, waste or storm water purposes in California water districts and declaring the urgency thereof

Bill read second time

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Water, was read, and adopted

Amendment No 1

On page 2 of the printed bill, as amended in Senate April 2, 1964, strike out lines 18 to 26 inclusive, and insert "body"

Bill ordered reprinted, and returned to the second reading file

REQUEST FOR UNANIMOUS CONSENT

Speaker pro Tempore Bee was granted unanimous consent that representatives of the press, radio, and television stations be permitted on the floor of the Assembly for the purpose of taking pictures of the Assembly's special guests from Japan who are in the rear of the Chamber

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 85—An act to amend Section 859b of the Penal Code, relating to criminal proceedings before trial

The question being Shall the Assembly concur in the following Senate amendments to Assembly Bill No 85?

Amendment No 1

In line 1 of the title of the printed bill, as amended in Assembly March 26, 1964, strike out "Sections 859b and 860", and insert "Section 859b"

Amendment No. 2

On page 1, strike out lines 14 to 25, inclusive; and strike out all of page 2

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No 85 by the following vote

AYES—Allen, Alquist, Ashcraft, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne Conrad, Danenmeyer, Davis, Denkmejian, Dills, Donovan, Flournoy, Frew, Gaffney, Henson, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Miller, Mills, Monagan, Moreno, Pattee, Porter, Powers, Rumford, Ryan, Song, Thelin, Veneman, Veysey, Wade, Waldie, Warren, Whetmore, Williamson, Willson, Young, and Mr Speaker—55

NOES—None

Assembly Bill No 85 ordered enrolled

RE-REFERENCE OF BILLS PURSUANT TO RULE NO. 67

On advice of the Legislative Counsel, and pursuant to the provisions of Rule No 67, Speaker pro Tempore Bee ordered the following bill re-referred to the Committee on Ways and Means

Senate Bill No 18

MESSAGES FROM THE SENATE

Senate Chamber, April 16, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day passed

Senate Bill No 69
Senate Bill No 70
Senate Bill No 84

J V BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time

Senate Bill No. 69—An act to amend Sections 17207, 17053, 17072, 17203, 17204, 17206, 17216.2, 17254, 17262, 17284, 17416, 17503, 17531, 17532, 17533, 17534, 17535, 17536, 17577, 17837, 17913, 18152, 18162, 18241, 18242, 18243, 18244, 18245, and 18246 of, to add Sections 17120, 17139, 17154, 17176, 17177, 17205.5, 17266, 17527, 17528, 17594, 17617, 18212, 18213, 18214, 18215, 18216, 18217, 18218, 18402.7, 18802.5, and 18802.7 to, and repeal Sections 17537, 17537.1, 17538, 17539, 17540, 18247, and 18248 of the Revenue and Taxation Code, relating to personal income taxes

Referred by the Speaker pro Tempore to the Committee on Revenue and Taxation

Senate Bill No. 70—An act to amend Sections 24622 and 24667 of, and to add Sections 24613, 24614 and 24684 to the Revenue and Taxation Code, relating to the taxation of banks, corporations, associations and Massachusetts trusts

Referred by the Speaker pro Tempore to the Committee on Revenue and Taxation

Senate Bill No. 84—An act to amend Section 28123 of the Government Code, relating to compensation for public service in counties

Referred by the Speaker pro Tempore to the Committee on Judiciary

MESSAGES FROM THE SENATE

Senate Chamber, April 16, 1964

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

Senate Concurrent Resolution No. 24

J. A. BEEK, Secretary of the Senate
By Lance D. MacArthur, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read

Senate Concurrent Resolution No. 24—Relating to year-round academic programs at the University of California and the California State Colleges

Referred by the Speaker pro Tempore to the Committee on Education

REFERENCE OF BILLS TO COMMITTEE

Speaker pro Tempore Bee announced that Speaker Unruh has referred the following bills to the following committees

Senate Bill No.	*Committee*
9	Education
76	Elections and Reapportionment
81	Ways and Means

Senate Concurrent Resolution No.	
22	Water

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

Assembly Bill No. 96—An act to amend Section 8406 of the Elections Code, relating to county central committees

Bill read third time

Motion to Amend

Mr Bane moved the adoption of the following amendments

Amendment No 1

In line 1 of the title of the printed bill, as amended in Assembly April 6, 1964, after "of", insert ", and to amend and renumber Section 8202 3, as contained in Section 6 of Chapter 2017 of the Statutes of 1963, of,"

Amendment No. 2

In line 2 of the title, strike out "county", and insert party"

Amendment No 3

In line 2 of the title, after "committees", insert ", and declaring the urgency thereof, to take effect immediately"

Amendment No 4

On page 1, after line 22, insert

"SEC 2 Section 8202 3 of said code, as contained in Section 6 of Chapter 2017 of the Statutes of 1963, is amended and renumbered to read

8202 35 ~~8202 3~~ Each delegate to the state convention shall appoint to membership on the state central committee one voter of the same sex as the delegate and two voters of the opposite sex, which appointments when so made shall be absolute; ~~except that a~~ *A* "holdover" delegate to the state convention *of a political party with which there are affiliated more than 3,200,000 voters* or a nominee delegate *to such a convention* from a district represented by an incumbent officeholder affiliated with the same party as the nominee delegate may appoint, *without regard to sex,* two additional voters to membership on the state central committee *A "holdover" delegate to the state convention of a political party with which there are affiliated less than 3,200,000 voters or a nominee delegate to such a convention from a district represented by an incumbent officeholder affiliated with the same party as the nominee delegate may appoint, without regard to sex, five additional voters to membership on the state central committee*

Appointments ~~All appointments~~ to the state central committee *of a party in which there are affiliated more than 3,200,000 registered voters* shall expire annually, and new appointments shall be made in accordance with this section

SEC 3 This act shall not affect the membership of state or county central committees existing on the effective date of this act, but shall apply only to committees formed after the effective date of this act

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

In order that this act may operate with respect to state and county central committees to be formed in 1964, it is essential that it go into effect immediately"

Amendment No. 5

In line 2 of the title of the printed bill, as amended in Assembly April 6, 1964, after "committees", insert ", and declaring the urgency thereof, to take effect immediately"

Amendment No. 6

On page 1, strike out lines 3 to 18, inclusive, and insert

"8406 Each person elected to the State Senate or Assembly shall be an ex officio member of the county central committee or committees in his district Each person elected to the House of Representatives shall be an ex officio member of the county central committee of the county in which he resides

Amendment No. 7

On page 1, line 19, strike out "tion"

Amendment No. 8

On page 1 after line 22, insert

SEC 2 This act shall not affect the membership of county central committees existing on the effective date of this act

SEC 3 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

In order that this act may apply to county central committees formed in July of 1964, it is essential that it go into effect immediately

Amendments read; ~~and adopted~~

Request for Unanimous Consent

Mr Bane was granted unanimous consent that Assembly Bill No 96 be returned to the second reading file, subsequent to reprinting

Bill ordered ~~reprinted, re-engrossed, and~~ returned to second reading

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NOTE On April 21 1964 the action was rescinded whereby the above amendments to Assembly Bill No 96 were adopted by the Assembly, and whereby the bill was ordered reprinted and re-engrossed (See page 699)

Assembly Concurrent Resolution No. 33—Relative to commending Mrs John F Kennedy

Resolution read

Request for Unanimous Consent to Temporarily Suspend Rule No 101

Mr McMillan was granted unanimous consent that Rule No 101 be temporarily suspended for the purpose of adding coauthors to Assembly Concurrent Resolution No 33

Members Made Coauthors of Assembly Concurrent Resolution No 33

Mr McMillan was granted unanimous consent that all Members so desiring be placed upon Assembly Concurrent Resolution No 33 as coauthors

Roll Call

The following Members indicated a desire to become coauthors

Assemblymen Alquist Bagley Bane, Britschgi, Chapel Collier, Cologne Deukmejian Donovan Frew, Gaffney, Johnson Knox Lanterman, Monagan Moreno Powers, Stanton Veneman, Waite Williamson, Young and Zberg

Request for Unanimous Consent

Mr McMillan was granted unanimous consent to take up Assembly Concurrent Resolution No 33, as amended, without reference to print, or file, and that the same be considered re-engrossed

Consideration of Assembly Concurrent Resolution No 33, as Amended

Assembly Concurrent Resolution No 33—By Assemblymen McMillan, Kennick, Rumford, Unruh, Allen, Ashcraft, Barnes, Bee, Beilenson, Belotti, Booth, Burgener, Carrell Casey, Conrad, Crown, Dannemeyer, Davis, Dills, Dymally, Elliott, Flournoy, Foran, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Marks, Meyers, Milias, Mills, Mul-

ford, Pattee, Petris, Porter, Quimby, Ryan, Song, Soto, Thelin, Thomas, Veysey, Waldie, Warren, Whetmore, Willson, Zenovich, Alquist, Bagley, Bane, Britschgi, Chapel, Collier, Cologne, Deukmejian, Donovan, Frew, Gaffney, Johnson, Knox, Lanterman, Monagan, Moreno, Powers, Stanton, Veneman, Waite, Williamson, Young, and Z'berg—Relative to commending Mrs John F Kennedy

Resolution read, as amended, and adopted unanimously

Resolution ordered reprinted, and transmitted to the Senate

Assembly Bill No. 10—An act relating to salary increases for state employees, declaring the urgency thereof, to take effect immediately

Bill read third time

Urgency Clause

Urgency clause read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Bagley, Bane, Barnes, Bee, Belotti, Booth Britschgi, Burgener, Carrell, Casey, Chapel Collier, Cologne, Conrad, Crown, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Henson, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Young Z'berg and Mr Speaker—67

NOES—None

The question being on the passage of the bill

Bill passed by the following vote

AYES—Allen Alquist Ashcraft Bagley Bane Barnes Bee Belotti Booth Britschgi Burgener, Carrell, Casey, Chapel, Collier, Cologne Conrad, Crown Dannemeyer, Davis, Deukmejian Dills Donovan Dymally, Elliott Flournoy, Foran, Frew Gaffney, Garrigus Gonsalves, Henson, Holmes Johnson, Kennick, Knox Lanterman, Marks, McMillan, Meyers Mihas, Mills, Monagan, Moreno, Mulford, Pattee Petris Porter, Powers, Rumford Ryan, Song Soto Stanton Stevens Thelin Veneman, Veysey Waite Waldie Warren Whetmore Williamson Willson Young Z'berg, and Mr Speaker—67

NOES—None

Bill ordered transmitted to the Senate

NOTE: For motion correcting the Journal to properly record the action of the Assembly on this day on Assembly Bill No 10 see page 819

THIRD READING OF SENATE BILLS

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 to Article XI thereof a new section to be numbered 3 1, relating to the adjustment of supervisorial district boundaries

Resolution read, and presented by Mr Mihas

Resolution adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Bagley Bane Barnes Bee, Belotti, Booth Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Dannemeyer, Deukmejian, Dills, Donovan, Dymally, Elliott Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Holmes, Kennick, Knox, Lanterman, Marks, McMillan Meyers, Mihas, Mills, Monagan Moreno Mulford Pattee, Petris, Porter, Powers, Rumford, Ryan, Song Soto Stevens, Thelin, Veneman, Waite, Waldie Warren, Whetmore, Williamson, Willson, Young, Z'berg, Zenovich, and Mr Speaker—64

NOES—Davis—1

Resolution ordered transmitted to the Senate

NAME PLACED UPON ROLL CALL ON ASSEMBLY BILL NO. 10

Mr Carrell was granted unanimous consent that he be recorded as voting "Aye" on Assembly Bill No 10

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO 59

Mr McMillan was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Senate Bills Nos 16 and 50 for hearing in the Committee on Governmental Efficiency and Economy on Wednesday, April 22, 1964

REQUEST FOR UNANIMOUS CONSENT TO SET ASSEMBLY BILL NO. 145 FOR SPECIAL ORDER

Mr Unruh was granted unanimous consent that Assembly Bill No 145 be made a special order of business for Thursday, April 23, 1964, at 10 a m

ANNOUNCEMENTS

Mr Unruh announced that if it was the desire of any of the Members, he would be agreeable to having Assembly Bill No 145 heard by the Committee of the Whole on Thursday, April 23, 1964

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO 59

Mr Bane was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Assembly Constitutional Amendment No 11, for hearing in the Committee on Rules at 9 30 a m , on Tuesday, April 21, 1964

CONSIDERATION OF DAILY FILE (RESUMED)
CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the first item on the Consent Calendar

CONSENT CALENDAR—ASSEMBLY BILLS

Assembly Concurrent Resolution No. 19—Relative to Charles R Barnum

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Dennemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Henson, Holmes, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter Powers, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Veneman, Vevsey, Waite, Waldie, Warren Whetmore, Williamson, Wilson, Young, Z'berg, Zenovich, and Mr Speaker—67
NOES—None

Resolution ordered transmitted to the Senate

CONSENT CALENDAR—SENATE BILLS

Senate Bill No. 52—An act to amend Section 73974 of the Government Code, relating to compensation on municipal court attachés

Bill read third time, and passed by the following vote

AYES—Allen, Alquist, Ashcraft, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Dan-

nemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Henson, Holmes Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Young, Z'berg, Zenovich, and Mr Speaker—67

NOES—None

Bill ordered transmitted to the Senate

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO 59

Mr Williamson was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Assembly Bill No 181 for hearing in the Committee on Water on Wednesday, April 22, 1964

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

The following resolution was offered

Assembly Concurrent Resolution No. 46: By Assemblymen Gaffney, Unruh, Bee, Conrad, Allen, Alquist, Ashcraft, Bagley, Bane, Barnes, Belotti, Booth, Britschgi, Burgener, Carrell, Chapel, Collier, Cologne, Dannemeyer, Assemblywoman Davis, Assemblymen Dills, Donovan, Dymally, Elliott, Foran, Frew, Garrigus, Gonsalves, Henson, Johnson, Kennick, Knox, Lanterman, Marks, Meyers, Milias, Mills, Monagan, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stevens, Thelin, Veneman, Veysey, Waite, Waldie, Whetmore, Willson, and Z'berg—Congratulating Governor Edmund G Brown on his 59th birthday

Referred by the Speaker pro Tempore to the Committee on Rules

Assembly Constitutional Amendment No. 12: By Assemblymen Petris, Moreno, and Young—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 1d of Article IV, relating to ballot propositions

Held at desk by order of the Speaker pro Tempore

RESOLUTIONS

The following resolutions were offered

By Assemblyman Veneman

House Resolution No. 195

Relative to Youth Fitness Week

WHEREAS, The future success, security and leadership positions of the nation and of the State of California depend upon the strength of its youth who are the leaders of tomorrow, and

WHEREAS, Substantive medical and educational support lends credence to total fitness as essential to youth in order to obtain optimum growth and development to meet the challenges of modern society, and

WHEREAS, Total fitness demands that an individual be developed physically, mentally, morally, spiritually, emotionally, and socially in order to achieve full maturity and to enable our youth to contribute maximally to the improvement of the welfare of society, now, therefore be it

Resolved by the Assembly of the State of California, That the Members of the Assembly heartily commend the schools of California and other organizations in the State for their success in the improvement of health and physical education programs which are assisting the youth of California to develop total fitness, and be it further

Resolved, That the Governor is hereby requested to proclaim the week of May 3 to May 9, 1964, to be Youth Fitness Week throughout the State of California, and be it further

Resolved, That the Chief Clerk of the Assembly transmit suitably prepared copies of this resolution to the Honorable Edmund G. Brown, Governor of the State of California, and six suitably prepared copies to the Honorable John G. Veneman

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Milias

House Resolution No. 196

Relative to commending Amado Mata Garcia

WHEREAS, It has come to the attention of the Members of the Assembly of the State of California that Amado Mata Garcia of Gilroy in Santa Clara County, California, is most deserving of the commendation of this body; and

WHEREAS, Mr. Garcia was born in Mexico in 1904, and moved to Texas in 1914 where he remained until he moved to California and settled in Gilroy in 1947; and

WHEREAS, He there established himself in business and has over the years become a respected and distinguished member of the community; and

WHEREAS, In addition to being a successful businessman Mr. Garcia has been very active in the civic affairs of Gilroy and is a leader in the Mexican-American Community. A 33rd Degree Mason and member of the lodge of Masons Luz de Oriente he is past President of the Sociedad Funeraria Mexicana and of the Sociedad Progresista Mexicana, and he is a member of the Mexican-American Political Association; and

WHEREAS, Amado Mata Garcia has through the years consistently furthered the interest of Mexican-Americans in the political affairs of our State and Nation and continually lent his efforts in improving the housing, educational and general economic situation of all people of Mexican-American descent; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members commend Amado Mata Garcia for his many contributions to his city and our State and for his years of leadership among, and service to, the Mexican American community; and be it further

Resolved, That the Chief Clerk is hereby directed to transmit suitably prepared copies of this resolution to Mr. Amado Mata Garcia and to the Lodge of Masons Luz de Oriente the Sociedad Funeraria Mexicana the Sociedad Progresista Mexicana and the Mexican-American Political Association

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Dymally

House Resolution No. 197

Relative to a study of employment opportunities, economic problems and unemployment

WHEREAS, There exist in the State of California vast and complex economic problems arising out of existing employment opportunities and unemployment; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is hereby directed to assign the subject of employment opportunities, economic problems and unemployment to an appropriate interim committee for study and to direct such committee to report to the Assembly no later than the fifth legislative day of the 1965 Regular Session of the Legislature

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Mulford

House Resolution No. 198

Relative to congratulating Mrs. Lawrence Fletcher

WHEREAS, It has come to the attention of the Members of this Assembly that Mrs. Lawrence Fletcher has been named as "Outstanding Citizen of 1963" by the City of Oakland; and

WHEREAS, This gracious and charming woman was selected for the award by a committee of that city's top leaders; and

WHEREAS, It was given to Mrs. Fletcher in recognition of her distinguished service to her community and for her continual devotion to the welfare of her fellow man; and

WHEREAS, She has been a member of the governing board of the Alameda County Community Foundation, first president of the League of Women Voters of Piedmont, a founding member of the Oakland Girl Scouts, president of the Junior League, director of the Family Service Agency and the Children's Foster Care Service and first president of the Junior Center of Arts and Sciences, and

WHEREAS, Other activities of Mrs Fletcher include the Museum Association Oakland Chapter of the American Red Cross, Alameda County Probation Committee, Oakland Community Chest and United Bay Area Crusade, and

WHEREAS, Through her untiring efforts the community of Oakland has been greatly benefited, and

WHEREAS, Both the people of Oakland and the people of the State can be proud of the achievements, civic awareness and sense of community responsibility shown by Mrs Fletcher, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly extend their heartiest congratulations to Mrs Lawrence Fletcher on being selected Oakland's Outstanding Citizen of 1963 and commend her for her many years of devoted service to her beloved city, and be it further

Resolved, That the Chief Clerk of the Assembly be directed to transmit a suitably prepared copy of this resolution to Mrs Fletcher

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Mulford

House Resolution No 199

Relative to anti-Semitic persecution in the Soviet Union

WHEREAS Leaders of American Jewry, at an historic conference in Washington, D C on April 5 and 6 of this year called upon the conscience of America to demand an end of anti-Semitic persecutions in the Soviet Union and of the continuing oppression of 3,000,000 Jews living under Soviet rule, and

WHEREAS, Public statements by these leaders, presented with documentary evidence disclosed that Jews in the Soviet Union are suffering the suppression of religious liberty, the closing of synagogues, religious schools and cultural centers, they are denied the right of central organization and the privilege of communication with Jewish groups outside of their country, and that they are denied permission to join war-torn kin in other lands, and

WHEREAS, At this conference held in Washington State Legislatures of the several states were called upon to apprise their constituents of this situation and to urge a nationwide program for redress, now, therefore, be it

Resolved by the Assembly of the State of California That the Members thereof hereby appeal to the conscience of liberty-loving Californians and urge them to study and discuss the facts individually and within their organizations and urge individuals and organizations to take such appropriate action as they deem proper and fitting to the end that Soviet Russia will desist in its policy of anti-Semitism and accord Jewish citizens rights equal to those enjoyed by men and women of other religions and background under Soviet jurisdiction

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblymen Bagley and Unruh

House Resolution No 200

Relative to the demise of Mr Richard A Potts

WHEREAS, This State recently lost one of its promising young men, Mr Richard A Potts as the result of an automobile accident and

WHEREAS, He was a leader in high school and college activities in Alliance, Ohio, and later became an enthusiastic and energetic reporter for a radio station and a newspaper, and

WHEREAS, This potential leader in business and politics joined the staff of the Honorable Frank T Bow, a Representative from Ohio in the Congress of the United States, and later entered the Marine Corps, received a commission, and served as an aide to Major General A L Bowser, and

WHEREAS, Following his release from active duty with the Marines in 1959, he lived in Southern California and was employed as a public affairs executive for the Garrett Corporation, and

WHEREAS Active in the affairs of the Republican Party, he was a member of that party's State Central Committee, an officer in the State and National Young Republicans, and served admirably on the presidential and gubernatorial campaign staffs of Mr Richard M. Nixon, and

WHEREAS, Although he was a Republican, his friends and admirers included many members of the Democratic Party, and

WHEREAS, The untimely passing from this life of such a young, talented, vigorous, and promising young man has deprived this State and Nation of one of its potential great leaders, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members with one accord mourn the passing of Mr Richard A Potts and extend their condolences to his bereaved widow, Martha Ann, and be it further

Resolved, That the Chief Clerk shall transmit a suitably prepared copy of this resolution to Mrs Richard A Potts

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, April 20, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Bill No 165

And reports the same correctly engrossed

POWERS, Chairman

Above bill ordered to third reading

Assembly Chamber, April 20, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Bill No 176

And reports the same correctly engrossed

POWERS, Chairman

Above bill ordered to the Consent Calendar

Committee on Ways and Means

Assembly Chamber April 17, 1964

Mr Speaker Your Committee on Ways and Means reports

Senate Bill No 13

With the recommendation Do pass

CROWN, Chairman

Above bill ordered to second reading

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO 59

Mr Crown was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Assembly Bill No 182 and Senate Bill No 41 for hearing in the Committee on Ways and Means, today

ANNOUNCEMENTS

Mr Mulford announced that there would be a Republican Caucus immediately upon adjournment today in the Assembly Lounge

RESOLUTIONS

The following resolution was offered

By Assemblyman Donovan

House Resolution No 201

Relative to a state park in the Imperial Beach area

WHEREAS, There is a definite need for public facilities to serve the millions of Southern Californians seeking the outdoors for recreational purposes, and

WHEREAS, The Imperial Beach area in the southwestern corner of San Diego County close to the California-Mexican border appears to have unique scenic scientific and recreational values worthy of perpetuation by public ownership for the enjoyment and education of present and future Californians, and

WHEREAS, The monument marking the southwestern tip of the continental United States rests within the Imperial Beach area, and

WHEREAS, In the Imperial Beach area there is federal public domain which is soon to be declared surplus, and as such will be available at a price extremely advantageous to the State of California under the terms of the Federal Recreation and Public Purposes Act, and

WHEREAS, Proposition No. 1 at the November 1964 general election provides for expenditures of $150,000,000 for acquiring and developing state and regional beach, park, recreational and historical facilities, and

WHEREAS, Failure to initiate project studies prior to the passage of Proposition No. 1 will result in the delay of one year on the legislative approval of these projects, now therefore, be it

Resolved by the Assembly of the State of California, That the Department of Parks and Recreation is directed to undertake a study to determine the feasibility of establishing a state park or recreation area at Imperial Beach, and to comply with the provisions of the Cameron-Unruh Beach, Park Recreational, and Historical Facilities Bond Act of 1964; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a copy of this resolution to the Director of Parks and Recreation

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

ADJOURNMENT

At 11:56 a.m., on motion of Mr. Waldie, the Speaker pro Tempore declared the Assembly adjourned until 10 a.m., Tuesday, April 21, 1964

JESSE M. UNRUH, Speaker

ANABEL WHANG, Minute Clerk

CALIFORNIA LEGISLATURE

1964 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

THIRTY-SIXTH LEGISLATIVE DAY

SIXTIETH CALENDAR DAY

IN ASSEMBLY

Assembly Chamber
Tuesday, April 21, 1964

The Assembly met at 9 46 a m
Hon Carlos Bee, Speaker pro Tempore of the Assembly, presiding
Assistant Chief Clerk James A Lane at the Desk
Assistant Clerk Malcolm MacIntyre reading

ROLL CALL

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

Allen, Alquist, Asheraft, Badham, Bagley, Bane, Barnes Bee, Beilenson Belotti Booth, Brutschgi, Burgener, Carrell, Casey, Chapel Collier, Cologne, Conrad, Crown, Danielson, Dennemeyer, Davis Denhamejian, Dills, Donovan, Dymally Elliott, Ferrell, Flournoy Foran, Frew, Gaffney, Garrigus, Gonsalves Greene, Henson, Holmes, Johnson, Kennick, Knox, Lanterman, Marks McMillan, Meyers, Mihas, Mills Monagan, Moreno, Mulford Pattee, Petris, Porter, Powers, Rumford, Ryan Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Vevsey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young Zbeig Zenovich, and Mr Speaker—75

Quorum present

PRAYER

The following prayer was offered by the Chaplain, Rev Robert R Ferguson

Our Father, May we not compensate for our inadequacies by merely developing a stoical patience, or by whistling in the dark, or by accepting the inevitable, when it is not inevitable

Guide us in the ways of a creative faith which can be greater than despair, and that deep joy in life which can enable us to sing in life's storms 'Give us the courage to change the things which we can, composure to accept what cannot be changed and wisdom to know the difference"

In our Lord's Name—AMEN

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Bee, Mr Belotti then led the Assembly in the pledge of allegiance to the Flag

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Mr Monagan, seconded by Mr Asheraft

LEAVES OF ABSENCE FOR THE DAY

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

Mr Cusanovich, on motion of Mr Conrad

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

Mr Hinckley, on motion of Mr Conrad

Mr Quimby, on motion of Mr Waldie

RESOLUTIONS

The following resolutions were offered

By Assemblyman Bee

House Resolution No. 202

Relative to commending Mr Resti Zaballos

WHEREAS Mr Resti Zaballos, well-known Hayward contractor, has just been named Hayward's Distinguished Citizen of 1963 by the Hayward Lions Club; and

WHEREAS, In receiving this honor, Mr Zaballos was cited particularly for his "unwavering loyalty" in working with the Association for Retarded Children of Southern Alameda County in the completion of the Retarded Children's Center serving as the general contractor of, and helping to obtain funds, material and labor for, that project, and

WHEREAS, A native of Spain, Mr Zaballos came to Hayward as a boy with his family, settling in the Mt Eden area, where he grew up and was graduated from the Hayward High School, and where for more than 20 years he has been a staunch booster and supporter of the Boy Scout movement, and is now engaged in a project of great merit for the Hayward Boys Club, and

WHEREAS, Mr Zaballos has also been cited for his outstanding work on the Hayward Board of Appeals, that city's Industrial Commission and the Hayward Planning Commission, of which he is now a member, and

WHEREAS, Mr Zaballos has been a personal friend since 1948 of the author of this resolution and served the latter as the treasurer of his campaign which resulted in his first election to the Assembly in 1954, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly congratulate Mr Resti Zaballos on his being named Hayward's Distinguished Citizen of 1963 by the Hayward Lions Club, and wish him every success in all his future endeavors, 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 Resti Zaballos

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Dannemeyer

House Resolution No 203

Congratulating Anaheim Host Lions Club

WHEREAS, In February 1959 a few members of the Anaheim Host Lions Club formed a committee to promote square dancing, holding their dances in the Benjamin Franklin Elementary School Auditorium, and

WHEREAS, With the growing popularity of the dances, it was soon necessary to transfer to the Anaheim High School Gymnasium, and

WHEREAS, Realizing the need for adequate indoor recreation facilities for the city, the Lions Club in March 1960 formed the Citizens Recreation Association, with the goal of erecting a recreation building for the citizens of Anaheim, and

WHEREAS, With the approval of the city council, the first phase of the plan was completed on May 7, 1960, a 65-foot by 90-foot concrete slab to serve immediately as an outdoor dance floor, and subsequently as the floor of the recreation hall, and

WHEREAS By October 1962, plans for the building had been completed by Dan Rowland, and financing arranged by the Lions Club with the cooperation of the city council, and

WHEREAS, On April 10, 1964, the completed building was dedicated as the La Palma Park Community Recreation Facility, a monument to what a group of public spirited citizens can do for their community; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members congratulate the Anaheim Host Lions Club on its enterprise in inaugurating and seeing through to a successful conclusion the much-needed recreation project; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to Jim Enloe, President of the Anaheim Host Lions Club

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Elliott

House Resolution No 204

Relating to the Latin American Trade Mart of Los Angeles

WHEREAS On Tuesday April 14, 1964, a dream of over half a century was realized with the opening of the Latin American Trade Mart, 24 Olvera Street on the Plaza, the birthplace of Los Angeles; and

WHEREAS, The Latin American Trade Mart organized under the auspices of El Pueblo de Los Angeles Inc., is a permanent display facility designed as a showcase of goods and products from Latin America and as an agency for the promotion of understanding, friendship, peace and prosperity for all the Americas; and

WHEREAS The Latin American Trade Mart encompasses more than 11,000 square feet of exhibit space and has been conceived as a home away from home for visiting Latin American businessmen, readily available in the Trade Mart building are office and conference room space with attendant services and skilled personnel, lounge and restaurant facilities and being finalized is a five-story Latin American House which will become the headquarters for all the Latin American Consuls in the City of Los Angeles; and

WHEREAS, April 14, 1964, an Inter-American Holiday, is a fitting day to commemorate the opening of the Latin American Trade Mart which is to serve as a bridge of understanding and commercial trade between the countries of the Western Hemisphere; now, therefore, be it

Resolved by the Assembly of the State of California That the Members hereby extend their warmest congratulations and commendations to the Latin American Trade Mart, and the Inaugural Fiesta Committee, and express their wish for the continued success of the Latin American Trade Mart in promoting friendship and trade among the countries of the Western Hemisphere; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to the Inaugural Fiesta Committee of the Latin American Trade Mart and to El Pueblo de Los Angeles, Inc

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Knox

House Resolution No 205

Relative to congratulating Mrs Kate Blake upon her 81st birthday

WHEREAS, It has come to the attention of the Assembly of the State of California that Mrs Kate Blake is soon to observe the occasion of her 81st birthday; and

WHEREAS, Mrs Blake has devoted most of her long and eventful life to the causes of civil rights and civil liberties, always exhibiting the utmost concern for the advancement of minority groups and the welfare of the underprivileged; and

WHEREAS, Mrs Blake has always taken an active interest in the school affairs of her community, even playing a vital part in the election of school board members; and

WHEREAS, The Democratic Party and the two-party system which is so necessary to the success of our political system have long received ardent and untiring support from Mrs Blake; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members thereof take this opportunity to express their gratitude to Mrs Blake for her manifold efforts toward a better society, to extend their congratulations to her upon the observance of her 81st birthday, and to convey to her their heartfelt best wishes for the years to come, 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 Kate Blake

Request for Unanimous Consent

Mr Knox was granted unanimous consent to take up House Resolution No 205 without reference to committee or file

Resolution read, and adopted unanimously

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, April 21, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Constitutional Amendment No 1

And reports the same correctly re-engrossed

POWERS, Chairman

Above resolution ordered on file

Committee on Ways and Means

Assembly Chamber, April 20, 1964

Mr Speaker Your Committee on Ways and Means reports

Assembly Bill No 78

With the recommendation Do pass

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3 the committee recommends that the above bill be placed on the Consent Calendar

CROWN, Chairman

Above bill ordered to second reading

Assembly Chamber, April 20, 1964

Mr Speaker Your Committee on Ways and Means reports

Assembly Bill No 101	Assembly Bill No 149
Assembly Bill No 142	Assembly Bill No 31
Assembly Bill No 154	Assembly Bill No 182

With the recommendation Do pass

CROWN, Chairman

Above bills ordered to second reading

REFERENCE OF BILLS TO COMMITTEE

Speaker pro Tempore Bee announced that Speaker Unruh has referred the following bills to the following committees

Assembly Concurrent Resolution No	*Committee*
45	Rules

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO. 59

Mr Garrigus was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Senate Bill No 9 for hearing in the Committee on Education on Monday, April 27, 1964

CONSIDERATION OF DAILY FILE

BILLS ON SECOND READING FILE PURSUANT TO RULE NO. 76

Pursuant to Rule No 76, the following bills were this day on the second reading file

Assembly Bills Nos. 138, 175, 172, and **174.**

Senate Bills Nos 66, 57, and **58.**

Assembly Bills Nos 138, 172, and **174** ordered to third reading, subsequent to engrossment

Assembly Bill No. 175 ordered to third reading, subsequent to re-engrossment

Senate Bills Nos. 66, 57, and **58** ordered to third reading

SECOND READING OF ASSEMBLY BILLS

Assembly Concurrent Resolution No 23—Relative to the bottom of Clear Lake

Resolution read

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Ways and Means, were read, and adopted

Amendment No 1

On page 1, line 6, of the printed measure, after 'WHEREAS' strike out 'The', and insert 'It is necessary to determine the'

Amendment No. 2

On page 1 line 7, strike out "rests with the State of California"

Amendment No. 3

On page 1, line 8 after 'to', insert 'make a determination with respect to this responsibility for maintaining the bottom of the lake, it is necessary to'

Amendment No. 4

On page 1 line 9 strike out ', it is necessary that', and insert 'by surveying'

Amendment No. 5

On page 1 strike out line 10, and insert a semi-colon

Amendment No 6

On page 1, strike out line 16, and in line 17, strike out take whatever and insert "and to study and make a recommendation to the Legislature with respect to who should be responsible for maintaining the lake bottom and to further study and determine what

Amendment No. 7

On page 1, line 18, after 'bottom", insert , and what the cost of that action would be'

Resolution ordered reprinted, and engrossed

Assembly Bill No. 29—An act to add Section 6310 to the Public Resources Code, relating to the San Francisco Bay tidelands

Bill read second time, and ordered to third reading

Assembly Bill No. 145—An act to add Sections 31615 and 20751 5 to, to add Chapter 9 5 to Division 5 of, to add Article 2 1 to Chapter 3 of Division 14 of, to repeal Sections 17653 and 17654 of, and to amend Sections 3304, 17666 2, 17301 and 17303 5 of, the Education Code, relating to the public school system

Bill read second time

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Ways and Means, were read, and adopted

Amendment No. 1

In line 4 of the title of the printed bill, as amended in Assembly April 13, 1964, after "3304," insert "17654.5, 17655.5, 17656, 17660, 17664, 17665,

Amendment No. 2

On page 1, strike out line 7, and insert

"3050. (a) This chapter shall not apply to any school district which was a unified district effective for all purposes on or before July 1, 1964.

(b) Notwithstanding any provision of Chapter 9 and"

Amendment No. 3

On page 1, line 11, strike out "at that date", and insert "does not come within the provisions of subdivision (a), and which, on December 31, 1965"

Amendment No. 4

On page 1, line 16, strike out "Any", and insert "(c) Any"

Amendment No. 5

On page 2, line 1, strike out "the preceding paragraph", and insert "subdivision (b)"

Amendment No. 6

On page 2, line 15, strike out "a plan", and insert "plans"

Amendment No. 7

On page 2, line 17, strike out "at such date", and insert "does not come within the provisions of subdivision (a) of Section 3050, and which, on July 1, 1966"

Amendment No. 8

On page 4, lines 6 and 7, strike out "and in this section"

Amendment No. 9

On page 4, strike out lines 30 to 32, inclusive, and insert "(c) of this section thirty-eight dollars and fifty cents ($38.50) for the fiscal year 1964-1965, and fifty-three dollars and twenty-six cents ($53.26) for the fiscal year 1965-1966"

Amendment No. 10

On page 6, lines 23 and 24, strike out "twenty-six dollars and thirty-eight cents ($26.38)", and insert "thirty-four dollars and seventeen cents ($34.17)"

Amendment No. 11

On page 6, between lines 34 and 35, insert

"SEC. 4. Section 17654.5 of said code is amended to read

17654.5. For each elementary school district which maintains only one school with an average daily attendance of less than 101, he shall make one of the following computations, whichever provides the lesser amount

(1) For each small school which has an average daily attendance during the fiscal year of less than 26, exclusive of pupils attending the seventh and eighth grades of a junior high school, and for which school at least one teacher was hired full time, he shall compute for the district ~~five thousand seven hundred twenty-five dollars ($5,725)~~ *five thousand nine hundred seventy-five dollars ($5,975)*

(2) For each small school which has an average daily attendance during the fiscal year of 26 or more and less than 51, exclusive of pupils attending the seventh and eighth grades of a junior high school, and for which school at least two teachers were hired full time for more than one-half of the days schools were maintained, he shall compute for the district ~~eleven thousand four hundred fifty dollars ($11,450)~~ *eleven thousand nine hundred fifty dollars ($11,950)*

(3) For each small school which has an average daily attendance during the fiscal year of 51 or more but less than 76, exclusive of pupils attending the seventh and eighth grades of a junior high school,

and for which school three teachers were hired full time for more than one-half of the days schools were maintained, he shall compute for the district ~~seventeen thousand one hundred seventy-five dollars ($17,175)~~ *seventeen thousand nine hundred twenty-five dollars ($17,925)*

(4) For each small school which has an average daily attendance during the fiscal year of 76 or more and less than 101, exclusive of pupils attending the seventh and eighth grades of a junior high school, and for which school four teachers were hired full time for more than one-half of the days schools were maintained, he shall compute for the district ~~twenty-two thousand nine hundred dollars ($22,900)~~ *twenty-three thousand nine hundred dollars ($23,900)*

SEC. 5. Section 17655.5 of said code is amended to read:

17655.5. (a) For each district on account of each necessary small school (giving regard to the number of teachers actually employed or average daily attendance), he shall make one of the following computations, whichever provides the lesser amount:

(1) For each necessary small school which has an average daily attendance during the fiscal year of less than 26, exclusive of pupils attending the seventh and eighth grades of a junior high school, and for which school at least one teacher was hired full time, he shall compute for the district ~~five thousand seven hundred twenty-five dollars ($5,725)~~ *five thousand nine hundred seventy-five dollars ($5,975)*

(2) For each necessary small school which has an average daily attendance during the fiscal year of 26 or more and less than 51, exclusive of pupils attending the seventh and eighth grades of a junior high school, and for which school at least two teachers were hired full time for more than one-half of the day schools were maintained, he shall compute for the district ~~eleven thousand four hundred fifty dollars ($11,450)~~ *eleven thousand nine hundred fifty dollars ($11,950)*

(3) For each necessary small school which has an average daily attendance during the fiscal year of 51 or more but less than 76, exclusive of pupils attending the seventh and eighth grades of a junior high school, and for which school three teachers were hired full time for more than one-half of the days schools were maintained, he shall compute for the district ~~seventeen thousand one hundred seventy-five dollars ($17,175)~~ *seventeen thousand nine hundred twenty-five dollars ($17,925)*

(4) For each necessary small school which has an average daily attendance during the fiscal year of 76 or more and less than 101, exclusive of pupils attending the seventh and eighth grades of a junior high school, and for which school four teachers were hired full time for more than one-half of the days schools were maintained, he shall compute for the district ~~twenty-two thousand nine hundred dollars ($22,900)~~ *twenty-three thousand nine hundred dollars ($23,900)*

(b) For each district on account of each small school not determined to be a necessary small school under Section 17655 he shall make one of the following computations, whichever applies:

(1) If the total of the units of average daily attendance of the district during the fiscal year, exclusive of pupils attending the seventh and eighth grades of a junior high school, is less than 901, he shall multiply the units of average daily attendance in the school by ~~two~~

~~hundred twenty-nine dollars (~~$229~~)~~ *two hundred thirty-nine dollars ($239)*

(2) If the total of the units of average daily attendance in the district during the fiscal year, exclusive of pupils attending the seventh and eighth grades of a junior high school, is 901 or more, he shall multiply the units of average daily attendance by ~~two hundred thirty-nine dollars (~~$239~~)~~ *two hundred forty-nine dollars ($249)*

SEC. 6. Section 17656 of said code is amended to read

17656. For each elementary school district which, exclusive of pupils attending the seventh and eighth grades of a junior high school, has an average daily attendance of 101 or more but less than 901 during the fiscal year, he shall compute an amount determined by multiplying the total average daily attendance, exclusive of pupils attending the seventh and eighth grades of a junior high school and pupils for whom a foundation program is computed under Section 17655.5, by ~~two hundred twenty-nine dollars (~~$229~~)~~ *two hundred thirty-nine dollars ($239)*

For each elementary school district which, exclusive of pupils attending the seventh and eighth grades of a junior high school, has an average daily attendance of 901 or more during the preceding fiscal year, he shall compute an amount determined by multiplying the total average daily attendance, exclusive of pupils attending the seventh and eighth grades of a junior high school, and pupils for whom a foundation program is computed under Section 17655.5 by ~~two hundred thirty-nine dollars (~~$239~~)~~ *two hundred forty-nine dollars ($249)*

SEC. 7. Section 17660 of said code is amended to read

17660. For each elementary school district with an average daily attendance, exclusive of pupils attending the seventh and eighth grades of a junior high school, of less than 901 during the fiscal year, on account of the attendance during the fiscal year of pupils in the seventh and eighth grades of a junior high school which attendance is credited to the elementary school district pursuant to Sections 11404 and 5612, he shall multiply the average daily attendance in such grades by ~~two hundred twenty-nine dollars (~~$229~~)~~ *two hundred thirty-nine dollars ($239)*

For each elementary school district with an average daily attendance, exclusive of pupils attending the seventh and eighth grades of a junior high school, of 901 or more during the fiscal year, on account of the attendance during the fiscal year of pupils in the seventh and eighth grades of a junior high school which attendance is credited to the elementary school district pursuant to Sections 11404 and 5612, he shall multiply the average daily attendance in such grades by ~~two hundred thirty-nine dollars (~~$239~~)~~ *two hundred forty-nine dollars ($249)*

SEC. 8. Section 17664 of said code is amended to read

17664. (a) For each district on account of each necessary small high school the Superintendent of Public Instruction shall make one of the following computations selected with regard only to the number of certificated employees employed or average daily attendance, whichever provides the lesser amount

(1) For one which has an average daily attendance during the fiscal year of less than 21 and for which at least three certificated employees were employed full time he shall compute ~~thirty-three thousand one hundred dollars ($33,100)~~ *thirty-three thousand three hundred dollars ($33,300)*

(2) For one which has an average daily attendance during the fiscal year of 21 or more and less than 41 and for which at least four certificated employees were employed full time, he shall compute ~~thirty-eight thousand three hundred seventeen dollars ($38,317)~~ *thirty-eight thousand seven hundred fifty dollars ($38,750)*

(3) For one which has an average daily attendance during the fiscal year of 41 or more and less than 61 and for which at least five certificated employees were employed full time he shall compute ~~forty-three thousand five hundred thirty-four dollars ($43,534)~~ *forty-four thousand two hundred dollars ($44,200)*

(4) For one which has an average daily attendance during the fiscal year of 61 or more and less than 76 and for which at least six certificated employees were employed full time, he shall compute ~~forty-eight thousand seven hundred fifty dollars ($48,750)~~ *forty-nine thousand six hundred fifty dollars ($49,650)*

(5) For one which has an average daily attendance during the fiscal year of 76 or more and less than 91 and for which at least seven certificated employees were employed full time he shall compute ~~fifty-three thousand nine hundred sixty-seven dollars ($53,967)~~ *fifty-five thousand one hundred dollars ($55,100)*

(6) For each one which has an average daily attendance during the fiscal year of 91 or more and less than 106 and for which at least eight certificated employees were employed full time, he shall compute ~~fifty-nine thousand one hundred eighty-four dollars ($59,184)~~ *sixty thousand five hundred fifty dollars ($60,550)*

(7) For each one which has an average daily attendance during the fiscal year of 106 or more and less than 121 and for which at least nine certificated employees were employed full time, he shall compute ~~sixty-four thousand four hundred dollars ($64,400)~~ *sixty-six thousand dollars ($66,000)*

(8) For each one which has an average daily attendance during the fiscal year of 121 or more and less than 136 and for which at least 10 certificated employees were employed full time, he shall compute ~~sixty-nine thousand six hundred seventeen dollars ($69,617)~~ *seventy-one thousand four hundred fifty dollars ($71,450)*

(9) For each one which has an average daily attendance during the fiscal year of 136 or more and less than 151 and for which at least 11 certificated employees were employed full time, he shall compute ~~seventy-four thousand eight hundred thirty-four dollars ($74,834)~~ *seventy-six thousand nine hundred dollars ($76,900)*

(10) For each one which has an average daily attendance during the fiscal year of 151 or more and less than 181 and for which at least 12 certificated employees were employed full time, he shall compute ~~eighty thousand fifty dollars ($80,050)~~ *eighty-two thousand three hundred fifty dollars ($82,350)*

(11) For each one which has an average daily attendance during the fiscal year of 181 or more and less than 221 and for which at least 13 certificated employees were employed full time, he shall compute ~~eighty-five thousand two hundred sixty-seven dollars ($85,267)~~ *eighty seven thousand eight hundred dollars ($87,800)*

(12) For each one which has an average daily attendance during the fiscal year of 221 or more and less than 261 and for which at least 14 certificated employees were employed full time, he shall compute ~~ninety thousand four hundred eighty-four dollars ($90,484)~~ *ninety-three thousand two hundred fifty dollars ($93,250)*

(13) For each one which has an average daily attendance during the fiscal year of 261 or more and less than 301 and for which at least 15 certificated employees were employed full time, he shall compute ~~ninety-five thousand seven hundred dollars ($95,700)~~ *ninety-eight thousand seven hundred dollars ($98,700)*

(14) For each one which has an average daily attendance of less than 21 and for which fewer than three certificated employees were employed, he shall compute ~~five thousand two hundred seventeen dollars ($5,217)~~ *five thousand four hundred fifty dollars ($5,450)* for each of the teachers employed in the school

(b) For each district on account of each small high school not determined to be a necessary small high school under Sections 17663, 17663.5, and 17663.7, he shall make one of the following computations, whichever applies

(1) If the total of the units of average daily attendance in the district during the fiscal year is less than 301, he shall multiply the units of average daily attendance during the fiscal year in the school by ~~three hundred nineteen dollars ($319)~~ *three hundred twenty-nine dollars ($329)*

(2) If the total of the units of average daily attendance in the district during the fiscal year is more than 300 he shall multiply the units of average daily attendance during the fiscal year in the school by ~~three hundred twenty-nine dollars ($329)~~ *three hundred thirty-nine dollars ($339)*

For the purposes of this section a "certificated employee" is an equivalent full-time position of an individual holding a credential authorizing service, and performing service in grades 9 through 12 in any secondary school. Any fraction of an equivalent full-time position shall be deemed to be a full-time position

The foundation program established by this section for high schools with an average daily attendance of less than 301 shall not apply to any high school established after July 1, 1961, unless the establishment of such schools has been approved by the Superintendent of Public Instruction

SEC. 9. Section 17665 of said code is amended to read

17665. For each high school district which has an average daily attendance of 301 or more during the fiscal year, he shall multiply the average daily attendance by ~~three hundred twenty-nine dollars ($329)~~ *three hundred thirty-nine dollars ($339)* "

Amendment No. 12

On page 6, line 35, strike out "9", and insert "10"

Amendment No 13

On page 6 line 41, after "eligible" insert "commencing with the 1965-1966 fiscal year,"

Amendment No 14

On page 6, line 43, after "shall" insert ", for the fiscal year 1965-1966 and fiscal years thereafter,"

Amendment No. 15

On page 6, line 47, strike out "twenty dollars ($20)", and insert "fifteen dollars ($15)"

Amendment No. 16

On page 6, lines 49 and 50, strike out "twenty dollars ($20)", and insert "fifteen dollars ($15)"

Amendment No. 17

On page 7, between lines 36 and 37, insert

"(c) Was a unified district in effect for all purposes on or before July 1, 1964."

Amendment No. 18

On page 7, line 44, strike out "44", and insert "11"

Amendment No 19

On page 8, line 21, strike out "46" and insert "32"

Amendment No. 20

On page 8 line 48, strike out "7", and insert "13"

Bill ordered reprinted, and re-engrossed

SECOND READING OF SENATE BILLS

Senate Bill No. 13—An act to amend Section 69599 of the Government Code, relating to superior court judges of San Mateo County

Bill read second time, and ordered to third reading

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 152—An act to amend Sections 17262 and 17263.1 of the Education Code, and to amend Section 1819 of the Revenue and Taxation Code, relating to financial support of the public schools, and declaring the urgency thereof, to take effect immediately

Bill read third time

Urgency Clause

Urgency clause read, and adopted by the following vote

AYES—Allen, Alquist, Badham, Bee, Beilenson, Belotti, Booth, Brutsche, Burgener, Carrell, Chapel, Collier, Conrad, Dunelson, Dunnemeyer, Davis, Deukmejian, Donovan, Dymally, Elliott, Fenell, Flournoy, Foran, Gaffney, Garrigus, Gonsalves, Greene, Henson, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Song, Soto, Thelin, Thomas, Waite, Warren, Whetmore, Williamson, Wilson, Young, Zberg, Zenovich, and Mr. Speaker—78

NOES—None

The question being on the passage of the bill

Bill passed by the following vote

AYES—Allen, Alquist, Badham, Bee, Beilenson, Belotti, Booth, Brutsche, Burgener, Carrell, Chapel, Collier, Conrad, Dunelson, Dunnemeyer, Davis, Deukmejian, Donovan, Dymally, Elliott, Fenell, Flournoy, Foran, Gaffney, Garrigus, Gonsalves, Greene, Henson, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Song, Soto, Thelin, Thomas, Waite, Warren, Whetmore, Williamson, Wilson, Young, Zberg, Zenovich, and Mr. Speaker—78

NOES—None

Bill ordered transmitted to the Senate

Minority Floor Leader Presiding

At 9 58 a m , Hon Charles J Conrad, 57th District, presiding

Assembly Concurrent Resolution No. 30—Relative to highway litter

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti Booth, Britschgi, Burgener, Carrell, Chapel, Collier, Conrad, Danielson, Dannemeyer, Davis, Deukmejian, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Gaffney, Garrigus, Greene, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias Mills, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Song, Soto, Stanton Stevens, Thelin, Thomas, Waite, Warren, Whetmore, Williamson, Willson, Young, Zberg, Zenovich, and Mr Speaker—61
NOES—None

Resolution ordered transmitted to the Senate

Speaker pro Tempore Presiding

At 10 a m , Hon Carlos Bee, 13th District, presiding

CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the first item on the Consent Calendar

CONSENT CALENDAR—ASSEMBLY BILLS

Consideration of House Resolution No 167

By Assemblymen Rumford, Bee, and Mulford

House Resolution No. 167—Commending Dr George C Kyte, Professor of Education Emeritus, University of California

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NOTE The full text of House Resolution No 167 as amended on April 16, 1964 appears at pages 642 and 643 of the Assembly Daily Journal for April 16, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Ashcraft, Badham, Bagley, Bane, Barnes, Bee Beilenson, Belotti Booth Britschgi, Burgener, Carrell, Chapel, Conrad, Danielson, Dannemeyer Davis Deukmejian, Donovan Dymally, Elliott, Ferrell, Flournoy, Foran Gaffney, Garrigus, Gonsalves, Greene Henson, Johnson, Kennick, Marks, McMillan, Meyers, Milias, Mills, Monagan Mulford, Pattee, Petris Porter, Powers, Rumford, Song, Soto Stanton, Stevens, Thelin, Thomas Veneman Waite, Warren, Whetmore Williamson Willson Young, Zberg, Zenovich and Mr Speaker—60
NOES—None

Consideration of House Resolution No. 177

By Assemblymen Rumford, Mulford, Pattee Stanton, Unruh, Waldie, and Young

House Resolution No. 177—Relative to commending Judge Walter A Gordon, winner of the 1964 Boalt Hall Citation Award

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NOTE The full text of House Resolution No 177 appears at page 588 of the Assembly Daily Journal for April 13, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Ashcraft, Badham, Bagley, Bane Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Chapel, Conrad, Danielson, Dannemeyer, Davis

Deukmejian, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Gaffney, Garrigus, Gonsalves, Greene Henson, Johnson, Kennick, Marks, McMillan, Meyers, Mobas, Mills, Monagan, Mulford Pattee, Petris, Porter, Powers, Rumford, Song, Soto, Stanton Stevens, Thelin, Thomas, Veneman, Waite, Warren, Whetmore, Williamson, Wilson, Young Zbeig, Zenovich, and Mr Speaker—60
NOES—None

Consideration of House Resolution No 179

By Assemblymen Waldie and Knox

House Resolution No 179—Relative to the retirement of Paul C Boyd

NOTE The full text of House Resolution No 179 appears at page 589 of the Assembly Daily Journal for April 13, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Ashcraft, Badham, Bagley, Banc, Barnes, Bee, Beilenson, Belotti, Booth, Brutsehgi, Burgener, Carrell, Chapel, Conrad Danielson, Dunnemeyer, Davis, Deukmejian, Donovan Dymally, Elliott, Ferrell, Flournoy, Foran, Gaffney, Garrigus, Gonsalves, Greene, Henson, Johnson, Kennick, Marks, McMillan, Meyers, Mobas, Mills, Monagan Mulford, Pattee, Petris, Porter, Powers, Rumford, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Waite, Warren, Whetmore, Williamson, Wilson Young Zbeig, Zenovich, and Mr Speaker—60
NOES—None

MESSAGES FROM THE SENATE

Senate Chamber, April 20, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day passed

Senate Bill No 46

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bill was read the first time

Senate Bill No. 46—An act to add Section 13514 to the Education Code, relating to school districts, declaring the urgency thereof, to take effect immediately

Held at desk by order of the Speaker pro Tempore

MESSAGES FROM THE SENATE

Senate Chamber, April 20, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day adopted

Senate Concurrent Resolution No 27
Senate Joint Resolution No 7

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolutions were read

Senate Concurrent Resolution No. 27—Relative to Senior Citizens' Month

Held at desk by order of the Speaker pro Tempore

Senate Joint Resolution No. 7—Relating to levee maintenance

Held at desk by order of the Speaker pro Tempore

MESSAGES FROM THE SENATE

Senate Chamber, April 20, 1964

Mr Speaker I am directed to inform your honorable body that the Senate amended, and on this day passed as amended

Assembly Bill No 106

And respectfully requests your honorable body to concur in said amendments

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

Above bill ordered to unfinished business file

Senate Chamber, April 20, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day passed

Assembly Bill No 7
Assembly Bill No 128

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

Above bills ordered enrolled

APPROVAL OF JOURNALS

On motion of Mr Conrad, the Assembly Daily Journals for Monday, April 13, 1964, Tuesday, April 14, 1964, Wednesday, April 15, 1964, and Thursday, April 16, 1964, were approved, as corrected by the Minute Clerk

EXPLANATION OF ABSENCE

The roll calls missed this morning was due to Rules Committee meeting since opening of session Back in Chamber at 10 15 a m

JAMES L HOLMES

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

Assembly Constitutional Amendment No 1—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 18 of Article XI, relating to school districts

Resolution read

Motion to Expunge Record and Rescind Action on Assembly Constitutional Amendment No 1

Mr Song moved to expunge the record, and rescind the action whereby a roll call was taken on Assembly Constitutional Amendment No 1

Mr Conrad seconded the motion

Motion carried

Assembly Constitutional Amendment No 1 ordered passed on file, and to retain its place on file

Assembly Bill No. 165—An act to add Section 43009 to the Government Code and Section 155 9 to the Revenue and Taxation Code, relating to property taxation, declaring the urgency thereof, to take effect immediately

Bill read third time

Urgency Clause

Urgency clause read, and adopted by the following vote

AYES—Allen, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Danielson, Dunnemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Mulford, Pattee, Petris, Potter, Powers, Rumford, Song, Soto, Stevens, Thelin, Thomas, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Young, Z'berg, Zenovich, and Mr. Speaker—67

NOES—None

The question being on the passage of the bill

Bill passed by the following vote

AYES—Allen, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Danielson, Dunnemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Mulford, Pattee, Petris, Potter, Powers, Rumford, Song, Soto, Stevens, Thelin, Thomas, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Young, Z'berg, Zenovich, and Mr. Speaker—67

NOES—None

Bill ordered transmitted to the Senate

REQUEST FOR UNANIMOUS CONSENT

Mr. Zenovich was granted unanimous consent that a photographer be permitted on the floor of the Assembly during the session

REQUEST FOR UNANIMOUS CONSENT TO RESCIND ACTION ON ASSEMBLY BILL NO. 96

Mr. Bane was granted unanimous consent to rescind the action whereby the Assembly, on April 20, 1964, (Assembly Journal, pages 675 and 676), adopted the amendments offered by Mr. Bane to Assembly Bill No. 96, and whereby the bill was ordered reprinted, and re-engrossed

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 96

Assembly Bill No. 96—An act to amend Section 8406 of the Elections Code, relating to county central committees

Bill read second time

The question being on the adoption of the amendments offered by Mr. Bane

Request for Unanimous Consent

Mr. Bane was granted unanimous consent that the amendments be withdrawn, and the following amendments be substituted in their place

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Assembly April 6, 1964, after "8406", insert ", and to amend and renumber Section 8202.3, as contained in Section 6 of Chapter 2017 of the Statutes of 1963,"

Amendment No. 2

In line 2 of the title, strike out "county", and insert "party"

Amendment No. 3

In line 2 of the title, after "committees", insert ", and declaring the urgency thereof, to take effect immediately"

Amendment No. 4

On page 1, strike out lines 3 to 18, inclusive, and insert

"8406 Each person elected to the State Senate or Assembly shall be an ex officio member of the county central committee or committees in his district Each person elected to the House of Representatives shall be an ex officio member of the county central committee of the county in which he resides"

Amendment No 5

On page 1, line 19, strike out "tion"

Amendment No 6

On page 1 after line 22, insert

"SEC 2 Section 8202 3 of said code, as contained in Section 6 of Chapter 2017 of the Statutes of 1963, is amended and renumbered to read

8202 35 ~~8302 3~~ Each delegate to the state convention shall appoint to membership on the state central committee one voter of the same sex as the delegate and two voters of the opposite sex, which appointments when so made shall be absolute; ~~except that a~~ *A* "holdover" delegate to the state convention *of a political party with which there are affiliated more than 3,200,000 voters* or a nominee delegate *to such a convention* from a district represented by an incumbent officeholder affiliated with the same party as the nominee delegate may appoint, *without regard to sex,* two additional voters to membership on the state central committee *A "holdover" delegate to the state convention of a political party with which there are affiliated less than 3,200,000 voters or a nominee delegate to such a convention from a district represented by an incumbent officeholder affiliated with the same party as the nominee delegate may appoint, without regard to sex, five additional voters to membership on the state central committee*

Appointments ~~All appointments~~ to the state central committee *of a party in which there are affiliated more than 3,200,000 registered voters* shall expire annually, and new appointments shall be made in accordance with this section

SEC 3 This act shall not affect the membership of state or county central committees existing on the effective date of this act, but shall apply only to committees formed after the effective date of this act

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

In order that this act may operate with respect to state and county central committees to be formed in 1964, it is essential that it go into effect immediately"

Amendments read, and adopted

Bill ordered reprinted, re-engrossed, and returned to the second reading file

REPORTS OF STANDING COMMITTEES

Committee on Civil Service and State Personnel

Assembly Chamber, April 21, 1964

Mr Speaker Your *Committee on Civil Service and State Personnel* reports Assembly Bill No 163

With amendments with the recommendation Amend, do pass, as amended, and be re-referred to the Committee on Ways and Means

MEYERS, Chairman

REQUEST FOR UNANIMOUS CONSENT

Mr Meyers was granted unanimous consent to take up Assembly Bill No 163 without reference to file at this time

CONSIDERATION OF ASSEMBLY BILL NO. 163

Assembly Bill No. 163—An act making an appropriation for the salaries of state officers and employees

Bill read second time

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Civil Service and State Personnel, was read, and adopted

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Assembly April 16 1964, after "employees", insert "to take effect immediately"

Rush Order Placed Upon Printing of Assembly Bill No 163

Mr Meyers was granted unanimous consent that a rush order be placed upon the printing of Assembly Bill No 163, and that the same be considered re-engrossed

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

RESOLUTIONS

The following resolution was offered

By Assemblymen Bane, Carrell, Conrad, and Lanterman

House Resolution No. 206—Congratulating Warren Dorn

Resolution read

Request for Unanimous Consent

Mr Bane was granted unanimous consent to take up House Resolution No 206 without reference to committee or file

Request for Unanimous Consent

Mr Bane was granted unanimous consent that Mr Cusanovich be added as a coauthor to House Resolution No 206

Consideration of House Resolution No. 206, as Amended

By Assemblymen Bane, Carrell, Conrad, Lanterman, and Cusanovich

House Resolution No. 206

Congratulating Warren Dorn

WHEREAS The Honorable Warren M Dorn is being honored at a testimonial dinner being sponsored by civic leaders and public officials on Tuesday, the 21st day of April, 1964, at the Sportsmen's Lodge, and

WHEREAS, Warren M Dorn has been a member of the Los Angeles County Board of Supervisors for eight years representing the Fifth Supervisorial District, and

WHEREAS Mr Dorn is a member of the Advisory Board of the Salvation Army, honorary life member of the Pasadena Exchange Club, honorary life member of the Junior Chamber of Commerce, honorary life member of the Pasadena Rotary Club, and member of the Los Angeles World Affairs Council He served as Mayor of Pasadena (1955-1956), director of the Pasadena Chamber of Commerce (1953-1956), and as a member of the Advisory Council of Pasadena College He won the distinguished service award for the Outstanding Young Man of the Year of Pasadena, 1950, was one of the five outstanding young men of California selected

by the Junior Chamber of Commerce, 1952, received the Arthur B Berman "Man of the Year Award," Pasadena Lodge 1004, B'nai B'rith, 1956, received the distinguished La Canadian of the Year Award of 1960, is Past President and present member of the Coliseum Commission is Vice President of the Metropolitan Recreation and Youth Services Council, is Chairman of the Air Pollution Control Committee is Past President of the Southern California Regional Association of County Supervisors, and member of the Board of Directors of the California Supervisors' Association, and is Chairman of the Narcotics Control Committee, California Supervisors' Association, and

WHEREAS Many of the Members of the California Legislature have had the most excellent cooperation from Warren M Dorn in solving many problems that have beset 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 California State Assembly do hereby extend their congratulations to the Honorable Warren M Dorn upon his being so honored by civic leaders and political officials and express their gratitude for his many acts of cooperation, and be it further

Resolved, That the Chief Clerk is directed to transmit a suitably prepared copy of this resolution to Warren M Dorn

Resolution read, as amended, and adopted unanimously

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO 59

Mr Allen was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Senate Bill No 76 for hearing in the Committee on Elections and Reapportionment on Wednesday, April 22, 1964

RESOLUTIONS

The following resolutions were offered

By Assemblyman Belotti

House Resolution No 207

Relative to the Arcata Flight Service Station

WHEREAS The Administration of the Federal Aviation Agency has announced that the Arcata Flight Service Station is to be removed to Crescent City within the next 12 to 24 months; and

WHEREAS This Flight Service Station is the only facility of its type serving a geographical area noted for its isolation, hostile terrain, and changeable weather conditions, and

WHEREAS, Instrument flight rule conditions prevail in the area and along this coast rather than being the exception, and

WHEREAS, An investigation of the cost factors involved by removing this facility and operation by telephonic land line to serve the area indicates a false economy, and

WHEREAS, The present facility is physically located in a tower at the Arcata Airport and thus serves an important function in traffic control by its advisory services, and

WHEREAS The facility by being manned in its present location has been instrumental in guiding lost or disoriented aircraft to a safe landing on numerous occasions and

WHEREAS, After careful study, investigation and the consideration of all factors involved, the State Aeronautics Board has determined that the proposed removing of the Arcata Flight Service Station would result in a diminution and degradation of flight safety within the area to the flying public of the State of California as well as to transient aircraft and

WHEREAS The economic welfare of this entire area has been proven to depend to a large extent through recent years on the air accessibility provided the region by its airport and flight safety services, now therefore, be it

Resolved by the Assembly of the State of California, That the Members strongly and vigorously oppose and protest the Federal Aviation Agency proposal to phase out, or remotely control the existing Flight Service Facility at Arcata, California, and be it further

Resolved That the Chief Clerk is hereby directed to transmit copies of this resolution to United States Senators Engle and Kuchel, to each Representative from

California in the Congress of the United States, including Congressman Donald Clausen, and to Mr Najeeb Halaby, the Administrator of the Federal Aviation Agency

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Danielson

House Resolution No. 208

Relative to junior college district governing boards

Resolved by the Assembly of the State of California, That the Committee on Rules is directed to refer for study to an appropriate interim committee the subject of the need for requiring that members of governing boards of junior college districts not serve simultaneously as members of other school district boards, and to direct that such interim committee report its findings and recommendations to the Assembly no later than the fifth legislative day of the 1965 Regular Session of the Legislature

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Lanterman

House Resolution No. 209

Relative to Mr C Lewis Edwards

WHEREAS, Mr C Lewis Edwards has served the City of Pasadena with distinction as Mayor, and is serving his second term as a member of that city's Board of Directors, and

WHEREAS, He also served the City of Pasadena for ten years on the City Planning Commission, and for two years was its Chairman, and

WHEREAS, As a member of former President Eisenhower's People to People Program on its Sister Cities Affiliation he represented Pasadena on a visit to Mishima, Japan, and played host, as Mayor, to two groups from Mishima which visited Pasadena last year, and

WHEREAS, Mr Edwards has had a long and effective participation in the religious and civic affairs of the City of Pasadena, and has served with distinction and dedication as a member of the Board of Managers of the Baptist Young People's Union of America, and

WHEREAS, He has received many civic honors while a member of the Pasadena Junior Chamber of Commerce, including its Distinguished Service Award, and

WHEREAS, C Lewis Edwards was the Venerable Master of the Scottish Rite Consistory, and holds the Legion of Honor Degree and Founder's Cross of the Order of DeMolay, and

WHEREAS, He has enthusiastically engaged in the activities of the Carmelita Lodge No 599 F and A M Pasadena Chapter, and Council No 72, Royal Arch Masons, the Pasadena Commandery Knights Templar, and the Al Malaikah Shrine Temple, and

WHEREAS, Mr Edwards is a past president of the Pasadena Shrine Club and the Pasadena High Twelve Club, a charter member and past president of the Pasadena Exchange Club and a member of the University Club, and

WHEREAS, He has served his community with dignity for many years in his professional capacity as a funeral director and has been a member of the California Funeral Directors and Embalmers Board for 12 years, and

WHEREAS He will be honored by the Salvation Army Board on May 4th and will receive the 1964 Salvation Army Man of the Year Award; now therefore, be it

Resolved by the Assembly of the State of California That Mr C Lewis Edwards be commended for his devotion to the interests of the City of Pasadena its civic, cultural and religious life and for his constructive contributions as a leader in public affairs, 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 C Lewis Edwards

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following bill was introduced, and read the first time

Assembly Bill No. 183: By Assemblymen Cologne and Petris—An act to amend Sections 262 and 268 of the Revenue and Taxation Code, relating to property tax exemptions

Referred by the Speaker pro Tempore to the Committee on Revenue and Taxation

Request for Unanimous Consent to Temporarily Suspend Rule No 59

Mr Cologne was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Assembly Bill No 183 for hearing in the Committee on Revenue and Taxation on Wednesday, April 22, 1964

RESOLUTIONS

The following resolution was offered

By Assemblymen Marks, Gaffney, Meyers, and Foran

House Resolution No. 210

Relative to commending Mr Clay Bernard

WHEREAS, It has come to the attention of the Members of the Assembly that Clay Bernard will be the honored guest at a retirement luncheon on May 1, 1964, in recognition of his outstanding career of public service and individual achievement; and

WHEREAS, Mr Bernard began his career in the air transportation field in 1927 and was vice president of a pioneer firm, West Coast Air Transport and Union Air Lines, which later became United Air Lines, and is presently retiring from the position of Assistant to the Vice President in Charge of Public Relations for Western Air Lines; and

WHEREAS, He has served for many years as a representative of the air lines industry before the Legislature and in 1933 served as an Assistant to the Chief Clerk of the Assembly; and

WHEREAS, During his distinguished career Mr Bernard has been associated with such pioneering efforts in California history as the construction of the Golden Gate Bridge, the organization of the 1939 World's Fair at Treasure Island and the building of San Francisco International Airport; and

WHEREAS, He has continually been called upon to serve in various public service capacities both in San Francisco and throughout the State, and has been President of the Grand Jury Association, Director of the San Francisco Chamber of Commerce and is presently the public member appointed by the Governor to the Structural Pest Control Board; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly take great pleasure in commending Mr Clay Bernard on the occasion of his retirement luncheon for his past service to the people of this State and for his personal achievement within the air transportation industry, and recognize his continuing activity in promoting the welfare of California through expansion of tourism and world trade; 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 Bernard

Resolution read and referred by the Speaker pro Tempore to the Committee on Rules

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

Assembly Chamber, April 21 1964

Mr Speaker: Your Committee on Judiciary reports

Senate Bill No 5
Senate Bill No 51

With the recommendation: Do pass, and be re-referred to the Committee on Ways and Means

WILLSON Chairman

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

Assembly Chamber, April 21, 1964

Mr Speaker Your Committee on Judiciary reports
Assembly Bill No 167
With amendments with the recommendation Amend, do pass, as amended, and be re-referred to the Committee on Ways and Means

WILLSON, Chairman

Above bill ordered to second reading

Assembly Chamber, April 21, 1964

Mr Speaker Your Committee on Judiciary reports
Assembly Bill No 164
With the recommendation Do pass

WILLSON, Chairman

Above bill ordered to second reading

Assembly Chamber, April 21, 1964

Mr Speaker Your Committee on Judiciary reports
Assembly Bill No 48
With the recommendation: That the bill be retained in committee, and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study.

WILLSON, Chairman

Subject matter of the above bill referred to the Committee on Rules

Committee on Ways and Means

Assembly Chamber, April 21, 1964

Mr Speaker The Chairman of your Committee on Ways and Means reports
Assembly Bill No 17
With author's amendments with the recommendation Amend, and re-refer to the Committee on Ways and Means

CROWN, Chairman

SECOND READING OF ASSEMBLY BILL NO. 17 (PURSUANT TO RULE NO 59.5)

Assembly Bill No. 17—An act to amend Section 12 of Chapter 29 of the Statutes of 1956 (First Extraordinary Session), to amend Section 6816 of the Public Resources Code, and to amend Section 12938 of, and to add Section 12938.2 to, the Water Code, relating to the disposition and use of revenues received from oil and gas leases and other leases of state-owned lands and tide and submerged lands granted by the State to the City of Long Beach.

Bill read second time

Consideration of Author's Amendments

The following amendments, proposed by Mr Porter, were read, and adopted:

Amendment No. 1

On page 2, line 18, of the printed bill, as amended in Assembly April 14, 1964, after "Session," insert "or any other act,".

Amendment No. 2

On page 6, after line 37, insert
"SEC 6 The provisions of this act shall not become operative until July 1, 1965."

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

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

Assembly Chamber, April 20, 1964

Mr Speaker: Your Committee on Ways and Means reports
Senate Bill No 41
With amendments with the recommendation Amend, and do pass, as amended

CROWN, Chairman

Above bill ordered to second reading.

Committee on Municipal and County Government

Assembly Chamber, April 21, 1964

Mr Speaker: Your Committee on Municipal and County Government reports
Assembly Bill No. 147
With amendments with the recommendation Amend, and do pass, as amended.

KNOX, Chairman

Above bill ordered to second reading

Committee on Rules

Assembly Chamber, April 21, 1964

Mr Speaker. Your Committee on Rules reports
House Resolution No 192
House Resolution No 200
With the recommendation Be adopted

BANE, Chairman

Above resolutions ordered on file.

Committee on Engrossment and Enrollment

Assembly Chamber, April 21, 1964

Mr. Speaker. Your Committee on Engrossment and Enrollment has examined
Assembly Constitutional Amendment No 8
Assembly Constitutional Amendment No 10
And reports the same correctly engrossed

POWERS, Chairman

Above resolutions re-referred to the Committee on Constitutional Amendments.

Assembly Chamber, April 21, 1964

Mr. Speaker. Your Committee on Engrossment and Enrollment has examined
Assembly Bill No 138
Assembly Bill No 172
Assembly Bill No 174
And reports the same correctly engrossed.

POWERS, Chairman

Above bills ordered to third reading

Assembly Chamber, April 21, 1964

Mr. Speaker Your Committee on Engrossment and Enrollment has examined
Assembly Bill No 175
And reports the same correctly re-engrossed

POWERS, Chairman

Above bill ordered to third reading

REFERENCE OF BILLS TO COMMITTEE

Speaker pro Tempore Bee announced that Speaker Unruh has referred the following bills to the following committees.

Senate Bill No	*Committee*
46	Education

Senate Concurrent Resolution No.	*Committee*
27	Rules

Senate Joint Resolution No.	
7	Water

REQUEST FOR UNANIMOUS CONSENT

Mr Holmes was granted unanimous consent to take up House Resolution No. 192 without reference to file, at this time

Consideration of House Resolution No. 192

By Assemblyman Holmes·

House Resolution No. 192—Relative to the founding of the Royal Presidio of Santa Barbara

NOTE· The full text of House Resolution No 192 appears at pages 663 and 664 of the Assembly Daily Journal for April 20, 1964

Resolution read, and adopted unanimously

REQUEST FOR UNANIMOUS CONSENT

Mr Carrell was granted unanimous consent to take up Senate Bill No 41 without reference to file, at this time

CONSIDERATION OF SENATE BILL NO. 41

Senate Bill No. 41—An act to add Part 3 (commencing with Section 30000) to Division 10 of the Public Utilities Code, relating to rapid transit

Bill read second time

Consideration of Committee Amendments

The amendments proposed by the Committee on Ways and Means were read

~~Motion to Table Committee Amendments~~

~~Mr. Carrell moved that the amendments to Senate Bill No. 41, be laid on the table.~~

~~Mr. Gonsalves seconded the motion.~~

~~Motion carried by the following vote:~~

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type is indicated by being enclosed within brackets

[AYES—Allen, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Dunnemeyer, Davis, Deukmejian, Dymally, Elliott, Ferrell, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Holmes, Johnson, Kennick, Lanterman, Marks, McMillan, Meyers, Mihas, Monagan, Pattee, Porter, Powers, Rumford, Soto,

Stevens, Thelin, Thomas, Veneman, Waite, Warren, Whetmore, Williamson, Young, Z'berg, and Zenovich—55
NOES—Mills—1]

~~Senate Bill No. 41 ordered to third reading~~

NOTE Later this day the action was rescinded whereby the committee amendments were laid on the table, and Senate Bill No 41 was ordered to third reading (*See* page 710)

REQUESTS FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO. 59

Mr McMillan was granted unanimous consent that Rule No. 59 be temporarily suspended for the purpose of setting Assembly Bills Nos 6 and 68, for hearing in the Committee on Revenue and Taxation, on Wednesday, April 22, 1964

Mr Stanton was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Assembly Joint Resolution No. 4 for hearing in the Committee on Rules, on Thursday, April 23, 1964

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

The following bill was introduced, and read the first time

Assembly Bill No. 184: By Assemblymen Meyers, Foran, Gaffney, and Marks—An act to amend Section 8401 of the Elections Code, relating to county central committee members

Held at desk by order of the Speaker pro Tempore

REPORTS OF STANDING COMMITTEES

Committee on Civil Service and State Personnel

Assembly Chamber, April 21, 1964

Mr Speaker Your Committee on Civil Service and State Personnel reports Assembly Bill No 178

With the recommendation: Do pass, and be re-referred to the Committee on Ways and Means.

MEYERS, *Chairman*

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

Assembly Chamber, April 21, 1964

Mr Speaker Your Committee on Civil Service and State Personnel reports Senate Bill No 53

With the recommendation: Do pass, and be re-referred to the Committee on Ways and Means

MEYERS, Chairman

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

ANNOUNCEMENTS

Speaker pro Tempore Bee announced that it was tentatively planned that the Assembly would not be in session on Friday, April 24, 1964

RECESS

At 10 46 a m , Speaker pro Tempore Bee declared the Assembly recessed until 10 50 a m.

REASSEMBLED

At 10 50 a m., the Assembly reconvened.
Hon. Carlos Bee, Speaker pro Tempore of the Assembly, presiding
Chief Clerk James D Driscoll at the Desk
Assistant Clerk Malcolm MacIntyre reading.

REPORTS OF STANDING COMMITTEES

Committee on Rules

Assembly Chamber, April 21, 1964

Mr Speaker Your Committee on Rules reports
Assembly Concurrent Resolution No. 46
With amendments with the recommendation · Amend, and be adopted, as amended

BANE, Chairman

Above resolution ordered on file

REQUEST FOR UNANIMOUS CONSENT

Mr Gaffney was granted unanimous consent to take up Assembly Concurrent Resolution No 46 without reference to file, at this time

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 46

Assembly Concurrent Resolution No. 46—Congratulating Governor Edmund G Brown on his 59th birthday

Resolution read

Request for Unanimous Consent to Temporarily Suspend Rule No. 101

Mr. Gaffney was granted unanimous consent that Rule No 101 be temporarily suspended for the purpose of adding coauthors to Assembly Concurrent Resolution No 46

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Rules, was read, and adopted.

Amendment No. 1

In the heading of the printed measure, insert
"(Coauthor Senator McAteer)".

Members Made Coauthors of Assembly Concurrent Resolution No. 46

Mr Gaffney was granted unanimous consent that all Members so desiring be placed upon Assembly Concurrent Resolution No. 46 as coauthors

Roll Call

The following Members indicated a desire to become coauthors

Assemblymen Badham, Beilenson, Casey, Crown, Danielson, Deukmejian, Ferrell, Flournoy, Greene, Holmes, McMillan, Moreno, Stanton, Thomas, Warren, Williamson, Winton, Young, and Zenovich

Names Placed Upon Roll Call on Assembly Concurrent Resolution No. 46

Messrs Danielson, Warren, and Beilenson were granted unanimous consent that they be recorded as voting "Aye" on the roll call adding coauthors to Assembly Concurrent Resolution No. 46.

Request for Unanimous Consent

Mr Gaffney was granted unanimous consent to take up Assembly Concurrent Resolution No 46, as amended, without reference to print, or file, and that the same be considered engrossed

Consideration of Assembly Concurrent Resolution No. 46, as Amended

Assembly Concurrent Resolution No. 46: By Assemblymen Gaffney, Unruh, Bee, Conrad, Allen, Alquist, Ashcraft, Bagley, Bane, Barnes, Belotti, Booth, Britschgi, Burgener, Carrell, Chapel, Collier, Cologne, Dannemeyer, Davis, Dills, Donovan, Dymally, Elliott, Foran, Frew, Garrigus, Gonsalves, Henson, Johnson, Kennick, Knox, Lanterman, Marks, Meyers, Mihas, Mills, Monagan, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stevens, Thelin, Veneman, Veysey, Waite, Waldie, Whetmore, Willson, Z berg, Badham, Beilenson, Casey, Crown, Danielson, Deukmejian, Ferrell, Flournoy, Greene, Holmes, McMillan, Moreno, Stanton, Thomas, Warren, Williamson, Winton, Young, and Zenovich (Coauthor Senator McAteer)—Congratulating Governor Edmund G Brown on his 59th birthday

Resolution read, as amended, and adopted unanimously.

Resolution ordered printed, and transmitted to the Senate

REQUEST FOR UNANIMOUS CONSENT TO RESCIND ACTION ON SENATE BILL NO. 41

Mr. Carrell was granted unanimous consent to rescind the action whereby the committee amendments to Senate Bill No 41 were laid on the table, and whereby the bill was ordered to third reading (*see* pages 707 and 708)

The question being on the adoption of the amendments.

Request for Unanimous Consent to Re-refer Senate Bill No. 41

Mr Carrell was granted unanimous consent that Senate Bill No 41, and the amendments, be re-referred to the Committee on Ways and Means

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO. 59

Mr. Crown was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Senate Bill No 41, Assembly Constitutional Amendment No 3, Assembly Bill No 56, Senate Bill No 73, Assembly Bills Nos 129, 153, and 69, for hearing in the Committee on Ways and Means, on Wednesday, April 22, 1964

ADJOURNMENT

At 10 58 a m , on motion of Mr Waldie, the Speaker pro Tempore declared the Assembly adjourned until 11 a m., Wednesday, April 22, 1964.

JESSE M UNRUH, Speaker

ANABEL WHANG, Minute Clerk

CALIFORNIA LEGISLATURE

1964 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

THIRTY-SEVENTH LEGISLATIVE DAY

SIXTY-FIRST CALENDAR DAY

IN ASSEMBLY

Assembly Chamber
Wednesday, April 22, 1964

The Assembly met at 11 a m
Hon Carlos Bee, Speaker pro Tempore of the Assembly, presiding
Chief Clerk James D Driscoll at the Desk
Assistant Clerk Malcolm MacIntyre reading

ROLL CALL

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

Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee. Beilenson, Belotti, Booth, Britschgi, Cartell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Zenovich—71.

Quorum present.

PRAYER

Upon invitation of Speaker pro Tempore Bee, the following prayer was offered by the Reverend E Richard Barnes, Assemblyman, 78th Assembly District, San Diego·

O Lord, Our God, In these crucial and trying times when we fall so far short in fulfilling Thy dream for us, give us that faith which resists despair and reaches out in hope and courage for a decent world Bestow upon us insight, and far-sight and clear sight as to the conditions around us and the eternal realities without which we can never find the way and help us to pray from our hearts the prayer the Saviour taught us, "Our Father Who art in Heaven, hallowed be Thy name; Thy kingdom come, Thy will be done on earth as it is in Heaven Give us this day our daily bread, and forgive us our trespasses, as we forgive those who trespass against us And lead us not into temptation, but deliver us from evil, for Thine is the kingdom, and the power, and the glory, forever "—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Bee, Mr Marks then led the Assembly in the pledge of allegiance to the Flag

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Mr Garrigus, seconded by Mr Alquist

LEAVES OF ABSENCE FOR THE DAY

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

Mr Burgener, on motion of Mr Conrad
Mr Pattee, on motion of Mr Conrad
Mr Greene, on motion of Mr Waldie
Mr Gonsalves, on motion of Mr Waldie
Mr Unruh, on request of the Speaker pro Tempore.
Mr Lanterman, on motion of Mr Conrad
Mr Quimby, on motion of Mr Waldie

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 February 3, 1964; 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, EDMUND G BROWN, Governor of the State of California, by virtue of the power vested in me by law, hereby amend and supplement my Proclamation dated January 30, 1964, by adding the following additional purposes thereto, and thereby permitting the Legislature to legislate upon the following subjects, in addition to the subject specified in the original Proclamation to wit:

Item No 53 To consider and act upon legislation relative to restrictions on amending the Constitution

Item No 54 To consider and act upon legislation relative to the Placer County Water Agency

Item No 55 To consider and act upon legislation relative to the cancellation or refund of property taxes

Item No. 56 To consider and act upon legislation relating to studies for additional toll crossings.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this twenty-first day of April, 1964.

EDMUND G BROWN, Governor

(SEAL) ATTEST Frank M Jordan, Secretary of State
By Walter C Stutler, Assistant Secretary of State

EXPLANATION OF VOTE

April 22, 1964

Honorable James D Driscoll
Chief Clerk of the Assembly
Assembly Chamber, Sacramento

Dear Mr Chief Clerk I did not vote on A C A No. 1 on April 21 because of absence from the floor for a conference with the Department of General Services on budget items Since the record was expunged by motion of the author, I did not request to be recorded on the roll call.

VICTOR V VEYSEY
Assemblyman, 75th District

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Bill No. 185: By Assemblyman Lanterman—An act to amend Section 271 of the Revenue and Taxation Code, relating to welfare exemption

Referred by the Speaker pro Tempore to Committee on Revenue and Taxation.

Assembly Bill No. 186: By Assemblyman Monagan—An act to add Section 6376 to the Revenue and Taxation Code, relating to exemption from sales and use taxes

Held at desk by order of the Speaker pro Tempore

RESOLUTIONS

The following resolution was offered:

By Assemblyman Veysey:

House Resolution No. 211

Relative to congratulating Simon D Carey

WHEREAS, It has come to the attention of the Members of this Assembly that Simon D. Carey, the popular member of the Board of Supervisors of Imperial County, is retiring from public life, and

WHEREAS, Mr. Carey has a distinguished record of public service in his community, and

WHEREAS, He has been a supervisor for eight years, was on the City Council of Brawley for 26 years, and was the mayor of that city on three different occasions, and

WHEREAS, He was president of the Chamber of Commerce for two terms, was President of the Southern California Regional Association of County Supervisors, and was President of the Imperial County Chapter of the American Cancer Society, and has generously given of his time and inexhaustible energy to numerous civic and charitable organizations, and

WHEREAS, Simon Carey is truly a man dedicated to serving his community to the full extent of his ability and devoted to helping his fellow man, and

WHEREAS, It is men of his caliber who have made California great, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members commend Simon D Carey for his outstanding record of public service to the City of Brawley and to Imperial County and wish him success and happiness in his future endeavors

Resolved, That the Chief Clerk of the Assembly shall transmit suitably prepared copies of this resolution to Mr Carey, to his sons Robert, John and Simon, and to his sisters Mrs Hetta C Conway and Mrs Mollie McNamara

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Mr. Stanton was granted unanimous consent that the following article be printed in the Journal

San Jose Mercury, March 25, 1964

A 'DEVIL'S ADVOCATE' FOR POLITICIANS

Democracy's phenomenon, the politician, has had some of the tarnish of his public image scoured off by Harry Farrell, San Jose Mercury-News political writer

At a Greater San Jose Chamber of Commerce luncheon meeting, he called the so-called "politician" a hard-working, patriotic individual having the public interest at heart.

By and large, that is. There are exceptions, however.

Farrell, who has covered all California legislative sessions since 1955 and the national conventions in 1956 and 1960, confessed that he, too, had to readjust his assessment of lawmakers soon after devoting full time to their activities

'It annoys me to hear the word, politician, used constantly as a word of derision," said Farrell, "that schools, for instance, 'should be removed from politics' This is absurd

'Politics is merely the way government conducts public business. Without politics you just wouldn't have any government"

Controversy is the essence of politics And mixed with politics are such elements as sophistry, sham buncombe and sometimes inconsistency It is the job of the political reporter to try to catch the man in political life in these inconsistencies In turn these very inconsistencies often induce the public to become cynical, especially when it seems to detect expediency and private interest

'Really, it is healthy that there should be a critical attitude by the people," said Farrell 'If given a free rein, even the most well meaning man sooner or later will turn into a tyrant or dictator That is why we have to have checks and balances"

This critical attitude the political writer also must take to bring out the politicians weaknesses and back up his strength

"As the Devil's Advocate," Farrell added, "I must defend politicians against cynics with all sincerity By and large, the interests of the politician rank higher than those of many others in positions of honor and nobility If I did not believe this my patriotism would be badly strained

'This tough and tumble lot of the politician accounts for the strength of government, vital to our lives, certainly no cause to degrade the politician in our own minds It is our way of settling disputes Cynics see politics as 'dirty,' brawling in public uncouth, and the politician somehow as a person of lower breeding"

Farrell reminded, however, that the average person has one boss, compared with the hundreds—or thousands—of bosses the man in public office has They are his constituents, and rarely are they in agreement, they submit him to constant pressures, snipe at him without knowing his reasoning

Besides, said Farrell, the politician will put in sometimes 14 or 15 hours a day at hard work on some public problem

Not infrequently this strain exacts its toll In one session Farrell recalled seven of 120 members had heart attacks Four lawmakers died during the session

It must be remembered that the individual citizen need not give his views on public issues The politician must He must be quoted on how he stands on the *Rumford Act, on abortion, on a hundred subjects and be prepared to catch the verbal* brickbats hurled his way by those of opposing views By his stand, he makes friends or enemies, "and the enemies remember longest," Farrell added

Moreover, the politician must expect to be called scoundrel or dunderhead without recourse other than speak back The same appellations applied to the ordinary citizen could lead to legal action, a course not open to the man in office

Then, too, the private life of the public man becomes public property

Private business can be conducted in privacy Not public business, Farrell reminded It must be out in the open, where the lawmaker must think out loud—and therefore for publication—and later may change his mind after hearing more of the arguments It isn't everybody who is at his best arguing an issue. The politician's image may suffer It is the price he pays for public office

"Quite often a distinction is made between statesmanship and politics," said Farrell "Really, there is not much distinction The statesman has to be a politician and the politician, to survive, must turn into a statesman"

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, April 22, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined

Assembly Bill No. 85—An act to amend Section 859b of the Penal Code, relating to criminal proceedings before trial,

And reports the same correctly enrolled, and presented to the Governor at 9 30 a m , April 22, 1964

POWERS, Chairman

Assembly Chamber, April 22, 1964

Mr Speaker. Your Committee on Engrossment and Enrollment has examined

Assembly Concurrent Resolution No 23

And reports the same correctly engrossed

POWERS, Chairman

Above resolution ordered on file.

Assembly Chamber, April 22, 1964

Mr Speaker: Your Committee on Engrossment and Enrollment has examined
Assembly Bill No 96
And reports the same correctly re-engrossed

POWERS, Chairman

Above bill ordered returned to second reading file

Assembly Chamber, April 22, 1964

Mr Speaker: Your Committee on Engrossment and Enrollment has examined
Assembly Bill No 145
And reports the same correctly re-engrossed

POWERS, Chairman

Above bill ordered returned to second reading file

Assembly Chamber, April 22, 1964

Mr Speaker: Your Committee on Engrossment and Enrollment has examined
Assembly Bill No 17
And reports the same correctly re-engrossed

POWERS, Chairman

Above bill ordered re-referred to committee on Ways and Means

Committee on Judiciary

Assembly Chamber, April 21, 1964

Mr Speaker Your Committee on Judiciary reports
Assembly Bill No 171
With amendments with the recommendation Amend, and do pass, as amended

WILLSON, Chairman

Above bill ordered to second reading

Committee on Rules

Assembly Chamber, April 21, 1964

Mr Speaker Your Committee on Rules reports
Assembly Bill No 6
Assembly Bill No 68
With the recommendation That the bills be re-referred to the Committee on Revenue and Taxation

BANE, Chairman

Above bills re-referred to the Committee on Revenue and Taxation

Assembly Chamber, April 21, 1964

Mr Speaker Your Committee on Rules reports
Assembly Concurrent Resolution No 6
With amendments with the recommendation Amend, and re-refer to the Committee on Civil Service and State Personnel

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, April 21, 1964

Mr Speaker Your Committee on Rules reports
Assembly Joint Resolution No 10
With amendments with the recommendation Amend, and re-refer to the Committee on Transportation and Commerce

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, April 21, 1964

Mr Speaker Your Committee on Rules reports
Assembly Concurrent Resolution No 43
With amendments with the recommendation Amend, and re-refer to the Committee on Water

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, April 21, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 191

With the recommendation Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolution be placed on the Consent Calendar

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, April 21, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 186
House Resolution No. 188
House Resolution No 189

With the recommendation Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolutions be placed on the Consent Calendar

BANE, Chairman

Above resolutions ordered on file

Assembly Chamber, April 21, 1964

Mr Speaker Your Committee on Rules reports.

House Resolution No. 181
House Resolution No 182
House Resolution No 185

With the recommendation Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolutions be placed on the Consent Calendar

BANE, Chairman

Above resolutions ordered on file

Assembly Chamber, April 21, 1964

Mr. Speaker. Your Committee on Rules reports:

House Resolution No 180

With amendments with the recommendation Amend, and be adopted, as amended.

BANE, Chairman

Above resolution ordered on file.

Assembly Chamber, April 21, 1964

Mr Speaker Your Committee on Rules reports:

House Resolution No. 187

With the recommendation: Be adopted.

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, April 21, 1964

Mr Speaker Your Committee on Rules reports:

House Resolution No. 190

With the recommendation That the resolution be retained in committee, and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study

BANE, Chairman

Subject matter of the above resolution referred to the Committee on Rules.

Committee on Public Utilities and Corporations

Assembly Chamber, April 21, 1964

Mr Speaker Your Committee on Public Utilities and Corporations reports:

Senate Joint Resolution No 5

With the recommendation. Be adopted

Pursuant to the provisions of Joint Rules Nos 22.1, 22.2, and 22 3, the committee recommends that the above resolution be placed on the Consent Calendar.

KENNICK, Chairman

Above resolution ordered on file.

Committee on Rules

Assembly Chamber, April 21, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No. 184

With amendments with the recommendation Be amended, and that the resolution, as amended, be returned to the committee, and the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study.

BANE, Chairman

Above resolution ordered on file

Committee on Municipal and County Government

Assembly Chamber, April 22, 1964

Mr Speaker Your Committee on Municipal and County Government reports

Senate Bill No 37

With amendments with the recommendation Amend, and do pass, as amended

KNOX, Chairman

Above bill ordered to second reading

Committee on Agriculture

Assembly Chamber, April 21, 1964

Mr. Speaker Your Committee on Agriculture reports

Senate Bill No 77

With the recommendation Do pass

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above bill be placed on the Consent Calendar

WILLIAMSON, Chairman

Above bill ordered to second reading

Assembly Chamber, April 21, 1964

Mr Speaker Your Committee on Agriculture reports

Senate Joint Resolution No 6

With the recommendation Be adopted

WILLIAMSON, Chairman

Above resolution ordered on file

Assembly Chamber, April 21, 1964

Mr Speaker Your Committee on Agriculture reports

Assembly Concurrent Resolution No 42

With the recommendation . Be adopted

WILLIAMSON, Chairman

Above resolution ordered on file

Assembly Chamber, April 21, 1964

Mr Speaker Your Committee on Agriculture reports

Senate Joint Resolution No 4

With amendments with the recommendation Amend, and be adopted, as amended

WILLIAMSON, Chairman

Above resolution ordered on file

Committee on Transportation and Commerce

Assembly Chamber, April 21, 1964

Mr Speaker Your Committee on Transportation and Commerce reports·

Assembly Bill No 154

With amendments with the recommendation . Amend, and re-refer to the Committee on Transportation and Commerce

CARRELL, Chairman

Above bill ordered to second reading.

REFERENCE OF BILLS TO COMMITTEE

Speaker pro Tempore Bee announced that Speaker Unruh has referred the following bills to the following committees

Assembly Bill No.	*Committee*
184	Elections and Reapportionment

Assembly Constitutional Amendment No.	
12	Constitutional Amendments

MESSAGES FROM THE GOVERNOR

The following veto message from the Governor was received and read:

Veto Message Concerning Assembly Bill No. 75

State of California, Governor's Office
Sacramento, April 21, 1964

To the Honorable Members of the Assembly
State of California, Sacramento

Greetings I am returning, without my signature, Assembly Bill 75, 1964 First Extraordinary Session, entitled "An act to add Section 6652 5 to and to amend Sections 6653, 6655, 6659, and 6660 of, the Elections Code, relating to the conduct of elections "

This measure would allow partisan nominees for the office of United States Senator, Member of the House of Representatives, State Senate, and State Assembly, to withdraw from the November general election ballot for reasons of health by filing a withdrawal notice with the Secretary of State at least 50 days before such election Ballot vacancies for United States Senator would be filled by the State Central Committee

A ballot vacancy for member of the House of Representatives would be filled by state and county central committee members resident in the congressional district involved and ballot vacancies for State Senate and State Assembly would be filled by county central committee members in the legislative district involved.

This bill contains serious faults Notwithstanding, I would approve such a measure if its provisions expired at the end of this year. There yet remains time in the 1964 First Extraordinary Session to consider and enact such a bill Also, it would be possible to include additional provisions which would allow a candidate's name to be removed from the primary ballot if he becomes incapacitated between the time of filing and the printing of the ballots

A B. 75 gives an absolute discretion to a nominee for United States Senator, United States Congressman, State Senators, and State Assemblymen to withdraw from the general election ballot. There is no requirement that a disability to hold office be shown or even that such disability be claimed The nominee need only assign "reasons of health" in his notice of withdrawal. This measure, therefore, would enable the incumbents holding these offices, together with the appointed members of the state central committees, or the members of county central committees, to select the party nominee in the general election An officeholder desiring to leave office would simply withdraw from the general election after the primary, instead of declining to seek the nomination in the primary.

This practice would circumvent the choice of the people California has had a direct primary for over 50 years in which the people chose their nominee. This bill presents a radical change and if this change is necessary, it should be made only after careful study It should be made at a regular session where there is sufficient time to give full consideration to the serious implications

At the beginning of this special session, I joined President Lyndon Johnson in the recommendation that an elections study commission be created which would study the problems of registration, voting, and other Election Code problems The creation of this commission is now before the Legislature. Unquestionably, a problem does occur where a nominee becomes disabled between the June primary election and the November general election Likewise, a problem occurs where a candidate becomes disabled after he files his nomination papers for the June primary ballot and the primary election Provisions could be made to take care of both of these problems for the remainder of this election year by placing a termination date of De-

cember 31, 1964, in the bill. Permanent corrective legislation can be given the more complete study that it deserves by the Elections Commission I have requested and by the 1965 legislative session Accordingly, I am returning this bill without my signature.

Respectfully,

EDMUND G. BROWN, Governor

Acknowledgment of Receipt of Bill

I acknowledge receipt this 21st day of April 1964, 4 30 o'clock, Assembly Bill 75 without the Governor's signature, together with a statement of his objections thereto signed by the Governor, delivered to me personally by Genevieve Gomez, Secretary to the Legislative Secretary to the Governor

JAMES D DRISCOLL, Chief Clerk of the Assembly

Assembly Bill No 75 ordered to the unfinished business file.

MESSAGES FROM THE SENATE

Senate Chamber, April 21, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day adopted

Assembly Concurrent Resolution No 17
Assembly Concurrent Resolution No 32

J A BEEK, Secretary of the Senate
By Tom Kane, Assistant Secretary

Above resolutions ordered enrolled

Senate Chamber, April 21, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day adopted

Assembly Joint Resolution No 3

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

Above resolution ordered enrolled

Senate Chamber, April 21, 1964

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 Tom Kane, Assistant Secretary

Above bill ordered enrolled

Senate Chamber, April 21, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day passed

Senate Bill No 47
Senate Bill No 54

J A BEEK, Secretary of the Senate
By Tom Kane, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time

Senate Bill No. 47—An act to amend Sections 18302 and 18303 of the Education Code, relating to financial support of the public schools

Referred by the Speaker pro Tempore to the Committee on Education

Senate Bill No. 54—An act to add Section 36057 5 to the Health and Safety Code, relating to farm labor centers

Referred by the Speaker pro Tempore to the Committee on Ways and Means

CONSIDERATION OF DAILY FILE

BILLS ON SECOND READING FILE PURSUANT TO RULE NO. 76

Pursuant to Rule No 76, the following bills were this day on the second reading file:

Assembly Bills Nos. 96 and 145.

Above bills ordered to third reading

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 78—An act to amend Sections 14214, 14218, and to add Section 14694 9 to the Education Code, relating to school district retirement plans, and declaring the urgency thereof, to take effect immediately

Bill read second time, and ordered to the Consent Calendar.

Assembly Bill No. 101—An act to add Chapter 6 (commencing with Section 22750) to Division 16 5 of the Education Code, relating to federal aid for higher education

Bill read second time, and ordered to third reading.

Assembly Bill No. 142—An act to amend Sections 17027, 17053, 17072, 17203, 17204, 17206, 17216 2, 17254, 17262, 17284, 17416, 17503, 17531, 17532, 17533, 17534, 17535, 17536, 17577, 17837, 17913, 18152, 18162, 18241, 18242, 18243, 18244, 18245, and 18246 of, to add Sections 17120, 17139, 17154, 17176, 17177, 17205 5, 17266, 17527, 17528, 17594, 17617, 18212, 18213, 18214, 18215, 18216, 18217, 18218, 18402 7, 18802 5, and 18802 7 to, and to repeal Sections 17537, 17537 1, 17538, 17539, 17540, 18247, and 18248 of the Revenue and Taxation Code, relating to personal income taxes

Bill read second time, and ordered to third reading

Assembly Bill No. 134—An act to amend Section 69580 of the Government Code, relating to superior courts

Bill read second time, and ordered engrossed

Assembly Bill No. 149—An act to amend Section 11563 of the Government Code, relating to the State Board of Barber Examiners

Bill read second time, and ordered engrossed

Assembly Bill No. 31—An act to add Sections 1007, 1008, 25425.1, and 25425 2 to, and to amend Section 25425 of, the Education Code, relating to school districts

Bill read second time, and ordered to third reading

Assembly Bill No. 182—An act relating to assistance for construction of public schools through the State Building Aid Fund, making an appropriation therefor and declaring the urgency thereof, to take effect immediately

Bill read second time, and ordered engrossed

Assembly Bill No. 167—An act to amend Sections 68200, 68201, 68202, 68500 5, 68841, 68891, 69140, 75101, 75102, and 75103 of, and

to add Sections 68203 and 68204 to, and to repeal Section 68205 of, the Government Code, relating to judicial salaries

Bill read second time.

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Judiciary, were read, and adopted:

Amendment No. 1

In lines 2 and 3 of the title of the printed bill, strike out 'Sections 68203 and", and insert 'Section"

Amendment No. 2

On page 2, strike out lines 24 to 35, inclusive

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

Assembly Bill No. 164—An act to amend Sections 73836 and 74015 5 of, to repeal Section 74885 5 of, and to add Section 74885 5 to, the Government Code, relating to salaries of municipal court attachés

Bill read second time, and ordered engrossed

Assembly Bill No. 147—An act to amend Sections 25681 1 and 38901 of the Government Code, relating to community development

Bill read second time

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Municipal and County Government, were read, and adopted

Amendment No. 1

On page 2, line 7, of the printed bill, as amended in Assembly April 16, 1964, strike out "notification to the board", and strike out lines 8 to 12, inclusive, and insert 'request to the board, may be granted an extension of time to prepare the report, if the board finds that the extension is necessary The board shall give written notice of its decision to the commission within seven days of receiving the request for extension The notice shall specify the date of termination of any extension granted"

Amendment No. 2

On page 3, line 1, strike out 'notification to the", and strike out lines 2 to 6, inclusive, and insert "request to the legislative body, may be granted an extension of time to prepare the report, if the legislative body finds that the extension is necessary The legislative body shall give written notice of its decision to the commission within seven days of receiving the request for extension The notice shall specify the date of termination of any extension granted"

Bill ordered reprinted, and re-engrossed

RECESS

At 11 20 a.m., at the request of Mr Mulford, Speaker pro Tempore Bee declared the Assembly recessed until 11 30 a m., for the purpose of holding a Republican Caucus in the Assembly Lounge, at this time

REASSEMBLED

At 11 37 a m, the Assembly reconvened

Hon Carlos Bee, Speaker pro Tempore of the Assembly, presiding

Chief Clerk James D Driscoll at the Desk

Assistant Clerk Malcolm MacIntyre reading

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS

Assembly Bill No. 106—An act to amend Section 10758 of the Revenue and Taxation Code, relating to vehicle license fees, declaring the urgency thereof, to take effect immediately

The question being Shall the Assembly concur in the following Senate amendments to Assembly Bill No 106

Amendment No. 1

On page 1, line 10, of the printed bill, as amended in Assembly March 16, 1964, strike out "or other vehicle"

Amendment No. 2

On page 1, strike out lines 12 to 14, inclusive, and insert "in the course of his business, or (b) any unoccupied trailer coach in the inventory".

Amendment No. 3

On page 2, line 1, strike out "Any such vehicle, al-", and strike out lines 2 to 6, inclusive

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No 106 by the following vote.

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Cusanovich, Danielson, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Thelin, Thomas, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Zenovich—66

NOES—None

Assembly Bill No 106 ordered enrolled

BILL WITHDRAWN FROM INACTIVE FILE

The following bill was withdrawn from the inactive file, and placed upon the third reading file

Assembly Bill No. 35, on request of Mr Petris

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

Assembly Bill No. 138—An act to amend Section 21 of Chapter 2017 of the Statutes of 1963, relating to proceedings of political parties, declaring the urgency thereof, to take effect immediately

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Henson, Hinckley, Holmes, Johnson, Kennick, Knox Marks, McMillan, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Zenovich—68

NOES—None

The question being on the passage of the bill

Bill passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Carrell, Casey, Chapel Cologne, Conrad, Crown, Daniel-

son, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Zberg, and Zenovich—68

NOES—None

Bill ordered transmitted to the Senate

Assembly Bill No. 175—An act to amend Sections 35470, 35471, 35500, and 35504 of, and to add Sections 35506, 35507, and 35508 to, the Water Code, relating to powers of California water districts in connection with sewer facilities, and declaring the urgency thereof, to take effect immediately

Bill read third time

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Marks, McMillan, Meyers, Mills, Monagan, Moreno, Mulford, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stevens, Thelin, Thomas, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Zberg, and Zenovich—66

NOES—None

The question being on the passage of the bill

Bill passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Marks McMillan, Meyers, Mills, Monagan, Moreno, Mulford, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stevens, Thelin, Thomas, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Zberg, and Zenovich—66

NOES—None

Bill ordered transmitted to the Senate.

Assembly Bill No. 174—An act to amend Section 24370.1 of the Health and Safety Code, relating to a study of the effects of filling the San Francisco Bay will have upon air pollution, and declaring the urgency thereof, to take effect immediately

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bane, Barnes, Beilenson, Belotti, Booth, Britschgi, Carrell, Casey, Chapel, Cologne, Danielson, Dannemeyer, Davis, Deukmejian, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Henson, Hinckley, Johnson, Kennick, Knox, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Porter, Powers, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Warren, Whetmore, Willson, Winton, Young, Zberg, and Zenovich—60

NOES—Bee, Holmes, and Williamson—3

The question being on the passage of the bill

Bill passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bane, Barnes, Beilenson, Belotti, Booth, Britschgi, Carrell, Casey, Chapel, Cologne, Danielson, Dannemeyer, Davis, Deukmejian, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Henson, Hinckley, Johnson, Kennick, Knox, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Porter, Powers, Rumford, Ryan, Song,

Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Warren, Whetmore, Willson, Winton, Young, Z'berg, and Zenovich—60
NOES—Bee, Holmes, and Williamson—3.

Bill ordered transmitted to the Senate

Assembly Concurrent Resolution No. 23—Relative to the bottom of Clear Lake

Resolution read, and adopted by the following vote·

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Carrell, Casey, Chapel, Cologne, Conrad, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Henson, Hinckley, Holmes, Johnson, Kennick, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Zenovich—67.
NOES—None

Resolution ordered transmitted to the Senate

Assembly Bill No. 29—An act to add Section 6310 to the Public Resources Code, relating to the San Francisco Bay tidelands

Bill read third time, and passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Henson, Hinckley, Johnson Kennick Knox, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, and Z'berg—65
NOES—Holmes—1.

Bill ordered transmitted to the Senate

Consideration of House Resolution No. 200

By Assemblymen Bagley and Unruh·

House Resolution No. 200—Relative to the demise of Mr. Richard A Ports

NOTE The full text of House Resolution No 200 appears at pages 681 and 682 of the Assembly Daily Journal for April 20, 1964

Resolution read

Members Made Coauthors of House Resolution No. 200

Mr Bagley was granted unanimous consent that all Members so desiring be placed upon House Resolution No 200 as coauthors.

Roll Call

The following Members indicated a desire to become coauthors·

Assemblymen Allen, Alquist, Ashcraft, Badham, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Zenovich

The question being on the adoption of House Resolution No. 200, as amended.

Resolution adopted unanimously.

THIRD READING OF SENATE BILLS

Senate Bill No. 66—An act to amend Section 14206 5 of the Elections Code, relating to the conduct of elections, and declaring the urgency thereof, to take effect immediately

Bill read third time, and presented by Mr Allen

Urgency Clause

Urgency clause read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth Britschgi Carrell, Casey, Chapel, Cologne, Conrad, Cusanovich, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Gaffney, Garrigus, Hinckley, Holmes, Johnson, Kennick, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Petris, Porter, Powers, Ryan, Song, Soto, Stevens, Thelin, Thomas, Vevsey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, and Zenovich—58

NOES—Beilenson and Danielson—2

The question being on the passage of the bill

Bill passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Carrell, Casey, Chapel, Cologne, Conrad Cusanovich, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Gaffney, Garrigus, Hinckley, Holmes, Johnson, Kennick, Marks McMillan, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Petris, Porter, Powers, Ryan, Song, Soto, Stevens, Thelin, Thomas, Vevsey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, and Zenovich—58

NOES—Beilenson and Danielson—2

Bill ordered transmitted to the Senate

Vote Changed Upon Roll Call on Senate Bill No. 66

Mr. Foran was granted unanimous consent that he be recorded as voting "Aye," instead of "No," on the urgency clause and the vote on final passage of Senate Bill No 66

Senate Bill No. 57—An act to validate bonds for sewerage, waste or storm water purposes in California water districts

Bill read third time, and presented by Mr Badham

Bill passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Henson Hinckley, Holmes, Johnson, Kennick, Knox, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, and Zenovich—66

NOES—None

Bill ordered transmitted to the Senate

Senate Bill No. 58—An act to validate bonds for sewerage, waste or storm water purposes in California water districts and declaring the urgency thereof

Bill read third time, and presented by Mr Badham

Urgency Clause

Urgency clause read, and adopted by the following vote·

AYES—Allen, Alquist, Ashcraft, Badham, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Ferrell, Flour-

noy, Foran, Frew, Gaffney, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, and Zenovich—66.
NOES—None.

The question being on the passage of the bill

Bill passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, and Zenovich—66
NOES—None

Bill ordered transmitted to the Senate

BILL PLACED ON THE INACTIVE FILE

The following bill was placed upon the inactive file

Senate Bill No. 13, on motion of Mr Britschgi

CONSIDERATION OF DAILY FILE (RESUMED)
CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the first item on the Consent Calendar

CONSENT CALENDAR—ASSEMBLY BILLS

Assembly Bill No. 176—An act to add Section 6 5 to the San Benito County Water Conservation and Flood Control District Act (Chapter 1598 of the Statutes of 1953), relating to powers of the district

Bill read third time, and passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Henson, Hinckley Holmes, Johnson, Kennick, Knox, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno Mulford, Petris, Porter, Powers, Rumford, Ryan, Song Soto, Stanton Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Zenovich—69
NOES—None

Bill ordered transmitted to the Senate

REQUEST FOR UNANIMOUS CONSENT

Mr. Williamson was granted unanimous consent to take up Assembly Concurrent Resolution No 42 without reference to file

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 42

Assembly Concurrent Resolution No. 42—Relative to international trade and tariff negotiations affecting California agricultural commodities

Resolution read, and adopted by the following vote.

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Carrell, Casey, Chapel, Cologne, Crown, Cusanovich, Dan-

ielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Ferrell, Flournoy, Foran, Fiew, Gaffney, Garrigus, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, White, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Zenovich—68

NOES—None.

Resolution ordered transmitted to the Senate

REQUEST FOR UNANIMOUS CONSENT

Mr. Ryan was granted unanimous consent to take up Senate Bill No. 37 without reference file

CONSIDERATION OF SENATE BILL NO. 37

Senate Bill No. 37—An act to provide for the creation of the West Bay Rapid Transit Authority and prescribing the powers and duties thereof; authorizing the authority to construct and operate an interurban rapid transit system, providing for the issuance and sale of bonds, and providing for the use of the proceeds thereof for the purposes of this act, providing for the expenditures of such proceeds and all revenues received from the operation of the system to the uses and purposes set forth herein, and providing for the levy and collection of taxes.

Bill read second time

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Municipal and County Government, were read, and adopted

Amendment No. 1

On page 2, line 38, of the printed bill, as amended in Assembly April 14, 1964, strike out "for operation by drivers employed by the authority".

Amendment No. 2

On page 7, line 2, strike out "fixed", strike out line 3, and insert "lines operating upon separate fixed right-of-way facilities, then the design of such lines and the rolling stock and other facilities therefor shall be compatible with".

Amendment No. 3

On page 7, line 24, strike out "may", and insert "shall".

Amendment No. 4

On page 12, line 20, strike out "6 21", and insert

SEC 6 21".

Amendment No. 5

On page 12, between lines 25 and 26, insert

'SEC. 6 22 It shall be the ultimate purpose of the West Bay Rapid Transit Authority to establish, when financing therefor is authorized, a permanent rapid transit system designed to be part of a unified San Francisco Bay areawide regional system. When such permanent system is constructed any lines operating upon separate fixed right-of-way facilities and the rolling stock and other facilities therefor shall incorporate physical characteristics necessary for full compatibility with the system of the San Francisco Bay Area Rapid Transit District, and unified management of the operations of such lines with those of said district shall be provided. Such unified management may be provided by management or operating contract with, or by annexation of the West Bay Rapid Transit Authority to, the San Francisco Bay Area Rapid Transit District or by any other lawful means

Until such ultimate purpose is achieved unified management of operations, in whole or in part, may be provided by a management or operating contract with the San Francisco Bay Area Rapid Transit District

Any management or operating contracts shall provide for equitable sharing of the costs of construction and operation of the San Francisco Bay Area Rapid Transit

District System as determined by negotiation The share of such costs to be assumed by the authority may be made payable out of bond proceeds (subject to authorization of the bonds at an election), or any other available funds and may be made payable at such times and upon such rate of interest and other terms as shall be agreed upon"

Amendment No. 6

On page 12, line 29, strike out "6 31", and insert "SEC 6 31".

Amendment No. 7

On page 12, strike out lines 39 to 42, inclusive

Amendment No. 8

On page 12, line 43, strike out "6 32", and insert "SEC 6 32"

Amendment No 9

On page 13, line 1, strike out "6 33", and insert "SEC 6 33"

Amendment No. 10

On page 13, line 5, strike out "6 34", and insert "SEC 6 34"

Amendment No. 11

On page 13, line 13, after "thereof", insert ", less charter and contract revenue. Should the authority determine that it is necessary to enter the area of transporting school pupils, then that portion of the contract revenues shall be included".

Amendment No. 12

On page 13, line 14, strike out "6 35", and insert "SEC 6 35".

Amendment No. 13

On page 13, line 24, strike out "6 36", and insert "SEC 6 36"

Amendment No. 14

On page 33, line 36, strike out 'may', and insert "in whole or in part shall"

Bill ordered reprinted, and returned to second reading file.

Rush Order Placed Upon Printing of Senate Bill No. 37

Mr. Ryan was granted unanimous consent that a rush order be placed upon the printing of Senate Bill No 37

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

The following resolution was offered

Assembly Concurrent Resolution No. 47: By Assemblymen Moreno and Soto—Relative to the observance of the Cinco de Mayo

Referred by the Speaker pro Tempore to the Committee on Rules.

REQUESTS FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO. 59

Mr Moreno was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Assembly Concurrent Resolution No 47 for hearing in the Committee on Rules on Thursday, April 23, 1964

Mr Porter was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Senate Concurrent Resolution No 22 for hearing in the Committee on Water today

ANNOUNCEMENTS

Mr Mulford announced that there would be a Republican Caucus in the Assembly Lounge, immediately upon adjournment.

ANNOUNCEMENTS OF COMMITTEE MEETINGS

It was announced that the following committee would hold a meeting.

Today at 2 p m , instead of at 1 30 p m —

Elections and Reapportionment (Allen, Chairman), in Room 5168

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

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

Assembly Bill No. 187: By Assemblyman Casey—An act to add Section 17910 to the Education Code, relating to public school finance

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 188: By Assemblymen Meyers, Foran, Gaffney, Marks, Belotti, Casey, and Ryan—An act to add Section 6371 to the Revenue and Taxation Code, relating to sales and use taxes

Held at desk by order of the Speaker pro Tempore

Assembly Concurrent Resolution No. 48: By Assemblyman Mulford—Relative to the creation of the Joint Legislative Committee on Civil Rights and Civil Disorders

Referred by the Speaker pro Tempore to the Committee on Rules

Assembly Joint Resolution No. 11: By Assemblyman Donovan (Senator Schrade, coauthor)—Relative to the passage of H R 10491

Referred by the Speaker pro Tempore to the Committee on Rules

RESOLUTIONS

The following resolutions were offered

By Assemblyman Willson.

House Resolution No. 212

Relative to use of federal tax revenues on alcohol for State's alcoholic rehabilitation program

WHEREAS, The disease of alcoholism is widespread and is imposing misery and great economic injury upon the people of the State of California, and

WHEREAS, The disease of alcoholism ranks fourth among health problems in the United States, behind mental illness, heart disease, and cancer, and

WHEREAS, Alcoholism aggravates and contributes greatly to the problem of law enforcement and welfare aid in California both at the state and at local levels, and

WHEREAS, The State of California has instituted rehabilitation and education programs in an affirmative effort to eradicate the debilitating disease of alcoholism, and

WHEREAS, The state rehabilitation and education programs have been handicapped and frustrated from achieving their full potential due to insufficient monetary funds, and

WHEREAS, The federal government receives approximately 90 percent of all tax revenues from alcohol consumed in the State of California, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members respectfully request the Congress of the United States to enact legislation providing for the appropriation of 5 percent of the alcohol tax revenue to the states for the encouragement of the solution to problems created at the state and local levels by the disease of alcoholism, provided that the states which are recipients of this appropriation be limited to those which adopt a program of research, education, treatment and rehabilitation of the alcoholic, and be it further

Resolved, That the Chief Clerk of the Assembly be directed to transmit copies of this resolution to the President of the United States, the President pro Tempore

of the Senate, the Speaker of the House of Representatives, and to each Senator and Representative from California in the Congress of the United States

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Foran

House Resolution No 213

Relative to the Instructional Materials Laboratory in the Department of Education

WHEREAS, The Industrial Materials Laboratory in the Department of Education is comprised of industry and trade representatives who compile instructional material for apprenticeship training programs, and

WHEREAS, There is a great need for expanded apprenticeship instructional materials and services and for a constant revision of existing materials due to the increased demand for skilled employees, and

WHEREAS, The Instructional Materials Laboratory has been operating under the Bureau of Industrial Education of the Department of Education, and

WHEREAS, It has been reported that the Department of Education is contemplating consolidating the Instructional Materials Laboratory into a new department publications unit, and

WHEREAS, Such a consolidation may have an undesirable effect upon the operations of the laboratory in that it may jeopardize the liaison that has heretofore existed between the representatives of industry and the trades responsible for determining what materials should go into the apprenticeship instructional materials, now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Rules Committee is directed to assign the subject of the efficient operation of the Instructional Materials Laboratory to an appropriate interim committee for study and to direct such committee to report its findings and recommendations thereon to the Assembly not later than the fifth legislative day of the 1965 Regular Session of the Legislature

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblymen Dannemeyer, Badham, and Whetmore (Coauthor: Senator Murdy):

House Resolution No. 214

Relative to the *Daily News Tribune* published at Fullerton, California

WHEREAS, The Members have learned of the splendid success story of the *Daily News Tribune* published at Fullerton, California, and

WHEREAS, Founded in 1891 as the *Weekly Tribune*, it consolidated with the *News*, and became the *News Tribune* in 1926, and

WHEREAS, Within 10 short, but dynamic, years for this community-minded newspaper, the paid circulation of the *News Tribune* rose from 4,700 to 20,000 and it became the most widely read and respected daily newspaper published in northern Orange County, and

WHEREAS, This journalistic endeavor has received many state and national awards for excellence, and for its generous contribution to the community, accolades of press achievements richly deserved by this outstanding daily newspaper, and

WHEREAS, The *News Tribune* will soon dedicate its new printing plant described as one of the most modern and outstanding facilities for community newspapers in the country, and

WHEREAS Guiding the fortunes of this newspaper since 1939, when he became editor and publisher, Mr Edgar F Elstrom has displayed the kind of enthusiasm, intelligence, and diligence which has brought to fruition the concept of a community newspaper as an instrument of civic service and as a source of reliable and informative news, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members commend Mr. Elstrom and the *Daily News Tribune* for its past performances and present position, and wish that the *Daily News Tribune* may find continued success in serving its community in the highest traditions of the press, and be it further

Resolved, That the Chief Clerk shall transmit a suitably prepared copy of this resolution to Mr Edgar F Elstrom, editor and publisher of the *Daily News Tribune* of Fullerton, California

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, April 22, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined
Assembly Bill No 134 Assembly Bill No 164
Assembly Bill No 149 Assembly Bill No. 182
And reports the same correctly engrossed

POWERS, Chairman

Above bills ordered to third reading

REQUESTS FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO. 59

Mr Petris was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Assembly Bills Nos 185 and 179 for hearing in the Committee on Revenue and Taxation, today.

Mr. Crown was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Assembly Bills Nos. 163 and 178 for hearing in the Committee on Ways and Means, today

WITHDRAWAL AND RE-REFERENCE OF ASSEMBLY CONCURRENT RESOLUTION NO. 40

Mr. Meyers was granted unanimous consent that Assembly Concurrent Resolution No 40 be withdrawn from the Committee on Rules, and re-referred to the Committee on Civil Service and State Personnel

Request for Unanimous Consent to Temporarily Suspend Rule No. 59

Mr. Meyers was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Assembly Concurrent Resolution No. 40 for hearing in the Committee on Civil Service and State Personnel, on Monday, April 27, 1964

ADJOURNMENT

At 12 25 p m, on motion of Mr Waldie, the Speaker pro Tempore declared the Assembly adjourned until 10 a m, Thursday, April 23, 1964

CARLOS BEE, Speaker pro Tempore

ANABEL WHANG, Minute Clerk

CALIFORNIA LEGISLATURE

1964 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

THIRTY-EIGHTH LEGISLATIVE DAY

SIXTY-SECOND CALENDAR DAY

IN ASSEMBLY

Assembly Chamber
Thursday, April 23, 1964

The Assembly met at 9 46 a m
Hon. Carlos Bee, Speaker pro Tempore of the Assembly, presiding.
Assistant Chief Clerk James A. Lane at the Desk
Assistant Clerk Malcolm MacIntyre reading

ROLL CALL

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

Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—73.

Quorum present

PRAYER

The following prayer was offered by the Reverend Michael D Anderson, Minister to students, Fremont Presbyterian Church·

O God, As we reflect at this moment upon the art of listening, grant, Gracious Lord, to us the gift of hearing Thy word In the unfamiliar surroundings of the Holy, we acknowledge the insufficiency of ourselves apart from Thee

In hope, we pray for the peace of the world Guide our Nation in the way of truth and peace, so that we may never fail in the blessing which Thou hast promised to that people whose God is Lord

In sorrow, we pray for deliverance from the demonic alienation at work in our Nation where we are at enmity with ourselves, our brothers, with our Lord, where we seek happiness without truth and worship glamorous idols without love for the commonplace; where we display cowardly disconcern for those of lesser privilege, but prideful patronage of those of higher privilege

In joy, we pray for faith which works through abundant love, and for creative existence which works through faith

In Jesus' name, we pray —AMEN

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Bee, Mr Petris then led the Assembly in the pledge of allegiance to the Flag

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Mr Kennick, seconded by Mr Lanterman

LEAVES OF ABSENCE FOR THE DAY

The following Members were granted leaves of absence for the day, because of legislative business elsewhere.

Mr. Britschgi, on request of the Speaker pro Tempore
Mr Cusanovich, on request of the Speaker pro Tempore
Mr McMillan, on request of the Speaker pro Tempore
Mr Ferrell, on request of the Speaker pro Tempore
Mr. Dymally, on request of the Speaker pro Tempore

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, April 22, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined

Assembly Bill No. 7—An act to amend Section 31030 of the Water Code, relating to revenue bonds by county water districts, and declaring the urgency thereof, to take effect immediately,

Assembly Bill No. 128—An act to amend Sections 20801 and 20801.1 of the Education Code, relating to school district taxation, declaring the urgency thereof, to take effect immediately,

And reports the same correctly enrolled, and presented to the Governor at 4 p m, April 22, 1964

POWERS, Chairman

Assembly Chamber, April 23, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Bill No 147

And reports the same correctly re-engrossed

POWERS, Chairman

Above bill ordered returned to second reading file

Assembly Chamber, April 23, 1964

Mr Speaker: Your Committee on Engrossment and Enrollment has examined Assembly Bill No 167

And reports the same correctly engrossed

POWERS, Chairman

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

Committee on Governmental Efficiency and Economy

Assembly Chamber, April 22, 1964

Mr Speaker: Your Committee on Governmental Efficiency and Economy reports Senate Bill No 50

With the recommendation: Do pass

McMILLAN, Chairman

Above bill ordered to second reading.

Assembly Chamber, April 22, 1964

Mr Speaker Your Committee on Governmental Efficiency and Economy reports Senate Bill No 16

With amendments with the recommendation Amend, and re-refer to the Committee on Governmental Efficiency and Economy

McMILLAN, Chairman

Above bill ordered to second reading.

Assembly Chamber, April 22, 1964

Mr Speaker. Your Committee on Governmental Efficiency and Economy reports Assembly Bill No 110

With the recommendation: That the bill be retained in committee, and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study.

McMILLAN, Chairman

Subject matter of the above bill referred to the Committee on Rules

Assembly Chamber, April 22, 1964

Mr. Speaker: Your Committee on Governmental Efficiency and Economy reports Senate Bill No 68

With amendments with the recommendation Amend, and do pass, as amended.

McMILLAN, Chairman

Above bill ordered to second reading

Committee on Education

Assembly Chamber, April 23, 1964

Mr Speaker Your Committee on Education reports.

Assembly Bill No 170

With the recommendation. Do pass

GARRIGUS, Chairman

Above bill ordered to second reading

Assembly Chamber, April 23, 1964

Mr Speaker Your Committee on Education reports

Assembly Bill No. 166
Assembly Bill No 168
Assembly Bill No 169

With the recommendation Do pass, and be re-referred to the Committee on Ways and Means

GARRIGUS, Chairman

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

Assembly Chamber, April 23, 1964

Mr Speaker Your Committee on Education reports

Senate Bill No 32

With amendments with the recommendation Amend, do pass, as amended, and be re-referred to the Committee on Ways and Means

GARRIGUS, Chairman

Above bill ordered to second reading

Assembly Chamber, April 23, 1964

Mr Speaker. Your Committee on Education reports

Assembly Constitutional Amendment No 9

With the recommendation Be adopted, and be re-referred to the Committee on Ways and Means

GARRIGUS, Chairman

Above resolution re-referred to the Committee on Ways and Means.

Committee on Water

Assembly Chamber, April 23, 1964

Mr Speaker The Chairman of your Committee on Water reports

Assembly Bill No 180

With author's amendments with the recommendation Amend, and re-refer to the Committee on Water

PORTER, Chairman

SECOND READING OF ASSEMBLY BILL NO. 180 (PURSUANT TO RULE NO 59.5)

Assembly Bill No. 180—An act to amend Section 72152 of the Water Code, and Section 9 4 of the Metropolitan Water District Act

(Chapter 429 of the Statutes of 1927), relating to the change of boundaries of water districts, and declaring the urgency thereof, to take effect immediately

Bill read second time

Consideration of Author's Amendments

The following amendments, proposed by Mr Quimby, were read, and adopted·

Amendment No. 1

On page 2, of the printed bill, in line 7, strike out "may, notwithstanding any other provi-", strike out lines 8 to 10, inclusive, and in line 11, strike out "such inclusion".

Amendment No 2

On page 2, in line 14, strike out ", notwithstanding the iden-", and strike out lines 15 and 16, and insert " A metropolitan water district shall not be construed as having an identity, or substantial identity, of purpose with any other public agency "

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

Communication from Chief Clerk

April 23, 1964

Honorable Jesse M Unruh
Speaker of the Assembly

Dear Mr Speaker In Amendment No 2 to Assembly Bill No 180, a comma was inserted before "notwithstanding" so that a comma and period would not appear in succession

JAMES D DRISCOLL
Chief Clerk of the Assembly

REPORTS OF STANDING COMMITTEES

Committee on Water

Assembly Chamber, April 23, 1964

Mr Speaker Your Committee on Water reports
Assembly Concurrent Resolution No 25
With the recommendation Be adopted

PORTER, Chairman

Above resolution ordered engrossed

Assembly Chamber, April 23, 1964

Mr Speaker Your Committee on Water reports
Senate Concurrent Resolution No 22
With the recommendation Be adopted
Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolution be placed on the Consent Calendar

PORTER, Chairman

Above resolution ordered on file

Committee on Elections and Reapportionment

Assembly Chamber, April 22, 1964

Mr Speaker Your Committee on Elections and Reapportionment reports
Senate Bill No 76
With amendments with the recommendation Amend, and do pass, as amended

ALLEN, Chairman

Above bill ordered to second reading

REFERENCE OF BILLS TO COMMITTEE

Speaker pro Tempore Bee announced that Speaker Unruh has referred the following bills to the following committees

Assembly Bill No	*Committee*
186	Revenue and Taxation
187	Education
188	Revenue and Taxation

CONSIDERATION OF DAILY FILE

BILLS ON SECOND READING FILE PURSUANT TO RULE NO. 76

Pursuant to Rule No 76, the following bills were this day on the second reading file

Assembly Bill No. 147, and **Senate Bill No. 37.**

Above bills ordered to third reading

NOTE: Later this day the above bills were re-referred to the Committee on Ways and Means

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 171—An act to amend Section 28123 of the Government Code, relating to compensation for public service in counties

Bill read second time

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Judiciary, was read, and adopted

Amendment No. 1

On page 1, line 8, of the printed bill, after the period, insert "On and after January 3, 1967, he shall be prohibited from engaging in private law practice"

Bill ordered reprinted, and engrossed

Assembly Concurrent Resolution No. 6—Relative to salaries of craftsmen in state employment

Resolution read

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Rules, were read, and adopted

Amendment No. 1

On page 1, line 10, of the printed measure, strike out "revise", and insert "review".

Amendment No 2

On page 2, strike out lines 4 and 5, and insert "to give consideration to adjustment at the earliest possible time of the pay rates of craft classifications".

Resolution ordered reprinted, engrossed, and to be re-referred to the Committee on Civil Service and State Personnel

Assembly Joint Resolution No. 10—Relative to charter air service regulations.

Resolution read

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Rules, was read, and adopted

Amendment No. 1

On page 2, line 3, of the printed measure, strike out "resolved"

Resolution ordered reprinted, engrossed, and to be re-referred to the Committee on Transportation and Commerce.

Assembly Concurrent Resolution No. 43—Relative to relocation of facilities of local government required by the development of the State Water Facilities

Resolution read

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Rules, was read, and adopted.

Amendment No. 1

On page 1, line 13, of the printed measure, before "therefore", insert "now,".

Resolution ordered reprinted, engrossed, and to be re-referred to the Committee on Water

Consideration of House Resolution No. 180

By Assemblymen Dymally, Ferrell, and Rumford.

House Resolution No. 180—Commending Sidney Poitier.

Resolution read

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Rules, was read, and adopted

Amendment No. 1

In the fourth line of the third WHEREAS clause, of the printed measure, as printed on page 617 of the Assembly Journal for April 15, 1964, strike out "the", and insert "and"

House Resolution No. 180, as Amended

By Assemblymen Dymally, Ferrell, and Rumford.

House Resolution No. 180

Commending Sidney Poitier

WHEREAS, Sidney Poitier first selected a career of theater arts while serving his country in the United States Army, and upon his discharge enrolled in the American Negro Theatre, and

WHEREAS, Immediately following his theatrical training, Sidney Poitier instantaneously established his talent in prominent roles in such respected theatrical productions as "Lysistrata," and "Freight" and 'Anna Lucasta"; and

WHEREAS, Upon scoring an immediate success in his motion picture debut "No Way Out," Sidney Poitier won further theatrical acclaim for his performance in difficult roles in "Cry the Beloved Country" followed by "Blackboard Jungle," from which critics' praise and worldwide recognition led to starring roles in "Something of Value," "Mark of the Hawk," "Porgy and Bess," "The Defiant Ones," and his latest motion picture "Lilies of the Field"; and

WHEREAS, Sidney Poitier has been awarded numerous coveted honors of world renown for his outstanding achievement both for comedy and drama ability as evidenced by his winning the George Civi Cultural Foundation Award, a special award for human values, from the Venice Film Festival; the Best Actor Award for his co-starring role in "The Defiant Ones" from the Berlin Film Festival, and a prior Academy of Motion Picture Arts and Sciences Award nomination for his performance in "The Defiant Ones"; and

WHEREAS, At the 36th annual presentation of awards by the Academy of Motion Picture Arts and Sciences, held on April 13, 1964, Sidney Poitier became the

first Negro ever to win an Academy Award for Best Performance by a Male Actor on the basis of his superlative performance in "Lilies of the Field", now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this body do hereby congratulate Mr Sidney Poitier on his receipt of the "Best Performance by a Male Actor Award" for his starring role in "Lilies of the Field," and commend him for his outstanding contribution to theater arts, and be it further

Resolved, That the Chief Clerk of the Assembly is hereby directed to transmit suitably prepared copies of this resolution to Mr Sidney Poitier

Resolution, as amended, ordered on file

Consideration of House Resolution No. 184

By Assemblyman Allen:

House Resolution No. 184—Relating to taxation of veterans' club houses

Resolution read.

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Rules, was read, and adopted

Amendment No. 1

On page 633 of the Assembly Daily Journal for April 15, 1964, in the heading of House Resolution No 184, strike out "Assemblyman Allen", and insert "Assemblymen Allen and Bane".

Consideration of House Resolution No. 184, as Amended

By Assemblymen Allen and Bane

House Resolution No. 184

Relating to taxation of veterans' club houses

WHEREAS, For many years club houses owned exclusively by veterans' organizations, chartered by Congress, have in many instances served the communities in which they are located as the only available community centers without cost to the public and at no, or but nominal, cost to persons using them, and

WHEREAS, Tax exemptions have since at least as far back as 1945 been granted such facilities pursuant to Section 215 of the Revenue and Taxation Code; and

WHEREAS, Various county tax assessors, however, are now questioning the validity of such exemptions; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is directed to refer to an appropriate interim committee for study the subject of the civic, benevolent and charitable purposes of veterans' organizations and to recommend legislation to clarify the tax status of club houses owned by veterans' organizations that have been chartered by Congress and been in existence for 20 or more years; and be it further

Resolved, That the interim committee shall be directed to report its findings and recommendations to the Legislature not later than the fifth legislative day of the 1965 Regular Session

Resolution, as amended, re-referred to the Committee on Rules and the subject matter referred to the Committee on Rules for assignment to the proper interim committee for study.

Assembly Bill No. 154—An act to add Section 11102.5 to, and to amend Section 11103 of, the Revenue and Taxation Code, relating to financial assistance to local agencies, districts or authorities in financing of rapid transit facilities.

Bill read second time

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Transportation and Commerce, were read, and adopted

Amendment No. 1

On page 1 of the printed bill, strike out line 8, and insert
"11102.5 "County," as used in this section, includes only a county or a city and county which has a population of 6 million or more persons
The board of supervisors of a county may enter"

Amendment No. 2

On page 2, between lines 11 and 12, insert
"The board of supervisors of a county shall not have any authority to enter into any contract pursuant to this section unless and until the board of supervisors of the county submits to the voters of the county the question of whether or not this section shall be operative in the county and a majority of the voters voting thereon vote affirmatively."

Amendment No. 3

On page 1 of the printed bill, strike out line 15, and insert "tem"

Amendment No. 4

On page 2, strike out lines 1 and 2

Bill ordered reprinted, engrossed and to be re-referred to the Committee on Transportation and Commerce

SECOND READING OF SENATE BILLS

Senate Bill No. 77—An act to amend Sections 802.6 and 802.65 of the Agricultural Code, relating to grapes, and declaring the urgency thereof, to take effect immediately

Bill read second time, and ordered to the Consent Calendar

Senate Joint Resolution No. 4—Relative to importing beef and veal

Resolution read

Request for Unanimous Consent to Temporarily Suspend Rule No. 101

Mr. Williamson was granted unanimous consent that Rule No. 101 be temporarily suspended for the purpose of permitting an amendment which adds coauthors to Senate Joint Resolution No. 4

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Agriculture, was read, and adopted

Amendment No. 1

In the heading of the printed measure, after "Cobey", insert "(Coauthors: Assemblymen Veysey, Winton, Monagan, Assemblywoman Davis, Assemblymen Ashcraft, Bagley, Barnes, Belotti, Booth, Britschgi, Burgener, Cologne, Deukmejian, Donovan, Frew, Garrigus, Henson, Hinckley, Holmes, Milias, Pattee, Porter, Powers, Veneman, Waite, Williamson, and Zenovich)"

Resolution ordered reprinted, and on file

RE-REFERENCE OF BILLS PURSUANT TO RULE NO. 67

On advice of the Legislative Counsel, and pursuant to the provisions of Rule No. 67, Speaker pro Tempore Bee ordered the following bills re-referred to the Committee on Ways and Means:

Assembly Bill No. 147, and **Senate Bill No. 37.**

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS
REQUEST FOR UNANIMOUS CONSENT

Mr Song was granted unanimous consent to take up Assembly Constitutional Amendment No 1, out of order, at this time

Assembly Constitutional Amendment No. 1—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 18 of Article XI, relating to school districts

Resolution read

NOTE Later this day the action was rescinded and the record expunged whereby a roll call was taken on Assembly Constitutional Amendment No 1

BILL PLACED ON THE INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 32, on motion of Mr Song

REQUEST FOR UNANIMOUS CONSENT TO HOLD SPECIAL MEETING OF COMMITTEE

At 10 02 a m, Mr Petris was granted unanimous consent to hold a special meeting of the Committee on Revenue and Taxation in the Assembly Lounge, upon conclusion of consideration of Assembly Bill No 172

MOTION TO EXPUNGE RECORD AND RESCIND ACTION ON ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 1

Mr Song moved to expunge the record, and rescind the action whereby a roll call was taken on Assembly Constitutional Amendment No 1 on this day.

Mr. Elliott seconded the motion

Parliamentary Inquiry

Mr Collier arose to the following parliamentary inquiry

If this constitutional amendment is placed on the Inactive File, can it be taken from the Inactive File and considered later in the session?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that Mr Song's request is to rescind the action and expunge the record whereby a vote was taken on Assembly Constitutional Amendment No 1

Point of Information

Mr Collier arose to the following point of information

Then is Assembly Constitutional Amendment No. 1 to be placed on the Inactive File?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied in the negative

Parliamentary Inquiry

Mr Monagan arose to the following parliamentary inquiry·

If the record is expunged, will the constitutional amendment still be on our Daily File?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied in the affirmative

Point of Information

Mr Monagan arose to the following point of information

Should not the constitutional amendment be re-referred to committee?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that after the action is rescinded and the record expunged, without objection, Assembly Constitutional Amendment No 1 will be re-referred to the Committee on Constitutional Amendments

The question being on the motion by Mr Song to rescind action and expunge the record whereby a roll call was taken on Assembly Constitutional Amendment No 1

Motion carried by the following vote:

AYES—Alquist, Ashcraft, Bagley, Bane, Barnes, Bee, Belotti, Booth, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Danielson, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Kennick, Knox, Marks, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Ryan, Song, Thomas, Waite, Waldie, Warren, Willson, Winton, Young, Zenovich, and Mr Speaker—54

NOES—Thelin—1

Request for Unanimous Consent

Mr Song was granted unanimous consent that Assembly Constitutional Amendment No 1 be re-referred to the Committee on Constitutional Amendments

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NOTE For explanation of vote by Mr Britschgi on Assembly Constitutional Amendment No 1, *see* page 778

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

Assembly Bill No. 172—An act to add Section 43008 to the Government Code and Section 409 to the Revenue and Taxation Code, relating to property taxation

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

AYES—Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Danielson, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Song, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Zenovich, and Mr Speaker—63

NOES—None

Bill ordered transmitted to the Senate.

POINT OF ORDER

Mr. Monagan arose to the following point of order: That the hour for consideration of the special order had arrived

Ruling by Speaker pro Tempore

The Speaker pro Tempore ruled the point of order well taken.

CONSIDERATION OF SPECIAL ORDER

The hour of 10 a.m. having arrived, Assembly Bill No. 145 was taken up.

Assembly Bill No. 145—An act to add Sections 31615 and 20751.5 to, to add Chapter 9.5 to Division 5 of, to add Article 2.1 to Chapter 3 of Division 14 of, to repeal Sections 17653 and 17654 of, and to amend Sections 3304, 17654.5, 17655.5, 17656, 17660, 17664, 17665, 17666.2, 17301 and 17303.5 of, the Education Code, relating to the public school system.

Bill read third time.

Consideration of Amendments—Set No. 1
Motion to Amend

Mr. Whetmore moved the adoption of the following amendments.

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Assembly April 13, 1964, strike out "Sections 31615 and", and insert "Section"

Amendment No. 2

On page 1, line 4, strike out "Mandatory", and insert "Incentive"

Amendment No. 3

On page 1, strike out lines 7 to 22, inclusive, and on page 2, strike out lines 1 to 13, inclusive, and insert

"3051. Any unification proceeding conducted pursuant to either Chapter 9 or Chapter 10 of this division, involving a master plan or plans and recommendations approved by the State Board of Education which has not, on or before July 1, 1966, been approved by the electors of the territory affected, shall be submitted or resubmitted to the electors of the territory at an election held in accordance with Chapter 9 or 10 as the case may be. Such election shall be held on or before December 1, 1966."

Amendment No. 4

On page 2, strike out lines 14 to 51, inclusive, and strike out all of page 3, and on page 4, strike out lines 1 to 4, inclusive.

Amendments read.

Roll Call Demanded

Messrs. Deukmejian, Donovan, and Veysey demanded a roll call.

The roll was called, and the amendments refused adoption by the following vote:

AYES—Ashcraft, Badham, Bagley, Belotti, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Dunnemeyer, Davis, Deukmejian, Donovan, Flournoy, Hinckley, Holmes, Lanterman, Milias, Monagan, Mulford, Pattee, Stevens, Veneman, Veysey, Whetmore, Williamson, and Winton—28.

NOES—Allen, Alquist, Bane, Barnes, Bee, Beilenson, Carrell, Crown, Danielson, Dills, Elliott, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Johnson, Kennick, Knox, Marks, Meyers, Mills, Morrow, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Thomas, Waite, Waldie, Warren, Willson, Z'berg, Zenovich, and Mr. Speaker—41.

Votes Changed Upon Roll Call

Mr. Z'berg was granted unanimous consent that he be recorded as voting "No," instead of "Aye," on the amendments offered by Mr. Whetmore to Assembly Bill No. 145 (Set No. 1).

Mr. Flournoy was granted unanimous consent that he be recorded as voting "Aye," on the amendments offered by Mr. Whetmore to Assembly Bill No. 145 (Set No. 1).

Consideration of Further Amendments—Set No. 2
Motion to Amend

Mr. Veysey moved the adoption of the following amendments.

Amendment No. 1

On page 3, line 4, of the printed bill, as amended in Assembly April 21, 1964, after "shall", insert ", subject to the provisions of Section 3053 5,"

Amendment No. 2

On page 3, between lines 13 and 14, insert

"3053 5 Notwithstanding the provisions of Section 3053, whenever, on or before December 31, 1966, a petition signed by no fewer than twenty-five percent (25%) of the qualified electors of any school district affected by an order or plan is presented to the county superintendent of schools requesting that an election be held within the entire territory proposed for reorganization by the order or plan on the question of approval of the order or plan, the county superintendent of schools shall call such election within such territory, to be held on or before April 1, 1967. In the event that a majority of the votes cast at the election by the voters of the petitioning district are cast against approval of the order or plan, the order or plan shall be put into effect only if approved by a majority of two-thirds of all of the votes cast throughout the territory proposed for reorganization."

Amendment No. 3

On page 13, between lines 5 and 6, insert

"The increase in foundation programs prescribed by this article shall in no event be provided for any school district which has been excluded from a reorganization order or plan pursuant to Section 3053 5 of this code."

Amendments read

Roll Call Demanded

Messrs Conrad, Donovan, and Marks demanded a roll call

The roll was called, and the amendments refused adoption by the following vote

AYES—Ashcraft, Badham, Bagley, Barnes, Belotti, Burgener, Chapel, Collier, Cologne, Conrad, Davis, Donovan, Flournoy, Hinckley, Holmes, Lanterman, Milias, Monagan, Mulford, Pattee, Stevens, Thelin, Veneman, Veysey, Whetmore, Williamson and Winton—27

NOES—Allen, Alquist, Bane, Bee, Beilenson, Carrell, Crown, Danielson, Dennemeyer, Deukmejian, Dills, Elliott, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Johnson, Kennick, Knox, Marks, Meyers, Mills, Moreno, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Thomas, Waite, Waldie, Warren, Willson, Zenovich, and Mr Speaker—41

Consideration of Further Amendments—Set No. 3

Motion to Amend

Mr Veysey moved the adoption of the following amendments

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Assembly April 21, 1964, strike out "Sections 3161 5 and", and insert "Section

Amendment No. 2

In line 4 of the title, after "Sections", insert "3207."

Amendment No. 3

On page 4, strike out lines 3 to 14, inclusive, and insert

"SEC. 1 5 Section 3207 of said code is amended to read:

3207 ~~For the purposes of constituting a quorum at the committee meetings, all of the members of the governing board of one school district attending the meeting shall count only as one member of the committee~~ *The augmenting members of school district governing boards shall not be counted for purposes of constituting a quorum at meetings of the county committee* For the purposes of voting upon a recommendation, each school district represented on the committee shall have only one vote and shall be entitled to vote only if the recommendation would affect that district. The district vote shall represent the decision of a majority of the members of the governing board of that district."

Amendments read.

Roll Call Demanded

Messrs Conrad, Badham, and Chapel demanded a roll call.

The roll was called, and the amendments refused adoption by the following vote:

AYES—Ashcraft, Badham, Bagley, Barnes, Belotti, Booth, Burgener, Chapel, Collier, Cologne, Conrad, Davis, Donovan, Holmes, Lanterman, Mihas, Monagan, Mulford, Pattee, Stevens, Thelin, Veneman, Veysey, Whetmore, and Williamson—25

NOES—Allen, Alquist, Bane, Bee, Beilenson, Carrell, Crown, Danielson, Dennemeyer, Deukmejian, Dills, Elliott, Foran, Gaffney, Garrigus, Gonsalves, Greene, Johnson, Kennick, Knox, Marks, Meyers, Mills, Moreno, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Thomas, Waite, Waldie, Warren, Willson, Winton, Young, Zenovich, and Mr Speaker—41

The question being on the passage of the bill

Majority Floor Leader Presiding

At 11 10 a m , Hon Jerome R. Waldie, 10th District, presiding

Demand for Previous Question

Messrs. Pattee, Dennemeyer, Willson, Lanterman, and Casey demanded the previous question Demand sustained.

The question being on the passage of the bill

Bill passed by the following vote

AYES—Allen, Alquist, Bane, Barnes, Bee, Burgener, Carrell, Crown, Danielson, Deukmejian, Dills, Donovan, Elliott, Foran, Gaffney, Garrigus, Gonsalves, Greene, Johnson, Kennick, Knox, Lanterman Marks, Meyers, Mihas, Mills, Moreno, Mulford, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Waite, Waldie, Warren, Willson, Z'berg, Zenovich, and Mr Speaker—47

NOES—Ashcraft, Badham, Bagley, Belotti, Casey, Chapel, Collier, Cologne, Conrad, Dennemeyer, Davis, Flournoy, Frew, Hinckley, Holmes, Monagan, Pattee, Veneman, Veysey, Whetmore, Williamson, Winton, and Young—23

Bill ordered transmitted to the Senate

NOTE For explanation of vote by Mr Britschgi on Assembly Bill No. 145, *see* page 778; for explanation of vote on Assembly Bill No. 145, by Mr Beilenson, *see* page 864

Vote Changed Upon Roll Call on Assembly Bill No. 145

Mr. Winton was granted unanimous consent that he be recorded as voting "No," instead of "Aye," on Assembly Bill No 145

EXPLANATION OF VOTE

Statement to Go in Daily Journal Regarding Vote on Assembly Bill No. 145

Although I am in basic agreement with the need for increased state aid for schools in the 1964-65 fiscal year, as evidenced by my authoring Assembly Bill No 95 which provides for $75,000,000 to all California school districts qualifying for equalization aid, and further am in accord with the incentive provisions to encourage unification, I voted "No" on Assembly Bill No 145 because I am unequivocally opposed to the empowering of either county committees or the State Board of Education to mandate master plans for unification Such decision must remain with the district electorate

JAMES E WHETMORE

Speaker pro Tempore Presiding

At 11.40 a.m., Hon. Carlos Bee, 13th District, presiding.

INTRODUCTION OF GUESTS

Speaker pro Tempore Bee announced that Assemblyman George Milias of Gilroy had as his guest, the Honorable Raup Miller, of Omo Ranch, a former Member of the Assembly from Palo Alto, whereupon the Members of the Assembly joined in welcoming him on his visit to the Assembly Chamber

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

Assembly Bill No. 101—An act to add Chapter 6 (commencing with Section 22750) to Division 16.5 of the Education Code, relating to federal aid for higher education

Bill read third time, and passed by the following vote

AYES—Allen, Badham, Bane, Bee, Belotti, Booth, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley Holmes, Johnson, Knox, Lanterman, Marks, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Young, Z'berg, Zenovich, and Mr Speaker—65
NOES—None

Bill ordered transmitted to the Senate

LEAVES OF ABSENCE FOR THE BALANCE OF DAY

At 11:45 a.m. the following Member was granted leave of absence for the balance of the day, because of legislative business elsewhere

Mr. Petris, on request of the Speaker pro Tempore.

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

Assembly Bill No. 149—An act to amend Section 11563 of the Government Code, relating to the State Board of Barber Examiners

Bill read third time, and passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Crown, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, Meyers, Milias Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan Song, Soto, Stanton, Stevens, Thelin, Thomas, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—69
NOES—None

Bill ordered transmitted to the Senate

Assembly Bill No. 31—An act to add Sections 1007, 1008, 25425.1, and 25425.2 to, and to amend Section 25425 of, the Education Code, relating to school districts

Bill read third time.

Motion to Expunge Record and Rescind Action on Assembly Bill No. 31

Mr. Waite moved to expunge the record, and rescind the action whereby a roll call was taken on Assembly Bill No. 31

Mr. Chapel seconded the motion

Motion carried by the following vote:

AYES—Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth, Burgener, Carrell, Chapel, Cologne, Crown, Danielson, Dannemeyer, Davis, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Porter, Powers, Rumford, Song, Soto, Stanton, Stevens, Veysey, Waite, Waldie, Williamson, Willson, Winton, Z'berg, Zenovich, and Mr Speaker—57
NOES—Veneman—1

Assembly Bill No 31 ordered passed on file, and to retain its place on file

Assembly Bill No. 182—An act relating to assistance for construction of public schools through the State Building Aid Fund, making an appropriation therefor and declaring the urgency thereof, to take effect immediately

Bill read third time

Request for Unanimous Consent

Mr Waite was granted unanimous consent that Assembly Bill No. 182 be passed on file, and retain its place on file

Assembly Bill No. 164—An act to amend Sections 73836 and 74015 5 of, to repeal Section 74885 5 of, and to add Section 74885 5 to, the Government Code, relating to salaries of municipal court attachés

Bill read third time, and passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Burgener, Casey, Chapel, Cologne, Conrad, Crown, Danielson, Dannemeyer, Davis, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Porter, Powers, Quimby, Rumford, Song, Soto, Stevens Thelin Veysey, Waite, Waldie, Warren, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—64
NOES—None

Bill ordered transmitted to the Senate

Majority Floor Leader Presiding

At 12 12 p m , Hon Jerome R Waldie, 10th District, presiding

THIRD READING OF SENATE BILLS

Senate Joint Resolution No. 6—Relating to imported lamb and mutton

Resolution read, and presented by Mr Veysey

Resolution adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Burgener, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Danielson, Dannemeyer, Davis, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, Meyers, Milias, Monagan, Moreno, Mulford, Pattee, Porter, Powers, Quimby, Rumford, Song Soto, Stanton, Stevens, Thelin, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Zenovich—65
NOES—Mills—1

Resolution ordered transmitted to the Senate

MESSAGES FROM THE SENATE

Senate Chamber, April 22, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day adopted as amended:

Assembly Concurrent Resolution No 31

And respectfully requests your honorable body to concur in said amendments

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

Above resolution ordered to unfinished business file

Senate Chamber, April 22, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day adopted

Assembly Joint Resolution No 2
Assembly Joint Resolution No 6

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

Above resolutions ordered enrolled

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following bill was introduced, and read the first time

Assembly Bill No. 189: By Assemblymen Barnes, Ashcraft, Donovan, and Burgener (Senator Schrade, coauthor)—An act to add Article 5 (commencing with Section 5020) to Chapter 3 of Division 4 of the Elections Code, relating to city elections

Held at desk by order of the Majority Floor Leader

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO. 59

Mr Garrigus was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Senate Bill No 47 for hearing in the Committee on Education on Monday, April 27, 1964

ANNOUNCEMENTS OF COMMITTEE MEETINGS

It was announced that the following committee would hold a meeting

On Tuesday, April 28, 1964, at 1 30 p m —

Constitutional Amendments (Gaffney, Chairman), in Room 4164

REMARKS ON CONDITION OF THE FILE

Mr Mulford spoke on the condition of the file

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

The following bill was introduced, and read the first time

Assembly Bill No. 190: By Assemblyman Stanton—An act to amend Section 12000 of the Government Code, relating to the salary of the Governor

Held at desk by order of the Majority Floor Leader

Speaker pro Tempore Presiding

At 12 20 p m , Hon Carlos Bee, 13th District, presiding

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

The following bills were introduced, and read the first time

Assembly Bill No. 191: By Assemblymen Meyers and Belotti—An act to repeal Section 987 15 of the Military and Veterans Code, relating to veterans

Held at desk by order of the Speaker pro Tempore

Assembly Concurrent Resolution No. 49: By Assemblyman Ryan (Senator Dolwig, coauthor)—Relative to a toll bridge between the San Francisco Peninsula and the East Bay

Referred by the Speaker pro Tempore to Committee on Rules.

RESOLUTIONS

The following resolution was offered·

By Assemblyman Soto

House Resolution No. 215

Relative to an investigation of health and figure salons

WHEREAS, Within the last few years there has been strong emphasis placed on physical fitness, and

WHEREAS, Health studios and figure salons are an expanding business in California, and

WHEREAS, With the exception of the regulations on health studio contracts contained in the Civil Code, health studios and figure salons are not presently regulated or required to meet minimum standards in methods of operation, and

WHEREAS, Complaints from clients of some of these establishments charge improper care, treatment, misrepresentation and high-pressure salesmanship; and

WHEREAS, Some clients, unknowingly, have signed contracts in excess of the amounts verbally agreed upon, including the signing of counter checks and drafts which have been processed by the establishment without prior notification to the client, now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is hereby directed to assign to an appropriate interim committee for study the subject of health studio and figure salon contracts, procedures, operating methods and advertising, and to direct such committee to report thereon to the Assembly not later than the fifth legislative day of the 1965 Regular Session of the Legislature

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

REPORTS OF STANDING COMMITTEES

Committee on Education

Assembly Chamber, April 23, 1964

Mr Speaker Your Committee on Education reports

Assembly Bill No 41

With the recommendation That the bill be retained in committee, and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study

GARRIGUS, Chairman

Subject matter of the above bill referred to the Committee on Rules

Committee on Revenue and Taxation

Assembly Chamber, April 23, 1964

Mr Speaker Your Committee on Revenue and Taxation reports

Assembly Bill No 173

With the recommendation. That the bill be retained in committee, and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study.

PETRIS, Chairman

Subject matter of the above bill referred to the Committee on Rules.

Assembly Chamber, April 23, 1964

Mr Speaker Your Committee on Revenue and Taxation reports
Assembly Bill No 183
Assembly Bill No 185
With the recommendation Do pass

PETRIS, Chairman

Above bills ordered to second reading.

Assembly Chamber, April 23, 1964

Mr Speaker Your Committee on Revenue and Taxation reports
Assembly Bill No 6
With amendments with the recommendation Amend, and do pass, as amended

PETRIS, Chairman

Above bill ordered to second reading

Assembly Chamber, April 23, 1964

Mr Speaker The Chairman of your Committee on Revenue and Taxation reports
Assembly Bill No 33
With author's amendments with the recommendation Amend, and re-refer to the Committee on Revenue and Taxation

PETRIS, Chairman

SECOND READING OF ASSEMBLY BILL NO. 33 (PURSUANT TO RULE NO. 59 5)

Assembly Bill No. 33—An act to amend Sections 14103 and 14161 of the Revenue and Taxation Code, relating to inheritance taxes

Bill read second time

Consideration of Author's Amendments

The following amendments, proposed by Mr. Cologne, were read, and adopted:

Amendment No. 1

On page 1, line 17, of the printed bill, as amended in Assembly April 9, 1964, strike out "nine", and insert "eight"

Amendment No 2

On page 1, after line 19, insert
"SEC 3 The amendment of Section 14161 of the Revenue and Taxation Code made by Section 2 of this act shall not become operative until February 1, 1965"

Bill ordered reprinted, re-engrossed, and to be re-referred to the Committee on Revenue and Taxation

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

Assembly Chamber, April 23, 1964

Mr Speaker Your Committee on Ways and Means reports
Senate Bill No 73
With amendments with the recommendation Amend, and do pass, as amended

CROWN, Chairman

Above bill ordered to second reading

Assembly Chamber, April 23, 1964

Mr Speaker Your Committee on Ways and Means reports
Assembly Bill No 17
Assembly Bill No 69
Assembly Bill No 178
With the recommendation Do pass

CROWN, Chairman

Above bills ordered to second reading

Assembly Chamber, April 23, 1964

Mr Speaker Your Committee on Ways and Means reports

Assembly Bill No 163

With amendments with the recommendation Amend, and do pass, as amended

CROWN Chairman

Above bill ordered to second reading

Assembly Chamber, April 23, 1964

Mr. Speaker. Your Committee on Ways and Means reports

Senate Bill No 41

With the recommendation Do pass

CROWN, Chairman

Above bill ordered to second reading

Committee on Rules

Assembly Chamber, April 23, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 130
House Resolution No 194
House Resolution No 201

With the recommendation Be adopted, and be re-referred to the Committee on Ways and Means

BANE, Chairman

Above resolutions re-referred to the Committee on Ways and Means

Assembly Chamber, April 23, 1964

Mr. Speaker Your Committee on Rules reports

House Resolution No 195
House Resolution No 196
House Resolution No 198

With the recommendation Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolutions be placed on the Consent Calendar

BANE, Chairman

Above resolutions ordered on file

Assembly Chamber, April 23, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 202
House Resolution No 203
House Resolution No 204

With the recommendation Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolutions be placed on the Consent Calendar

BANE, Chairman

Above resolutions ordered on file

Assembly Chamber, April 23, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 207

With the recommendation Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2 and 22 3, the committee recommends that the above resolution be placed on the Consent Calendar

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, April 23, 1964

Mr Speaker Your Committee on Rules reports

Assembly Joint Resolution No 4

With the recommendation That the resolution be re-referred to the Committee on Education.

BANE, Chairman

Above resolution re-referred to the Committee on Education

Assembly Chamber, April 23, 1964

Mr Speaker Your Committee on Rules reports
Assembly Concurrent Resolution No 47
With the recommendation Be adopted

BANE, Chairman

Above resolution ordered engrossed

Assembly Chamber, April 23, 1964

Mr Speaker: Your Committee on Rules reports
House Resolution No 197
House Resolution No 208
With the recommendation That the resolutions be retained in committee, and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study

BANE, Chairman

Subject matter of the above resolutions referred to the Committee on Rules

Assembly Chamber, April 23, 1964

Mr Speaker: Your Committee on Rules reports
House Resolution No 209
With the recommendation · Be adopted, as amended
Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolution be placed on the Consent Calendar

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, April 23, 1964

Mr Speaker Your Committee on Rules reports
Assembly Constitutional Amendment No 11
With amendments with the recommendation Amend, and re-refer to the Committee on Constitutional Amendments

BANE, Chairman

Above resolution ordered on file

Committee on Ways and Means

Assembly Chamber, April 23, 1964

Mr. Speaker The Chairman of your Committee on Ways and Means reports
Assembly Bill No 132
With author's amendments with the recommendation: Amend, and re-refer to the Committee on Ways and Means

CROWN, Chairman

SECOND READING OF ASSEMBLY BILL NO. 132 (PURSUANT TO RULE NO. 59 5)

Assembly Bill No. 132—An act relating to the tidelands and submerged lands granted by the State to the City of Long Beach and the revenues therefrom.

Bill read second time.

Consideration of Author's Amendments

The following amendments, proposed by Mr. Unruh, were read, and adopted:

Amendment No. 1

On page 1 of the printed bill, as amended in Assembly April 8, 1964, strike out line 1, and insert

"SECTION 1 As used in this act:

(a) "Long Beach tidelands" means those certain tide and submerged lands heretofore conveyed to the City of Long Beach upon certain trusts and conditions by Chapter 676, Statutes of 1911, Chapter 102, Statutes of 1925, and Chapter 158, Statutes of 1935

(b) "Oil revenue" means the net proceeds received by the City of Long Beach from the sale or disposition of oil, gas and other hydrocarbon substances (other than dry gas) derived from, or allocated or assigned to, the Long Beach tidelands, including advance payments, after deducting moneys expended for the extraction and

sale or disposition thereof and conducting repressuring operations and for the satisfaction of obligations attributable to such extraction or sale or disposition "Oil revenue" also includes the net receipts from the sale of property used in such extraction or sale or disposition, the cost of which has been or may be defrayed from proceeds from such hydrocarbon substances "Oil revenue" shall not include the net proceeds from the sale or disposition of oil gas and other hydrocarbon substances derived from, or allocated or assigned to, the Alamitos Beach Park Lands

(c) "Dry gas" means the gas directly produced from wells, which contains one-half (½) of a gallon or less of recoverable gasoline per 1,000 cubic feet, or from which gasoline has been removed by processing

(d) "Dry gas revenue" means the reasonable wholesale market value of dry gas derived from, or allocated or assigned to, or attributable to production from, or allocated or assigned to, said Long Beach tidelands and received into the system of the municipal gas department of said City of Long Beach, and the net receipts to the City of Long Beach from the sale of tideland dry gas as such and which is not received into said system

(e) "Subsidence costs" means costs expended by the City of Long Beach with the prior approval of the State Lands Commission to remedy or protect against (1) the effects of subsidence of the land surface, heretofore or hereafter occurring, within the boundaries of the Long Beach Harbor District (as such boundaries were defined on April 1, 1956) and within the boundaries of the Long Beach tidelands situated outside of said Long Beach Harbor District, and (2) the effects of subsidence of the land surface, hereafter occurring, within any other portion of the city The cost of repressuring operations shall not be considered a "subsidence cost," but shall be considered a cost of production, which shall be a deductible expense for the purpose of determining "oil revenue" under subdivision (b) of this section "Subsidence costs" shall not include any costs deductible for the purpose of determining "oil revenue" under subdivision (b) of this section

(f) The "undeveloped portion of the Long Beach tidelands" means the following described lands

Beginning at the intersection of the west line of Parcel 5, Alamitos Bay Tract, with the ordinary high water mark of San Pedro Bay, thence S 32°03'00" W. 18,228.31 feet more or less to the seaward boundary of the City of Long Beach (as such boundary was defined as of March 1, 1964); thence in a northwesterly direction along said seaward boundary of the City of Long Beach to its intersection with the easterly boundary of the Long Beach Harbor District (as such boundary was defined on April 1, 1956), thence along said easterly boundary N 17° W 14,794 feet more or less, thence N 52°38'17" W 170 feet more or less, thence, leaving said easterly boundary of the Long Beach Harbor District, north 4,500 feet more or less to its intersection with the ordinary high water mark of San Pedro Bay, thence in a southeasterly direction, along said ordinary high water mark to the point of beginning, containing 6,100 acres more or less

(g) "Person" means and includes any firm, corporation, association, partnership, or natural person

(h) "Contractors' agreement" means and includes any contract, royalty arrangement or other agreement between the City of Long Beach (or any department, board or agency thereof) and any person or persons (including the State) relating to the drilling for, developing, extracting, processing, taking or removing of oil, gas and other hydrocarbons derived from, or allocated or assigned to, the "lands to be developed" or the estimated productive portion thereof (other than unit agreements, unit operating agreements and cooperative agreements authorized by Sections 6879 or 7058 of the Public Resources Code)

(i) "Alamitos Beach Park Lands" means those tidelands and submerged lands, whether filled or unfilled, described in that certain Judgment After Remittitur in The People of the State of California v City of Long Beach, Case No 683824 in the Superior Court of the State of California for the County of Los Angeles, dated May 8 1962, and entered on May 15, 1962 in Judgment Book 4481, at Page 76, of the Official Records of the above entitled court

(j) "Lands to be developed" means the undeveloped portion of the Long Beach tidelands and the Alamitos Beach Park Lands

SEC 2 It is hereby found and determined

(a) In Chapter 29, Statutes of 1956, First Extraordinary Session, entitled "An act relating to the tide and submerged lands conveyed in trust to the City of Long Beach, etc.," approved April 13, 1956, the Legislature provided, among other things, for a stipulation that the City of Long Beach had received, and would continue to receive, for the use and benefit of the State of California, free from the public trust for navigation, commerce and fisheries and from such uses, trusts, conditions and restrictions as were imposed by the acts of 1911, 1925, and 1935, and should account for and pay over monthly to the State of California certain specified sums from production and sale of oil, gas and other hydrocarbons

(b) Since the enactment of said Chapter 29, Statutes of 1956, First Extraordinary Session, exploration has disclosed the existence of additional deposits of oil, gas and other hydrocarbons in and under the Long Beach tidelands which should

be produced for the benefit and profit of the State of California and the City of Long Beach, as trustee for the people of the State of California.

(c) It is imperative that said oil, gas, and other hydrocarbons be produced and sold and that the proceeds be divided in an equitable manner between the State of California, and the City of Long Beach for the city's fulfillment of those trusts, uses and purposes described in Chapter 676, Statutes of 1911, Chapter 102, Statutes of 1925, and Chapter 158, Statutes of 1935, which are matters of state as distinguished from local interest and benefit

(d) It is likewise imperative that such oil, gas and other hydrocarbons be produced without any subsidence of the surface of any lands in the vicinity

(e) By Chapter 2000, Statutes of 1957, the Legislature authorized the State Lands Commission to bring any actions necessary to determine the boundaries of the Long Beach tidelands In response to this legislation, the State of California in 1960 instituted an action against the city in the Superior Court of the State of California, County of Los Angeles, Action No 747562, for the purpose of determining said boundaries The State also concurrently filed as supplementary petition in a pending action between the State of California and the city, Action No 649466, for the same purpose In addition to the boundary line claim, the State asserts in each of said actions that certain lands, property, interests in property, and other things of value (which, together with the tidelands claimed are referred to as "litigated lands") held by the City of Long Beach are subject to the tideland trust and owned by the city in a trust capacity Said actions have been consolidated for trial and are now pending in the Superior Court of the State of California, County of Los Angeles The City of Long Beach is vigorously defending said actions and asserts various defenses against said claims of the State The city also claims that the boundary line claim of the State is erroneous and improper and that it acquired and holds all of said litigated lands in its proprietary capacity and that it developed said litigated lands in its municipal capacity including the use of general tax revenues Under existing circumstances, disposition of said litigation and determination of the respective rights of the State and of the city in the premises cannot be made except through the continuation of extensive, complicated, expensive, and time-consuming litigation, including possibly a lengthy court-supervised accounting Certain proceeds from oil and gas production have been impounded and said impounded funds will remain in a condition of enforced idleness in the absence of a compromise The continuation of the existing controversies between the State and the city is contrary to the best interests of the people of the State, including the inhabitants of the city A purpose of statewide interest and benefit will be served by a compromise determination of the boundary line and a compromise determination of the respective rights and interests of the State and city in, and the status of, said litigated lands, together with the oil and gas production from, and the use of, said litigated lands Such determination will so fix and clarify the respective entitlement of the State and the city as to permit the early termination of the pending litigation by means of stipulations between the city and the State or dismissals, and so far as necessary or appropriate through the entry of court orders, decrees and judgments Such a disposition of the litigation will bring about a closer cooperation between the people of the State of California and the City of Long Beach so that the time, efforts and money can be spent for urgently needed public purposes and avoid the public detriment incident to protracted litigation between the State and one of its major municipalities Compromise of the litigation will also avoid the continuation of the collection of the considerable amount of the information, data, and surveys, which does not promote the best interests of the people of the State of California It is essential to the public interest to resolve the uncertainty which exists as to the true location of the mean high tide line and as to the exact boundary line between the tide and submerged lands and lands owned by the city in its municipal capacity It is not the purpose of the compromise hereby authorized to transfer any title but rather, by stipulation, to fix and establish a boundary which is presently uncertain and in doubt For these, among other reasons, the Legislature finds and declares that the litigation should be compromised as provided in this act and that said compromise is fair, legal and equitable to both the State of California and the City of Long Beach

SEC. 3 It is hereby ordered that the City of Long Beach be authorized to proceed to prepare a contractors' agreement and any other necessary contracts or agreements for the production of oil, gas and other hydrocarbons from the lands to be developed, in accordance with good oilfield practice and prevention of land surface subsidence incident thereto

(a) The contractors' agreement, and any other agreements between the City of Long Beach (or any department, board, or agency thereof) and any person or persons relating to the sale or disposition of oil, gas and other hydrocarbons derived from, or allocated or assigned to, the undeveloped portion of the Long Beach tidelands (with the exception of dry gas after it has been received into the system of the municipal gas department), shall be made and entered into only with the highest responsible bidder or bidders upon competitive bidding and shall be of no effect unless and until approved by the State Lands Commission All specifications and forms for the purpose of inviting bids in connection therewith shall be ap-

proved by the State Lands Commission prior to publication of notice to bidders No such agreement shall be modified or amended in any respect without the advance consent of the State Lands Commission to such modification or amendment. Every such agreement made in violation of this subdivision shall be void

(b) The contractors' agreement may provide for an advance payment by the successful bidder or bidders in amounts and on terms to be fixed by the City of Long Beach subject to the approval of the State Lands Commission Without limiting the generality of the foregoing, an advance payment may be an oil production payment or an advance royalty payment

(c) The contractors' agreement, so approved, shall be executed by the City of Long Beach, as trustee for the State of California as to the undeveloped portion of the Long Beach tidelands, and by the State Lands Commission, for and on behalf of the State of California as to the Alamitos Beach Park Lands

(d) The oil and gas reserves underlying the lands to be developed shall be developed and operated under unitized oil operations by a single field contractor under a contractors' agreement dividing the oil, gas and other hydrocarbon substances assigned or allocated to the lands to be developed into undivided shares as follows the field contractor shall have an 80 percent share and there shall be five nonoperating contractor's shares of 10 percent, 5 percent, 2½ percent, 1½ percent and 1 percent shares, respectively

(e) The contractors' agreement shall provide that the field contractor shall offer for sale, by competitive bidding, up to 12½ percent of 100 percent of all oil assigned or allocated to the lands to be developed from the field contractor's 80 percent share of such oil Said bidding shall be limited to persons other than (1) the field contractor, (2) any of the persons comprising the field contractor, (3) any person controlled by or under common control of the field contractor, or (4) any person controlled by or under common control of any person comprising the field contractor The phrase "controlled by or under common control," as used in this section, shall mean that relationship between two persons resulting from the direct or indirect ownership or control by one person of a majority of the voting securities of the second person or the direct or indirect ownership or control by a third person of a majority of the voting securities of each of such two persons No bid shall be accepted, however, unless it is equal to or greater than the amount per barrel at which the field contractor accounts for like oil under the terms of the contractors' agreement

The contractors' agreement shall provide that any agreement of sale between the field contractor and the successful bidder shall be for a fixed term to be determined by the City of Long Beach, subject to the approval of the State Lands Commission, that the successful bidder shall commence purchasing oil at a date, determined by the City of Long Beach subject to the approval of the State Lands Commission, not less than 180 days subsequent to the execution of such agreement of sale, and that such agreement of sale shall contain such other reasonable provisions as may be determined by the City of Long Beach subject to the approval of the State Lands Commission

Said oil shall be offered for competitive bidding not more than 60 days after the State Lands Commission notifies the city to direct the field contractor to offer such oil for bidding The notice by the State Lands Commission shall specify the amount of oil to be put out for bid, and such notice may be given whenever any amount of oil less than said 12½ percent is committed by agreement of sale under this subdivision, but in no event more than once in any 12-month period

(f) The contractors' agreement shall provide that in the event any one person party to the contractors' agreement, or any two or more such persons controlled by or under common control of any one person, shall at any time have, or acquire, the right to receive any percentage over and above 67½ percent of 100 percent of all oil assigned or allocated to the lands to be developed, said person or persons shall offer all oil in excess of said 67½ percent for sale by competitive bidding No bid shall be accepted, however, unless it is equal to or greater than the amount per barrel at which the field contractor accounts for like oil under the terms of the contractors' agreement

The contractors' agreement shall provide that any agreement of sale between said person or persons and the successful bidder shall be for a fixed term to be determined by the City of Long Beach, subject to the approval of the State Lands Commission, that the successful bidder shall commence purchasing oil at a date, determined by the City of Long Beach subject to the approval of the State Lands Commission, not less than 180 days subsequent to the execution of such agreement of sale, and that such agreement of sale shall contain such other reasonable provisions as may be determined by the City of Long Beach, subject to the approval of the State Lands Commission

Said oil in excess of said 67½ percent shall be offered for competitive bidding not more than 60 days after the State Lands Commission shall determine that said person or persons have the right to receive any percentage over and above such 67½ percent, and notifies the city to direct said person or persons to offer such oil for bidding. The notice by the State Lands Commission may be given whenever the commission makes the aforesaid determination, but in no event more than once in any 12-month period.

For purposes of this subdivision, the percentage of oil allocated or assigned to the lands to be developed which said person or persons have the right to receive shall be computed after first deducting a percentage of such oil equal to 122 percent times such person's or persons' percentage interest in the field contractor's undivided share of oil In the event of a joint bid and the awarding of the field contractor's or any nonoperating contractor's share of oil to two or more persons, the interest of each such person and not the joint interest (unless such persons are controlled by or under the common control of any one person) shall be considered in computing the percentage of oil to which any person is entitled under this subdivision Each person party to the contractors' agreement shall furnish to the State Lands Commission each year any and all information required to carry out the purposes of this subdivision All oil sold by competitive bidding pursuant to subdivisions (e) and (f) hereof shall be accounted for at the price at which the field contractor accounts for oil under the contractors' agreement, and any excess received over said price shall be paid over to the city and the State in proportion to their respective interests.

(g) Nothing in this act shall be deemed to entitle the City of Long Beach to receive or retain any of the net proceeds from the sale or disposition of oil, gas (including dry gas) or other hydrocarbons or other minerals derived from or assigned or allocated to the Alamitos Beach Park Lands The contractors' agreement shall provide that the contractors thereunder shall account for and pay over directly to the State of California all advance payments attributable to the Alamitos Beach Park Lands and all amounts due and payable from such contractors by virtue of the oil, gas (including dry gas) and other hydrocarbon substances assigned or allocated to the Alamitos Beach Park Lands. Any advance payment under the contractors' agreement shall be deemed attributable to the undeveloped portion of the Long Beach tidelands and the Alamitos Beach Park Lands in proportion to their initial tract assignments under the unit or unit operating agreement including said lands, or in any other proportion agreed upon in advance by the City of Long Beach and the State Lands Commission The contractors' agreement, and the unit and unit operating agreements including the Alamitos Beach Park Lands, shall provide that the State Lands Commission, acting for and on behalf of the State of California, shall have the sole right to vote the entire working interest assigned to the Alamitos Beach Park Lands under the unit and unit operating agreements including such lands The State Lands Commission, on behalf of the State of California, may negotiate and enter into the unit, unit operating or cooperative agreement for the development of oil, gas and other hydrocarbons, which agreement includes all or part of the Alamitos Beach Park Lands. In carrying out the purposes of this section, the State Lands Commission, on behalf of the State, may exercise any or all powers specified in Section 6829 2 of the Public Resources Code (without any requirement of the State's being a lessor or prospective lessor) In the event the State, under the terms of the contractors' agreement, has the right to receive in kind any of the oil, gas, or other hydrocarbons allocated or assigned to the Alamitos Beach Park Lands, the State Lands Commission may dispose thereof in accordance with the procedures specified in Section 6815 1 of the Public Resources Code

SEC 4 (a) Until and including the last day of the calendar month in which this act becomes effective, the city shall account for and pay over to the State of California oil revenue and dry gas revenue in accordance with all the provisions of Chapter 29, Statutes of 1956, First Extraordinary Session, as amended by Chapter 1398 Statutes of 1963

(b) Commencing on the first day of the calendar month following the date on which this act becomes effective, the City of Long Beach shall account for and pay over monthly to the State of California free from the public trust for navigation, commerce and fisheries and from such uses, trusts, conditions and restrictions as were imposed by said acts of 1911, 1925 and 1935, and the city shall retain, subject to the provisions of this act, the amounts or percentages hereinafter provided

(c) The City of Long Beach shall account for and pay over monthly to the State of California all dry gas revenue thereafter received by the city

(d) The city shall retain out of oil revenue each month an amount equal to all subsidence costs thereafter expended by the city and an amount equal to the money thereafter expended by the city in administering oil and gas operations on the Long Beach tidelands (to the extent, if any, such amount is not deductible under Section 1(b) hereof), and shall pay out of oil revenue to the State of California each month an amount equal to the money thereafter expended by the State, as determined by the Director of Finance, in administering this act, insofar as such amount pertains to the Long Beach tidelands The oil revenue remaining after deducting and paying said amounts shall hereafter be referred to as "remaining oil revenue"

(e) All advance payments attributable to the undeveloped portion of the Long Beach tidelands shall be divided equally between the City of Long Beach and the State of California The City of Long Beach shall account for and pay over monthly to the State of California all other remaining oil revenue, except for the percentages or amounts of remaining oil revenue specified in the following schedule, which percentages or amounts shall be retained by the City of Long Beach.

(1) Until and including December 31, 1967, 50 percent

(2) During the calendar year 1968, 45 percent or the total amount of nine million dollars ($9,000,000) during said year, whichever is less

(3) During the calendar year 1969, 40 percent or the total amount of nine million dollars ($9,000,000) during said year, whichever is less

(4) During the calendar year 1970, 35 percent or the total amount of nine million dollars ($9,000,000), whichever is less

(5) During the calendar year 1971, 30 percent or the total amount of nine million dollars ($9,000,000), whichever is less.

(6) During the calender year 1972, 25 percent or the total amount of nine million dollars ($9,000,000), whichever is less

(7) During the calendar year 1973, and during each calendar year thereafter, to and including 1979, 20 percent or the total amount of nine million dollars ($9,000,000) during each said calendar year, whichever is less

(8) During the calendar year 1980, and during each calendar year thereafter, to and including 1982, 20 percent or the total amount of eight million dollars ($8,000,000) during each said calendar year, whichever is less

(9) During the calendar year 1983, 20 percent or the total amount of seven million dollars ($7,000,000) during said calendar year, whichever is less

(10) During the calendar year 1984, 20 percent or the total amount of six million dollars ($6,000,000) during said calendar year, whichever is less

(11) During the calendar year 1985, 20 percent or the total amount of five million dollars ($5,000,000) during said calendar year, whichever is less

(12) During the calendar year 1986, 20 percent or the total amount of four million five hundred thousand dollars ($4,500,000) during said calendar year, whichever is less

(13) During the calendar year 1987, 20 percent or the total amount of three million four hundred thousand dollars ($3,400,000) during said calendar year, whichever is less

(14) During the calendar year 1988, and each calendar year thereafter, the total sum of one million dollars ($1,000,000) during each said calendar year

In the event the execution of the contractors' agreement is delayed beyond December 31, 1964, the city shall retain 50 percent of remaining oil revenue, as provided in subdivision (1) of the above schedule, until and including the last day of the third calendar year following the calendar year in which the contractors' agreement is executed, and the amounts or percentages of remaining oil revenues to be retained by the city as specified in subdivisions (2) to (14), inclusive, of the above schedule shall be deferred accordingly.

(f) The contractors' agreement shall include a provision for a "reserve for subsidence contingencies" Such reserve shall accumulate at the rate of two million dollars ($2,000,000) a year, exclusive of interest thereon, commencing from and after the first day of the second month following termination of the right to receive any advance payment from the field contractor and shall continue for a period of 20 years thereafter Said amounts so accumulated, but not the interest thereon, shall be treated as a cost of oil production under the contractors' agreement and the portion thereof allocable to the undeveloped portion of the Long Beach tidelands shall be deductible in computing oil revenue

Said amounts so accumulated, together with interest, shall be impounded by the city in a separate fund and shall be invested in bonds issued by the State of California or, if such bonds are unavailable, then in securities of the United States Said fund shall be available to indemnify and hold harmless the City of Long Beach, the State of California, and any and all contractors under the contractors' agreement from claims, judgments and costs of defense, arising from subsidence alleged to have occurred as a result of operations under said agreement Said fund may also be used for the purpose of paying subsidence costs or for conducting remedial operations in the event there is no oil revenue or the oil revenue is insufficient to pay such costs

Said fund shall remain impounded until such time as the city and State shall jointly determine that there is no longer any hazard of such claims or judgments or until there is no potential danger of subsidence, whichever is later Upon termination of such impoundment, the money so impounded, including all interest and earnings thereof, shall be distributed to the city (in addition to the amounts specified under subdivision (e) hereof) and the State as follows: An amount equal to 50 percent of all subsidence costs approved and disbursed by the city from the effective date of this act to and including December 31, 1968, shall be distributed and paid to the city, and the balance shall be paid and distributed to the State of California Nothing herein contained shall constitute a waiver of sovereign immunity by the State of California

SEC 5 The contractors' agreement, and any unit agreement and unit operating agreement between the City of Long Beach and any other person relating to the lands to be developed, or any part thereof, shall include all provisions necessary to assure compliance with the ordinance adopted by the people of the City of Long Beach at the municipal election held on the 27th day of February, 1962, concerning the Offshore Area and Townlot Area therein defined; provided however that the City of Long Beach is hereby authorized and directed to exercise all controls and reservations of authority specified in Sections 4(c), 4(f) and 4(h) of said ordi-

nance, in accordance with plans of operation and development containing the provisions and adopted in accordance with the procedure set forth in this section Nothing herein shall be construed as affecting the rights and powers of the State Lands Commission under Sections 3(c) or 3(g) hereof

(a) All exploration, development and operation of the lands to be developed, or any part thereof, shall be in accordance with plans of development and operation Said plans shall not cover a period in excess of one year (unless otherwise mutually agreed between the city and the State Lands Commission), and shall specify (unless otherwise mutually agreed between the city and the State Land Commission) with particularity, in addition to other matters deemed necessary or desirable, the surface and bottom locations of both producing and injection wells to be drilled, drilling schedules, range of rates of production, range of rates and pressures of injection, location and capacity of facilities, and an itemized budget of intended expenditures relating to the exploration, development and operation of the lands to be developed Each such plan of development and operation shall be mutually adopted by the City of Long Beach and shall be submitted by the city to the State Lands Commission at least 100 days prior to its submission to the participants in any unit agreement covering the lands to be developed Day-to-day operations shall be the responsibility of the field contractor acting under the direction and control of the city

(b) The State Lands Commission shall have 45 days after submittal within which to approve such plan or order a hearing to consider a modification of said plan If the commission takes no action upon the plan within 45 days, the plan shall be deemed to be approved If the commission believes that a modification of the plan is necessary, it shall conduct a formal hearing At such hearing, the city may present evidence in support of its plan After the hearing, the commission may order modification of the plan in any respect if it finds that such modification is necessary to prevent waste of oil or gas, to promote the maximum economic recovery of oil and gas, or to conserve reservoir energy in any zone or separate underground source of supply of oil or gas covered in whole or part by the contractors' agreement Any modification of such plan shall be ordered not less than 30 days prior to the date such plan is to be submitted to the participants in said unit

(c) In the event the commission orders a modification of the plan after such hearing, the modification shall go into effect unless the city council of the City of Long Beach finds prior to the date such plan is to be submitted to the participants in said unit, after a formal hearing at which the commission may present evidence in support of its modification, that all or specified parts of the plan submitted by the city are required in order to carry out a program of complete pressure maintenance or to prevent, arrest or ameliorate subsidence In the event the city council makes such a finding, the city shall adopt a plan which includes all subsidence controls which it deems necessary or appropriate, but which will otherwise conform (to the extent consistent with said controls) with the modification ordered by the State Lands Commission Said plan adopted by the city shall be submitted to the participants in said unit and shall go into effect and stay in effect unless and until upon application of the commission to a court of competent jurisdiction, the court finds that there are no reasonable grounds for believing that the plan adopted by the city council, including all elements inconsistent with the modification ordered by the commission, is necessary either to carry out a program of complete pressure maintenance or to prevent, arrest or ameliorate subsidence In the event of such finding, said plan shall be altered or rescinded, either before or after its submission to the participants, as ordered by the court In the event the city's plan is rescinded, the modification ordered by the State Lands Commission shall go into effect

(d) In the event the city disagrees with the findings of the commission that a modification of the plan is necessary in order to prevent waste of oil and gas, to promote the maximum economic recovery of oil and gas, or to conserve reservoir energy in any zone or separate underground source of supply of oil or gas covered in whole or part by the contractors' agreement and the city council does not make the finding referred to in subdivision (c), the modification shall be submitted to the participants in said unit and shall go into effect and stay in effect unless and until, upon application of the city to a court of competent jurisdiction, the court finds that there are no reasonable grounds for believing that the modification of the plan is necessary in order to prevent waste of oil and gas, to promote the maximum economic recovery of oil and gas, or to conserve reservoir energy in any zone or separate underground source of supply of oil or gas covered in whole or in part by the contractors' agreement In the event of such finding, said modification shall be altered or rescinded, either before or after submission to the participants as ordered by the court In the event the modification is rescinded, the plan adopted by the city shall go into effect

(e) The city shall have the power, upon receipt of any evidence of subsidence or a significant diminution of underground pressure, to order a cessation or curtailment of production until the time such precautions have been taken, which, in the opinion of the city, are completely adequate and sufficient to prevent or arrest any land subsidence or carry out a program of complete pressure maintenance Unless the city finds that earlier cessation or curtailment is necessary in order to prevent or correct such subsidence, it shall give the State Lands Commission 30 days' notice of such

cessation or curtailment In the event of a dispute between the city and the State Lands Commission over a cessation or curtailment of production ordered by the city under this subdivision, the State may make application to a court of competent jurisdiction for review of such action Any cessation or curtailment of production by the city shall not be rescinded or modified by the court unless it finds that there are no reasonable grounds for believing that such cessation or curtailment is necessary in order to carry out a program of complete pressure maintenance or to prevent, arrest or ameliorate any land surface subsidence

(f) In order to carry out the purposes of this section and to effect a speedy determination of any disagreement between the city and the commission, the Superior Court of the State of California for the County of Los Angeles (in the event such proceeding is filed in said court) shall give any proceeding filed under this section priority over other civil matters, and any court of competent jurisdiction in which such proceeding is filed shall have the power to issue appropriate temporary orders In any proceeding filed under this section for judicial review of any finding made under this section, the State Lands Commission and the city shall be entitled to offer evidence in addition to the evidence offered at the hearing at which the finding was made Upon application of either the city or the State, and upon good cause, the court may rescind or modify the effectiveness of any modification ordered by the State Lands Commission or any plan or order adopted by the city, pending trial upon the merits

(g) The City of Long Beach and the State Lands Commission may, without a hearing, mutually agree upon any modification in any plan of development at any time or from time to time The executive officer or acting executive officer of the State Lands Commission shall have the power to consent to a modification, provided that his consent shall be subject to ratification by the State Lands Commission at its next regular meeting In the event the State Lands Commission does not ratify the consent of the executive officer or acting executive officer to such modification, neither the City of Long Beach nor the field contractor shall be liable to the State for any actions performed or taken under the consent or authority of the executive officer or acting executive officer

SEC. 6 The Legislature hereby finds that the oil revenue hereinabove allocated to the City of Long Beach is needed and can be economically utilized by said city for the fulfillment of the following trust uses and purposes described in said acts of 1911, 1925 and 1935 and which are hereby found to be matters of state, as distinguished from local, interest and benefit

(a) The construction, reconstruction, improvement, repair, operation and maintenance of works, lands, waterways, and facilities necessary for the harbor within the boundaries of the harbor district of said city (as said boundaries were defined on April 1, 1956).

(b) The construction, reconstruction, repair, operation and maintenance of streets, roadways, bridges and bridge approaches within the boundaries of, or reasonably necessary to provide immediate access to, said harbor district (as such boundaries were defined on April 1, 1956)

(c) The construction, reconstruction, repair, operation and maintenance of the bulkheads, piers, earthfills, streets, roadways, bridges, bridge approaches, buildings, structures, recreational facilities, landscaping, parking lots, and other improvements on or adjacent to the Long Beach tidelands or on or adjacent to the Alamitos Beach Park Lands for the benefit and use of said tidelands or the Alamitos Beach Park Lands

(d) The construction, reconstruction, repair, operation and maintenance of small boat harbors, marine stadiums, maritime museum, marine parks, beaches, waterways, and related facilities, on or adjacent to the Long Beach tidelands or on or adjacent to the Alamitos Beach Park Lands, or on or adjacent to aquatic recreational areas of the aforesaid nature

(e) The acquisition, filling, improvement, rehabilitation and disposal of lands, which have, prior to January 1, 1964, been damaged by subsidence, located in the City of Long Beach westerly of Alamitos Avenue, easterly of the harbor district and southerly of Ocean Boulevard (as said streets and district now exist)

(f) The acquisition of property or the rendition of services reasonably necessary to the carrying out of the foregoing uses and purposes

(g) In addition to the foregoing, expenditures for any other use or purpose of state, as distinguished from purely local, interest and benefit which are in fulfillment of those trust uses and purposes described in said acts of 1911, 1925 and 1935, and which are approved in advance by the State Lands Commission

(h) As to any expenditure of oil revenue for a capital improvement involving an amount in excess of fifty thousand dollars ($50,000) proposed to be made under subdivisions (a) to (f), inclusive, of this section, the City of Long Beach shall file with the State Lands Commission an adequate detailed description of such capital improvement not less than 60 days prior to the time of any disbursement therefor or in connection therewith Said description shall specify, in addition, the particular subdivision or subdivisions of this section which the city deems applicable and its reasons, if necessary, for regarding such expenditure as being so authorized. The

commission shall have 60 days after the time of such filing within which to notify the city that such capital improvement is not authorized by any of such subdivisions In the event the commission so notifies the city, a copy of the opinion of the Attorney General (or other legal counsel of the commission) upon which such disapproval has been based shall be delivered to the city In the event the commission notifies the city that such capital improvement is not authorized, the city shall not disburse any oil revenue for or in connection with said capital improvement for a period of 30 days following such notice, during which period or afterwards the State Lands Commission may seek any judicial relief in any court of competent jurisdiction which it deems appropriate

In order to carry out the purpose of this section and to effect a speedy determination of any disagreement between the city and the commission, the Superior Court of the State of California for the County of Los Angeles (in the event such proceeding is filed in said court) shall give any proceeding filed by the city or State under this section priority over other civil matters

SEC. 7. It is hereby found and determined that the northerly boundary of the Long Beach tidelands and the Alamitos Beach Park Lands commencing at the westerly city limits and extending easterly to the westerly side of the entrance of Alamitos Bay is as follows:

Beginning at the southwesterly corner of Block 10 of East San Pedro as shown on map of same recorded in Book 52, page 13, et seq., Miscellaneous Records of Los Angeles County, State of California, thence southeasterly along the southeasterly prolongation of the westerly boundary of said Block 10, 100 459 feet to the intersection with the Southerly line of Seaside Boulevard 100 00 feet wide as described in deed from Los Angeles & Salt Lake Railroad Company to City of Long Beach recorded in Book 12355, page 45, Official Records of Los Angeles County, California, said intersection being on the westerly boundary of the City of Long Beach and comprising the true point of beginning of the herein described line;

Thence from said true point of beginning and along the Southerly line of Seaside Boulevard, North 65° 14′ 48″ East 670 796 feet to a point distant South 23° 48′ 21″ East 100 014 feet *from* Pipe No 334, set *at the* Southwest *corner* of Block 11 of East San Pedro as per map recorded in Book 52, page 13, et seq., Miscellaneous Records of said County, thence North 67° 08′ 30″ East 596 287 feet to a point distant South 21° 08′ 57 5′ East 100 049 feet from Pipe No 333, set at the Southeast corner of said Block 11, thence North 70° 43′ 35″ East 58 537 feet to a point distant South 20° 13′ 42″ East 100 014 feet from Pipe No 329, set at the Southwest corner of Block 12 of said East San Pedro, thence North 68° 49′ 01″ East 600 282 feet to a point distant South 20° 13′ 42″ East 100 014 feet from Pipe No 328, set at the Southeast corner of said Block 12, thence North 70° 43′ 35″ East 718 280 feet to a point distant South 19° 16′ 25″ East 100 000 feet from Pipe No. 318, set at the Southwest corner of Block 14 of said East San Pedro; thence North 70° 43′ 01″ East 358 408 feet to a point distant South 19° 16′ 59″ East 100 000 feet from Pipe No 317, set at the intersection of the Northerly line of Seaside Boulevard with the Westerly line of Henry Ford Avenue as described in deed to City of Long Beach recorded in Book 12312, page 172, of said Official Records, thence continuing North 70° 43′ 01″ East 61 950 feet to a point distant South 19° 16′ 59″ East 100 000 feet from Pipe No 236, set at intersection of the Northerly line of Seaside Boulevard with the Easterly line of said Henry Ford Avenue, thence continuing North 70° 43′ 01″ East 2879.679 feet to a point distant South 19° 16′ 59″ East 100.000 feet from Pipe No 260, set at the Southwest corner of Block 19 of said East San Pedro, thence continuing North 70° 43′ 01″ East 201 041 feet to a point distant South 19° 16′ 59″ East 100 000 feet from Pipe No 264, said point being also at the beginning of a tangent curve, concave to the North, having a radius of 6029 65 feet, thence Northeasterly along said curve a distance of 449 041 feet, to the end of curve at a point distant South 23° 33′ 00″ East 237 50 feet from Pipe No 267, thence on a tangent to said curve, North 66° 27′ 00″ East 27 046 feet to a point distant South 23° 33′ 00″ East 100 000 feet from Pipe No 269, set at the Southwest corner of Block 20 of said East San Pedro, thence continuing North 66° 27′ 00″ East 600 000 feet to a point distant South 23° 33′ 00″ East 230 000 feet from Pipe No 272, set at the Northeast corner of said Block 20, thence continuing North 66° 27′ 00″ East 1217 525 feet to a point on the easterly line of Lot 15 of Tract No 751, as recorded in Map Book 16, Pages 26-27, Records of said County, (The base of bearings used heretofore is identical with the map entitled Record of Survey Partly in the City of Los Angeles and Partly in City of Long Beach," by Francis Bates, dated 1937-1940, and filed in Book 51, Pages 1-21, Record of Surveys, Records of said County), thence along said easterly line South 15° 55′ East 197 61 feet, more or less, to the Southeasterly corner thereof, being a point on the Mean High Tide Line; thence Northeasterly 510 feet, more or less, along the Mean High Tide Line to a point on the westerly boundary of the Long Beach Harbor Entrance Channel, said point being South 23° 33′ East 532 feet, more or less, measured along last said westerly boundary line from a point on the southerly boundary line of the 100-foot

right of way of the Los Angeles and Salt Lake Railroad Company; thence North 23° 33' West 532 feet, more or less, along said westerly boundary line of the Long Beach Harbor Entrance Channel to a point on the southerly boundary line of said 100-foot right of way, thence North 66° 27' East 300 feet along the southerly boundary line of said 100-foot right of way to the intersection with the easterly boundary line of said Long Beach Harbor Entrance Channel; thence southeasterly 573 feet, more or less, along last said easterly boundary line to the intersection with the Mean High Tide Line; thence northeasterly 83 feet, more or less, along the Mean High Tide Line to a point 60 feet distant from the southwesterly corner of Block 15, Plat No 2, Seaside Park, as recorded in Map Book 4, Page 6, Records of said County, said 60 feet being measured along the southerly prolongation of the westerly boundary line of said Block 15; thence northeasterly along the Mean High Tide Line to a point 65 feet distant from the southeasterly corner of said Block 15 being measured along the southerly prolongation of the easterly boundary line of said Block 15, thence northeasterly along the Mean High Tide Line to a point 85 feet distant from the southeasterly corner of Block 14 of said Seaside Park being measured southeasterly at right angles to the southerly boundary line of said Block 14, thence northeasterly along the Mean High Tide Line to a point 57 feet distant from the southwesterly corner of Block 12 of said Seaside Park being measured along the southerly prolongation of the westerly boundary line of said Block 12, thence northeasterly along the Mean High Tide Line to a point 39 feet distant from the southwesterly corner of Block 10 of said Seaside Park being measured along the southerly prolongation of the westerly boundary line of said Block 10, thence northeasterly along the Mean High Tide Line to a point 32 feet distant from the southeasterly corner of said Block 10 being measured along the southerly prolongation of the easterly boundary line of said Block 10, thence northeasterly along the Mean High Tide Line to a point 30 feet distant from the southeasterly corner of Block 9 of said Seaside Park being measured along the southerly prolongation of the easterly boundary line of said Block 9, thence northeasterly along the Mean High Tide Line to a point 27 feet distant from the southeasterly corner of Block 8 of said Seaside Park being measured along the southerly prolongation of the easterly boundary of said Block 8, thence northeasterly along the Mean High Tide Line to a point 24 feet distant from the southwesterly corner of Block 6 of said Seaside Park being measured along the southerly prolongation of the westerly boundary of said Block 6, thence northeasterly along the Mean High Tide Line to a point 28 feet distant from the southeasterly corner of said Block 6 being measured along the southerly prolongation of the easterly boundary of said Block 6, thence northeasterly along the Mean High Tide Line to a point 27 feet distant from the southeasterly corner of Block 5 of said Seaside Park being measured along the southerly prolongation of the easterly boundary of said Block 5, thence northeasterly along the Mean High Tide Line to a point 28 feet distant from the southwesterly corner of Block 3 of Plat No 1, Seaside Park, as recorded in Map Book 3, Page 39, Records of said County, being measured along the southerly prolongation of the westerly boundary of said Block 3, thence northeasterly along the Mean High Tide Line to the intersection with the southerly prolongation of the westerly right of way line of the Los Angeles County Flood Control District, as established by a Final Judgment had in Superior Court Case No B-72307, recorded in Book 7714, Page 153, of Official Records of said County, said intersection being 47 feet, measured southerly along the last said prolongation line from the southerly boundary of Block 2 of said Plat No 1, Seaside Park, thence easterly on a line towards a point on the southerly prolongation of the westerly line of Lot 13, Block 3 Seaside Park Plat No 3, recorded in Map Book 10, Page 27, Records of said County, said point being southerly thereon 68 feet from the northerly line of Seaside Boulevard, to the easterly line of the Los Angeles County Flood Control right of way, thence northerly along said easterly line 68 39 feet, more or less, to the northerly line of Seaside Boulevard, as shown on said Map of Seaside Park Plat No 3, thence easterly along said northerly line of Seaside Boulevard North 86° 31' East 723 67 feet more or less to the westerly line of Golden Avenue, thence southerly 74 feet along the southerly prolongation of the westerly line of Golden Avenue to a point, thence easterly to a point on the southerly prolongation of the westerly line of Mermaid Place distant southerly thereon 66 feet from the northerly line of Seaside Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of Daisy Avenue distant southerly thereon 72 feet from the northerly line of Seaside Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of Magnolia Avenue distant southerly thereon 52 feet from the northerly line of Seaside Boulevard, thence easterly to a point on the southerly prolongation of a line parallel to and 20 feet easterly of the easterly line of Chestnut Place distant southerly thereon 72 feet from the northerly line of Seaside Boulevard; thence easterly to a point 50 feet southerly of the northerly line of Seaside Boulevard and 115 feet westerly of the center line of Cedar Walk, which distances are measured respectively at right angles to, and along Seaside Boulevard; thence easterly to a point on the southerly prolongation of the center line of Cedar Walk distant southerly thereon 85 feet from the easterly

prolongation of the northerly line of Seaside Boulevard; thence easterly to a point on the southerly prolongation of the easterly line of Pine Avenue distant southerly thereon 160 feet from the northerly line of Seaside Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of Pier Place distant southerly thereon 155 feet from the northerly line of Seaside Boulevard; thence easterly to a point on the southerly prolongation of the westerly line of Locust Avenue South distant southerly thereon 146 feet from the northerly line of Seaside Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of Collins Way distant southerly thereon 137 feet from the northerly line of Seaside Boulevard; thence easterly to a point on the southerly prolongation of westerly line of Long Beach Boulevard (formerly American Avenue) distant southerly thereon 138 feet from the northerly line of Seaside Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of Hart Place distant southerly thereon 143 feet from the northerly line of Seaside Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of Elm Way distant southerly thereon 143 feet from the northerly line of Seaside Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of Linden Avenue distant southerly thereon 140 feet from the northerly line of Seaside Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of Atlantic Way distant southerly thereon 137 feet from the northerly line of Seaside Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of Lime Way distant southerly thereon 143 feet from the northerly line of Seaside Boulevard; thence easterly to a point on the southerly prolongation of the easterly line of Alamitos Avenue distant southerly thereon 149 feet from the easterly prolongation of the northerly line of Seaside Boulevard, thence northerly along said easterly line of Alamitos Avenue to a line prolonged westerly from a point on the southerly prolongation of the westerly line of 2nd Place distant southerly thereon 384 feet from the southerly line of Ocean Boulevard and through a point on the southerly prolongation of the westerly line of 1st Place distant southerly thereon 386 feet from the southerly line of Ocean Boulevard, thence easterly along said westerly prolonged line to said point on the southerly prolongation of the westerly line of 2nd Place, thence easterly to a point on the southerly prolongation of the westerly line of 3rd Place distant southerly thereon 380 feet from the northerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of 4th Place distant southerly thereon 377 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of 5th Place distant southerly thereon 370 feet from the northerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of 6th Place distant southerly thereon 368 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of 7th Place distant southerly thereon 371 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of 8th Place distant southerly thereon 370 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of 9th Place distant southerly thereon 365 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of 10th Place distant southerly thereon 370 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of 11th Place distant southerly thereon 362 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of 12th Place distant southerly thereon 363 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the easterly line of 13th Place distant southerly thereon 359 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of 14th Place distant southerly thereon 360 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of 15th Place distant southerly thereon 352 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of 16th Place (vacated) distant southerly thereon 346 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of 17th Place (vacated) distant southerly thereon 334 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of 18th Place distant southerly thereon 310 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of westerly line of 19th Place distant southerly thereon 294 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of 20th Place distant southerly thereon 285 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of Lindelo Avenue distant southerly thereon 270 feet from the northerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of Molino Avenue distant southerly thereon 260 feet from the

northerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of Temple Avenue distant southerly thereon 243 feet from the northerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of Orizaba Avenue distant southerly thereon 248 feet from the northerly line of Ocean Boulevard; thence easterly to a point on the southerly prolongation of the westerly line of Paloma Avenue distant southerly thereon 241 feet from the northerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of Coronado Avenue distant southerly thereon 261 feet from the northerly line of Ocean Boulevard; thence easterly to a point on the southerly prolongation of the easterly line of Redondo Avenue distant southerly thereon 209 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of 36th Place distant southerly thereon 325 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of 38th Place (vacated) distant southerly thereon 379 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of 39th Place distant southerly thereon 395 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the easterly line of Termino Avenue distant southerly thereon 135 feet from the southerly line of Allin Street, thence easterly to a point on the southerly prolongation of the westerly line of 43rd Place distant southerly thereon 186 feet from the southerly line of Allin Street, thence easterly to a point on the southerly prolongation of the westerly line of 45th Place distant southerly thereon 151 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of 46th Place distant southerly thereon 144 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of 48th Place distant southerly thereon 132 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of 50th Place distant southerly thereon 138 feet from the southerly line of Ocean Boulevard; thence easterly to a point on the southerly prolongation of the westerly line of 52nd Place distant southerly thereon 131 feet from the southerly line of Ocean Boulevard; thence easterly to a point on the southerly prolongation of the westerly line of La Verne Place distant southerly thereon 151 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of 53rd Place distant southerly thereon 178 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of Claremont Place distant southerly thereon 160 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the easterly line of Claremont Place distant southerly thereon 161 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of 54th Place distant southerly thereon 160 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of Isthmus Place distant southerly thereon 146 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of Peninsula Place distant southerly thereon 151 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of 55th Place distant southerly thereon 165 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of Balboa Place distant southerly thereon 44 feet from the southerly line of Seaside Walk, thence easterly to a point on the southerly prolongation of the westerly line of Laguna Place distant southerly thereon 48 feet from the southerly line of Seaside Walk, thence easterly to a point on the southerly prolongation of the westerly line of Dana Place distant southerly thereon 54 feet from the southerly line of Seaside Walk; thence easterly to a point on the southerly prolongation of the westerly line of 56th Place distant southerly thereon 69 feet from the southerly line of Seaside Walk, thence easterly to a point on the southerly prolongation of the westerly line of 57th Place distant southerly thereon 78 feet from the southerly line of Seaside Walk, thence easterly to a point on the southerly prolongation of the westerly line of 58th Place distant southerly thereon 86 feet from the southerly line of Seaside Walk, thence easterly to a point on the southerly prolongation of the westerly line of 59th Place distant southerly thereon 90 feet from the southerly line of Seaside Walk, thence easterly to a point on the southerly prolongation of the westerly line of 60th Place distant southerly thereon 95 feet from the southerly line of Seaside Walk; thence easterly to a point on the southerly prolongation of the westerly line of 61st Place distant southerly thereon 92 feet from the southerly line of Seaside Walk, thence easterly to a point on the southerly prolongation of the westerly line of 62nd Place distant southerly thereon 93 feet from the southerly line of Seaside Walk, thence easterly to a point on the southerly prolongation of the easterly line of 62nd Place distant southerly thereon 95 feet from the southerly line of Seaside Walk, thence easterly to a point on the southerly prolongation of the westerly line of 63rd Place

distant southerly thereon 91 feet from the southerly line of Seaside Walk; thence easterly to a point on the southerly prolongation of the westerly line of 64th Place distant southerly thereon 93 feet from the southerly line of Seaside Walk, thence easterly to a point on the southerly prolongation of the westerly line of 65th Place distant southerly thereon 98 feet from the southerly line of Seaside Walk; thence easterly to a point on the southerly prolongation of the westerly line of 66th Place distant southerly thereon 98 feet from the southerly line of Seaside Walk; thence easterly to a point on the southerly prolongation of the westerly line of 67th Place distant southerly thereon 100 feet from the southerly line of Seaside Walk, thence easterly to a point on the southerly prolongation of the westerly line of 68th Place distant southerly thereon 102 feet from the southerly line of Seaside Walk; thence easterly to a point on the southerly prolongation of the westerly line of 69th Place distant southerly thereon 98 feet from the southerly line of Seaside Walk, thence easterly to a point on the southerly prolongation of the westerly line of 70th Place distant southerly thereon 101 feet from the southerly line of Seaside Walk, thence easterly to a point on the southerly prolongation of the westerly line of 71st Place distant southerly thereon 132 feet from the southerly line of Seaside Walk (vacated); thence easterly to a point on the southerly prolongation of the westerly line of 72nd Place distant southerly thereon 160 feet from the southerly line of Seaside Walk (vacated)

The aforesaid finding and determination shall not apply to any lands within Alamitos Bay

All the litigated lands, referred to and described in Section 2(e), held by the city located shoreward of said line are, and shall be deemed to be uplands held by the city in its proprietary capacity The Legislature finds and declares that the city acquired all of said litigated lands in its municipal capacity, and not as a trustee All use value, and all proceeds, including those from the production of oil, gas and other hydrocarbon substances received, or to be received, by the city from, or allocated or assigned to, or attributable to production from or allocated to, said litigated lands shoreward of said line shall be proprietary funds of the city and shall be deemed to be held by the city in its municipal capacity and not as a trustee, and neither the State of California nor the tideland trust shall have any right, title or interest in them Nothing herein shall be construed as affecting the trust status of any buildings, facilities and other improvements which may have been erected upon said litigated lands by use of tideland trust moneys, or as affecting the trust status of any proceeds or use value of any such buildings, facilities and other improvements All lands located seaward of said line within the City of Long Beach and westerly of the easterly boundary of the undeveloped portion of the Long Beach tidelands, shall be and be deemed to be, Long Beach tidelands. All net oil and gas proceeds received on and after February 1, 1956, or to be received in the future by the City of Long Beach from, or allocated or assigned to, or attributable to production from or allocated to, oil, gas and other hydrocarbon substances derived from lands lying seaward of said line and westerly of the easterly boundary of the undeveloped portion of the Long Beach tidelands shall be, and shall be considered to be, oil revenue and dry gas revenue from the Long Beach tidelands, and the city shall be accountable to the State and to the tideland trust for said proceeds Whenever it becomes necessary under this section to determine the location of a well, for the purpose of determining oil or gas production from, or allocated or assigned to, or attributable to production from or allocated to, any lands, the producing interval of such well shall be considered.

As one of the purposes of this act is to compromise the dispute between the City of Long Beach and the State of California over the boundaries of the Long Beach tidelands and over the status of said litigated lands held by the city and claimed to be subject to the tideland trust, nothing in this act shall be deemed to affect the boundaries or ownership of any lands or titles held by private persons Insofar as this act determines the boundaries of the Long Beach tidelands as between the lands owned or held by the city in its proprietary capacity and the Long Beach tidelands, the commission shall survey, monument and plat said boundaries as required by Chapter 2000, Statutes of 1957, in accordance with the finding and determination made in this section

SEC 8 The Attorney General and the City of Long Beach are hereby authorized and directed to enter into an appropriate stipulation or stipulations as may be necessary to carry out all the provisions and all the purposes and intents of this act Said authorization shall include the modification of any existing decree or decrees insofar as it or they may be inconsistent or in conflict with any provisions of this act or necessary to carry out all the intents and purposes of this act Said stipulation or stipulations shall also provide for the modification of the existing decree in said Action No 649466, dated September 7, 1956, insofar as it is in any respect inconsistent or in conflict with any of the provisions and intents or purposes of this act Said stipulation or stipulations shall also provide for the compromise of the pending litigation between the City of Long Beach and the State of California, referred to in Section 2(e), including the establishment of the boundary line provided for in this act. The court is authorized to accept said stipulation or stipulations and to modify any existing decree or decrees and to enter appropriate orders and decrees in accordance with any of the provisions and intents or purposes of this act.

Unless the city, within 60 days after the effective date of this act, shall offer to stipulate that all lands within the city limits of the City of Long Beach (as said city limits existed as of January 1, 1964) seaward of the line described in Section 7 hereof, and westerly of the easterly boundary of the undeveloped portion of the Long Beach tidelands, are Long Beach tidelands, held in trust for the people of the State of California, and to accept said compromise, the legislative finding and determination as to the boundaries of the aforesaid portion of the Long Beach tidelands made in Section 7 of this act and said compromise shall be null and void, and shall not be admissible in evidence in said pending actions or in any other proceedings

SEC 9 To the extent that the provisions of this act conflict or are inconsistent with any provision in Chapter 29 Statutes of 1956, First Extraordinary Session, as amended by Chapter 1398 Statutes of 1963, or any other act, the provisions of this act shall prevail Otherwise, the provisions of said Chapter 29, as so amended, or such other act, shall remain in full force and effect

SEC 10 On or before October 1st of each year, the City of Long Beach shall cause to be made and filed with the State Lands Commission a detailed statement of all expenditures of oil revenue, other than that required in this act to be paid to the State, including obligations incurred but not yet paid Said statement shall cover the fiscal year preceding its submission and shall show the project or operation for which each such expenditure or obligation is made or incurred

SEC 11 The Legislature hereby finds and determines that the provisions of this act are necessary for the public interest and welfare and are of statewide concern The City of Long Beach and the State Lands Commission are hereby authorized and directed to comply herewith, notwithstanding any contrary provisions of state law, the Long Beach City Charter, or Ordinance of the City of Long Beach If any provision of this act or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are severable

SEC 12 The first eleven million dollars ($11,000,000) of oil revenue and dry gas revenue payable to the State of California under this act each year shall be deposited in the California Water Fund"

Amendment No. 2

On page 1, strike out lines 2 to 16, inclusive, and strike out pages 2 to 24, inclusive

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

REPORTS OF STANDING COMMITTEES

Committee on Education

Assembly Chamber, April 23, 1964

Mr Speaker: The Chairman of your Committee on Education reports Assembly Bill No 113

With author's amendments with the recommendation Amend, and re-refer to the Committee on Education

GARRIGUS, Chairman

SECOND READING OF ASSEMBLY BILL NO. 113 (PURSUANT TO RULE NO 59 5)

Assembly Bill No. 113—An act to add Section 17266 to the Education Code, relating to financial support for public school districts

Bill read second time

Consideration of Author's Amendments

The following amendments, proposed by Mr Rumford, were read, and adopted:

Amendment No. 1

On page 1, line 9, of the printed bill, strike out "erroneously or"

Amendment No. 2

On page 2, strike out lines 6 to 9, inclusive, and insert "General Fund in the State Treasury, and the State Controller shall draw warrants and pay the same to the school districts affected exactly as apportioned by the Superintendent of Public Instruction"

Amendment No. 3

On page 1, line 3, after "Chapter 5", insert "(commencing with Section 5096)".

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

Communication from Chief Clerk

April 23, 1964

Honorable Jesse M Unruh
Speaker of the Assembly

Dear Mr Speaker. In Amendment No 2 to Assembly Bill No 113, the "the" before "General Fund" has been deleted so that "the" will not appear twice in succession in the amended bill.

JAMES D DRISCOLL
Chief Clerk of the Assembly

ADJOURNMENT

At 12 21 p m , on motion of Mr Waldie, the Speaker pro Tempore declared the Assembly adjourned until 11 a m , Monday, April 27, 1964

JESSE M UNRUH, Speaker

ANABEL WHANG, Minute Clerk

CALIFORNIA LEGISLATURE

1964 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

THIRTY-NINTH LEGISLATIVE DAY

SIXTY-SIXTH CALENDAR DAY

IN ASSEMBLY

Assembly Chamber
Monday, April 27, 1964

The Assembly met at 11 a m
Hon Carlos Bee, Speaker pro Tempore of the Assembly, presiding
Chief Clerk James D Driscoll at the Desk
Assistant Clerk Malcolm MacIntyre reading

ROLL CALL

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

Allen, Alquist, Ashcraft, Badham, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Brtschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Marks, Meyers, Miias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Whetmore, Williamson, Willson, Winton, Young, Zberg, Zenovich, and Mr Speaker—70

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Robert R Ferguson:

God Our Father, Give to us an adequate concept of man, or all we can do about the problems of life is merely to report them May our information lead to facts, our facts to knowledge and our knowledge to wisdom

May our ears be sensitive and attuned to the deep cries of our society, and may our eyes be keen in penetrating to the depths of the problems, may our minds function so as to find solutions and our wills be motivated to help us act courageously

Wilt Thou give sustaining grace to the family of Senator Backstrand We are grateful for the dedication and contribution which he has made through the years to the welfare of our State

In His name, we pray—AMEN

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Bee, Mr Waldie then led the Assembly in the pledge of allegiance to the Flag

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Mr Mills, seconded by Mr. Alquist

LEAVES OF ABSENCE FOR THE DAY

The following Members were granted leaves of absence for the day, because of legislative business elsewhere·

Mr. Bagley, on motion of Mr Conrad
Mr. Lanterman, on motion of Mr Conrad
Mr. Dymally, on motion of Mr Waldie.
Mr. Ferrell, on motion of Mr. Waldie.
Mr Kennick, on motion of Mr. Waldie
Mr. Warren, on motion of Mr. Waldie.
Mr. Quimby, on motion of Mr. Waldie
Mr. McMillan, on motion of Mr. Waldie

REPORTS

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

Letter of Transmittal

Joint Legislative Budget Committee
Sacramento, April 20, 1964

Hon. Jesse M. Unruh
Speaker of the Assembly, and
Members of the Assembly

Gentlemen Assembly Concurrent Resolution No 11, First Extraordinary Session, 1963, authorized and directed the Joint Legislative Budget Committee to make a study of all facts relating to the construction of a new residence for the Governor, with a report to be made to the 1964 Regular Session

Our final report and legislative recommendations are submitted herewith for your consideration.

Respectfully submitted,

GEORGE MILLER, JR , Chairman

Above transmitted report referred by the Speaker pro Tempore to the Committee on Ways and Means

The following report was presented by the Speaker:

Feasibility Study of Clear Creek Area, Lassen County—Pursuant to Assembly Concurrent Resolution No. 22, Chapter 85, Statutes of 1963

Above report, together with letter of transmittal dated April 2, 1964, from Charles A. DeTurk, Director of the Department of Parks and Recreation, Sacramento, referred by the Speaker pro Tempore to the Committee on Natural Resources, Planning, and Public Works

COMMUNICATIONS

The following opinion of the Legislative Counsel was presented by the Speaker and ordered printed in the Journal.

OPINION OF LEGISLATIVE COUNSEL

State of California
Office of Legislative Counsel
Sacramento, April 27, 1964

Hon Jesse M Unruh
Assembly Chamber

Dear Mr. Unruh In accordance with your request, we have reviewed the bills that have been introduced in the Assembly in the 1964 First Extraordinary Session to date to determine whether they come within the scope of the Governor's Proclamation

It is our opinion that Assembly Bill No 189, Barnes, relating to a plebiscite of the voters, is not within the scope of the Governor's Proclamation as of this date

Very truly yours,

A C MORRISON, Legislative Counsel
By George H Murphy, Chief Deputy

Two copies to Honorable E Richard Barnes, pursuant to Joint Rule 34

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, April 23, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined

Assembly Joint Resolution No. 3—Relative to the Federal Manpower Development and Training Act of 1962,

Assembly Concurrent Resolution No. 17—Relative to a study of means of providing additional financial support for school districts in which are situated state parks and recreational facilities,

Assembly Concurrent Resolution No. 32—Relative to adoption of the Joint Rules of the Senate and Assembly,

And reports the same correctly enrolled, and presented to the Secretary of State on the 23d day of April, 1964, at 2 30 p m

POWERS, Chairman

Assembly Chamber, April 23, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined

Assembly Bill No 26—An act to amend Section 69599 of the Government Code, relating to superior court judges of San Mateo County,

Assembly Bill No. 106—An act to amend Section 10758 of the Revenue and Taxation Code, relating to vehicle license fees, declaring the urgency thereof, to take effect immediately,

And reports the same correctly enrolled, and presented to the Governor at 2 30 p m, April 23, 1964

POWERS, Chairman

Assembly Chamber, April 24, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Bill No 33

And reports the same correctly re-engrossed

POWERS, Chairman

Above bill ordered re-referred to the Committee on Revenue and Taxation

Assembly Chamber, April 24, 1964

Mr Speaker . Your Committee on Engrossment and Enrollment has examined
Assembly Bill No 113
Assembly Bill No 154
Assembly Bill No 180
And reports the same correctly engrossed

POWERS, Chairman

Above bills re-referred to committees

Assembly Chamber, April 24, 1964

Mr Speaker: Your Committee on Engrossment and Enrollment has examined
Assembly Bill No 171
And reports the same correctly engrossed

POWERS, Chairman

Above bill ordered returned to second reading file

Assembly Chamber, April 24, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined
Assembly Concurrent Resolution No. 25
Assembly Concurrent Resolution No 47
And reports the same correctly engrossed

POWERS, Chairman

Above resolutions ordered on file

Assembly Chamber, April 24, 1964

Mr Speaker . Your Committee on Engrossment and Enrollment has examined
Assembly Concurrent Resolution No 6
Assembly Concurrent Resolution No. 43
And reports the same correctly engrossed

POWERS, Chairman

Above resolutions re-referred to committees

Assembly Chamber, April 24, 1964

Mr Speaker . Your Committee on Engrossment and Enrollment has examined
Assembly Joint Resolution No 10
And reports the same correctly engrossed

POWERS, Chairman

Above resolution re-referred to the Committee on Transportation and Commerce.

Assembly Chamber, April 24, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined
Assembly Bill No 132
And reports the same correctly re-engrossed

POWERS, Chairman

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

Committee on Rules

Assembly Chamber, April 23, 1964

Mr Speaker Your Committee on Rules reports
House Resolution No 199
With the recommendation Be adopted, as amended
Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolution be placed on the Consent Calendar

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, April 23, 1964

Mr Speaker Your Committee on Rules reports
House Resolution No 46
With amendments with the recommendation Amend, and be adopted, as amended

BANE, Chairman

Above resolution ordered on file

REFERENCE OF BILLS TO COMMITTEE

Speaker pro Tempore Bee announced that Speaker Unruh has referred the following bills to the following committees

Assembly Bill No.	*Committee*
190	Civil Service and State Personnel
191	Ways and Means

CONSIDERATION OF DAILY FILE

BILLS ON SECOND READING FILE PURSUANT TO RULE NO. 76

Pursuant to Rule No. 76, the following bills were this day on the second reading file

Assembly Bill No. 171.

Above bill ordered to third reading

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 170—An act to amend Section 13515 of the Education Code, relating to the validation of employment and service of school personnel, declaring the urgency thereof, to take effect immediately

Bill read second time, and ordered engrossed

Assembly Bill No. 183—An act to amend Sections 262 and 268 of the Revenue and Taxation Code, relating to property tax exemptions

Bill read second time, and ordered engrossed

Assembly Bill No. 185—An act to amend Section 271 of the Revenue and Taxation Code, relating to welfare exemption

Bill read second time, and ordered engrossed.

Assembly Bill No. 6—An act to add Section 43006 to the Government Code and Section 155 5 to the Revenue and Taxation Code, relating to property taxation, declaring the urgency thereof, to take effect immediately.

Bill read second time

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Revenue and Taxation, were read, and adopted

Amendment No. 1

In lines 3 and 4 of the title of the printed bill, strike out ", declaring the urgency thereof, to take effect immediately"

Amendment No. 2

On page 1, line 12, strike out "1964", and insert "1965"

Amendment No. 3

On page 2, line 5, strike out "1964", and insert "1965"

Amendment No. 4

On page 2, line 9, strike out "1964", and insert "1965"

Amendment No. 5

On page 2, line 10, after "reassessment", insert "for the fiscal year 1963-64"

Amendment No. 6

On page 2, line 22, after "canceled", insert "except that the lesser amount shall not be less than one-half of the amount levied originally"

Amendment No. 7

On page 2, line 38, strike out "1964", and insert "1965"

Amendment No. 8

On page 2, line 45, strike out "1964", and insert '1965"

Amendment No. 9

On page 3, line 2, strike out '1964", and insert "1965"

Amendment No. 10

On page 3, line 3, after "reassessment", insert "for the fiscal year 1963-64"

Amendment No. 11

On page 3, line 14, after "canceled", insert "except that the lesser amount shall not be less than one-half of the amount levied originally"

Amendment No. 12

On page 3, strike out lines 19 to 34, inclusive, and insert
"SEC 3 This act shall be operative upon the effective date of the approval by the people of Assembly Constitutional Amendment No 10 of the 1964 First Extraordinary Session"

Bill ordered reprinted, and engrossed

Assembly Bill No. 17—An act to amend Section 12 of Chapter 29 of the Statutes of 1956 (First Extraordinary Session), to amend Section 6816 of the Public Resources Code, and to amend Section 12938 of, and to add Section 12938 2 to, the Water Code, relating to the disposition and use of revenues received from oil and gas leases and other leases of state-owned lands and tide and submerged lands granted by the State to the City of Long Beach

Bill read second time, and ordered to third reading

Assembly Bill No. 69—An act to amend Section 13525 of the Education Code, relating to minimum salaries of credentialed teachers

Bill read second time, and ordered engrossed

Assembly Bill No. 178—An act to add Section 20930 7 to the Government Code, relating to state employees' retirement

Bill read second time, and ordered engrossed

Assembly Bill No. 163—An act making an appropriation for the salaries of state officers and employees, to take effect immediately.

Bill read second time

Request for Unanimous Consent to Temporarily Suspend Rule No. 101

Mr Meyers was granted unanimous consent that Rule No 101 be temporarily suspended for the purpose of permitting an amendment which adds a coauthor to Assembly Bill No 163

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Ways and Means, was read, and adopted

Amendment No. 1

In the heading of the printed bill, as amended in Assembly April 21, 1964, strike out "and Crown", and insert ", Crown and Gaffney".

Bill ordered reprinted, and re-engrossed

Consideration of House Resolution No. 209

By Assemblyman Lanterman:

House Resolution No. 209—Relative to Mr C. Lewis Edwards.

Resolution read

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Rules, was read, and adopted:

Amendment No. 1

In line 1 of the seventh WHEREAS clause of the printed measure, as printed on page 703 of the Assembly Journal for April 21, 1964, strike out "enthusiastically", and insert "enthusiastically"

House Resolution No. 209, as Amended

By Assemblyman Lanterman

House Resolution No. 209

Relative to Mr C Lewis Edwards

WHEREAS, Mr. C Lewis Edwards has served the City of Pasadena with distinction as Mayor, and is serving his second term as a member of that city's Board of Directors, and

WHEREAS, He also served the City of Pasadena for ten years on the City Planning Commission, and for two years was its Chairman; and

WHEREAS, As a member of former President Eisenhower's People to People Program on its Sister Cities Affiliation, he represented Pasadena on a visit to Mishima, Japan, and played host, as Mayor, to two groups from Mishima which visited Pasadena last year, and

WHEREAS, Mr Edwards has had a long and effective participation in the religious and civic affairs of the City of Pasadena, and has served with distinction and dedication as a member of the Board of Managers of the Baptist Young People's Union of America, and

WHEREAS, He has received many civic honors while a member of the Pasadena Junior Chamber of Commerce, including its Distinguished Service Award; and

WHEREAS, C Lewis Edwards was the Venerable Master of the Scottish Rite Consistory, and holds the Legion of Honor Degree and Founder's Cross of the Order of DeMolay, and

WHEREAS, He has enthusiastically engaged in the activities of the Carmelita Lodge, No 599 F and A. M, Pasadena Chapter, and Council No 72 Royal Arch Masons, the Pasadena Commandery Knights Templar; and the Al Malaikan Shrine Temple, and

WHEREAS, Mr Edwards is a past president of the Pasadena Shrine Club and the Pasadena High Twelve Club, a charter member and past president of the Pasadena Exchange Club, and a member of the University Club, and

WHEREAS, He has served his community with dignity for many years in his professional capacity as a funeral director, and has been a member of the California Funeral Directors and Embalmers Board for 12 years; and

WHEREAS, He will be honored by the Salvation Army Board on May 4th, and will receive the 1964 Salvation Army Man of the Year Award, now, therefore, be it

Resolved by the Assembly of the State of California, That Mr C Lewis Edwards be commended for his devotion to the interests of the City of Pasadena, its civic, cultural and religious life, and for his constructive contributions as a leader in public affairs, 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 C Lewis Edwards

Resolution, as amended, ordered to the Consent Calendar.

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 a new subdivision (d) to Section 2 of Article IV, relating to sessions of the Legislature

Resolution read

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Rules, was read, and adopted

Amendment No. 1

On page 1, line 15, of the printed measure, after the period, insert "As to such legislation the limitation in the Constitution on passage of another appropriation bill prior to final enactment of the Budget Bill does not apply."

Resolution ordered reprinted, engrossed, and to be re-referred to the Committee on Constitutional Amendments

SECOND READING OF SENATE BILLS

Senate Bill No. 50—An act to amend Sections 68200, 68201 and 68202 of, and to add Sections 68203 and 68204 to, and to repeal Section 68205 of, the Government Code, relating to judicial salaries

Bill read second time, and ordered to third reading

NOTE Later this day Senate Bill No 50 was re-referred to the Committee on Ways and Means

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Senate Bill No. 16—An act to amend Section 75033 of the Government Code, relating to judges' retirement

Bill read second time

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Governmental Efficiency and Economy, were read, and adopted.

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 75033", and insert "Sections 75033 and 75075".

Amendment No. 2

On page 1, after line 24, insert

"The retirement allowance otherwise payable under this section shall be suspended during such time as a judge is entitled to salary as the incumbent of any judicial office (other than service under assignment of the Judicial Council) while under age 65

SEC 2 Section 75075 of said code is amended to read

75075 Any judge hereafter retiring pursuant to the provisions of Section 75025 or Section 75060 may elect to receive the benefits accorded by this article (a) if he retires on the day of attainment of the age of 70 years, or prior thereto or (b) regardless of age at retirement, if he is a judge on the effective date of this article and (1) retires within ~~five~~ *six* years after said effective date or (2) if not eligible to retire within said ~~five~~ *six*-year period, he retires within two years after he attains eligibility.

Every judge who qualifies under this section shall be deemed to elect to receive the benefits accorded by this article, unless he makes an election to the contrary by filing written notice thereof with the Secretary of State at or prior to retirement "

Bill ordered reprinted, and to be re-referred to the Committee on Governmental Efficiency and Economy.

Senate Bill No. 68—An act to add Chapter 8 (commencing with Section 8700) to Division 1, Title 2, of the Government Code, relating to economic and cultural relations with Baja California, and making an appropriation therefor

Bill read second time

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Governmental Efficiency and Economy, were read, and adopted·

Amendment No. 1

On page 1 of the printed bill, as amended in Senate April 2, 1964, between lines 8 and 9, insert

"8701 The commission consists of 13 members who shall be appointed by the Governor The Governor shall select the member to serve as chairman of the commission

8702 The commission shall further and develop favorable economic and cultural relations with the State of Baja California, Republic of Mexico, and shall cooperate with a similar commission representing the State of Baja California The commission shall report to the Governor from time to time on the plans and programs which it finds will advance the economic and cultural relations of the two states and which will lead to cooperative advancement of each state's resources

8703 The commission shall appoint a secretary who may be one of its members and may employ such employees as it deems necessary to carry out its functions under this chapter It may also incur necessary expenses to effectuate its purposes

8704 The commission shall meet at such times and places as the chairman shall prescribe Members of the commission shall serve without compensation but shall be reimbursed for any necessary expenses incurred in carrying out their obligations under this chapter

8705 The commission shall also cooperate with any person appointed by the President of the United States to participate in the negotiations as a representative of the United States and to make a report thereon to the Congress

8706 No agreement or statement of the commission is binding on the State of California until it has been approved by the Governor and the Legislature of this State

8707 Members and employees of the commission may travel outside of the State and may hold hearings and conduct investigations within and outside the State, whenever necessary to carry out the purposes of this chapter and may acquire any available information from any governmental agency in the State of Baja California "

Amendment No. 2

Strike out page 2, and on page 3, strike out lines 1 to 5, inclusive

Bill ordered reprinted, and returned to the second reading file

Senate Bill No. 32—An act to add Section 20811 to the Education Code, relating to taxation for support of school districts

Bill read second time

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Education, was read, and adopted

Amendment No. 1

On page 1, line 6, of the printed bill, as amended in Senate March 24, 1964, strike out "This", and insert "Subdivision (c) of this"

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

Senate Bill No. 76—An act to add Section 225 to the Elections Code, relating to the right to vote

Bill read second time

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Elections and Reapportionment, were read, and adopted:

Amendment No. 1

On page 1, line 9, of the printed bill, as amended in Senate April 13, 1964, after "officer", insert ", following the election for which the sample ballot or other notice was sent out,"

Amendment No. 2

On page 1, line 21, after the comma, insert "if the signature on the postcard is the same as appears on the affidavit of registration"

Amendment No. 3

On page 1, line 24, strike out the first "of", and insert "after"

Bill ordered reprinted, and returned to the second reading file

Senate Bill No. 73—An act to add Section 19594.6 to the Education Code, relating to school district capital outlay, declaring the urgency thereof, to take effect immediately

Bill read second time

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Ways and Means, was read, and adopted:

Amendment No. 1

On page 2, line 22, of the printed bill, as amended in Senate March 26, 1964, after "bonds" insert "This section shall not be in effect after December 31, 1964."

Bill ordered reprinted, and returned to the second reading file

Senate Bill No. 41—An act to add Part 3 (commencing with Section 30000) to Division 10 of the Public Utilities Code, relating to rapid transit

Bill read second time, and ordered to third reading

RE-REFERENCE OF BILLS PURSUANT TO RULE NO. 67

On advice of the Legislative Counsel, and pursuant to the provisions of Rule No. 67, Speaker pro Tempore Bee ordered the following bills re-referred to the Committee on Ways and Means

Senate Bill No. 50.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
CONSIDERATION OF SENATE AMENDMENTS

Assembly Concurrent Resolution No. 31—Relative to the Crescent City tidal wave.

The question being· Shall the Assembly concur in the following Senate amendment to Assembly Concurrent Resolution No 31?

Amendment No. 1

In the heading of the printed measure, as amended in Assembly April 9, 1964, after "Unruh", insert "(Coauthors. Senators Christensen and Collier)".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Concurrent Resolution No 31 by the following vote

AYES—Allen, Alquist, Asheraft, Badham, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Collier, Cologne, Conrad, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Frew, Gaffney, Garrigus, Greene, Hinckley, Holmes, Johnson, Marks, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Song, Stanton, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Whetmore, Williamson, Willson, Young, Z'berg, and Mr Speaker—55
NOES—None

Assembly Concurrent Resolution No 31 ordered enrolled

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 142—An act to amend Sections 17027, 17053, 17072, 17203, 17204, 17206, 17216 2, 17254, 17262, 17284, 17416, 17503, 17531, 17532, 17533, 17534, 17535, 17536, 17577, 17837, 17913, 18152, 18162, 18241, 18242, 18243, 18244, 18245, and 18246 of, to add Sections 17120, 17139, 17154, 17176, 17177, 17205 5, 17266, 17527, 17528, 17594, 17617, 18212, 18213, 18214, 18215, 18216, 18217, 18218, 18402 7, 18802 5, and 18802 7 to, and to repeal Sections 17537, 17537 1, 17538, 17539, 17540, 18247, and 18248 of the Revenue and Taxation Code, relating to personal income taxes

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

AYES—Allen, Alquist, Asheraft, Badham, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Collier, Cologne, Conrad, Cusanovich, Danielson, Dannemeyer, Davis Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Marks, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Song, Stanton, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Mr Speaker—61
NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Mr. Britschgi was granted unanimous consent that the following explanation of absence be printed in the Journal·

EXPLANATION OF ABSENCE

April 27, 1964

Hon. Jesse M. Unruh, Speaker
California State Assembly
State Capitol, Sacramento

Dear Mr Unruh Inasmuch as I was excused from the legislative session on Thursday, April 23, 1964, for legislative business, I feel I should for the record state my voting preferences

Had I been here, I would certainly have voted against A B 145 and the other important measure, A C A 1

Sincerely,

CARL A. BRITSCHGI

ANNOUNCEMENTS

Speaker pro Tempore Bee announced the death in Sacramento yesterday of the Honorable Dan E Williams, who was a Member of the Assembly from 1911 to 1930, and a Member of the Senate from 1931 to 1937, representing Tuolumne and Calaveras Counties, and that funeral services would be held at Harry A Nauman and Son, Funeral Directors, 4041 Freeport Boulevard, Sacramento, at 3 30 p m on Tuesday, April 28, 1964

REMARKS ON CONDITION OF THE FILE

Mr Mulford spoke on the condition of the file

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO 59

Mr Allen was granted unanimous consent that Rule No. 59 be temporarily suspended for the purpose of setting Assembly Bill No. 184 for hearing in the Committee on Elections and Reapportionment on Wednesday, April 29, 1964

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

Assembly Bill No. 134—An act to amend Section 69580 of the Government Code, relating to superior courts

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

AYES—Allen, Alquist, Ashcraft, Badham, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Collier, Cologne, Conrad, Cusanovich, Danielson, Dannemeyer, Deukmejian, Dills, Donovan, Elliott, Flournoy, Frew, Gaffney, Garrigus, Gonsalves, Greene, Hinckley, Holmes, Johnson, Marks, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Song, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Whetmore, Williamson, Willson, Winton, Z'berg, and Mr Speaker—58
NOES—None

Bill ordered transmitted to the Senate

REQUEST FOR UNANIMOUS CONSENT

Speaker pro Tempore Bee was granted unanimous consent that a photographer be allowed on the floor of the Assembly during this day's session.

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

Assembly Bill No. 31—An act to add Sections 1007, 1008, 25425 1, and 25425 2 to, and to amend Section 25425 of, the Education Code, relating to school districts

Bill read third time.

Motion to Amend

Mr Greene moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 4, of the printed bill, as amended in Assembly March 30, 1964, strike out "shall", and insert "may"

Amendment No. 2

On page 1, line 7, strike out "Such", and insert "If a fee is imposed pursuant to this section, such"

Amendment No. 3

On page 2, strike out line 2, and insert "required, any parking fees imposed pursuant to Section 1007 shall not exceed an amount"

Amendment No. 4

On page 2, lines 15 and 16, strike out "such parking fees shall be reduced to", and insert "any parking fees imposed pursuant to Section 1007 shall not exceed"

Amendment No. 5

On page 2, line 31, strike out "shall", and insert "may"

Amendment No. 6

On page 2, line 34, strike out "Such", and insert "If a fee is imposed pursuant to this section, such"

Amendment No. 7

On page 3, strike out line 2, and insert "as required, any parking fees imposed pursuant to Section 25425 1 shall not exceed an amount"

Amendment No. 8

On page 3, lines 15 and 16, strike out "such parking fees shall be reduced to", and insert "any parking fees imposed pursuant to Section 25425 1 shall not exceed"

Amendments read, and adopted

Bill ordered reprinted, and re-engrossed

Assembly Bill No. 182—An act relating to assistance for construction of public schools through the State Building Aid Fund, making an appropriation therefor and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Hon. Nicholas C. Petris Presiding

At 11 40 a m , Hon Nicholas C Petris, 15th District, presiding

Speaker pro Tempore Presiding

At 11 42 a m , Hon. Carlos Bee, 13th District presiding

Urgency Clause

Urgency clause read

Demand for Previous Question

Messrs. Young, Cologne, Frew, Whetmore, and Dannemeyer demanded the previous question Demand sustained.

The question being on the adoption of the urgency clause.

Urgency clause adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Bane, Bee, Beilenson, Belotti, Booth, Burgener, Carrell, Casey, Collier, Cologne, Conrad, Crown, Danielson, Dannemeyer, Davis, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Marks, Milias, Mills, Moreno, Mulford, Pattee, Petris, Porter, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thomas, Waite, Waldie, Whetmore, Williamson, Willson, Winton, Young, and Mr Speaker—56

NOES—Badham, Barnes, Britschgi, Cusanovich, Monagan, Veysey, and Z'berg—7

The question being on the passage of the bill.

Bill passed by the following vote

AYES—Allen, Alquist, Ashcraft, Bane, Bee, Beilenson, Belotti, Booth, Burgener, Carrell, Casey, Collier, Cologne, Conrad, Crown, Danielson, Dannemeyer, Davis, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Marks, Milias, Mills, Moreno, Mulford, Pattee, Petris, Porter, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thomas, Waite, Waldie, Whetmore, Williamson, Willson, Winton, Young, and Mr Speaker—56

NOES—Badham, Barnes, Britschgi, Cusanovich, Monagan, Veysey, and Z'berg—7

Bill ordered transmitted to the Senate.

Consideration of House Resolution No. 187

By Assemblymen Unruh and Willson

House Resolution No. 187—Relative to the observance of Law Day U S A.

NOTE The full text of House Resolution No 187 appears at pages 658 and 659 of the Assembly Daily Journal for April 16, 1964

Resolution read

Members Made Coauthors of House Resolution No. 187

Mr Unruh was granted unanimous consent that all Members so desiring be placed upon House Resolution No 187 as coauthors.

Roll Call

The following Members indicated a desire to become coauthors:

Assemblymen Allen, Alquist, Ashcraft, Badham, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Assemblywoman Davis, Assemblymen Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Marks, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Whetmore, Williamson, Winton, Young, and Z'berg

The question being on the adoption of House Resolution No. 187, as amended

Resolution read, as amended, and adopted unanimously

Assembly Bill No. 35—An act to amend Sections 17048 and 17171 of the Revenue and Taxation Code, relating to the payment of personal income taxes

Bill read third time.

Demand for Previous Question

Messrs Danielson, Greene, Beilenson, Powers, and Johnson demanded the previous question Demand sustained

The question being on the passage of the bill

Bill passed by the following vote

AYES—Allen, Alquist, Ashcraft, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Marks, Meyers, Milias, Mills, Monagan, Moreno, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stanton, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Whetmore, Williamson, Wilson, Winton, Young, Z'berg, and Mr Speaker—65

NOES—Badham and Stevens—2

Bill ordered transmitted to the Senate

Assembly Concurrent Resolution No. 25—Relative to the establishment of a branch office by the Department of Water Resources

Resolution read

Motion to Amend

Mr Alquist moved the adoption of the following amendment

Amendment No. 1

On page 2, line 7, of the printed measure, strike out "Secretary of the Senate", and insert "Chief Clerk of the Assembly"

Amendment read, and adopted

Request for Unanimous Consent

Mr Alquist was granted unanimous consent to take up Assembly Concurrent Resolution No 25, as amended, without reference to print, or file, at this time, and that the same be considered re-engrossed

Consideration of Assembly Concurrent Resolution No. 25, as Amended

Assembly Concurrent Resolution No. 25—Relative to the establishment of a branch office by the Department of Water Resources

Resolution read, as amended

Announcements

Speaker pro Tempore Bee announced that 41 votes are required for adoption of the resolution

Motion to Expunge Record and Rescind Action on Assembly Concurrent Resolution No. 25

Mr Alquist moved to expunge the record, and rescind the action whereby a roll call was taken on Assembly Concurrent Resolution No. 25

Parliamentary Inquiry

Mr. Veneman arose to the following parliamentary inquiry:

If the record is expunged, will the resolution retain its place on file?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied in the affirmative

The question being on the motion by Mr. Alquist to expunge the record and rescind the action whereby a roll call was taken on Assembly Concurrent Resolution No. 25

Motion carried by the following vote:

AYES—Allen, Alquist, Ashcraft, Badham, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Garrigus, Henson, Hinckley, Holmes, Johnson, Knox, Marks, Meyers, Milias, Mills, Monagan, Moreno, Pattee, Powers, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thomas, Waldie, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—76

NOES—None

The question being on the adoption of Assembly Concurrent Resolution No. 25.

Resolution adopted by the following vote:

AYES—Alquist, Ashcraft, Bane, Bee, Beilenson, Belotti, Booth, Burgener, Carrell, Casey, Cologne, Crown, Danielson, Dills, Elliott, Foran, Frew, Garrigus, Gonsalves, Henson, Johnson, Knox, Meyers, Milias, Mills, Moreno, Powers, Rumford, Ryan, Song, Soto, Stanton, Thomas, Waldie, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—41

NOES—Allen, Badham, Barnes, Britschgi, Chapel, Collier, Conrad, Cusanovich, Dannemeyer, Davis, Deukmejian, Donovan, Flournoy, Hinckley, Holmes, Marks, Monagan, Mulford, Pattee, Porter, Stevens, Thelin, Veneman, Veysey, and Whetmore—25

Motion to Reconsider Assembly Concurrent Resolution No 25 on Next Legislative Day

Mr Britschgi moved to reconsider on the next legislative day the vote whereby Assembly Concurrent Resolution No 25 was this day adopted.

Assembly Concurrent Resolution No 25 ordered to the unfinished business file, subsequent to reprint

Motion to Temporarily Suspend Rules to Take up Motion to Reconsider Assembly Concurrent Resolution No. 25

Mr. Alquist moved that the Rules be temporarily suspended for the purpose of taking up the motion to reconsider the vote on Assembly Concurrent Resolution No. 25 on this day

Rules refused suspension by the following vote:

AYES—Alquist, Bane, Beilenson, Carrell, Casey, Crown, Danielson, Davis, Donovan, Elliott, Foran, Frew, Garrigus, Gonsalves, Johnson, Knox, Meyers, Mills, Moreno, Powers, Rumford, Song, Soto, Thomas, Waldie, Williamson, Willson, Winton, Young, and Zberg—30

NOES—Ashcraft, Badham, Barnes, Belotti, Booth, Britschgi, Burgener, Chapel, Collier, Cologne, Conrad, Cusanovich, Deukmejian, Dills, Flournoy, Hinckley, Holmes, Marks, Monagan, Mulford, Pattee, Porter, Stevens, Thelin, Veneman, Veysey, and Mr Speaker—27

ANNOUNCEMENTS

Mr Knox announced that at 2 p m today, in Room 5168, there would be a showing of a film relative to the Hanna-Geir Congressional campaign in Orange County.

NAME PLACED UPON ROLL CALL ON ASSEMBLY BILL NO. 35

Mr Gaffney was granted unanimous consent that he be recorded as voting "Aye" on Assembly Bill No 35.

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

Assembly Concurrent Resolution No. 47—Relative to the observance of the Cinco de Mayo.

Resolution read.

Request for Unanimous Consent to Temporarily Suspend Rule No. 101

Mr Moreno was granted unanimous consent that Rule No. 101 be temporarily suspended for the purpose of adding coauthors to Assembly Concurrent Resolution No 47.

Members Made Coauthors of Assembly Concurrent Resolution No. 47

Mr Moreno was granted unanimous consent that all Members so desiring be placed upon Assembly Concurrent Resolution No 47 as coauthors

Roll Call

The following Members indicated a desire to become coauthors:

Assemblymen Allen, Alquist, Ashcraft, Badham, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Assemblywoman Davis, Assemblymen Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Marks, Meyers, Milias, Mills, Monagan, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Stanton, Stevens, Thelin, Thomas, Unruh, Veneman, Veysey, Waldie, Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Zenovich

Request for Unanimous Consent

Mr Moreno was granted unanimous consent to take up Assembly Concurrent Resolution No 47, as amended, without reference to print, or file, at this time, and that the same be considered re-engrossed

Consideration of Assembly Concurrent Resolution No. 47, as Amended

Assembly Concurrent Resolution No. 47: By Assemblymen Moreno, Soto, Allen, Alquist, Ashcraft, Badham, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Assemblywoman Davis, Assemblymen Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Marks, Meyers, Milias, Mills, Monagan, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Stanton, Stevens, Thelin, Thomas, Unruh, Veneman, Veysey, Waldie, Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Zenovich—Relative to the observance of the Cinco de Mayo.

Resolution read, as amended, and adopted unanimously

Resolution ordered transmitted to the Senate

NAME PLACED UPON ROLL CALL ON ASSEMBLY BILLS NOS. 142 AND 35

Mr. Meyers was granted unanimous consent that he be recorded as voting "Aye" on Assembly Bills Nos 142 and 35.

CONSIDERATION OF DAILY FILE (RESUMED)
CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the first item on the Consent Calendar.

CONSENT CALENDAR—ASSEMBLY BILLS

Assembly Bill No. 78—An act to amend Sections 14214, 14218, and to add Section 14694 9 to the Education Code, relating to school district retirement plans, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Majority Floor Leader Presiding

At 12 32 p m , Hon Jerome R Waldie, 10th District, presiding.

Urgency Clause

Urgency clause read, and adopted by the following vote·

AYES—Allen, Alquist, Ashcraft, Badham, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Marks, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter Powers, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Vevsey, Waite, Waldie, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—70
NOES—None

The question being on the passage of the bill.

Bill passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Marks, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Vevsey, Waite, Waldie, Whetmore, Wilhamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—70
NOES—None

Bill ordered transmitted to the Senate.

Consideration of House Resolution No. 191

By Assemblyman Chapel:

House Resolution No. 191—Relative to Dr. Leo F. Cain.

NOTE The full text of House Resolution No 191 appears at page 660 of the Assembly Daily Journal for April 16, 1964

Resolution read, and adopted by the following vote:

AYES—Allen, Alquist, Ashcraft, Badham, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott,

Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Marks, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—70
NOES—None

Consideration of House Resolution No. 186

By Assemblymen Whetmore and Rumford

House Resolution No. 186—Relative to the Southern California Dental Assistants Association

NOTE The full text of House Resolution No 186 appears at pages 641 and 642 of the Assembly Daily Journal for April 16, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dennemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Marks, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—70
NOES—None.

Consideration of House Resolution No. 188

By Assemblyman Allen

House Resolution No. 188—Relative to commending James Brown.

NOTE The full text of House Resolution No 188 appears at page 659 of the Assembly Daily Journal for April 16, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dennemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Marks, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—70
NOES—None

Consideration of House Resolution No. 189

By Assemblyman Belotti

House Resolution No. 189—Relative to commemorating the San Francisco earthquake of 1906

NOTE The full text of House Resolution No 189 appears at page 659 of the Assembly Daily Journal for April 16, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dennemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Marks, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—70
NOES—None.

Consideration of House Resolution No. 181

By Assemblymen Casey and Williamson

House Resolution No. 181—Commending D. Shannon Harris.

NOTE The full text of House Resolution No 181 appears at pages 631 and 632 of the Assembly Daily Journal for April 15, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Marks, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—70
NOES—None

Consideration of House Resolution No. 182

By Assemblymen Casey and Williamson

House Resolution No. 182—Relative to Mr Oliver L. Paris.

NOTE The full text of House Resolution No 182 appears at page 632 of the Assembly Daily Journal for April 15, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey Chapel Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Marks, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—70
NOES—None.

Consideration of House Resolution No. 185

By Assemblyman Stevens.

House Resolution No. 185—Relative to WAC VET Day.

NOTE. The full text of House Resolution No 185 appears at pages 633 and 634 of the Assembly Daily Journal for April 15, 1964

Resolution read, and adopted by the following vote·

AYES—Allen, Alquist, Ashcraft, Badham, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Marks, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—70
NOES—None

CONSENT CALENDAR—SENATE BILLS

Senate Joint Resolution No. 5—Relative to the withdrawal of certain lands in Death Valley from mining entry.

Resolution read, and adopted by the following vote·

AYES—Allen, Alquist, Ashcraft, Badham, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott,

Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Marks, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Vevser, Waite, Waldie, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—70

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. 50: By Assemblyman Bee—Relative to approving certain amendments to the Charter of the City of Hayward, a municipal corporation, in the County of Alameda, State of California, ratified by the qualified electors of said city at a general municipal election held therein on the 14th day of April, 1964

Request for Unanimous Consent

Mr Bee was granted unanimous consent to take up Assembly Concurrent Resolution No 50 without reference to committee, print, or file, and that the same be considered engrossed

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 50

Assembly Concurrent Resolution No. 50: Relative to approving certain amendments to the Charter of the City of Hayward, a municipal corporation, in the County of Alameda, State of California, ratified by the qualified electors of said city at a general municipal election held therein on the 14th day of April, 1964

Resolution read

Speaker Presiding

At 12 38 p m , Hon Jesse M Unruh, 65th District, presiding

Request for Unanimous Consent to Expunge Record, and Rescind Action on Assembly Concurrent Resolution No. 50

Mr Bee was granted unanimous consent to expunge the record, and rescind the action whereby a roll call was taken on Assembly Concurrent Resolution No 50

The question being on the adoption of the resolution

Resolution adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Marks, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Vevsey, Waite, Waldie, Whetmore, Williamson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—69

NOES—Willson—1

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. 192. By Assemblyman Stanton—An act to add Chapter 5 5 (commencing with Section 8451) to Division 1 of Title 2 of the Government Code, relating to the State Commission on Constitutional Amendments

Referred by the Speaker to the Committee on Rules

Speaker pro Tempore Presiding

At 12 42 p m , Hon Carlos Bee, 13th District, presiding

REQUESTS FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO. 59

Mr Petris was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Assembly Bill No 188 for hearing in the Committee on Revenue and Taxation on Wednesday, April 29, 1964

Mr Crown was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Senate Bills Nos 50, 37, and 51, and Assembly Bill No. 147 for hearing in the Committee on Ways and Means

Mr Carrell was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Assembly Joint Resolution No 10 for hearing in the Committee on Transportation and Commerce, on Tuesday, April 28, 1964.

Mr Meyers was granted unanimous consent that Rule No. 59 be temporarily suspended for the purpose of setting Assembly Concurrent Resolution No 6 and Assembly Bill No. 177 for hearing in the Committee on Civil Service and State Personnel, today

ANNOUNCEMENTS OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings

Today—

At 3 45 p m., instead of tomorrow, Natural Resources, Planning, and Public Works (Z'berg, Chairman), in Room 2133

At 2 p m , instead of at 1 30 p m , Civil Service and State Personnel (Meyers, Chairman), in Room 2117

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

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

Assembly Bill No. 193: By Assemblymen Gaffney, Foran, and Meyers—An act making an appropriation to the Redevelopment Agency of the City and County of San Francisco for a moderate-income housing experimental program, relating to housing

Referred by the Speaker pro Tempore to the Committee on Natural Resources, Planning, and Public Works.

Assembly Concurrent Resolution No. 51: By Assemblyman Badham—Relative to 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 14, 1964

Request for Unanimous Consent

Mr Badham was granted unanimous consent to take up Assembly Concurrent Resolution No 51 without reference to committee, print, or file, and that the same be considered engrossed

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 51

Assembly Concurrent Resolution No. 51: Relative to 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 14, 1964

Resolution read, and adopted by the following vote

AYES—Allen Alquist, Ashcraft, Badham Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dennemeyer Deukmejian, Dills, Donovan, Elliott, Fleming, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Marks, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stanton Thelin Veneman Vesey, Waite, Waldie, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—67

NOES—None

Resolution ordered transmitted to the Senate

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

The following resolution was offered

Assembly Concurrent Resolution No. 52: By Assemblymen Cologne, Holmes, and Pattee—Relative to the death of State Senator Leland M Backstrand

Held at desk by order of the Speaker pro Tempore

RESOLUTIONS

The following resolutions were offered:

By Assemblyman Donovan

House Resolution No. 216

Relative to commending Peter DeGraaf

WHEREAS, The Members of the Assembly of the State of California have been particularly impressed by the sterling record of dedicated and devoted service to the people of the City of Chula Vista which has been compiled by Councilman Peter DeGraaf during his nine years as a member of the City Council, which includes service as the Mayor of that city, and

WHEREAS, Noted for his continuing efforts to maintain good conservative government for the City of Chula Vista, Mr DeGraaf has well earned the admiration and respect of all who know him, and

WHEREAS, A native of Holland, Mr DeGraaf was educated in Europe and moved to Los Angeles in 1929 and to Chula Vista in 1936, and

WHEREAS, He operated a wholesale dairy business in Sweetwater Valley until nine years ago, and

WHEREAS, Mr DeGraaf has also been active in community work as a member of the Chula Vista Chamber of Commerce, Kiwanis Club, Boys' Club, Salvation Army, and the Christian Reformed Church, and

WHEREAS, This outstanding Californian is to be commended for his long years of tireless and unselfish efforts in the service of the people of the City of Chula Vista, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly do hereby commend Peter DeGraaf and extend to him their sincere congratulations upon the exemplary record of community service which he has compiled during his tenure as a member of the City Council of the City of Chula Vista, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to Councilman Peter DeGraaf of the City of Chula Vista

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

By Assemblyman Donovan

House Resolution No. 217

Relative to commending John A Smith

WHEREAS, On April 14, 1964, after more than nine years of able and distinguished service on the city council, including service as mayor of the city, John A Smith voluntarily stepped down from the City Council of the City of Chula Vista, and

WHEREAS, Mr. Smith's total service to the people of his community actually spans approximately 14 years, since, prior to his initial election as a councilman, he had served four and one-half years on the Planning Commission, and

WHEREAS, During his terms of office, he participated in city projects which were necessary to provide for the welfare of a community that trebled in population and doubled in area, including the construction of a new gymnasium and swimming pool, a new library, two new fire stations, a new senior citizens center, the extension and widening of many streets, the initiation of a continuous street improvement program, a tideland improvement program, the formation of a parking district, and the development of a shopping center, and

WHEREAS, Mr Smith is deserving of the highest commendation and praise for his many years of faithful and outstanding service to the people of Chula Vista, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly do hereby commend John A Smith and express to him their sincere best wishes for a most happy and successful future, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to John A Smith

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblymen Stanton, Alquist, and Mihas

House Resolution No. 218

Relative to Mr Louis Dumo, sports editor for the *San Jose Mercury-News*

WHEREAS, The *San Jose Mercury-News* sports editor, Mr Louis Dumo, celebrated his 40th year in journalism, and has been sports editor of the *San Jose Mercury-News* since 1938, and

WHEREAS, He has written an interesting and penetrating analysis of sports in his column, "Sports Notebook", and

WHEREAS, Mr Dumo began his journalism career as a copyboy with the same newspaper in 1925 while a junior at San Jose High School, and

WHEREAS, The sports department under Mr Dumo's leadership now has 10 full-time sports writers and five part-time writers, covering all major colleges, universities, and junior colleges, and some 50 high schools, and

WHEREAS, Mr Dumo has been a former champion golfer, in addition to making outstanding contributions to area athletics and strongly supporting all collegiate and amateur sports, so as to be a definite asset to the San Jose community, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this body do hereby join with the University of Santa Clara, the Bronco Bench Foundation, Mr Dumo's brothers and sisters, his wife, Ruth, and their three children, to pay tribute to Mr Dumo for his past contributions and accomplishments, and to wish him continued health, happiness, and success in the future, and be it further

Resolved, That the Chief Clerk of the Assembly shall transmit a suitably prepared copy of this resolution to Mr Louis Dumo

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Casey:

House Resolution No. 219

Relative to an interim study on the subject of medical care

WHEREAS, Great concern and interest is being shown in California on the subject of the relationship of health to dependency, and a legislative study of medical care needs and resources is urgently needed; and

WHEREAS, Many studies are currently being conducted by various governmental agencies, commissions, and educational institutions on ways of developing and financing medical resources for disadvantaged, low economic groups for purposes of rehabilitation and prevention of illness, and a legislative study will serve to coordinate these various studies so that there will be a comprehensive, current assessment of the problems involved, and

WHEREAS, A legislative study will serve to determine the responsibilities and involvement of the State, federal government, and counties, and thus result in an evaluation of the degree of effectiveness of the expenditure of public funds, now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is directed to assign to an appropriate interim committee for study the subject of medical resources for disadvantaged, low income groups, in the light of this resolution, and to direct such interim committee to report its findings and recommendations to the Legislature not later than the fifth legislative day of the 1965 Regular Session

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblymen Casey and Williamson (Coauthor: Senator Stiern):

House Resolution No. 220

Relative to commending Donald M Hart

WHEREAS, The occasion of the reappointment of Donald M Hart as a Trustee of the California State Colleges, is an appropriate one to give this recognition to the dedicated service he has rendered his State and community, and

WHEREAS, Donald Hart has stood out since his extraordinary athletic activity at the University of California at Santa Barbara where he earned 11 letters in four major sports and which was the basis of his receipt of the Sports Illustrated 1962 Silver Anniversary All American Award, and

WHEREAS, His war service as an air corps squadron leader and his subsequent rise in business to the position of vice-president of the highly diversified San Joaquin Valley organization of S A Camp Companies, have continued to reflect credit upon him; and

WHEREAS, As an appointee of the President of the United States to the Committee on Employment of the Handicapped, he has rendered truly splendid service, as he has with the similar state committee, his dedication has sprung from a resolve formed following a benefit football game in 1937 in which his action on the field was singled out for the highest praise; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members salute Donald Hart for his outstanding service to the State, particularly for his efforts on

behalf of the handicapped, and express their confidence in his continued efforts on behalf of the State Colleges, 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 Donald M Hart

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Henson

House Resolution No. 221

Relative to an interim study of real property contracts of sale

WHEREAS, Real property contracts of sale have been the subject of considerable litigation during recent years, and

WHEREAS, The expense of litigation on real property contracts of sale has become an unnecessary burden upon both homeowners and real property developers, and

WHEREAS, There appears to be a need for review and clarification of laws relating to real property contracts of sale, now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is requested to assign to an appropriate interim committee for study the subject of real property contracts of sale and the laws governing such transactions, and to direct such interim committee to report its findings and recommendations to the Assembly by the fifth legislative day of the 1965 Regular Session

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Veysey:

House Resolution No 222

Memorializing Jack H Benson

WHEREAS, The Members of the Assembly were grieved to hear of the death of Jack H Benson, a respected rancher and pioneer resident of Imperial Valley and former Mayor of the City of Brawley, and

WHEREAS, Jack H Benson was born in 1904 in Wadsworth, Nevada, while his parents were homesteading there, and

WHEREAS, In 1910 his family moved to the Middle West and later, in 1922, they settled in Imperial Valley, California, and

WHEREAS, Mr Benson attended the University of California at Los Angeles for three years and was then employed as a railroad man in Mexico, where he rose to the position of Manager of the Kansas City, Mexico and Orient Railroad, in which capacity he served until the railroad was sold to the Santa Fe Railway System, and

WHEREAS, He returned to Imperial Valley in 1932 and began a career in farming in that area during which he was instrumental in promoting the new crops and new methods of farming which have made Imperial Valley one of the world's most efficient producers of agricultural products, and

WHEREAS, He and Henrietta Blank of Orange were married in 1936 and became the parents of three children John, now a student at the University of California at Los Angeles, Robert, who is a student at the University of Arizona; and Miss Barbara Meyer of Pasadena, and

WHEREAS, Jack Benson became active in the community and civic affairs of the City of Brawley, was elected to the Brawley City Council in 1946 and to the office of Mayor of Brawley in 1948 and 1949, and was a member of the Brawley School Board, and

WHEREAS, He served with distinction and dedication on the Imperial County Selective Service Board, was its chairman since 1941, and such service stands as another example of his immeasurable contribution to his community, and

WHEREAS, He was a member and past President of the Rotary Club, a member of the Elks Lodge, a member of the State Committee of Agricultural Stabilization, a member of the board of directors of the National Cotton Producers Institute, President of the Federal Land Bank Association of El Centro, and a member of the Advisory Board of the Brawley Branch of the Bank of America, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members express their sorrow on the passing of Jack H. Benson and extend their condolences to the members of his family; and be it further

Resolved, That the Chief Clerk is directed to transmit a suitably prepared copy of this resolution to Mrs Henrietta Benson, his widow, and copies to his sons, John and Robert Benson, his daughter, Mrs Barbara Meyer, and his three brothers, Robert P Benson, J P Benson, and Paul Benson

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

By Assemblyman Veysey

House Resolution No. 223

Relative to the Observance of Cinco de Mayo in Imperial County

WHEREAS, One of the great days in the history of the Republic of Mexico is Cinco de Mayo celebrated by the citizens of Mexico and by friends of the Republic of Mexico wherever they may be, and

WHEREAS, This day is the One Hundred and Second Anniversary of the Battle of Guadalupe, which was fought in 1862 near Puebla by the strong forces of the French General Lorencez and the ill-equipped, outnumbered, but determined Mexican army under General Zaragoza, and

WHEREAS, The victory achieved by the Mexican forces stands as a monument to the courage and fortitude of the Mexican people and has inspired dedication in the hearts of all freedom-loving people, and

WHEREAS, Appropriate ceremonies are being conducted by the Sociedad Mutualista Miguel Hidalgo in Brawley under the able leadership of its President Albert Armstrong and other officers, with the cooperation of other interested groups from all parts of Imperial County, in recognition of the ties of the citizens of Imperial County with our good neighbor to the south, and

WHEREAS, On this occasion appropriate recognition will be given to Mexican citizens and citizens of Mexican descent who have come to California, making a vast contribution to the labor, culture, and ideals of the State and thereby being essential to the development of this State, and

WHEREAS, The Honorable Jose Inez Cano, Consul of the Republic of Mexico, and Enrique Garcia Michaus, Director General de Turismo, State of Baja California, will honor the festivities, barbecue, and dance with their presence, and

WHEREAS, The lovely queen of the Cinco de Mayo celebration will be selected from among Helen Galvan of Calipatria, Lilly Otero of Westmorland, and Libia Vasquez, Estella Escalera and Angie Silva of Brawley, and the chosen queen will reign over the fiesta and dance, and

WHEREAS, The members of the City Council of Brawley, California, E E Woody Adams, Joe P Maya, Ben Yellen, Pat Williams and Nick A Pricola, Mayor, will be present to participate in the colorful events of the celebration, now, therefore, be it

Resolved by the Assembly of the State of California, That its Members urge all Californians to observe the 5th of May as a time to pay honor to our good neighbor to the south; and be it further

Resolved, That Citizens of Imperial County are urged to reaffirm their bonds of friendship across the border by participating in the events of Cinco de Mayo Week, 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 Honorable Jose Inez Cano, Enrique Garcia Michaus, Helen Galvan, Libby Vasquez Estella Escalera, Angie Silva, Lilly Otero, Mr Albert Armstrong, and members of the Brawley City Council, E E Woody Adams, Joe P Maya, Pat Williams, Ben Yellen and Nick A Pricola, Mayor

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Bane

House Resolution No. 224

Relative to an interim study on ballot counting

WHEREAS, Under present law it is necessary to wait until the polls close before the precinct boards may commence to count the votes, and

WHEREAS, It may be possible to devise a procedure whereunder additional workers may be brought into the polling place in the afternoon of election day to commence counting the votes, and

WHEREAS, This would greatly facilitate the tabulation of votes and permit the announcement of the result at an earlier time, now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is directed to assign to an appropriate interim committee for study the subject of bringing additional workers into polling places to commence counting votes before the polls close, and to direct such interim committee to report its findings and recommendations to the Assembly not later than the fifth legislative day of the 1965 Regular Session

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Danielson

House Resolution No. 225

Relative to Mr Samuel M. Garofalo

WHEREAS, Mr Samuel M. Garofalo, well-known civic leader in dozens of community projects and activities, has been selected to receive the "American Citizenship Award" by the Los Angeles City Hall Post of the Veterans of Foreign Wars, and

WHEREAS, A native of Italy, he came to this country in early childhood and attended Southwestern University and the University of Southern California, and

WHEREAS, The owner of an accounting business in Lincoln Heights, he has devoted generous amounts of his time and talents to further civic enterprises, and

WHEREAS, Among the many organizations and activities in which he has actively participated as a member, officer, or organizer are the Lincoln Heights Coordinating Council, Red Cross and Community Chest drives, Senior Citizens Club, Sea Scouts, Kiwanis Club, Chamber of Commerce, the Elks, Garibaldina California Erie Club, Hollywood Bowl and Los Angeles Philharmonic Associations, East Area Welfare Planning Council, and the Lincoln Heights Investment Corporation, and

WHEREAS, During World War II, he aided in the sale of war bonds and entertained the armed forces, and later served as the chairman of the local Selective Service Board and received a certificate of appreciation from former President Harry S Truman for his splendid efforts, and

WHEREAS, This grand gentleman has immeasurably aided in the vigor of his community and has demonstrated an exemplary sense of civic consciousness, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members thereof heartily acclaim the many past achievements of Mr Samuel M Garofalo, and wish him, his wife Rose, and their two children, James D Garofalo and Kathleen Garofalo, continued true success and happiness in all of their worthwhile endeavors, and be it further

Resolved, That the Chief Clerk of the Assembly shall transmit a suitably prepared copy of this resolution to Mr Samuel M Garofalo

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblymen Rumford, Holmes, and Waldie

House Resolution No. 226

Congratulating Floyd N Heffron

WHEREAS, The Members of the Legislature have learned that Floyd N Heffron has been selected as this year's Outstanding Alumnus of the University of California School of Pharmacy, and was presented with his award on April 26, 1964, and

WHEREAS, Floyd Heffron graduated from the School of Pharmacy in 1928 and practiced for eight years thereafter, and

WHEREAS, In 1937 he became interested in law enforcement work, and following attendance at the National Police Academy in Washington, D C, and completion of a semester of graduate work in Police Science and Administration at Washington State College, he set up the original crime laboratory for Alameda County, and

WHEREAS, Floyd Heffron assisted in founding the California Basic Peace Officers' Training Program, serving as coordinator of the program in Northern California from 1947 to 1952, and

WHEREAS, Since his appointment in 1954, Mr Heffron has served as the dynamic executive secretary of the State Board of Pharmacy, and in addition has been area administrator for the Department of Professional and Vocational Standards since 1959, and

WHEREAS, He is an active member of the American Pharmaceutical Association, the California Pharmaceutical Association, the College of Pacific Associates, and a past member of the Board of Directors of the University of California College of Pharmacy Alumni Association, and

WHEREAS, Deeply concerned with present-day narcotics problems, Mr Heffron has served on the Interdepartmental Committee for the Study of Narcotics and Dangerous Drugs, the Board of Directors of the California Narcotic Officers' Association, the National Association of Boards of Pharmacy Advisory Committee to the Federal Drug Administration, and was chairman for the Bureau of Law Enforcement for the National Association of Boards of Pharmacy—American Association of Colleges of Pharmacy, and

WHEREAS, He was responsible for the commencement of action to regulate and control the shipment of dangerous drugs into California by out-of-state manufacturers, wholesalers and retailers, and initiated the annual Workshop Training Program providing for uniform inspection and enforcement, which is attended by representatives of the six states comprising District 8 of the National Association of Boards of Pharmacy, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members commend Floyd N Heffron on his many meritorious accomplishments and congratulate him on his selection as Outstanding Alumnus of the University of California School of Pharmacy, and be it further

Resolved, That the Chief Clerk is directed to transmit a suitably prepared copy of this resolution to Mr Heffron

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, April 27, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined

Assembly Bill No 69	Assembly Bill No 183
Assembly Bill No 170	Assembly Bill No 185
Assembly Bill No 178	

And reports the same correctly engrossed

POWERS, Chairman

Above bills ordered to third reading

MESSAGES FROM THE SENATE

Senate Chamber, April 23, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day adopted

Assembly Concurrent Resolution No 26

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

Above resolution ordered enrolled

Senate Chamber, April 23, 1964

Mr Speaker I am directed to inform your honorable body that the Senate amended, and on this day passed as amended

Assembly Bill No 100
Assembly Bill No 119

And respectfully requests your honorable body to concur in said amendments

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

Above bills ordered to unfinished business file

Senate Chamber, April 23, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to

Senate Bill No 57
Senate Bill No 58
Senate Bill No 66

J. A BEEK, Secretary of the Senate
By R. W. Lyons, Chief Assistant Secretary

Senate Chamber, April 24, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day adopted as amended.

Assembly Concurrent Resolution No 33
Assembly Concurrent Resolution No 46

And respectfully requests your honorable body to concur in said amendments

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

Above resolutions ordered to unfinished business file

Senate Chamber, April 23, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day passed

Senate Bill No 30
Senate Bill No 88
Senate Bill No 92
Senate Bill No 97

J A BEEK, Secretary of the Senate
By Lance D MacArthur, 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 Sections 17048, 17171, 18401, 18402, 18405, and 18410 6, of the Revenue and Taxation Code, relating to the payment of personal income taxes

Referred by the Speaker pro Tempore to the Committee on Revenue and Taxation

Senate Bill No. 88—An act to add Sections 36576 and 37211 to the Water Code, relating to California water districts, declaring the urgency thereof, to take effect immediately

Referred by the Speaker pro Tempore to the Committee on Water

Senate Bill No. 92—An act to add Section 30368 to the Revenue and Taxation Code, relating to cigarette tax relief in cases of disaster, declaring the urgency thereof, to take effect immediately

Referred by the Speaker pro Tempore to the Committee on Revenue and Taxation

Senate Bill No. 97—An act to amend Sections 74923, 74925 and 74926 of the Government Code, relating to municipal courts

Referred by the Speaker pro Tempore to the Committee on Judiciary

ADJOURNMENT

At 12 48 p m , on motion of Mr Waldie, the Speaker pro Tempore declared the Assembly adjourned until 9 30 a m , Tuesday, April 28, 1964

JESSE M UNRUH, Speaker

ANABEL WHANG, Minute Clerk

CALIFORNIA LEGISLATURE

1964 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

FORTIETH LEGISLATIVE DAY

SIXTY-SEVENTH CALENDAR DAY

IN ASSEMBLY

Assembly Chamber
Tuesday, April 28, 1964

The Assembly met at 9 30 a m
Hon. Carlos Bee, Speaker pro Tempore of the Assembly, presiding.
Assistant Chief Clerk James A. Lane at the Desk
Assistant Clerk Malcolm MacIntyre reading

ROLL CALL

The roll was called

Call of the Assembly

Mr Conrad moved a call of the Assembly
Mr Marks seconded the motion
Motion carried Time, 9 39 a m
The Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

Call of the Assembly Dispensed With

At 9.44 a m , on motion of Mr Conrad, further proceedings under the call of the Assembly were dispensed with
The roll call was completed, and the following answered to their names

Allen, Alquist, Asheraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Lanterman, Marks, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Vevsey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Zenovich, and Mr Speaker—75

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev Robert R Ferguson

Eternal God, We are all aware of our fallibility and need for strength for facing life courageously This morning we would think, and use the prayer of an unknown businessman, "My father: Help me to remember that three feet make one yard,

16 ounces one pound, and 60 minutes one hour Help me to do business on the level Make me sympathetic with the man who has broken in the struggle, and keep me from putting in the gaff where it does not belong Blind me to the petty faults of others, but reveal to me my own Deafen me to the rustle of unholy skirts and help me to live day by day so that when I look across the dinner table at my wife, who has been such a blessing to me, I shall have nothing to conceal And when the sound of low music and the scent of flowers and the crunch of footsteps on the gravel, make the ceremony short and the epitaph simple 'Here lies a man'"—AMEN

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Bee, Mr Holmes then led the Assembly in the pledge of allegiance to the Flag

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Mr Garrigus, seconded by Mr Gaffney

LEAVES OF ABSENCE FOR THE DAY

The following Members were granted leaves of absence for the day, because of legislative business elsewhere·

Mr Kennick, on motion of Mr Waldie

Mr Z'berg, on motion of Mr Waldie

Mr McMillan, on request of the Speaker pro Tempore

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, April 27, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined

Assembly Joint Resolution No. 2—Relative to memorializing the Congress of the United States to provide adequate benefits to members and survivors of the Philippine Scouts,

Assembly Joint Resolution No 6—Relating to levee maintenance,

And reports the same correctly enrolled, and presented to the Secretary of State on the 27th day of April, 1964, at 4 30 p m

POWERS, Chairman

Assembly Chamber, April 28, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined

Assembly Bill No 163

And reports the same correctly re-engrossed

POWERS, Chairman

Above bill ordered returned to second reading file

Committee on Education

Assembly Chamber, April 28, 1964

Mr Speaker. Your Committee on Education reports

Senate Concurrent Resolution No 24

With the recommendation Be adopted

GARRIGUS, Chairman

Above resolution ordered on file.

Assembly Chamber, April 28, 1964

Mr Speaker Your Committee on Education reports

Senate Bill No 9

Senate Bill No 46

With the recommendation. Do pass

GARRIGUS, Chairman

Above bills ordered to second reading

Assembly Chamber, April 28, 1964

Mr Speaker · Your Committee on Education reports

Senate Bill No 47

With the recommendation Do pass, and be re-referred to the Committee on Ways and Means

GARRIGUS, Chairman

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

Committee on Natural Resources, Planning, and Public Works

Assembly Chamber, April 28, 1964

Mr Speaker Your Committee on Natural Resources, Planning, and Public Works reports:

Senate Bill No 14

With the recommendation · Do pass, and be re-referred to the Committee on Ways and Means.

Z'BERG, Chairman

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

Committee on Engrossment and Enrollment

Assembly Chamber, April 28, 1964

Mr Speaker. Your Committee on Engrossment and Enrollment has examined.

Assembly Bill No 31

And reports the same correctly re-engrossed

POWERS, Chairman

Above bill ordered to third reading

RESOLUTIONS

The following resolution was offered

By Assemblyman Donovan.

House Resolution No. 227

Relative to commending Mayor Keith Menzel of the City of Chula Vista

WHEREAS, Mayor Keith Menzel of the City of Chula Vista has furnished able and astute leadership in the government of that city during his seven years of service as a city councilman, including three years of service as the Mayor of the City of Chula Vista, and

WHEREAS, Mayor Menzel, who is an accountant, previously was a member of the Planning Commission, and

WHEREAS, A native of Iowa, who came to Chula Vista in 1930, he served on the original charter committee for the city; and

WHEREAS, He is a past district governor of the Society of California Accountants, has been a member of the Rotary Club for 21 years, and is an honorary member of the Kiwanis Club; and

WHEREAS, He has also worked for seven years with Boy Scouts as a cubmaster and chairman of the Scout committee, is the vice president of the San Diego chapter of the League of California Cities, and is a member of the Chamber of Commerce, and

WHEREAS, The outstanding record of accomplishments which Mayor Menzel has compiled during his many years of service to the City of Chula Vista has earned for him the honor and respect of all of the people of that community, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly do hereby commend Mayor Keith Menzel of the City of Chula Vista for his exemplary record of service to the people of that community and extend to him sincere best wishes for a happy and successful future, and be it further

Resolved, That the Chief Clerk is hereby directed to transmit a suitably prepared copy of this resolution to Mayor Keith Menzel of the City of Chula Vista

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

CONSIDERATION OF DAILY FILE

BILLS ON SECOND READING FILE PURSUANT TO RULE NO. 76

Pursuant to Rule No 76, the following bills were this day on the second reading file

Assembly Bills Nos. 6 and **163.**

Senate Bills Nos. 68, 76, and **73.**

Assembly Bill No 163 ordered to third reading

Assembly Bill No 6 ordered to third reading, subsequent to engrossment

Senate Bills Nos 68, 76 and 73 ordered to third reading

NOTE Later this day Senate Bill No 68 was re-referred to the Committee on Ways and Means

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SECOND READING OF ASSEMBLY BILLS

Consideration of House Resolution No. 199

By Assemblyman Mulford

House Resolution No. 199—Relative to anti-Semitic persecution in the Soviet Union

Resolution read

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Rules, was read, and adopted:

Amendment No. 1

In the first WHEREAS clause, in line 4 of the printed measure, as printed on page 681 of the Assembly Journal for April 20, 1964, strike out "3,000,000"

House Resolution No 199, as Amended

By Assemblyman Mulford

House Resolution No. 199

Relative to anti-Semitic persecution in the Soviet Union

WHEREAS, Leaders of American Jewry, at an historic conference in Washington, D C on April 5 and 6 of this year, called upon the conscience of America to demand an end of anti-Semitic persecutions in the Soviet Union and of the continuing oppression of Jews living under Soviet rule, and

WHEREAS, Public statements by these leaders, presented with documentary evidence, disclosed that Jews in the Soviet Union are suffering the suppression of religious liberty, the closing of synagogues, religious schools and cultural centers, they are denied the right of central organization and the privilege of communication with Jewish groups outside of their country, and that they are denied permission to join kin in other lands, and

WHEREAS, At this conference held in Washington, State Legislatures of the several states were called upon to appraise their constituents of this situation and to urge a nationwide program for redress, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members thereof hereby appeal to the conscience of liberty-loving Californians and urge them to study and discuss the facts individually and within their organizations, and urge individuals and organizations to take such appropriate action as they deem proper and fitting to the end that Soviet Russia will desist in its policy of anti-Semitism and accord Jewish citizens rights equal to those enjoyed by men and women of other religions and background under Soviet jurisdiction

Resolution, as amended, ordered to the Consent Calendar.

Consideration of House Resolution No. 46

By Assemblymen Willson, Young, Dannemeyer, Bagley, Danielson, Foran, Johnson, Marks, Petris, Song, Stanton, Stevens, Waldie, Whetmore, and Z'berg

House Resolution No. 46—Relative to the creation of a Special Legislative Advisory Committee on Family Life and Law

Resolution read

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Rules, were read, and adopted

Amendment No. 1

In the *Resolved* clause, of the printed measure, as printed on page 127 of the Assembly Journal for March 9, 1964, strike out lines 12 to 14, inclusive, and insert "The Members of the special committee shall serve without compensation or expenses The Assembly Interim Committee on Judiciary shall pro-"

Amendment No. 2

In the *Resolved* clause, strike out lines 16 to 19, inclusive, and insert "on its work"

House Resolution No. 46, as Amended

By Assemblymen Willson, Young, Dannemeyer, Bagley, Danielson, Foran, Johnson, Marks, Petris, Song, Stanton, Stevens, Waldie, Whetmore, and Z'berg

House Resolution No. 46

Relative to the creation of a Special Legislative Advisory Committee on Family Life and Law

WHEREAS, A need for examination and analysis of existing laws in the field of domestic relations was realized at the 1963 Regular Session, and

WHEREAS, Pursuant to that realization several resolutions were introduced to accomplish such purpose, and

WHEREAS, As a result of several conferences and hearings on the general problems which appear abundant in this field, and

WHEREAS, It is the desire of this Legislature to seek the resolution of social problems and combat the evils apparent, and

WHEREAS, There was action taken by the Assembly Interim Committee on Judiciary at its hearing on January 9, 1964, at Los Angeles which called for the creation of an advisory committee, and

WHEREAS, The function of such advisory committee would be to assist the Assembly Interim Committee on Judiciary to find solutions for identified problem areas with a view toward developing a legislative program to strengthen family relations; and

WHEREAS, The Governor has shown great concern for this matter as evidenced by his public statements and considers it to be one of the urgent areas in need of study and reform, now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Interim Committee on Judiciary is authorized to create a Special Legislative Advisory Committee on Family Life and Law to assist and advise the Assembly Interim Committee on Judiciary in its deliberations as to the field of domestic relations The number of Members of the special committee shall be designated by the Assembly Interim Committee on Judiciary The Members of the special committee shall be appointed by the Speaker of the Assembly The special committee shall report its findings and recommendations to the Assembly Interim Committee on Judiciary which shall report thereon to the Assembly not later than the fifth legislative day of the 1965 Regular Session, including its recommendations for appropriate legislation

The Members of the special committee shall serve without compensation or expenses The Assembly Interim Committee on Judiciary shall provide the special committee with the necessary staff, equipment and supplies to carry on its work

The existence of the committee shall terminate 90 days after the termination of the 1965 Regular Session of the Legislature

Resolution, as amended, ordered on file.

RE-REFERENCE OF BILLS PURSUANT TO RULE NO. 67

On advice of the Legislative Counsel, and pursuant to the provisions of Rule No 67, Speaker pro Tempore Bee ordered the following bills re-referred to the Committee on Ways and Means

Senate Bill No. 68.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 100—An act to amend Section 6359 3 of the Revenue and Taxation Code, relating to sales and use taxes, making a tax levy, to take effect immediately

The question being Shall the Assembly concur in the following Senate amendment to Assembly Bill No 100?

Amendment No. 1

On page 1 of the printed bill, as amended in Assembly April 13, 1964, strike out lines 12 to 19, inclusive, and insert

"6359 3 (a) Any nonprofit organization whose primary purpose is to promote good citizenship in boys or girls by creating in them a spirit of civic duty and usefulness to others, and by stimulating their interest in wholesome, mental, moral, industrial and physical activities, is a consumer of, and shall not be considered a retailer within the provisions of this part with respect to, candy or other confectionery which it sells, where the profits are used solely and exclusively in furtherance of such purpose Such an organization includes, but is not limited to, the *Boy Scouts, the Cub Scouts, the Girl Scouts, the Camp Fire Girls, the Young* Men's Christian Association and the Young Women's Christian Association

(b) Any nonprofit veterans' organization is a consumer of, and shall not be considered a retailer within the provisions of this part with respect to flags of the United States of America which it sells, where the profits are used solely and exclusively in furtherance of the purposes of the nonprofit organization"

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No 100 by the following vote·

AYES—Alquist, Ashcraft, Badham, Bane, Barnes, Bee, Belotti Booth, Burgener, Casey, Collier, Conrad, Cusanovich, Danielson, Dannemeyer, Denhmejian, Donovan, Flournoy, Foran, Frew, Gaffney, Garrigus, Greene Henson, Hinckley, Johnson, Knox, Marks, Mihas, Pattee, Petris, Porter, Powers, Quimby, Rumford, Song, Soto, Stanton, Stevens Thomas, Vercey, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, and Zenovich—49

NOES—None

Assembly Bill No 100 ordered enrolled

Assembly Bill No. 119—An act to amend Section 802 of the Agricultural Code, relating to grapes, and declaring the urgency thereof, to effect immediately

The question being Shall the Assembly concur in the following Senate amendments to Assembly Bill No 119?

Amendment No. 1

On page 1, line 24, of the printed bill, as amended in Assembly April 7, 1964, strike out "Coleman", and insert "Colman"

Amendment No. 2

On page 2, line 25, strike out "northwest", and insert "north and west"

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No 119 by the following vote

AYES—Alquist, Ashcraft, Badham, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Casey, Collier, Cologne, Conrad, Cusanovich, Danielson, Dannemeyer,

Deukmejian, Donovan, Dymally, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Marks, Milias, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Vevsey, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, and Zenovich—59
NOES—None

Assembly Bill No 119 ordered enrolled

Assembly Concurrent Resolution No. 33—Relative to commending Mrs John F. Kennedy

The question being Shall the Assembly concur in the following Senate amendment to Assembly Concurrent Resolution No 33?

Amendment

(Coauthors Senators Arnold, Begovich, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, Lunardi, McAteer, McCarthy Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams)

The roll was called, and the Assembly concurred in Senate amendment to Assembly Concurrent Resolution No 33 by the following vote.

AYES—Alquist, Ashcraft Badham, Bane, Barnes, Bee, Belotti Booth, Britschgi, Burgener, Casey, Collier, Cologne, Conrad, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Donovan, Elliott, Flournoy, Foran Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson Hinckley, Holmes Johnson, Knox, Marks, Milias, Monagan, Moreno, Mulford, Pattee, Petris Porter Powers, Quimby, Rumford, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Vevsey, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, and Zenovich—60
NOES—None

Assembly Concurrent Resolution No 33 ordered enrolled

Assembly Concurrent Resolution No. 46—Congratulating Governor Edmund G Brown on his 59th birthday

The question being Shall the Assembly concur in the following amendment to Assembly Concurrent Resolution No 46?

Amendment

(Coauthors Senators McAteer, Arnold, Begovich, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, Lunardi, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams)

The roll was called, and the Assembly concurred in Senate amendment to Assembly Concurrent Resolution No 46 by the following vote.

AYES—Alquist, Ashcraft Badham, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Casey, Collier, Cologne, Conrad, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Marks, Milias, Monagan, Moreno, Mulford, Petris, Porter, Powers, Quimby, Rumford, Song, Soto Stanton, Stevens, Thelin, Thomas, Veneman, Vevsey, Waldie, Warren, Whetmore, Williamson, Willson, Young, and Zenovich—60
NOES—None

Assembly Concurrent Resolution No 46 ordered enrolled

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 31—An act to add Sections 1007, 1008, 25425.1, and 25425.2 to, and to amend Section 25425 of, the Education Code, relating to school districts

Bill read third time, and passed by the following vote

AYES—Alquist, Ashcraft, Badham, Bane, Barnes, Booth, Burgener, Collier, Cologne, Cusanovich, Danielson, Dennemeyer, Deukmejian, Donovan, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Johnson, Knox, Marks, Meyers, Milias, Monagan, Moreno, Mulford, Petris, Porter, Powers, Rumford, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veysey, Waldie, Warren, Whetmore, Williamson, Willson, Young, and Zenovich—50
NOES—Bee, Britschgi, Dills, Gonsalves, Quimby, and Veneman—6

Bill ordered transmitted to the Senate

Consideration of House Resolution No. 180

By Assemblymen Dymally, Ferrell and Rumford

House Resolution No. 180—Commending Sidney Poitier.

NOTE: The full text of House Resolution No. 180, as amended April 23, 1964, appears at pages 738 and 739 of the Assembly Daily Journal for April 23, 1964

Resolution read, and adopted unanimously

Assembly Bill No. 170—An act to amend Section 13515 of the Education Code, relating to the validation of employment and service of school personnel, declaring the urgency thereof, to take effect immediately

Bill read third time

Bill Placed Upon Inactive File

On motion of Mr. Veysey Assembly Bill No. 170 was placed upon the inactive file

Assembly Bill No. 183—An act to amend Sections 262 and 268 of the Revenue and Taxation Code, relating to property tax exemptions

Bill read third time, and passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Belotti, Booth, Britschgi, Burgener, Casey, Collier, Cologne, Conrad, Danielson, Dennemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Ferrell, Flournoy, Foran, Frew, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Marks, Meyers, Milias, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Whetmore, Willson, Young, Zenovich, and Mr. Speaker—60
NOES—None

Bill ordered transmitted to the Senate

INTRODUCTION OF GUESTS

Speaker pro Tempore Bee announced the presence of the Honorable William A. Munnell, Judge of the Superior Court of Los Angeles County, and former Member of the Assembly from the 51st District, and his wife, Mrs. Charlotte Munnell, whereupon the Members of the Assembly joined in welcoming them on their visit to the Assembly Chamber

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 17—An act to amend Section 12 of Chapter 29 of the Statutes of 1956 (First Extraordinary Session), to amend Section 6816 of the Public Resources Code, and to amend Section 12938 of,

and to add Section 12938 2 to, the Water Code, relating to the disposition and use of revenues received from oil and gas leases and other leases of state-owned lands and tide and submerged lands granted by the State to the City of Long Beach.

Bill read third time.

Motion to Amend

Mr Porter moved the adoption of the following amendments:

Amendment No. 1

On page 4, line 7, strike out "State Water Resources Development System", and insert "State Water Facilities".

Amendment No. 2

On page 4, line 9, before "which", insert ", and construction costs of the additional facilities of the State Water Resources Development System authorized pursuant to Section 12938,".

Amendment No. 3

On page 4, line 24, after "costs", insert "of the State Water Facilities".

Amendment No. 4

On page 4, line 42, after "facilities", insert "of the State Water Facilities"

Amendment No 5

On page 4, line 44, after "costs", insert "of the State Water Facilities".

Amendment No. 6

On page 4, line 47, strike out "Resources Development System", and insert "Facilities".

Amendment No. 7

On page 4, lines 48 and 49, strike out "Resources Development System", and insert "Facilities"

Amendments read, and adopted

Bill ordered reprinted, and re-engrossed

Assembly Bill No. 178—An act to add Section 20930.7 to the Government Code, relating to state employees' retirement.

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

AYES—Allen, Alquist, Asheraft, Badham, Bagley, Bane, Bee, Belotti, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Ferrell, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Marks, Meyers, Milias, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Waite, Waldie, Warren, Whetmore, Williamson, Young, Zenovich, and Mr Speaker—62

NOES—None.

Bill ordered transmitted to the Senate

THIRD READING OF SENATE BILLS

Senate Joint Resolution No. 4—Relative to importing beef and veal.

Resolution read, and presented by Mr. Veysey

Resolution adopted by the following vote.

AYES—Allen, Alquist, Asheraft, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Casey, Collier, Cologne, Conrad, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills Donovan, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Marks, Meyers, Milias, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Wilson, Young, Zenovich, and Mr Speaker—63.

NOES—None.

Resolution ordered transmitted to the Senate.

CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the first item on the Consent Calendar

CONSENT CALENDAR—ASSEMBLY BILLS

Consideration of House Resolution No. 195

By Assemblyman Veneman

House Resolution No. 195—Relative to Youth Fitness Week.

NOTE The full text of House Resolution No 195 appears at page 679 of the Assembly Daily Journal for April 20, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Marks, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Song, Soto, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Young, Zenovich, and Mr Speaker—69

NOES—None

Consideration of House Resolution No. 196

By Assemblyman Milias·

House Resolution No. 196—Relative to commending Amado Mata Garcia

NOTE The full text of House Resolution No 196 appears at page 680 of the Assembly Daily Journal for April 20, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Marks, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Song, Soto, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Young, Zenovich, and Mr Speaker—69

NOES—None.

Consideration of House Resolution No. 198

By Assemblyman Mulford:

House Resolution No. 198—Relative to congratulating Mrs. Lawrence Fletcher.

NOTE The full text of House Resolution No 198 appears at pages 680 and 681 of the Assembly Daily Journal for April 20, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Marks, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Song, Soto, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Young, Zenovich, and Mr. Speaker—69

NOES—None.

Consideration of House Resolution No. 202

By Assemblyman Bee.

House Resolution No. 202—Relative to commending Mr. Resti Zaballos

NOTE The full text of House Resolution No 202 appears at page 686 of the Assembly Daily Journal for April 21, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Marks, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Song, Soto, Stevens, Thelin, Thomas, Veneman, Vevsey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Young, Zenovich, and Mr Speaker—69

NOES—None

Consideration of House Resolution No 203

By Assemblyman Dannemeyer

House Resolution No. 203—Congratulating Anaheim Host Lions Club

NOTE The full text of House Resolution No 203 appears at pages 686 and 687 of the Assembly Daily Journal for April 21, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Marks, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Song, Soto, Stevens, Thelin, Thomas, Veneman, Vevsey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Young, Zenovich, and Mr Speaker—69

NOES—None

Consideration of House Resolution No 204

By Assemblyman Elliott

House Resolution No. 204—Relating to the Latin American Trade Mart of Los Angeles

NOTE The full text of House Resolution No 204 appears at page 687 of the Assembly Daily Journal for April 21, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Marks, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Song, Soto, Stevens, Thelin, Thomas, Veneman, Vevsey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Young, Zenovich, and Mr Speaker—69

NOES—None

Consideration of House Resolution No. 207

By Assemblyman Belotti:

House Resolution No. 207—Relative to the Arcata Flight Service Station.

NOTE. The full text of House Resolution No 207 appears at pages 702 and 703 of the Assembly Daily Journal for April 21, 1964.

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Asheraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Marks, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Song, Soto, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Young, Zenovich, and Mr Speaker—69
NOES—None

CONSENT CALENDAR—SENATE BILLS

Senate Bill No. 77—An act to amend Sections 802 6 and 802.65 of the Agricultural Code, relating to grapes, and declaring the urgency thereof, to take effect immediately

Bill read third time

Urgency Clause

Urgency clause read, and adopted by the following vote

AYES—Allen, Alquist, Asheraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Marks, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Song, Soto, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Young, Zenovich, and Mr Speaker—69
NOES—None

The question being on the passage of the bill
Bill passed by the following vote

AYES—Allen, Alquist, Asheraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Marks, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Song, Soto, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Young, Zenovich, and Mr Speaker—69
NOES—None

Bill ordered transmitted to the Senate

Senate Concurrent Resolution No. 22—Relative to a study of the proposed Pacific Southwest Water Plan

Resolution read, and adopted by the following vote·

AYES—Allen, Alquist, Asheraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell Casey, Chapel, Collier, Cologne, Conrad, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Marks, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Song, Soto, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Young, Zenovich, and Mr Speaker—69.
NOES—None

Resolution ordered transmitted to the Senate

UNFINISHED BUSINESS (RESUMED)

MOTION TO RECONSIDER ASSEMBLY CONCURRENT RESOLUTION NO 25

In compliance with a motion given on a previous day, Mr Britschgi moved that the vote whereby Assembly Concurrent Resolution No. 25 was passed be reconsidered

The roll was called

Call of the Assembly

Pending the announcement of the vote, Mr Britschgi moved a call of the Assembly

Mr. Monagan seconded the motion

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. 113

Mr. Waldie was granted unanimous consent that Assembly Rule No. 113 be temporarily suspended for the purpose of placing a call of the Assembly on any matter before the House.

ANNOUNCEMENTS

Speaker pro Tempore Bee announced that Speaker Unruh has appointed the following Assemblymen to represent the Assembly at the funeral of Senator Lee M Backstrand Messrs Carrell, Pattee, Cologne, Belotti, Hinckley, Chapel, Conrad, Badham, Mulford, Lanterman, and Holmes

The funeral will be Thursday, April 30, at 2 p m , at the Simons Funeral Home, 3610 11th Street, Riverside, and any Members who are planning to attend should notify Miss Edith MacNair of the Speaker's office immediately.

Minority Floor Leader Presiding

At 10.24 a m., Hon Charles J Conrad, 57th District, presiding

REQUEST FOR UNANIMOUS CONSENT

Mr. Cologne was granted unanimous consent to take up Assembly Concurrent Resolution No. 52, at this time

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 52

Assembly Concurrent Resolution No. 52—Relative to the death of State Senator Leland M Backstrand

Resolution read.

Request for Unanimous Consent to Temporarily Suspend Rule No. 101

Mr. Cologne was granted unanimous consent that Rule No 101 be temporarily suspended for the purpose of adding coauthors to Assembly Concurrent Resolution No. 52

Members Made Coauthors of Assembly Concurrent Resolution No. 52

Mr. Cologne was granted unanimous consent that all Members so desiring be placed upon Assembly Concurrent Resolution No 52 as coauthors.

Roll Call

The following Members indicated a desire to become coauthors:

Assemblymen Allen, Alquist, Ashcraft, Badham, Bane, Barnes, Bee, Beilenson, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Assemblywoman Davis, Assemblymen Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Fournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Johnson, Knox, Lanterman, Marks, Meyers,

Milias, Mills, Monagan, Moreno, Mulford, Petris, Porter, Powers, Qumby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Unruh, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, and Zenovich

Request for Unanimous Consent

Mr. Cologne was granted unanimous consent to take up Assembly Concurrent Resolution No 52, as amended, without reference to committee, print, or file, and that the same be considered engrossed

Consideration of Assembly Concurrent Resolution No. 52, as Amended

Assembly Concurrent Resolution No. 52: By Assemblymen Cologne, Holmes, Pattee, Allen, Alquist, Ashcraft, Badham, Bane, Barnes, Bee, Beilenson, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Assemblywoman Davis, Assemblymen Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Johnson, Knox, Lanterman, Marks, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Petris, Porter, Powers, Qumby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Unruh, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, and Zenovich—Relative to the death of State Senator Leland M Backstrand

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

Resolution ordered transmitted to the Senate

Request for Unanimous Consent

Mr Lanterman was granted unanimous consent that when the Assembly does this day adjourn, it do so out of respect to the memory of the late Leland M Backstrand, State Senator and former Member of the Assembly

Announcements

Mr Cologne announced that the family of the late Senator Backstrand has requested that, in lieu of flowers, anyone wishing to offer a remembrance may contribute to the Lee M Backstrand Memorial Scholarship Fund, which is to be set up at Pomona College at Claremont, in care of 3620 Market Street, Riverside

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, April 28, 1964

Mr Speaker: Your Committee on Engrossment and Enrollment has examined Assembly Bill No 6

And reports the same correctly engrossed

POWERS, Chairman

Above bill ordered to third reading

Assembly Chamber, April 28, 1964

Mr Speaker: Your Committee on Engrossment and Enrollment has examined Assembly Constitutional Amendment No 11

And reports the same correctly engrossed

POWERS, Chairman

Above resolution re-referred to Committee on Constitutional Amendments.

Committee on Ways and Means

Assembly Chamber, April 27, 1964

Mr Speaker: Your Committee on Ways and Means reports
Senate Bill No. 5
Senate Bill No 81
With the recommendation: Do pass.

CROWN, Chairman

Above bills ordered to second reading

Assembly Chamber, April 27, 1964

Mr. Speaker: Your Committee on Ways and Means reports
Assembly Bill No. 147
With the recommendation: Do pass

CROWN, Chairman

Above bill ordered to second reading

Assembly Chamber, April 28, 1964

Mr Speaker Your Committee on Ways and Means reports
House Resolution No 201
With the recommendation· Be adopted

CROWN, Chairman

Above resolution ordered on file

Committee on Water

Assembly Chamber, April 28, 1964

Mr Speaker The Chairman of your Committee on Water reports
Assembly Bill No 180
With author's amendments with the recommendation· Amend, and re-refer to the Committee on Water.

PORTER, Chairman

SECOND READING OF ASSEMBLY BILL NO. 180 (PURSUANT TO RULE NO. 59.5)

Assembly Bill No. 180—An act to amend Section 72152 of the Water Code, and Section 9 4 of the Metropolitan Water District Act (Chapter 429 of the Statutes of 1927), relating to the change of boundaries of water districts, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Author's Amendments

The following amendments, proposed by Mr Quimby, were read, and adopted:

Amendment No. 1

In the title of the printed bill, as amended in Assembly April 23, 1964, strike out lines 1 and 2, and in line 3, strike out "the Statutes of 1927)", and insert "An act validating acts to include the City of San Bernardino in The Metropolitan Water District of Southern California and to amend Section 72152 of the Water Code"

Amendment No. 2

On page 1, strike out lines 12 to 22, inclusive, and on page 2, strike out lines 1 to 7, inclusive, and insert

"SEC 2 The acts and proceedings taken to annex the corporate area of the City of San Bernardino to The Metropolitan Water District of Southern California are hereby confirmed, validated and declared legally effective, and the City of San Bernardino shall be deemed a part of The Metropolitan Water District of Southern California in accordance with the proposition on the annexation approved by the electors of the City of San Bernardino on April 28, 1964

The Legislature finds and declares that the provisions of this section constitute a special act for which a general law cannot be made applicable The City of San Bernardino must, under a court order, materially reduce the water it takes from its present sources of supply in October, 1964 The San Bernardino Valley Municipal Water District, of which it is a part, cannot, and will not, for many years, be able to supply the city with water to meet its present needs. The people of the

City of San Bernardino, on April 28, 1964, voted to become a part of The Metropolitan Water District of Southern California which can supply them with the necessary water Because of this unique situation, it is necessary to the health and safety of the people of the City of San Bernardino that the annexation of the city to The Metropolitan Water District of Southern California be validated, confirmed, and made fully effective "

Amendment No. 3

On page 2, strike out lines 13 to 18, inclusive, and insert

'In order to make the arrangements to obtain an additional water supply necessary for the health and safety of the people of the City of San Bernardino within the next few months, it is necessary that this act take effect immediately '

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

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

Assembly Chamber, April 28, 1964

Mr Speaker Your Committee on Judiciary reports

Senate Bill No 84

With amendments with the recommendation: Amend, and do pass, as amended.

WILLSON, Chairman

Above bill ordered to second reading

Committee on Civil Service and State Personnel

Assembly Chamber, April 28, 1964

Mr. Speaker: Your Committee on Civil Service and State Personnel reports

Assembly Bill No 177

With the recommendation Do pass, and be re-referred to the Committee on Ways and Means

MEYERS, Chairman

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

Committee on Revenue and Taxation

Assembly Chamber, April 28, 1964

Mr Speaker. The Chairman of your Committee on Revenue and Taxation reports

Assembly Bill No 188

With author's amendments with the recommendation Amend, and re-refer to the Committee on Revenue and Taxation

PETRIS, Chairman

SECOND READING OF ASSEMBLY BILL NO. 188 (PURSUANT TO RULE NO. 59 5)

Assembly Bill No. 188—An act to add Section 6371 to the Revenue and Taxation Code, relating to sales and use taxes

Bill read second time.

Consideration of Author's Amendments

The following amendment, proposed by Mr. Meyers, was read, and adopted:

Amendment No. 1

On page 1, line 5, of the printed bill, after "limbs", insert "costing one hundred dollars ($100) or more and applied or dispensed by a person duly licensed to do the same, or sold or delivered upon the prescription of a person duly licensed to issue such prescription"

Bill ordered reprinted, engrossed, and to be re-referred to the Committee on Revenue and Taxation

REPORTS OF STANDING COMMITTEES

Committee on Rules

Assembly Chamber, April 28, 1964

Mr Speaker Your Committee on Rules reports

Assembly Joint Resolution No 11

With the recommendation. That the resolution be re-referred to the Committee on Water.

BANE, Chairman

Above resolution re-referred to the Committee on Water.

Assembly Chamber, April 28, 1964

Mr Speaker Your Committee on Rules reports

Assembly Concurrent Resolution No 44

With the recommendation That the resolution be re-referred to the Committee on Transportation and Commerce.

BANE, Chairman

Above resolution re-referred to the Committee on Transportation and Commerce

Assembly Chamber, April 28, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 213

With amendments with the recommendation Be amended, and that the resolution, as amended, be returned to the committee, and the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study.

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, April 28, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 211

House Resolution No 212

With the recommendation Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolutions be placed on the Consent Calendar.

BANE, Chairman

Above resolutions ordered on file

Assembly Chamber, April 28, 1964

Mr Speaker. Your Committee on Rules reports

House Resolution No 223

With the recommendation Be adopted

BANE, Chairman

Above resolution ordered on file

Speaker pro Tempore Presiding

At 10 55 a m, Hon Carlos Bee, 13th District, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 185—An act to amend Section 271 of the Revenue and Taxation Code, relating to welfare exemption

Bill read third time, and passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Dills, Donovan, Dymally, Flournoy, Foran, Frew, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Lanterman, Marks, Meyers, Mihas, Mills, Monagan, Moreno, Pattee, Petris, Porter, Powers,

Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Williamson, Willson, Winton, Young, Zenovich, and Mr Speaker—66
NOES—None

Bill ordered transmitted to the Senate

REQUEST FOR UNANIMOUS CONSENT

Mr Veysey was granted unanimous consent to take up House Resolution No 223 without reference to file

Consideration of House Resolution No. 223

By Assemblyman Veysey

House Resolution No. 223—Relative to the Observance of Cinco de Mayo in Imperial County

NOTE The full text of House Resolution No 223 appears at page 793 of the Assembly Daily Journal for April 27, 1964

Resolution read, and adopted unanimously

RESOLUTION REMOVED FROM CONSENT CALENDAR

On request of Mr Lanterman, House Resolution No. 209 was removed from the Consent Calendar.

Request for Unanimous Consent

Mr Lanterman was granted unanimous consent to take up House Resolution No. 209 without reference to file

Consideration of House Resolution No. 209

By Assemblyman Lanterman·

House Resolution No. 209—Relative to Mr. C Lewis Edwards.

NOTE The full text of House Resolution No 209, as amended April 27, 1964, appears at page 773 of the Assembly Daily Journal for April 27, 1964

Resolution read

Members Made Coauthors of House Resolution No. 209

Mr Lanterman was granted unanimous consent that all Members so desiring be placed upon House Resolution No. 209 as coauthors.

Roll Call

The following Members indicated a desire to become coauthors:

Assemblymen Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Britschgi, Burgener, Casey, Chapel, Collier, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Assemblywoman Davis, Assemblymen Deukmejian, Dills, Donovan, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Marks, Meyers, Mihas, Mills, Monagan, Moreno, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Unruh, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, and Zenovich

The question being on the adoption of House Resolution No. 209, as amended.

Resolution read, as amended, and adopted unanimously.

NAMES PLACED UPON ROLL CALL ON ASSEMBLY CONCURRENT RESOLUTION NO 52

Messrs Meyers and Dannemeyer were granted unanimous consent that they be recorded as voting "Aye" on the roll call adding co-authors to Assembly Concurrent Resolution No 52

INTRODUCTION OF GUESTS

Speaker pro Tempore Bee introduced the Honorable Domenico Massari, City Councilman of Palmdale, the guest of Assemblyman Tom Bane of North Hollywood, to the Members of the Assembly, who joined in welcoming him on his visit to the Assembly Chamber

RESOLUTIONS

The following resolutions were offered

By Assemblymen Rumford and Mulford

House Resolution No. 228

Relative to developing regional public recreation facilities on the Berkeley waterfront on San Francisco Bay in Alameda County

WHEREAS, San Francisco Bay is the greatest single natural resource in the San Francisco-Oakland metropolitan area, and

WHEREAS, There exists water and land areas in public ownership on the City of Berkeley waterfront, including an aquatic park and potential protected sailing basin with access to San Francisco Bay, and also including a scenic drive, fishing sites, beaches and park areas, and

WHEREAS, These land and water areas have excellent potential for serving regional public recreation needs in the San Francisco-Oakland metropolitan area; and

WHEREAS, A State Proposition at the November, 1964 election provides for expenditures of $150,000,000 for acquiring and developing state and regional beach, park, recreational and historical facilities, of which $40,000,000 is for the purpose of assisting local governments in same, and

WHEREAS, Failure to initiate project studies prior to the passing of the State Proposition will result in the delay of one year on the legislative approval of these projects, now, therefore, be it

Resolved by the Assembly of the State of California, That the Department of Parks and Recreation and the Division of Beaches and Parks are requested to undertake a study to determine the feasibility of developing the land and water areas under public ownership on the City of Berkeley waterfront for regional recreation purposes and to comply with the provisions of the Cameron-Unruh Beach, Park, Recreational and Historical Facilities Bond Act of 1964, and be further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a copy of this resolution to the Director of the Department of Parks and Recreation and to the Chief of the Division of Beaches and Parks

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Ryan

House Resolution No. 229

Relative to congratulating Vincent Bianchini

WHEREAS, Sergeant Vincent Bianchini of the South San Francisco Police Department will retire on May 1, 1964, after serving as a police officer and Sergeant for more than 40 years, and

WHEREAS, His personal integrity and faithfulness to duty during the many years of service are in keeping with the spirit of the Athenian Oath, which reads as follows:

"We will never bring disgrace to this our city by any act of dishonesty or cowardice, nor ever desert our suffering comrades in the ranks, we will fight for the ideals and sacred things of the city, both alone and with many, we will revere and obey the city's laws and do our best to incite to a like respect and reverence those who are prone to annul or set them at naught, we will strive unceasingly to quicken the public sense of public duty, that, thus, in all these ways, we will transmit this city, not only not less, but greater, better and more beautiful than it was transmitted to us;" and

WHEREAS, He has thus established a high standard of civic conduct, worthy of emulation by those who desire to contribute to the welfare of their community, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members commend Sergeant Bianchini for his outstanding record of service to his community, congratulate him on his retirement, and wish him success and happiness in his future endeavors; and be it further

Resolved, That the Chief Clerk of the Assembly be directed to transmit a suitably prepared copy of this resolution to Sergeant Bianchini.

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

INTRODUCTION OF GUESTS

Speaker pro Tempore Bee of Hayward introduced the Honorable Wallace D Henderson, former Member of the Assembly from the 32nd District, and newly-elected Mayor of Fresno, whereupon the Members of the Assembly joined in welcoming him on his visit to the Assembly Chamber.

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO RECONSIDER ASSEMBLY CONCURRENT RESOLUTION NO. 25

At 11 02 a m, on motion of Mr Britschgi further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and Assembly Concurrent Resolution No 25 refused reconsideration by the following vote:

AYES—Allen, Badham, Bagley, Barnes, Britschgi, Burgener, Chanel, Collier, Cologne, Conrad, Cusanovich, Dannemeyer, Davis, Deukmejian, Donovan, Flournoy, Greene, Hinckley, Holmes, Marks, Mills, Monagan, Mulford, Pattee, Powers, Ryan, Stevens, Thelin, Veneman, Vevsey, Whetmore, Young, and Zenovich—33

NOES—Alquist, Ashcraft, Bane, Bee, Beilenson, Booth, Cartell, Casey, Crown, Danielson, Dills, Dymally, Elliott, Ferrell, Foran, Frew, Gaffney, Garrigus, Gonsalves, Henson, Johnson, Knox, Meyers, Miligs, Moreno, Petris, Porter, Quimby, Rumford, Song, Soto, Stanton, Thomas, Waldie, Warren, Williamson, Willson, and Winton—38

Assembly Concurrent Resolution No 25 ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

Assembly Chamber, April 27, 1964

Mr. Speaker: Your Committee on Ways and Means reports:

Senate Bill No 50
Senate Bill No 53

With amendments with the recommendation: Amend, and do pass, as amended

CROWN, Chairman

Above bills ordered to second reading

Committee on Civil Service and State Personnel

Assembly Chamber, April 28, 1964

Mr Speaker: Your Committee on Civil Service and State Personnel reports

Assembly Concurrent Resolution No 6

With amendments with the recommendation Amend, and be adopted, as amended

MEYERS, Chairman

Above resolution ordered on file

Committee on Rules

Assembly Chamber, April 28, 1964

Mr Speaker: Your Committee on Rules reports

House Resolution No 214

With the recommendation Be adopted, as amended

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolution be placed on the Consent Calendar

BANE, Chairman

Above resolution ordered on file

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 41—An act to add Part 3 (commencing with Section 30000) to Division 10 of the Public Utilities Code, relating to rapid transit

Bill read third time, and presented by Mr Carrell.

Motion to Amend

Mr Stevens moved the adoption of the following amendment:

Amendment No. 1

On page 33, line 41, of the printed bill, as amended in Assembly April 16, 1964, strike out "60", and insert "66⅔".

Amendment read.

Roll Call Demanded

Messrs. Conrad, Willson, and Pattee demanded a roll call

The roll was called, and the amendments refused adoption by the following vote:

AYES—Ashcraft, Badham, Bagley, Barnes, Britschgi, Burgener, Chapel, Collier, Conrad, Cusanovich, Deukmejian, Dills, Donovan, Hinckley, Holmes, Lanterman, Marks, Milias, Monagan, Mulford, Pattee, Powers, Stevens, Thelin, Thomas, Veneman, Veysey, Whetmore, and Willson—29

NOES—Allen, Alquist, Bane, Bee, Beilenson, Carrell, Casey, Crown, Danielson, Dannemeyer, Dymally, Elliott, Ferrell, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Johnson, Knox, Meyers, Mills, Moreno, Petris, Porter, Quimby, Rumford, Ryan, Song, Stanton, Waite, Waldie, Warren, Williamson, Winton, Young, and Zenovich—38

Demand for Previous Question

Messrs. Pattee, Dills, Holmes, Marks, and Burgener demanded the previous question Demand sustained.

The question being on the passage of the bill

Bill passed by the following vote:

AYES—Allen, Alquist, Ashcraft, Badham, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Donovan, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Johnson, Knox, Lanterman, Marks, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Petris, Porter, Powers, Quimby, Rumford, Song, Soto, Stevens, Thelin, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Zenovich, and Mr Speaker—66

NOES—Holmes, Pattee, and Willson—3

Bill ordered transmitted to the Senate

REPORTS OF STANDING COMMITTEES

Committee on Rules

Assembly Chamber, April 28, 1964

Mr. Speaker: Your Committee on Rules reports

House Resolution No 215

With amendments with the recommendation Be amended, and that the resolution, as amended, be returned to the committee, and the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study

BANE, Chairman

Above resolution ordered on file

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Bill No. 194: By Assemblyman Meyers—An act to amend Section 986 4 of the Military and Veterans Code, relating to veterans' farm and home purchase loans

Held at desk by order of the Speaker pro Tempore

RESOLUTIONS

The following resolution was offered·

By Assemblyman Allen

House Resolution No. 230

Relative to Fox Hills

WHEREAS, The Fox Hills Area is an area of great natural beauty, ideally situated to provide outdoor recreation to the rapidly expanding population of Los Angeles County; and

WHEREAS, The existing outdoor recreational facilities in the surrounding area are severely overtaxed, thus, the need for preserving this 260 acre site for outdoor recreational space is pressing, now, therefore, be it

Resolved by the Assembly of the State of California, That the Division of Beaches and Parks of the Department of Parks and Recreation is directed to make a study of the feasibility of establishing a state park at the Fox Hills Area and to report thereon to the Assembly not later than the fifth legislative day of the 1965 Regular Session of the Legislature, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit copies of this resolution to the Director of Parks and Recreation and to the Chief of the Division of Beaches and Parks

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO. 59

Mr. Porter was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Assembly Joint Resolution No. 11 for hearing in the Committee on Water

REMARKS ON CONDITION OF FILE

Mr. Unruh spoke on the condition of the file

INTRODUCTION OF GUESTS

Assemblyman Robert W. Crown of Alameda introduced Miss Tyndale Biscoe, Vice Consul of New Zealand, to the Members of the Assembly, who joined in welcoming her on her visit to the Assembly Chamber.

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO. 59

Mr. Meyers was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Assembly Concurrent Resolution No 40, and Assembly Bill No 17 for hearing in the Committee on Civil Service and State Personnel on Wednesday, April 29, 1964.

APPROVAL OF JOURNALS

On motion of Mr Waldie, the Assembly Daily Journals for Monday, April 20, 1964, Tuesday, April 21, 1964, Wednesday, April 22, 1964, and Thursday, April 23, 1964, were approved, as corrected by the Minute Clerk The Assembly Daily Journal for April 20, 1964, (page 677) was corrected to show the roll call whereby Assembly Bill No 10 was passed

ADJOURNMENT

At 11 55 a m , on motion of Mr Waldie, the Speaker pro Tempore declared the Assembly adjourned until 10 a m , Wednesday, April 29, 1964, out of respect to the memory of the late Leland M Backstrand, of Riverside, State Senator and former Member of the Assembly

JESSE M UNRUH, Speaker

ANABEL WHANG, Minute Clerk

CALIFORNIA LEGISLATURE

1964 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

FORTY-FIRST LEGISLATIVE DAY

SIXTY-EIGHTH CALENDAR DAY

IN ASSEMBLY

Assembly Chamber
Wednesday, April 29, 1964

The Assembly met at 10 a m
Hon Carlos Bee, Speaker pro Tempore of the Assembly, presiding
Chief Clerk James D. Driscoll at the Desk.
Assistant Clerk Malcolm MacIntyre reading

ROLL CALL

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

Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dennemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Lanterman, Marks, Meyers, Milias, Mills, Monagan, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—72

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Robert R Ferguson:

We Pray This Morning, O God, Thou wouldst give us the ability to take a long look at life May we chart our course not by the waves, but by Thy great magnetic north Give us the assurance that Thy will of righteousness will ultimately prevail, although temporarily hindered by our folly and sin May we not try to take short cuts to an eternal goal, but seek first Thy kingdom, then these other imperatives shall be achieved
We pray in our Lord's name—AMEN

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Bee, Mr Mills then led the Assembly in the pledge of allegiance to the Flag

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Mr Knox, seconded by Mr. Marks.

LEAVES OF ABSENCE FOR THE DAY

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

Mr. Flournoy, on motion of Mr Conrad.
Mr. Whetmore, on motion of Mr Conrad.
Mr. Carrell, on motion of Mr. Waldie.
Mr. Kennick, on motion of Mr. Waldie.
Mr. McMillan, on motion of Mr. Waldie.
Mr. Moreno, on motion of Mr. Waldie.

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, April 29, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Bill No 17
And reports the same correctly re-engrossed

POWERS, Chairman

Above bill ordered to third reading.

Assembly Chamber, April 29, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined. Assembly Bill No 188
And reports the same correctly engrossed

POWERS, Chairman

Above bill re-referred to the Committee on Revenue and Taxation.

Assembly Chamber, April 29, 1964

Mr Speaker. Your Committee on Engrossment and Enrollment has examined Assembly Bill No 180
And reports the same correctly re-engrossed

POWERS, Chairman

Above bill ordered re-referred to the Committee on Water.

RESOLUTIONS

The following resolutions were offered:

By Assemblyman Donovan:

House Resolution No. 231

Relative to Mrs Irene A Stratton

WHEREAS, April 21, 1964 was the occasion of the retirement of Mrs Irene A Stratton from the office of City Clerk of National City, a post she has filled with distinction since her appointment in 1949, and

WHEREAS, Irene Stratton came to California from her native South Dakota over 40 years ago and has worked for National City in various capacities since 1928, with the exception of the period 1935 to 1941 when she lived in Hawaii; and

WHEREAS, The quality of the service rendered by Mrs Stratton can receive no higher testimonial than the respect tendered her by other city officials and the public, coupled with the warm affection of those who worked with her, it is too little to say that in all of those years her loyalty and dedication were manifest; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members salute Irene Stratton on this occasion of her retirement and express their hope that the years ahead will bring that fulfillment which she has so richly earned, 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 Mrs Stratton.

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

By Assemblyman Donovan

House Resolution No. 232

Relative to congratulating the Honorable Claude L Hart, upon his retirement following his long years of public service

WHEREAS, The citizenry of National City have been fortunate in having been led in their civic advances for many years by their esteemed Mayor, Claude L Hart; and

WHEREAS, A native of Tiptonville, Tennessee, he came to National City in 1940; and

WHEREAS, His long and meritorious civic career includes service as fire commissioner in 1950 and as police commissioner in 1952, and

WHEREAS, Mr Hart was elected to the City Council of National City in 1950, 1956, and 1960, served as Vice Mayor in 1952, 1960, and 1961, and as Mayor in 1960 and 1961; and

WHEREAS, Retired from the general contractor firm of Hart and Sons, Mayor Hart resides in National City with his lovely wife Ruth, and their children are sons, Pat and Gerald, who operate the contracting business, and daughters, Mrs Dona Shelby and Mrs Marilyn Delmage, and

WHEREAS, It is only fitting and proper that due acclaim be rendered to such an outstanding civic leader upon his retirement from public office this year, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members extend the warm hand of appreciation for a job well done to Mayor Claude L Hart upon the occasion of his retirement, and wish him and his family the finest of health, happiness, and true success in all of their future endeavors, and hope that the City of National City may continue to advance and prosper as they have in the past when under the able leadership of Mayor Hart, and be it further

Resolved, That the Chief Clerk of the Assembly shall transmit a suitably prepared copy of this resolution to the Honorable Claude L Hart, Mayor of National City

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 147—An act to amend Sections 25681 1 and 38901 of the Government Code, relating to community development

Bill read second time, and ordered to third reading.

Consideration of House Resolution No. 213

By Assemblyman Foran:

House Resolution No. 213—Relative to the Instructional Materials Laboratory in the Department of Education.

Resolution read

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Rules, was read, and adopted:

Amendment No. 1

In the first line of the first WHEREAS clause of the printed measure, as printed on page 730 of the Assembly Journal for April 22, 1964, strike out "Industrial", and insert "Instructional".

House Resolution No. 213, as Amended

By Assemblyman Foran:

House Resolution No. 213

Relative to the Instructional Materials Laboratory in the Department of Education

WHEREAS, The Instructional Materials Laboratory in the Department of Education is comprised of industry and trade representatives who compile instructional material for apprenticeship training programs; and

WHEREAS, There is a great need for expanded apprenticeship instructional materials and services and for a constant revision of existing materials due to the increased demand for skilled employees, and

WHEREAS, The Instructional Materials Laboratory has been operating under the Bureau of Industrial Education of the Department of Education, and

WHEREAS, It has been reported that the Department of Education is contemplating consolidating the Instructional Materials Laboratory into a new department publications unit; and

WHEREAS, Such a consolidation may have an undesirable effect upon the operations of the laboratory in that it may jeopardize the liaison that has heretofore existed between the representatives of industry and the trades responsible for determining what materials should go into the apprenticeship instructional materials; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Rules Committee is directed to assign the subject of the efficient operation of the Instructional Materials Laboratory to an appropriate interim committee for study and to direct such committee to report its findings and recommendations thereon to the Assembly not later than the fifth legislative day of the 1965 Regular Session of the Legislature

Resolution, as amended, re-referred to the Committee on Rules, and the subject matter referred to the Committee on Rules for assignment to the proper interim committee for study

Assembly Concurrent Resolution No. 6—Relative to salaries of craftsmen in state employment

Resolution read

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Civil Service and State Personnel, were read, and adopted:

Amendment No. 1

On page 1 of the printed measure, as amended in Assembly April 23, 1964, strike out line 1 and insert

"WHEREAS, The State Personnel Board"

Amendment No. 2

On page 1, line 2, strike out "in excluding", and insert "have recently excluded"

Amendment No 3

On page 1, strike out lines 3 to 5, inclusive, and insert "increases certain craft classifications, and"

Amendment No. 4

On page 2, lines 7 and 8, strike out "which did not receive adjustments on January 1, 1964".

Resolution ordered reprinted, and re-engrossed

Consideration of House Resolution No. 214

By Assemblymen Dannemeyer, Badham, and Whetmore (Coauthor Senator Murdy)

House Resolution No. 214—Relative to the *Daily News Tribune* published at Fullerton, California

Resolution read

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Rules, was read, and adopted

Amendment No. 1

In lines 2 and 3 of the first *Resolved* clause of the printed measure, as printed on page 730 of the Assembly Journal for April 22, 1964, strike out "performances and present position", and insert "successes".

House Resolution No 214, as Amended

By Assemblymen Dannemeyer, Badham, and Whetmore (Coauthor Senator Murdy)

House Resolution No. 214

Relative to the *Daily News Tribune* published at Fullerton, California

WHEREAS, The Members have learned of the splendid success story of the *Daily News Tribune* published at Fullerton, California, and

WHEREAS, Founded in 1891 as the *Weekly Tribune*, it consolidated with the *News*, and became the *News Tribune* in 1926, and

WHEREAS, Within 10 short, but dynamic, years for this community-minded newspaper, the paid circulation of the *News Tribune* rose from 4,700 to 20,000, and it became the most widely read and respected daily newspaper published in northern Orange County; and

WHEREAS, This journalistic endeavor has received many state and national awards for excellence, and for its generous contribution to the community, accolades of press achievements richly deserved by this outstanding daily newspaper, and

WHEREAS, The *News Tribune* will soon dedicate its new printing plant described as one of the most modern and outstanding facilities for community newspapers in the country, and

WHEREAS, Guiding the fortunes of this newspaper since 1939, when he became editor and publisher, Mr Edgar F Elstrom has displayed the kind of enthusiasm, intelligence, and diligence which has brought to fruition the concept of a community newspaper as an instrument of civic service and as a source of reliable and informative news; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members commend Mr Elstrom and the *Daily News Tribune* for its past successes, and wish that the *Daily News Tribune* may find continued success in serving its community in the highest traditions of the press, and be it further

Resolved, That the Chief Clerk shall transmit a suitably prepared copy of this resolution to Mr Edgar F Elstrom, editor and publisher of the *Daily News Tribune* of Fullerton, California

Resolution, as amended, ordered to the Consent Calendar

Consideration of House Resolution No 215

By Assemblyman Soto

House Resolution No. 215—Relative to an investigation of health and figure salons

Resolution read.

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Rules, were read, and adopted.

Amendment No. 1

In the first line of the fifth WHEREAS clause of the measure, as printed on page 749 of the Assembly Journal for April 23, 1964, after "unknowingly," insert "may"

Amendment No. 2

In the fifth WHEREAS clause, strike out line 3, and in line 4, strike out "client"

House Resolution No 215, as Amended

By Assemblyman Soto

House Resolution No 215

Relative to an investigation of health and figure salons

WHEREAS, Within the last few years there has been strong emphasis placed on physical fitness, and

WHEREAS, Health studios and figure salons are an expanding business in California, and

WHEREAS, With the exception of the regulations on health studio contracts contained in the Civil Code, health studios and figure salons are not presently regulated or required to meet minimum standards in methods of operation; and

WHEREAS, Complaints from clients of some of these establishments charge improper care, treatment, misrepresentation and high-pressure salesmanship; and

WHEREAS, Some clients, unknowingly, may have signed contracts in excess of the amounts verbally agreed upon, including the signing of counter checks and drafts, now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is hereby directed to assign to an appropriate interim committee for study the subject of health studio and figure salon contracts, procedures, operating methods and advertising, and to direct such committee to report thereon to the Assembly not later than the fifth legislative day of the 1965 Regular Session of the Legislature

Resolution, as amended, re-referred to the Committee on Rules, and the subject matter referred to the Committee on Rules for assignment to the proper interim committee for study

SECOND READING OF SENATE BILLS

Senate Bill No. 9—An act to add Section 23753.1 to the Education Code, relating to state colleges

Bill read second time, and ordered to third reading

Senate Bill No. 46—An act to amend Section 13515 of the Education Code, relating to school districts, declaring the urgency thereof, to take effect immediately

Bill read second time, and ordered to third reading

Senate Bill No. 5—An act to amend Section 75030.5 of the Government Code, relating to judges' retirement.

Bill read second time, and ordered to third reading

Senate Bill No. 81—An act to amend Section 987.15 of the Military and Veterans Code, relating to the Veterans Farm and Home Purchase Act of 1943

Bill read second time, and ordered to third reading

Senate Bill No. 84—An act to amend Section 28123 of the Government Code, relating to compensation for public service in counties

Bill read second time.

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Judiciary, was read, and adopted

Amendment No. 1

On page 1, line 8, of the printed bill, after the period, insert "On and after January 3, 1967, he shall be prohibited from engaging in private law practice"

Bill ordered reprinted, and returned to the second reading file

Senate Bill No. 50—An act to amend Sections 68200, 68201, 68202, 68500.5, 68841, 68891, 69140, 75101, 75102, and 75103 of, and to add Sections 68203 and 68204 to, and to repeal Section 68205 of, the Government Code, relating to judicial salaries and making an appropriation therefor

Bill read second time.

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Ways and Means, were read:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Senate April 7, 1964, after "69140," insert "75075,".

Amendment No. 2

On page 2, between lines 43 and 44, insert

"SEC. 10.5. Section 75075 of said code is amended to read

75075. Any judge hereafter retiring pursuant to the provisions of Section 75025 or Section 75060 may elect to receive the benefits accorded by this article (a) if he retires on the day of attainment of the age of 70 years, or prior thereto, or (b) regardless of age at retirement, if he is a judge on the effective date of this article and (1) retires within ~~five~~ *six* years after said effective date or (2) if not eligible to retire within said ~~five~~ *six*-year period, he retires within two years after he attains eligibility

Every judge who qualifies under this section shall be deemed to elect to receive the benefits accorded by this article, unless he makes an election to the contrary by filing written notice thereof with the Secretary of State at or prior to retirement."

Senate Bill No. 50 ordered passed on file, and to retain its place on file

INTRODUCTION OF GUESTS

Assemblyman Robert S. Stevens of Los Angeles introduced Miss Kathleen Regan of Weaverville, the daughter of Senator Edwin J. Regan of Weaverville, to the Members of the Assembly, who joined in welcoming her on her visit to the Assembly Chamber

CONSIDERATION OF DAILY FILE (RESUMED)
SECOND READING OF SENATE BILLS (RESUMED)

Senate Bill No. 53—An act to repeal Articles 1 (commencing with Section 11550) and 3 (commencing with Section 11570) of Chapter 6, Part 1, Division 3, Title 2 of, and to add Sections 1323 and 1774.5 to, and Article 1 (commencing with Section 11550) to Chapter 6, Part 1, Division 3, Title 2 of, the Government Code, and to amend Sections 12000, 12001, 12051, 12801, 12903, 13976, 15003, and 10204 of, the Government Code, Section 8005 of the Business and Professions Code, Sections 1156, 1705, and 3800 of the Harbors and Navigation Code, Section 21203 of the Public Utilities Code, Section 25301 of the Corporations Code, Sections 211 and 5201 of the Financial Code, and Section 12900 of the Insurance Code, relating to state officers and their compensation, and making an appropriation therefor

Bill read second time.

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Ways and Means, were read ~~, and adopted~~:

Amendment No. 1

On page 2 of the printed bill, as amended in Senate April 7, 1964, strike out line 51, and insert

"(b) Secretary of State
(c) State Controller
(d) State Treasurer."

Amendment No. 2

On page 3, line 1, strike out "(c)", and insert "(e)"

Amendment No. 3

On page 3, line 2, strike out "(d)", and insert "(f)".

Amendment No. 4

On page 3, strike out lines 11 and 12

Amendment No 5

On page 3, line 13, strike out "(c)", and insert "(a)".

Amendment No. 6

On page 3, line 14, strike out "(d)", and insert "(b)"

Amendment No. 7

On page 3, line 15, strike out "(e)", and insert "(c)".

Amendment No. 8

On page 3, line 16, strike out "(f)", and insert "(d)"

Amendment No. 9

On page 3, line 17, strike out "(g)", and insert "(e)"

Amendment No. 10

On page 3, line 18, strike out "(h)", and insert "(f)"

Amendment No. 11

In line 12 of the title, after the comma, insert "Section 164 1 of the Military and Veterans Code,".

Amendment No. 12

On page 8, between lines 12 and 13, insert

"SEC 21 5. Section 164 1 of the Military and Veterans Code is amended to read·

164 1 ~~Notwithstanding any other provision of law,~~ The Adjutant General shall be paid the same pay and allowances as is received by a ~~major~~ *lieutenant* general in the Army of the United States and shall be paid in the same manner and at the same time as other state officers"

Amendment No. 13

On page 2, line 12, strike out "or fails"

Amendment No. 14

On page 2, line 15, strike out "failed or".

Amendment No. 15

On page 3, between lines 31 and 32, insert
"(1) Director of Veterans Affairs"

Amendment No. 16

On page 3, strike out line 36, and in line 37, strike out "(d)", and insert "(c)"

~~Bill ordered reprinted, and returned to the second reading file~~

NOTE: Later this day the action was rescinded whereby the above amendments were adopted, and whereby the bill was ordered reprinted and returned to second reading file The bill was subsequently re-referred to the Committee on Ways and Means *See* pages 831, 835 and 836

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 17—An act to amend Section 12 of Chapter 29 of the Statutes of 1956 (First Extraordinary Session), to amend Section 6816 of the Public Resources Code, and to amend Section 12938 of, and to add Section 12938 2 to, the Water Code, relating to the disposition and use of revenues received from oil and gas leases and other leases of state-owned lands and tide and submerged lands granted by the State to the City of Long Beach.

Bill read third time.

Majority Floor Leader Presiding

At 10 28 a m , Hon Jerome R Waldie, 10th District, presiding

Motion to Grant Additional Time for Debate

Mr Conrad moved that Mr Porter be granted five minutes additional time for debate

Motion carried.

The question being on the passage of the bill

Bill passed by the following vote

AYES—Allen, Alquist, Asheraft, Badham, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Casey, Cologne, Conrad, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Lanterman, Marks, Meyers, Mihas, Mills, Monagan, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Williamson, Willson, Young, Zberg, and Zenovich—63
NOES—Collier—1.

Bill ordered transmitted to the Senate

Speaker pro Tempore Presiding

At 10 45 a m , Hon Carlos Bee, 13th District, presiding.

Assembly Bill No. 69—An act to amend Section 13525 of the Education Code, relating to minimum salaries of credentialed teachers

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

AYES—Allen, Alquist, Asheraft, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Casey, Cologne, Crown, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Dymally, Elliott, Ferrell, Foran, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Knox, Marks, Meyers, Mills, Monagan, Mulford, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Stanton, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Willson, Young, Zberg, and Zenovich—52
NOES—Badham, Collier, Conrad, Cusanovich, Donovan, Holmes, Pattee, and Thelin—8

Bill ordered transmitted to the Senate

NAME PLACED UPON ROLL CALL ON ASSEMBLY BILL NO. 17

Mr Veysey was granted unanimous consent that he be recorded as voting "Aye" on Assembly Bill No 17

INTRODUCTION OF GUESTS

Speaker pro Tempore Bee introduced Miss Susanna Lindquist of El Cerrito, the District Office Secretary of Assemblyman Nicholas C Petris of Oakland, and Mrs W R Gaulfus of Modesto, the sister-in-law of Assemblyman John G Veneman of Modesto, whereupon the Members of the Assembly joined in welcoming them on their visit to the Assembly Chamber

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

Assembly Bill No. 6—An act to add Section 43006 to the Government Code and Section 155 5 to the Revenue and Taxation Code, relating to property taxation

Bill read third time, and passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Cusanovich, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Gonsalves, Henson, Hinckley, Holmes, Johnson, Lanterman, Marks, Meyers, Mills, Monagan, Mulford, Pattee, Petris, Porter, Quimby, Rumford, Ryan, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Vejsey, Waite, Waldie, Williamson, Willson, Young, and Zenovich—57

NOES—Greene, Powers, and Z'berg—3

Bill ordered transmitted to the Senate.

NAME PLACED UPON ROLL CALL ON ASSEMBLY BILL NO. 69

Mr. Burgener was granted unanimous consent that he be recorded as voting "Aye" on Assembly Bill No 69

ANNOUNCEMENTS

Mr. Young announced that today is the birthday of Assemblyman George N. Zenovich of Fresno, whereupon the Members of the Assembly joined in extending congratulations and best wishes to Mr. Zenovich

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

Assembly Bill No. 163—An act making an appropriation for the salaries of state officers and employees, to take effect immediately

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

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Lanterman, Marks, Meyers, Mihas, Mills, Monagan, Pattee, Petris, Porter, Powers, Quimby, Rumford, Soto, Stanton, Stevens, Thelin, Thomas, Waite, Waldie, Warren, Williamson, Willson, Winton, Young, Z'berg, and Zenovich—64

NOES—None

Bill ordered transmitted to the Senate

Consideration of House Resolution No. 201

By Assemblyman Donovan

House Resolution No. 201—Relative to a state park in the Imperial Beach area.

NOTE The full text of House Resolution No 201 appears at pages 682 and 683 of the Assembly Daily Journal for April 20 1964

Resolution read, and adopted by the following vote

AYES—Alquist, Ashcraft, Badham, Bagley, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Casey, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Foran, Frew, Gaffney, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Lanterman, Marks, Meyers, Mihas, Mills, Monagan, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Stanton, Stevens, Thelin, Thomas, Veneman, Vejsey, Waite, Waldie, Warren, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—63

NOES—None

ANNOUNCEMENTS

Mr Allen announced that the Committee on Elections and Reapportionment would not hold a meeting today

REQUEST FOR UNANIMOUS CONSENT TO RE-REFER SENATE BILL NO 53 TO COMMITTEE ON WAYS AND MEANS

Mr Crown was granted unanimous consent that Senate Bill No 53 be re-referred to the Committee on Ways and Means, subsequent to print

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO. 59

Mr Crown was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Assembly Bills Nos 177 and 191, and Senate Bill No 32 for hearing in the Committee on Ways and Means today.

ANNOUNCEMENT OF COMMITTEE MEETING

It was announced that the following committee would hold a meeting:

Today at 3 45—

Ways and Means (Crown, Chairman), in Room 4202

CONSIDERATION OF DAILY FILE (RESUMED) THIRD READING OF SENATE BILLS

Senate Bill No. 76—An act to add Section 225 to the Elections Code, relating to the right to vote

Bill read third time, and presented by Mr Winton

Bill passed by the following vote

AYES—Allen, Alquist, Asheraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Brutsehgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dunnemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Lanterman, Marks, Meyers, Mihas, Mills, Monagan, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Vevsey, Waite, Waldie, Warren, Williamson, Winton, Young, Z'berg, and Zenovich—67.

NOES—None

Bill ordered transmitted to the Senate

Names Placed Upon Roll Call on Senate Bill No. 76

Messrs Chapel and Cologne were granted unanimous consent that they be recorded as voting "Aye" on Senate Bill No 76.

Senate Concurrent Resolution No. 24—Relating to year-round academic programs at the University of California and the California State Colleges

Resolution read, and presented by Mr Crown

Demand for Previous Question

Messrs Pattee, Dills, Casey, Mills, and Willson demanded the previous question Demand sustained

The question being on the adoption of the resolution.

Roll Call Demanded

Messrs. Conrad, Willson, and Lanterman demanded a roll call

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

AYES—Alquist, Asheraft, Badham, **Bagley**, Bane, Beilenson, Belotti, Booth, Britschgi, Casey, Chapel, Collier, Cologne, **Conrad**, **Crown**, Cusanovich, Danielson, Dunnemeyer, Davis, Deukmejian, Dills, **Ferrell**, **Frew**, **Gaffney**, Garrigus, Gonsalves, Greene, Henson, Hinckley, Johnson, **Knox**, **Lanterman**, Marks, Meyers, Milias, Monagan, Pattee, Petris, Porter, Powers, **Quimby**, Rumford, Soto, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, **Waldie**, **Warren**, Willson, Winton, Young, Z'berg, and Zenovich—56

NOES—Barnes, Bee, **Burgener**, **Donovan**, **Holmes**, Mills, and Ryan—7

Resolution ordered transmitted to the Senate.

BILL PLACED ON THE INACTIVE FILE

The following bill was placed upon the inactive file

Assembly Bill No. 75.

ANNOUNCEMENTS

Mr. Cologne announced that he would have at his desk, following the session, a guest book, which the Members and attachés of the Assembly might inscribe and which would then be presented to the family of the late Senator Leland M Backstrand.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Mr. Porter was granted unanimous consent that the following newspaper article and opinion of the Legislative Counsel be printed in the Journal:

The Sacramento Bee, April 18, 1964

BROWN EXPECTS FIGHT OVER NUCLEAR PLANT PLAN

McClatchy Newspaper Service

BAKERSFIELD—Governor Edmund G Brown last night said opposition can be expected from private power interests to a nuclear power plant planned by the state.

He disclosed the nuclear power plant would provide the power for lifting water over the Tehachapis in building the state water project

"This plant would generate many thousands of kilowatts more than would be needed for the water project pumping plants," Governor Brown declared

"Surplus power would be available in this area for industrial and residential use and we would hope to supply it at rates which would be especially attractive to industry.

Expects Opposition

"Let me warn you now that we expect bitter opposition from private power interests to the erection of this power plant and the disposition of its power

"And let me ask you now to begin drawing plans for both use of the power and support of the project. We will need your help in the years ahead to make this project a reality.

"But the struggle, however difficult, will be worth the effort for the possible rewards in industrial development made possible by low cost power could be enormous"

Governor Brown spoke at an appreciation dinner in the Albert Good Auditorium at the Kern County Fair ground for Congressman Harlan Hagen of Kern and Kings County, State Senator Walter Stiern of Kern County and Assemblymen John Williamson and Jack T Casey, both of Kern County, all Democrats

Oroville Dam

Brown told those attending work on Oroville Dam on the Feather River is months ahead of schedule and said "by 1968 we will have water into northern Kern County and by 1971 all of the facilities in the county will have been completed"

He said although no final decision has been made on the type of power plant to be built, state representatives are discussing with the atomic energy commission

the possibility of building a new type nuclear plant which would be the largest in the country and a breakthrough in power for the future

The state's chief executive commended the congressman and state legislators as "true professionals in the very best sense of the word" in comparing them to a backfield on a football team

He urged their reelection and also called for electing Lyndon B Johnson as president next year.

OPINION OF LEGISLATIVE COUNSEL

State of California
Office of Legislative Counsel
Sacramento, April 24, 1964

Honorable Carley V. Porter
Assembly Chamber

Power Facilities—No. 4942

Question

Dear Mr. Porter. Can the State use Burns-Porter Act general obligation bond proceeds to build a power producing and transmission facility for the purpose of producing power with the intent of selling such power for private use?

Opinion and Analysis

Burns-Porter Act bond proceeds are appropriated for expenditure for the State Water Facilities (Sec 12938, Wat C). The term "State Water Facilities" is defined to include facilities for the generation and transmission of electrical energy (Sec. 12934(d)(5), Wat.C.). The sale of power from such facilities is clearly contemplated by the Burns-Porter Act (Sec. 12937(b)) and we believe that such power could be sold on the market for private use or to private power companies

However, we do not believe that the authority to use Burns-Porter Act bond proceeds for the construction of power facilities is unlimited. The constitutionality of the Burns-Porter Act was upheld in *Metropolitan Water District* v. *Marquardt* (1963) 59 Cal. 2d 159. In the *Marquardt* case contentions were made that the Burns-Porter Act violated the provision of Section 24 of Article IV of the State Constitution requiring that every act embrace but one subject and that the subject shall be expressed in the title; that the act violated the provision of Section 34 of Article IV of the State Constitution that no bill making an appropriation of money, except the Budget Bill, shall contain one item of appropriation, and that for one single and certain purpose to be therein expressed; and that the act violated Section 1 of Article XVI of the State Constitution which prohibits the creation of liabilities in excess of $300,000 unless the same shall be authorized by law for some single object or work to be distinctly specified therein. These contentions were in large part based upon the proposition that the authority to build facilities for the generation and transmission of electrical energy constituted a separate subject from the other provisions of the Burns-Porter Act. The court rejected the argument as follows:

> "Similarly, all provisions of the present bond act must be considered as relating to one subject the electrical energy provisions are germane to the development of water resources of the state The Legislature clearly intended them to be integral parts of the system (see sections 12931 and

12934, subdivision (d), supra), and there is a reasonable basis for treating them in this manner. . Power development is an essential part of the project, both to make it economically feasible and to provide the energy required for pumping in connection with the transportation of water " (59 Cal 2d at page 173)

In light of the *Marquardt* case we believe it clear that the Burns-Porter Act authorizes the construction of only those power facilities which relate to the development of the water resources of the State As to whether any particular power facility would relate to "the development of the water resources of the state" would depend, of course, on its purpose and use However, while it is difficult to generalize as to what might be considered to relate to the development of the water resources of the State we do not believe that a direct physical interrelationship would be required

By way of example, the construction of steam generating or nuclear powered plants to produce power to "firm up" the hydroelectric power generated by project facilities in order to obtain a better price for project power would, in our opinion, be clearly an integral part of the State Water Resources Development System Similarly, other appropriate activities to produce revenues to repay the bonds would be proper as a part of the ways and means of repaying the obligation, which under the provisions of Section 1 of Article XVI must be provided in the law authorizing the debt or to help finance the development of features authorized by the act, as provided in Section 12937 of the Water Code

In this connection, it should be observed the operation of the system which contemplates the transportation of water as far south as San Diego County will, itself, use large amounts of power Since the availability of project power will not necessarily correspond, in time, to the needs for the operation of the system, the sale of power, when available, to private utilities and other users and the purchase of power, at other times when needed, may be essential to the proper operation of the system Since the higher prices can be obtained from "firm" power, it is clear that facilities (such as steam generating or nuclear powered plants) to "firm up" the hydroelectric power would be an essential part of the project as would other facilities to permit the distribution and selling or exchange of power to permit proper operation of the system

On the other hand we do not believe that the use of Burns-Porter Act general obligation bond proceeds is authorized for the construction of power facilities or those portions of any power facilities not intended to aid in the development of water resources by aiding such development with revenues or electrical energy.

Very truly yours,

A. C MORRISON, Legislative Counsel
By Don Vickers, Deputy

ANNOUNCEMENT OF COMMITTEE MEETING

It was announced that the following committee would hold a meeting

Today at 4 p.m.—

Constitutional Amendments (Gaffney, Chairman), in Room 4164

RESOLUTIONS

The following resolution was offered

By Assemblymen Meyers, Marks, Gaffney, and Foran

House Resolution No. 233

Relative to congratulating Clay Bernard

WHEREAS, Clay Bernard, the man affectionately referred to by San Francisco's transportation industry as "Mr Western Air Lines," is retiring as Assistant to the Vice President in Charge of Public Relations and is being feted at a luncheon to be held in the Crystal Room of the Hotel Fairmont on May 1, 1964, and

WHEREAS, That unofficial title is richly deserved, for Mr Bernard helped to formulate and mold the policies pursued by that company during the early era of dynamic growth in aviation, and

WHEREAS, Mr Bernard's career included service as a vice president of the pioneer firm of West Coast Air Transport and Union Air Lines, a predecessor of United Air Lines, and he has served for many years as legislative representative for the air lines industry putting to use much of what he learned as an assistant to the Chief Clerk of the Assembly in 1933, and

WHEREAS, The tremendous success which Western Air Lines enjoys today is a credit to Mr Bernard's ability and foresight, and

WHEREAS, In spite of his numerous business commitments, Mr. Bernard has given freely of his talents to worthy community projects, and

WHEREAS, Among other things, he played a top role in creating the 1939-40 Golden Gate International Exposition on Treasure Island, helped to build the Golden Gate Bridge, was a director of the San Francisco Chamber of Commerce in 1953 and chairman of its aviation section in the critical years that resulted in the 50 million dollar building program of the city's International Airport, was a foreman of the federal grand jury and the San Francisco Grand Jury, and was President of the Grand Jury Association; and

WHEREAS, Mr. Bernard is a credit to the City of San Francisco and to the State of California and has done much to promote both through expansion of tourism and world trade, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members take this opportunity to commend Mr Bernard for his remarkable achievements on behalf of the aviation industry, to thank him for rendering unexcelled service in various community projects, to congratulate him on his retirement and to wish him success and happiness in his future endeavors, 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 Mr Clay Bernard

Request for Unanimous Consent

Mr Meyers was granted unanimous consent to take up House Resolution No 233 without reference to committee or file

Resolution read, and adopted unanimously

ANNOUNCEMENT OF COMMITTEE MEETING

It was announced that the following committee would hold a meeting

Today upon adjournment—

Civil Service and State Personnel (Meyers, Chairman), in Room 3188

REQUEST FOR UNANIMOUS CONSENT TO RESCIND ACTION ON SENATE BILL NO. 53

Mr Crown was granted unanimous consent to rescind the action whereby the Assembly, on this day, adopted committee amendments to

Senate Bill No. 53, and whereby the bill was ordered reprinted, and returned to the second reading file

Without objection, Senate Bill No. 53 and the amendments proposed by the Committee on Ways and Means, were re-referred to the Committee on Ways and Means.

NOTE Subsequent to the action adopting committee amendments to Senate Bill No 53, Mr Crown was granted unanimous consent that the bill be re-referred to the Committee on Ways and Means *See* page 881

Request for Unanimous Consent to Temporarily Suspend Rule No. 59

Mr. Crown was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Senate Bill No 53 for hearing in the Committee on Ways and Means today

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Bill No. 195: By Assemblyman Song—An act to amend Section 2895 of the Business and Professions Code, relating to vocational nursing, to take effect immediately

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 196: By Assemblyman Waldie, Assemblywoman Davis, Assemblymen Crown, Booth, Casey, Dannemeyer, Henson, Powers, Williamson, and Zenovich—An act to add Section 6652 5 to the Elections Code, relating to the conduct of elections

Held at desk by order of the Speaker pro Tempore

Assembly Concurrent Resolution No. 53: By Assemblymen Hinckley and Quimby (Senator Nisbet, coauthor)—Relative to the death of Ken Hubbs.

Referred by the Speaker pro Tempore to Committee on Rules

Request for Unanimous Consent to Temporarily Suspend Rule No. 59

Mr. Hinckley was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Assembly Concurrent Resolution No. 53 for hearing in the Committee on Rules on Thursday, April 30, 1964.

RESOLUTIONS

The following resolutions were offered

By Assemblywoman Davis.

House Resolution No. 234

Relative to recreational reservoir sites

WHEREAS, There is a definite need for public facilities to serve the millions of Californians seeking the outdoors for recreational purposes; and

WHEREAS, Recreational reservoirs, with their multiple recreational use potential, would appear to be an excellent type of facility to meet this need, and

WHEREAS, Proposition No 1 at the November 1964 general election provides for expenditures of $150,000,000 for acquiring and developing state and regional beach, park, recreational, and historical facilities; now, therefore, be it

Resolved by the Assembly of the State of California, That the Department of Parks and Recreation is requested to take such action as may be necessary, if Proposition No 1 is approved by the voters, to make funds provided thereby available for the purchase of lands for recreational reservoir sites and to comply with the provisions of the Cameron-Unruh Beach, Park Recreational, and Historical Facilities Bond Act of 1964; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a copy of this resolution to the Director of Parks and Recreation

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblywoman Davis:

House Resolution No. 235

Relative to Box Canyon Reservoir

WHEREAS, There is a definite need for public facilities to serve the millions of Californians seeking the outdoors for recreational purposes; and

WHEREAS, The proposed Box Canyon Reservoir, on the Sacramento River near Mount Shasta, would appear to furnish an excellent location for a state park; now, therefore, be it

Resolved by the Assembly of the State of California, That the Division of Beaches and Parks of the Department of Parks and Recreation is directed to operate and maintain the Box Canyon Reservoir as a part of the State Park System when it is constructed; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit copies of this resolution to the Director of Parks and Recreation and the Chief of the Division of Beaches and Parks

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Powers.

House Resolution No. 236

Relative to the death of Fred W. Read

WHEREAS, The news that Fred W. Read, Chairman of the Sacramento Redevelopment Agency and prominent citizen of this State, had passed away greatly saddened the Members of the Assembly; and

WHEREAS, Fred W. Read was born in Nashua, New Hampshire on December 4, 1891 and during his youth was graduated from Massachusetts Agricultural College where he earned the bachelor of science degree and he attended Harvard University's School of Arts and Sciences where he was a member of the debating team, gaining recognition as a capable orator; and

WHEREAS, During his long and always interesting life Fred W. Read was employed by the United States Department of Agriculture, the Department of Agriculture of this State as Chief of the Bureau of Standardization, and the California Fruit Exchange which he ultimately served as General Manager, and

WHEREAS, This public spirited gentleman, in addition to serving the Sacramento Redevelopment Agency, served on the Control Board of the California Tree Fruit Agreement, as member of the California Pro Rate Commission, the United Crusade, the Sacramento Appeals Review Board, and the Mercy Hospital Foundation which he served as president; and

WHEREAS, Fred W Read was a member of many fraternal and professional societies, including the Sutter Club which he served as president, the Commonwealth Club of San Francisco, the Grandfather's Club which he served as president, the Sacramento-San Joaquin Wine and Food Society, the City-County Chamber of Commerce of Sacramento, and the California Grape and Tree Fruit League which he served as member of the board of directors; and

WHEREAS, This energetic and greatly accomplished man will be missed by all who knew him in Sacramento and throughout this State; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members thereof express their profound sense of grief and loss upon the death of Fred W. Read and by this resolution extend their sincere sympathy to the members of his family, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to Fred W. Read's wife, Mrs. Mary I. Read, his daughters, Mrs Doris Read Smith and Mrs. Barbara Read Parker, and to his son, Roderick M. Read

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

By Assemblymen Casey and Young.

House Resolution No 237

Relative to taxation of works of art

WHEREAS, It has been reported that the imposition of personal property taxes upon works of art has caused some art collectors to secrete their art treasures to avoid such taxation, with the consequence that the general public has been deprived of an opportunity to enjoy those treasures, and

WHEREAS, The imposition of sales and use taxes upon the sale and use of works of art is a burden on the transfer of art treasures and impedes the distribution of such treasures among the general public; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is hereby requested to assign the subject of the taxation of works of art, and particularly the application to them of sales, use and personal property taxes, to an appropriate interim committee for study, and to direct the committee to report its findings and recommendations thereon to the Assembly not later than the fifth legislative day of the 1965 Regular Session

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblymen Rumford, Ferrell, and Dymally:

House Resolution No 238

Relative to cosmetology

WHEREAS, Certain licensed cosmetology establishments within the State now permit licensed cosmetologists other than employees to practice cosmetology within the establishment, and

WHEREAS, This practice is of some years standing and exists in various parts of the State; and

WHEREAS, The present law and regulations of the State Board of Cosmetology are silent on this subject and there is no prohibition either against an establishment owner leasing or renting booth space to licensed cosmetologists as long as Section 7352 of the Business and Professions Code is observed; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly directs the State Board of Cosmetology to take no action which would affect the right of establishment owners to rent or lease booth space to licensed cosmetologists until this question can be reviewed by the Legislature at the next regular session thereof, and be it further

Resolved, That the Chief Clerk of the Assembly be directed to transmit a copy of this resolution to the State Board of Cosmetology

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Gonsalves

House Resolution No 239

Relative to commending Cerritos College on the excellence of its forensic program

WHEREAS, It has come to the attention of the Assembly of the State of California that the forensic team of Cerritos College has won the National Championship Sweepstakes of the National Junior College Speech Tournament held from April 7 through 11, 1964, at Eastern Oklahoma A and M College, and

WHEREAS, This latest victory culminates a record of many triumphs and awards for Cerritos College, such as second place in the Overall Sweepstakes at the National Forensic Tournament during the 1962-1963 school year, and, in the 1963 and 1964 school year nine certificate awards, the only such awards captured by teams from junior colleges, at the San Diego State Tournament, 15 certificate awards at the El Camino Tournament, the best award of any participating junior college at the Santa Barbara Invitational Debate Tournament, 14 certificate awards, and placing seventh among 43 colleges and universities, at the Los Angeles State Fall Tournament, first place team trophy at a Fresno tournament, more awards than any participating junior college at the Long Beach State Junior College Tournament, and First Place Sweepstakes Trophy and a host of individual awards for forensic excellence at the California State Junior College Tourney at Bakersfield; and

WHEREAS, While the outstanding success of this team displayed an unexcelled team effort and able coaching, individual award winners at the state tournament were Al Mercer, Gay Little, Ken Baxter, Bill Burgess, Jodie Milhouse, Jody Gaiser, John English, Mel Dody, Gerald Young, Nancy Weisenberg, John Wyman, George Berry, and Toni Brown; and

WHEREAS, The entire team at the national tournament received awards, the individual members being Gay Little, John DeWeerd, Gene Tangi, Bob Wyman, John English, Al Mercer, and Bill Burgess, who was selected as the outstanding speaker at the tournament, and

WHEREAS, The Cerritos College team throughout its long and arduous preparation for the national tournament received brilliant direction and assistance from faculty coaches Juliette Venitsky, William Lewis, and James Dighera; and

WHEREAS, The national tournament was the fitting and logical climax to a year of forensic activities which saw the Cerritos College engage and prevail over its challengers in every major event in this State; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members thereof truly appreciate and admire the high degree of forensic skill exhibited by the Cerritos College debating team and take this opportunity to commend each member of the team and the faculty members for the excellence they have shown in this most highly developed of verbal arts; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to team members Ken Baxter, George Berry, Toni Brown, Bill Burgess, John DeWeerd, Mel Dody, John English, Jody Gaiser, Charlie Kidd, Gay Little, Al Mercer, Jodie Milhouse, Gene Tangi, Nancy Weisenberg, Bob Wyman, and Gerald Young, and to faculty coaches Juliette Venitsky, William Lewis, and James Dighera

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, April 29, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined **Assembly Concurrent Resolution No. 26**—Relative to merit awards to state employees,

And reports the same correctly enrolled, and presented to the Secretary of State on the 29th day of April, 1964, at 10 a m

POWERS, Chairman

Committee on Transportation and Commerce

Assembly Chamber, April 28, 1964

Mr Speaker, Your Committee on Transportation and Commerce reports

Assembly Joint Resolution No 10

With the recommendation Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolution be placed on the Consent Calendar

CARRELL, Chairman

Above resolution ordered on file

Assembly Chamber, April 28, 1964

Mr Speaker Your Committee on Transportation and Commerce reports

Assembly Bill No 154

With the recommendation, Do pass

CARRELL, Chairman

Above bill ordered to second reading.

Committee on Constitutional Amendments

Assembly Chamber, April 29, 1964

Mr Speaker Your Committee on Constitutional Amendments reports

Assembly Constitutional Amendment No 10

With the recommendation: Be adopted

GAFFNEY, Chairman

Above resolution ordered on file

REFERENCE OF BILLS TO COMMITTEE

Speaker pro Tempore Bee announced that Speaker Unruh has referred the following bills to the following committees:

Assembly Bill No.	*Committee*
194	Ways and Means

MESSAGES FROM THE SENATE

Senate Chamber, April 28, 1964

Mr. Speaker I am directed to inform your honorable body that the Senate amended, and on this day passed as amended

Assembly Bill No. 79

And respectfully requests your honorable body to concur in said amendments.

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

Above bill ordered to unfinished business file.

Senate Chamber, April 28, 1964

Mr Speaker. I am directed to inform your honorable body that the Senate on this day adopted as amended:

Assembly Concurrent Resolution No 52

And respectfully requests your honorable body to concur in said amendments

J A. BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

Above resolution ordered to unfinished business file

Senate Chamber, April 28, 1964

Mr Speaker. I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No 24
Senate Bill No 89

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time

Senate Bill No. 24—An act to add Section 5016 5 to the Public Resources Code, relating to state owned beach and park lands

Held at desk by order of the Speaker pro Tempore

Senate Bill No. 89—An act to amend Section 20 2 of the Solano County Flood Control and Water Conservation District Act (Chapter 1656, Statutes of 1951), relating to tax rate

Held at desk by order of the Speaker pro Tempore

MESSAGES FROM THE SENATE

Senate Chamber, April 28, 1964

Mr Speaker . I am directed to inform your honorable body that the Senate on this day adopted

Senate Concurrent Resolution No 16
Senate Joint Resolution No 9

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolutions were read·

Senate Concurrent Resolution No. 16—Relative to the bottom of Clear Lake

Referred by the Speaker pro Tempore to the Committee on Rules

Senate Joint Resolution No. 9—Relative to funds for a study of Morro Bay.

Referred by the Speaker pro Tempore to the Committee on Rules

MESSAGES FROM THE SENATE

Senate Chamber, April 29, 1964

Mr. Speaker. I am directed to inform your honorable body that the Senate on this day passed

Senate Bill No. 93
Senate Bill No 11
Senate Bill No 62
Senate Bill No. 72
Senate Bill No. 79
Senate Bill No 83
Senate Bill No 85

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were read the first time.

Senate Bill No. 93—An act to add Section 32407 to the Revenue and Taxation Code, relating to alcoholic beverage tax relief in cases of disaster, declaring the urgency thereof, to take effect immediately.

Held at desk by order of the Speaker pro Tempore.

Senate Bill No. 11—An act relating to salary increases for state employees, declaring the urgency thereof, to take effect immediately

Held at desk by order of the Speaker pro Tempore.

Senate Bill No. 62—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, making an appropriation therefor, and providing for the submission of the measure to the people at a special election to be consolidated with the 1964 General Election

Held at desk by order of the Speaker pro Tempore.

Senate Bill No. 72—An act to amend Section 5258 of, to repeal Sections 5253 and 5254 of, to add Section 5253 to, and to add Part 4 (commencing with Section 11500) to Division 2 of, the Financial Code, relating to regulation of savings and loan associations.

Held at desk by order of the Speaker pro Tempore

Senate Bill No. 79—An act making an appropriation for a rapid transit study.

Held at desk by order of the Speaker pro Tempore.

Senate Bill No. 83—An act to amend Section 10506 of the Education Code, relating to interdistrict agreements for reimbursement of cost of educating out-of-state residents

Held at desk by order of the Speaker pro Tempore

Senate Bill No. 85—An act to amend Section 75090 of, and to add Section 75090.1 to, the Government Code, relating to benefits and contributions of judges under the Judges' Retirement System.

Held at desk by order of the Speaker pro Tempore.

MESSAGES FROM THE SENATE

Senate Chamber, April 28, 1964

Mr Speaker: I am directed to inform your honorable body that the Senate on this this day passed

Assembly Bill No 114

J A BEEK, Secretary of the Senate
By Lance D. MacArthur, Assistant Secretary

Above bill ordered enrolled.

Senate Chamber, April 29, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Joint Resolution No 8

J. A BEEK, Secretary of the Senate
By R. W Lyons, Chief Assistant Secretary

Above resolution ordered enrolled

Senate Chamber, April 28, 1964

Mr Speaker: I am directed to inform your honorable body that the Senate on this day adopted

Assembly Concurrent Resolution No 36
Assembly Concurrent Resolution No 50
Assembly Concurrent Resolution No 51

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

Above resolutions ordered enrolled

Senate Chamber, April 29, 1964

Mr Speaker: I am directed to inform your honorable body that the Senate on this day adopted as amended

Assembly Concurrent Resolution No 47

And respectfully requests your honorable body to concur in said amendments

J A BEEK, Secretary of the Senate
By R W Lyons, Chief Assistant Secretary

Above resolution ordered to unfinished business file

Senate Chamber, April 29, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day adopted

Senate Concurrent Resolution No 31

J A BEEK, Secretary of the Senate
By Tom Kane, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read.

Senate Concurrent Resolution No. 31—Memorializing former Senator Dan Williams

Referred by the Speaker pro Tempore to the Committee on Rules

EXPLANATION OF ABSENCE

April 29, 1964

I was lecturing visiting school groups and missed some roll calls.

DON MULFORD

ADJOURNMENT

At 12.05 p m, on motion of Mr Waldie, the Speaker pro Tempore declared the Assembly adjourned until 9 a.m., Thursday, April 30, 1964.

JESSE M. UNRUH, Speaker

ANABEL WHANG, Minute Clerk

CALIFORNIA LEGISLATURE

1964 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

FORTY-SECOND LEGISLATIVE DAY

SIXTY-NINTH CALENDAR DAY

IN ASSEMBLY

Assembly Chamber
Thursday, April 30, 1964

The Assembly met at 9 a m
Hon Carlos Bee, Speaker pro Tempore of the Assembly, presiding
Chief Clerk James D Driscoll at the Desk
Assistant Clerk Malcolm MacIntyre reading

ROLL CALL

The roll was called

Call of the Assembly

Mr Conrad moved a call of the Assembly
Mr Willson seconded the motion
Motion carried Time, 9 03 a m
The Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent members
At 9 10 a m , the Speaker pro Tempore announced the presence of a quorum

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

PRAYER

The following prayer was offered by the Chaplain, Rev Robert R Ferguson

O Thou Living Lord, Give renewed strength of body and mind to these Thy servants Amidst the many decisions which must be made and the pressures exerted upon them from so many directions, give them open minds, but singleness of purpose, to do their best to be in Thy will and represent the best interests of our people
With the climate of the times, which is conducive to make us doubt our beliefs and believe our doubts, may our basic moral decision be to straighten our question marks into exclamation points
Guide us this day, we pray in our Lord's Name —AMEN

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Bee, Mr Casey then led the Assembly in the pledge of allegiance to the Flag

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Mr. Holmes, seconded by Mr. Marks

INTRODUCTION OF GUESTS

Speaker pro Tempore Bee introduced Mrs. Marlys Ferguson of Sacramento, the wife of Assembly Chaplain Robert R. Ferguson, and Mrs. Norman Nelson of Los Gatos, the guests of Assemblyman George W. Milias of Gilroy, to the Members of the Assembly, who joined in welcoming them on their visit to the Assembly Chamber.

COMMUNICATIONS

The following opinion of Legislative Counsel was presented by the Speaker, and ordered printed in the Journal:

OPINION OF LEGISLATIVE COUNSEL

Office of Legislative Counsel
Sacramento, April 29, 1964

Honorable Jesse M. Unruh
Assembly Chamber

Dear Mr. Unruh: In accordance with your request, we have reviewed the bills that have been introduced in the Assembly in the 1964 First Extraordinary Session to date to determine whether they come within the scope of the Governor's Proclamation.

It is our opinion that Assembly Bill No. 195, Song, relating to vocational nursing, is not within the scope of the Governor's Proclamation as of this date.

Very truly yours,

A. C. MORRISON, Legislative Counsel
By George H. Murphy, Chief Deputy

Two copies to Honorable Alfred Song, pursuant to Joint Rule 34.

RESOLUTIONS

The following resolutions were offered:

By Assemblyman Chapel:

House Resolution No. 240
Relative to Mr. Lyle M. Webb

WHEREAS, The Members learned of the lengthy career of Mr. Lyle M. Webb, who for nearly two decades was the editor and publisher of the *Redondo Reflex* and the *Manhattan Messenger*; and

WHEREAS, The inspiring and colorful career of Mr. Webb began when he was but a lad in Kansas, where he worked as a "printer's devil" and later as a cub reporter for the *Topeka, Kansas Daily Capital*; and

WHEREAS, Active in journalism at Kansas State, he was a fellow student with Dr. Milton S. Eisenhower, brother of former President Eisenhower, and Mr. Carl P. Miller, destined to become publisher of the Pacific Coast edition of the *Wall Street Journal*, and he became acquainted with the illustrious Mr. William Allen White; and

WHEREAS, He served with honor and distinction in both global conflicts; and

WHEREAS, While editor and publisher of the *Redondo Reflex* and the *Manhattan Messenger*, Mr. Webb became an aggressive leader for civic improvements such as sidewalks, curbs and sewers which increased the health and safety of the community; and

WHEREAS, Not content with confining himself to his newspapers, Mr. Webb has been an active participant in professional, civic, and fraternal groups, including the Redondo Beach Chamber of Commerce, Redondo Beach Lions Club, the Elks Lodge, of which he has been a member since 1929, and the California Newspaper Publishers Associations; and

WHEREAS, In 1950 he married the former Mildred Lunch, and as a wedded team they labored vigorously and blissfully together in all of their endeavors until recently, when Mrs Webb suddenly passed from this life; and

WHEREAS, This grand gentleman has greatly contributed to the health, safety, and welfare of his community, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members, with one accord, laud and commend the past accomplishments and achievements of Mr Lyle M Webb, and wish him true success in all of his worthwhile undertakings; and be it further

Resolved, That the Chief Clerk of the Assembly shall transmit a suitably prepared copy of this resolution to Mr Lyle M Webb

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Marks:

House Resolution No. 241

Relative to Pastor Paul Borchsenius

WHEREAS, It has come to the attention of the Members of the Assembly that the eminent Lutheran minister and distinguished rescue hero of World War II, Pastor Paul Borchsenius, is making several speaking engagements in California as B'nai B'rith's Visiting Lecturer; and

WHEREAS, Pastor Borchsenius, who was born in Odense, Denmark, and educated at the University of Copenhagen and the University of London, served as pastor in Rasders, in Jutland, and

WHEREAS, During the Nazi occupation in Denmark he was a leader in underground activities in rescuing Jews and was called by the Nazis "The shooting priest," and

WHEREAS, He was forced to escape to Sweden, where he served as pastor to Danish refugees as well as Army Chaplain to Danish volunteers; and

WHEREAS, Pastor Borchsenius has devoted much of his adult life to study and writing about Jews and Judaism, and has lectured extensively, and

WHEREAS, He has authored ten popular books on the Jewish people, their history and heroes, including his five-volume history of the Jews, from the destruction of the Temple to the present, and the pastor has himself been the subject of two recent books describing his exploits during the German occupation; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members extend their most cordial greetings to Pastor Paul Borchsenius on his visit to this State and commend him for his distinguished service in the cause of freedom throughout the world; and be it further

Resolved, That the Chief Clerk of the Assembly be directed to transmit a suitably prepared copy of this resolution to Pastor Borchsenius

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

By Assemblyman Gonsalves:

House Resolution No. 242

Commending Casey Tibbs

WHEREAS, The rodeo is a uniquely American sport and each year provides entertainment and fine examples of sportsmanship for many thousands of people; and

WHEREAS, It has been said that Casey Tibbs is America's No. 1 rodeo cowboy, by reason of his unequalled record to date, and, also, that he is an authentic range-rider, tough professional rodeo competitor, and rancher, and

WHEREAS, Casey Tibbs was born in the small community of Mission Ridge, South Dakota, in 1929, and like many other youngsters in South Dakota, he went to school on horseback, and learned to ride and break wild horses on his father's ranch before he was 12; and

WHEREAS, He began his rodeo-riding career at Fort Pierre, South Dakota, at 14, when he appeared as an amateur in a July 4th celebration, and later the same year, 1943, he appeared in Cheyenne's "Frontier Days" celebration, taking four first place prizes, and

WHEREAS, After three hard years as a ranch hand and part-time rodeo performer, he started, in 1947, to ride the rodeo circuit in earnest, and in 1949 at the age of 19 he defeated the toughest cowboy competition in the United States to capture the world's saddle bronc riding title, and

WHEREAS, In succeeding years, Casey continued his sensational winning streak, winning top money at almost every big-time rodeo in the country, and his unprecedented achievement was in 1951, when he won the world's All-Around, Saddle-Bronc and Bareback Championships; and

WHEREAS, This cowboy's cowboy has held all major rodeo arena riding titles in over 10 years of professional riding, and his cool, nerveless style of handling wild horses has earned him the plaudits of rodeo fans from coast to coast, and

WHEREAS, He has been an active member and officer of the Rodeo Cowboys Association, and

WHEREAS, He has worked with boys clubs and for seven years produced a show at Fort Pierre, South Dakota, for the benefit of the 4-H Clubs of that area, resulting in substantial contributions for the 4-H program, and

WHEREAS, The remarkable record of this daring young man should be appropriately recognized, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members commend Casey Tibbs for his past accomplishments, and wish him continued success in all of his worthwhile endeavors; and be it further

Resolved, That the Chief Clerk of the Assembly is hereby directed to transmit suitably prepared copies of this resolution to Mr. and Mrs. John Tibbs, Casey's parents, Tommy Tibbs, Ancel Tibbs, Frank Tibbs, John Tibbs, Thod Tibbs, Dolly Mun Regina Murphy Holloway, Ardie Rheborge, and Katy Hannum, Casey's brothers and sisters, and to Casey Tibbs and his lovely wife, Cleo

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Milias

House Resolution No 243

Relative to commending Father E R A Boland, S J

WHEREAS, Father E R A Boland, S J, entered the Society of Jesus on August 14, 1910, and has been a Jesuit for about 54 glorious years, and a priest of that Order for 40 years, being ordained January 24, 1924, and

WHEREAS, Receiving his academic education at the University of Santa Clara and St Louis University, Father Boland returned to the University of Santa Clara and was appointed as chairman of the Department of History from 1926 to 1940, and

WHEREAS, From 1940 to the present date Father Boland has been the librarian at the University, although to his students he is, also, friend, counselor, and one always ready to give freely of his time, and

WHEREAS, In September of 1964, Father Boland will move his library staff and the many thousands of books into the University's new Orradre Library Building, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members commend Father E R A. Boland, S J, for his many dedicated and successful years as a Jesuit and wish him many more happy and rewarding years; 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 of the University of Santa Clara, to the library of the University, Orradre Library Building, and to Father E R A. Boland, S J

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, April 29, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined,

Assembly Concurrent Resolution No. 31—Relative to the Crescent City tidal wave,

Assembly Concurrent Resolution No 33—Commending Mrs John F Kennedy;

Assembly Concurrent Resolution No. 46—Congratulating Governor Edmund G Brown on his 59th birthday,

And reports the same correctly enrolled, and presented to the Secretary of State on the 29th day of April, 1964, at 2 p m

POWERS, Chairman

Assembly Chamber, April 29, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined,

Assembly Bill No. 100—An act to amend Section 6359 3 of the Revenue and Taxation Code, relating to sales and use taxes, making a tax levy, to take effect immediately,

Assembly Bill No. 119—An act to amend Section 802 of the Agricultural Code, relating to grapes, and declaring the urgency thereof, to effect immediately,

And reports the same correctly enrolled, and presented to the Governor at 2 p m, April 29, 1964.

POWERS, Chairman

Assembly Chamber, April 30, 1964

Mr Speaker: Your Committee on Engrossment and Enrollment has examined:

Assembly Concurrent Resolution No 6

And reports the same correctly re-engrossed

POWERS, Chairman

Above resolution ordered on file

Committee on Water

Assembly Chamber, April 29, 1964

Mr Speaker. The Chairman of your Committee on Water reports

Senate Bill No 88

With author's amendments with the recommendation Amend, and re-refer to the Committee on Water

PORTER, Chairman

SECOND READING OF SENATE BILL NO. 88 (PURSUANT TO RULE NO. 59 5)

Senate Bill No. 88—An act to add Sections 36576 and 37211 to the Water Code, relating to California water districts, declaring the urgency thereof, to take effect immediately

Bill read second time

Consideration of Author's Amendments

The following amendments were read, and adopted

Amendment No. 1

On page 1, line 14 of the printed bill, as amended in Senate April 22, 1964, after "project", insert ", but in no event shall such equal amount assessment exceed three dollars ($3) per acre per year

This section shall have no force or effect after December 31, 1966".

Amendment No. 2

On page 2, line 6, after "project", insert ", but in no event shall such equal amount assessment exceed three dollars ($3) per acre per year

This section shall have no force or effect after December 31, 1966".

Bill ordered reprinted, and to be re-referred to the Committee on Water

REPORTS OF STANDING COMMITTEES

Committee on Water

Assembly Chamber, April 29, 1964

Mr Speaker. Your Committee on Water reports

Senate Joint Resolution No 7

With the recommendation. Be adopted

PORTER, Chairman

Above resolution ordered on file

Assembly Chamber, April 29, 1964

Mr. Speaker: Your Committee on Water reports:
Assembly Concurrent Resolution No 43
Assembly Joint Resolution No. 11
With the recommendation: Be adopted.

PORTER, Chairman

Assembly Joint Resolution No. 11 ordered engrossed.
Assembly Concurrent Resolution No. 43 ordered on file.

Assembly Chamber, April 29, 1964

Mr. Speaker: Your Committee on Water reports
Assembly Bill No. 181
With amendments with the recommendation: Amend, and do pass, as amended

PORTER, Chairman

Above bill ordered to second reading.

Committee on Education

Assembly Chamber, April 30, 1964

Mr. Speaker: Your Committee on Education reports.
Assembly Bill No. 113
With the recommendation: Do pass, and be re-referred to the Committee on Ways and Means.

GARRIGUS, Chairman

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

REFERENCE OF BILLS TO COMMITTEE

Speaker pro Tempore Bee announced that Speaker Unruh has referred the following bills to the following committees:

Assembly Bill No.	*Committee*
196	Elections and Reapportionment

Senate Bill No.	*Committee*
11	Civil Service and State Personnel
24	Natural Resources, Planning, and Public Works
62	Ways and Means
72	Finance and Insurance
79	Transportation and Commerce
83	Education
85	Judiciary
89	Water
93	Revenue and Taxation

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 154—An act to add Section 11102.5 to, and to amend Section 11103 of, the Revenue and Taxation Code, relating to financial assistance to local agencies, districts or authorities in financing of rapid transit facilities.

Bill read second time, and ordered to third reading.

BILLS ON SECOND READING FILE PURSUANT TO RULE NO. 76

Pursuant to Rule No. 76, the following bill was this day on the second reading file:

Senate Bill No. 84.

Above bill ordered to third reading.

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

Assembly Concurrent Resolution No. 47—Relative to the observance of the Cinco de Mayo.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Concurrent Resolution No. 47?

Amendment No. 1

On page 1, after the heading, insert the following:

"(Coauthors: Senators Arnold, Begovich, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, Lunardi, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams)".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Concurrent Resolution No. 47 by the following vote

AYES—Allen, Alquist, Ashcraft, Bane, Barnes, Bee, Beilenson, Booth, Britschgi, Burgener, Casey, Chapel, Conrad, Danielson, Dennemeyer, Deukmejian, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Johnson, Knox, Marks, Mihas, Mills, Moreno, Mulford, Petris, Powers, Quimby, Ryan, Song, Thelin, Thomas, Veneman, Waite, Warren, Whetmore, Williamson, Willson, Winton, and Young—46

NOES—None.

Assembly Concurrent Resolution No. 47 ordered enrolled.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 147—An act to amend Sections 25681.1 and 38901 of the Government Code, relating to community development

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

AYES—Allen, Alquist, Ashcraft, Bane, Barnes, Bee, Beilenson, Booth, Britschgi, Burgener, Casey, Chapel, Conrad, Danielson, Dennemeyer, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Garrigus, Gonsalves, Greene, Henson, Holmes, Johnson, Knox, Marks, Mihas, Mills, Moreno, Mulford, Petris, Powers, Quimby, Ryan, Song, Thelin, Thomas, Veneman, Waite, Warren, Whetmore, Williamson, Willson, and Young—47.

NOES—None

Bill ordered transmitted to the Senate

CALL OF THE ASSEMBLY DISPENSED WITH

At 9.20 a.m., on motion of Mr. Conrad, further proceedings under the call of the Assembly were dispensed with

The morning roll call was completed, and the following answered to their names:

Allen, Alquist, Ashcraft, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Casey, Chapel, Conrad, Crown, Cusanovich, Danielson, Dennemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Holmes, Johnson, Kennick, Knox, Marks, Meyers, Millias, Mills, Monagan, Moreno, Mulford, Petris, Powers, Quimby, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Warren, Whetmore, Williamson, Willson, Winton, Young, Zberg, Zenovich, and Mr. Speaker—64.

LEAVES OF ABSENCE FOR THE DAY

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

Mr. Badham, on motion of Mr. Conrad
Mr. Flournoy, on motion of Mr Conrad
Mr. Hinckley, on motion of Mr Conrad
Mr Collier, on motion of Mr Conrad
Mr Porter, on request of the Speaker pro Tempore
Mr. Rumford, on request of the Speaker pro Tempore
Mr Waldie, on request of the Speaker pro Tempore
Mr McMillan, on request of the Speaker pro Tempore.
Mr Cologne, on motion of Mr Conrad.
Mr. Lanterman, on motion of Mr Conrad.
Mr Pattee, on motion of Mr Conrad.
Mr Carrell, on request of the Speaker pro Tempore.
Mr. Dymally, on request of the Speaker pro Tempore.
Mr. Ferrell, on request of the Speaker pro Tempore.

ANNOUNCEMENTS

Mr Mills announced that there would be a Democratic Caucus at this time in Room 2170.

Mr Mulford announced that there would be a Republican Caucus at this time in the Assembly Lounge

RECESS

At 9 21 a m , the Speaker pro Tempore declared the Assembly recessed until 10 08 a m

REASSEMBLED

At 10 08 a m , the Assembly reconvened
Hon Carlos Bee, Speaker pro Tempore of the Assembly, presiding.
Assistant Chief Clerk James A Lane at the Desk
Assistant Clerk Malcolm MacIntyre reading

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS

Senate Bill No. 81—An act to amend Section 987.15 of the Military and Veterans Code, relating to the Veterans Farm and Home Purchase Act of 1943.

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

AYES—Allen, Alquist, Ashcraft, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Burgener, Casey, Chapel, Conrad, Crown, Danielson, Dannemeyer, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Holmes, Johnson, Kennick, Knox, Marks, Meyers, Milias, Mills, Monagan, Moreno, Petris, Powers, Quimby, Ryan, Song, Stevens, Thelin, Warren, Whetmore, Williamson, Young, Zenovich, and Mr Speaker—61
NOES—None

Bill ordered transmitted to the Senate

REQUEST FOR UNANIMOUS CONSENT

Mr Casey was granted unanimous consent to take up Assembly Concurrent Resolution No 43 without reference to file

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 43

Assembly Concurrent Resolution No. 43—Relative to relocation of facilities of local government required by the development of the State Water Facilities

Resolution read, and adopted by the following vote

AYES—Alquist, Ashcraft, Bagley, Bane, Barnes, Bee, Belotti, Booth, Burgener, Casey, Conrad, Danielson, Deukmejian, Dills, Dymally, Elliott, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Holmes, Johnson, Marks, Meyers, Miias, Mills, Monagan, Moreno, Powers, Quimby, Ryan, Song, Thelin, Veysey, Warren, Whetmore, Williamson, Young, Zenovich, and Mr Speaker—43
NOES—None

Resolution ordered transmitted to the Senate

INTRODUCTION OF GUESTS

Speaker pro Tempore Bee introduced the following members of the Argentine Senate The Honorable Eduardo José Gamond, The Honorable Felipe Abdala, The Honorable Juan Ramon Aguirre-Lanari, The Honorable Ruben Victor Manuel Blanco, The Honorable Aldo Hermes Cantoni, The Honorable Santiago Carlos Fassi, The Honorable Rolando Olmedo, The Honorable Elias Sapag, and The Honorable Mario Zinny, and Mr Ellwood M Rabenold, Jr, and Mr Francisco Lanza, of the United States Department of State, all guests of Speaker Jesse M Unruh of Inglewood, whereupon the Members of the Assembly joined in welcoming them on their visit to the Assembly Chamber

CONSIDERATION OF DAILY FILE (RESUMED)
CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the first item on the Consent Calendar

CONSENT CALENDAR—ASSEMBLY BILLS

Consideration of House Resolution No. 199

By Assemblyman Mulford

House Resolution No. 199—Relative to anti-Semitic persecution in the Soviet Union

NOTE The full text of House Resolution No 199, as amended April 28, 1964, appears at page 800 of the Assembly Daily Journal for April 28, 1964

Resolution read, and adopted by the following vote

AYES—Alquist, Ashcraft, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Casey, Chapel, Conrad, Crown, Danielson, Davis, Deukmejian Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Marks, Meyers, Miias, Mills, Monagan, Moreno, Mulford, Petris, Powers, Quimby, Ryan, Song, Stevens, Thelin, Veysey, Warren, Whetmore, Williamson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—55
NOES—None

Consideration of House Resolution No. 211

By Assemblyman Veysey:

House Resolution No. 211—Relative to congratulating Simon D. Carey

NOTE The full text of House Resolution No 211 appears at page 713 of the Assembly Daily Journal for April 22, 1964.

Resolution read, and adopted by the following vote:

AYES—Alquist, Ashcraft, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Casey, Chapel, Conrad, Crown, Danielson, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Marks, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Petris, Powers, Quimby, Ryan, Song, Stevens, Thelin, Veysey, Warren, Whetmore, Williamson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—55

NOES—None

Consideration of House Resolution No. 212

By Assemblyman Willson:

House Resolution No. 212—Relative to use of federal tax revenues on alcohol for State's alcoholic rehabilitation program.

NOTE The full text of House Resolution No. 212 appears at pages 729 and 730 of the Assembly Daily Journal for April 22, 1964.

Resolution read, and adopted by the following vote:

AYES—Alquist, Ashcraft, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Casey, Chapel, Conrad, Crown, Danielson, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Marks, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Petris, Powers, Quimby, Ryan, Song, Stevens, Thelin, Veysey, Warren, Whetmore, Williamson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—55

NOES—None

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

Assembly Concurrent Resolution No. 52—Relative to the death of State Senator Leland M Backstrand

The question being Shall the Assembly concur in the following Senate amendment to Assembly Concurrent Resolution No 52?

Amendment No. 1

On page 1, after the heading, insert the following:

"(Coauthors Senators Arnold, Begovich, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Fair, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, Lunardi, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams)".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Concurrent Resolution No 52 by the following vote

AYES—Allen, Alquist, Ashcraft, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Casey, Chapel, Conrad, Crown, Danielson, Dennemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Holmes, Johnson, Kennick, Knox, Marks, Meyers, Milias, Mills, Monagan, Moreno, Petris, Powers, Quimby, Ryan, Song, Stanton, Stevens, Thelin, Veneman, Veysey, Waite, Warren, Whetmore, Williamson, Winton, Young, Zenovich, and Mr Speaker—57.

NOES—None.

Assembly Concurrent Resolution No. 52 ordered enrolled.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 5—An act to amend Section 75030.5 of the Government Code, relating to judges' retirement

Bill read third time, and presented by Mr Belotti.

Bill passed by the following vote

AYES—Allen, Alquist, Ashcraft, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Casey, Chapel, Crown, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Gaffney, Garrigus, Gonsalves, Greene, Henson, Holmes, Johnson, Knox, Marks, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Powers, Quimby, Song, Stevens, Thelin, Veysey, Waite, Warren, Whetmore, Williamson, Winton, Young, Zenovich, and Mr Speaker—52

NOES—None

Bill ordered transmitted to the Senate.

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 February 3, 1964, 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, EDMUND G BROWN, Governor of the State of California, by virtue of the power vested in me by law, hereby amend and supplement my Proclamation dated January 30, 1964, by adding the following additional purposes thereto, and thereby permitting the Legislature to legislate upon the following subjects, in addition to the subject specified in the original Proclamation to wit

Item No. 57 To consider and act upon legislation relative to the Governor's mansion.

Item No 58. To consider and act upon legislation relative to the South San Luis Obispo County Sanitation District

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this twenty-ninth day of April, 1964

EDMUND G. BROWN, Governor

(SEAL) ATTEST. Frank M. Jordan, Secretary of State

LEAVE OF ABSENCE FOR BALANCE OF THE DAY

At 10 25 a m, the following Member was granted leave of absence for the balance of the day, because of legislative business elsewhere:

Mr. Mulford, on motion of Mr Marks.

REMARKS ON CONDITION OF THE FILE

Mr. Deukmejian spoke on the condition of the file.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Bill No. 197: By Assemblyman Marks—An act to add Chapter 26 (commencing with Section 19600) to Part 10 of Division 2 of, and to add Part 10 5 (commencing with Section 20000) to Division 2 of, the Revenue and Taxation Code, relating to personal income taxes

Held at desk by order of the Speaker pro Tempore.

Assembly Constitutional Amendment No. 13: By Assemblyman Marks—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 11½ to Article XIII thereof, relating to income taxes

Held at desk by order of the Speaker pro Tempore.

Assembly Concurrent Resolution No. 54: By Assemblymen Allen, Johnson, and Barnes (Senators Short, Collier, and Weingand, co-authors)—Relative to the Joint Legislative Retirement Committee

Referred by the Speaker pro Tempore to the Committee on Rules

RESOLUTIONS

The following resolutions were offered

By Assemblymen Ryan, Alquist, Garrigus, Gonsalves, and Greene

House Resolution No. 244

Relating to a study of the year-round operation of the California State Colleges

WHEREAS, The projected increases in the enrollment at the California State Colleges will require the most efficient utilization of state college facilities in order to provide young people of this State with a higher education to meet the state and national demands for fully educated citizens in a rapidly changing and technological era, and

WHEREAS, The year-round operation of state college facilities will aid in achieving the objective of the efficient utilization of such facilities, now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is directed to assign to an appropriate interim committee for investigation and study the subject of the year-round operation of the facilities of the California State Colleges and the revision of the academic calendar on a trimester basis, a quarter basis, a semester and summer session basis, or some other basis, which will allow the year-round operation in most feasible, efficient, and economical manner and with the least disruption of the present high standards of instruction, and to direct such interim committee to report its findings and recommendations to the Assembly not later than the fifth legislative day of the 1965 Regular Session of the Legislature, and be it further

Resolved, That the Coordinating Council for Higher Education is requested to refrain from making a final determination on the revision of academic calendars to accomplish the year-round operation of state college facilities until such time as the Legislature completes its investigation and consideration of the matter, and be it further

Resolved, That the Chief Clerk transmit copies of this resolution to each member of the Coordinating Council for Higher Education

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

By Assemblymen Marks, Gaffney, Foran, and Meyers.

House Resolution No. 245

Commending Cyril Magnin

WHEREAS, Cyril Magnin was honored as "Retailer of the Year" at a dinner on April 20, 1964, climaxing the first International Fashion Festival held in Las Vegas, and

WHEREAS, Mr. Magnin has been recognized for many years for his distinguished leadership of the business community as president of the highly successful Joseph Magnin Company of San Francisco, and

WHEREAS, He has continually been called upon to serve in various public service capacities in San Francisco and throughout the State and Nation, and is President of the San Francisco Port Authority, Vice President of the San Francisco Bay Area Council, a member of the World Trade Association, Trustee of the California Historical Society, a member of the President's Commission on Equal Opportunity, and is active in numerous other civic groups, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly take great pleasure in commending Mr Cyril Magnin on being selected "Retailer of the Year" and for the service he has rendered to the people of the State and to the Nation, 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 Cyril Magnin

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Mills.

House Resolution No. 246

Commending Lieutenant Commander Don M Stewart, U S N R Ret, California Naval Militia

WHEREAS, It has come to the attention of the Assembly that Lieutenant Commander Don M Stewart, U.S N R Ret, California Naval Militia, has rendered outstanding and commendable services for nearly seven decades, and

WHEREAS, Lieutenant Commander Stewart was born in San Diego in 1873, enlisted in the California Naval Militia in 1897, and served in 1898 in the Spanish American War on the U S S Pinta, and

WHEREAS, From 1901 through 1903 he served in the California Naval Militia as an Ensign and as a Lieutenant Junior Grade, and then, until 1915, as a Lieutenant in command of the 3rd Division of the California Militia, forming in 1915 the 10th Division which he also commanded in addition to the 3rd Division until 1917 when both were mustered into the active service as National Naval Volunteers under his command and assigned to the U S S Fredericks, the U S S Pittsburg, the U S S. Pueblo and the U S S San Diego to which Lieutenant Commander Stewart was assigned, and

WHEREAS, After the U S S San Diego was sunk in 1917 he returned to San Diego where he established and commanded the Naval Training Unit in Balboa Park, which unit became the nucleus for the present Naval Training Center, and

WHEREAS, In 1920 he assumed command of the Naval Reserve Units at San Diego in which position he served for about four years until he retired with some 27 years of honorable naval service, and

WHEREAS, Lieutenant Commander Stewart's colorful naval career included commanding reserve units in 1906 at the San Francisco earthquake disaster, in 1907 dealing with problems on the S S Maori King, a ship transporting several hundred Chinese into forced servitude, and in 1914 when President Wilson activated the 3rd Division, to command it in quelling outbreaks and forays on the Mexican border at San Ysidro, and

WHEREAS, In addition to his naval career Lieutenant Commander Stewart has been extraordinarily active in community, political and civic affairs, serving ably as City Treasurer of San Diego from 1909 through 1918, a member of the San Diego City Council 1919-1921 and 1923-1927, Chairman of the San Diego County Democratic Central Committee 1930-1935, Postmaster of San Diego 1934-1942, and for many years serving as President of the San Diego Historical Society, as well as maintaining membership in numerous veterans, service, and luncheon organizations, including the "Old Timers Club," and

WHEREAS, He also instituted in 1942 the annual reunion of surviving members of the 3rd and 10th Divisions of the California Naval Militia and has attended each such meeting including that of April 12 1964 at which some 18 members signed the muster roll of the "Last Survivor Club," and

WHEREAS, Lieutenant Commander Stewart has been a community leader in the highest sense and has won the admiration and respect of all who have been privileged to know and serve with him, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members hereby commend and congratulate Lieutenant Commander Don M Stewart upon his outstanding naval and public service to his Country, his State and his community for nearly 70 years, 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 Lieutenant Commander Don M Stewart

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

By Assemblyman Monagan

House Resolution No. 247

Relative to commending Veva Brown

WHEREAS, It has come to the attention of the Members of this Assembly that Veva Brown, beloved instructor at Delta College, is planning to retire; and

WHEREAS, Miss Brown, who received her Bachelor of Arts degree from the University of the Pacific when it was located in San Jose, has devoted her life and given the full measure of her ability to the teaching profession, and

WHEREAS, She began her career in 1918 in a one-room school house and from there went on to teach in high school and then college, and

WHEREAS, She has, throughout the years, been dedicated to stimulating student interest in history and political science, to developing and fostering a quest for knowledge, and to instilling in her pupils a better understanding and deeper love of country; and

WHEREAS, Her interest in education is not just an eight-hour-a-day affair, a fact attested to by her unselfish work in behalf of scholarships for deserving students; and

WHEREAS, She is chairman of the Delta College Scholarship Committee and is scholarship counselor for the college, and

WHEREAS, In 1958 Miss Brown was named the first chairman of the National Newman Club Advisers and the following year was chosen the outstanding adviser in the county, and

WHEREAS, Truly she epitomizes the accolade "Master Teacher"; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members commend Veva Brown for her many years of outstanding service to the youth of this State, thank her for her distinguished contributions to the teaching profession in California, and wish her health and happiness in her well-earned retirement, and be it further

Resolved, That the Chief Clerk of the Assembly be directed to transmit a suitably prepared copy of this resolution to Veva Brown

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

By Assemblyman Monagan:

House Resolution No. 248

Relative to making freedom really ring

WHEREAS, On the Fourth of July of each year this Nation pauses to remember its heritage of freedom and independence; and

WHEREAS, For decades fireworks were a dominant Fourth of July sound which instilled in everyone who observed the colorful display a pride of national feeling, but this practice of "illuminations" has largely disappeared from the American Scene; and

WHEREAS, It was suggested in 1963 that a new sound, a chorus of bells, mark this important observance from coast to coast and border to border; and

WHEREAS, The idea envisions the simultaneous ringing of all church bells, all bells in government buildings and all carillon bells in colleges and universities for four minutes throughout the country; and

WHEREAS, It is hoped that the sound created by this chorus will stir a new wave of patriotic feeling, bring a deeper awareness of what the Fourth of July stands for, and serve to remind us of the heroic resolve formed by the men who pledged their lives, their fortunes and their sacred honor 187 years ago; now, therefore, be it

Resolved by the Assembly of the State of California, That this State take every step necessary to insure that California participate to the full extent of its ability in the national effort being made this year of 1964 to make freedom really ring on July 4; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a copy of this resolution to the Governor of this State.

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

By Assemblyman Belotti:

House Resolution No. 249

Relative to congratulating the Union Lumber Company of Fort Bragg

WHEREAS, The twenty-first annual C R Johnson Memorial Safety Trophy award dinner was recently held in Fort Bragg, and

WHEREAS, Winner of the trophy for 1963 was the Union Lumber Company of Fort Bragg, and

WHEREAS, The trophy is given in memory of Charles Russell Johnson, the founder of the Union Lumber Company, and is designed to encourage a program of safety in the lumbering industry; and

WHEREAS, The success which the granting of this trophy has received can be measured by the drastic reduction in disabling and death-dealing injuries which has occurred since it was first awarded; and

WHEREAS, The program has been an inspiration to everyone connected with the lumber industry, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members congratulate the Union Lumber Company of Fort Bragg on receiving the 1963 C. R. Johnson Memorial Safety Trophy; and be it further

Resolved, That the Chief Clerk of the Assembly be directed to transmit a suitably prepared copy of this resolution to Russell Johnson, the President of the Union Lumber Company

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

By Assemblymen Unruh, Song, Danielson, Elliott, Powers, and Garrigus.

House Resolution No. 250

Relative to the economic welfare of the faculties of the California Public Institutions of Higher Education

WHEREAS, The Master Plan for Public Higher Education strongly recommended that every effort be made to ensure that the institutions of higher education in California maintain or improve their position in the intense competition for the highest quality of faculty members; and

WHEREAS, The Coordinating Council for Higher Education in its annual report to the Governor and the Legislature regarding level of support for the California State Colleges and the University of California recommended that funds should be provided to permit at least an additional 5 percent increase in academic salaries for the California State Colleges and the University of California; and

WHEREAS, The Trustees of the California State Colleges in their annual report to the Legislature declared that the California State Colleges are falling far behind in the face of this competition and that by 1964-65 faculty salaries will be lagging 14 to 18 percent behind those of compatable institutions, and

WHEREAS, Greatly increasing enrollments in institutions of higher education in California during the next decade will cause a demand for qualified faculty members which cannot possibly be met unless such institutions have a recruitment climate which will compare favorably with other colleges, universities, business institutions, industry, and other levels of government; and

WHEREAS, California has achieved an enviable momentum in business and industrial development, a momentum now threatened by lagging faculty salaries so that failure to maintain adequate salary scales for faculty members in California institutions of higher education would be false economy, and

WHEREAS, There have been widespread reports from the State College and University campuses that higher salaries elsewhere are attracting some of the best faculty members from the California institutions of higher education, and if such academic emigration gains momentum because of inadequate salaries, the effect will disrupt the educational processes and result in slower economic growth, followed by lower tax revenues, and

WHEREAS, The Legislature has a continuing interest in the difficult and pressing problems faced by the California institutions of higher education in attracting and maintaining outstanding faculty members in a period of stiff competition and rapid growth and

WHEREAS, The State's investment in superior teaching talent has been reflected in California's phenomenal economic growth and has shown California taxpayers to be the wisest of public investors, but unless the superiority in faculty quality is maintained, the contributions by the California institutions of higher education to the continued economic and cultural development of California may be seriously threatened; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is directed to request the Joint Legislative Budget Committee to study the subject of salaries and the general economic welfare, including fringe benefits, of faculty members of the California institutions of higher education, and ways and means of improving such salaries and benefits in order that such California institutions of higher education may be able to compete for the talent necessary to provide the highest quality of education, and to request such committee to report its findings and recommendations to the Legislature not later than the fifth legislative day of the 1965 Regular Session

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblymen Barnes and Asheraft

House Resolution No. 251

Relative to a bridge across San Diego Bay

WHEREAS, There is *substantial controversy in the cities of Coronado* and San Diego over the proposed construction of a bridge across San Diego Bay, linking the two communities; and

WHEREAS, The working navy in operations will find the bridge completely incompatible unless there is a second opening located in the south portion of San Diego Bay, and

WHEREAS, The construction of such a bridge would appear to be an open invitation for the navy to move its ships away from San Diego in the future, and

WHEREAS, The navy's withdrawal from San Diego would do irreparable harm to the economy of the area, and

WHEREAS, In a similar situation on the East Coast in the Chesapeake-Cape Charles-Point Comfort, Norfolk area, with two crossings under consideration in both cases to protect accessibility to United States naval installations at Norfolk and insure movement of naval vessels in Hampton Roads, the building of bridges was rejected in favor of Point Comfort-Norfolk tube and the new Chesapeake-Cape Charles causeway and tube, and

WHEREAS, The people of Coronado have voted on three separate occasions (1952 1955 and 1958) against a bridge across San Diego Bay, and

WHEREAS, The people of the two affected communities, San Diego and Coronado, should now have an opportunity to express themselves on this subject, and

WHEREAS, Present law does not make possible such a plebiscite, and

WHEREAS Consideration of legislation authorizing such a plebiscite cannot be considered under the items placed by the Governor before the Legislature at the current extraordinary sessions, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly respectfully request the Governor and the California Toll Bridge Authority to take such action as may be necessary to defer any and all action toward construction of a bridge across San Diego Bay between the cities of San Diego and Coronado until such time as legislation can be adopted authorizing a plebiscite of the people of the affected communities on this subject and until such plebiscite is held, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit copies of this resolution to the Governor and the California Toll Bridge Authority

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

REPORTS OF STANDING COMMITTEES

Committee on Water

Assembly Chamber, April 30, 1964

Mr Speaker, The Chairman of your Committee on Water reports

Assembly Bill No 180

With author's amendments with the recommendation: Amend, and re-refer to the Committee on Water

PORTER, Chairman

SECOND READING OF ASSEMBLY BILL NO. 180 (PURSUANT TO RULE NO. 59 5)

Assembly Bill No. 180—An act to amend Section 72152 of the Water Code, and Section 9 4 of the Metropolitan Water District Act (Chapter

429 of the Statutes of 1927), relating to the change of boundaries of water districts and declaring the urgency thereof, to take effect immediately

Bill read second time

Consideration of Author's Amendments

The following amendments, proposed by Mr Quimby, were read, and adopted

Amendment No. 1

In the title of the printed bill, as amended in the Assembly April 28, 1964, strike out lines 1 to 5 inclusive, and in line 6, strike out "tricts" and insert

"An act relating to the change of boundaries of municipal water districts, and in this connection repealing Sections 72152 and 72190 1 of the Water Code"

Amendment No. 2

On page 1, lines 1 and 2, strike out "amended to read ", and insert

"repealed

SEC 2 Section 72190 1 of said code is repealed

~~72190 1 (a) This section shall apply in the case of a petition, signed by voters residing in the district equal in number to at least 10 percent of the number of such voters voting for all candidates for the office of Governor at the last preceding gubernatorial election, for exclusion of territory from a district, no part of which district is included within the corporate area of a metropolitan water district, and which district, at elections held for that purpose, has previously voted on two occasions against annexation to a metropolitan water district.~~

~~(b) If such a petition has been filed and found to be sufficient by the secretary, and if the petitioners have deposited the sum determined by the board pursuant to Section 72171 within 30 days from the date of such determination, the board shall, at its next meeting after the depositing of such sum, grant such petition by resolution, and the election required by this article shall be held within 70 days after the adoption of such resolution.~~

SEC 3 No election shall be called by the Board of Directors of the San Bernardino Valley Municipal Water District pursuant to a petition filed heretofore under Section 72190 1 of the Water Code seeking the exclusion of the territory within the City of San Bernardino from the San Bernardino Valley Municipal Water District, and no further proceedings shall be taken by the board pursuant to such petition

The Legislature finds and declares that the provisions of this section constitute a special act in a case where a general law cannot be made applicable The voters of the City of San Bernardino petitioned to have the area of the city excluded from the San Bernardino Valley Municipal Water District in contemplation of becoming annexed to The Metropolitan Water District of Southern California as a means of securing an additional water supply at the earliest possible date However, on April 28, 1964, the voters of the City of San Bernardino voted not to become a part of The Metropolitan Water District of Southern California The need to be excluded from the San Bernardino Valley Municipal Water District thus no longer exists and it is necessary to call of the election otherwise required under Section 72190 1 of the Water Code in order to save the people of the City of San Bernardino the expense of a second election which would serve no purpose"

Amendment No. 3

On page 1, strike out lines 3 to 15, inclusive; and on page 2, strike out lines 1 to 32, inclusive

Amendment No. 4

On page 2, line 33, strike out "SEC 3", and insert "SEC. 4"

Amendment No. 5

On page 2, strike out lines 44 to 47, inclusive, and insert
"In order to save the people of the City of San Bernardino the expense of conducting a needless election, it is necessary that this act take effect immediately to call off the election which would otherwise be required by law"

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

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

Assembly Chamber, April 30, 1964

Mr Speaker. The Chairman of your Committee on Ways and Means reports
Assembly Bill No 153

With author's amendments with the recommendation Amend, and re-refer to the Committee on Ways and Means

CROWN, Chairman

SECOND READING OF ASSEMBLY BILL NO. 153 (PURSUANT TO RULE NO. 59.5)

Assembly Bill No. 153—An act to amend Sections 986.3 and 986.4 of, and to add Section 986.11 to, the Military and Veterans Code, relating to veterans.

Bill read second time

Consideration of Author's Amendments

The following amendments, proposed by Mr Gaffney, were read, and adopted:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Sections 986.3 and 986.4", and insert "Section 986.3"

Amendment No. 2

On page 1, lines 17 and 18, strike out "twenty-five thousand dollars ($25,000)" and insert "twenty thousand dollars ($20,000)"

Amendment No. 3

On page 2, strike out lines 28 to 34, inclusive, and insert
"SEC. 2 Section 986.11 is added to said code, to read:"

Amendment No. 4

On page 2, line 37, strike out "twenty-five thousand dollars ($25,000)", and insert "twenty thousand dollars ($20,000)"

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

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

Assembly Chamber, April 30, 1964

Mr Speaker: The Chairman of your Committee on Ways and Means reports
Senate Bill No 37

With author's amendments with the recommendation: Amend, and re-refer to the Committee on Ways and Means

CROWN, Chairman

SECOND READING OF SENATE BILL NO. 37 (PURSUANT TO RULE NO. 59.5)

Senate Bill No. 37—An act to provide for the creation of the West Bay Rapid Transit Authority and prescribing the powers and duties thereof; authorizing the authority to construct and operate an inter-

urban rapid transit system, providing for the issuance and sale of bonds, and providing for the use of the proceeds thereof for the purposes of this act; providing for the expenditure of such proceeds and all revenues received from the operation of the system to the uses and purposes set forth herein; and providing for the levy and collection of taxes.

Bill read second time

Consideration of Author's Amendments

The following amendment was read, and adopted.

Amendment No. 1

On page 7 of the printed bill, as amended in Senate April 22, 1964, strike out line 26, and insert "before constructing such lines"

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

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

Assembly Chamber, April 30, 1964

Mr Speaker Your Committee on Ways and Means reports.
Senate Bill No. 53
With amendments with the recommendation Amend, and do pass, as amended.

CROWN, Chairman

Above bill ordered to second reading.

Committee on Revenue and Taxation

Assembly Chamber, April 30, 1964

Mr Speaker: Your Committee on Revenue and Taxation reports
Assembly Bill No 33
Assembly Bill No 179
Assembly Bill No 188
With the recommendation: That the bills be retained in committee, and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study

PETRIS, Chairman

Subject matter of the above bills referred to the Committee on Rules

Assembly Chamber, April 30, 1964

Mr Speaker Your Committee on Revenue and Taxation reports
Senate Bill No 69
With amendments with the recommendation Amend, do pass, as amended, and be re-referred to the Committee on Ways and Means

PETRIS, Chairman

Above bill ordered to second reading

Assembly Chamber, April 30, 1964

Mr Speaker: Your Committee on Revenue and Taxation reports
Senate Bill No 30
Senate Bill No 70
With the recommendation Do pass

PETRIS, Chairman

Above bills ordered to second reading

Committee on Ways and Means

Assembly Chamber, April 30, 1964

Mr Speaker Your Committee on Ways and Means reports
Senate Bill No 51
Senate Bill No. 18
Senate Bill No 32
With the recommendation Do pass

CROWN, Chairman

Above bills ordered to second reading

MESSAGES FROM THE SENATE

Senate Chamber, April 29, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day passed
Senate Bill No 90
Senate Bill No 95
Senate Bill No 96

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time

Senate Bill No. 90—An act to add Section 54918 to the Government Code, relating to zones within districts formed under Water Conservation Act of 1931, declaring the urgency thereof, to take effect immediately

Held at desk by order of the Speaker pro Tempore

Senate Bill No. 95—An act to add Sections 33103 5 and 33376 to the Health and Safety Code, relating to disaster relief in the Crescent City area by redevelopment agencies and declaring the urgency thereof, to take effect immediately

Held at desk by order of the Speaker pro Tempore

Senate Bill No. 96—An act to add Section 33349 5 to the Health and Safety Code, relating to the Redevelopment Agency of the City of Crescent City, and declaring the urgency thereof, to take effect immediately

Held at desk by order of the Speaker pro Tempore

MESSAGES FROM THE SENATE

Senate Chamber, April 29, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day adopted
Senate Joint Resolution No 11
Senate Joint Resolution No 12
Senate Concurrent Resolution No 21
Senate Concurrent Resolution No 20

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolutions were read

Senate Joint Resolution No. 11—Relative to a study of north coastal multipurpose water projects

Held at desk by order of the Speaker pro Tempore

Senate Joint Resolution No. 12—Relative to data processing.

Held at desk by order of the Speaker pro Tempore

Senate Concurrent Resolution No. 21—Relative to additions to the Pfeiffer Big Sur State Park in Monterey County.

Held at desk by order of the Speaker pro Tempore

Senate Concurrent Resolution No. 29—Relative to State and Federal Highway Funds.

Held at desk by order of the Speaker pro Tempore

MESSAGES FROM THE SENATE

Senate Chamber, April 29, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day adopted

Assembly Concurrent Resolution No 34

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

Above resolution ordered enrolled.

Senate Chamber, April 30, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day adopted

Senate Concurrent Resolution No 32

J A BEEK, Secretary of the Senate
By Grant Miller, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read

Senate Concurrent Resolution No. 32—Memorializing the death of Dick McAllister.

Referred by the Speaker pro Tempore to the Committee on Rules.

MESSAGES FROM THE SENATE

Senate Chamber, April 30, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to

Senate Bill No 76

J A BEEK, Secretary of the Senate
By R W Lyons, Assistant Chief Secretary

Senate Chamber, April 29, 1964

Mr Speaker I am directed to inform your honorable body that the Senate amended, and on this day passed as amended

Assembly Bill No 115

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

Above bill ordered to unfinished business file

Senate Chamber, April 29, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No 52

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

Above bill ordered enrolled

Senate Chamber, April 29, 1964

Mr Speaker: I am directed to inform your honorable body that the Senate on this day adopted as amended:

Assembly Joint Resolution No 9
Assembly Concurrent Resolution No. 7
Assembly Concurrent Resolution No. 21

And respectfully requests your honorable body to concur in said amendment.

J A BEEK, Secretary of the Senate
By Lance D. MacArthur, Assistant Secretary

Above resolutions ordered to unfinished business file.

EXPLANATION OF VOTE

April 29, 1964

Chief Clerk, Assembly Chamber
State Capitol, Sacramento

Dear Sir. I was unavoidably absent from the Assembly Chamber on April 23 at the time of the roll call on final passage of Assembly Bill 145, and wish to state that I support the bill as passed by the Assembly and would have voted for it had I been present.

Very truly yours,

ANTHONY C BEILENSON

ADJOURNMENT

At 10 35 a.m., on motion of Mr. Petris, the Speaker pro Tempore declared the Assembly adjourned until 11 a.m., Monday, May 4, 1964

JESSE M. UNRUH, Speaker

ANABEL WHANG, Minute Clerk

CALIFORNIA LEGISLATURE

1964 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

FORTY-THIRD LEGISLATIVE DAY

SEVENTY-THIRD CALENDAR DAY

IN ASSEMBLY

Assembly Chamber
Monday, May 4, 1964

The Assembly met at 11 a m.

Hon. Carlos Bee, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk James D. Driscoll at the Desk

Assistant Clerk Malcolm MacIntyre reading.

ROLL CALL

The roll was called.

Call of the Assembly

Mr. Conrad moved a call of the Assembly

Mr. Waldie seconded the motion.

Motion carried. Time, 11 02 a.m.

The Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

Call of the Assembly Dispensed With

At 11.08 a.m., on motion of Mr. Conrad, further proceedings under the call of the Assembly were dispensed with

The roll call was completed and the following answered to their names:

Allen, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dunnemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Mihas, Mills, Moreno, Mulford, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Veneman, Veysey, Waite, Waldie, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—67

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Robert R. Ferguson:

Our Father, We are aware that when the agnostic prays, "Oh God, if there be one, save my soul if I have one," he is at least honest.

We confess that often we who believe in Thee live as if Thou dost not exist and hast no claim on our lives.

May we be aware of this contradiction and have a basic integrity toward Thee and our fellow man
In the name of the One who said, "Seek and Ye shall find"—AMEN

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Bee, Mr Burgener then led the Assembly in the pledge of allegiance to the Flag

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Mr Flournoy, seconded by Mr Young

LEAVES OF ABSENCE FOR THE DAY

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

Mr Alquist, on motion of Mr Waldie

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

Mr. Belotti, on motion of Mr Conrad
Mr Monagan, on motion of Mr Conrad
Mr. Pattee, on motion of Mr Conrad
Mr. Gonsalves, on motion of Mr Waldie
Mr Dymally, on motion of Mr. Waldie
Mr Ferrell, on motion of Mr Waldie
Mr Thomas, on motion of Mr Waldie.
Mr. Beilenson, on motion of Mr Waldie
Mr. Meyers, on request of the Speaker pro Tempore
Mr. Warren, on request of the Speaker pro Tempore

ANNOUNCEMENTS

Mr Conrad announced that former State Controller, Robert C Kirkwood, who suffered a heart attack last week, is recuperating at Notre Dame Hospital, Broadway and Van Ness, San Francisco

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolutions were offered.

Assembly Joint Resolution No. 12: By Assemblyman Whetmore—Relative to religion in the public schools

Referred by the Speaker pro Tempore to Committee on Rules

Assembly Concurrent Resolution No. 55: By Assemblyman Bane—Relative to augmenting the funds of the Joint Committee on Legislative Organization.

Referred by the Speaker pro Tempore to Committee on Rules

Assembly Concurrent Resolution No. 56: By Assemblyman Bane—Relative to the Citizens Advisory Commission on Revision of the California Constitution.

Referred by the Speaker pro Tempore to Committee on Rules.

Assembly Joint Resolution No. 13: By Assemblyman Donovan—Relative to tariffs

Held at desk by order of the Speaker pro Tempore

REQUESTS FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO. 59

Mr. Allen was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Assembly Bill No 196 for hearing in the Committee on Elections and Reapportionment on Wednesday, May 6, 1964

Mr Garrigus was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Senate Bill No 83 and Assembly Joint Resolution No 4 for hearing in the Committee on Education today

Mr. Williamson was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Senate Bill No. 88 for hearing in the Committee on Water at 3 45 p m , today

Mr Carrell was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Senate Bill No 79 for hearing in the Committee on Transportation and Commerce.

REQUEST FOR UNANIMOUS CONSENT TO HOLD SPECIAL MEETING OF COMMITTEE

At 11 16 a m., Mr. Carrell was granted unanimous consent to hold a special meeting of the Committee on Transportation and Commerce in Room 3188, at this time

Subject: Senate Bill No. 79

REQUESTS FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO. 59

Mr. Knox was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Senate Bills Nos 95 and 96 for hearing in the Committee on Municipal and County Government at 3 45 p m , today, in Room 2133.

Mr. Young was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Senate Bill No 89 for hearing in the Committee on Water today

Mr Porter was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Senate Bill No 88 and Assembly Bill No. 180 for hearing in the Committee on Water today

Mr Willson was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Senate Bill No 85 for hearing in the Committee on Judiciary today.

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

The following bills were introduced, and read the first time

Assembly Bill No. 198: By Assemblymen Z'berg, Powers, and Greene (Senator Rodda, coauthor)—An act to repeal Article 2 (commencing with Section 8190) of, and to add Article 2 (commencing with Section 8190) to, Chapter 2 8 of Division 1 of Title 2 of the Government Code, relating to the Governor's Mansion, and making an appropriation therefor.

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 199: By Assemblyman Bagley—An act to add Section 2605 to the Elections Code, relating to the conduct of elections

Held at desk by order of the Speaker pro Tempore

RESOLUTIONS

The following resolutions were offered:

By Assemblymen Gaffney, Garrigus, Assemblywoman Davis, Assemblymen Foran, Meyers, and Marks.

House Resolution No 252

Relative to Mother's Day

WHEREAS, In the year 1914 by an Act of Congress and the President of the United States, Mother's Day was established on the second Sunday in May of each year; and

WHEREAS, That day has been set aside to observe and pay particular tribute to man's greatest friend and benefactor, his mother, and

WHEREAS, The feelings of everyone on that day, and throughout the year, can be properly expressed by the words of Abraham Lincoln, who said, "All that I am and all that I hope to be, I owe to my angel mother"; and

WHEREAS, It is fitting that this body pause in its deliberations to remember the love, devotion, and self-sacrifice which are so characteristic of motherhood; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly extend to the mothers of California their sincere and best wishes for a happy Mother's Day, and pay solemn tribute to those mothers who have gone to their eternal reward

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblymen Garrigus and Bee

House Resolution No. 253

Relative to a study of the duties, powers, and responsibilities of county boards of education and county superintendents of schools

WHEREAS, The goal of school district reorganization is the creation of larger efficiently organized unified school districts with the result that most school districts will disappear as political entities in the next few years; and

WHEREAS, The California Legislature gave serious attention to proposals that would speed the process of unification, and

WHEREAS, The office of the county superintendent of schools will no longer be providing direct services to small school districts thereby requiring that the functions of such office be changed, and

WHEREAS, The county superintendent of schools and the county board of education have a long history in the structure of public education in California and as part of the system of local government; and

WHEREAS, Legislative action during the last decade has empowered the county superintendent of schools to be an agent of the State through which state purposes described by legislation are implemented at the local level, and

WHEREAS, The county superintendent of schools and the county board of education in separate counties are responsive to requests for educational services

from local school districts with the result that there is an extensive contractual relationship between the school districts and the county boards of education and county superintendents of schools, and

WHEREAS, The three major areas of responsibility of county boards of education and county superintendents of schools, to the State, to the county, and to local school districts, and the interrelation of such areas of responsibility, have not been a subject of study by the Legislature for the purpose of defining the total role of such county superintendent and county board, and

WHEREAS, The existing state laws do not adequately and clearly define the duties, powers, and responsibilities of the county superintendents of schools and the county boards of education; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is directed to assign to an appropriate interim committee for study the subject of the duties, powers, and responsibilities of the county board of education and the county superintendent of schools, including the interrelation thereof to the State, to the county, and to local school districts, and including a means of establishing an adequate structure of fiscal responsibility for the office of the county superintendent of schools and the county boards of education which would recognize the three-way division of their responsibilities to the State, the county, and the local school districts and yet place the county board of education in a relationship to fiscal matters appropriate to the political importance of that body, and to direct such interim committee to report its findings and recommendations to the Assembly no later than the fifth legislative day of the 1965 Regular Session of the Legislature

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblymen Willson and Badham

House Resolution No. 254

Relative to Judge Leon Rene Yankwich

WHEREAS, After more than 28 years on the federal bench, the longest tenure of any judge in the history of his district, United States District Judge Leon Rene Yankwich has announced his retirement, although he will remain in the court as a senior judge, and

WHEREAS, Judge Yankwich was born in Jassy, Roumania, September 25, 1888, receiving his preparatory education in Roumania before coming in 1907 to this country, where he earned in 1909 an LL B degree from Willamette University and from Loyola University a J D degree in 1926, and an LL D degree in 1929, and

WHEREAS, In 1909 he was admitted to both the Oregon and California Bars and first practiced law in Modesto until 1916 when he moved to Los Angeles where he maintained a thriving law practice until he was appointed in 1927 a Judge of the Superior Court of Los Angeles County, in which office he served until 1935 when he was appointed to his present office of Judge of the United States District Court, Southern District of California, serving from 1951 to 1959 as Chief Judge; and

WHEREAS, He was naturalized in 1912 and he faithfully and honorably served his adopted country in the United States Army in World War I; and

WHEREAS, In 1919 he married Helen Werner and they were blessed with two children, Peter and Ilyana, and

WHEREAS, He served as a lecturer at the St Vincent School of Law, Loyola University, from 1925 through 1934, and, with the Honorable Thomas F. Griffin, authored the California law establishing an eight hour working day for women; and

WHEREAS, He is the author of numerous books, including "Commentary on New Federal Criminal Rules" (1946), "It's Libel or Contempt If You Print It" (1950), and "The Nature of Our Freedom" (1951) and has contributed numerous articles on various subjects, including state and federal procedure, the Code of Hammurabi, the French Revolution, religion, libel, defamation, the right of privacy, communication law and plagiarism, to the *University of California Law Review*, the *U C L A Law Review*, the *University of Southern California Law Review*, the *Louisiana Law Review*, the *University of Chicago Law School Conference Series*, the *Notre Dame Lawyer*, the *American Bar Journal*, *Georgetown University Law Quarterly*, the *Pennsylvania Law Review*, and other periodicals, and

WHEREAS, Prior to his appointment as a judge he defended a number of important newspaper libel cases and after his appointment he tried many important civil and criminal cases including peacetime and wartime espionage and Smith Act cases, antitrust cases, cases on illegal "tie-in" agreements of oil companies and suppliers and the case determining the ownership of the Elk Hills Oil Fields; and

WHEREAS, In 1928 while trying a child custody case he uttered the now famous sentence, "There are no illegitimate children, only illegitimate parents", and

WHEREAS, Judge Yankwich is a member of the American Bar Association, the California Bar Association, the Los Angeles Bar Association, the Southwest Academy, and the American Legion and is a 32d degree Scottish Rite Mason; and

WHEREAS, In 1956 in recognition of his work in the field of newspaper law, the *National Chapter of Kappa Tau Alpha, a newspaper fraternity at U C L A*, made him a member of the fraternity; and

WHEREAS, In 1959 he presented to the Department of Living History at U C L A. a large volume of his personal and professional papers which are kept in the Department of Special Collections in the University Library, and

WHEREAS, In 1960 Judge Yankwich was selected as an honorary member of the Order of the Coif at the University of Southern California Law School, and

WHEREAS, On his birthday in 1958 he was signally honored by the presentation of a bound three-volume set of over 300 opinions he had written from 1931 through 1957, which was published by West Publishing Company, a tribute rarely paid to any jurist, and

WHEREAS, Judge Yankwich has fully attained his life's goal to achieve justice through law, to "do justly and to love mercy and to walk humbly", now, therefore, be it

Resolved, by the Assembly of the State of California, That the Members, with one accord, hereby commend and congratulate Judge Leon R Yankwich upon his many years of outstanding and dedicated judicial service and for his vast contribution to the law, and wish him continued prominence, success, and happiness in all his future endeavors, 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 Judge Leon Rene Yankwich

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, April 30, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined

Assembly Bill No. 114—An act to amend Section 19630 1 of the Education Code, relating to state school building aid,

And reports the same correctly enrolled, and presented to the Governor at 1 30 p m, April 30, 1964

POWERS, Chairman

Assembly Chamber, April 30, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined

Assembly Joint Resolution No. 8—Relative to the use of federal tax revenues on alcohol for State's alcoholic rehabilitation programs,

Assembly Concurrent Resolution No 36—Relative to the selection of Frank Lanterman as organist for the 1964 Republican National Convention,

And reports the same correctly enrolled, and presented to the Secretary of State on the 30th day of April, 1964, at 1 30 p m

POWERS, Chairman

Assembly Chamber, May 1, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Joint Resolution No 11

And reports the same correctly engrossed

POWERS, Chairman

Above resolution ordered on file

Assembly Chamber, May 1, 1964

Mr Speaker: Your Committee on Engrossment and Enrollment has examined Assembly Bill No 180

And reports the same correctly re-engrossed

POWERS, Chairman

Above bill ordered re-referred to the Committee on Water

Assembly Chamber, May 1, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Bill No 153

And reports the same correctly engrossed.

POWERS, Chairman

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

Committee on Rules

Assembly Chamber, April 30 1964

Mr Speaker. Your Committee on Rules reports

House Resolution No 231
House Resolution No 232

With the recommendation Be adopted, as amended

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolutions be placed on the Consent Calendar

BANE, Chairman

Above resolutions ordered on file

Assembly Chamber, April 30, 1964

Mr Speaker Your Committee on Rules reports

Assembly Concurrent Resolution No 53

With the recommendation Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolution be placed on the Consent Calendar

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, April 30, 1964

Mr Speaker. Your Committee on Rules reports

House Resolution No 236
House Resolution No 239

With the recommendation Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolutions be placed on the Consent Calendar

BANE, Chairman

Above resolutions ordered on file

Assembly Chamber, April 30, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No. 226
House Resolution No 227
House Resolution No. 229

With the recommendation Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolutions be placed on the Consent Calendar.

BANE, Chairman

Above resolutions ordered on file

Assembly Chamber, April 30, 1964

Mr Speaker. Your Committee on Rules reports

House Resolution No 220
House Resolution No 222
House Resolution No 225

With the recommendation Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolutions be placed on the Consent Calendar

BANE, Chairman

Above resolutions ordered on file.

Assembly Chamber, April 30, 1964

Mr Speaker. Your Committee on Rules reports

House Resolution No 216
House Resolution No. 217
House Resolution No 218

With the recommendation Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolutions be placed on the Consent Calendar

BANE, Chairman

Above resolutions ordered on file

Assembly Chamber, April 30, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 228
House Resolution No 230

With the recommendation. That the resolutions be re-referred to the Committee on Ways and Means.

BANE, Chairman

Above resolutions re-referred to the Committee on Ways and Means

Assembly Chamber, April 30, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 234
House Resolution No 235

With the recommendation That the resolutions be re-referred to the Committee on Natural Resources, Planning, and Public Works

BANE, Chairman

Above resolutions re-referred to the Committee on Natural Resources, Planning, and Public Works

Assembly Chamber, April 30, 1964

Mr Speaker Your Committee on Rules reports.

House Resolution No 219
House Resolution No 221
House Resolution No 224

With the recommendation That the resolutions be retained in committee, and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study.

BANE, Chairman

Subject matter of the above resolutions referred to the Committee on Rules

Assembly Chamber, April 30, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 237

With the recommendation That the resolution be retained in committee, and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study

BANE, Chairman

Subject matter of the above resolution referred to the Committee on Rules

Assembly Chamber, April 30, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 238

With the recommendation That the resolution be re-referred to the Committee on Governmental Efficiency and Economy

BANE, Chairman

Above resolution re-referred to the Committee on Governmental Efficiency and Economy.

Committee on Revenue and Taxation

Assembly Chamber, April 30, 1964

Mr Speaker Your Committee on Revenue and Taxation reports.

Assembly Constitutional Amendment No. 7

With amendments with the recommendation Be amended, and that the resolution, as amended, be returned to the committee, and the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study.

PETRIS, Chairman

Above resolution ordered on file

Committee on Governmental Efficiency and Economy

Assembly Chamber, April 30, 1964

Mr. Speaker The Chairman of your Committee on Governmental Efficiency and Economy reports

Senate Bill No 16

With author's amendments with the recommendation: Amend, and re-refer to the Committee on Governmental Efficiency and Economy

McMILLAN, Chairman

SECOND READING OF SENATE BILL NO. 16 (PURSUANT TO RULE NO. 59.5)

Senate Bill No. 16—An act to amend Section 75033 of the Government Code, relating to judges' retirement.

Bill read second time.

Consideration of Author's Amendments

The following amendments were read, and adopted:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Assembly April 27, 1964, strike out "Sections 75033 and 75075", and insert "Section 75033".

Amendment No. 2

On page 2, strike out lines 6 to 19, inclusive

Bill ordered reprinted, and to be re-referred to the Committee on Governmental Efficiency and Economy

REPORTS OF STANDING COMMITTEES

Committee on Civil Service and State Personnel

Assembly Chamber, April 30, 1964

Mr. Speaker: Your Committee on Civil Service and State Personnel reports

Assembly Concurrent Resolution No 40

With the recommendation. Be adopted

MEYERS, Chairman

Above resolution ordered engrossed

Assembly Chamber, April 30, 1964

Mr. Speaker: Your Committee on Civil Service and State Personnel reports:

Assembly Bill No 117

With the recommendation. That the bill be retained in committee, and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study.

MEYERS, Chairman

Subject matter of the above bill referred to the Committee on Rules

Committee on Ways and Means

Assembly Chamber, May 4, 1964

Mr Speaker. The Chairman of your Committee on Ways and Means reports

Assembly Bill No 76

With author's amendments with the recommendation Amend, and re-refer to the Committee on Ways and Means

CROWN, Chairman

SECOND READING OF ASSEMBLY BILL NO. 76 (PURSUANT TO RULE NO. 59.5)

Assembly Bill No. 76—An act to amend Sections 17301, 17303.5, 17654.5, 17655.5, 17656, 17660, 17664, 17665, 17665.5, 17666.2, 17702, and 17906.2 of the Education Code, relating to the public school system.

Bill read second time.

Consideration of Author's Amendments

The following amendment, proposed by Mrs Davis, was read, and adopted:

Amendment No. 1

On page 10 of the printed bill, as amended in Assembly March 23, 1964, after line 4, insert

"SEC 14 This act shall be known as the "Davis-Whetmore Act" "

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

REFERENCE OF BILLS TO COMMITTEE

Speaker pro Tempore Bee announced that Speaker Unruh has referred the following bills to the following committees:

Senate Bill No	*Committee*
90	Water
95	Municipal and County Government
96	Municipal and County Government
Senate Concurrent Resolution No.	
21	Natural Resources, Planning, and Public Works
29	Transportation and Commerce
Senate Joint Resolution No.	
11	Water
12	Ways and Means
Assembly Bill No.	
197	Revenue and Taxation
Assembly Constitutional Amendment No.	
13	Revenue and Taxation

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 181—An act to amend Sections 14.1 and 17 of the Kern County Water Agency Act (Chapter 1003, Statutes of 1961), relating to the Kern County Water Agency.

Bill read second time

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Water, were read, and adopted·

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Sections 14 1 and 17", and insert "Section 14 1".

Amendment No. 2

On page 1, strike out lines 14 to 18, inclusive; and strike out all of page 2.

Bill ordered reprinted, and engrossed

SECOND READING OF SENATE BILLS

Senate Bill No. 50—An act to amend Sections 68200, 68201, 68202, 68500 5, 68841, 68891, 69140, 75101, 75102, and 75103 of, and to add Sections 68203 and 68204 to, and to repeal Section 68205 of, the Government Code, relating to judicial salaries and making an appropriation therefor.

Bill read second time

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Ways and Means, were read.

Amendment No 1

In line 2 of the title of the printed bill, as amended in Senate April 7, 1964, after "69140," insert "75075,".

Amendment No. 2

On page 2, between lines 43 and 44, insert

"SEC 10.5. Section 75075 of said code is amended to read.

75075. Any judge hereafter retiring pursuant to the provisions of Section 75025 or Section 75060 may elect to receive the benefits accorded by this article (a) if he retires on the day of attainment of the age of 70 years, or prior thereto, or (b) regardless of age at retirement, if he is a judge on the effective date of this article and (1) retires within ~~five~~ *six* years after said effective date or (2) if not eligible to retire within said ~~five~~ *six* -year period, he retires within two years after he attains eligibility

Every judge who qualifies under this section shall be deemed to elect to receive the benefits accorded by this article, unless he makes an election to the contrary by filing written notice thereof with the Secretary of State at or prior to retirement "

Roll Call Demanded

Messrs Dannemeyer, Whetmore, and Ryan demanded a roll call

The roll was called, and the amendments refused adoption by the following vote

AYES—Holmes, Lanterman, Mills, Moreno, Petris, and Waldie—6

NOES—Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Conrad, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Elliott, Flournoy, Foran, Frew, Garrigus, Greene, Henson, Hinckley, Johnson, Kennick, Knox, Marks, Mobas, Porter, Powers, Quimby, Rumford, Ryan, Soto, Stevens, Thelin, Veneman, Veysey, Waite, Whetmore, Williamson, Willson, Winton, Young, and Z'berg—50

Motion to Amend

Mr Willson moved the adoption of the following amendments:

Amendment No. 1

In line 3 of the title of the printed bill, as amended in Senate April 7, 1964, strike out "tions 68203 and", and insert "tion"

Amendment No. 2

On page 2, strike out lines 1 to 12, inclusive

Motion to Re-refer Senate Bill No. 50 to the Committee on Ways and Means

Mr Unruh moved that Senate Bill No 50 be re-referred to the Committee on Ways and Means

Mr Mills seconded the motion.

Motion carried by the following vote

AYES—Ashcraft, Badham, Barnes, Bee, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Cologne, Crown, Danielson, Dannemeyer, Dills, Donovan, Elliott, Foran, Frew, Garrigus, Greene, Hinckley, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Milias, Mills, Moreno, Petris, Porter, Powers, Quimby, Rumford, Ryan, Soto, Stevens, Thelin, Vercey, Waite, Waldie, Williamson, Willson, Winton, Young, Z'berg, and Mr Speaker—49

NOES—Bagley, Deukmejian, Flournoy, and Holmes—4

Senate Bill No 50 and the amendments proposed by Mr Willson, re-referred to the Committee on Ways and Means

REQUEST FOR UNANIMOUS CONSENT

Mr Foran was granted unanimous consent that a photographer be allowed on the floor of the Assembly during today's session

CONSIDERATION OF DAILY FILE (RESUMED)
SECOND READING OF SENATE BILLS (RESUMED)

Senate Bill No. 69—An act to amend Sections 17027, 17053, 17072, 17203, 17204, 17206, 17216.2, 17254, 17262, 17284, 17416, 17503, 17531, 17532, 17533, 17534, 17535, 17536, 17577, 17837, 17913, 18152, 18162, 18241, 18242, 18243, 18244, 18245, and 18246 of, to add Sections 17120, 17139, 17154, 17176, 17177, 17205.5, 17266, 17527, 17528, 17594, 17617, 18212, 18213, 18214, 18215, 18216, 18217, 18218, 18402.7, 18802.5, and 18802.7 to, and repeal Sections 17537, 17537.1, 17538, 17539, 17540, 18247, and 18248 of the Revenue and Taxation Code, relating to personal income taxes.

Bill read second time

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Revenue and Taxation, were read, and adopted

Amendment No. 1

On page 5 of the printed bill, as amended in Senate April 13, 1964, strike out lines 43 to 46, inclusive, and insert "property"

Amendment No. 2

On page 6, lines 36 and 37, strike out ", except as otherwise provided in this section".

Amendment No. 3

On page 7, between lines 17 and 18, insert

"SEC 5.5 The Legislature hereby declares that in order to qualify as a "personal property tax" within the meaning of that term as used in paragraph (1) of subdivision (b) of Section 17204 of the Revenue and Taxation Code, as amended by Section 5 of this act, the tax shall meet the following three tests

(a) The first test is that the tax must be ad valorem—that is, substantially in proportion to the value of the personal property A tax which is based on criteria other than value does not qualify as ad valorem For example, a motor vehicle tax based on weight, model year, and horsepower, or any of them, is not an ad valorem tax However, a tax which is partly based on value and partly based on other criteria may qualify in part For example, in the case of a motor vehicle tax of 1 percent of value plus 40 cents per hundredweight, the part of the tax equal to 1 percent of value qualifies as an ad valorem tax and the balance does not qualify

(b) The second test is that the tax must be imposed on an annual basis, even if collected more frequently or less frequently

(c) The third test is that the tax must be imposed in respect of personal property A tax may be considered to be imposed in respect of personal property even if in form it is imposed on the exercise of a privilege For example, an annual ad valorem tax qualifies as a personal property tax although it is denominated a registration fee imposed for the privilege of registering motor vehicles or of using them on the highways

This section shall not be considered operative for any purpose unless and until the federal government provides by rule or regulation that vehicle license fees imposed under Section 10751 of the Revenue and Taxation Code qualify as a personal property tax under the definition of that term as used in paragraph (1) of subsection (b) of Section 164 of the Federal Internal Revenue Code of 1954, as amended by the Federal Revenue Act of 1964, and shall be then operative only for the purpose of allowing the personal property tax deduction provided by Section 17204 of the Revenue and Taxation Code as amended by Section 5 of this act"

Amendment No. 4

On page 12, line 44, after "individual", insert "in which such disposition occurred"

Amendment No. 5

On page 13, line 31, strike out "employees", and insert "employee".

Amendment No. 6

On page 14, line 49, after "(c)", insert "(1)"

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

Senate Bill No. 30—An act to amend Sections 17048 and 17171 of the Revenue and Taxation Code, relating to the payment of personal income taxes

Bill read second time, and ordered to third reading

Senate Bill No. 70—An act to amend Sections 24622 and 24667 of, and to add Sections 24613, 24614 and 24684 to the Revenue and Taxation Code, relating to the taxation of banks, corporations, associations and Massachusetts trusts

Bill read second time, and ordered to third reading

Senate Bill No. 51—An act to amend Section 69584 of the Government Code, relating to superior courts

Bill read second time, and ordered to third reading

Senate Bill No. 18—An act to amend Sections 10801 and 17666 2 of, and to add Section 17411 1 to, the Education Code, relating to interdistrict school attendance, declaring the urgency thereof, to take effect immediately

Bill read second time, and ordered to third reading

Senate Bill No. 32—An act to add Section 20811 to the Education Code, relating to taxation for support of school districts

Bill read second time, and ordered to third reading

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 79—An act to add Part 7 (commencing with Section 70000) to Division 10 of the Public Utilities Code, to provide for the creation of the Marin County Transit District, prescribing the powers and duties thereof

The question being Shall the Assembly concur in the following Senate amendments to Assembly Bill No 79?

Senate Amendments of April 8, 1964

Amendment No. 1

On page 1, line 20, of the printed bill, as amended in Assembly March 19, 1964, after "passengers", insert "only".

Amendment No. 2

On page 7, strike out lines 7 to 51, inclusive; and on page 8 strike out lines 1 to 37, inclusive, and insert

"70120 Employees shall have the right to self-organization, to form, join, or assist labor organizations, to bargain collectively through representatives of their own choosing, and to engage in other concerted activities for the purpose of collective bargaining or other mutual aid or protection It is declared to be in the public interest that the district shall not express any preference for one union over another. Notwithstanding any other provision of this part, whenever a majority of the employees employed by the district in a unit appropriate for collective bargaining indicate a desire to be represented by a labor organization, the district, upon determining as provided in Section 70122 that such labor organization represents the employees in the appropriate unit, shall enter into a written contract with the accredited representative of such employees governing wages, salaries, hours and working conditions In case of a dispute over wages, salaries, hours or working conditions, which is not resolved by negotiations in good faith between the district and the labor organization, upon the request of either, the district and the labor organization may submit said dispute to the decision of the majority of an arbitration board, and the decision of the majority of such arbitration board shall be final The arbitration board shall be composed of two representatives of the district, and two representatives of the labor organization, and they shall endeavor to agree upon the selection of the fifth member If they are unable to agree, the names of five persons experienced in labor arbitration shall be obtained from the Supervisor of Conciliation of the Division of Conciliation, Department of Industrial Relations The labor organization and the district shall, alternately, strike a name from the list so supplied, and the name remaining after the labor organization and the district have stricken four names, shall be designated as the arbitrator The labor organization and the district shall determine by lot who shall first strike from the list The decision of a majority of the arbitration board shall be final and binding upon the parties thereto The expenses of arbitration shall be borne equally by the parties Each party shall bear his own costs

In the event the board and the representatives of the employees do not agree to submit said dispute to an arbitration board as herein provided, the State Conciliation Service may be notified by either party that a dispute exists and that there is no agreement to arbitrate Said service shall determine whether or not the dispute may be resolved by the parties and, if not, the issues concerning which the dispute exists, upon such determination the service shall certify its findings to the Governor of the State of California who shall, within 10 days of receipt of certification appoint a fact finding commission consisting of three persons which shall immediately convene and inquire into and investigate the issues involved in the dispute Said commission shall report to the Governor within 30 days of the date of its creation

After the creation of such commission and for 30 days after such commission has made its report to the Governor, no change, except by mutual agreement, shall be made by the parties to the controversy in the conditions out of which the dispute arose and service to the public shall be provided

70121 No contract or agreement shall be made with any labor organization, association, group, or individual, or be assumed under the provisions of this section, where such organization, association, group, or individual denies membership to or in any manner discriminates against any employee on the grounds of race, creed, color or sex, provided, that such organization may preclude from membership any individual who advocates the overthrow of the government by force or violence The district shall not discriminate in regard to employment against any person because of his race, creed, or color.

70122. If there is a question whether a labor organization represents a majority of employees or whether the proposed unit is or is not appropriate, such matters shall be submitted to the State Conciliation Service for disposition The State Conciliation Service shall promptly hold a public hearing after due notice to all interested parties and shall thereupon determine the unit appropriate for the purposes of collective bargaining In making such determination and in establishing rules and regulations governing petitions, the conduct of hearings and elections, the State Conciliation Service shall be guided by relevant federal law and administrative practice, developed under the Labor-Management Relations Act, 1947, as presently amended

The State Conciliation Service shall provide for an election to determine the question of representation and shall certify the results to the parties Any certification of a labor organization to represent or act for the employees in any collective bargaining unit shall not be subject to challenge on the grounds that a new substantial question of representation within such collective bargaining unit exists until the lapse of one year from the date of certification or the expiration of any collective bargaining agreement, whichever is later, provided, that no collective bargaining agreement shall be construed to be a bar to representation proceedings for a period of more than two years

70123 Whenever the district acquires existing facilities from a publicly or privately owned public utility, either in proceedings by eminent domain or otherwise, the district shall assume and observe all existing labor contracts To the extent necessary for operation of facilities, all of the employees of such acquired public utility whose duties pertain to the facilities acquired shall be appointed to comparable positions in the district without examination, subject to all the rights and benefits of this part, and these employees shall be given sick leave, seniority, vacation and pension credits in accordance with the records and labor agreements of the acquired public utility Members and beneficiaries of any pension or retirement system or other benefits established by that public utility shall continue to have the rights, privileges, benefits, obligations and status with respect to such established system No employee of any acquired public utility shall suffer any worsening of his wages, seniority, pension, vacation or other benefits by reason of the acquisition

The district may extend the benefits of this section to officers or supervisory employees of the acquired utility

70124 The district shall not acquire any existing system or part thereof whether by purchase, lease, condemnation or otherwise, nor shall the district dispose of or lease any transit system or part thereof, nor merge, consolidate or co-ordinate any transit system or part thereof, or reduce or limit the lines or service of any existing system or of its system, or terminate any lease arrangement or management contract, unless it shall first have made adequate provision for any employees who are or may be displaced The terms and conditions of such provision shall be a proper subject of collective bargaining

70125 Notwithstanding the provisions of the Government Code, employees of this district may authorize and, upon such authorization, the district may make deductions from wages and salaries of such employees

(1) Pursuant to a collective bargaining agreement with a duly designated or certified labor organization for the payment of union dues, fees, or assessments

(2) For the payment of contributions pursuant to any health and welfare plan or pension or retirement plan

(3) For any purpose for which deductions may be authorized by employees of any private employer

70126 The obligation of the district to bargain in good faith with a duly designated or certified labor organization and to execute a written collective bargaining agreement with such labor organization covering the wages, hours and working conditions of the employees represented by such labor organization in an appropriate unit, and to comply with the terms thereof shall not be limited or restricted by the provisions of the Government Code or other laws or statutes and the obligation of the district to bargain collectively shall extend to all subjects of collective bargaining which are or may be proper subjects of collective bargaining with a private employer, including retroactive provisions Notwithstanding the provisions of the Government Code or other laws or statutes the district shall make deductions from wages and salaries of its employees upon receipt of authorization therefor for the payment of union dues, fees or assessments, for the payment of contributions pursuant to any health and welfare plan or pension plan or for any other purpose for which deductions may be authorized by employees of any private employer, where such deductions are pursuant to a collective bargaining agreement with a duly designated or certified labor organization

70127. The district may provide for a retirement system, provided, that the adoption, terms and conditions of any retirement system covering employees of the district represented by a labor organization in accordance with this section shall be pursuant to a collective bargaining agreement between such labor organization and the district

70128. The district shall take such steps as may be necessary to obtain coverage for the district and its employees under Title II of the Federal Social Security Act, as amended, and the related provisions of the Federal Insurance Contributions Act, as amended.

70129 The district shall take such steps as may be necessary to obtain coverage for the district and its employees under the Workmen's Compensation, Unemployment Compensation Disability and Unemployment Insurance Laws of the State of California."

Amendment No. 3

On page 10, line 33, strike out ", that installations in state free-", and in line 34, strike out "ways", and insert "that·

(a) Installations in state freeways"

Amendment No. 4

On page 10, strike out line 37, and in line 38, strike out "trict", and insert "ter 3, Division 1 of the Streets and Highways Code

(b) Installations in city streets, parks, or other property devoted to municipal use, shall be subject to the approval of the City Council having jurisdiction thereof The district".

Amendment No. 5

On page 13, line 38, after "the", insert "assessed value of the"

Amendment No. 6

On page 15, line 43, strike out "president", and insert "chairman".

Amendment No. 7

On page 18, line 50, after "east", insert "within the district"

Senate Amendments of April 13, 1964

Amendment No. 1

On page 15, between lines 3 and 4, of the printed bill, as amended in Senate April 8, 1964, insert

"70187 The district shall be subject to the provisions of Division 14 8 (commencing with Section 34500) of the Vehicle Code with respect to the operation of buses and to the rules and regulations prescribed by the Department of the California Highway Patrol pursuant to that chapter regulating the safe operation of buses"

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No 79 by the following vote·

AYES—Allen, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Mihas, Mills, Moreno, Mulford, Petris, Powers, Quimby, Rumford, Song, Soto, Stevens, Thelin, Veysey, Waite, Waldie, Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Mr Speaker—61

NOES—None

Assembly Bill No. 79 ordered enrolled.

Assembly Bill No. 115—An act to add Section 36057.5 to the Health and Safety Code, relating to housing for farm laborers.

The question being· Shall the Assembly concur in the following Senate amendments to Assembly Bill No 115?

Amendment No. 1

In line 2 of the title of the printed bill, strike out "farm labor centers", and insert "housing for farm laborers'

Amendment No. 2

On page 1, line 3, strike out "assist", and insert "furnish counseling and guidance services to aid"

Amendment No. 3

On page 1, line 4, after "organization", insert "or persons".

Amendment No. 4

On page 1, line 7, strike out "farm labor center", and insert "housing designed for farm laborers and their families".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 115 by the following vote

AYES—Allen, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Milias, Mills, Moreno, Mulford, Petris, Porter, Powers, Quimby, Rumford, Ryan Song, Soto, Stevens, Thelin, Veysey, Waite, Waldie, Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Mr Speaker—64

NOES—None

Assembly Bill No 115 ordered enrolled

Assembly Joint Resolution No. 9—Relative to Port San Luis

The question being Shall the Assembly concur in the following Senate amendment to Assembly Joint Resolution No. 9?

Amendment No. 1

In the heading of the printed measure, after "Holmes", insert "(Coauthor Senator Sturgeon)".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Joint Resolution No 9 by the following vote

AYES—Allen, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Milias, Mills, Moreno, Mulford, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Veysey, Waite, Waldie, Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Mr Speaker—64

NOES—None

Assembly Joint Resolution No 9 ordered enrolled

Assembly Concurrent Resolution No. 7—Relative to apprenticeship information centers

The question being Shall the Assembly concur in the following Senate amendment to Assembly Concurrent Resolution No 7?

Amendment No. 1

On page 1, line 15 of the printed measure, as amended in Assembly March 23, 1964, after "Diego," insert "San Francisco, Fresno,"

The roll was called, and the Assembly concurred in Senate amendment to Assembly Concurrent Resolution No 7 by the following vote

AYES—Allen, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Booth Britschgi, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Milias, Mills, Moreno, Mulford, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stevens, Thelin, Veysey, Waite, Waldie, Whetmore, Williamson, Winton, Young, Z'berg, and Mr Speaker—61.

NOES—None

Assembly Concurrent Resolution No. 7 ordered enrolled

Assembly Concurrent Resolution No. 21—Relative to mistreatment of minors

The question being Shall the Assembly concur in the following Senate amendment to Assembly Concurrent Resolution No 21?

Amendment No. 1

On page 1 of the printed measure, strike out lines 22 to 25, inclusive, and insert "going provisions of this resolution"

The roll was called, and the Assembly concurred in Senate amendment to Assembly Concurrent Resolution No 21 by the following vote

AYES—Allen, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Marks, McMillan, Mihas, Mills, Moreno, Mulford, Petris, Porter, Quimby, Rumford, Ryan, Song, Soto, Stevens, Thelin, Veysey, Waite, Waldie, Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Mr Speaker—61
NOES—None

Assembly Concurrent Resolution No 21 ordered enrolled.

THIRD READING OF ASSEMBLY BILLS

Assembly Concurrent Resolution No. 6—Relative to salaries of craftsmen in state employment

Resolution read, and adopted, by the following vote

AYES—Allen, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Booth, Burgener, Carrell, Casey, Chapel, Crown, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Elliott, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Johnson, Kennick, Knox, Marks, McMillan, Mihas, Mills, Moreno, Mulford, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Veysey, Waite, Waldie, Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Mr Speaker—53
NOES—Cusanovich, Holmes, Lanterman, and Thelin—4

Resolution ordered transmitted to the Senate

Assembly Constitutional Amendment No. 10—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 2.8 to Article XIII thereof, relating to property taxation

Resolution read, and adopted by the following vote:

AYES—Allen, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Mihas, Mills, Moreno, Mulford, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stevens, Thelin, Veysey, Waite, Waldie, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—65
NOES—None.

Resolution ordered transmitted to the Senate.

NAME PLACED UPON ROLL CALL ON ASSEMBLY CONCURRENT RESOLUTION NO. 6

Mr. Mulford was granted unanimous consent that he be recorded as voting "Aye" on Assembly Concurrent Resolution No. 6.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Joint Resolution No. 11—Relative to the passage of H.R. 10491

Resolution read, and adopted by the following vote:

AYES—Allen, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Mihas, Mills, Moreno, Mulford, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stevens, Thelin, Veysey, Waite, Waldie, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—64
NOES—None

Resolution ordered transmitted to the Senate

THIRD READING OF SENATE BILLS

Senate Bill No. 73—An act to add Section 19594 6 to the Education Code, relating to school district capital outlay, declaring the urgency thereof, to take effect immediately

Bill read third time, and presented by Mr Bagley

Urgency Clause

Urgency clause read, and adopted by the following vote

AYES—Allen, Ashcraft, Badham, Bagley, Barnes, Bee, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Kennick, Knox, Marks, McMillan, Mihas, Mills, Moreno, Mulford, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stevens, Thelin, Veysey, Waite, Waldie, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—60
NOES—None

The question being on the passage of the bill

Bill passed by the following vote

AYES—Allen, Ashcraft, Badham, Bagley, Barnes, Bee, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Conrad, Crown Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Kennick, Knox, Marks, McMillan, Mihas, Mills, Moreno, Mulford, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stevens, Thelin, Veysey Waite, Waldie, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—60
NOES—None

Bill ordered transmitted to the Senate

Senate Bill No. 9—An act to add Section 23753 1 to the Education Code, relating to state colleges

Bill read third time, and presented by Mr Holmes

Bill passed by the following vote:

AYES—Allen, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Gaffney, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Mihas, Mills, Moreno, Mulford, Petris, Porter, Powers, Quimby, Rumford, Song, Soto, Stevens, Thelin, Veysey, Waite, Waldie, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—61.
NOES—None.

Bill ordered transmitted to the Senate

Senate Bill No. 46—An act to amend Section 13515 of the Education Code, relating to school districts, declaring the urgency thereof, to take effect immediately

Bill read third time, and presented by Mr Powers

Urgency Clause

Urgency clause read, and adopted by the following vote

AYES—Allen, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Milias, Mills, Moreno, Mulford, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Veysey, Waite, Waldie, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—66
NOES—None.

The question being on the passage of the bill

Bill passed by the following vote·

AYES—Allen, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Milias, Mills, Moreno, Mulford, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Veysey, Waite, Waldie, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—66
NOES—None.

Bill ordered transmitted to the Senate

Senate Bill No. 84—An act to amend Section 28123 of the Government Code, relating to compensation for public service in counties

Bill read third time, and presented by Mr Willson

Bill passed by the following vote

AYES—Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Milias, Mills, Moreno, Mulford, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Veysey, Waite, Waldie, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—64
NOES—None

Bill ordered transmitted to the Senate

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO. 59

Mr Carrell was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Senate Concurrent Resolution No 29 for hearing in the Committee on Transportation and Commerce

REQUEST FOR UNANIMOUS CONSENT TO HOLD SPECIAL MEETING OF COMMITTEE

At 12 05 p m , Mr Carrell was granted unanimous consent to hold a special meeting of the Committee on Transportation and Commerce in Room 3188, at this time

Subject Senate Concurrent Resolution No 29

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Joint Resolution No. 7—Relating to levee maintenance.

Resolution read, and presented by Mr Waldie

Resolution adopted by the following vote

AYES—Allen, Asheraft, Badham, Bagley, Bane, Barnes, Bee, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, Milias, Mills, Moreno, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stevens, Thelin, Veysey, Watte, Waldie, Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Zenovich—59

NOES—None

Resolution ordered transmitted to the Senate

ANNOUNCEMENTS

Mr Mulford announced that there would be a Republican Caucus tomorrow morning, May 5th, at 9 a m

REMARKS ON CONDITION OF THE FILE

Mr Mulford spoke on the condition of the file

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

Mr Bane was granted unanimous consent that Assembly Constitutional Amendment No 11 be withdrawn from the Committee on Constitutional Amendments, and placed on the third reading file

RESOLUTION REMOVED FROM CONSENT CALENDAR

On request of Mr Dannemeyer, House Resolution No 214 was removed from the Consent Calendar

Request for Unanimous Consent

Mr. Dannemeyer was granted unanimous consent to take up House Resolution No 214 without reference to file

Consideration of House Resolution No. 214

By Assemblymen Dannemeyer, Badham, and Whetmore (Coauthor Senator Murdy)

House Resolution No. 214—Relative to the *Daily News Tribune* published at Fullerton, California

Resolution read

Motion to Amend

Mr. Dannemeyer moved the adoption of the following amendments

Amendment No. 1

In line 2 of the sixth WHEREAS clause, of the printed measure, as printed on page 825 of the Assembly Journal of April 29, 1964, strike out "Elstrom", and insert "Elfstrom"

Amendment No. 2

Strike out line 2 of the first *Resolved* clause and insert "Mr Elfstrom and the *Daily News Tribune* for their past successes, and wish that the"

Amendment No. 3

In line 2 of the second *Resolved* clause strike out "Elstrom", and insert "Elfstrom".

Amendments read, and adopted.

Consideration of House Resolution No. 214, as Amended

By Assemblymen Dannemeyer, Badham, and Whetmore (Coauthor. Senator Murdy):

House Resolution No. 214

Relative to the *Daily News Tribune* published at Fullerton, California

WHEREAS, The Members have learned of the splendid success story of the *Daily News Tribune* published at Fullerton, California, and

WHEREAS, Founded in 1891 as the *Weekly Tribune*, it consolidated with the *News*, and became the *News Tribune* in 1926, and

WHEREAS, Within 10 short, but dynamic, years for this community-minded newspaper, the paid circulation of the *News Tribune* rose from 4,700 to 20,000, and it became the most widely read and respected daily newspaper published in northern Orange County, and

WHEREAS, This journalistic endeavor has received many state and national awards for excellence, and for its generous contribution to the community, accolades of press achievements richly deserved by this outstanding daily newspaper, and

WHEREAS, The *News Tribune* will soon dedicate its new printing plant described as one of the most modern and outstanding facilities for community newspapers in the country, and

WHEREAS, Guiding the fortunes of this newspaper since 1939, when he became editor and publisher, Mr. Edgar F. Elfstrom has displayed the kind of enthusiasm, intelligence, and diligence which has brought to fruition the concept of a community newspaper as an instrument of civic service and as a source of reliable and informative news; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members commend Mr. Elfstrom and the *Daily News Tribune* for their past successes, and wish that the *Daily News Tribune* may find continued success in serving its community in the highest traditions of the press, and be it further

Resolved, That the Chief Clerk shall transmit a suitably prepared copy of this resolution to Mr. Edgar F. Elfstrom, editor and publisher of the *Daily News Tribune* of Fullerton, California

Resolution read, as amended, and adopted unanimously.

CONSIDERATION OF DAILY FILE (RESUMED)
CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the first item on the Consent Calendar.

CONSENT CALENDAR—ASSEMBLY BILLS

Assembly Joint Resolution No. 10—Relative to charter air service regulations

Resolution read, and adopted by the following vote:

AYES—Allen, Ashcraft, Badham, Bane, Barnes, Bee, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Milias, Mills, Moreno, Mulford, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Veysey, Waite, Waldie, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr. Speaker—62

NOES—None.

Resolution ordered transmitted to the Senate

SECOND READING OF SENATE BILLS (RESUMED)

Senate Bill No. 53—An act to repeal Articles 1 (commencing with Section 11550) and 3 (commencing with Section 11570) of Chapter 6, Part 1, Division 3, Title 2 of, and to add Sections 1323 and 1774 5 to, and Article 1 (commencing with Section 11550) to Chapter 6, Part 1, Division 3, Title 2 of, the Government Code, and to amend Sections 12000, 12001, 12051, 12801, 12903, 13976, 15003, and 10204 of, the Government Code, Section 8005 of the Business and Professions Code, Sections 1156, 1705, and 3800 of the Harbors and Navigation Code, Section 21203 of the Public Utilities Code, Section 25301 of the Corporations Code, Sections 211 and 5201 of the Financial Code, and Section 12900 of the Insurance Code, relating to state officers and their compensation, and making an appropriation therefor.

Bill read second time

Request for Unanimous Consent

Mr. Crown was granted unanimous consent that the committee amendments be withdrawn, and that the following amendments be substituted in their place·

Amendment No. 1

In line 3 of the title of the printed bill, as amended in Senate April 7, 1964, after "Title 2", insert ", and Section 68205"

Amendment No. 2

In line 4 of the title, strike out "1323 and 1774 5", and insert "1774 5, 68203, and 68204".

Amendment No. 3

In line 7 of the title, strike out "and 10204", and insert "10204, 68200, 68201, 68202, 68500 5, 68841, 68891, 69140, 75101, 75102, and 75103"

Amendment No. 4

In line 10 of the title, strike out "Sec-"; and strike out lines 11 to 13, inclusive, and insert "and Section 164 1 of the Military and Veterans Code,"

Amendment No. 5

On page 1, strike out lines 1 to 10, inclusive, and on page 2, strike out lines 1 to 9, inclusive, and insert

"SECTION 1 Section 1774 5 is added to the Government Code, to read:".

Amendment No. 6

On page 2, line 12, strike out "or fails".

Amendment No. 7

On page 2, line 15, strike out "failed or"

Amendment No. 8

On page 2, strike out line 51; and on page 3, line 1, strike out "(c)", and insert "(b) Secretary of State.
(c) State Controller.
(d) State Treasurer.
(e)".

Amendment No. 9

On page 3, line 2, strike out "(d)", and insert "(f)"

Amendment No. 10

On page 3, strike out lines 11 and 12, and in line 13, strike out "(c)", and insert "(a)".

Amendment No. 11

On page 3, line 14, strike out "(d)", and insert "(b)"

Amendment No. 12

On page 3, line 15, strike out "(e)", and insert "(c)".

Amendment No. 13

On page 3, line 16, strike out "(f)", and insert "(d)"

Amendment No 14

On page 3, line 17, strike out "(g)", and insert "(e)"

Amendment No. 15

On page 3, line 18, strike out "(h)", and insert "(f)"

Amendment No. 16

On page 3, between lines 18 and 19, insert
"(g) Superintendent of Banks"

Amendment No. 17

On page 3, strike out line 30, and insert
"(j) Director of Veterans Affairs"

Amendment No. 18

On page 3, strike out line 36, and in line 37, strike out "(d)", and insert "(c)"

Amendment No. 19

On page 4, between lines 6 and 7, insert
"(b) Labor Commissioner
(c) Chief of Division of Industrial Safety"

Amendment No. 20

On page 4, strike out lines 11 to 14, inclusive

Amendment No. 21

On page 5, strike out lines 22 and 23, and insert "Governor The annual salary of each adminis-"

Amendment No. 22

On page 7, strike out lines 19 to 50, inclusive, and on page 8, strike out lines 1 to 12, inclusive, and in line 13, strike out "SEC 22", and insert

"SEC 18 Section 1641 of the Military and Veterans Code is amended to read:

1641 ~~Notwithstanding any other provision of law,~~ The Adjutant General shall be paid the same pay and allowances as is received by a ~~major~~ *lieutenant* general in the Army of the United States and shall be paid in the same manner and at the same time as other state officers

SEC. 19 Section 68200 of the Government Code is amended to read:

68200 The annual salary of the Chief Justice of the Supreme Court is ~~twenty-eight thousand dollars ($28,000)~~ *thirty-four thousand dollars ($34,000)*

SEC 20 Section 68201 of said code is amended to read:

68201 The annual salary of each of the following justices ~~and judges~~ is the amount ~~of the salary of the Chief Justice of the Supreme Court less the amount~~ indicated opposite the name of the office

(a) Associate Justice of the Supreme Court, ~~two thousand dollars ($2,000)~~ *thirty-two thousand dollars ($32,000)*

(b) Justice of district court of appeal, ~~four thousand dollars ($4,000)~~ *thirty thousand dollars ($30,000)*

SEC. 21 Section 68202 of said code is amended to read:

68202 The annual salary of each of the following judges is ~~the amount of the salary of the Chief Justice of the Supreme Court less~~ the amount indicated opposite the name of the office

(a) Judge of the superior court ~~of a county having a population of 100,000 or more, eight thousand dollars ($8,000)~~ *twenty-five thousand dollars ($25,000)*.

(b) ~~Judge of the superior court of a county having a population of less than 100,000, ten thousand dollars ($10,000)~~

~~(c)~~ Judge of a municipal court ~~in a county having a population of 250,000 or more, ten thousand dollars ($10,000)~~ *twenty-three thousand dollars ($23,000)*

~~(d) Judge of a municipal court in a county having a population of less than 250,000, twelve thousand dollars ($12,000)~~

~~For the purpose of this section, the population of any county shall be deemed to be the population figure determined pursuant to Section 68207 increased to the next highest hundred~~

SEC 22 Section 68203 is added to said code, to read:

68203 On September 1, 1968, and on September 1 of each fourth year thereafter the salary of each justice and judge named in Sections 68200 to 68202, inclusive, shall be increased by that amount which is produced by multiplying the then current salary of each justice or judge by the percentage by which the figure representing per capita personal income in California as compiled and reported by the United States Department of Commerce has increased between the calendar year which precedes September 1 of the fourth year preceding the designated date of adjustment and the calendar year which immediately precedes the designated date of adjustment

SEC 23. Section 68204 is added to said code, to read:

68204 The justices and judges named in Sections 68200 to 68202, inclusive, and the Attorney General shall not be deemed to be state officers for the purposes of Section 11570

SEC 24 Section 68205 of said code is repealed

~~68205. For the purposes of Section 11570, the judges of the municipal courts shall be deemed to be state officers as that term is used in Section 11570, and the compensation of each of the judges of the municipal courts specified in this chapter (commencing with Section 68200) shall be the amount specified in this chapter plus any increases established by the Legislature pursuant to Section 11570~~

SEC 25. Section 68500 5 of said code is amended to read:

68500 5 The annual salary of the Administrative Director of the Courts is ~~twenty-five thousand two hundred dollars ($25,200)~~ *thirty thousand dollars ($30,000)* and shall be paid out of appropriations for the support of the Judicial Council He shall have the same qualifications as required by Section 23 of Article VI of the Constitution for a justice of the district court of appeal

SEC 26. Section 68841 of said code is amended to read:

68841 The annual salary of the Clerk of the Supreme Court and ex officio Secretary of the Judicial Council is ~~sixteen thousand five hundred dollars ($16,500)~~ *twenty-two thousand dollars ($22,000)*

SEC 27 Section 68891 of said code is amended to read:

68891 The annual salary of the reporter of the decisions of the Supreme Court and of the district courts of appeal is ~~fifteen thousand dollars ($15,000)~~ *nineteen thousand five hundred dollars ($19,500)* The salaries of the assistants shall be established *subject to approval of the Department of Finance as provided in* ~~pursuant to~~ Section 18004

of the Government Code Each of the persons so appointed shall serve in full-time employment

SEC 28 Section 69140 of said code is amended to read:

69140 ~~Each district court of appeal may appoint and employ a clerk at a monthly salary within the following range: five hundred eighty-five dollars ($585), six hundred eighty-five dollars ($685), seven hundred eighty-five dollars ($785), eight hundred eighty-five dollars ($885), and nine hundred eighty-five dollars ($985).~~

Each district court of appeal may appoint and employ a clerk who shall receive an annual salary as follows:

(a) Clerk of the first and second appellate districts: eighteen thousand dollars ($18,000)

(b) Clerk of the third, fourth, and fifth appellate districts: sixteen thousand five hundred dollars ($16,500)

SEC 29 Section 75101 of said code is amended to read:

75101 The State Controller shall at the end of each month ascertain the aggregate amount of the annual salaries of all positions established by law as justices of the Supreme Court and of the district courts of appeal and judges of the superior courts and municipal courts, and out of the State General Fund he shall transfer monthly commencing with the salaries for the month of ~~May, 1962,~~ *July 1964* into the Judges' Retirement Fund a sum equal to ~~4~~ *8* percent of one-twelfth of the aggregate amount of such salaries

SEC 30 Section 75102 of said code is amended to read:

75102 The State Controller shall at the end of each month commencing with the salary for the month of ~~May, 1962.~~ *July 1964* deduct ~~4~~ *8* percent from the monthly salary of each Justice of the Supreme Court and of the district courts of appeal and of the portion paid by the State of the monthly salary of each judge of the superior court and shall cause this amount to be paid into the Judges' Retirement Fund

SEC 31 Section 75103 of said code is amended to read:

75103 The auditor of each county shall deduct ~~4~~ *8* percent from the portion paid by such county of the monthly salary, commencing with the monthly salary for the month of ~~May 1962~~ *July 1964* of each judge of the superior court and municipal court, and cause this amount to be paid into the Judges' Retirement Fund.

SEC 32"

Amendment No. 23

On page 8, line 17, strike out "19", and insert "33"

Amendment No. 24

On page 8, line 27, after "for in", insert "Sections 3 to 18, inclusive, of"

Amendment No. 25

On page 8, after line 38, insert

"(c) The sum of two million four hundred thirty-five thousand two hundred twenty dollars ($2,435,220) from the General Fund to the Department of Finance for salary increases, to be allocated by the Department of Finance to the several agencies in such amounts as will defray, during the 1964-1965 fiscal year, the State's share of the cost, including retirement contributions, of the increases in compensation provided for in Sections 19 to 31, inclusive, of this act"

Amendments read, and adopted

Bill ordered reprinted, and returned to the second reading file

REQUEST FOR UNANIMOUS CONSENT

Mr Danielson was granted unanimous consent to take up House Resolution No 225 without reference to file

Consideration of House Resolution No. 225

By Assemblyman Danielson

House Resolution No. 225—Relative to Mr Samuel M Garofalo

NOTE The full text of House Resolution No 225 appears at page 794 of the Assembly Daily Journal for April 27, 1964

Resolution read, and adopted unanimously

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

The following bills were introduced, and read the first time

Assembly Bill No. 200: By Assemblyman Garrigus—An act to amend Section 3306 of the Education Code, relating to school district organization, declaring the urgency thereof, to take effect immediately

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 201: By Assemblymen Petris, Lanterman, Holmes, Pattee, Bane, and Moreno—An act calling a special election to be consolidated with the general election of 1964 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 1964 First Extraordinary Session, to take effect immediately

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 202: By Assemblyman Stanton—An act making an appropriation for salary increases for state college academic employees

Held at desk by order of the Speaker pro Tempore

Assembly Concurrent Resolution No. 57: By Assemblymen Soto and Moreno—Relative to approving charter amendments to the Charter of the City of Whittier, a municipal corporation in the County of Los Angeles, State of California, ratified by the qualified electors of the city at a general municipal election held therein on the 14th day of April, 1964

Referred by the Speaker pro Tempore to the Committee on Rules

Assembly Concurrent Resolution No. 58: By Assemblyman Casey (Senator Stiern, coauthor)—Relative to U S Highway 395

Referred by the Speaker pro Tempore to the Committee on Rules

RESOLUTIONS

The following resolutions were offered

By Assemblyman Deukmejian

House Resolution No. 255

Relating to bicycle and hiking trails

WHEREAS, It is estimated that there are more than four million bicycles in Los Angeles County, and

WHEREAS, There is an increasing public interest in bicycling as shown by a 60 percent growth of bike sales during the past five years, and

WHEREAS, More and more individuals, young and old, are discovering that bicycling and hiking are a healthy and pleasant form of recreation, and

WHEREAS, Despite this interest there are few paths and trails set aside in all of California for bicycling and hiking, and

WHEREAS, There is an increasing need for recreational facilities in or near urban areas where the concentration of population is greatest, and

WHEREAS, It would be relatively inexpensive to provide bicycle and hiking trails, especially along the banks of the San Gabriel River, and

WHEREAS, Proposition No 1 at the November 1964 general election provides for expenditures of $150,000,000 for acquiring and developing state and regional beach, park, recreational, and historical facilities, and

WHEREAS, Failure to initiate project studies prior to the passage of Proposition No 1 will result in the delay of one year on the legislative approval of these projects, now, therefore, be it

Resolved by the Assembly of the State of California, That the Department of Parks and Recreation is directed to undertake a study to determine the feasibility of establishing bicycle and hiking trails in Los Angeles County and in particular along the banks of the San Gabriel River from its mouth in the City of Long Beach north to the mountains, 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 Parks and Recreation

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

By Assemblyman Henson:

House Resolution No. 256

Relating to Mr Harry Holt

WHEREAS, The Members of the Assembly were saddened on learning of the untimely passing of Mr Harry Holt, known throughout the world for his efforts on behalf of Korean orphans; and

WHEREAS, Mr Holt, whose adoption organization placed more than 3,000 Korean orphans in American homes, started this adoption program in 1954 when, after viewing a motion picture on the plight of orphans in Korea—many of them fathered by American soldiers—he determined to do his share in aiding these children, and reached the conclusion with his wife and six children that they could afford to adopt eight Korean orphans and bring them to his farm at Creswell, Oregon; and

WHEREAS, Mr Holt, in keeping with the true pioneer spirit which brought him from his birthplace in a sod hut in South Dakota to a position of prominence in his community, overcame many obstacles, including convincing the Congress of the United States to pass special legislation to enable hundreds of orphans to enter this country, and not only brought home the eight orphans that joined his own family but was instrumental in placing more than 3,000 Korean orphans in American homes, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly hereby wish to express their profound sorrow on the passing of Mr Harry Holt and to take this opportunity to memorialize Mr Holt for his outstanding contribution to the welfare of these most needy Korean orphan children, 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 Harry Holt

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

By Assemblyman Deukmejian:

House Resolution No. 257

Relative to commending Mr. Carl R. Terzian for his outstanding achievements as a scholar, teacher, lecturer, leader and advocate of the American way of life

WHEREAS, Each generation of Americans has provided its own nucleus of persons with the talent, self-confidence, humility and wisdom to provide the leadership necessary to preserve this Nation's principles and greatness; and

WHEREAS, Since he graduated from elementary school designated as the "Boy Most Likely to Succeed," Carl R. Terzian has been marked as one of our Country's future greats; and

WHEREAS, An able and successful student leader at Bancroft Junior High School and Hollywood Senior High School, he demonstrated the capabilities that brought him such honors as the American Legion and Bank of America achievement awards and earned him such positions as California Boys' State Delegate and Class Valedictorian, and

WHEREAS, He graduated Magna Cum Laude in political science from the University of Southern California in 1957, establishing one of the most impressive scholastic and leadership records ever credited to an undergraduate, including election to Phi Beta Kappa, Phi Kappa Phi, Phi Eta Sigma, Pi Sigma Alpha, Phi Alpha Theta, Blue Key and the Blackstonian Society, and his work as a graduate student in government and foreign relations was equally outstanding, and

WHEREAS, Elected a Senator-at-Large, and then Student Body President, Carl Terzian was named "One of the 10 Most Outstanding Student Leaders in America" and the "Most Outstanding Member of Theta Chi Fraternity's 125 National Chapters," with the comment that "It is doubtful any undergraduate on any campus ever surpassed Carl's record of achievements", and

WHEREAS, As Dean of the Evening Division and Professor of Political Science and Speech at Woodbury College in Los Angeles, he is one of America's younger college educators; and

WHEREAS, Mr. Terzian's contributions to the betterment of society have included service as President of the Lutheran Business Men's Club of Southern California, as a Member of the Board of Directors of the Wilshire Young Men's Christian Association, and Membership in the Church Federation of Los Angeles, Southern California Billy Graham Crusade, Youth on Call, International Platform Association, Jonathan Club, Los Angeles Downtown Optimist Club, Los Angeles World Affairs Council, Town Hall, Republican Associates, and membership on the National Advisory Board of Who's Who Among Student Leaders in High Schools in America; and

WHEREAS, Commencing his lecturing career in 1950 while a sophomore at Hollywood High School, this 28-year-old dynamo is one of the most sought-after speakers on Americanism in this Country, delivering 250 lectures a year throughout the United States extolling our priceless American Way of Life to high schools, colleges, business and professional clubs and conventions, women's clubs, and church groups, and

WHEREAS, Due to his deep insight into world problems, the U.S. Department of State in 1958 asked Mr. Terzian to travel 40,000 miles in Australia, Southeast Asia, and parts of the Middle East and Europe, explaining America to young and old alike, and in five months his warmth, understanding and straightforwardness as an Ambassador of Goodwill earned the admiration and confidence of America's friends and foes alike; and

WHEREAS, His achievements as a Goodwill Ambassador, business consultant and youth leader have already earned him the accolades of the City Council of the City of Los Angeles, the Board of Supervisors of the County of Los Angeles, and the State Department and House of Representatives of the United States, and

WHEREAS, His other honors include being named "Outstanding Young Man of the Year for 1961" by the Wilshire Rotary Club of Los Angeles and being a recipient of the Freedoms Foundation at Valley Forge cash prize and George Washington Honor Medal for lecturing; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members join in giving our highest commendation to this youthful Californian for his fervent efforts in advancing the cause of Americanism at home and abroad, and in extending to him our heartiest congratulations for his numerous meritorious achievements, and be it further

Resolved, That the Chief Clerk of the Assembly transmit suitably prepared copies of this resolution to Mr. Carl R. Terzian

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblymen Williamson and Casey (Coauthor Senator Stiern):

House Resolution No 258

Relative to memorializing Judge Warren Stockton

WHEREAS, Kern County has lost a member of one of its pioneer families, a man whose many years' service on the superior court bench contributed so much—Judge Warren Stockton who died at the age of 71, and

WHEREAS, Warren Stockton was born on his father's ranch at Granite Station in 1892 and moved in to Bakersfield when his father became county superintendent of schools 10 years later, and it was on his own ranch in the Granite Station area that he spent the 13 years since his retirement from the bench, and

WHEREAS, He graduated from Hastings College of Law in 1913 and entered private practice, but returned to ranching for 12 years before the attraction of the law impelled him to accept a position with the district attorney and he followed the law through his election to the superior court in 1935 until his retirement from the bench in 1951, and

WHEREAS, His service on the bench was marked by a particular interest in the juvenile division reflecting the kindly concern and understanding that the years brought to this father of four, and

WHEREAS, Judge Stockton and his widow, Frances, through 50 years of marriage had an exemplary life, marred by tragedy in the death of one of their sons, but enriched by the obstacles they met and overcame together and in the valued service they rendered the community, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members pay tribute to Judge Warren Stockton who was so much a part of the Kern County community and extend to his family their sympathy, and the hope, that the knowledge that their sense of loss at the passing of this truly fine man is widely shared, will, in some measure, ease their sorrow, and be it further

Resolved, That the Chief Clerk of the Assembly is hereby directed to transmit suitably prepared copies of this resolution to Mrs. Frances Stockton, to his surviving sons Denton and John Stockton, and his daughter Mrs Donna Roberts

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblymen Waite and Thelin

House Resolution No. 259

Relative to commending Mrs Robert E Hiller

WHEREAS, Mrs Robert E Hiller's activities on behalf of her community, carried on in addition to her homemaking, and her excellent raising of three daughters, exemplify what can be achieved by a woman who approaches her tasks with intelligence and vitality, and belie any notion of the restricted role of the "housewife", and

WHEREAS, Eleanor Hiller's accomplishments and recognitions are too numerous to fully enumerate but they include the presidency of the California Community Councils and of the South Western States and Hawaii Area Board of the YMCA, Secretary of the Burbank Police Commission, and liaison officer between the Los Angeles County Probation Department and the Special Schools, and

WHEREAS, She has given unstintingly to such activities as the Girl Scouts, the YWCA and YMCA, the Symphony Association and the Community Concert Board, and

WHEREAS, The keynote of Mrs Hiller's life has been her family, but she has recognized the fulfillment for her family as well as herself in a full participation in community affairs, with an excellence in both which was recognized in her designation as 1953 Woman of the Year by the Burbank Women's Council, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members commend Eleanor Hiller on her splendid service to her community, and express the hope that her example may inspire others; 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 Mrs Hiller

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

By Assemblymen Waite and Thelin

House Resolution No. 260

Relative to commending Mrs Harrold Binnard

WHEREAS, One of Burbank's foremost community leaders is Mrs Harrold Binnard, whose enthusiasm and organizing ability have been such a vital part of the Parent-Teachers Association, in particular, and

WHEREAS, The significance of her efforts with that organization have been reflected in her service as President of the William McKinley P T A and as P T A First District Juvenile Protection Chairman and in various other positions, and

WHEREAS, Shirle Binnard's active participation and leadership in P T A affairs has sprung from her concern with the education of her two sons, but her recognition of the need for community service of a wider scope has been reflected in her selection as President-elect of the Burbank Family Service Board, as a member of the Assistance League of Southern California, as Education Chairman of the American Cancer Society, and in other positions and organizations whose responsibilities and purposes reflect the deep community concern and considerable abilities of this splendid woman, and

WHEREAS, The quality of her service and the esteem in which she is held by her community were expressed in her designation as 1954 Woman of the Year by the Women's Council of Burbank, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members commend Mrs Harrold Binnard on her social and community awareness and on her fine response to those needs, 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 Mrs Binnard

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblymen Waite and Thelin

House Resolution No. 261

Relative to commending Mrs Ralph Hinshaw

WHEREAS, It has come to the attention of the Members of the Assembly that Mrs Ralph Hinshaw has throughout the years rendered innumerable services to her community, and

WHEREAS, Among other civic activities, she has been the President of the Burbank Chapter of the American Gold Star Mothers, the Commander of the Disabled American Veteran's Auxiliary, Burbank Chapter No 40, a member of the Burbank Woman's Club, and a member of the Burbank Women's Council, and

WHEREAS, She has participated in many welfare projects, including the Sister Kenny Drive, the Christmas Seal fund raising effort, the Veteran's Thanksgiving Program, and the Blood Bank, and

WHEREAS, In spite of her busy community schedule, Mrs Hinshaw has found time to engage in numerous literary endeavors, and

WHEREAS, She is the author of a fantasy entitled "Secret of Jan's Pony Tail" and has written many articles for newspaper and magazine publication; and

WHEREAS, In recognition of her unselfish participation in worthy community organizations, she was named Woman of the Year in 1950, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members commend Mrs Ralph Hinshaw for her dedication and devotion to her community, 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 Mrs Ralph Hinshaw

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

By Assemblymen Waite and Thelin

House Resolution No. 262

Relative to Mrs Rawson (Ruth Allen) Davis

WHEREAS, One of the leading California women in civic, cultural, and welfare activities is Mrs Rawson (Ruth Allen) Davis; and

WHEREAS, Mrs Davis, a cousin of the Wright Brothers of pioneer airplane fame, has with distinction and dedication served on numerous women's committees for the betterment of her community; and

WHEREAS, Her many exploits include service as founder, president, and Woman of the Year for 1951 of the Women's Council of Burbank, Chairman of the Women's Tax Study Group of the California Taxpayers' Association, Chairman of the Economic Education Committee project "Be Thankful You Live in America" for the Women's Division of the Los Angeles Chamber of Commerce, which project was awarded a medal by the Freedoms Foundation, Chairman of the Smog Abatement Committee of the Women's Council of Burbank, a committee that spearheaded a publicity campaign to gain support for the now nationally recognized "cut and fill" disposal program, Chairman of the first Burbank Women's Committee for the Hollywood Bowl, co-chairman of the initial Burbank Night at the Hollywood Bowl in cooperation with the Burbank Symphony Association and the Burbank Women's Council, President of the Antioch College Alumni Association of Metropolitan Los Angeles, Chairman of the Industrial and Consumer Interests Committee of the Los Angeles District of the California Federation of Women's Clubs, and Coordinator of Women's Activities on the Board of Occupation Exchange, since the inception of Burbank's Sheltered Workshop and Retraining Center for the physically handicapped and disabled veterans, and

WHEREAS, This energetic and resourceful woman has also served as one of three representatives of the Burbank Chamber of Commerce to the Communities in Action Committee of the Women's Division of the Los Angeles Chamber of Commerce, a representative of the Women's Division of the Los Angeles Chamber of Commerce on the Metropolitan Traffic and Transit Committee and member of the Safety Sub-Committee, member of the Civic Affairs Committee of the Burbank Chamber of Commerce, member of the Federal Action Committee of the Los Angeles Chamber of Commerce, and as an active member of the Friday Morning Club; and

WHEREAS, She was the composer of the song "A Day is Dawning," and, with her husband, coauthored a book on economics; and

WHEREAS, Mrs Davis coined many slogans and rallying phrases to aid in the understanding and support of many civic ventures, including "Serve Yourself Through Volunteer Service," in connection with the Volunteer Service Bureau of the Burbank Women's Council, and that council's credo and motto "There are jobs to do where problems and progress dictate; and women can do them best whose vision is expanded into action in service to each other, their organizations, the community, and toward the well-being of mankind"; and

WHEREAS, The remarkable record of achievement, and the immeasurable contributions to the community by Mrs Davis, who is also the mother of four sons, should be appropriately recognized; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members heartily commend Mrs Rawson (Ruth Allen) Davis for all of her past accomplishments and accolades and wish her continued success in aiding her community and its people, 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 Mrs Rawson (Ruth Allen) Davis

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblymen Waite and Thelin

House Resolution No. 263

Relative to commending Mrs Elta Pfister

WHEREAS, The advancement and well-being of the people of the City of Burbank have been immeasurably aided by the outstanding civic, cultural, and social welfare contributions of one of its leading citizens, Mrs Elta Pfister, and

WHEREAS, Mrs Pfister earned her doctorate in education at the University of Southern California in June, 1949, and served as psychologist and Director of Individual Guidance for the Burbank Unified School District, and

WHEREAS, Her membership in Delta Kappa Gamma Honorary Sorority and Pi Lambda Theta Honorary Scholarship Sorority evidences her outstanding contributions to education; and

WHEREAS, Her many efforts on behalf of her fellow man and a true desire to aid the youth of her community are characterized by her service as advisor to the Burbank Girl Scouts, President of the Burbank Library Board, organizer of the Burbank Parent Workshops, Welfare Chairman of the Salvation Army Extended Service for Burbank, Director of the Burbank Child Guidance Clinic, and originator of the Zonta International sponsored "Z" clubs for high school and college girls; and

WHEREAS, Mrs Pfister also was instrumental in establishing a juvenile bureau in Burbank and has lectured extensively on psychological subjects before PTA's, forum groups and other organizations, and

WHEREAS, In recognition of her many accomplishments and her efforts on behalf of the community, Mrs Pfister was named 1949 Woman of the Year by the Women's Council of Burbank; now, therefore, be it

Resolved by the Assembly of the State of California, That Mrs Elta Pfister is most sincerely commended for her many worthwhile contributions to the citizens of the City of Burbank and of her State, 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 Pfister

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

By Assemblymen Waite and Thelin

House Resolution No. 264

Commending Mrs Evelyn Y Briggs

WHEREAS, The attention of the Legislature has been called to the many worthy activities of Mrs Evelyn Y Briggs, and

WHEREAS, Among the important positions she has held are Supervisor in Guidance of the Burbank United School District, Auditor and charter member of the La Cadena Women's Club, Vice President and charter member of the Burbank Business Women's Service Club, President and Federation Representative of the Burbank Coordinating Council, and Family Service Chairman and Historian of the Women's Council of Burbank, and

WHEREAS, She has also served on the Girl Scout Troop Organization Committee, the La Cadena Philanthropic Committee, as Family Clearance worker for the Christmas Basket and Campaign Committees of the Coordinating Council, as advisor to Girl Scout leaders and youth groups of the YMCA, and as Speakers' Bureau Chairman of Burbank Public Schools Week, and

WHEREAS, The variety of her interests is further shown by her active participation in the Verdugo Hills Republican Women's Club, the Delta Kappa Gamma educational sorority, and the Kappa Delta National College Sorority, and

WHEREAS, For her outstanding community activities Mrs Briggs was named 1952 Woman of the Year by the Women's Council of Burbank, and

WHEREAS, In the words of an admirer, "Her contribution to the welfare of youth is far in excess of the demands of her position as supervisor in the school system She provides a fine example of community service and is an inspiration to volunteers working with her, for she has the knack of instilling confidence in her fellow workers," now, therefore, be it

Resolved by the Assembly of the State of California, That the Members express to Mrs Evelyn Y Briggs their grateful appreciation for her untiring efforts to improve the well-being of the people of her 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 Mrs Briggs

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblymen Waite and Thelin

House Resolution No. 265

Relative to commending Mrs Sarah Bartold

WHEREAS, It has come to the attention of the Assembly that Mrs Sarah Bartold was selected as Woman of the Year for the City of Burbank in 1957, and

WHEREAS, Mrs Bartold has made significant contributions to the civic affairs of her community serving as Chairman of the Muscular Sclerosis, Muscular Dystrophy, Tuberculosis, and Heart Associations, and the Leukemia Foundation, as Calendar Chairman of the Women's Council, as a judge on the Burbank Halloween Committee, as a volunteer worker for the cancer drive, as a member of the Parent-Teachers Association, and as Bank Chairman for the polio drive; and

WHEREAS, She has given unselfishly of her time to many cultural and religious activities, serving as a member of the Symphony Association and working on Community Concert membership drives, as Youth Organization leader and a Past President of the B'nai B'rith of Burbank, as an officer of the Valley Council of Jewish Organizations, as Vice President of B'nai B'rith, Valley Council, and as a

member of the Sisterhood of the Burbank B'nai B'rith and of the Organized Past Presidents of B'nai B'rith Groups of San Fernando Valley, and

WHEREAS, She also organized and has served for many years as Chairman of the Burbank City of Hope, organized the first Christian group of City of Hope, Junior Matrons, teenage group, and Juniorettes, has served as a member and founder of the Burbank Family Service, as a member of the Board of the Anti-Defamation League, and of Jewish Welfare, East Valley, served as Secretary and Assistant Adjutant of Navy Mothers, and worked on scholarship activities in youth groups at the U C L A Hillel B'nai B'rith, and

WHEREAS, Mrs Bartold's warmth and wisdom have won her the deep respect and affection of all those who have been privileged to know and work with her, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members thereof hereby commend and congratulate Mrs Sarah Bartold on her outstanding contributions to her community; 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 Mrs Sarah Bartold

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblymen Waite and Thelin

House Resolution No. 266

Relative to commending Mrs Harry D Gritzner

WHEREAS, California has many women of whom it can be proud, and

WHEREAS, One such woman is Mrs Harry D Gritzner, of Burbank, who for many years has actively participated in the affairs of her community, and

WHEREAS, Among other activities, she has been Chairman of the Foreign Exchange Student Program of the American Field Service and was responsible for bringing the first foreign students under this program to Burbank, has been a volunteer worker for the Cancer Foundation, the Heart Fund, the Muscular Dystrophy Drive, the March of Dimes, the Red Cross, the Community Chest, and the YMCA, has been Vice President of the Women's Fellowship of the First Congregational Church, and a past President of the Burbank Toastmistress Club; and

WHEREAS, She has been particularly active in the Parent-Teachers Association and as President of the Burbank High School PTA from 1954 to 1956 inaugurated many programs, including the Graduation All-Night Party, and

WHEREAS, Mrs Gritzner is truly a credit to her community and to this State, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members take this means of expressing to Mrs Harry D Gritzner their deep appreciation of her unselfish participation in the affairs of her community, and be it further

Resolved, That the Chief Clerk of the Assembly shall transmit a suitably prepared copy of this resolution to Mrs Harry D. Gritzner.

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Transportation and Commerce

Assembly Chamber, May 4, 1964

Mr Speaker: Your Committee on Transportation and Commerce reports

Senate Bill No. 79

With the recommendation Do pass

Pursuant to the provisions of Joint Rules Nos. 22 1, 22 2, and 22 3, the committee recommends that the above bill be placed on the Consent Calendar

CARRELL, Chairman

Above bill ordered to second reading

Assembly Chamber, May 4, 1964

Mr Speaker Your Committee on Transportation and Commerce reports.
Senate Concurrent Resolution No 29
With the recommendation Be adopted

CARRELL, Chairman

Above resolution ordered on file

ADJOURNMENT

At 12 28 p m , on motion of Mr Waldie, the Speaker pro Tempore declared the Assembly adjourned until 10 a m , Tuesday, May 5, 1964.

JESSE M UNRUH, Speaker

ANABEL WHANG, Minute Clerk

CALIFORNIA LEGISLATURE

1964 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

FORTY-FOURTH LEGISLATIVE DAY

SEVENTY-FOURTH CALENDAR DAY

IN ASSEMBLY

Assembly Chamber
Tuesday, May 5, 1964

The Assembly met at 10 a m
Hon. Carlos Bee, Speaker pro Tempore of the Assembly, presiding
Assistant Chief Clerk James A Lane at the Desk
Assistant Clerk Malcolm MacIntyre reading

ROLL CALL

The roll was called

Call of the Assembly

Mr. Donovan moved a call of the Assembly
Mr. Rumford seconded the motion
Motion carried Time, 10 02 a.m
The Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members
At 10.22 a m , the Speaker pro Tempore announced the presence of a quorum.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

PRAYER

The following prayer was offered by the Chaplain of the Senate, Rev. Keith Kenny.

The Wise Man, O Lord, Is one who walks between extremes, who pauses to ponder his decisions and actions, but having determined a course does not falter nor swerve Make us wise, O God May we be not the first to take up the new, nor yet the last to lay the old aside May neither complacency nor timidity cause us to hesitate, nor indecision cause us to vacillate, nor temerity lead us to rush in where angels fear to tread Yet withal may we be men of conviction and courage — AMEN

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Bee, Mr. Greene then led the Assembly in the pledge of allegiance to the Flag

Call of the Assembly Dispensed With

At 10.24 a m , on motion of Mr Conrad, further proceedings under the call of the Assembly were dispensed with

The roll call was completed, and the following answered to their names.

Allen, Asheraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Booth, Brtitschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott Fenell, Flournoy, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Zenovich—73

LEAVES OF ABSENCE FOR THE DAY

The following Member was granted leave of absence for the day, because of illness.

Mr. Alquist, on motion of Mr Waldie

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

Mr Belotti, on motion of Mr Conrad

Mr Gonsalves, on motion of Mr Waldie

Mr Carrell, on request of the Speaker pro Tempore

Mr Unruh, on request of the Speaker pro Tempore

REQUEST FOR UNANIMOUS CONSENT

Mr Donovan was granted unanimous consent that a photographer be permitted on the floor of the Assembly during today's session

COMMUNICATIONS

The following opinion of the Legislative Counsel was presented by the Speaker, and ordered printed in the Journal

Opinion of Legislative Counsel

Office of Legislative Counsel
Sacramento, May 4, 1964

Hon Jesse M Unruh
Assembly Chamber

Dear Mr. Unruh: In accordance with your request, we have reviewed the bills that have been introduced in the Assembly in the 1964 First Extraordinary Session to date to determine whether they come within the scope of the Governor's Proclamation

It is our opinion that Assembly Bill No 200, Garrigus, relating to school district organization, is not within the scope of the Governor's Proclamation as of this date

Very truly yours,

A. C MORRISON, Legislative Counsel
By George H Murphy, Chief Deputy

Two copies to Hon Charles B. Garrigus, pursuant to Joint Rule 34

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, May 4, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined **Assembly Bill No 52**—An act to amend Section 7600 of the Welfare and Institutions Code and Section 2 of Chapter 935 of the Statutes of 1963, relating to the Study Commission on Mental Retardation, making an appropriation, to take effect immediately,

And reports the same correctly enrolled, and presented to the Governor at 2 30 p m , May 4, 1964

POWERS, Chairman

Assembly Chamber, May 4, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined .

Assembly Concurrent Resolution No. 34—Relative to farm employment ,

Assembly Concurrent Resolution No. 47—Relative to the observance of the Cinco de Mayo ,

Assembly Concurrent Resolution No. 50—Approving certain amendments to the Charter of the City of Hayward, a municipal corporation, in the County of Alameda, State of California, ratified by the qualified electors of said city at a general municipal election held therein on the 14th day of April, 1964 ,

Assembly Concurrent Resolution No. 51—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 14, 1964 ,

Assembly Concurrent Resolution No. 52—Relative to the death of State Senator Leland M Backstrand ;

And reports the same correctly enrolled, and presented to the Secretary of State on the fourth day of May, 1964, at 2 30 p m

POWERS, Chairman

Assembly Chamber, May 5, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Bill No 181

And reports the same correctly engrossed

POWERS, Chairman

Above bill ordered returned to second reading file

Assembly Chamber, May 5, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Bill No 76

And reports the same correctly re-engrossed

POWERS, Chairman

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

Assembly Chamber, May 5, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No 40

And reports the same correctly engrossed

POWERS, Chairman

Above resolution ordered on file

Assembly Chamber, May 5, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No 53

And reports the same correctly engrossed

POWERS, Chairman

Above resolution ordered to the Consent Calendar

Committee on Water

Assembly Chamber, May 4, 1964

Mr. Speaker Your Committee on Water reports.

Senate Bill No 89

With the recommendation Do pass

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above bill be placed on the Consent Calendar

PORTER, Chairman

Above bill ordered to second reading

Assembly Chamber, May 4, 1964

Mr Speaker. Your Committee on Water reports

Senate Bill No. 88

With the recommendation · Do pass

PORTER, Chairman

Above bill ordered to second reading

Assembly Chamber, May 4, 1964

Mr Speaker. Your Committee on Water reports:

Assembly Bill No 180

With the recommendation · Do pass

PORTER, Chairman

Above bill ordered to second reading

Committee on Education

Assembly Chamber, May 5, 1964

Mr Speaker Your Committee on Education reports

Senate Bill No 83

With the recommendation · Do pass

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above bill be placed on the Consent Calendar

GARRIGUS, Chairman

Above bill ordered to second reading.

REFERENCE OF BILLS TO COMMITTEE

Speaker pro Tempore Bee announced that Speaker Unruh has referred the following bills to the following committees:

Assembly Bill No.	*Committee*
198	Governmental Efficiency and Economy
199	Elections and Reapportionment
201	Elections and Reapportionment
202	Education

Assembly Joint Resolution No	
13	Ways and Means

REQUEST FOR UNANIMOUS CONSENT

Mr Quimby asked for unanimous consent to take up Assembly Bill No 180 without reference to file, and that the same be read the third time, and placed upon its passage

Mr Conrad withheld unanimous consent

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following bills were introduced, and read the first time

Assembly Bill No. 203: By Assemblyman Bee—An act to amend Section 19652 of the Education Code, relating to capital outlay for construction or improvement of public schools, declaring the urgency thereof, to take effect immediately.

Held at desk by order of the Speaker pro Tempore

Assembly Bill No. 204: By Assemblyman Dymally—An act to amend Sections 17301, 17303, 17303 5, 17701, 17702, 17904, 17906 2, 18451, 18452, and 18455 of, to amend the heading of Article 3 and the heading of Article 7 of Chapter 3 of Division 14 of, to repeal Sections 17901 and 17902 of, to repeal Articles 2, 4, 5, 7 1 and 7 2 of Chapter 3 of Division 14 of, to add Articles 2 and 2 5 to Chapter 3 of Division 14 of, and to add Chapter 3 5 to Division 16 of, the Education Code, relating to financial support for the public schools

Held at desk by order of the Speaker pro Tempore

Assembly Concurrent Resolution No. 59: By Assemblymen Garrigus, Gaffney, Knox, and Conrad—Relative to the observance of the 400th anniversary of the birth of William Shakespeare.

Referred by the Speaker pro Tempore to Committee on Rules

RESOLUTIONS

The following resolutions were offered:

By Assemblyman Knox.

House Resolution No. 267

Relative to an interim study of the practice of monitoring telephone conversations

WHEREAS, It has been brought to the attention of this Assembly that numerous California business and other private establishments may be making a practice of monitoring telephone conversations to such establishments without the knowledge of either or both of the participants to the conversation, and

WHEREAS, Telephone companies are able to install monitoring devices for a relatively small fee, and there apparently is no legal prohibition against installation or use of such equipment, and

WHEREAS, An investigation is necessary to determine the extent of this practice, its legitimate uses, if any, and to determine whether the right of privacy of employees or others is being unduly invaded; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is directed to refer the subject matter of this resolution to an appropriate interim committee for study, including the laws relating thereto, and to direct such committee to report its findings, together with its recommendations for needed legislation, to this Assembly not later than the fifth legislative day of the 1965 Regular Session of the Legislature

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Knox·

House Resolution No. 268

Relative to an interim study of landslide insurance

WHEREAS, Since few insurance companies insure against the risk of landslides and the costs thereof are extremely high, adequate protection is not afforded to the people of the State of California; and

WHEREAS, The equitable apportionment of such insurance among insurers admitted to transact such type of insurance under an assigned risk plan may provide a means of making such protection more readily available to the public at a more reasonable cost, now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Rules Committee is directed to assign the subject matter of this resolution to an appropriate interim committee for study and to direct such committee to report its findings and recommendations thereon to the Assembly not later than the fifth legislative day of the 1965 Regular Session of the Legislature

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Mr Young, seconded by Mr Booth

CONSIDERATION OF DAILY FILE

BILLS ON SECOND READING FILE PURSUANT TO RULE NO. 76

Pursuant to Rule No 76, the following bills were this day on the second reading file

Assembly Bill No. 181, and **Senate Bill No. 53.**

Above bills ordered to third reading

SECOND READING OF ASSEMBLY BILLS

Consideration of House Resolution No 231

By Assemblyman Donovan

House Resolution No. 231—Relative to Mrs Irene A Stratton.

Resolution read

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Rules, was read, and adopted

Amendment No. 1

In line 3 of the third WHEREAS clause, of the printed measure, as printed on page 822 of the Assembly Journal for April 20, 1964, strike out the comma and insert a semicolon

House Resolution No. 231, as Amended

By Assemblyman Donovan

House Resolution No. 231

Relative to Mrs Irene A Stratton

WHEREAS, April 21, 1964 was the occasion of the retirement of Mrs Irene A Stratton from the office of City Clerk of National City, a post she has filled with distinction since her appointment in 1949; and

WHEREAS, Irene Stratton came to California from her native South Dakota over 40 years ago and has worked for National City in various capacities since 1928, with the exception of the period 1935 to 1941 when she lived in Hawaii, and

WHEREAS The quality of the service rendered by Mrs Stratton can receive no higher testimonial than the respect tendered her by other city officials and the public, coupled with the warm affection of those who worked with her, it is too little to say that in all of those years her loyalty and dedication were manifest; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members salute Irene Stratton on this occasion of her retirement and express their hope that the years ahead will bring that fulfillment which she has so richly earned; 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 Mrs Stratton

Resolution, as amended, ordered to the Consent Calendar.

Consideration of House Resolution No. 232

By Assemblyman Donovan:

House Resolution No. 232—Relative to congratulating the Honorable Claude L Hart, upon his retirement following his long years of public service.

Resolution read

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Rules, was read, and adopted

Amendment No. 1

In line 5 of the first *Resolved* clause, of the printed measure, as printed on page 823 of the Assembly Journal for April 29, 1964, strike out "they have", and insert "it has".

House Resolution No. 232, as Amended

By Assemblyman Donovan

House Resolution No. 232

Relative to congratulating the Honorable Claude L Hart, upon his retirement following his long years of public service

WHEREAS, The citizenry of National City have been fortunate in having been led in their civic advances for many years by their esteemed Mayor, Claude L Hart, and

WHEREAS, A native of Tiptonville, Tennessee, he came to National City in 1940, and

WHEREAS, His long and meritorious civic career includes service as fire commissioner in 1950 and as police commissioner in 1952, and

WHEREAS, Mr Hart was elected to the City Council of National City in 1950, 1956, and 1960, served as Vice Mayor in 1952, 1960, and 1961, and as Mayor in 1960 and 1961, and

WHEREAS, Retired from the general contractor firm of Hart and Sons, Mayor Hart resides in National City with his lovely wife Ruth, and their children are sons, Pat and Gerald, who operate the contracting business, and daughters, Mrs Dona Shelby and Mrs Marilyn Dolmage; and

WHEREAS, It is only fitting and proper that due acclaim be rendered to such an outstanding civic leader upon his retirement from public office this year, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members extend the warm hand of appreciation for a job well done to Mayor Claude L Hart upon the occasion of his retirement, and wish him and his family the finest of health, happiness, and true success in all of their future endeavors, and hope that the City of National City may continue to advance and prosper as it has in the past when under the able leadership of Mayor Hart, and be it further

Resolved, That the Chief Clerk of the Assembly shall transmit a suitably prepared copy of this resolution to the Honorable Claude L Hart, Mayor of National City

Resolution, as amended, ordered to the Consent Calendar

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 Article XXXII thereto, relating to lotteries for aid to education

Resolution read

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Revenue and Taxation, were read, and adopted

Amendment No. 1

On page 4, line 13, of the printed measure, strike out "and/or electronic machines", and insert "or electronic machines, or both,"

Amendment No. 2

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

Amendment No. 3

On page 4, line 35, strike out "sub-"

Amendment No. 4

On page 4, line 37, strike out "(2)", and insert "(a) (2)".

Amendment No. 5

On page 6, line 5, strike out "SEC. 8."

Amendment No. 6

On page 4 of the printed measure, strike out lines 15 to 17, inclusive, and insert "clusive control and direction of the State Department of Finance."

Resolution ordered reprinted, engrossed, and to be re-referred to the Committee on Revenue and Taxation, and the subject matter to be referred to the Committee on Rules for assignment to the proper interim committee for study.

SECOND READING OF SENATE BILLS

Senate Bill No. 79—An act making an appropriation for a rapid transit study.

Bill read second time, and ordered to the Consent Calendar

RE-REFERENCE OF BILLS PURSUANT TO RULE NO. 67

On advice of the Legislative Counsel, and pursuant to the provisions of Rule No 67, Speaker pro Tempore Bee ordered the following bill re-referred to the Committee on Ways and Means·

Senate Bill No. 79.

MESSAGES FROM THE SENATE

Senate Chamber, May 4, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day passed

Senate Bill No 94

J A BEEK, Secretary of the Senate
By Lance D. MacArthur, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bill was read the first time·

Senate Bill No. 94—An act to add Section 25511 to the Business and Professions Code, relating to assistance to retailers of alcoholic beverages in disaster areas, and declaring the urgency thereof, to take effect immediately

Referred by the Speaker pro Tempore to the Committee on Ways and Means

MESSAGES FROM THE SENATE

Senate Chamber, May 4, 1964

Mr Speaker I am directed to inform your honorable body that the Senate amended, and on this day passed as amended

Assembly Bill No 51 Assembly Bill No 61
Assembly Bill No 59 Assembly Bill No 148

And respectfully requests your honorable body to concur in said amendments

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, May 4, 1964

Mr. Speaker. I am directed to inform your honorable body that the Senate on this day adopted as amended.

Assembly Concurrent Resolution No 42

And respectfully requests your honorable body to concur in said amendments

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

Above resolution ordered to unfinished business file

Senate Chamber, May 4, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day passed

Assembly Bill No 62	Assembly Bill No. 125
Assembly Bill No 73	Assembly Bill No 138
Assembly Bill No 87	Assembly Bill No 161
Assembly Bill No 101	Assembly Bill No 165
Assembly Bill No 102	Assembly Bill No 175

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

Above bills ordered enrolled

Senate Chamber, May 4, 1964

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

Senate Bill No 41

J A BEEK, Secretary of the Senate
By R W Lyons, Chief Assistant Secretary

REPORTS OF STANDING COMMITTEES

Committee on Rules

Assembly Chamber, May 5, 1964

Mr Speaker. Your Committee on Rules reports.

Senate Joint Resolution No 9

With amendments with the recommendation Amend, and be adopted, as amended

BANE, Chairman

Above resolution ordered on file.

REQUEST FOR UNANIMOUS CONSENT

Mr Holmes was granted unanimous consent to take up Senate Joint Resolution No. 9 without reference to file

CONSIDERATION OF SENATE JOINT RESOLUTION NO. 9

Senate Joint Resolution No. 9—Relative to funds for a study of Morro Bay

Resolution read, and presented by Mr Holmes

Request for Unanimous Consent to Temporarily Suspend Rule No. 101

Mr Holmes was granted unanimous consent that Rule No 101 be temporarily suspended for the purpose of permitting an amendment which adds a coauthor to Senate Joint Resolution No 9.

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Rules, was read, and adopted:

Amendment No. 1

In the heading of the printed measure, after "Sturgeon", insert "(Coauthor Assemblyman Holmes)".

REQUEST FOR UNANIMOUS CONSENT

Mr. Holmes was granted unanimous consent to take up Senate Joint Resolution No. 9, as amended, without reference to print, or file

Consideration of Senate Joint Resolution No. 9, as Amended

Senate Joint Resolution No. 9—Relative to funds for a study of Morro Bay.

Resolution read, as amended, and adopted by the following vote

AYES—Allen, Badham, Bane, Bee, Booth, Britschgi, Casey, Collier, Cologne, Conrad, Cusanovich, Danielson, Dennemeyer, Davis, Dills, Donovan, Dymally, Elliott, Ferrell, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Holmes, Johnson, Kennick, Knox, Marks, McMillan, Meyers, Mihas, Mills, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stanton, Thelin, Thomas, Waite, Waldie, Warren, Williamson, Willson, Winton, Young, and Zenovich—54
NOES—None

Resolution ordered printed, and transmitted to the Senate

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 10 36 a m , Mr Knox was granted unanimous consent that the members of the Committee on Municipal and County Government be excused, for the purpose of holding a meeting of the Committee on Municipal and County Government at this time, in Room 3188

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS

Senate Bill No. 30—An act to amend Sections 17048 and 17171 of the Revenue and Taxation Code, relating to the payment of personal income taxes

Bill read third time, and presented by Mr Petris.

Bill passed by the following vote

AYES—Ashcraft, Badham, Bane, Barnes, Bee, Beilenson, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Cusanovich, Danielson, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Moreno, Pattee, Petris, Porter, Powers, Quimby, Rumford, Song, Soto, Stanton, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, and Zenovich—60
NOES—None.

Bill ordered transmitted to the Senate

Senate Bill No. 70—An act to amend Sections 24622 and 24667 of, and to add Sections 24613, 24614 and 24684 to the Revenue and Taxation Code, relating to the taxation of banks, corporations, associations and Massachusetts trusts

Bill read third time, and presented by Mr Petris

Bill passed by the following vote·

AYES—Allen, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Booth, Britschgi, Burgener, Casey, Chapel, Cologne, Conrad, Danielson, Dennemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Lanterman, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Moreno, Pattee, Petris, Porter, Powers, Quimby, Rumford Ryan, Song, Soto, Stanton, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, and Zenovich—64
NOES—None

Bill ordered transmitted to the Senate

Senate Bill No. 18—An act to amend Sections 10801 and 17666 2 of, and to add Section 17411 1 to, the Education Code, relating to interdistrict school attendance, declaring the urgency thereof, to take effect immediately

Bill read third time, and presented by Mr. Greene.

Urgency Clause

Urgency clause read, and adopted by the following vote.

AYES—Allen, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Dymally, Elliott, Ferrell, Foran, Greene, Henson, Holmes, Johnson, Kennick, Knox, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Thelin, Thomas, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, and Zenovich—61

NOES—None

The question being on the passage of the bill

Bill passed by the following vote:

AYES—Allen, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Dymally, Elliott, Ferrell, Foran, Greene, Henson, Holmes, Johnson, Kennick, Knox, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Thelin, Thomas, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, and Zenovich—61.

NOES—None.

Bill ordered transmitted to the Senate

ANNOUNCEMENTS

Mr. Moreno announced that today is the birthday of Speaker pro Tempore Carlos Bee of Hayward, whereupon the Members of the Assembly joined in extending congratulations and best wishes to the Speaker pro Tempore.

EXPLANATION OF ABSENCE

May 5, 1964

I was absent from the Chamber, attending a committee meeting, and missed some roll calls

DON MULFORD

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Concurrent Resolution No. 29—Relative to State and Federal Highway Funds

Resolution read, and presented by Mr Kennick

By unanimous consent, the resolution was passed on file, and to retain its place on file

RECESS

At 11 08 a.m., at the request of Messrs Soto and Moreno, the Speaker pro Tempore declared the Assembly recessed until 11 23 a m, for the purpose of observing the Cinco de Mayo celebration, and appointed Messrs Soto, Rumford, and Deukmejian as a Committee on Escort for the Honorable Antonio Islas, Consul of Mexico, and William L. Shaw, Chairman of the California Civil War Centennial Commission.

REASSEMBLED

At 11 23 a m , the Assembly reconvened.
Hon Carlos Bee, Speaker pro Tempore of the Assembly, presiding.
Chief Clerk James D. Driscoll at the Desk
Assistant Clerk Malcolm MacIntyre reading.

REQUEST FOR UNANIMOUS CONSENT

Speaker pro Tempore Bee was granted unanimous consent that the remarks of Consul Islas and Mr William Shaw be printed in the Journal

Remarks by William L. Shaw
The Observance of the Cinco De Mayo

As a result of legislative action in 1961, we are now commemorating in California the Centennial of the great American Civil War fought between the Union and the Confederacy. One hundred years ago, a major interest of the people of California was the war of invasion and conquest occurring at the same time in the Republic of Mexico Beginning in April 1862, the Imperial Forces of Napoleon III sought to overthrow the republican government headed by President Benito Juarez

At Puebla, on May 5, 1862, a severe defeat was administered by the Mexican forces upon the French troops Thereafter, the invading hordes were built up to a strength of 45,000 Europeans by June 1865

In May 1864, Archduke Maximilian of Hapsburg landed from an Austrian warship at Vera Cruz and sought to function as an Emperor Maximilian was the handpicked ruler selected by Napoleon III and Eugenie to rule in a kingdom set up by force of arms in the New World Maximilian's strength lay not in the voluntary support of the Mexican people but rather in the number of Napoleon's bayonets The throne of Maximilian was based upon the destruction of the liberty and self-government of the Mexican nation

United States Senator James A McDougall of California, 1861-1867, was the first statesman in this country to speak out in the Senate against the onslaught against the Mexican people. Repeatedly, at Washington, D C , Senator McDougall condemned the presence of European troops in Mexico

The whole subject of the sentiment of the people of the State of California as to the war in Mexico in the years 1861-1867 is set forth in Assembly Concurrent Resolution No 32 by the California Legislature relative to the Civil War Centennial Commission, effective March 6, 1963, in Statutes 1963, Chapter 36, as follows.

Assembly Concurrent Resolution No 32—Relative to the Civil War Centennial Commission

WHEREAS, In April 1862, Emperor Napoleon III undertook the conquest and exploitation of the Republic of Mexico then headed by President Benito Juárez; and

WHEREAS, President Juárez was the symbol of constitutional government in Mexico and of the election of a president and other officials responsible to the people , and

WHEREAS, Despite the gallant resistance of the Mexican armed forces, the nation was overrun by the minions of Napoleon III and in June 1863 Mexico City was occupied ; and

WHEREAS, Through the intrigues of Louis Napoleon, the Archduke Maximilian was declared emperor in April 1864, contrary to the will and wishes of the Mexican people , and

WHEREAS, The government of the United States of America was distracted by a great Civil War raging from April 1861 until April 1865, and was thus unable to prevent and forestall the invasion of Mexico by Napoleon III although the United States of America constantly refused to accede to the conquest of the Republic of Mexico by foreign might, and vigorously protested by President Abraham Lincoln and by President Andrew Johnson against the imposition of tyranny upon the Mexican nation ; and

WHEREAS, After the cessation of hostilities in the American Civil War in April 1865, the United States of America demanded the removal by Napoleon III of his invading forces in Mexico and the termination of the purporting rule of Maximilian , and

WHEREAS, The influence of the United States of America was a far-reaching weight to induce Napoleon III to withdraw from Mexico beginning in 1866 and concluding in 1867, and thereafter Maximilian was deposed and overthrown and constitutional government was restored in the Republic of Mexico under triumphant President Juárez ; and

WHEREAS, The Civil War Centennial Commission of California is currently engaged in the commemoration in California of the Great American Civil War 1861-1865 which as an event in history is linked closely in part to the invasion and the attempted conquest of Mexico 1861-1867; and

WHEREAS, Sentiment in California in the years 1861-1867 was overwhelmingly in favor and support of the People of the Republic of Mexico and adverse to Napoleon III and to Maximilian and among others United States Senator James A. McDougall of California 1861-1867 repeatedly in the Senate of the United States challenged and condemned the incursions of Napoleon III into Mexico, now, therefore, be it

Resolved by the Assembly of the State of California, the Senate thereof concurring, That the Civil War Centennial Commission of California is directed and authorized to observe and commemorate by all proper means the restoration of constitutional government in the Republic of Mexico consequent upon the withdrawal of the imperial forces of Napoleon III and the overthrow of Maximilian

Remarks by Antonio Islas

Mr Speaker, Officers and Members of the California Assembly

I feel very honored to be able to appear before you at your invitation, as Consul of Mexico in this area—on this day, Cinco de Mayo, the 102nd Anniversary of the Battle of Puebla

I am deeply moved to see that the flag of my country is displayed today on this rostrum

Your Concurrent Resolution Number 47, approved by the Senate relative to the observance of the Cinco de Mayo, in which you salute the Mexican people for their fortitude and resolve in the defense of their country and for their contributions of work, culture and ideas in the development of this great state is one more example of the wonderful feeling of friendship, respect and understanding that the people of California have for Mexico

I am sure that you are all aware that this feeling is reciprocated by the people of Mexico We share not only an open and friendly border, but also much history and many ideals and principles

Your demonstration of affection for my country will remain a treasured memory for me both as a Consul of Mexico and as an individual

I thank you for this cordial and gracious resolution

REMARKS ON CONDITION OF THE FILE

Messrs Mulford, Rumford, and Lanterman spoke on the condition of the file

REQUEST FOR UNANIMOUS CONSENT

Mr. Quimby was granted unanimous consent to take up Assembly Bill No. 180 without reference to file, and that the same be read the third time and placed upon its passage

CONSIDERATION OF ASSEMBLY BILL NO. 180

Assembly Bill No. 180—An act relating to the change of boundaries of municipal water districts, and in this connection repealing Sections 72152 and 72190 1 of the Water Code, 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—Asheraft, Badham, Bane Barnes, Bee, Beilenson, Booth, Britschgi, Burgener, Casey, Chapel, Cologne, Crown, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Elliott, Ferrell, Flournoy, Foran, Gaffney, Greene, Henson, Johnson, Knox, Lanterman, Marks, Meyers, Miller, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Williamson, Willson, Winton, Young, and Zenovich—56

NOES—Collier, and Holmes—2

Demand for Previous Question

The question being on the passage of the bill

Bill passed by the following vote

AYES—Ashcraft, Badham, Bane, Barnes, Bee, Beilenson, Booth, Britschgi, Burgener, Casey, Chapel, Cologne, Crown, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Elliott, Ferrell, Flournoy, Foran, Gaffney, Greene, Henson, Johnson, Knox, Lanterman, Marks, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Williamson, Willson, Winton, Young, and Zenovich—56

NOES—Collier, and Holmes—2

Bill ordered transmitted to the Senate

ANNOUNCEMENTS

Mr Zenovich announced that today is the birthday of Assemblyman Leo J Ryan of South San Francisco, whereupon the Members of the Assembly joined in extending congratulations and best wishes to Mr. Ryan

LEAVE OF ABSENCE FOR THE BALANCE OF THE DAY

At 11 32 a m , the following Member was granted leave of absence for the balance of the legislative day, because of legislative business elsewhere .

Mr Knox, on request of the Speaker pro Tempore.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Constitutional Amendment No. 11—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding a new subdivision (d) to Section 2 of Article IV, relating to sessions of the Legislature

Resolution read, and adopted by the following vote

AYES—Ashcraft, Badham, Bane, Barnes, Bee, Beilenson, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Ferrell, Flournoy, Foran, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, and Zenovich—67.

NOES—None

Resolution ordered transmitted to the Senate

Assembly Bill No. 154—An act to add Section 11102.5 to, and to amend Section 11103 of, the Revenue and Taxation Code, relating to financial assistance to local agencies, districts or authorities in financing of rapid transit facilities

Bill read third time

By unanimous consent, the bill was passed on file, and to retain its place on file

Assembly Bill No. 96—An act to amend Section 8406, and to amend and renumber Section 8202 3, as contained in Section 6 of Chapter 2017

of the Statutes of 1963, of the Elections Code, relating to party central committees, and declaring the urgency thereof, to take effect immediately

Bill read third time

Urgency Clause

Urgency clause read, and adopted by the following vote

AYES—Allen, Ashcraft, Badham, Bane, Barnes, Bee, Booth, Britschgi, Burgener, Casey, Collier, Cologne, Conrad, Crown, Cusanovich, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Ferrell, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Soto, Stevens, Thelin, Thomas, Veneman, Vevsey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, and Zenovich—60

NOES—Beilenson, Chapel, Danielson, Foran, and Stanton—5

The question being on the passage of the bill

Bill passed by the following vote

AYES—Allen, Ashcraft, Badham, Bane, Barnes, Bee, Booth, Britschgi, Burgener, Casey, Collier, Cologne, Conrad, Crown, Cusanovich, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Ferrell, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Soto, Stevens, Thelin, Thomas, Veneman, Vevsey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, and Zenovich—60

NOES—Beilenson, Chapel, Danielson, Foran, and Stanton—5.

Bill ordered transmitted to the Senate

Votes Changed Upon Roll Call on Assembly Bill No. 96

Mr Badham was granted unanimous consent that he be recorded as voting "Aye," instead of "No," on Assembly Bill No 96

Mr Chapel was granted unanimous consent that he be recorded as voting "No," instead of "Aye," on Assembly Bill No. 96

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 amending Sections 6 and 27 of Article IV thereof, relating to the reapportionment of legislative districts.

Resolution read

Motion to Amend

Mr Bane moved the adoption of the following amendments

Amendment No. 1

On page 1, line 3, of the printed measure, strike out "January", and insert "February"

Amendment No. 2

On page 1, line 11, after "and", insert "80"

Amendment No. 3

On page 1, lines 12 and 13, strike out "equal in number to the number of congressional districts in this State multiplied by two"

Amendment No. 4

On page 2, line 10, after "1", insert "to 80"

Amendment No 5

On page 2, line 16, strike out "said city", and insert "said county"

Amendment No. 6

On page 3, lines 31 and 32, strike out "by compact adjoining assembly districts,"

Amendment No. 7

On page 3, line 33, strike out "In dividing a county, or city", and strike out lines 34 to 37, inclusive

Amendments read, and adopted

Resolution ordered reprinted, and re-engrossed, and to be returned to third reading

Rush Order Placed Upon Printing of Assembly Constitutional Amendment No. 6

Mr Bane was granted unanimous consent that a rush order be placed upon the printing of Assembly Constitutional Amendment No 6

Assembly Concurrent Resolution No. 40—Relative to salaries of certain craftsmen in state employment

Resolution read.

Demand for Previous Question

Messrs Holmes, Pattee, Dills, Willson, and Dannemeyer demanded the previous question. Demand sustained.

The question being on the adoption of the resolution

Resolution adopted

Resolution ordered transmitted to the Senate

APPROVAL OF JOURNALS

On motion of Mr Waldie, the Assembly Daily Journals for Monday, April 27, 1964; Tuesday, April 28, 1964; Wednesday, April 29, 1964, and Thursday, April 30, 1964, were approved, as corrected by the Minute Clerk.

REMARKS ON THE CONDITION OF THE FILE

Mr Waldie spoke on the condition of the file

REQUEST FOR UNANIMOUS CONSENT

Mr Crown was granted unanimous consent to take up Senate Bill No 53 without reference to file

CONSIDERATION OF SENATE BILL NO. 53

Senate Bill No. 53—An act to repeal Articles 1 (commencing with Section 11550) and 3 (commencing with Section 11570) of Chapter 6, Part 1, Division 3, Title 2, and Section 68205 of, and to add Sections 1774 5, 68203, and 68204 to, and Article 1 (commencing with Section 11550) to Chapter 6, Part 1, Division 3, Title 2 of, the Government Code, and to amend Sections 12000, 12001, 12051, 12801, 12903, 13976, 15003, 10204, 68200, 68201, 68202, 68500 5, 68841, 68891, 69140, 75101, 75102, and 75103 of, the Government Code, Section 8005 of the Business and Professions Code, Sections 1156, 1705, and 3800 of the Harbors and Navigation Code, Section 21203 of the Public Utilities Code, and Section 164 1 of the Military and Veterans Code, relating to state officers and their compensation, and making an appropriation therefor

Bill read third time

Motion to Amend

Mr Crown moved the adoption of the following amendments:

Amendment No. 1

In line 3 of the title of the printed bill, as amended in Assembly May 4, 1964, strike out "and Section 68205".

Amendment No. 2

In line 4 of the title, strike out "Sections 1774 5, 68203, and 68204", and insert "Section 1774 5"

Amendment No. 3

In lines 8 and 9 of the title, strike out "10204, 68200, 68201, 68202, 68500 5, 68841, 68891, 69140, 75101, 75102, and 75103", and insert "and 10204"

Amendment No. 4

On page 8, strike out lines 41 to 50, inclusive

Amendment No 5

Strike out all of pages 9 and 10, and on page 11, strike out lines 1 to 4, inclusive.

Amendment No. 6

On page 11, line 5, strike out "32", and insert "19"

Amendment No. 7

On page 11, line 10, strike out "33", and insert "20"

Amendment No. 8

On page 11, lines 20 and 21, strike out "Sections 3 to 18, inclusive, of"

Amendment No. 9

On page 11, strike out lines 32 to 39, inclusive

Amendments read, and adopted

Bill ordered reprinted, and placed on the third reading file

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO. 59

Mr Crown was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Senate Bills Nos 69 and 54 for hearing in the Committee on Ways and Means

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

The following resolutions were offered

Assembly Concurrent Resolution No. 60: By Assemblymen Waldie, Booth, Assemblywoman Davis, Assemblymen Casey, Allen, Alquist, Bee, Beilenson, Carrell, Crown, Danielson, Dannemeyer, Dills, Elliott, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Johnson, Kennick, Knox, Meyers, Mills, Moreno, Powers, Quimby, Ryan, Song, Thomas, Unruh, Waite, Warren, Williamson, Willson, Winton, Young, Z'berg, and Zenovich—Relative to commending Senator Clair Engle.

Referred by the Speaker pro Tempore to Committee on Rules

Assembly Concurrent Resolution No. 61: By Assemblymen Gaffney, Carrell, Unruh, Bee, Crown, Foran, Marks, and Meyers (Senators McAteer and Collier, coauthors)—Relative to 1964 Western States Military-Civilian Traffic Safety Conference

Request for Unanimous Consent

Mr Gaffney was granted unanimous consent to take up Assembly Concurrent Resolution No 61, at this time

Resolution read

Request for Unanimous Consent to Temporarily Suspend Rule No. 101

Mr Gaffney was granted unanimous consent that Rule No 101 be temporarily suspended for the purpose of adding coauthors to Assembly Concurrent Resolution No 61

Members Made Coauthors of Assembly Concurrent Resolution No. 61

Mr. Gaffney was granted unanimous consent that all Members so desiring be placed upon Assembly Concurrent Resolution No. 61 as coauthors.

Roll Call

The following Members indicated a desire to become coauthors:

Assemblymen Allen, Asheraft, Badham, Bane Barnes, Beilenson, Booth, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Cusanovich, Danielson, Dannemeyer, Assemblywoman Davis, Assemblymen Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Greene, Henson, Hinckley, Johnson, Kennick, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Soto, Stanton, Stevens, Thelin, Thomas, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Zenovich

Request for Unanimous Consent

Mr Gaffney was granted unanimous consent to take up Assembly Concurrent Resolution No 61, as amended, without reference to committee, print, or file, and that the same be considered engrossed

Consideration of Assembly Concurrent Resolution No. 61, as Amended

Assembly Concurrent Resolution No. 61: By Assemblymen Gaffney, Carrell, Unruh, Bee, Crown, Foran, Marks, Meyers, Allen, Asheraft, Badham, Bane, Barnes, Beilenson, Booth, Burgener, Burton, Casey, Chapel, Collier, Cologne, Conrad, Cusanovich, Danielson, Dannemeyer, Assemblywoman Davis, Assemblymen Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Greene, Henson, Hinckley, Johnson, Kennick, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Soto, Stanton, Stevens, Thelin, Thomas, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Zenovich (Senators McAteer and Collier, coauthors)—Relative to 1964 Western States Military-Civilian Traffic Safety Conference

Resolution read, as amended, and adopted unanimously

Resolution ordered transmitted to the Senate

RESOLUTIONS

The following resolutions were offered

By Assemblyman Pattee

House Resolution No. 269

Relative to labeling imported meats

WHEREAS, The livestock industry of this State and the Nation is experiencing a disastrous loss of income to imported foreign meat, which is adversely affecting not only the industry but all allied industries, and

WHEREAS, Such a loss can have nationwide repercussions which may be of long lasting effect; and

WHEREAS, It is incumbent upon the Legislature to pursue every possible avenue of aiding this important industry in solving this problem; and

WHEREAS, One possible solution would be to require, as has the State of Iowa by legislation adopted as recently as March 25, 1964, all imported meat and meat products to be so labeled and to designate on such label the country of origin; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Rules Committee is directed to assign to an appropriate interim committee for study the desirability of legislation to solve this problem by requiring all imported meat and meat products to be so labeled and to direct such interim committee to report its finding to the Legislature not later than the fifth legislative day of the 1965 Regular Session of the Legislature

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Zenovich

House Resolution No. 270

Relative to a tour of Japan by the California Post-Graduate High School All-Star Wrestling Team

WHEREAS, It has come to the attention of the Assembly of the State of California that the California Post-Graduate High School All-Star Wrestling Team in June will make a 21-day tour of Japan and participate in 10 wrestling events in 10 different cities in Japan; and

WHEREAS, Although Japan has for four consecutive years sent similar teams to California and the United States has for the past two years sent teams to Japan, this is the first time that California has been honored by being selected to send a wrestling team to Japan; and

WHEREAS, Not only will the team members compete with their opponents in the wrestling arenas but they will be privileged to live with them in their homes and thereby have a unique opportunity to form personal friendships, to share and exchange ideas, and experiences and to learn and understand the culture, customs, and habits of the Japanese people to the enrichment and mutual understanding of all participants which is the primary purpose of such tours; and

WHEREAS, Such team exchanges are made possible through the payment of the expenses of visiting teams by the host team from gate receipts from the wrestling events; and

WHEREAS, The California team will be accompanied by the team leader and coach, Richard W Francis of McLane High School of Fresno and team manager Loren Ebersole of Tenaya Junior High School of Fresno; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members hereby commend all of the participants in this most worthwhile tour and competition upon their outstanding contributions to international understanding, friendship, and sportsmanship; and be it further

Resolved, That the people of California extend their deepest appreciation and good will to the people of Japan for the gracious hospitality afforded the California team members, and be it further

Resolved, That the Chief Clerk of the Assembly is hereby directed to transmit suitably prepared copies of this resolution to Richard W. Francis and to Loren Ebersole.

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblymen Meyers, Gaffney, Foran, and Marks (Coauthor Senator McAteer)

House Resolution No. 271

Relative to commending the San Francisco City College Inter-Fraternity Council

WHEREAS, The San Francisco City College Inter-Fraternity Council, for some years past, has sponsored an annual drive for blood donations; and

WHEREAS, This action has been so successful as to reflect favorably on the sense of responsibility not only of the Inter-Fraternity Council but of the entire student body; and

WHEREAS, The college's activity in 1963 was officially recognized by the Mayor who was prompted by it to proclaim the week of their drive as "Blood Days" and he urged all San Franciscans to emulate the example set by the collegians; and

WHEREAS, The San Francisco City College Inter-Fraternity Council, of which Bruce Thomas is president, has announced that the council's annual drive will be held from 7 30 a m until 3 00 p m on Thursday and Friday, May 7 and 8, 1964, and

WHEREAS, Last year 500 pints of blood were given in the annual drive held by San Francisco City College Inter-Fraternity Council, and the goal this year is 750 pints, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members congratulate the San Francisco City College, student body and faculty, and the Inter-Fraternity Council on their responsible leadership in initiating their blood drive, 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 San Francisco City College, to the Inter-Fraternity Council, and to the following fraternities Beta Tau, Alpha Kappa Rho, Alpha Sigma Delta, Zeta Phi Sigma, Phi Beta Delta, and Alpha Phi Epsilon

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Z'berg

House Resolution No. 272

Relating to the routing of a freeway through Prairie Creek Redwoods State Park

WHEREAS, The Division of Highways and the California Highway Commission are currently studying alternatives for the relocation of U S Sign Route 101 in the vicinity of Prairie Creek Redwoods State Park between 2 0 miles north of Orick, California, and 0 3 mile north of the Del Norte County line, and

WHEREAS, Two of the proposed three alternative routes, the so-called "bluff" and "beach" routes, would pass directly through Prairie Creek Redwoods State Park; and

WHEREAS, Both of these routes would be highly destructive of the unique and world-renowned park values presumably protected by the State of California in the entire basin of Prairie Creek Redwoods State Park, with both routes piercing the heart of the Blanche Hunman Garland Memorial Redwood Grove, creating a huge cut 225 feet deep and 680 feet wide where the freeway would pass through Ossagon Ridge, and both of these routes would seriously impair development of the park for recreational use by the people by eliminating potential excellent camping and picnic facilities in the Ossagon Creek, Squashan Creek, Wolf Creek, and south end of the beach areas, and

WHEREAS, The so-called 'bluff' route would seriously damage or destroy the recreational and aesthetic values found in the spectacular Gold Bluffs with their delicate waterfalls and secluded glens where park visitors can find relief from the sounds, smells, and hurried confusion of modern civilization, and

WHEREAS, The so-called 'beach" route would seriously damage or destroy the recreational and aesthetic values found on one of the last remaining wild beaches in the nation, with its fascinating array of shore birds, fish, dune plants, and driftwood, climaxed by wild herds of Roosevelt Elk which utilize the Pacific Ocean and beach as a vital part of their habitat, and

WHEREAS, A freeway along the beach or through any other portion of the park would limit access for public enjoyment because of the restrictions needed to keep traffic moving smoothly and rapidly, and will further destroy park values by the requirements for frontage roads, parking areas, and pedestrian access points near the freeway, and

WHEREAS, 75 percent of Prairie Creek Redwoods State Park is composed of some 84 dedicated memorial groves which were purchased with the donations of private citizens and given to the State to be held and protected in their natural state in perpetuity for the enjoyment of all the people, and

WHEREAS The violation and destruction of these dedicated redwood groves by a freeway would be a breach of faith by the State of California, and

WHEREAS, The State Park Commission has the statutory responsibility to protect the state park system for the use and enjoyment of the public; and the commission has adopted a policy that state park lands "shall be firmly held against the pressures of expediency, i e, for use of highways, school sites, parking lots, public buildings, utilities, or other non-conforming uses", and the declaration of purpose of Prairie Creek Redwoods State Park states that the purpose of the park is to "make available to people forever, for their inspiration and enjoyment, in a condition of unimpaired ecological integrity, the great forests of the Prairie Creek Basin and adjacent areas west to the sea, including the wild ocean beach, together with all related scenic, historic, scientific, and recreational values and resources of the area"; and

WHEREAS, The State Legislature has authorized a $150 million bond issue to provide for the acquisition of additional park lands to help meet the huge increase in demand for park recreational facilities by the people, and in view of this need for additional park land it is paradoxical that the State should be considering the destruction of of one of the prstine parks of the United States, and

WHEREAS, The third alternative route, the so-called "ridge" route, would pass to the east of the park on largely cut-over land which will provide scenic views of the ocean, park, and mountains, and will be substantially reforested by the time the freeway is built, and

WHEREAS, Governor Edmund G Brown, upon personally inspecting the proposed routes, declared that "not a single solitary redwood will be cut down for a freeway so long as I am Governor of California", and

WHEREAS, The Chairman of the California Highway Commission has made a public commitment that "the burden of proof is on the State Highway Commission if it devastates a redwood grove"; and

WHEREAS, The State Highway Engineer charged with the responsibility for studying these routes has stated that he has been deluged with letters and newspaper editorials demanding that redwoods in the park not be sacrificed for a freeway and further stated, "there is no doubt this is a nationwide issue"; and

WHEREAS, This matter is not only of vital concern to the entire State of California, but is of national interest as evidenced by the extensive press, radio, and television coverage and the many editorials and expressions of concern all over the United States voiced in recent months; now, therefore, be it

Resolved by the Assembly of the State of California, That the Division of Highways and the California Highway Commission is requested to consider very carefully the impact of the proposed "bluff" and "beach" routes on the Prairie Creek Redwoods State Park, and unless it can be thoroughly demonstrated that the overwhelming public interest lies in routing a freeway through the park, that the routing be outside the park, and be it further

Resolved, That in view of the extreme public interest in this matter, that the California Highway Commission is requested to hold at least one public hearing on these routes in San Francisco or Los Angeles so that the general public is afforded the opportunity to fully understand and express its views on the impact of these routes on Prairie Creek Redwoods State Park, and be it further

Resolved, That the Chief Clerk of the Assembly transmit copies of this resolution to the Division of Highways and to the California Highway Commission

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

Assembly Chamber, May 4, 1964

Mr. Speaker Your Committee on Ways and Means reports
Senate Bill No 14
Senate Bill No 47
Senate Bill No 37
With the recommendation Do pass

CROWN, Chairman

Above bills ordered to second reading

Assembly Chamber, May 4, 1964

Mr. Speaker Your Committee on Ways and Means reports
House Resolution No 194
With the recommendation Be adopted

CROWN, Chairman

Above resolution ordered on file

Committee on Rules

Assembly Chamber, May 5, 1964

Mr Speaker Your Committee on Rules reports
Assembly Joint Resolution No 5
With the recommendation Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolution be placed on the Consent Calendar

BANE, Chairman

Above resolution ordered on file.

Assembly Chamber, May 5, 1964

Mr Speaker Your Committee on Rules reports
House Resolution No 246
With the recommendation Be adopted

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, May 5, 1964

Mr Speaker Your Committee on Rules reports
House Resolution No. 240
House Resolution No 242
House Resolution No 243
With the recommendation Be adopted
Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolutions be placed on the Consent Calendar

BANE, Chairman

Above resolutions ordered on file

Assembly Chamber, May 5, 1964

Mr Speaker Your Committee on Rules reports
House Resolution No 245
House Resolution No 247
House Resolution No 249
With the recommendation Be adopted
Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolutions be placed on the Consent Calendar

BANE, Chairman

Above resolutions ordered on file

Assembly Chamber, May 5, 1964

Mr Speaker Your Committee on Rules reports
House Resolution No 244
House Resolution No 250
With the recommendation That the resolutions be re-referred to the Committee on Education

BANE, Chairman

Above resolutions re-referred to the Committee on Education

Assembly Chamber, May 5, 1964

Mr Speaker Your Committee on Rules reports
House Resolution No 252
With the recommendation Be adopted

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, May 5, 1964

Mr Speaker Your Committee on Rules reports
House Resolution No 248
With the recommendation Be adopted, as amended
Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolution be placed on the Consent Calendar

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, May 5, 1964

Mr Speaker Your Committee on Rules reports
Senate Concurrent Resolution No 31
Senate Concurrent Resolution No 32
With the recommendation Be adopted
Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolutions be placed on the Consent Calendar

BANE, Chairman

Above resolutions ordered on file

Assembly Chamber, May 5, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 241

With the recommendation Be adopted, as amended

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolution be placed on the Consent Calendar

BANE, Chairman

Above resolution ordered on file

Committee on Judiciary

Assembly Chamber, May 5, 1964

Mr Speaker Your Committee on Judiciary reports

Senate Bill No 85

With the recommendation Do pass, and be re-referred to the Committee on Ways and Means

WILLSON, Chairman

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

Assembly Chamber, May 5, 1964

Mr Speaker Your Committee on Judiciary reports

Senate Bill No 97

With the recommendation Do pass

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above bill be placed on the Consent Calendar

WILLSON, Chairman

Above bill ordered to second reading

Committee on Rules

Assembly Chamber, May 5, 1964

Mr Speaker Your Committee on Rules reports

Assembly Concurrent Resolution No 45

With the recommendation That the resolution be re-referred to the Committee on Education

BANE, Chairman

Above resolution re-referred to the Committee on Education

Assembly Chamber, May 5, 1964

Mr Speaker Your Committee on Rules reports

Senate Concurrent Resolution No 16

With the recommendation That the resolution be re-referred to the Committee on Ways and Means

BANE, Chairman

Above resolution re-referred to the Committee on Ways and Means

Assembly Chamber, May 5, 1964

Mr Speaker Your Committee on Rules reports

Senate Joint Resolution No 3

With the recommendation That the resolution be re-referred to the Committee on Transportation and Commerce

BANE, Chairman

Above resolution re-referred to the Committee on Transportation and Commerce

Committee on Ways and Means

Assembly Chamber, May 4, 1964

Mr Speaker Your Committee on Ways and Means reports

Senate Bill No 68

Senate Bill No 62

With amendments with the recommendation: Amend, and do pass, as amended.

CROWN, Chairman

Above bills ordered to second reading.

Assembly Chamber, May 5, 1964

Mr Speaker: Your Committee on Ways and Means reports:

Assembly Bill No 113

With amendments with the recommendation. Amend, and do pass, as amended

CROWN, Chairman

Above bill ordered to second reading

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO 59

Mr Z'berg was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Senate Concurrent Resolution No 21 for hearing in the Committee on Natural Resources, Planning, and Public Works, at 3 45 p m, today.

ANNOUNCEMENTS

Mr Mills announced that there would be a Democratic Caucus upon adjournment of the Second Extraordinary Session today in the Assembly Lounge.

ADJOURNMENT

At 12 06 p m., on motion of Mr Waldie, the Speaker pro Tempore declared the Assembly adjourned until 11 a m, Wednesday, May 6, 1964

CARLOS BEE, Speaker pro Tempore

ANABEL WHANG, Minute Clerk

CALIFORNIA LEGISLATURE

1964 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

FORTY-FIFTH LEGISLATIVE DAY

SEVENTY-FIFTH CALENDAR DAY

IN ASSEMBLY

Assembly Chamber
Wednesday, May 6, 1964

The Assembly met at 11 a m

Hon Charles J Conrad, Minority Floor Leader of the Assembly presiding.

Chief Clerk James D Driscoll at the Desk

Assistant Clerk Malcolm MacIntyre reading

ROLL CALL

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

Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Fertell, Flournoy, Foran, Frew, Gaffney, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Z'berg, and Mr Speaker—71

Quorum present

PRAYER

The following prayer was offered by the Chaplain, Rev Robert R. Ferguson:

O God, Be real to us this day Thy presence dost add that dimension which gives meaning to all other areas of life Give to these, Thy servants, quiet and strong centers within so they may courageously face the storms without Will Thou give us inner confidence to make outward decisions confidently. May we have freeness of spirit, brighter hopes and a more radiant faith

In our Lord's name —AMEN

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Bee, Mr Veysey then led the Assembly in the pledge of allegiance to the Flag

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Mr Marks, seconded by Mr Cologne.

LEAVES OF ABSENCE FOR THE DAY

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

Mr. Garrigus, on motion of Mr Waldie

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

Mr Gonsalves, on motion of Mr Waldie
Mr Zenovich, on motion of Mr Waldie
Mr Ryan, on motion of Mr Waldie
Mr Willson, on motion of Mr Waldie
Mr Belotti, on motion of Mr Conrad
Mr Carrell, on motion of Mr Waldie

REPORTS

The following report was presented by the Chief Clerk:

Land and Water Use in Yuba-Bear Rivers Hydrographic Unit, Water Resources Bulletin No 94-3, Volumes I and II

Above report (2 volumes), together with letter of transmittal from William E Warne, Director of Water Resources, Sacramento, dated May 4, 1964, referred by the Speaker pro Tempore to the Committee on Water.

RESOLUTIONS

The following resolutions were offered:

By Assemblyman Stanton.

House Resolution No 273

Relative to cancer control and cure

WHEREAS, In the year 1964 one-half million Americans will learn that they have cancer and nearly 300,000 Americans will die of the disease in that year, and

WHEREAS, 48 million Americans now living will have cancer someday, and

WHEREAS, Medical statistical studies show that many people upon learning of the illness fail to follow through with treatment because of the nature of their problems which are emotional, financial and the demands of family responsibility, and

WHEREAS, Similar statistical studies also show that the incidence of cancer is greater in the low income groups, and

WHEREAS, It is now apparent that cancer and its control and cure is now a problem for concentrated public health and social medicine techniques, now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules be requested to assign to the appropriate interim committee for study the subject of cancer control and cure and to develop a legislative program which will focus upon the public health and social medicine nature of cancer and bring about the cooperation of governments, local, state and federal, and private agencies so that all of society's resources can be focused on the problem and a serious effort can be made to utilize the most effective public health and social medicine techniques to improve our knowledge of its causes and the number of cures of this most serious disease, and direct the committee to report its findings to the Assembly not later than the fifth legislative day of the 1965 Regular Session of the Legislature

Resolution read, and referred by the Minority Floor Leader to the Committee on Rules.

By Assemblyman Veysey

House Resolution No 274

Relative to a study of imported meat and produce

WHEREAS, Agriculture is one of the most important segments of California's economy and its welfare is of vital concern to all persons, and

WHEREAS, California agriculture is presently experiencing competition from imported produce and meat of a nature that is seriously adverse to its welfare, and

WHEREAS, This situation presents a continuing and increasing problem which appears likely to cause even greater concern to Californians in the future, and

WHEREAS, Imported produce and meat may have been produced and processed under health standards below those established by California for similar produce and meat without the knowledge of the consumer, now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Rules Committee is directed to assign to an appropriate interim committee the study of (a) the extent to which agricultural produce and fresh meat are imported into California and their impact on California's economy, (b) the desirability of labeling such imports as to their point of origin, and (c) the extent to which such imports are coming from areas where health standards are not equal to California's, and to direct such interim committee to report its findings to the Legislature not later than the fifth legislative day of the 1965 Regular Session

Resolution read, and referred by the Minority Floor Leader to the Committee on Rules

By Assemblyman Henson

House Resolution No 275

Relative to congratulating Judge Edward Henderson

WHEREAS, On April 21, 1964, Judge Edward Henderson, the distinguished jurist from Ventura County, announced his retirement from the superior court, and

WHEREAS, Judge Henderson is a native Californian, having been born on a ranch in Ventura County before the turn of the century, and

WHEREAS, He was admitted to the State Bar of California in 1921 after completing Stanford Law School, and

WHEREAS Soon thereafter he was elected District Attorney of Ventura County and in that position proved himself to be a skillful attorney, a dedicated public servant and an able administrator, and

WHEREAS, The high regard which the people of Ventura County had for Edward Henderson was manifested in 1926 when he was elected to the superior court, and

WHEREAS, Judge Henderson served his community in that capacity for several years, but finding that he desired to take a more active part in trial work, he resigned and entered private practice, and

WHEREAS, For over 22 years he engaged in the private practice of law and during that time acquired the reputation as the finest attorney in Ventura County, and

WHEREAS, Once again he was called upon to apply to the bench the skill and knowledge of the law and the workings of justice which he had acquired through the years when, in 1959, he was reappointed to the superior court of Ventura County, where he has served ever since, and

WHEREAS, Judge Henderson, throughout his entire career, has been a credit to his community, to the State, and to the California Bar Association; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members congratulate Judge Henderson on a long and distinguished career in the legal profession and wish him success and happiness in all his future endeavors, and be it further

Resolved, That the Chief Clerk of the Assembly be directed to transmit a suitably prepared copy of this resolution to Judge Henderson

Resolution read, and referred by the Minority Floor Leader to the Committee on Rules

REFERENCE OF BILLS TO COMMITTEE

Minority Floor Leader Conrad announced that Speaker Unruh has referred the following bills to the following committees

Assembly Bill No	*Committee*
203	Education
204	Education

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, May 6, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined

Assembly Bill No 79—An act to add Part 7 (commencing with Section 70000) to Division 10 of the Public Utilities Code, to provide for the creation of the Marin County Transit District, prescribing the powers and duties thereof,

Assembly Bill No. 115—An act to add Section 36057 5 to the Health and Safety Code, relating to housing for farm laborers,

And reports the same correctly enrolled, and presented to the Governor at 10 30 a m , May 6, 1964

POWERS, Chairman

Assembly Chamber, May 6, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined

Assembly Joint Resolution No. 9—Relating to Port San Luis,

Assembly Concurrent Resolution No. 21—Relative to mistreatment of minors,

And reports the same correctly enrolled, and presented to the Secretary of State on the 6th day of May, 1964, at 10 30 a m

POWERS, Chairman

Assembly Chamber, May 6, 1964

Mr. Speaker Your Committee on Engrossment and Enrollment has examined

Assembly Constitutional Amendment No 6

And reports the same correctly re-engrossed

POWERS, Chairman

Above resolution ordered on file.

Assembly Chamber, May 6, 1964

Mr. Speaker. Your Committee on Engrossment and Enrollment has examined

Assembly Joint Resolution No 5

And reports the same correctly engrossed

POWERS, Chairman

Above resolution ordered to the Consent Calendar.

Assembly Chamber, May 6, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined

Assembly Constitutional Amendment No 7

And reports the same correctly engrossed

POWERS, Chairman

Above resolution re-referred to the Committee on Revenue and Taxation, and the subject matter to be referred to the Committee on Rules for assignment to the proper interim committee for study.

Committee on Municipal and County Government

Assembly Chamber, May 5, 1964

Mr Speaker Your Committee on Municipal and County Government reports

Senate Bill No 95
Senate Bill No 96

With the recommendation: Do pass

KNOX, Chairman

Above bills ordered to second reading.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP SENATE BILL NO. 95

Mr Knox was granted unanimous consent to take up Senate Bill No 95 without reference to file.

CONSIDERATION OF SENATE BILL NO. 95

Resolution to Dispense With Constitutional Provision

The following resolution was offered

By Mr Knox.

Resolved, That Senate Bill No 95 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage.

Resolution read

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

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Booth, Britschgi, Burgener, Casey, Collier, Cologne, Conrad, Cusanovich, Danielson, Dennemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Gaffney, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Marks, McMillan, Mills, Monagan, Mulford, Pattee, Porter, Powers, Rumford, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waldie, Whetmore, Williamson, Young, and Z'berg—56

NOES—None

Article IV, Section 15 of the Constitution was declared dispensed with

Senate Bill No. 95—An act to add Sections 33103.5 and 33376 to the Health and Safety Code, relating to disaster relief in the Crescent City area by redevelopment agencies and declaring the urgency thereof, to take effect immediately.

Bill read second time

Senate Bill No. 95—An act to add Sections 33103.5 and 33376 to the Health and Safety Code, relating to disaster relief in the Crescent City area by redevelopment agencies and declaring the urgency thereof, to take effect immediately

Bill read third time, and presented by Mr Knox

Urgency Clause

Urgency clause read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bane, Barnes, Booth, Britschgi, Burgener, Casey, Collier, Cologne, Conrad, Cusanovich, Danielson, Dennemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Marks, McMillan, Mills, Monagan, Mulford, Pattee, Petris, Porter, Powers, Rumford, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waldie, Whetmore, Williamson, Young, and Z'berg—55

NOES—None

The question being on the passage of the bill

Bill passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bane, Barnes, Booth, Britschgi, Burgener, Casey, Collier, Cologne, Conrad, Cusanovich, Danielson, Dennemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran,

Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Marks, McMillan, Mills, Monagan, Mulford, Pattee, Petris, Porter, Powers, Rumford, Song, Soto, Stanton, Stevens Thelin, Thomas, Veneman, Veysey, Waldie, Whetmore, Williamson, Young, and Z'berg—55
NOES—None

Bill ordered transmitted to the Senate

Speaker pro Tempore Presiding

At 11 17 a m , Hon Carlos Bee, 13th District, presiding.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP SENATE BILL NO. 96

Mr Knox was granted unanimous consent to take up Senate Bill No 96 without reference to file

CONSIDERATION OF SENATE BILL NO. 96

Resolution to Dispense With Constitutional Provision

The following resolution was offered

By Mr Knox

Resolved, That Senate Bill No 96 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage

Resolution read

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

AYES—Allen Alquist, Ashcraft, Badham, Bane Barnes, Bee, Booth, Britschgi, Burgener, Casey, Collier Cologne, Conrad, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan Elliott, Ferrell, Flournoy, Foran, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Marks, McMillan, Meyers, Milias Mills, Monagan, Mulford, Pattee, Petris, Porter, Powers, Rumford, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waldie, Warren, Whetmore, Williamson, Young, and Z'berg—57
NOES—None

Article IV, Section 15 of the Constitution was declared dispensed with

Senate Bill No. 96—An act to add Section 33349 5 to the Health and Safety Code, relating to the Redevelopment Agency of the City of Crescent City, and declaring the urgency thereof, to take effect immediately

Bill read second time

Senate Bill No. 96—An act to add Section 33349 5 to the Health and Safety Code, relating to the Redevelopment Agency of the City of Crescent City, and declaring the urgency thereof, to take effect immediately

Bill read third time, and presented by Mr Knox

Urgency Clause

Urgency clause read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bane, Barnes, Bee, Booth, Britschgi, Burgener, Casey, Collier, Cologne, Conrad, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Ferrell, Flournoy, Foran, Frew,

Gaffney, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Marks, McMillan, Meyers, Milias, Mills, Monagan, Mulford, Pattee, Petris, Porter, Powers, Rumford, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waldie, Warren, Whetmore, Williamson, Young, and Z'berg—60
NOES—None

The question being on the passage of the bill
Bill passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bane, Barnes, Bee, Booth, Britschgi, Burgener, Casey, Collier, Cologne, Conrad, Cusanovich, Danielson, Dunnemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Fenelt, Flournoy, Foran, Frew, Gaffney, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Marks, McMillan, Meyers, Milias, Mills, Monagan Mulford, Pattee, Petris, Porter, Powers, Rumford, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waldie, Warren, Whetmore, Williamson, Young, and Z'berg—60
NOES—None

Bill ordered transmitted to the Senate

REPORTS OF STANDING COMMITTEES

Committee on Constitutional Amendments

Assembly Chamber, May 5, 1964

Mr Speaker: Your Committee on Constitutional Amendments reports
Assembly Constitutional Amendment No 12
With the recommendation Be adopted

GAFFNEY, Chairman

Above resolution ordered engrossed

Committee on Natural Resources, Planning, and Public Works

Assembly Chamber, May 6, 1964

Mr Speaker: Your Committee on Natural Resources, Planning, and Public Works reports
House Resolution No 234
With amendments with the recommendation Amend, and be adopted, as amended

Z'BERG, Chairman

Above resolution ordered on file

Assembly Chamber, May 6, 1964

Mr Speaker Your Committee on Natural Resources, Planning, and Public Works reports
Senate Concurrent Resolution No 21
With the recommendation: Be adopted, and be re-referred to the Committee on Ways and Means

Z'BERG, Chairman

Above resolution re-referred to the Committee on Ways and Means

Assembly Chamber, May 6, 1964

Mr Speaker: Your Committee on Natural Resources, Planning, and Public Works reports
House Resolution No 235
With the recommendation Be adopted
Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolution be placed on the Consent Calendar

Z'BERG, Chairman

Above resolution ordered on file

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

Consideration of House Resolution No. 248

By Assemblyman Monagan

House Resolution No. 248—Relative to making freedom really ring.

Resolution read.

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Rules, was read, and adopted

Amendment No. 1

On page 850 of the Assembly Daily Journal for April 30, 1964, in the heading of House Resolution No 248, strike out "Assemblyman Monagan", and insert "Assemblymen Monagan and Mihas"

House Resolution No. 248, as Amended

By Assemblymen Monagan and Mihas

House Resolution No. 248

Relative to making freedom really ring

WHEREAS, On the Fourth of July of each year this Nation pauses to remember its heritage of freedom and independence, and

WHEREAS, For decades fireworks were a dominant Fourth of July sound which instilled in everyone who observed the colorful display a pride of national feeling, but this practice of "illuminations" has largely disappeared from the American Scene, and

WHEREAS, It was suggested in 1963 that a new sound, a chorus of bells, mark this important observance from coast to coast and border to border, and

WHEREAS, The idea envisions the simultaneous ringing of all church bells, all bells in government buildings and all carillon bells in colleges and universities for four minutes throughout the country, and

WHEREAS, It is hoped that the sound created by this chorus will stir a new wave of patriotic feeling bring a deeper awareness of what the Fourth of July stands for, and serve to remind us of the heroic resolve formed by the men who pledged their lives, their fortunes and their sacred honor 187 years ago, now, therefore, be it

Resolved by the Assembly of the State of California, That this State take every step necessary to insure that California participate to the full extent of its ability in the national effort being made this year of 1964 to make freedom really ring on July 4; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a copy of this resolution to the Governor of this State

Resolution, as amended, ordered to the Consent Calendar

Consideration of House Resolution No. 241

By Assemblyman Marks

House Resolution No. 241—Relative to Pastor Poul Borchsenius

Resolution read

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Rules, were read, and adopted

Amendment No. 1

In the title of the printed measure, as printed on page 845 of the Assembly Journal for April 30, 1964, strike out "Paul", and insert "Poul"

Amendment No. 2

In line 3 of the first WHEREAS clause, strike out "Paul", and insert "Poul".

Amendment No. 3

In line 3 of the second WHEREAS clause, strike out "Rasders", and insert "Randers".

Amendment No. 4

In line 2 of the first *Resolved* clause, strike out "Paul", and insert "Poul"

House Resolution No 241, as Amended

By Assemblyman Marks·

House Resolution No 241

Relative to Pastor Poul Borchsenius

WHEREAS, It has come to the attention of the Members of the Assembly that the eminent Lutheran minister and distinguished rescue hero of World War II, Pastor Poul Borchsenius, is making several speaking engagements in California as B'nai B'rith's Visiting Lecturer, and

WHEREAS, Pastor Borchsenius, who was born in Odense, Denmark, and educated at the University of Copenhagen and the University of London, served as pastor in Randers, in Jutland, and

WHEREAS, During the Nazi occupation in Denmark he was a leader in underground activities in rescuing Jews and was called by the Nazis "The shooting priest," and

WHEREAS, He was forced to escape to Sweden, where he served as pastor to Danish refugees as well as Army Chaplain to Danish volunteers, and

WHEREAS, Pastor Borchsenius has devoted much of his adult life to study and writing about Jews and Judaism, and has lectured extensively, and

WHEREAS, He has authored 10 popular books on the Jewish people, their history and heroes, including his five-volume history of the Jews, from the destruction of the Temple to the present, and the pastor has himself been the subject of two recent books describing his exploits during the German occupation, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members extend their most cordial greetings to Pastor Poul Borchsenius on his visit to this State and commend him for his distinguished service in the cause of freedom throughout the world, and be it further

Resolved, That the Chief Clerk of the Assembly be directed to transmit a suitably prepared copy of this resolution to Pastor Borchsenius

Resolution, as amended, ordered to the Consent Calendar.

Assembly Bill No. 113—An act to add Section 17266 to the Education Code, relating to financial support for public school districts

Bill read second time

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Ways and Means, was read, and adopted

Amendment No. 1

On page 1 of the printed bill, as amended in Assembly April 23, 1964, strike out lines 10 and 11, and insert "lected, and the final judgment upon such claim or action by a court of competent jurisdiction requires and orders a refund of the additional taxes, the county auditor"

Bill ordered reprinted, and re-engrossed

SECOND READING OF SENATE BILLS

Senate Bill No. 89—An act to amend Section 20 2 of the Solano County Flood Control and Water Conservation District Act (Chapter 1656, Statutes of 1951), relating to tax rate

Bill read second time, and ordered to the Consent Calendar.

Senate Bill No. 88—An act to add Sections 36576 and 37211 to the Water Code, relating to California water districts, declaring the urgency thereof, to take effect immediately

Bill read second time, and ordered to third reading

Senate Bill No. 83—An act to amend Section 10506 of the Education Code, relating to interdistrict agreements for reimbursement of cost of educating out-of-state residents, declaring the urgency thereof, to take effect immediately

Bill read second time, and ordered to the Consent Calendar

Senate Bill No. 14—An act creating the San Francisco Bay Conservation Study Commission, prescribing the membership and the powers and duties of the commission, and making an appropriation therefor

Bill read second time, and ordered to third reading

Senate Bill No. 47—An act to amend Sections 18302, 18303, and 18305 of the Education Code, relating to financial support of the public schools, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading

Senate Bill No. 37—An act to provide for the creation of the West Bay Rapid Transit Authority and prescribing the powers and duties thereof, authorizing the authority to construct and operate an interurban rapid transit system, providing for the issuance and sale of bonds, and providing for the use of the proceeds thereof for the purposes of this act; providing for the expenditure of such proceeds and all revenues received from the operation of the system to the uses and purposes set forth herein, and providing for the levy and collection of taxes

Bill read second time, and ordered to third reading

Senate Bill No. 97—An act to amend Sections 74923, 74925 and 74926 of the Government Code, relating to municipal courts

Bill read second time and ordered to the Consent Calendar

Senate Bill No. 68—An act to add Chapter 8 (commencing with Section 8700) to Division 1, Title 2, of the Government Code, relating to economic and cultural relations with Baja California, and making an appropriation therefor

Bill read second time

Request for Unanimous Consent to Temporarily Suspend Rule No. 101

Mr Crown was granted unanimous consent that Rule No 101 be temporarily suspended for the purpose of permitting an amendment which adds coauthors to Senate Bill No 68

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Ways and Means, was read, and adopted

Amendment No. 1

In the heading of the printed bill, as amended in Assembly April 27, 1964, strike out line 7, and insert "Foran, and Crown)"

Bill ordered reprinted, and returned to the second reading file

Senate Bill No. 62—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 making an appropriation therefor, and providing for the submission of the measure to the people at a special election to be consolidated with the 1964 general election

Bill read second time

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Ways and Means, was read, and adopted

Amendment No. 1

On page 6 of the printed bill, as amended in Senate April 27, 1964, strike out lines 33 to 37, inclusive, and insert "calling for said election"

Bill ordered reprinted, and returned to the second reading file.

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO. 59

Mr Allen was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Assembly Bills Nos 199 and 201 for hearing in the Committee on Elections and Reapportionment today

REQUEST FOR UNANIMOUS CONSENT TO WITHDRAW ASSEMBLY CONCURRENT RESOLUTION NO. 57 FROM COMMITTEE

Mr Soto was granted unanimous consent that Assembly Concurrent Resolution No 57 be withdrawn from the Committee on Rules for purpose of consideration at this time

REQUEST FOR UNANIMOUS CONSENT

Mr Soto was granted unanimous consent to take up Assembly Concurrent Resolution No 57 without reference to file, and that the same be considered engrossed

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 57

Assembly Concurrent Resolution No. 57—Relative to approving charter amendments to the Charter of the City of Whittier, a municipal corporation in the County of Los Angeles, State of California, ratified by the qualified electors of the city at a general municipal election held therein on the 14th day of April, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Asheraft, Badham, Bagley, Bane, Barnes, Bee, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Cusanovich, Danielson, Dannemeyer, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Marks, Meyers, Mihas, Mills, Monagan, Mulford, Pattee, Petris, Porter, Powers, Rumford, Song, Soto, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, and Z'berg—58

NOES—None.

Resolution ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO. 59

Mr Porter was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Senate Joint Resolution No 11 and Senate Bill No 90 for hearing in the Committee on Water today.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Mr Porter was granted unanimous consent that the following opinion of Legislative Counsel be printed in the Journal·

OPINION OF LEGISLATIVE COUNSEL

Office of Legislative Counsel
Sacramento, May 1, 1964

Hon Carley V Porter
Assembly Chamber

California Water Fund—No. 3821

Question No. 1

Dear Mr Porter· Is Assembly Bill No 17 of the 1964 First Extraordinary Session, as amended in Assembly April 28, 1964, valid? In regard to this question, you have requested that we give specific consideration to the right of the Legislature to amend the Burns-Porter Act[1] to restrict the power of the Department of Water Resources to expend funds under the continuing appropriation in Section 12938 for nonreimbursable costs of the State Water Facilities

Opinion and Analysis No 1

Under the Burns-Porter Act, all money in the California Water Fund is continuously appropriated for expenditure for the State Water Resources Development System (hereafter referred to as the system) "except that in any fiscal year the Legislature may appropriate for any lawful purpose any money in the California Water Fund which is unexpended at the beginning of that fiscal year and any money accruing to that fund during the fiscal year" (Sec 12938)

The Burns-Porter Act further provides that any money in the California Water Fund shall be used for the construction of the State Water Facilities (which comprise designated works within the system (Sec 12934)) in lieu of proceeds from the bonds To the extent that such money is used for the State Water Facilities, the so-called "offset provisions" would be applicable Under the "offset provisions," the use of bond money for the facilities is to be decreased by the amount of California Water Fund money so used and an equivalent amount of bond money is to be expended for certain designated "additional facilities" of the system (Sec 12938)

Generally speaking, Assembly Bill No 17 would amend the provisions relating to the payments into, and expenditures from the California Water Fund It would repeal the provision which authorizes the Legislature to appropriate in any fiscal year, the money in, or

[1] Secs 12930–12944, incl , Wat C , all section references are to the Water Code

accruing to, that fund "for any lawful purpose." In addition it would provide that

(1) $16,000,000 derived from revenues from oil, gas, and mineral leases of state lands, including that from the Long Beach tide and submerged lands, would be deposited each year in the California Water Fund (Sec. 12, Ch 29, Stats 1956 (Ex Sess), Sec 6816, P R C)

(2) Of the $16,000,000, the first $11,000,000 would be available for expenditure each year for the provision of water development facilities for local areas pursuant to the Davis-Grunsky Act,[2] subject to a maximum of $130,000,000 in the aggregate of bond proceeds and California Water Fund money (Sec 12938 2)

(3) The remaining $5,000,000 of the $16,000,000 would be available each year as follows.

(a) It would be available for expenditure, when appropriated, for nonreimbursable costs[3] of the State Water Facilities or the designated "additional facilities" of the system for which bond proceeds may be expended under Section 12938

(b) If in any year the Legislature made no appropriation for such construction costs, and the lack of the appropriation jeopardized the construction of water conservation and transmission facilities of the State Water Facilities, any money continuously appropriated by Section 12938 could be expended for such nonreimbursable construction costs of the State Water Facilities

(c) Any of the $5,000,000 which was not so appropriated in any year for nonreimbursable costs could be expended under the continuing appropriation for reimbursable construction costs of the State Water Facilities (Sec 12938 2)

The appropriation by the Legislature of money in the California Water Fund for nonreimbursable construction costs of a facility would constitute a limitation upon the authority of the department to allocate funds for such costs of that facility (Sec 12938 2)

The Burns-Porter Act was submitted to the voters and was approved at the general election held on November 8, 1960 (see, Statement of Vote for election of Nov 8, 1960, issued by the Secretary of State, p 23, Stats 1959, Ch 1762) It is well settled that the voters' approval of a bond issue creates an obligation in the nature of a contract that must be respected, and a material departure from the proposition as voted will not be upheld (see *Golden Gate Bridge Etc Dist* v *Felt* (1931), 214 Cal. 308, 339, *Skinner* v *City of Santa Rosa* (1895), 107 Cal 464; *Peery* v. *City of Los Angeles* (1922), 187 Cal 753, 767, *O'Farrell* v *County of Sonoma* (1922), 189 Cal 343, 348)

Also, it is our understanding that general obligation bonds authorized by the Burns-Porter Act have been issued and sold Once bonds have been sold, a contract is created between the agency issuing the bonds

[2] Secs 12880-12891 1, incl

[3] "Construction costs which are not reimbursable" is defined as construction costs allocated to recreation and fish and wildlife enhancement, but does not include the provision of water development facilities for local areas pursuant to the Davis-Grunsky Act

and the bondholders (*Welsh* v *Cross* (1905), 146 Cal. 621, 624; *Lelande* v *Lowery* (1945), 26 Cal 2d 224, 226). This contract cannot constitutionally be impaired during the terms of the bonds in any substantial respect, either in respect to the manner of payment or as to the security of the bonds (*County of San Bernardino* v *Way* (1941), 18 Cal 2d 647, *State School Building Finance Committee* v *Betts* (1963), 216 A C A 741, 746-747)

Initially it should be noted that insofar as the bondholders are concerned, the expenditure of California Water Fund money for either the State Water Facilities or the "additional facilities" of the system would be the same, since, under the so-called offset provisions, any California Water Fund money expended for the State Water Facilities will result in the expenditure of that amount of bond proceeds for the "additional facilities" For example, if $50,000,000 of California Water Fund money is expended for the State Water Facilities in lieu of the bond proceeds as now provided in Section 12938, $50,000,000 of the bond proceeds will be expended on "additional facilities" Insofar as the bondholders are concerned they would appear to be placed in no different position if the $50,000,000 from the California Water Fund was expended directly on the "additional facilities."

Further, in our opinion the portions of the bill which would limit the amount of money from the Long Beach tideland revenues and state mineral leases payable to the California Water Fund to $16,000,000 in each fiscal year, would not violate any duty owed to the voters or bondholders While the Burns-Porter Act provides for the use of the funds that are placed in the California Water Fund, we can find no requirement that any particular amount be placed in that fund In that regard, we note incidentally that the enactment of the bill would have the effect of increasing the total amount expended from the fund on the State Water Facilities over that expended in 1963

It should be further noted that under the present law, any money in, or accruing to, the California Water Fund in any fiscal year, be appropriated by the Legislature in that fiscal year for *any lawful purpose* Assembly Bill No 17 eliminates that provision and substitutes therefor authority to appropriate certain money accruing to the fund in each fiscal year for limited purposes This, of course, could not affect the rights of the voters or bondholders And, since all money in the fund *not* appropriated could be used only for purposes for which it is continuously appropriated under existing law, we do not think that the bill poses any constitutional question in that regard

With specific reference to the limitation upon the Department of Water Resources to expend funds for nonreimbursable costs of the State Water Facilities, in our opinion it cannot be concluded as a matter of law that the enactment of Assembly Bill No 17 would violate any obligations owed to the bondholders or voters in this respect The basic obligation to the voters is to develop the water resources of the State in accordance with the Burns-Porter Act as adopted The basic obligation to the bondholders is not to impair their investment.

Under present law there is no specific duty placed upon the department to expend any amount of money in any one year for nonreimbursable construction costs Nor can we see that making money for such purposes available by appropriation by the Legislature rather than by allocation by the department in and of itself violates any duty owed to the voters or bondholders Indeed, the failure of the department to allocate funds for a particular purpose might violate a duty just as the failure of the Legislature to appropriate funds for a particular purpose might violate a duty We also note that under the terms of the bill, it would still be possible for the department to allocate funds continuously appropriated by Section 12938 for nonreimbursable costs of a facility of the State Water Facilities when no appropriation has been made for such costs of such facility and the lack of an appropriation jeopardizes the construction of water conservation and transportation facilities of the State Water Facilities

Question No 2

If Assembly Bill No 17 is enacted, would later legislation to amend the laws which provide for the deposit of money in the California Water Fund or to amend Section 12938 2 of the Water Code so that less than $16,000,000 in each fiscal year would be available in the California Water Fund for expenditure on the State Water Resources Development System, violate an obligation owed to holders of Burns-Porter Act general obligation bonds sold *after* the operative date of the bill?

Opinion and Analysis No 2

Under the terms of the bill, $16,000,000 would be made available in the California Water Fund in each fiscal year for expenditures on the State Water Facilities and "additional facilities" Revenues from facilities constructed with funds provided by the Burns-Porter Act, including those from the California Water Fund, are pledged to the payment of principal and interest on the Burns-Porter Act general obligation bonds (Sec 12937, Wat C)

It is our opinion that since, under the terms of the Burns-Porter Act as amended by Assembly Bill No 17, $16,000,000 in each fiscal year is to be made available from the California Water Fund for the construction of the State Water Resources Development System, legislation to divert money of California Water Funds for nonwater purposes by amending Section 12938 2 of the Water Code might violate the contractual obligation owed to the bondholders not to substantially impair the security of their investment *unless* the right of the Legislature to amend Section 12938 2 was specifically reserved However, Assembly Bill No 17 contains such a reservation by providing that the continuous appropriation of money in the California Water Fund is subject to Section 12938 2, as the same may be now or hereafter amended (see *State School Building Finance Committee* v *Betts* (1963), 216 A C A 741, 748). Thus, in our opinion Section 12938 2 could be amended to authorize the use of California Water Fund money for nonwater purposes

This office has consistently taken the position that the Burns-Porter Act did not incorporate the provisions relating to the deposit of rev-

enues in the California Water Fund, and that such provisions are not a part of the contract between the voters or bondholders and the State We do not believe that the enactment of Assembly Bill No. 17 precludes future changes in the provisions pursuant to which money is deposited in the California Water Fund

Question No 3

With respect to subdivision (a) of Section 12938 2 of the Water Code, as contained in Assembly Bill No 17, you ask.

(a) When is money "expended" by the Department of Water Resources for the provision of water development facilities under the Davis-Grunsky Act?

(b) When can the Department of Water Resources determine how much of the $11,000,000 to be expended in each fiscal year is required for Davis-Grunsky Act purposes?

(c) When does money not required for Davis-Grunsky Act purposes become "expended?"

Opinion and Analysis No 3

Subdivision (a) of Section 12938 2 would read as follows·

"12938.2 (a) The first eleven million dollars ($11,000,-000) of the money deposited in the California Water Fund in each fiscal year pursuant to Chapter 29 of the Statutes of 1956 (Extraordinary Session) and Section 6816 of the Public Resources Code shall be expended by the department in lieu of the proceeds of bonds authorized by this chapter, but subject to the one hundred thirty million dollars ($130,000,000) maximum prescribed in Section 12938, for the provision of water development facilities for local areas as set forth in subdivision (d) (6) of Section 12934 to the extent needed in such fiscal year for such purposes, and any remainder shall be expended for those construction costs of other State Water Facilities which are reimbursable by State Water Facilities water or power contractors until such other facilities are completed."

In our opinion money authorized to be expended under subdivision (a) would become expended when encumbered Section 16304 of the Government Code provides that an appropriation shall be deemed to be encumbered at the time and to the extent that a valid obligation against the appropriation is created

With particular reference to the time at which the State becomes legally obligated to a local agency under the Davis-Grunsky Act, we believe that generally the State becomes obligated when the contract is executed (see 23 Calif Admin Code, Sec 431, which provides that state funds will not be advanced to an applicant pursuant to an approved loan or grant until a contract setting forth the terms and conditions of the grant or loan is executed) We do not mean to imply, however, that there might not be circumstances under which an enforceable contractual relationship is created between the State and a local agency before the formal execution of a contract

The expenditure of money under the Burns-Porter Act by the Department of Water Resources is subject to provisions in the Government Code which require a state agency to submit to the Department of Finance "for approval, a complete and detailed budget at such time and in such form as may be prescribed by the department [Finance], setting forth all proposed expenditures and estimated revenues for the ensuing fiscal year" (Sec 12938 1, Wat C ; Sec 13320, Gov C) Thus, it would appear that the Department of Water Resources would have to determine, at least on a preliminary basis, how much it proposes to spend for Davis-Grunsky Act purposes in any fiscal year by the time at which the Department of Finance requires the submission to it of the Department of Water Resources' fiscal year budget containing its proposed expenditures for the ensuing fiscal year

Question No 4

To what extent would expenditures of California Water Fund money pursuant to subdivision (b) of Section 12938 2 result in the offset of Burns-Porter Act bond proceeds for expenditures on facilities of the State Water Resources Development System other than State Water Facilities?

Opinion and Analysis No 4

California Water Fund money appropriated pursuant to subdivision (b) may be spent only for State Water Facilities and those additional facilities for which proceeds from the sale of bonds may be expended pursuant to Section 12938

Subdivision (b) expressly provides "Any expenditure made pursuant to this subdivision (b) for the State Water Facilities shall result in the corresponding bond offset provided for in Section 12938 "

We believe it is clear that money expended pursuant to subdivision (b) for State Water Facilities will result in an offset of Burns-Porter Act general obligations bonds proceeds in an equal amount for "additional facilities," but that money spent for the "additional facilities" pursuant to subdivision (b) will not result in such offset.

Very truly yours,

A C MORRISON, Legislative Counsel
By Don Vickers, Deputy

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO. 59

Mr Casey was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Assembly Concurrent Resolution No 58 for hearing in the Committee on Rules on Thursday, May 7th, 1964.

CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 59—An act to amend Section 1645 of the Elections Code, relating to precinct boards, 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 59?

Amendment No. 1

In line 2 of the title of the printed bill, after "boards", insert ", and declaring the urgency thereof, to take effect immediately".

Amendment No. 2

On page 1 after line 15, 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

This act increases the compensation payable to precinct board members, and will enable counties to recruit sufficient precinct board members to service statewide elections In order that it may operate with respect to the 1964 direct primary election, it is essential that the act go into effect immediately."

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Cusanovich, Danielson, Dannemeyer, Dills, Donovan, Dymally, Elliott Ferrell, Flournoy, Foran, Frew, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Lanterman, Marks, Meyers, Mihas, Mills, Monagan, Moreno Mulford, Pattee, Petris, Porter, Powers, Rumford, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Williamson, Winton, Young, and Z'berg—62

NOES—*None*

The question being Shall the Assembly concur in the preceding Senate amendments to Assembly Bill No 59?

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No 59 by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Cusanovich, Danielson, Dannemeyer, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Lanterman, Marks, Meyers, Mihas, Mills, Monagan, Moreno Mulford, Pattee, Petris, Porter, Powers, Rumford, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Williamson, Winton, Young, and Z'berg—62

NOES—None

Assembly Bill No 59 ordered enrolled.

Assembly Bill No. 61—An act to amend Section 1402 of the Education Code, relating to school district elections

The question being Shall the Assembly concur in the following Senate amendment to Assembly Bill No 61?

Amendment No. 1

On page 1, line 6, of the printed bill, as amended in Assembly March 23, 1964, strike out "prior to", and insert "not later than"

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No 61 by the following vote.

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Cusanovich, Danielson, Dannemeyer, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Lanterman, Marks, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, and Z'berg—64

NOES—None

Assembly Bill No 61 ordered enrolled.

Assembly Bill No. 148—An act to amend Section 1704 of the Education Code and to amend Section 54902 of the Government Code, relating to financial support of reorganized school districts

The question being Shall the Assembly concur in the following Senate amendments to Assembly Bill No 148?

Amendment No. 1

On page 1, line 14, of the printed bill, strike out "February 1st", and insert "January 1st"

Amendment No. 2

On page 1, lines 15 and 16, strike out "by a city or district referred to in Section 54900, except a school district"

Amendment No. 3

On page 2, strike out lines 1 through 5, inclusive

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 148 by the following vote:

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Banc, Barnes, Bee, Beilenson, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Cusanovich, Danielson, Dannemeyer, Deukmejian, Dills, Donovan, Elliott, Fertell, Flournoy, Foran, Frew, Gaffney, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Lanterman, Marks, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, and Z'berg—64

NOES—None

Assembly Bill No 148 ordered enrolled

Assembly Concurrent Resolution No. 42—Relative to international trade and tariff negotiations affecting California agricultural commodities

The question being Shall the Assembly concur in the following Senate amendment to Assembly Concurrent Resolution No 42?

Amendment No 1

In line 2 of the portion of the heading of the printed measure containing the names of the authors and coauthors, as amended in Assembly April 16, 1964, after "Crown," insert "Gaffney,"

The roll was called, and the Assembly concurred in Senate amendment to Assembly Concurrent Resolution No 42 by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Banc, Barnes, Bee, Beilenson, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Cusanovich, Danielson, Dannemeyer, Deukmejian, Dills, Donovan, Dymally, Elliott, Fertell, Flournoy, Foran, Frew, Gaffney, Greene, Henson, Hinckley Holmes, Johnson, Knox, Lanterman, Marks, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, and Z'berg—65

NOES—None

Assembly Concurrent Resolution No 42 ordered enrolled

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 154—An act to add Section 11102.5 to, and to amend Section 11103 of, the Revenue and Taxation Code, relating to financial assistance to local agencies, districts or authorities in financing of rapid transit facilities

Bill read third time.

By unanimous consent, the bill was passed on file, and to retain its place on file.

Assembly Bill No. 181—An act to amend Section 14 1 of the Kern County Water Agency Act (Chapter 1003, Statutes of 1961), relating to the Kern County Water Agency

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

AYES—Allen, Alquist, Asheraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Greene, Henson, Hinckley, Holmes, Johnson, Lanterman, Marks, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Song, Soto, Stevens, Thelin, Thomas, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, and Z'berg—64
NOES—None

Bill ordered transmitted to the Senate

Consideration of House Resolution No. 194

By Assemblyman Johnson

House Resolution No. 194—Relative to a state park in the Santa Fe Dam area in Los Angeles County

NOTE: The full text of House Resolution No 194 appears at pages 666 and 667 of the Assembly Daily Journal for April 20, 1964

Resolution read, and adopted unanimously

Consideration of House Resolution No. 246

By Assemblyman Mills

House Resolution No. 246—Commending Lieutenant Commander Don M. Stewart, U S N R Ret , California Naval Militia

NOTE The full text of House Resolution No 246 appears at page 855 of the Assembly Daily Journal for April 30, 1964

Resolution read

Members Made Coauthors of House Resolution No. 246

Mr. Mills was granted unanimous consent that all Members so desiring be placed upon House Resolution No 246 as coauthors

Roll Call

The following Members indicated a desire to become coauthors·

Assemblymen Allen, Alquist, Asheraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Assemblywoman Davis, Assemblymen Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Marks, Meyers, Milias, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Song, Soto, Stanton, Stevens, Thelin, Thomas Unruh, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, and Z'berg

The question being on the adoption of House Resolution No 246, as amended

Resolution read, as amended, and adopted unanimously.

Consideration of House Resolution No. 252

By Assemblymen Gaffney, Garrigus, Assemblywoman Davis, Assemblymen Foran, Meyers, and Marks

House Resolution No. 252—Relative to Mother's Day.

NOTE The full text of House Resolution No. 252 appears at page 868 of the Assembly Daily Journal for May 4, 1964

Resolution read

Members Made Coauthors of House Resolution No. 252

Mr Gaffney was granted unanimous consent that all Members so desiring be placed upon House Resolution No 252 as coauthors.

Roll Call

The following Members indicated a desire to become coauthors:

Assemblymen Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Frew, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Lanterman, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Song, Soto, Stanton, Stevens, Thelin, Thomas, Unruh, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, and Z'berg.

The question being on the adoption of House Resolution No 252, as amended.

Resolution read, as amended, and adopted unanimously.

THIRD READING OF SENATE BILLS

Senate Bill No. 32—An act to add Section 20811 to the Education Code, relating to taxation for support of school districts

Bill read third time, and presented by Mr. Flournoy

Bill passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Greene, Henson, Hinckley, Holmes, Knox, Lanterman, Marks, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Z'berg, and Mr Speaker—67

NOES—None

Bill ordered transmitted to the Senate

Senate Bill No. 51—An act to amend Section 69584 of the Government Code, relating to superior courts

Bill read third time, and presented by Mr Knox

Bill passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Foran, Frew, Gaffney, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Z'berg, and Mr Speaker—69.

NOES—None

Bill ordered transmitted to the Senate

REQUEST FOR UNANIMOUS CONSENT

Mr Petris was granted unanimous consent to take up Assembly Constitutional Amendment No 12 without reference to file, and that the same be considered engrossed

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 amending Section 1d of Article IV, relating to ballot propositions

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Bagley, Bane, Barnes, Bee, Beilenson, Booth, Brtschgi, Burgener, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Greene, Henson, Hinckley, Holmes, Kennick, Knox, Lanterman, Marks, Meyers Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Williamson, Winton, Young, Z'berg, and Mr Speaker—66
NOES—None

Resolution ordered transmitted to the Senate

CONSIDERATION OF DAILY FILE (RESUMED)
CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the first item on the Consent Calendar

CONSENT CALENDAR—ASSEMBLY BILLS

Assembly Concurrent Resolution No 53—Relative to the death of Ken Hubbs

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Booth, Brtschgi, Burgener, Casey, Chapel Collier, Cologne, Conrad Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Z'berg, and Mr Speaker—70
NOES—None

Resolution ordered transmitted to the Senate

Consideration of House Resolution No. 236

By Assemblyman Powers.

House Resolution No. 236—Relative to the death of Fred W. Read.

NOTE: The full text of House Resolution No 236 appears at page 837 of the Assembly Daily Journal for April 29, 1964

Resolution read, and adopted by the following vote.

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Booth, Brtschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Z'berg, and Mr Speaker—70
NOES—None.

Consideration of House Resolution No 239

By Assemblyman Gonsalves

House Resolution No. 239—Relative to commending Cerritos College on the excellence of its forensic program

NOTE The full text of House Resolution No 239 appears at pages 838 and 839 of the Assembly Daily Journal for April 29, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman Marks, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Z'berg, and Mr Speaker—70
NOES—None

Consideration of House Resolution No 226

By Assemblymen Rumford, Holmes, and Waldie:

House Resolution No. 226—Congratulating Floyd N. Heffron

NOTE: The full text of House Resolution No 226 appears at pages 794 and 795 of the Assembly Daily Journal for April 27, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Z'berg, and Mr Speaker—70
NOES—None

Consideration of House Resolution No. 227

By Assemblyman Donovan·

House Resolution No. 227—Relative to commending Mayor Keith Menzel of the City of Chula Vista

NOTE. The full text of House Resolution No 227 appears at page 799 of the Assembly Daily Journal for April 28, 1964

Resolution read, and adopted by the following vote:

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Z'berg, and Mr Speaker—70
NOES—None

Consideration of House Resolution No. 229

By Assemblyman Ryan:

House Resolution No. 229—Relative to congratulating Vincent Bianchini

NOTE: The full text of House Resolution No. 229 appears at pages 815 and 816 of the Assembly Daily Journal for April 28, 1964.

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Greene, Henson, Hinckley Holmes, Johnson, Kennick, Knox, Lanterman, Marks, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Z'berg, and Mr Speaker—70
NOES—None

Consideration of House Resolution No. 220

By Assemblymen Casey and Williamson (Coauthor Senator Stiern)

House Resolution No. 220—Relative to commending Donald M Hart.

NOTE: The full text of House Resolution No 220 appears at pages 791 and 792 of the Assembly Daily Journal for April 27, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Greene, Henson, Hinckley Holmes, Johnson, Kennick, Knox, Lanterman, Marks, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Z'berg, and Mr Speaker—70
NOES—None

Consideration of House Resolution No. 222

By Assemblyman Veysey

House Resolution No. 222—Memorializing Jack H. Benson.

NOTE The full text of House Resolution No 222 appears at pages 792 and 793 of the Assembly Daily Journal for April 27, 1964

Resolution read, and adopted by the following vote.

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Z'berg, and Mr Speaker—70
NOES—None.

Consideration of House Resolution No. 216

By Assemblyman Donovan.

House Resolution No. 216—Relative to commending Peter DeGraaf

NOTE The full text of House Resolution No 216 appears at pages 789 and 790 of the Assembly Daily Journal for April 27, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Greene, Henson, Hinckley Holmes, Johnson, Kennick, Knox, Lanterman, Marks, Meyers, Mihas, Mills, Monagan, Moreno, Mulford Pattee, Petris, Porter, Powers, Quimby, Rumford, Song, Soto, Stanton,

Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Z'berg, and Mr Speaker—70
NOES—None

Consideration of House Resolution No. 217

By Assemblyman Donovan.

House Resolution No. 217—Relative to commending John A Smith.

NOTE The full text of House Resolution No 217 appears at page 790 of the Assembly Daily Journal for April 27, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Asheraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Booth, Britschgi, Burgener, Casey, Chapel Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Z'berg, and Mr Speaker—70
NOES—None.

Consideration of House Resolution No. 218

By Assemblymen Stanton, Alquist, and Milias

House Resolution No. 218—Relative to Mr Louis Duino, sports editor for the San Jose Mercury-News

NOTE The full text of House Resolution No 218 appears at pages 790 and 791 of the Assembly Daily Journal for April 27, 1964

Resolution read, and adopted by the following vote·

AYES—Allen, Alquist, Asheraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Booth, Britschgi, Burgener, Casey, Chapel Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, Meyers, Milias Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Z'berg, and Mr Speaker—70
NOES—None.

ANNOUNCEMENTS OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings

Today upon adjournment—

Social Welfare (Casey, Chairman), in the Assembly Lounge

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Bill No. 205: By Assemblymen Allen, Bane, Conrad, and Bagley—An act to amend Section 6655 of the Elections Code, relating to conduct of elections, and declaring the urgency thereof, to take effect immediately

Referred by the Speaker pro Tempore to the Committee on Elections and Reapportionment.

REQUESTS FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO. 59

Mr Allen was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Assembly Bill No 205 for hearing in the Committee on Elections and Reapportionment today.

Mr. Crown was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Senate Concurrent Resolution No 16, Senate Joint Resolution No 12, Senate Bills Nos 94 and 98, for hearing in the Committee on Ways and Means today

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 51—An act to add Section 6366 1 to the Revenue and Taxation Code, relating to state taxation

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 51?

Amendment No. 1

On page 1, between lines 13 and 14, of the printed bill, as amended in Assembly April 6, 1964, insert

"SECTION 1. Section 6366 1 is added to the Revenue and Taxation Code, to read ".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Bill No 51 by the following vote·

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dunnemeyer, Davis, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Williamson, Wilson, Young, Z'berg, and Mr Speaker—68

NOES—None

Assembly Bill No. 51 ordered enrolled

RESOLUTION REMOVED FROM CONSENT CALENDAR

On request of Mr Johnson, Assembly Joint Resolution No 5 was removed from the Consent Calendar.

Above resolution ordered replaced on the second reading file, pursuant to Joint Rule No 22 2

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO. 59

Mr Meyers was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Senate Bill No 11 for hearing in the Committee on Civil Service and State Personnel tomorrow, upon adjournment, in Room 3188.

REPORTS OF STANDING COMMITTEES

Committee on Rules

Assembly Chamber, May 6, 1964

Mr Speaker Your Committee on Rules reports
House Resolution No 251
With amendments with the recommendation Amend, and be adopted, as amended
BANE, Chairman

Above resolution ordered on file

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

The following resolution was offered:

Assembly Concurrent Resolution No. 62: By Assemblymen Thomas, Chapel, and Dills—Relative to approving a certain amendment to the Charter of the City of Torrance, a municipal corporation in the County of Los Angeles, State of California, ratified by the qualified electors of the city at the general municipal election held therein on April 14, 1964

Request for Unanimous Consent

Mr Thomas was granted unanimous consent to take up Assembly Concurrent Resolution No 62 without reference to committee, print, or file, and that the same be considered engrossed

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 62

Assembly Concurrent Resolution No. 62—Relative to approving a certain amendment to the Charter of the City of Torrance, a municipal corporation in the County of Los Angeles, State of California, ratified by the qualified electors of the city at the general municipal election held therein on April 14, 1964.

Resolution read, and adopted by the following vote:

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, Meyers, Miller, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Vickery, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Z'berg, and Mr Speaker—70
NOES—None

Resolution ordered printed and transmitted to the Senate.

MESSAGES FROM THE SENATE

Senate Chamber, May 5, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day adopted

Senate Joint Resolution No 14
Senate Concurrent Resolution No 26

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolutions were read

Senate Joint Resolution No. 14—Relative to Oroville Dam.

Referred by the Speaker pro Tempore to the Committee on Water

Senate Concurrent Resolution No. 26—Relative to central filing under Commercial Code

Referred by the Speaker pro Tempore to the Committee on Rules

MESSAGES FROM THE SENATE

Senate Chamber, May 5, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day passed

Senate Bill No 98

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bill was read the first time

Senate Bill No. 98—An act to repeal Part 1 5 (commencing with Section 34000) of Division 24 of, and to add Part 1 5 (commencing with Section 34000) to Division 24 of, the Health and Safety Code, relating to redevelopment and urban renewal projects in disaster areas, and making an appropriation therefor, declaring the urgency thereof, to take effect immediately

Referred by the Speaker pro Tempore to the Committee on Ways and Means

MESSAGES FROM THE SENATE

Senate Chamber, May 5, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day passed

Assembly Bill No 160

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

Above bill ordered enrolled

Senate Chamber, May 5, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to

Senate Bill No 73
Senate Bill No 84

J A BEEK, Secretary of the Senate
By R W Lyons, Chief Assistant Secretary

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

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

Assembly Bill No. 206: By Assemblyman Stevens—An act to add Article 6 1 (commencing with Section 54180) to Chapter 5, Part 1, Division 2, Title 5 of, the Government Code, relating to loans to local agencies for landslide remedial measures

Held at desk by order of the Speaker pro Tempore

Assembly Concurrent Resolution No. 63: By Assemblymen Milias, Gaffney, Alquist, Stanton, Allen, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Assemblywoman Davis, Assemblymen Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Greene, Henson, Hinckley, Johnson, Kennick, Knox, Lanterman, Marks, Meyers, Mills, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Song, Soto, Stevens, Thelin, Veneman, Veysey, Waite, Waldie, Whetmore, Winton, and Z'berg—Memorializing Robert C Kirkwood.

Referred by the Speaker pro Tempore to the Committee on Rules

RESOLUTIONS

The following resolutions were offered

By Assemblyman Donovan

House Resolution No. 276

Relative to the acquisition of a new state park in the Jamacha-Sweetwater Lake areas of San Diego County

WHEREAS, There is a definite need for additional recreation facilities in Southern California, and

WHEREAS, The Jamacha and Sweetwater Lake areas include some of the last remaining significant undeveloped acreage with the potential to fulfill this need, and

WHEREAS, Proposition No 1 on the November 1964 General Election ballot provides for expenditures of $150,000,000 for acquiring and developing state and regional beach, park, recreational, and historical facilities, and

WHEREAS, Failure to initiate project studies prior to the passage of Proposition No 1 will result in the delay of one year on the legislative approval of these projects, now, therefore, be it

Resolved by the Assembly of the State of California, That the Department of Parks and Recreation is hereby directed to undertake a study to determine the feasibility of establishing a state park in the Jamacha-Sweetwater Lake area, and to comply with the provisions of the Cameron-Unruh Beach, Park, Recreational, and Historical Facilities Bond Act of 1964 and to report the results of such study to the Assembly not later than the fifth legislative day of the 1965 Regular Session, and be it further

Resolved, That the Chief Clerk of the Assembly shall transmit a copy of this resolution to the Director of Parks and Recreation

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

By Assemblymen Ashcraft and Barnes

House Resolution No. 277

Relative to the acquisition of a new state park in the Vista-Bonsall-Fallbrook-Valley Center Sector of San Diego County

WHEREAS, The significant and rapidly expanding Vista-Bonsall-Fallbrook-Valley Center Sector of San Diego County is in acute need of outdoor recreation facilities, and

WHEREAS, This sector represents the area of San Diego County most seriously deficient in presently available land in public ownership; and

WHEREAS, This sector is amenable by reason of its gentle topography to yield to the pressure of residential and industrial urban development thereby intensifying the already critical need for park land acquisition; and

WHEREAS, This sector contains values worthy of perpetuation in public ownership for the enjoyment and education of present and future California citizens, and

WHEREAS, Proposition No 1 on the November 1964 General Election ballot provides for expenditures of $150,000,000 for acquiring and developing state and regional beach, park, recreational, and historical facilities; and

WHEREAS, Failure to initiate project studies prior to the passage of Proposition No 1 will result in the delay of one year on the legislative approval of these projects, now, therefore, be it

Resolved by the Assembly of the State of California, That the Department of Parks and Recreation is hereby directed to undertake a study to determine the feasibility of establishing a state park in the Vista-Bonsall-Fallbrook-Valley Center area, and to comply with the provisions of the Cameron-Unruh Beach, Park, Recreational, and Historical Facilities Bond Act of 1964 and to report the results of such study to the Assembly not later than the fifth legislative day of the 1965 Regular Session; and be it further

Resolved, That the Chief Clerk of the Assembly shall transmit a copy of this resolution to the Director of Parks and Recreation

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

By Assemblyman Stanton

House Resolution No. 278

Congratulating the City of Milpitas on Frontier Days

WHEREAS, The thriving and prosperous City of Milpitas is one of California's rapidly growing cities; and

WHEREAS, The city, despite its rapid growth, has preserved its traditions and community spirit, and

WHEREAS, The residents of Milpitas, its public officials and the *Milpitas Post* newspaper have worked intelligently and cooperatively to build a city in which its residents might live and work with pride, and

WHEREAS, These accomplishments are being celebrated by the Third Annual Milpitas Frontier Days on May 28-31; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members send their congratulations to the City of Milpitas, and be it further

Resolved, That the Members wish that the Milpitas Frontier Days celebration be most happy and glorious, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to prepare and transmit a copy of this resolution to the mayor and members of the City Council of Milpitas.

Request for Unanimous Consent

Mr. Stanton was granted unanimous consent to take up House Resolution No 278 without reference to committee or file.

Resolution read, and adopted unanimously

RESOLUTIONS

The following resolutions were offered

By Assemblymen Barnes and Ashcraft

House Resolution No. 279

Relative to congratulating J Edgar Hoover on his 40th anniversary as Director of the Federal Bureau of Investigation

WHEREAS, May 10, 1964, will mark the Anniversary of the 40th Year of Service as Director of the Federal Bureau of Investigation by the Honorable J. Edgar Hoover, and

WHEREAS, J Edgar Hoover is a distinguished law graduate who served as Special Agent to the Attorney General in 1919, prior to becoming Director of the Federal Bureau of Investigation, and

WHEREAS, J Edgar Hoover is a life member of the National Association of the Chiefs of Police, and is the author of several authoritative books on law enforcement and communist subversion, and

WHEREAS, J Edgar Hoover has been outspoken in the support of American patriotism and moral decency, and in opposition to the threat of totalitarianism from any source, and

WHEREAS, Under the tireless leadership of the Honorable J Edgar Hoover, the investigations of the Federal Bureau of Investigation have been of great value to the nation in the collecting of evidence and furnishing of factual information to the constituted governmental authorities on the threat of the international communist conspiracy; and

WHEREAS, Law enforcement, standing as a bulwark of a free society must be respected and supported, and

WHEREAS, J Edgar Hoover is America's foremost representative of the high calling of law enforcement, and the symbol of the law and order necessary to the survival of a free society, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly congratulate the Honorable J Edgar Hoover on the occasion of his 40th anniversary as Director of the Federal Bureau of Investigation and express the hope that he shall long continue to serve in this important capacity in defense of American freedom; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit suitably prepared copies of this resolution to the Honorable J Edgar Hoover, to President of the United States, Lyndon B Johnson, and to Attorney General of the United States, Robert F. Kennedy

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Donovan.

House Resolution No. 280

Relative to acquisition of beach areas in San Diego County

WHEREAS, There is definite need for additional public facilities to serve the millions of people in Southern California seeking outdoor areas for recreation purposes, and

WHEREAS, There are many miles of beaches in San Diego County that could be developed as public recreation areas if appropriate adjoining lands were acquired, and

WHEREAS, The Oneonta Lagoon contains potential for public park and recreation areas similar to that which has already been illustrated by the development of the Oceanside Harbor and Mission Bay Park, and

WHEREAS, If an accelerated program is not undertaken to acquire this seaside lagoon area and other oceanfront beach areas, they shall soon be forever lost by the public, and

WHEREAS, Proposition No 1 on the November 1964 General Election ballot provides for expenditures of $150,000,000 for acquiring and developing state and regional beach, park, recreational and historical facilities, and

WHEREAS, Failure to initiate project studies prior to the passage of Proposition No 1 will result in the delay of one year on the legislative approval of these projects; now, therefore, be it

Resolved by the Assembly of the State of California, That the Department of Parks and Recreation is directed to undertake a study to determine the extent of areas to be acquired for the purpose of developing park and recreation facilities at the proposed Oneonta Lagoon and adjoining and other oceanfront beach areas and to comply with the provisions of the Cameron-Unruh Beach, Park, Recreational and Historical Facilities Bond Act of 1964 and to report the results of such study to the Assembly not later than the fifth legislative day of the 1965 Regular Session, 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 Parks and Recreation

Resolution read and referred by the Speaker pro Tempore to the Committee on Rules.

By Assemblyman Meyers:

House Resolution No. 281

Relative to the demise of Mr Henry I. Chaim

WHEREAS, One of the Bay area's foremost educators, Mr Henry I. Chaim, recently passed from this life; and

WHEREAS, Mr. Chaim was a native Californian, born in this State on November 16, 1889; and

WHEREAS, He received his higher academic training at Chico State College, Columbia University, and the University of California; and

WHEREAS, He held many educational and administrative positions at the San Rafael High School; the Mt Tamalpais High School, the Commerce High School in San Francisco, where he was vice principal, and the Marina Adult School, where he was the principal until his retirement, and

WHEREAS, He also served as an instructor in education at the University of San Francisco and became the director of the adult education program at that university, and

WHEREAS, He was also active socially as a member of the State and Bay Area Councils of the California Teachers' Association, Marina Lodge No 191 of the Free and Accepted Masons, and the Scottish Rite, and

WHEREAS, Governor Edmund G Brown had recently appointed him to a second four-year term on the California State Nurses Advisory Board where he served as chairman, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members mourn the passing of Henry I Chaim, and extend their condolences to his widow, Helen, his brother, Mr Alec Chaim, his sister-in-law, Mrs Alec Chaim, his sister-in-law, Mrs Lulua Commons, his nephew, Mr Alec Chaim, Jr, and his nephew and our colleague, Assemblyman Robert W Crown, and be it further

Resolved, That the Chief Clerk shall transmit suitably prepared copies of this resolution to Mrs Helen Chaim, Mr and Mrs Alec Chaim, Mrs Lulua Commons, Mr Alec Chaim, Jr, and Assemblyman Robert W. Crown

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblymen Dannemeyer, Badham, and Whetmore (Coauthor Senator Murdy)

House Resolution No 282

Relative to Project Twenty-one

WHEREAS, In the past 15 years Orange County has grown from a relatively small rural area to one which contains over one million people; and

WHEREAS, In the past year employment in that county has increased 19 percent while the population has increased approximately 10 percent and as a consequence, unemployment is less than the national and Southern California averages, and

WHEREAS, In the last six years manufacturing activity has increased more than 140 percent and improved farming technology has maintained an agricultural activity at more than $100 million annually, the latter at a time when the county was undergoing a major shift away from the farming industry, and

WHEREAS, Problems have come with such rapid expansion, and

WHEREAS, There are the problems which come from the fact that there are nearly 200 agencies in the county able to levy and raise taxes upon property and the problem of establishing and maintaining sufficient recreation areas in the form of beach areas and parks in order to serve the population growth that is anticipated in the future; and

WHEREAS, A group of several citizens have banded together in a project designated as "Project Twenty-one" for the purpose of planning the economic and cultural development of the county so that the economic, transportation, governmental, recreation and other objectives of the citizens of the future will have a forum within which to be properly met; and

WHEREAS, Such a project is an excellent means by which citizens can participate in the manner and character of how they shall be governed for the reason that the essential motivating force for the entire concept is outside the main stream of governmental activity, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members commend the concept that has been advanced in the form of "Project Twenty-one" and wish to encourage the promoters of it to work diligently for its adoption and completion, and be it further

Resolved, That the Chief Clerk of the Assembly be directed to transmit a suitably prepared copy of this resolution to Mr John B Lawson

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

REQUEST FOR UNANIMOUS CONSENT

Mr. Conrad was granted unanimous consent that when the Assembly adjourns this day it do so out of respect to the memory of the late Robert C. Kirkwood, former Controller of the State of California, and former Member of the Assembly.

ANNOUNCEMENTS

Mr. Mills announced that the Democratic Caucus would not meet today, but would meet tomorrow, May 7, 1964, in the Assembly Lounge, upon adjournment

RESOLUTIONS

The following resolution was offered

By Assemblyman Dannemeyer.

House Resolution No. 283

Relative to increased traffic safety by control of drunk driving

WHEREAS, Statistics show that there is an alarming increase in traffic accidents with a resultant injury to person and property and loss of life which are wasteful and needless; and

WHEREAS, A major contributing cause to the increase in the rate of accidents and injury is attributable to individuals who drive while under the influence of intoxicating beverages; and

WHEREAS, The policy of the State is becoming more stringent with respect to penalties for convictions of second and subsequent offenders for driving while intoxicated as evidenced by recent legislation, and

WHEREAS, There is some evidence which suggests a correlation between stricter penalties on first offenders and greater traffic safety by reducing the number of persons driving while intoxicated, and

WHEREAS, It may be necessary or desirable to provide for stricter penalties for first time offenders in order to reduce the number of injuries and fatalities and provide for greater traffic safety, now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is directed to assign to an appropriate interim committee for investigation and study the subject of increasing traffic safety by control of drunk driving, including but not limited to penalties for first-time drunk driving offenders, and to direct such committee to report its findings thereon and recommendations to the Assembly not later than the fifth legislative day of the 1965 Regular Session of the Legislature

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

Speaker Presiding

At 12 20 p m, Hon Jesse M Unruh, 65th District, presiding

ANNOUNCEMENTS

The Speaker announced that it is tentatively planned that the Assembly will recess on Thursday until Monday, May 11, 1964, pending the action of the Senate

ADJOURNMENT

At 12 27 p m, on motion of Mr Waldie, the Speaker declared the Assembly adjourned until 10 a m, Thursday, May 7, 1964, out of respect to the memory of the late Robert C Kirkwood

JESSE M. UNRUH, Speaker

ANABEL WHANG, Minute Clerk

CALIFORNIA LEGISLATURE

1964 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

FORTY-SIXTH LEGISLATIVE DAY
SEVENTY-SIXTH CALENDAR DAY

IN ASSEMBLY

Assembly Chamber
Thursday, May 7, 1964

The Assembly met at 10 a m.

Hon. Carlos Bee, Speaker pro Tempore of the Assembly, presiding

Chief Clerk James D. Driscoll at the Desk.

Assistant Clerk Malcolm MacIntyre reading

ROLL CALL

The roll was called.

Call of the Assembly

Mr. Conrad moved a call of the Assembly

Mr. Waldie seconded the motion.

Motion carried. Time, 10 05 a m.

The Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent members.

CALL OF THE ASSEMBLY DISPENSED WITH

At 10.08 a m., on motion of Mr Conrad, further proceedings under the call of the Assembly were dispensed with

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

Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Brugener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Powers, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Vesey, Waite, Waldie, Warren, Whetmore, Williamson, Young, Zberg, Zenovich, and Mr. Speaker—68

Quorum present

PRAYER

The following prayer was offered by the Chaplain, Rev Robert R Ferguson.

Eternal God, As we approach Christian Home Sunday, may we endeavor to have our homes more than the place "where, when you have to go there they take you in" We know families can never be held together by law so may we strive to develop those basic qualities which stem from creative faith—love, joy, peace, long-suffering, gentleness, and truth.

As these legislators are facing difficult problems of state, may their own homes be citadels of serenity and strength. God bless each home.—AMEN.

①

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Bee, Mr Thomas then led the Assembly in the pledge of allegiance to the Flag

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Mr. Dills, seconded by Mr. Belotti.

LEAVES OF ABSENCE FOR THE DAY

The following Members were granted leaves of absence for the day, because of legislative business elsewhere·

Mr Dymally, on motion of Mr. Waldie.
Mr. Ferrell, on motion of Mr Waldie
Mr. Rumford, on motion of Mr Waldie
Mr. Winton, on motion of Mr. Waldie
Mr. Flournoy, on motion of Mr Conrad
Mr. Danielson, on motion of Mr Waldie
Mr. Gonsalves, on motion of Mr Waldie
Mr. Quimby, on motion of Mr Waldie
Mr. Porter, on motion of Mr. Waldie.
Mr. Willson, on motion of Mr. Waldie

COMMUNICATIONS

The following opinion of Legislative Counsel was presented by the Speaker and ordered printed in the Journal.

OPINION OF LEGISLATIVE COUNSEL

Office of Legislative Counsel
Sacramento, May 6, 1964

Hon. Jesse M Unruh
Assembly Chamber

Dear Mr. Unruh In accordance with your request, we have reviewed the bills that have been introduced in the Assembly in the 1964 First Extraordinary Session to date to determine whether they come within the scope of the Governor's Proclamation

It is our opinion that Assembly Bill No. 206, Stevens, relating to landslide remedial measures, is not within the scope of the Governor's Proclamation as of this date

Very truly yours,

A C MORRISON, Legislative Counsel
By George H Murphy, Chief Deputy

Two copies to Honorable Robert S Stevens, pursuant to Joint Rule 34

REQUEST FOR UNANIMOUS CONSENT

Mr Song was granted unanimous consent that a photographer be permitted on the floor of the Assembly during today's session

APPOINTMENT OF SUBCOMMITTEE ON ALCOHOLIC REHABILITATION

The following appointment by Speaker Unruh of the members of the Subcommittee on Alcoholic Rehabilitation was received

Sacramento, May 5, 1964

State Controller
State Capitol, Sacramento

Dear Sir This will authorize the Alcoholic Rehabilitation Subcommittee of the Assembly Judiciary Committee The members are Assemblymen Willson (Chairman), Marks, Z'berg, Danielson, Stevens, and Johnson.

This subcommittee will replace the Assembly Public Health Subcommittee previously authorized

Sincerely,

JESSE M UNRUH
Speaker of the Assembly

cc: Assemblyman Willson
Assembly Rules Committee
Chief Clerk
Legislative Counsel
Tony Beard

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, May 7, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined

Assembly Concurrent Resolution No. 7—Relative to apprenticeship information centers,

And reports the same correctly enrolled, and presented to the Secretary of State on the seventh day of May, 1964, at 9.30 a m.

POWERS, Chairman

Assembly Chamber, May 7, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined

Assembly Bill No. 62—An act to amend Section 1415 of the Education Code, relating to school district elections,

Assembly Bill No. 73—An act to amend Sections 6553 and 25500 of the Elections Code, relating to the conduct of elections,

Assembly Bill No. 87—An act to add Section 14904 to the Elections Code, relating to the State Commission on Voting Machines and Vote Tabulating Devices,

Assembly Bill No 101—An act to add Chapter 6 (commencing with Section 22750) to Division 16 5 of the Education Code, relating to federal aid for higher education,

Assembly Bill No. 102—An act to add Sections 15412 and 15416 to the Elections Code, relating to vote-tabulating devices,

Assembly Bill No. 125—An act to add Section 25411 6 to the Education Code, relating to junior college district elections,

Assembly Bill No 138—An act to amend Section 21 of Chapter 2017 of the Statutes of 1963, relating to proceedings of political parties, declaring the urgency thereof, to take effect immediately,

Assembly Bill No 161—An act to amend Section 1414 of the Education Code, relating to the conduct of elections,

Assembly Bill No. 165—An act to add Section 43009 to the Government Code and Section 155 9 to the Revenue and Taxation Code, relating to property taxation, declaring the urgency thereof, to take effect immediately,

Assembly Bill No. 175—An act to amend Sections 35470, 35471, 35500, and 35504 of, and to add Sections 35506, 35507, and 35508 to, the Water Code, relating to powers of California water districts in connection with sewer facilities, and declaring the urgency thereof, to take effect immediately,

And reports the same correctly enrolled, and presented to the Governor at 9 30 a m, May 7, 1964.

POWERS, Chairman

Committee on Education

Assembly Chamber, May 7, 1964

Mr. Speaker: Your Committee on Education reports
House Resolution No. 244
With the recommendation: Be adopted

GARRIGUS, Chairman

Above resolution ordered on file

Assembly Chamber, May 7, 1964

Mr. Speaker: Your Committee on Education reports
House Resolution No. 250
With the recommendation: Be adopted

GARRIGUS, Chairman

Above resolution ordered on file.

Assembly Chamber, May 7, 1964

Mr. Speaker: Your Committee on Education reports:
Assembly Joint Resolution No. 4
With the recommendation: Be adopted

GARRIGUS, Chairman

Above resolution ordered on file

Committee on Governmental Efficiency and Economy

Assembly Chamber, May 7, 1964

Mr. Speaker: Your Committee on Governmental Efficiency and Economy reports:
Senate Bill No. 16
With the recommendation: Do pass.

McMILLAN, Chairman

Above bill ordered to second reading

Assembly Chamber, May 7, 1964

Mr. Speaker: Your Committee on Governmental Efficiency and Economy reports:
House Resolution No. 238
With the recommendation: Be adopted

McMILLAN, Chairman

Above resolution ordered on file.

Committee on Revenue and Taxation

Assembly Chamber, May 7, 1964

Mr. Speaker: Your Committee on Revenue and Taxation reports:
Senate Bill No. 92
Senate Bill No. 93
With the recommendation: Do pass

PETRIS, Chairman

Above bills ordered to second reading

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered:

Assembly Concurrent Resolution No. 64: By Assemblyman Bee—Relative to creating the Joint Interim Committee on Local Educational Responsibility.

Referred by the Speaker pro Tempore to the Committee on Rules.

MESSAGES FROM THE SENATE

Senate Chamber, May 6, 1964

Mr Speaker I am directed to inform your honorable body that the Senate amended, and on this day passed as amended

Assembly Bill No 58
Assembly Bill No 139
Assembly Bill No 162

And respectfully requests your honorable body to concur in said amendments

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

Above bills ordered to unfinished business file

REQUEST FOR UNANIMOUS CONSENT

Mr Knox was granted unanimous consent to take up consideration of Senate Amendments to Assembly Bill No 162 without reference to file

CONSIDERATION OF SENATE AMENDMENTS TO ASSEMBLY BILL NO. 162

Assembly Bill No. 162—An act to amend Section 69582 of the Government Code, relating to superior courts

The question being Shall the Assembly concur in the following Senate amendments to Assembly Bill No 162?

Amendment No 1

In line 1 of the title of the printed bill, as amended in Senate April 23, 1964, strike out "Sections 69582 and 69584", and insert "Section 69582"

Amendment No. 2

On page 1, strike out lines 5 to 7, inclusive

The roll was called

Call of the Assembly

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

Mr Waldie seconded the motion.

Motion carried Time, 10 18 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 113

Mr Conrad was granted unanimous consent that Assembly Rule No 113 be temporarily suspended for the purpose of placing a call of the Assembly on any matter before the House

CONSIDERATION OF DAILY FILE

BILLS ON SECOND READING FILE PURSUANT TO RULE NO 76

Pursuant to Rule No 76, the following bills were this day on the second reading file

Assembly Bill No. 113.

Above bill ordered to third reading subsequent to re-engrossment

Senate Bills Nos. 68 and **62.**

Above bills ordered to third reading.

SECOND READING OF ASSEMBLY BILLS

Consideration of House Resolution No. 234

By Assemblywoman Davis

House Resolution No. 234—Relative to recreational reservoir sites.

Resolution read.

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Natural Resources, Planning, and Public Works, was read, and adopted:

Amendment No. 1

In line 4 of the first *Resolved* clause, of the printed measure, as printed on page 836 of the Assembly Journal for April 29, 1964, strike out "recreational reservoir sites", and insert "Box Canyon Reservoir"

House Resolution No 234, as Amended

By Assemblywoman Davis

House Resolution No 234

Relative to recreational reservoir sites

WHEREAS, There is a definite need for public facilities to serve the millions of Californians seeking the outdoors for recreational purposes, and

WHEREAS, Recreational reservoirs, with their multiple recreational use potential, would appear to be an excellent type of facility to meet this need, and

WHEREAS, *Proposition No 1 at the November 1964 general election provides* for expenditures of $150,000,000 for acquiring and developing state and regional beach, park, recreational, and historical facilities, now, therefore, be it

Resolved by the Assembly of the State of California, That the Department of Parks and Recreation is requested to take such action as may be necessary, if Proposition No 1 is approved by the voters, to make funds provided thereby available for the purchase of lands for Box Canyon Reservoir and to comply with the provisions of the Cameron-Unruh Beach, Park, Recreational, and Historical Facilities Bond Act of 1964, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a copy of this resolution to the Director of Parks and Recreation

Resolution, as amended, ordered on file

Consideration of House Resolution No. 251

By Assemblymen Barnes and Asheraft

House Resolution No. 251—Relative to a bridge across San Diego Bay

Resolution read

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Rules, were read, and adopted

Amendment No. 1

In the first line of the second WHEREAS clause of the measure, as printed on page 858 of the Assembly Journal for April 30, 1964, strike out "will", and insert "may"

Amendment No 2

Strike out the third WHEREAS clause and insert

"WHEREAS, The construction of such a bridge might result in the navy moving its ships away from San Diego in the future; and"

Amendment No. 3

In the fifth line of the first *Resolved* clause, strike out "legislation can be adopted authorizing a plebiscite", and insert "hearings are held to hear the testimony".

Amendment No. 4

In the sixth and seventh lines of the first *Resolved* clause, strike out "and until such plebiscite is held".

House Resolution No 251, as Amended

By Assemblymen Barnes and Asheraft

House Resolution No. 251

Relative to a bridge across San Diego Bay

WHEREAS, There is substantial controversy in the cities of Coronado and San Diego over the proposed construction of a bridge across San Diego Bay, linking the two communities; and

WHEREAS, The working navy in operations may find the bridge completely incompatible unless there is a second opening located in the south portion of San Diego Bay, and

WHEREAS, The construction of such a bridge might result in the navy moving its ships away from San Diego in the future, and

WHEREAS, The navy's withdrawal from San Diego would do irreparable harm to the economy of the area; and

WHEREAS, In a similar situation on the East Coast in the Chesapeake-Cape Charles-Point Comfort, Norfolk area, with two crossings under consideration in both cases to protect accessibility to United States naval installations at Norfolk and insure movement of naval vessels in Hampton Roads, the building of bridges was rejected in favor of Point Comfort-Norfolk tube and the new Chesapeake-Cape Charles causeway and tube; and

WHEREAS, The people of Coronado have voted on three separate occasions (1952, 1955 and 1958) against a bridge across San Diego Bay, and

WHEREAS, The people of the two affected communities, San Diego and Coronado, should now have an opportunity to express themselves on this subject, and

WHEREAS, Present law does not make possible such a plebiscite, and

WHEREAS, Consideration of legislation authorizing such a plebiscite cannot be considered under the items placed by the Governor before the Legislature at the current extraordinary sessions, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly respectfully request the Governor and the California Toll Bridge Authority to take such action as may be necessary to defer any and all action toward construction of a bridge across San Diego Bay between the cities of San Diego and Coronado until such time as hearings are held to hear the testimony of the people of the affected communities on this subject, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit copies of this resolution to the Governor and the California Toll Bridge Authority

Resolution, as amended, ordered on file

Assembly Joint Resolution No. 5—Relative to posthumously awarding the Congressional Medal of Honor to John Fitzgerald Kennedy

Resolution read, and ordered to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 88—An act to add Sections 36576 and 37211 to the Water Code, relating to California water districts, declaring the urgency thereof, to take effect immediately

Bill read third time, and presented by Mr Williamson

Urgency Clause

Urgency clause read, and adopted by the following vote

AYES—Allen, Alquist, Asheraft, Badham, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cusanovich, Dunnemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Powers, Ryan, Song, Stanton, Thelin, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Young, Z'berg, Zenovich, and Mr Speaker—54

NOES—None.

The question being on the passage of the bill

Bill passed by the following vote.

AYES—Allen, Alquist, Ashcraft, Badham, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cusanovich, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Frew, Gaffney, Garrigus, Greene, Henson Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, Mills, Monagan, Moreno, Mulford, Pattee Petris, Powers, Ryan, Song, Stanton, Thelin, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Young, Z'berg, Zenovich, and Mr Speaker—54
NOES—None

Bill ordered transmitted to the Senate

Senate Bill No. 14—An act creating the San Francisco Bay Conservation Study Commission, prescribing the membership and the powers and duties of the commission, and making an appropriation therefor

Bill read third time, and presented by Mr Petris

Bill passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Chapel, Collier, Conrad, Cusanovich, Dannemeyer, Davis, Deukmejian Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Powers, Ryan, Song, Stanton, Stevens, Thelin, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Young, Z'berg, and Mr Speaker—61
NOES—None

Bill ordered transmitted to the Senate

Senate Bill No. 47—An act to amend Sections 18302, 18303, and 18305 of the Education Code, relating to financial support of the public schools, declaring the urgency thereof, to take effect immediately

Bill read third time, and presented by Mr Booth

Urgency Clause

Urgency clause read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Conrad, Cusanovich, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson Kennick, Knox, Lanterman, Marks, McMillan, Milias Mills, Monagan, Moreno, Mulford, Pattee, Petris, Powers, Ryan, Song, Stanton, Stevens, Thelin, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Young, Z'berg, Zenovich, and Mr Speaker—61
NOES—None.

The question being on the passage of the bill

Bill passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel Collier, Conrad, Cusanovich, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Powers, Ryan, Song, Stanton, Stevens, Thelin, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Young Z'berg, Zenovich, and Mr Speaker—61
NOES—None

Bill ordered transmitted to the Senate

Speaker Presiding

At 10 37 a.m , Hon. Jesse M Unruh, 65th District, presiding

ANNOUNCEMENTS

Speaker Unruh announced that the Assembly would recess today until Monday, May 11, 1964 at 11 a m

NAME PLACED UPON ROLL CALL ON SENATE BILL NO. 14

Mr Knox was granted unanimous consent that he be recorded as voting "Aye" on Senate Bill No 14

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 162

At 10 40 a m , on motion of Mr Knox, 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 162, by the following vote:

AYES—Allen, Alquist, Ashcraft, Badham, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Conrad, Crown, Cusanovich, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Kennick Knox, Lanterman, Marks, McMillan, Mihas, Mills, Monagan, Moreno, Pattee, Petris, Powers, Ryan, Song, Stanton, Stevens, Thelin, Veneman, Vessey, Waite, Waldie, Warren, Whetmore, Williamson, Young, Zberg, Zenovich, and Mr Speaker—61

NOES—None

Assembly Bill No 162 ordered enrolled

NAMES PLACED UPON ROLL CALL ON SENATE BILL NO. 14

Messrs Foran and Bagley were granted unanimous consent that they be recorded as voting "Aye" on Senate Bill No 14

Speaker pro Tempore Presiding

At 10 45 a m , Hon Carlos Bee, 13th District, presiding

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 37—An act to provide for the creation of the West Bay Rapid Transit Authority and prescribing the powers and duties thereof, authorizing the authority to construct and operate an interurban rapid transit system, providing for the issuance and sale of bonds, and providing for the use of the proceeds thereof for the purposes of this act, providing for the expenditure of such proceeds and all revenues received from the operation of the system to the uses and purposes set forth herein, and providing for the levy and collection of taxes

Bill read third time, and presented by Mr Ryan

Bill passed by the following vote

AYES—Allen, Ashcraft, Bagley, Barnes, Bee, Belotti, Britschgi, Burgener, Carrell, Casey, Collier, Cologne, Conrad, Crown, Cusanovich, Dannemeyer, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Knox, Lanterman Marks, Meyers, Monagan, Moreno, Mulford, Powers, Ryan, Song, Stevens, Thelin, Veneman, Vessey, Waite, Whetmore, Williamson, and Zberg—44

NOES—Alquist, Beilenson, Holmes, Johnson, Pattee, Petris, Soto, and Waldie—8

Bill ordered transmitted to the Senate

NAME PLACED UPON ROLL CALL ON SENATE BILL NO. 14

Mr Meyers was granted unanimous consent that he be recorded as voting "Aye" on Senate Bill No 14

RESOLUTION REMOVED FROM CONSENT CALENDAR

On request of Mr Marks, House Resolution No 241 was removed from the Consent Calendar

Request for Unanimous Consent

Mr Marks was granted unanimous consent to take up House Resolution No 241 without reference to file

Consideration of House Resolution No. 241

By Assemblyman Marks

House Resolution No. 241—Relative to Pastor Poul Borchsenius.

NOTE The full text of House Resolution No 241, as amended May 6, 1964, appears at page 953 of the Assembly Daily Journal for May 6, 1964

Resolution read, and adopted unanimously

RESOLUTIONS

The following resolution was offered:

By Assemblyman Casey:

House Resolution No. 284

Relative to U S Highway 395

WHEREAS, The Division of Highways, State Department of Public Works, proposes to expend funds on U S Highway 395 for the Invokern Bypass, and

WHEREAS, The portion of U S Highway 395 from Johannesburg to Inyokern is in more hazardous condition and is in more urgent need of improvement because of the large amount of traffic utilizing this convenient route which affords access to San Bernardino, Los Angeles, San Diego and Las Vegas, and

WHEREAS, Local civic organizations and newspapers of the area involved are united in support of the opinion that the improvement of U S Highway 395 between Inyokern and Johannesburg is worthy of greater priority and should be performed in advance of the Inyokern Bypass, now, therefore, be it

Resolved by the Assembly of the State of California, That the Division of Highways of the Department of Public Works is requested to suspend their plan to commence work on the Inyokern Bypass on U S Highway 395 and to conduct hearings with local interests to ascertain the feasibility of granting priority to the improvement of U.S. Highway 395 between Inyokern and Johannesburg consistent with the public safety and interest, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to prepare and transmit copies of this resolution to the Division of Highways of the Department of Public Works

Request for Unanimous Consent

Mr Casey was granted unanimous consent to take up House Resolution No 284 without reference to committee or file

Resolution read, and adopted unanimously.

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, May 7, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Bill No 113

And reports the same correctly re-engrossed

POWERS, Chairman

Above bill ordered to third reading

Committee on Ways and Means

Assembly Chamber, May 7, 1964

Mr Speaker. Your Committee on Ways and Means reports
Senate Joint Resolution No 12
With amendments with the recommendation Amend, and be adopted, as amended

CROWN, Chairman

Above resolution ordered on file.

Assembly Chamber, May 7, 1964

Mr Speaker: Your Committee on Ways and Means reports
Senate Bill No 54
With amendments with the recommendation Amend, and do pass, as amended

CROWN, Chairman

Above bill ordered to second reading

Assembly Chamber, May 7, 1964

Mr Speaker: Your Committee on Ways and Means reports
Senate Concurrent Resolution No 16
With the recommendation Be adopted

CROWN, Chairman

Above resolution ordered on file

Assembly Chamber, May 7, 1964

Mr. Speaker. Your Committee on Ways and Means reports
House Resolution No 230
With the recommendation Be adopted

CROWN, Chairman

Above resolution ordered on file

Assembly Chamber, May 7, 1964

Mr Speaker Your Committee on Ways and Means reports
Senate Bill No 94
Senate Bill No 98
Senate Bill No 69
With the recommendation Do pass

CROWN, Chairman

Above bills ordered to second reading

Committee on Elections and Reapportionment

Assembly Chamber, May 7, 1964

Mr Speaker Your Committee on Elections and Reapportionment reports.
Assembly Bill No 196
Assembly Bill No. 201
Assembly Bill No 205
With the recommendation Do pass

ALLEN, Chairman

Above bill ordered to second reading

Committee on Rules

Assembly Chamber, May 7, 1964

Mr Speaker Your Committee on Rules reports
Assembly Concurrent Resolution No 54
With the recommendation: Be adopted

BANE, Chairman

Above resolution ordered engrossed

Assembly Chamber, May 7, 1964

Mr Speaker Your Committee on Rules reports
Assembly Concurrent Resolution No 58
With the recommendation Be adopted
Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolution be placed on the Consent Calendar

BANE, Chairman

Above resolution ordered engrossed

Assembly Chamber, May 7, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 279

With the recommendation Be adopted

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, May 7, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 254
House Resolution No 256
House Resolution No 257

With the recommendation Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolutions be placed on the Consent Calendar

BANE, Chairman

Above resolutions ordered on file

Assembly Chamber, May 7, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 269

With the recommendation That the resolution be retained in committee, and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study.

BANE, Chairman

Subject matter of the above resolution referred to the Committee on Rules

Assembly Chamber, May 7, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 253
House Resolution No 267
House Resolution No 268

With the recommendation That the resolutions be retained in committee, and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study

BANE, Chairman

Subject matter of the above resolutions referred to the Committee on Rules

Assembly Chamber, May 7, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 272

With the recommendation That the resolution be re-referred to the Committee on Transportation and Commerce

BANE, Chairman

Above resolution re-referred to the Committee on Transportation and Commerce

Assembly Chamber, May 7, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 257

With the recommendation Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolution be placed on the Consent Calendar

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, May 7, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 258
House Resolution No 259
House Resolution No 260

With the recommendation Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolutions be placed on the Consent Calendar

BANE, Chairman

Above resolutions ordered on file

Assembly Chamber, May 7, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 261
House Resolution No 262
House Resolution No 263

With the recommendation. Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolutions be placed on the Consent Calendar

BANE, Chairman

Above resolutions ordered on file

Assembly Chamber, May 7, 1964

Mr Speaker Your Committee on Rules reports.

House Resolution No 264
House Resolution No 265
House Resolution No 266

With the recommendation Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolutions be placed on the Consent Calendar

BANE, Chairman

Above resolutions ordered on file

Assembly Chamber, May 7, 1964

Mr Speaker Your Committee on Rules reports.

House Resolution No 270
House Resolution No 271

With the recommendation. Be adopted.

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolutions be placed on the Consent Calendar

BANE, Chairman

Above resolutions ordered on file

Committee on Water

Assembly Chamber, May 6, 1964

Mr Speaker Your Committee on Water reports

Senate Bill No 90

With amendments with the recommendation Amend, and do pass, as amended

PORTER, Chairman

Above bill ordered to second reading

Assembly Chamber, May 6, 1964

Mr Speaker Your Committee on Water reports

Senate Joint Resolution No 11

With the recommendation Be adopted

PORTER, Chairman

Above resolution ordered on file

REQUEST FOR UNANIMOUS CONSENT

Mr Barnes was granted unanimous consent to take up House Resolution No 279 without reference to file

Consideration of House Resolution No. 279

By Assemblymen Barnes and Asheraft·

House Resolution No. 279—Relative to congratulating J Edgar Hoover on his 40th anniversary as Director of the Federal Bureau of Investigation

NOTE The full text of House Resolution No 279 appears at pages 954 and 955 of the Assembly Daily Journal for May 6, 1964

Resolution read.

Members Made Coauthors of House Resolution No 279

Mr Barnes was granted unanimous consent that all Members so desiring be placed upon House Resolution No 279 as coauthors

Roll Call

The following Members indicated a desire to become coauthors

Assemblymen Allen, Alquist, Badham, Bagley, Bane, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Conrad, Cusanovich, Dannemeyer, Assemblywoman Davis, Assemblymen Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Lanterman, Marks, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Powers, Ryan, Song, Soto, Stanton, Stevens, Thelin, Unruh, Veneman, Veysey, Waite, Waldie, Warren, Williamson, Young, Z'berg, and Zenovich

The question being on the adoption of House Resolution No 279, as amended.

Resolution read, as amended, and adopted unanimously

REQUEST FOR UNANIMOUS CONSENT

Mr Petris was granted unanimous consent to take up Assembly Bill No 201 without reference to file.

CONSIDERATION OF ASSEMBLY BILL NO. 201

Resolution to Dispense With Constitutional Provision

The following resolution was offered:

By Mr Petris

Resolved, That Assembly Bill No 201 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, considered engrossed, and placed upon its passage

Resolution read.

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

AYES—Allen, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Conrad, Crown, Cusanovich, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Petris, Powers, Ryan, Song, Soto, Stevens, Thelin, Veneman, Waite, Waldie, Warren, Whetmore, Williamson, Young, Z'berg, Zenovich, and Mr Speaker—62

NOES—None.

Article IV, Section 15 of the Constitution was declared dispensed with

Assembly Bill No. 201—An act calling a special election to be consolidated with the general election of 1964 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 1964 First Extraordinary Session, to take effect immediately.

Bill read second time

Assembly Bill No. 201—An act calling a special election to be consolidated with the general election of 1964 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 1964 First Extraordinary Session, to take effect immediately.

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

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Dennemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Powers, Ryan, Song, Soto, Stevens, Thelin, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Young, Z'berg, Zenovich, and Mr Speaker—64
NOES—None.

Bill ordered transmitted to the Senate

REQUEST FOR UNANIMOUS CONSENT

Mr Belotti was granted unanimous consent to take up Senate Bill No. 92 without reference to file

CONSIDERATION OF SENATE BILL NO. 92

Resolution to Dispense With Constitutional Provision

The following resolution was offered·

By Mr. Belotti:

Resolved, That Senate Bill No 92 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage.

Resolution read.

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

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Dennemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Lanterman, Marks, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Powers, Ryan, Song, Soto, Stevens, Thelin, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Young, Z'berg, Zenovich, and Mr Speaker—63.
NOES—Kennick and McMillan—2

Article IV, Section 15 of the Constitution was declared dispensed with

Senate Bill No. 92—An act to add Section 30368 to the Revenue and Taxation Code, relating to cigarette tax relief in cases of disaster, declaring the urgency thereof, to take effect immediately.

Bill read second time

Senate Bill No. 92—An act to add Section 30368 to the Revenue and Taxation Code, relating to cigarette tax relief in cases of disaster, declaring the urgency thereof, to take effect immediately

Bill read third time, and presented by Mr Belotti

Urgency Clause

Urgency clause read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Mulford, Pattee, Petris, Ryan, Soto, Stevens, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Young, Z'berg, Zenovich, and Mr Speaker—60
NOES—None

The question being on the passage of the bill

Bill passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Mulford, Pattee, Petris, Ryan, Soto, Stevens, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Young, Z'berg, Zenovich, and Mr. Speaker—60
NOES—None

Bill ordered transmitted to the Senate

REQUEST FOR UNANIMOUS CONSENT

Mr Belotti was granted unanimous consent to take up Senate Bill No 93 without reference to file

CONSIDERATION OF SENATE BILL NO. 93

Resolution to Dispense With Constitutional Provision

The following resolution was offered.

By Mr Belotti:

Resolved, That Senate Bill No 93 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage

Resolution read

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

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Powers, Ryan, Song, Soto, Stevens, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Young, Z'berg, Zenovich, and Mr Speaker—62
NOES—None

Article IV, Section 15 of the Constitution was declared dispensed with

Senate Bill No. 93—An act to add Section 32407 to the Revenue and Taxation Code, relating to alcoholic beverage tax relief in cases of disaster, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Senate Bill No. 93—An act to add Section 32407 to the Revenue and Taxation Code, relating to alcoholic beverage tax relief in cases of disaster, declaring the urgency thereof, to take effect immediately

Bill read third time, and presented by Mr Belotti.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Chapel, Collier, Conrad, Crown, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Moreno, Pattee, Petris, Powers, Ryan, Song, Soto, Stevens, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Young, Zenovich, and Mr Speaker—58
NOES—None

The question being on the passage of the bill

Bill passed by the following vote:

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Chapel, Collier, Conrad, Crown, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Moreno, Pattee, Petris, Powers, Ryan, Song, Soto, Stevens, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Young, Zenovich, and Mr Speaker—58
NOES—None

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT

Mr Belotti was granted unanimous consent to take up Senate Bill No 94 without reference to file

CONSIDERATION OF SENATE BILL NO. 94

Resolution to Dispense With Constitutional Provision

The following resolution was offered

By Mr Belotti:

Resolved, That Senate Bill No 94 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—Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Moreno, Multord, Pattee, Petris, Powers, Ryan, Song, Soto, Stevens, Thelin, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Young, Z'berg, Zenovich, and Mr Speaker—63
NOES—None

Article IV, Section 15 of the Constitution was declared dispensed with

Senate Bill No. 94—An act to add Section 25511 to the Business and Professions Code, relating to assistance to retailers of alcoholic beverages in disaster areas, and declaring the urgency thereof, to take effect immediately

Bill read second time

Senate Bill No. 94—An act to add Section 25511 to the Business and Professions Code, relating to assistance to retailers of alcoholic beverages in disaster areas, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Mr Belotti.

Urgency Clause

Urgency clause read, and adopted by the following vote·

AYES—Allen, Alquist, Asheraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Henson, Hinckley, Holmes, Johnson, Kennick, Knox Lanterman, Marks, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Powers, Ryan, Song, Soto, Stevens, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Young, Zberg, Zenovich, and Mr Speaker—58
NOES—None

The question being on the passage of the bill

Bill passed by the following vote

AYES—Allen, Alquist, Asheraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey Chapel, Collier, Cologne, Conrad, Crown, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Henson, Hinckley, Holmes, Johnson Kennick, Knox, Lanterman, Marks, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Powers, Ryan, Song, Soto, Stevens, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Young, Zberg, Zenovich, and Mr Speaker—58
NOES—None

Bill ordered transmitted to the Senate

REQUEST FOR UNANIMOUS CONSENT

Mr Belotti was granted unanimous consent to take up Senate Bill No 98 without reference to file

CONSIDERATION OF SENATE BILL NO. 98

Resolution to Dispense With Constitutional Provision

The following resolution was offered

By Mr Belotti·

Resolved, That Senate Bill No 98 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage

Resolution read.

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

AYES—Allen, Alquist, Asheraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Dannemeyer, Deukmejian, Dills Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, Meyers, Milias,

Mills, Monagan, Moreno, Mulford, Pattee, Petris, Powers, Ryan, Song, Soto, Stevens, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Young, Z'berg, Zenovich, and Mr Speaker—58
NOES—None

Article IV, Section 15 of the Constitution was declared dispensed with

Senate Bill No. 98—An act to repeal Part 1.5 (commencing with Section 34000) of Division 24 of, and to add Part 1 5 (commencing with Section 34000) to Division 24 of, the Health and Safety Code, relating to redevelopment and urban renewal projects in disaster areas, and making an appropriation therefor, declaring the urgency thereof, to take effect immediately

Bill read second time

Senate Bill No. 98—An act to repeal Part 1 5 (commencing with Section 34000) of Division 24 of, and to add Part 1 5 (commencing with Section 34000) to Division 24 of, the Health and Safety Code, relating to redevelopment and urban renewal projects in disaster areas, and making an appropriation therefor, declaring the urgency thereof, to take effect immediately

Bill read third time, and presented by Mr Belotti

Urgency Clause

Urgency clause read

Point of Order

Mr Donovan arose to the following point of order

That copies of the bill are not at the Members' desks

Ruling by Speaker pro Tempore

The Speaker pro Tempore ruled the point of order well taken and ordered further consideration of the bill passed temporarily

RESOLUTION REMOVED FROM CONSENT CALENDAR

On request of Mr Monagan, House Resolution No 248 was removed from the Consent Calendar, and placed on the third reading file

CONSIDERATION OF DAILY FILE (RESUMED)
CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the first item on the Consent Calendar

CONSENT CALENDAR—ASSEMBLY BILLS

Consideration of House Resolution No 231

By Assemblyman Donovan

House Resolution No. 231—Relative to Mrs. Irene A. Stratton.

NOTE. The full text of House Resolution No 231, as amended May 5, 1964, appears at pages 906 and 907 of the Assembly Daily Journal for May 5, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew,

Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Powers, Ryan, Song, Soto, Stanton, Stevens, Thelin, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Young, Z'berg, Zenovich, and Mr Speaker—66.
NOES—None.

Consideration of House Resolution No. 232

By Assemblyman Donovan·

House Resolution No. 232—Relative to congratulating the Honorable Claude L Hart, upon his retirement following his long years of public service.

NOTE The full text of House Resolution No 232, as amended May 5, 1964, appears at page 907 of the Assembly Daily Journal for May 5, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Powers, Ryan, Song, Soto, Stanton, Stevens, Thelin, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Young, Z'berg, Zenovich, and Mr Speaker—66.
NOES—None

Consideration of House Resolution No. 240

By Assemblyman Chapel.

House Resolution No. 240—Relative to Mr Lyle M. Webb.

NOTE· The full text of House Resolution No 240 appears at pages 844 and 845 of the Assembly Daily Journal for April 30, 1964

Resolution read, and adopted by the following vote:

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Greene, Henson Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias Mills, Monagan, Moreno, Mulford, Pattee, Petris, Powers, Ryan, Song, Soto, Stanton, Stevens, Thelin, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Young, Z'berg, Zenovich, and Mr Speaker—66
NOES—None

Consideration of House Resolution No. 242

By Assemblyman Gonsalves·

House Resolution No. 242—Commending Casey Tibbs

NOTE· The full text of House Resolution No 242 appears at pages 845 and 846 of the Assembly Daily Journal for April 30, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Powers, Ryan, Song, Soto, Stanton, Stevens, Thelin, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Young, Z'berg, Zenovich, and Mr Speaker—66
NOES—None.

Consideration of House Resolution No. 243

By Assemblyman Milias

House Resolution No. 243—Relative to commending Father E. R. A. Boland, S J.

NOTE The full text of House Resolution No 243 appears at page 846 of the Assembly Daily Journal for April 30, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Powers, Ryan, Song, Soto, Stanton, Stevens, Thelin, Veneman, Vevsey, Waite, Waldie, Warren, Whetmore, Williamson, Young, Z'berg, Zenovich, and Mr Speaker—66

NOES—None.

Consideration of House Resolution No. 245

By Assemblymen Marks, Gaffney, Foran, and Meyers

House Resolution No. 245—Commending Cyril Magnin.

NOTE The full text of House Resolution No 245 appears at pages 854 and 855 of the Assembly Daily Journal for April 30, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Carrell Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Powers, Ryan, Song, Soto, Stanton, Stevens, Thelin, Veneman, Vevsey, Waite, Waldie, Warren, Whetmore, Williamson, Young, Z'berg, Zenovich, and Mr Speaker—66.

NOES—None.

Consideration of House Resolution No. 247

By Assemblyman Monagan

House Resolution No. 247—Relative to commending Veva Brown.

NOTE The full text of House Resolution No 247 appears at page 856 of the Assembly Daily Journal for April 30, 1964

Resolution read, and adopted by the following vote.

AYES—Allen, Alquist, Ashcraft, Badham Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Carrell Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Greene, Henson Hinckley, Holmes, Johnson, Kennick Knox, Lanterman, Marks, McMillan, Meyers, Milias Mills Monagan, Moreno, Mulford, Pattee, Petris, Powers, Ryan, Song, Soto, Stanton, Stevens, Thelin, Veneman, Vevsey, Waite, Waldie, Warren, Whetmore, Williamson, Young, Z'berg, Zenovich, and Mr Speaker—66

NOES—None

Consideration of House Resolution No. 249

By Assemblyman Belotti

House Resolution No. 249—Relative to congratulating the Union Lumber Company of Fort Bragg.

NOTE The full text of House Resolution No 249 appears at page 857 of the Assembly Daily Journal for April 30, 1964

Resolution read, and adopted by the following vote:

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Powers, Ryan, Song, Soto, Stanton, Stevens, Thelin, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Young, Z'berg, Zenovich, and Mr Speaker—66.
NOES—None

CONSENT CALENDAR—SENATE BILLS

Senate Concurrent Resolution No. 31—Memorializing former Senator Dan Williams

Resolution read, and adopted by the following vote:

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Powers, Ryan, Song, Soto, Stanton, Stevens, Thelin, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Young, Z'berg, Zenovich, and Mr Speaker—66
NOES—None

Resolution ordered transmitted to the Senate.

Senate Concurrent Resolution No. 32—Memorializing the death of Dick McAllister

Resolution read, and adopted by the following vote:

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Powers, Ryan, Song, Soto, Stanton, Stevens, Thelin, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Young, Z'berg, Zenovich, and Mr Speaker—66.
NOES—None

Resolution ordered transmitted to the Senate.

ANNOUNCEMENTS

Mr Mills announced that there would be a Democratic Caucus in the Assembly Lounge, upon adjournment today

FURTHER CONSIDERATION OF SENATE BILL NO. 98

Senate Bill No. 98—An act to repeal Part 1 5 (commencing with Section 34000) of Division 24 of, and to add Part 1 5 (commencing with Section 34000) to Division 24 of, the Health and Safety Code, relating to redevelopment and urban renewal projects in disaster areas, and making an appropriation therefor, declaring the urgency thereof, to take effect immediately

Bill read third time, and presented by Mr Belotti

Urgency Clause

Urgency clause read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Greene, Hinckley, Holmes, Johnson, Knox, Marks, Meyers, Milias, Mills, Monagan, Moreno, Multord, Pattee, Petris, Powers, Ryan, Song, Soto, Stanton, Thelin, Veysey, Waite, Waldie, Whetmore, Williamson, Young, Z'berg, Zenovich, and Mr. Speaker—58
NOES—None

The question being on the passage of the bill

Bill passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Greene, Hinckley, Holmes, Johnson, Knox, Marks, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Powers, Ryan, Song, Soto, Stanton, Thelin, Veysey, Waite, Waldie, Whetmore, Williamson, Young, Z'berg, Zenovich, and Mr Speaker—58
NOES—None

Bill ordered transmitted to the Senate

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO. 59

Mr Bane was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Assembly Concurrent Resolutions Nos 55 and 56 for hearing in the Committee on Rules, today upon adjournment

MESSAGES FROM THE SENATE

Senate Chamber, May 6, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day adopted

Assembly Concurrent Resolution No 57
Assembly Concurrent Resolution No 61

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

Above resolutions ordered enrolled

Senate Chamber, May 6, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day adopted

Senate Concurrent Resolution No 33

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read

Senate Concurrent Resolution No. 33—Approving certain amendments to the Charter of the City of Mountain View, a municipal corporation in the County of Santa Clara, State of California, voted for and ratified by the qualified electors of said city at a special municipal election consolidated with the general municipal election held therein on April 14, 1964

Referred by the Speaker pro Tempore to the Committee on Municipal and County Government

MESSAGES FROM THE SENATE

Senate Chamber, May 6, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day passed

Senate Bill No. 99
Senate Bill No 103

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were read the first time

Senate Bill No. 99—An act to amend Section 10 of the Placer County Water Agency Act (Chapter 1234 of the Statutes of 1957), relating to claims against the agency, and declaring the urgency thereof, to take effect immediately

Referred by the Speaker pro Tempore to the Committee on Water

Senate Bill No. 103—An act to add Section 54919 to the Government Code, relating to the South San Luis Obispo County Sanitation District, declaring the urgency thereof, to take effect immediately.

Referred by the Speaker pro Tempore to the Committee on Municipal and County Government

MESSAGES FROM THE SENATE

Senate Chamber, May 6, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day passed

Assembly Bill No 152
Assembly Bill No 176

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

Above bills ordered enrolled

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Mr Monagan was granted unanimous consent that the following opinion of Legislative Counsel be printed in the Journal

OPINION OF LEGISLATIVE COUNSEL

Office of Legislative Counsel
Sacramento, May 5, 1964

Hon Robert T Monagan
Assembly Chamber

Failure to Enact Budget Bill No. 5576

Question

Dear Mr Monagan: You have asked us generally, what the effect would be if no budget should be passed before July 1, 1964

Opinion and Analysis

This office has frequently been called upon to answer this question In an opinion printed in the Assembly Journal for June 7, 1949 (at page 4159), we said:

> "There is no provision made in the Constitution of this State for the automatic renewal of appropriations upon failure to enact a Budget Bill

> "Section 22 of Article IV of our Constitution provides in part that no money shall be drawn from the Treasury but in consequence of appropriations made by law Failure to enact a Budget Bill in any year would mean that as of the succeeding first day of July no appropriations would be available for those state agencies that are supported from the General Fund and whose support appropriations are normally included in the Budget Bill These state agencies would, therefore, of necessity cease to function"

We see no reason to modify the conclusion reached in 1949, which has since been repeated frequently (see Senate Journal for March 24, 1952, at page 169 and for April 3, 1956, at page 333) In view of the situation which confronts the Legislature at the present time, however, we believe it may be appropriate to analyze the situation in somewhat more detail

Section 22 of Article IV of the State Constitution provides in part

> "No money shall be drawn from the Treasury but in consequence of appropriation made by law, and upon warrants duly drawn thereon by the Controller"

This constitutional provision is mandatory (Sec 22, Art I) Except to the extent that the people themselves exercise the law-making power, this reserves to the Legislature the "power of deciding how, when, and for what purposes the public funds shall be applied in carrying on the government" (*Humbert* v *Dunn* (1890), 84 Cal 57, 59) The additional requirement that all money in the State Treasury shall be drawn only upon warrants issued by the Controller is also mandatory and "the Legislature may not disregard it and all parties dealing with money in the state treasury are bound by it" (*Gillum* v *Johnson* (1936), 7 Cal 2d 744, 759, 766)

The situation which would prevail on July 1, 1964 as a consequence of the Legislature's failure to pass a budget bill cannot be discussed in general terms because the conclusion depends upon constitutional and statutory provisions affecting each agency Certain basic principles are controlling, however, and they amply demonstrate the consequences of a failure to enact a budget bill on or before June 30, 1964

1 *Agencies Supported from the General Fund through Budget Act Appropriations*

With respect to many functions of state government, the only authorization to expend money is found in each year's budget act. In the absence of any such authorization, there would be a complete failure of state government to function with respect to such items Thus, those departments and agencies which are supported from the General Fund through Budget Act appropriations would have no authority to expend state funds for any purpose on and after July 1, 1964

Since, in the absence of an appropriation, the Department of Finance could not approve a fiscal year budget, any officer incurring any obligation or purporting to make any expenditure thereafter would be personally liable for it (Gov C, Secs 13320-13324). While "Volunteer" staffs might keep state functions in operation for a short time,

it is apparent that the failure to pass a budget act would create a chaotic situation as to these "general fund" activities

2. *Agencies Supported by Continuing Appropriations, Constitutional and Statutory*

In certain cases, existing statutes, when taken together with constitutional provisions, amount to a continuing appropriation without regard to the annual budget act. This has been held to be the case with judges' salaries (see 22 Ops Cal Atty. Gen 243) A similar situation exists with respect to the annual apportionment of the Public School Fund to school districts throughout the State (Const, Art IX, Sec 6; Ed C, Secs 17301-17308) Finally, "special funds" resulting from licensing activities of state governments are customarily subject to a continuing appropriation for the operation of the licensing agency (See, B & P C, Secs. 10450-10454, with respect to the Real Estate Fund.)

In the case of such "continuing appropriations," however, the requirement of Section 22 of Article IV that a warrant must be drawn by the Controller is applicable Even though an appropriation exists, in other words, no money can be spent unless the Controller is in a position to issue warrants for the expenditure (*Gallum* v. *Johnson*, above) Since the Controller's operations are financed through appropriations in the budget act, we conclude that the failure of that operation would also make it impossible to keep the "continuing appropriation" agencies going It would be impossible, of course, to place purchase orders or make contracts without the services of the Department of Finance or to employ personnel without the services of the State Personnel Board, both of which are financed in the budget act

3 *Agencies Supported by Federal Funds*

The state agencies which are most independent of the annual budget act are those which administer the various programs supported by federal funds This category involves, among others, such agencies as the Department of Social Welfare, the Department of Employment and the Department of Public Works Even in this area of state government, however, we think it is doubtful that the agencies could continue to function if no budget act existed

Taking the Department of Employment as an example, it is apparent from the provisions in Sections 1555 to 1562 of the Unemployment Insurance Code that funds for the administration of the department, even though derived from federal sources, are subject to action by the State Treasurer, the State Controller and the Department of Finance (*Gallum* v. *Johnson*, above) We conclude, therefore, that the failure to enact a budget bill making provision for the support of those offices would seriously jeopardize the operations of even those state agencies financed by federal funds

In reaching the conclusions set forth herein, we have only dealt with failure to enact a budget bill It is possible, of course, for the Legislature (with the recommendation of the Governor) to enact emergency appropriation bills for the support of particular state functions, even

though a budget bill has not been enacted (Const, Art. IV, Sec 34) Such special appropriation bills, however, could only contain single items of appropriation in accordance with the provisions of Section 34 of Article IV

Very truly yours,

A C MORRISON, Legislative Counsel
By John R Pierce, Deputy

ANNOUNCEMENTS OF COMMITTEE MEETINGS

It was announced that the following committee would hold a meeting

Today upon adjournment—

Civil Service and State Personnel (Meyers, Chairman), in Room 3188.

REQUEST FOR UNANIMOUS CONSENT TO WITHDRAW ASSEMBLY CONCURRENT RESOLUTION NO. 63 FROM COMMITTEE

Mr Milias was granted unanimous consent that Assembly Concurrent Resolution No 63 be withdrawn from the Committee on Rules for purpose of consideration at this time

Minority Floor Leader Presiding

At 11 50 a m, Hon Charles J Conrad, 57th District, presiding

Request for Unanimous Consent

Mr Milias was granted unanimous consent to take up Assembly Concurrent Resolution No 63, at this time

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO 63

Assembly Concurrent Resolution No. 63—Memorializing Robert C Kirkwood

Resolution read.

Request for Unanimous Consent to Temporarily Suspend Rule No. 101

Mr Milias was granted unanimous consent that Rule No 101 be temporarily suspended for the purpose of adding coauthors to Assembly Concurrent Resolution No 63

Members Made Coauthors of Assembly Concurrent Resolution No. 63

Mr Milias was granted unanimous consent that all Members so desiring be placed upon Assembly Concurrent Resolution No 63 as coauthors.

Roll Call

The following Members indicated a desire to become coauthors

Assemblymen Belotti, Carrell, Garrigus, Holmes, McMillan, Monagan, Ryan, Warren, Williamson, Young, and Zenovich

Request for Unanimous Consent

Mr Milias was granted unanimous consent to take up Assembly Concurrent Resolution No 63, as amended, without reference to print, or file, and that the same be considered engrossed

Consideration of Assembly Concurrent Resolution No 63, as Amended

Assembly Concurrent Resolution No. 63: By Assemblymen Milias, Gaffney, Alquist, Stanton, Allen Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Assemblywoman Davis, Assemblymen Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Greene, Henson, Hinckley, Johnson, Kennick, Knox, Lanterman, Marks, Meyers, Mills, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Song, Soto, Stevens, Thelin, Veneman, Veysey, Waite, Waldie, Whetmore, Winton, Z'berg, Belotti, Carrell, Garrigus, Holmes, McMillan, Monagan, Ryan, Warren, Williamson, Young, and Zenovich—Memorializing Robert C. Kirkwood

Resolution read, as amended, and adopted unanimously by a rising vote of the Members of the Assembly

Resolution ordered printed, and transmitted to the Senate

Request for Unanimous Consent

Mr Holmes was granted unanimous consent that when the Assembly adjourns this day it do so out of respect to the memory of the late Robert C Kirkwood, former Controller of the State of California, and former Member of the Assembly

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

Assembly Bill No. 154—An act to add Section 11102 5 to, and to amend Section 11103 of, the Revenue and Taxation Code, relating to financial assistance to local agencies, districts or authorities in financing of rapid transit facilities

Bill read third time

Speaker pro Tempore Presiding

At 12 05 p m , Hon Carlos Bee, 13th District, presiding

The question being on the passage of the bill

Bill passed by the following vote

AYES—Alquist, Ashcraft, Badham, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Crown, Cusanovich, Davis, Deukmejian, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Powers, Ryan, Song, Soto, Stevens, Thelin, Veneman, Veysey, Waite, Warren, Whetmore, Williamson, Young, Z'berg, Zenovich, and Mr Speaker—57

NOES—Collier, Conrad, and Dannemeyer—3

Bill ordered transmitted to the Senate

ANNOUNCEMENTS

Speaker pro Tempore Bee announced that Mr Willson had informed him that the meeting of the Alcoholic Rehabilitation Subcommittee of the Committee on Judiciary, scheduled for Monday, May 11, 1964, in Los Angeles, has been canceled, and that a new date for the meeting will be announced

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO 59

Mr Garrigus was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Assembly Bill No 203 for hearing in the Committee on Education, on Monday, May 11, 1964

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 53—An act to repeal Articles 1 (commencing with Section 11550) and 3 (commencing with Section 11570) of Chapter 6, Part 1, Division 3, Title 2, of, and to add Section 1774 5 to, and Article 1 (commencing with Section 11550) to Chapter 6, Part 1, Division 3, Title 2 of, the Government Code, and to amend Sections 12000, 12001, 12051, 12801, 12903, 13976, 15003, and 10204 of, the Government Code, Section 8005 of the Business and Professions Code, Sections 1156, 1705, and 3800 of the Harbors and Navigation Code, Section 21203 of the Public Utilities Code, and Section 164 1 of the Military and Veterans Code, relating to state officers and their compensation, and making an appropriation therefor

Bill read third time

Motion to Amend

Mr Petris moved the adoption of the following amendments

Amendment No. 1

On page 3, between lines 17 and 18, of the printed bill, as amended in Assembly May 5, 1964, insert

"(1) Executive Officer of the Franchise Tax Board"

Amendment No 2

On page 3, strike out line 22

Amendments read, and adopted

Bill ordered reprinted, and to be returned to third reading

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

The following bills were introduced, and read the first time

Assembly Bill No. 207: By Assemblyman Young—An act to add Section 54919 to the Government Code, relating to tax levies by junior college districts, and declaring the urgency thereof, to take effect immediately.

Referred by the Speaker pro Tempore to the Committee on Education

Assembly Bill No. 208: By Assemblymen Meyers, Belotti, Foran, Gaffney, and Marks—An act to amend Section 21296 of, and to add Sections 20750 11, 20750 41 and 21297 5 to, the Government Code, relating to the State Employees' Retirement System

Held at desk by order of the Speaker pro Tempore

Assembly Joint Resolution No. 14: By Assemblymen Zenovich, Holmes, Crown, Beilenson, Frew, Garrigus, Knox, Veneman, and Young (Senator Sturgeon, coauthor)—Relative to money management provision for welfare recipients

Referred by the Speaker pro Tempore to the Committee on Rules.

Speaker Presiding

At 12 29 p m , Hon Jesse M Unruh, 65th District, presiding

RESOLUTIONS

The following resolutions were offered·

By Assemblyman Mulford·

House Resolution No. 285

Relative to commending Miss Hiro Imamura

WHEREAS, It has come to the attention of the Members of the Assembly that Miss Hiro Imamura was the recipient of the Oakland Symphony Young Artist Award, having demonstrated her right to that honor in competition with six other finalists in a series of four weekly telecast performances , and

WHEREAS, Miss Imamura, a talented pianist, began to study music at the age of five, and from the time she was nine years old until two years ago she played in every Junior Bach Festival held annually in Berkeley, and last season played with the San Francisco Symphony , and

WHEREAS, The young pianist, a graduate of Berkeley High, is a junior at the University of California, majoring in music, and has received numerous awards and scholarships from such groups as the Pacific Music Society, the Etude Club, the Alameda Music Teachers Association and the Music Academy of the West at Santa Barbara , and

WHEREAS, Miss Imamura is one of four musically talented children of Rev and Mrs Kanmo Imamura of Berkeley, brother Michael being a violinist, sister Rae a pianist, and Mari, the youngest sister a cellist , and

WHEREAS, Rev Imamura is of the 16th generation of a family of Buddhist priests who have served at a famed temple in Japan, and he, Miss Imamura and their children are an excellent example of the assimilation of western and eastern cultures , now, therefore, be it

Resolved by the Assembly of the State of California, That the Members commend Miss Imamura for her exceptional talent and congratulate her upon being the recipient of the Oakland Symphony Young Artist 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 Miss Hiro Imamura

Resolution read, and referred by the Speaker to the Committee on Rules

By Assemblyman Stanton

House Resolution No 286

Relative to Catholic Social Service of Santa Clara County

WHEREAS, Family problems have greatly intensified in the past years, as evidenced by increased welfare spending and the higher divorce rate, and in response to these greater needs a voluntary organization, Catholic Social Service of Santa Clara County has greatly expanded its efforts and has recently completed a home for the care of unwed mothers, named after the late Reverend Robert McDonald, the first such home in Santa Clara County ; and

WHEREAS, The activities of the Catholic Social Service embrace the entire area of family maintenance and welfare, but are especially devoted to family counseling, child placement and the confidential care of unwed mothers ; and

WHEREAS, The heartwarming results achieved by this organization have been due to the dedication and intelligent concern of its director and staff, the splendid cooperation of, and with public welfare agencies, and the contributions of funds principally from voluntary sources such as the United Fund and Catholic Charities , now, therefore, be it

———

Resolved by the Assembly of the State of California, That the Members salute the Catholic Social Service of Santa Clara County for the invaluable contribution being made by it to the community and for its inspiring example of applied Christian charity, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to the Director of Catholic Social Services of Santa Clara County.

Resolution read, and referred by the Speaker to the Committee on Rules

By Assemblyman Beilenson

House Resolution No. 287

Relative to the Department of Motor Vehicles

WHEREAS, Substantial and serious problems in the enforcement by the Department of Motor Vehicles of the duties entrusted to them have been revealed by the recent investigation conducted by the Office of the Attorney General and by the Los Angeles District Attorney, and

WHEREAS, Grand Jury indictments which have resulted from that investigation indicate that at least 14 licensed automobile dealers participated in the bribery of employees of the Department of Motor Vehicles either to obtain favorable considerations of license applications or to quash disciplinary action, and

WHEREAS, The investigation and the grand jury indictments revealed that an illegal and fraudulent sales scheme was operated by licensees of the Department in the Los Angeles area for more than two years with the knowledge of the employees of the department, but without any attempt by such employees to enforce the laws entrusted to them; and

WHEREAS, The preliminary report issued by the Attorney General to the Governor indicated that the problems found in the department were of long standing, but were limited to one quasi autonomous section (the dealer investigation unit) which lacked adequate internal checks on its activities, and

WHEREAS, Among the facts revealed was clear evidence of incompetency, inefficiency, inexcusable neglect of duty, dishonesty, misuse of state property, failure of good behavior, actions inimical to the public service and various violations of the Government Code committed by certain employees of the department's Investigation Division; and

WHEREAS, A serious breakdown in communications and supervision within the Department of Motor Vehicles was apparently responsible for allowing these conditions to flourish without check, and

WHEREAS, The civil service system was designed to prevent corruption in government, but in this case has been used as a shield for corruption, and

WHEREAS, It is incumbent upon the Legislature to discover methods whereby the operation of the civil service in the Department of Motor Vehicles is assured of stability and freedom from corruption, now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is requested to assign to an appropriate interim committee the duty of investigating and studying the conditions and operations in the administrative structure of the Department of Motor Vehicles and the procedures followed by that agency, to determine what organizational steps have been taken to prevent any reoccurrence of the actions above noted, and to insure that complaints are adequately investigated and that the laws entrusted to the department for its administration are enforced in the future, and to direct such committee to report thereon to the Assembly not later than the fifth legislative day of the 1965 Regular Session of the Legislature.

Resolution read, and referred by the Speaker to the Committee on Rules

By Assemblyman Ashcraft:

House Resolution No. 288

Relative to acquisition of beaches, lagoons and upland areas in San Diego County

WHEREAS, There is definite need for additional public facilities to serve the millions of people in Southern California seeking outdoor areas for recreation purposes, and

WHEREAS, There are many miles of beaches in San Diego County that could be developed as public recreation areas if appropriate adjoining lands were acquired, and

WHEREAS, All of the following lagoons contain potential for public park and recreation areas similar to that which has already been illustrated by the development of the Oceanside Harbor and Mission Bay Park Soledad, San Dieguito, San Elijo, Batiquitos, Agua Hedionda and Buena Vista Lagoons, and

WHEREAS, If an accelerated program is not undertaken to acquire these seaside lagoon areas and oceanfront beach areas, they shall soon be forever lost by the public, and

WHEREAS, Proposition No 1 on the November 1964 General Election ballot provides for expenditures of $150,000,000 for acquiring and developing state and regional beach, park, recreational and historical facilities, and

WHEREAS, Failure to initiate project studies prior to the passage of Proposition No 1 will result in the delay of one year on the legislative approval of these projects, now, therefore, be it

Resolved by the Assembly of the State of California, That the Department of Parks and Recreation is directed to undertake a study to determine the extent of areas to be acquired for the purpose of developing park and recreation facilities at the proposed Soledad, San Dieguito San Elijo, Batiquitos, Agua Hedionda and Buena Vista Lagoons and adjoining and other oceanfront beach areas and to comply with the provisions of the Cameron-Unruh Beach, Park, Recreational and Historical Facilities Bond Act of 1964 and to report the results of such study to the Assembly not later than the fifth legislative day of the 1965 Regular Session, 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 Parks and Recreation

Resolution read, and referred by the Speaker to the Committee on Rules

REPORTS OF STANDING COMMITTEES

Committee on Rules

Assembly Chamber, May 7, 1964

Mr Speaker Your Committee on Rules reports

Assembly Concurrent Resolution No 55

With the recommendation Be adopted

BANE, Chairman

Above resolution ordered engrossed

Assembly Chamber, May 7, 1964

Mr Speaker Your Committee on Rules reports

Assembly Concurrent Resolution No 56

With the recommendation Be adopted

BANE, Chairman

Above resolution ordered engrossed

REQUEST FOR UNANIMOUS CONSENT

Mr Bane was granted unanimous consent to take up Assembly Concurrent Resolution No 55 without reference to file, and that the same be considered engrossed

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 55

Assembly Concurrent Resolution No. 55—Relative to augmenting the funds of the Joint Committee on Legislative Organization

Resolution read, and adopted by the following vote

AYES—Allen, Alquist Ashcraft, Badham, Bagley Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi Burgener, Carrell Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Grecne Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan Meyers, Milias, Mills, Monagan Moreno, Mulford Pattee Powers Ryan Song, Soto, Stevens, Thelin, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Young, Zberg, Zenovich, and Mr Speaker—64

NOES—None

Resolution ordered transmitted to the Senate

REQUEST FOR UNANIMOUS CONSENT

Mr Bane was granted unanimous consent to take up Assembly Concurrent Resolution No 56 without reference to file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 56

Assembly Concurrent Resolution No. 56—Relative to the Citizens Advisory Commission on Revision of the California Constitution

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Powers, Ryan, Song, Soto, Stevens, Thelin, Veneman, Vessey, Waite, Waldie, Warren, Whetmore, Williamson, Young, Z berg, Zenovich, and Mr Speaker—65
NOES—None

Resolution ordered transmitted to the Senate

MOTION TO ADJOURN

At 12 32 p m , Mr Waldie moved that the Assembly adjourn until 11 a m , Monday, May 11, 1964

ANNOUNCEMENTS

Speaker Unruh announced that the Senate, in caucus, voted unanimously in favor of the Senate version of the budget, and that he was informed that the Senate intends to act upon their version of the budget on the Senate floor, this afternoon

MOTION TO ADJOURN WITHDRAWN

At 12 35 p m , Mr Waldie withdrew his motion to adjourn and offered a substitute motion to recess for 15 minutes for the purpose of holding Democratic and Republican Caucuses

Motion carried

REASSEMBLED

At 1 04 p m , the Assembly reconvened
Hon Carlos Bee, Speaker pro Tempore of the Assembly, presiding.
Chief Clerk James D Driscoll at the Desk
Assistant Clerk Malcolm MacIntyre reading

EXPLANATION OF ABSENCE

May 7, 1964

I was off the Floor this morning presenting bills before a Senate committee which is my reason for missing some roll calls

CHARLES W MEYERS

ADJOURNMENT

At 1 05 p m , on motion of Mr Waldie, the Speaker pro Tempore declared the Assembly adjourned until 11 a m Monday, May 11, 1964, out of respect to the memory of the late Robert C Kirkwood, of Saratoga

JESSE M UNRUH, Speaker

ANABEL WHANG, Minute Clerk

CALIFORNIA LEGISLATURE

1964 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

FORTY-SEVENTH LEGISLATIVE DAY

EIGHTIETH CALENDAR DAY

IN ASSEMBLY

Assembly Chamber
Monday, May 11, 1964

The Assembly met at 11 a m
Hon. Carlos Bee, Speaker pro Tempore of the Assembly, presiding
Chief Clerk James D Driscoll at the Desk
Assistant Clerk Malcolm MacIntyre reading

ROLL CALL

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

Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Holmes, Kennick, Knox, Lanterman, Marks, McMillan, Mathias, Mills, Monagan, Moreno, Mulford, Pattee, Porter, Powers, Rumford, Ryan, Stanton, Stevens, Thelin, Veneman, Versey, Waste, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—65

Quorum present

PRAYER

The following prayer was offered by the Chaplain, Rev. Robert R Ferguson·

Eternal God, Because Thou hast given us the priceless gift of free will, even Thou canst not make a good world out of people who choose to do evil We pray that we may endeavor by Thy grace to get out of our old ruts which pride has dug so deep May we be freed from ancient grudges, lack of brotherliness, cynicism which relieves us of the responsibility of truly facing issues Give to us, as we endeavor to make laws which may be helpful to our people, the ability in our personal lives to create a climate where multiplication of laws will be less necessary We pray in our Lord's name —AMEN

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Bee, Mr Thelin then led the Assembly in the pledge of allegiance to the Flag

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Mr Dills, seconded by Mr. Willson

LEAVES OF ABSENCE FOR THE DAY

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

Mr Qumby, on motion of Mr Waldie.
Mr. Dymally, on motion of Mr Waldie.
Mr. Ferrell, on motion of Mr Waldie
Mr. Thomas, on motion of Mr. Waldie
Mr Song, on motion of Mr Waldie
Mr Gonsalves, on motion of Mr Waldie.
Mr. Soto, on motion of Mr. Waldie.
Mr. Hinckley, on motion of Mr Monagan
Mr Conrad, on motion of Mr Mulford.
Mr. Beilenson, on motion of Mr Waldie
Mr. Meyers, on motion of Mr Waldie

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

Mr Petris, on motion of Mr Waldie
Mr Johnson, on request of the Speaker pro Tempore

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, May 7, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined

Assembly Bill No 51—An act to add Section 6360 1 to the Revenue and Taxation Code, relating to state taxation,

Assembly Bill No. 59—An act to amend Section 1645 of the Elections Code, relating to precinct boards, and declaring the urgency thereof, to take effect immediately,

Assembly Bill No. 61—An act to amend Section 1402 of the Education Code, relating to school district elections,

Assembly Bill No. 148—An act to amend Section 1704 of the Education Code and to amend Section 54902 of the Government Code, relating to financial support of reorganized school districts,

Assembly Bill No. 160—An act to amend Section 16645 19 of the Education Code, relating to child care center employees' retirement,

And reports the same correctly enrolled, and presented to the Governor at 3 p m, May 7, 1964

POWERS, Chairman

Assembly Chamber, May 7, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined

Assembly Concurrent Resolution No. 42—Relative to international trade and tariff negotiations affecting California agricultural commodities,

And reports the same correctly enrolled, and presented to the Secretary of State on the 7th day of May, 1964, at 3 p m

POWERS, Chairman

Assembly Chamber, May 8, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined

Assembly Concurrent Resolution No 58

And reports the same correctly engrossed

POWERS, Chairman

Above resolution ordered to the Consent Calendar.

Assembly Chamber, May 8, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No 54

And reports the same correctly engrossed

POWERS, Chairman

Above resolution ordered on file

Committee on Civil Service and State Personnel

Assembly Chamber, May 7, 1964

Mr Speaker Your Committee on Civil Service and State Personnel reports Senate Bill No 11

With the recommendation: Do pass, and be re-referred to the Committee on Ways and Means

MEYERS, Chairman

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

REFERENCE OF BILLS TO COMMITTEE

Speaker pro Tempore Bee announced that Speaker Unruh has referred the following bills to the following committees:

Assembly Bill No	*Committee*
208	Civil Service and State Personnel

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered

Assembly Concurrent Resolution No. 65: By Assemblyman Carrell—Relative to congratulating Harry S Truman on his 80th birthday

Request for Unanimous Consent

Mr Carrell was granted unanimous consent to take up Assembly Concurrent Resolution No 65 at this time

Resolution read

Request for Unanimous Consent to Temporarily Suspend Rule No. 101

Mr Carrell was granted unanimous consent that Rule No. 101 be temporarily suspended for the purpose of adding coauthors to Assembly Concurrent Resolution No 65

Members Made Coauthors of Assembly Concurrent Resolution No. 65

Mr Carrell was granted unanimous consent that all Members so desiring be placed upon Assembly Concurrent Resolution No 65 as coauthors.

Roll Call

The following Members indicated a desire to become coauthors

Assemblymen Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Casey, Collier, Cologne, Cusanovich, Danielson, Dennemeyer, Assemblywoman Davis, Assemblymen Deukmejian, Donovan, Elliott, Flournoy, Foran Frew, Gaffney, Garrigus, Greene, Henson, Holmes, Kennick, Knox, Lanterman, Marks, McMillan, Milias, Mills Monagan, Mulford, Pattee, Porter, Powers, Rumford Ryan, Stanton, Stevens, Thelin Unruh, Veneman, Veysey, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, and Zberg

Request for Unanimous Consent

Mr Carrell was granted unanimous consent to take up Assembly Concurrent Resolution No 65, as amended, without reference to committee, print, or file, and that the same be considered engrossed

Consideration of Assembly Concurrent Resolution No. 65, as Amended

Assembly Concurrent Resolution No. 65: By Assemblymen Carrell, Allen, Alquist, Asheraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Casey, Collier, Cologne, Cusanovich, Dan-nelson, Dannemeyer Assemblywoman Davis Assemblymen Deukmejian, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Holmes, Kennick, Knox, Lauterman, Marks, McMillan, Milias, Mills, Monagan, Mulford, Pattee, Porter, Powers, Rumford, Ryan, Stanton, Stevens, Thelin, Unruh, Veneman, Veysey, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, and Z'berg—Relative to congratulating Harry S Truman on his 80th birthday

Resolution read, as amended, and adopted unanimously

Resolution ordered printed and transmitted to the Senate

Name Placed Upon Roll Call on Assembly Concurrent Resolution No. 65

Mr Greene was granted unanimous consent that he be recorded as voting "Aye" on the roll call adding coauthors to Assembly Concurrent Resolution No 65

Speaker Presiding

At 11 19 a m , Hon Jesse M Unruh, 65th District, presiding

Speaker pro Tempore Presiding

At 11 20 a m , Hon Carlos Bee, 13th District, presiding

REQUESTS FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO. 59

Mr Porter was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Senate Joint Resolution No 14 and Senate Bill No 99 for hearing in the Committee on Water today.

Mr Garrigus was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Senate Bill No 100 for hearing in the Committee on Education today

WITHDRAWAL AND RE-REFERENCE OF ASSEMBLY CONCURRENT RESOLUTION NO. 64

Mr Bane was granted unanimous consent that Assembly Concurrent Resolution No 64 be withdrawn from the Committee on Rules, and re-referred to the Committee on Ways and Means

REQUEST FOR UNANIMOUS CONSENT TO WITHDRAW ASSEMBLY BILL NO. 207 FROM COMMITTEE

Mr Young was granted unanimous consent that Assembly Bill No 207 be withdrawn from the Committee on Education for the purpose of consideration at this time

CONSIDERATION OF ASSEMBLY BILL NO. 207

Resolution to Dispense With Constitutional Provision

The following resolution was offered

By Mr Young:

Resolved, That Assembly Bill No 207 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, considered engrossed, and placed upon its passage

Resolution read

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

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Cologne, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Holmes, Kennick, Knox, Lanterman, Marks McMillan, Mihas, Mills, Monagan, Mulford, Pattee, Porter, Powers, Rumford, Ryan, Stanton, Stevens, Thelin, Veneman, Vevsey, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Mr Speaker—58

NOES—None

Article IV, Section 15 of the Constitution was declared dispensed with

Assembly Bill No. 207—An act to add Section 54919 to the Government Code, relating to tax levies by junior college districts, and declaring the urgency thereof, to take effect immediately

Bill read second time

Assembly Bill No. 207—An act to add Section 54919 to the Government Code, relating to tax levies by junior college districts, and declaring the urgency thereof, to take effect immediately

Bill read third time

Urgency Clause

Urgency clause read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Collier, Cologne, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Greene, Henson Holmes Kennick, Knox, Lanterman, Marks, McMillan, Mihas, Mills, Monagan, Mulford, Pattee, Porter, Powers Rumford, Ryan, Stevens, Thelin, Vevsey, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young Z'berg, and Mr Speaker—58

NOES—None

The question being on the passage of the bill

Bill passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Collier, Cologne, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Holmes Kennick, Knox, Lanterman, Marks, McMillan Mihas Mills, Monagan, Mulford, Pattee, Porter, Powers Rumford, Ryan, Stevens, Thelin, Vevsey, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young Z'berg, and Mr Speaker—58

NOES—None

Bill ordered transmitted to the Senate

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO. 59

Mr Porter was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Senate Joint Resolution No 13 for hearing in the Committee on Water today

MESSAGES FROM THE SENATE

Senate Chamber, May 7, 1964

Mr Speaker I am directed to inform your honorable body that the Senate amended, and on this day passed as amended

Assembly Bill No 145

And respectfully requests your honorable body to concur in said amendments

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

Above bill ordered to unfinished business file

Request for Unanimous Consent

Mr Unruh was granted unanimous consent to take up consideration of Senate amendments to Assembly Bill No 145 without reference to file

CONSIDERATION OF ASSEMBLY BILL NO. 145
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 145—An act to add Sections 3161 5, 3290, 17506, 17507, 18054 5, 18054 6, and 20751 5 to, to add Article 2 1 to Chapter 3 of Division 14 of, and to amend Sections 3304, 17653, 17654, 17654 5, 17655 5, 17656, 17660, 17664, 17665, 17666 2, 18106, 17301 and 17303 5 of, the Education Code, relating to the public school system

The question being Shall the Assembly concur in the following Senate amendments to Assembly Bill No 145?

Senate Amendments of April 30, 1964
Amendment No. 1

In lines 1 and 2 of the title of the printed bill, as amended in Assembly April 21, 1964, strike out "to add Chapter 9 5 to Division 5 of,"

Amendment No. 2

On page 1, strike out lines 1 to 18, inclusive, strike out all of page 2, strike out all of page 3, and on page 4, strike out lines 1 to 3, inclusive, and insert

"SECTION 1 Section 3161 5 is added to the Education Code, to read "

Amendment No. 3

In line 3 of the title, strike out "to repeal Sections 17653 and 17654 of,".

Amendment No. 4

In line 4 of the title, after "3304," insert "17653, 17654,"

Amendment No. 5

On page 6, line 46, strike out "repealed ", and insert "amended to read .".

Amendment No. 6

On page 6, between lines 46 and 47, insert

"17653 With respect to any unified district formed under Sections 3001 to 3451, inclusive, of this code, which became effective for all purposes on or after July 1, 1972, and which during the year preceding the effective date for all purposes had, in all the districts which were formed into the unified district, an average daily attendance of less than ten thousand (10,000), the foundation program actually computed for such district under this article and the supplemental support program for such

district under Article 7.1 of this chapter shall be increased by 5 percent for the first fiscal year, 4 percent for the second fiscal year, 3 percent for the third fiscal year, 2 percent for the fourth fiscal year, and 1 percent for the fifth fiscal year of its existence

This section shall remain in effect until June 30, 1965."

Amendment No. 7

On page 6, line 47, strike out "repealed", and insert "amended to read "

Amendment No. 8

On page 6, between lines 47 and 48, insert

"17654 With respect to any unified district formed under Sections 3001 to 3451, inclusive, of this code, which became effective for all purposes on or after July 1, 1953, and which during the year preceding the effective date for all purposes had, in all the districts which were formed into the unified district, an average daily attendance of more than ten thousand (10,000) and in which there was not on July 1, 1962, or thereafter a single chief administrative officer and staff that administered the program of education for all the secondary schools and those elementary schools of the district to which were credited 50 percent or more of the average daily attendance during the year preceding the effective date for all purposes in all the districts formed into the unified district, the foundation program actually computed for such district under this article (commencing at Section 17651) and the supplemental support program for such district under Article 7.1 of this chapter shall be increased by 5 percent for the first fiscal year, 4 percent for the second fiscal year, 3 percent for the third fiscal year, 2 percent for the fourth fiscal year, and 1 percent for the fifth fiscal year of its existence

This section shall remain in effect until June 30, 1965"

Amendment No. 9

On page 13, strike out lines 19 to 23, inclusive, and insert "of any district maintaining a junior college, the attendance of all students deemed nonresidents as provided in Sections 25505 and 25505.5, and there shall"

Amendment No. 10

On page 13, strike out lines 27 and 28, and insert "agreement entered into pursuant to Section 10801. Notwithstanding the above provisions of this section, the attendance of students deemed nonresidents as provided in Sections 25505 and 25505.5 shall not be excluded from the average daily attendance of junior college districts for the purposes of Section 17851."

Amendment No. 11

On page 14, line 2, strike out "total revenues equal to", and insert "revenues equal to (1)"

Amendment No. 12

On page 14, line 7, after "purposes", insert ", and (2) revenues equal to the amount by which the state equalization and allowances, if any, computed for the proposed district for the fiscal year are less than the sum of the state equalization and allowances, if any, made to the component districts during the fiscal year immediately preceded the date on which the reorganization would be effective for all purposes."

Senate Amendments of May 6, 1964

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate April 30, 1964, after "3161.5", insert ", 3290."

Amendment No. 2

On page 4, strike out lines 6 and 7, and insert

"SECTION 1. Section 3290 is added to the Education Code, to read

3290. With respect to any plans and recommendations or master plans for school district reorganization developed under this chapter or Chapter 9 of this division, which are subject to the approval of the State Board of Education, the board may, notwithstanding any other provisions of law to the contrary, withhold such approval if it determines that carrying out such proposal will adversely affect the health, safety, or welfare of pupils in any district or territory affected by the proposal; provided, however, that such determination shall be made only upon the written request of the county committee on school district organization having jurisdiction of the district, filed with the State Board of Education, setting forth adequate

grounds for the issuance of such determination The State Board of Education may conduct hearings on the question of whether or not such determination should be made, and may take other appropriate measures for those purposes including but not limited to undertaking an independent investigation of the situation of the district or territory involved

SEC 1.5 Section 3161 5 is added to said code, to read "

Amendment No 3

On page 12, line 35, after "2000", insert ", exclusive of the average daily attendance of adults as adults are defined in Section 6352, and exclusive of the average daily attendance in special day and evening classes and summer schools".

Amendment No. 4

In line 1 of the title, after "3161 5", insert ", 18054 5, 18054 6,"

Amendment No 5

On page 13, between lines 44 and 45, insert

"SEC 11 5 Section 18054 5 is added to the Education Code, to read.

18054 5 For purposes of any regulation making the time or hours during a schoolday during which a schoolbus is operated, a factor in the computation of transportation allowances, the Superintendent of Public Instruction shall utilize no less than the period of time between the time when the school bus departs from the location in which it is customarily stationed when not in use, and the time when the school bus is returned there at the end of the day, excluding the time during which the school bus is not in use between trips during the day

SEC 11 6 Section 18054 6 is added to said code, to read

18054 6 Of the funds allocated for expenditure for transportation in each fiscal year, there shall be reserved the amount necessary to provide the allowances prescribed by this section, but not to exceed one and one-half percent (1 5%) of the amount designated in subdivision (b) of Section 17303 5

The allowances prescribed by this section shall be provided in each fiscal year for any eligible unified school district formed under the provisions of Chapter 10 (commencing with Section 3101) of Division 3, upon application therefor submitted to the Superintendent of Public Instruction by the governing board of such district Such allowance shall be provided only if the Superintendent of Public Instruction determines that the transportation expense of the district for the preceding fiscal year is substantially affected by sparsity of population in all or a portion of the district, such as to require that excessive distances be traveled to transport relatively few pupils to the regular day classes of the district

The Superintendent of Public Instruction shall allow to each eligible district the amount computed as follows

(a) He shall compute from the annual report of transportation expense of the district the portion of the total transportation expense which is due to travel for excessive distances to transport relatively few pupils

(b) He shall compute from the annual report of transportation expense of the district, prior to the application of any deficit under Section 18061, the percentage of the approved transportation expense represented by the allowances to the district provided by the other provisions of this article, exclusive of any allowances provided by subdivision (a) of Section 18056 and Section 18058

(c) He shall multiply the portion of the total transportation expense computed under subdivision (a) by the percentage computed under subdivision (b)

The Superintendent of Public Instruction may adopt rules and regulations defining "excessive distances" and "relatively few pupils" and making provision for any other matter he may deem essential to the effective administration of this section "

Amendment No. 6

In line 5 of the title, after "17666 2," insert "18106,"

Amendment No. 7

On page 13, between lines 44 and 45, insert

"SEC 11 5 Section 18106 of said code is amended to read

18106 The total amount which may be allowed to school districts and county superintendents of schools under Sections 18102 and 18103 for readers provided blind pupils to assist them with their studies, or for the purchase of Braille books, the cost of transcribing ink print materials into Braille, the purchase of making of sound recordings and

the purchase of special supplies and equipment for blind pupils; ~~and to the Superintendent of Public Instruction for the purposes of Sections 10301 and 10302~~, shall not exceed one hundred ~~fifteen thousand dollars ($115,000)~~ *one thousand dollars ($101,000)* in any fiscal year If the total amount which may be allowed under this section during any fiscal year is less than the total allowances computed under Sections 18102 and 18103 for that purpose, the amounts allowed shall be reduced proportionately

~~The amount allowed under this section to the Superintendent of Public Instruction for operation of the central clearing house depository as provided in Sections 10301 and 10302 shall not exceed twenty-eight thousand dollars ($28,000) in the fiscal year 1963-1964, and in each year thereafter shall equal the actual expense incurred for such purposes by the Superintendent of Public Instruction during the preceding year or twenty-eight thousand dollars ($28,000), whichever is less~~ ''

Amendment No. 8

In line 1 of the title, after "3161 5", insert "17506, 17507,".

Amendment No. 9

On page 6, between lines 45 and 46, insert

"SEC 3 1. Section 17506 is added to said code, to read

17506 It is the intent and purpose of the Legislature to encourage, by every means possible, the reduction of class sizes and the ratio of pupils to teachers in all grade levels in the public schools, and to urge every effort to this end to be undertaken by the local school administrative authorities The Legislature shall undertake studies directed to the establishment of effective programs by which the attainment of this objective through local action may be encouraged Such programs may involve financial rewards for demonstrated achievement, as well as other forms of preferential consideration afforded as an integral part of the State's public school financial support programs

SEC 3 2. Section 17507 is added to said code, to read

17507 The Superintendent of Public Instruction, in computing apportionments and allowances from the State School Fund for the First Principal Apportionment and the Second Principal Apportionment, shall determine the following for the regular day classes of the elementary schools maintained by each school district

(a) For grades 1 to 3, inclusive, he shall determine the number of classes, the number of pupils enrolled in each class, the total enrollment in all such classes, the average number of pupils enrolled per class, and the total of the numbers of pupils which are in excess of thirty-three (33) in each class having an enrollment of thirty-three (33) or more

(b) For grades 4 to 8, inclusive, he shall determine the total number of pupils enrolled, the number of full-time equivalent classroom teachers, and the average number of pupils per each full-time equivalent classroom teacher

(c) He shall compute the product obtained by multiplying the excess number of pupils, if any, under the provisions of subsection (a) of this section by ninety-seven hundredths (97)

(d) If the average number of pupils enrolled per class under subsection (a) of this section is more than 30 and the average number of pupils per each full-time equivalent classroom teacher pursuant to subsection (b) of this section has not increased sufficiently over that determined for the 1964-65 fiscal year to require additional teachers on the basis of thirty (30) pupils per each full-time equivalent classroom teacher, he shall decrease the average daily attendance reported under the provisions of Section 17601 1 by one-half of the product determined under subsection (c) of this section

(e) If the average number of pupils enrolled per class under subsection (a) of this section is more than 30 and the average number of pupils per each full-time equivalent classroom teacher pursuant to subsection (b) of this section has increased sufficiently over that determined for the 1964-1965 fiscal year to require additional teachers on the basis of thirty (30) pupils per each full-time equivalent classroom teacher, he shall decrease the average daily attendance reported under the provisions of Section 17601 1 by the product determined under subsection (c) of this section.

The governing board of each school district maintaining grades 1 to 8, inclusive, in the elementary schools of the district, shall report for the fiscal year 1964-65 and each year thereafter the information required for the determinations to be made by the Superintendent of Public Instruction under the provisions of this section in accordance with instructions provided on forms furnished and prescribed by the Superintendent of Public Instruction. Such information shall be derived as of October 31st and as of March 31st of each fiscal year, or if schools are not maintained on such dates, the data shall be derived as of the last day the schools are maintained immediately preceding such dates.

"Classroom teachers" and "teacher" as used in this section have the same meanings as prescribed by Section 17200 of this code.

Whenever the number thirty-three (33) is required to be used in subsection (a) of this section for the fiscal year 1965-66, the following numbers shall be substituted during succeeding years: thirty-two (32) for the fiscal year 1966-67, thirty-one (31) for the fiscal year 1967-68, thirty (30) for the fiscal year 1968-69 and each year thereafter.

The provisions of this section are not applicable to school districts with less than 101 units of average daily attendance.

Although no decreases in average daily attendance shall be made for the fiscal year 1964-65, reports are required to be filed under the provisions of this section, and the State Superintendent of Public Instruction shall notify each school district the amount of the decrease in state allowances which would have been effected had such decrease in average daily attendance been applied."

The roll was called, and the Assembly refused to concur in Senate amendments to Assembly Bill No. 145 by the following vote.

AYES—Badham, Bagley, Booth, Britschgi, Burgener, Chapel, Dannemeyer, Davis, Flournoy, Frew, Holmes, Lanterman, Milias, Monagan, Ryan, Stevens, Thelin, Veneman, Veysey, Whetmore, Winton, and Young—22

NOES—Allen, Alquist, Ashcraft, Bane, Barnes, Bee, Belotti, Carrell, Collier, Cologne, Crown, Cusanovich, Danielson, Deukmejian, Dills, Donovan, Elliott, Foran, Gaffney, Garrigus, Greene, Henson, Kennick, Knox, Marks, McMillan, Mills, Mulford, Pattee, Porter, Powers, Rumford, Waite, Waldie, Warren, Willson, Z'berg, Zenovich, and Mr. Speaker—39

EXPLANATION OF VOTE

May 11, 1964

My vote for concurrence in Senate amendments to Assembly Bill 145 is for the sole reason of expressing approval of the deletion of mandatory unification from Assembly Bill 145, by the State Department of Education.

WILLIAM E. DANNEMEYER

ANNOUNCEMENTS

Mr. Willson announced that the Committee on Judiciary would not hold a meeting today.

Mr. Mulford announced that there would be a Republican Caucus today at 2 p.m., in Room 4168.

Mr. Mills announced that Mr. Crown had agreed to postpone the meeting of the Committee on Ways and Means until 2:30 p.m. today, and that there would be a Democratic Caucus today at 2 p.m., in Room 2170.

INTRODUCTION OF GUESTS

Speaker pro Tempore Bee introduced Gonzalo Molina, of Los Angeles, District Administrative Assistant of Assemblyman Edward E. Elliott, of Los Angeles, to the Members, who joined in welcoming him on his visit to the Assembly Chamber.

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

The following bills were introduced, and read the first time

Assembly Joint Resolution No. 15: By Assemblyman Willson (Senator Farr, coauthor)—Relative to memorializing the President of the United States to call a White House Conference on alcoholism

Referred by the Speaker pro Tempore to the Committee on Rules

Assembly Concurrent Resolution No. 66: By Assemblyman Lanterman—Relative to the death of Albert I Stewart

Referred by the Speaker pro Tempore to the Committee on Rules

Assembly Bill No. 209: By Assemblymen Henson and Foran—An act to amend Sections 17182 and 17183 of the Revenue and Taxation Code, relating to personal income taxes, to take effect immediately

Held at desk by order of the Speaker pro Tempore

RESOLUTIONS

The following resolutions were offered:

By Assemblyman Z'berg:

House Resolution No. 289

Relative to the Honorable Antonio J Villegas

WHEREAS, During this month of May 1964, the Honorable Antonio J Villegas, Mayor of the City of Manila in the Republic of the Philippines, will visit our State, and

WHEREAS, Mr Villegas, who has just begun his first full term as Mayor of Manila, is an outstanding example of the rising young leadership that is devoting itself to bringing the Republic of the Philippines forth to a prominent position among the free nations of the world, and

WHEREAS, Although still only a young man, Mayor Villegas has demonstrated an increasing awareness of the needs of the public welfare and has proven himself a dedicated and effective servant of the public, and

WHEREAS, Under his leadership and policy of "all government, no politics" the City of Manila has experienced a renewal and revitalization and many worthwhile and long-needed reforms have been undertaken and changes made in the city and its government, and

WHEREAS, An associate of the Philippines' great President Magsaysay, Mr Villegas aptly reflects the vigor and striving for national realization of the people of the Republic of the Philippines and his visit will serve to further that great feeling of comradeship that exists between the peoples of the United States and the Philippines, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members welcome the Honorable Antonio J Villegas to California and extend their best wishes to him and to the City of Manila, and be it further

Resolved, That the Chief Clerk of the Assembly transmit a suitably prepared copy of this resolution to the Honorable Antonio J Villegas

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

By Assemblyman Burgener

House Resolution No. 290

Relating to the fiscal year applicable to public school operations

WHEREAS, The present July 1-June 30 fiscal year prescribed for the districts and local agencies conducting the public schools in the State does not coincide with the actual business cycle of public school operation; and

WHEREAS, The presently prescribed fiscal year commences before all data and information required for fiscal programming for the year itself has been developed,

and while the school districts are conducting summer schools and other functions of secondary importance in school operations, the financing of which must subsequently be provided for, and

WHEREAS, A much more realistic and practical fiscal year could be established using the period between September 1st and the succeeding August 31st, and would entail only minor changes in the functions and responsibilities of other affected state and local governmental agencies, now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Rules Committee is directed to assign to the appropriate interim committee for study the subject of changing the fiscal year for the school districts and local officers and agencies operating the public schools, and to direct such interim committee to report its findings thereon together with its recommendations concerning appropriate legislation, to the Assembly not later than the fifth legislative day of the 1965 Regular Session of the Legislature

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Mulford

House Resolution No. 291

Relative to commending Mr Howard K Skinner

WHEREAS, Mr Howard K Skinner is retiring from his post as manager of the renowned San Francisco Symphony Orchestra, a position which he has held with distinction since 1939, and

WHEREAS, Mr Skinner during his years of dedicated service to the orchestra and his community has helped build the San Francisco Symphony Orchestra into the splendid musical resource it is today, and

WHEREAS, He was responsible for instituting the San Francisco Symphony Youth Forum, which each year provides over 50 000 college students with an opportunity to hear San Francisco Symphony performances, thus assuring the continuance of the great musical tradition now being carried forward by Maestro Josef Krips, conductor and musical director of the Orchestra, and

WHEREAS, Mr Skinner has been influential, through his close friendship with the world's great artists, in bringing superb talent to California to perform with the Orchestra and has thus been instrumental in giving the people of this State an opportunity to hear and see the world's great artists, and

WHEREAS, Mr Skinner by his efforts has made a significant contribution to the cultural life of California and has brought the joys of great music to the people of this State, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members commend Mr Howard K Skinner upon his years of service with the San Francisco Symphony Orchestra and thank him for the musical pleasure and inspiration that he has brought to so many, and be it further

Resolved, That the Chief Clerk of the Assembly be directed to transmit a suitably prepared copy of this resolution to Mr Howard K Skinner

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Porter

House Resolution No. 292

Congratulating Col C S Smith, Publisher of the Bellflower *Herald-American*, and Mr Larry Moshier, Editor

WHEREAS, Under the dedicated leadership of Col C S Smith, its publisher, the Bellflower *Herald-American*, for an unprecedented recordbreaking 12th consecutive year, has successfully earned the National Safety Council's Public Interest Award in national competition and was the only newspaper in Los Angeles County to be so honored, and

WHEREAS, The Bellflower *Herald-American's* city editor, Larry Moshier, has served on the Governor's Safety Council for the past nine years and under appointment of the President of the United States he has served as Safety Council panelist in the 1956 meeting held in San Francisco and for his services he was honored at the 1963 award dinner of the Greater Los Angeles Chapter held at the Beverly Hilton, and

WHEREAS, The Bellflower *Herald-American* is one of 13 great newspapers owned by Colonel C S Smith and under his direction the *Herald-American*, in the old American newspaper tradition, is one of the most enthusiastic promoters of the interests of the community; and

WHEREAS, The *Herald-American's* effective local campaign, under city editor Larry Mosher, to foster safety by disseminating information and supporting seat belt clinics was justly recognized by the National Safety Council's Public Interest Award for the 12th consecutive year; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members commend Col C S Smith, the Bellflower *Herald-American* and Larry Mosher for their outstanding record of service to the community and congratulate them upon receiving the National Safety Council award for 12 consecutive years; and be it further

Resolved, That the Chief Clerk of the Assembly be directed to transmit suitably prepared copies of this resolution to Col C S Smith and to Larry Mosher.

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Knox

House Resolution No. 293

Relative to an interim study of the defense of indigent defendants and appellants

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is directed to assign to an appropriate interim committee for study the subject of the problems in connection with providing counsel and other assistance to indigent defendants and appellants in criminal cases, including, but not limited to the most effective and economical manner in which to provide counsel and other assistance to such indigents in order that their constitutional rights might be protected, and to direct such interim committee to report to the Assembly its findings and recommendations not later than the fifth legislative day of the 1965 Regular Session of the Legislature

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Knox

House Resolution No 294

Relative to congratulating the California Council of Dads Clubs on its 42nd Annual Convention and designating May 17th to May 23rd as Dads Club Week

WHEREAS, It has come to the attention of the Members of the Assembly of the State of California that the California Council of Dads Clubs is holding its 42nd Annual Convention at the Hotel Mac in Richmond on May 23, 1964; and

WHEREAS, Since its inception in 1922, this worthy organization has devoted itself to aiding our youngsters, as its members have worked tirelessly to develop a more discerning citizenship among youth through their efforts on numerous programs to help our young people, our schools and our communities; and

WHEREAS, The high goals and tradition of public service of the California Council of Dads Clubs has caused it to be widely recognized as an effective and beneficial force for good in dealing with the complex problems confronting youth; and

WHEREAS, The achievements of this organization and of its members, as exemplified by its president, Mr Wendel Larson, and Mr Robert D Nelson, Chairman for the 42nd Annual Convention, are deserving of commendation; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly congratulate the California Council of Dads Clubs on the occasion of its 42nd Annual Convention, and honor its members for their years of service to our youth by declaring May 17th to May 23rd to be Dads Club Week in California; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to the California Council of Dads Clubs

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblymen Mulford, Ashcraft, Britschgi, Conrad, Allen, Badham, Bagley, Barnes, Bee, Belotti, Burgener, Carrell, Casey, Chapel,

Collier, Cologne, Cusanovich, Dannemeyer, Deukmejian, Dills, Donovan, Flournoy, Gaffney, Henson, Hinckley, Holmes, Johnson, Lanterman, Marks, Meyers, Milias, Mills, Monagan, Pattee, Porter, Powers, Ryan, Soto, Stevens, Thelin, Veneman, Veysey, Waite, Whetmore, and Willson.

House Resolution No. 295

Relative to trade with Communist China

WHEREAS, On April 23, 1964, Governor Edmund G. Brown gave an address at Georgetown University in which he claimed to speak for the "informed citizens of my State" and in which he urged that this Nation resume trade with Communist China, and

WHEREAS, California's Constitution refers to the Governor as the repository of the "supreme *executive* of this State" and declares that the Legislature is a separate branch of the government, and

WHEREAS, The Members of this Assembly must face the voters twice as often as does the Governor, and are more intimately acquainted with the views of the voters in their districts on the vital issues of the day; and

WHEREAS, It is proper that officials of other states, and of the United States, as well as officials of foreign nations, should be informed that a majority of the people of this State do not agree that trade with Communist China should be resumed, particularly when Communist China is fomenting violence and subversion in many parts of the world, and when American citizens, as well as freedom loving citizens of other lands, are losing their lives in such incidents; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this body hereby declare that the voters in their districts have not sought a resumption of trade between this Nation and Communist China, and that a majority of them would be opposed to such action.

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Lanterman:

House Resolution No 296

Relative to the death of Albert I Stewart

WHEREAS, It was with great sadness that the Members of the Assembly of the State of California learned of the death of their former colleague and an outstanding leader in state and local government, Albert I Stewart, and

WHEREAS, Mr Stewart was born and educated in Cookville, Tennessee, before coming to California in 1903 where he was destined to become a prominent figure in the cause of good government; and

WHEREAS, Mr Stewart's vital interest in representative government led him to seek and gain election to the Assembly of the State of California in 1944 where he served with honor and distinction until 1958, and

WHEREAS, In spite of his many pressing obligations, Mr Stewart found time to serve this State as Director of the Department of Vocational Standards and to serve the City of Pasadena, where he lived for 31 years, as a City Director for 14 years, two of them as Chairman of the City Board, and

WHEREAS, His deep interest in the improvement of municipal government caused Mr Stewart to become active in such organizations as the League of California Cities which he served as president and as director and the American Municipal Association; and

WHEREAS, Mr Stewart was affiliated with many service clubs and fraternal groups including all Masonic Lodges, the Elks and the National Exchange Club, and

WHEREAS, As a leader in the mercantile trade, Mr Stewart helped to organize one of the Nation's largest grocery businesses, Safeway Stores, of which, for 19 years, he was director, general superintendent, public relations counsel, and vice president, and

WHEREAS, Mr Stewart's death was an occasion not only of mourning for his many friends who found in him warmth of personality and wise counsel, but also an occasion of incalculable loss to the public who were the beneficiaries of his boundless energy and talent, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members by this resolution express their regret and sorrow upon learning of the death of their

beloved former colleague, Albert I Stewart, and they extend their sincere condolences to his widow, Laura, and to his son, Harold, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit suitably prepared copies of this resolution to Mrs Laura Stewart and to Mr Harold Stewart

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblymen Stanton, Alquist, and Milias

House Resolution No. 297

Relative to Mrs. Jacqueline Joo

WHEREAS, One of the most distinguished women pilots in this Nation, Mrs Jacqueline Joo, of San Jose, was recently named by President Lyndon B Johnson to the Women's Advisory Committee of the Federal Aviation Agency, and

WHEREAS, Mrs. Joo is a licensed helicopter pilot, an honor she shares with only 57 other women throughout the world, and a holder of a standard pilot's license; and

WHEREAS, This native of Petersburg, Virginia, has been accorded many flying honors, such as Cadet of the Year by the Virginia Civil Air Patrol in 1956, and Woman Pilot of the Year in Northern California in 1962, and

WHEREAS, She is a member of the International Association of Women Pilots, the Whirlybirds, an international women's helicopter society, the Aircraft Owners and Pilots Association, and the Antique Airplane Association, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members pay a collective tribute to the flying exploits of Mrs Joo, and wish her the greatest of success as she embarks upon the needful work of the Women's Advisory Committee of the Federal Aviation Agency, and be it further

Resolved, That the Chief Clerk of the Assembly shall transmit a suitably prepared copy of this resolution to Mrs Jacqueline Joo

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

By Assemblymen Stanton and Alquist

House Resolution No. 298

Relative to commending Mr. Hamil "Ham" O Wagnon

WHEREAS, Mr Hamil "Ham" O Wagnon has been prominent for many years in educational, community, labor, and political activities in San Jose, and

WHEREAS, Mr. Wagnon has devoted 38 of those years to classroom teaching and inspired both students and teachers alike, and

WHEREAS, Mr. Wagnon helped to organize the San Jose Chapter of the American Federation of Teachers, AFL-CIO, served as its president, and actively participated in the union, and

WHEREAS, Mr Wagnon represented his union on the Santa Clara County Central Labor Council for 10 years and served as President of the County Committee on Political Education (COPE), and

WHEREAS, Mr Wagnon was one of the founders of night softball in San Jose and served as Director of Recreation in San Jose from 1930 to 1942 and was a volunteer recreation worker in Juvenile Hall, and

WHEREAS, Mr. Wagnon retired this year as a teacher at Herbert Hoover Junior High School and was awarded the "Teacher of the Year" award for 1964 by the Gamma Omega Chapter of Phi Delta Kappa, men's honorary education fraternity at San Jose State College, for his outstanding contributions to the education profession; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members hereby commend and congratulate Mr Hamil "Ham" O Wagnon for his outstanding contributions to the community and wish him success in all his future endeavors, 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 Wagnon.

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Ryan

House Resolution No 299

Relative to the death of Herbert H Beckner

WHEREAS, It was with the most sincere and profound regret that the Members of the Assembly of the State of California learned of the death on March 28, 1964, of Herbert H Beckner, the Vice Mayor of the City of San Bruno, and

WHEREAS, An able and conscientious public official, Mr Beckner had well earned the respect and high regard of all who knew him, and

WHEREAS, A native of Washington State, he was a long-time employee of Bethlehem Steel Corporation and had long been associated with the San Bruno Fire Department, and

WHEREAS, First elected a city councilman in 1958, he served as mayor in 1961 and 1962, and was reelected in 1962; and

WHEREAS, He was a member of the San Bruno American Legion Post, of the Lomita Park Voluntary Fireman's Association, and of Blue Lakes Masonic Lodge, and

WHEREAS, Among those whom he leaves to mourn his passing and to receive the heartfelt sympathy of all are his widow, Sylvia, a daughter, Ruth Marie; three stepchildren, Mrs Dorothy LeBeaux of San Bruno, Eugene Hall of Houston, Texas, and Ernest Hall of Hillsborough and 12 stepgrandchildren, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly do hereby extend their deepest condolences to the bereaved widow and family of the late Herbert H Beckner, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit suitably prepared copies of this resolution to the widow and family of Herbert H Beckner

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

By Assemblymen Gaffney, Foran, Marks, and Meyers (Coauthor Senator McAteer)

House Resolution No. 300

Relative to the San Francisco School Safety Patrol

WHEREAS, The safety and welfare of many school youngsters of San Francisco, in crossing busy streets to and from school, have been placed with confidence into the care of the 4,800 students who are members of the San Francisco School Safety Patrol, and

WHEREAS, Chosen by the faculty of their school to serve on the patrol, responsible students of the fifth grade or above level pledge to perform their duties faithfully, be on time, obey teachers and officers, strive to prevent accidents, report dangerous activities, and set a good example for others, and

WHEREAS, The boys and girls of the patrol are not only safeguarding the lives of their classmates, but they are learning valuable lessons for themselves, learning to be dependable, to accept responsibility, to acquire leadership abilities, and to be able citizens; and

WHEREAS, The maturity, resourcefulness, and concern exhibited by the youth selected to participate in the school safety patrol always provide cause for favorable reflection upon the capability and stability of the future generation, and

WHEREAS, Dedicated youth from several generations of San Franciscans have served with distinction in the school safety patrol program, and

WHEREAS, A review will be held in San Francisco on May 19, 1964, at the Polo Field in Golden Gate Park to honor the members of the San Francisco School Safety Patrol, and

WHEREAS, The students, faculty, police supervisors, parent-teacher groups, and the officers and members of the California State Automobile Association, responsible for the early establishment of, and the continued fruition of successful safety results with, the school safety patrol program, should be appropriately recognized; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly do hereby commend the San Francisco School Safety Patrol, the 4,800 boys and girls who are currently members of the patrol, and the faculty members, police supervisors, and the California State Automobile Association officers and members who have played such a vital part in the organization and continued successful operation of the patrol, and sincerely wish that their continuing efforts

on behalf of traffic safety may make us all more aware of the presence of school children as we drive upon streets and highways and cause everyone everywhere to drive defensively and with particular attention toward the safety of school children, and be it further

Resolved, That the Chief Clerk of the Assembly shall transmit suitably prepared copies of this resolution to the Board of Education, the Mayor, and the Chief of Police of San Francisco, and to the California State Automobile Association

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

APPOINTMENT OF COMMITTEE ON CONFERENCE CONCERNING ASSEMBLY BILL NO. 145

The Speaker pro Tempore appointed Messrs Unruh, Lanterman, and Garrigus as a Committee on Conference concerning Assembly Bill No 145

REQUEST FOR UNANIMOUS CONSENT

Speaker pro Tempore Bee was granted unanimous consent that a photographer be allowed on the floor of the Assembly during the recess.

RECESS

At 11 59 a m, Speaker pro Tempore Bee declared the Assembly recessed until 12 05 p m, for the purpose of the presentation of an award by Commander W J Hagerty, Vice President, Western Region, Freedoms Foundation, to the Honorable E Richard Barnes of San Diego, and appointed Messrs Badham, Burgener, and Stanton as a Committee on Escort to escort Assemblyman Barnes to the rostrum.

REASSEMBLED

At 12 05 p m, the Assembly reconvened
Hon Carlos Bee, Speaker pro Tempore of the Assembly, presiding
Chief Clerk James D Driscoll at the Desk
Assistant Clerk Malcolm MacIntyre reading

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

CONSIDERATION OF ASSEMBLY BILL NO. 196

Resolution to Dispense With Constitutional Provision

The following resolution was offered

By Mr Allen

Resolved, That Assembly Bill No 196 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, considered engrossed, and placed upon its passage

Resolution read

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

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Cusanovich, Danielson, Dannemeyer, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Holmes, Kennick, Lanterman, Marks, McMillan, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Powers, Rumford, Ryan, Stanton, Stevens,

Thelin, Veneman, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Young, Z'berg, Zenovich, and Mr Speaker—58
NOES—None.

Article IV, Section 15 of the Constitution was declared dispensed with

Assembly Bill No. 196—An act to add Section 6652.5 to the Elections Code, relating to the conduct of elections

Bill read second time

Assembly Bill No. 196—An act to add Section 6652.5 to the Elections Code, relating to the conduct of elections

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

AYES—Allen, Alquist, Asheraft, Badham, Bane, Barnes, Bee, Belotti, Booth, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Cusanovich, Danielson, Dannemeyer, Denkmejian, Dills, Donovan, Elliott, Foran, Frew, Garrigus, Greene, Henson, Holmes, Kennick, Lanterman, Marks, McMillan, Milias, Mills, Mulford, Porter, Powers, Rumford, Ryan, Stanton, Stevens, Waite, Waldie, Whetmore, Williamson, Willson, Young, Zenovich, and Mr Speaker—49
NOES—Flournoy, Knox, Monagan, Thelin, Veneman, Warren, Winton, and Z'berg—8

Bill ordered transmitted to the Senate

CONSIDERATION OF ASSEMBLY BILL NO. 205

Resolution to Dispense With Constitutional Provision

The following resolution was offered

By Mr Allen

Resolved, That Assembly Bill No 205 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, considered engrossed, and placed upon its passage

Resolution read

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

AYES—Allen, Alquist, Asheraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Cusanovich, Danielson, Dannemeyer, Davis, Denkmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Holmes, Kennick, Knox, Lanterman, Marks, McMillan, Milias, Mills, Monagan, Moreno, Mulford Pattee, Porter, Powers, Rumford, Ryan, Stanton Stevens, Thelin, Veneman, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr. Speaker—63
NOES—None

Article IV, Section 15 of the Constitution was declared dispensed with

Assembly Bill No. 205—An act to amend Section 6655 of the Elections Code, relating to conduct of elections, and declaring the urgency thereof, to take effect immediately

Bill read second time.

Assembly Bill No. 205—An act to amend Section 6655 of the Elections Code, relating to conduct of elections, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Cartell, Casey, Chapel, Collier, Cologne, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Holmes, Kennick, Lanterman, Marks, McMillan, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Porter, Powers, Rumford, Ryan, Stanton, Stevens, Thelin, Veneman, Vevsey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Zberg, Zenovich, and Mr Speaker—64

NOES—None.

The question being on the passage of the bill

Bill passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener Cartell, Casey, Chapel, Collier, Cologne, Crown Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Holmes, Kennick, Lanterman, Marks, McMillan, Mihas, Mills Monagan, Moreno, Mulford, Pattee, Porter, Powers, Rumford, Ryan, Stanton, Stevens, Thelin, Veneman, Vevsey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Zberg, Zenovich, and Mr Speaker—64

NOES—None

Bill ordered transmitted to the Senate

SECOND READING OF SENATE BILLS

Senate Bill No. 16—An act to amend Section 75033 of the Government Code, relating to judges' retirement.

Bill read second time, and ordered to third reading

NOTE. Later this day the above bill was re-referred to the Committee on Ways and Means

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Senate Joint Resolution No. 12—Relative to data processing.

Resolution read

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Ways and Means, were read, and adopted:

Amendment No. 1

On page 1, line 20, of the printed measure, strike out "WHEREAS, The", and insert

"WHEREAS, The United States Employment Service, a part of the United States Department of Labor, jointly with the"

Amendment No. 2

On page 1, line 21, strike out "has made", and insert "is making".

Amendment No. 3

On page 1, after line 23, insert

"WHEREAS, The pilot study is entirely financed by funds of the United States Government, and"

Resolution ordered reprinted, and on file

Senate Bill No. 54—An act to add Section 36057 5 to the Health and Safety Code, relating to housing for farm laborers.

Bill read second time.

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Ways and Means, were read, and adopted:

Amendment No. 1

In lines 2 and 3 of the title of the printed bill, as amended in Senate April 9, 1964, strike out "for farm laborers"

Amendment No. 2

On page 1, strike out line 9, and insert "ers and their families, persons displaced by action of any state or local public agency, and workers engaged in cutting, processing, milling, handling, or shipping lumber or lumber products, and the families of such workers."

Amendment No. 3

On page 1, line 14, after "ers", insert "and persons displaced by action of any state or local public agency".

Request for Unanimous Consent to Temporarily Suspend Rule No. 101

Mr Gaffney was granted unanimous consent that Rule No 101 be temporarily suspended for the purpose of permitting an amendment which adds a coauthor to Senate Bill No 54

Motion to Amend

Mr Gaffney moved the adoption of the following amendment·

Amendment No. 1

In the heading of the printed bill, as amended in Senate April 9, 1964, strike out "(Coauthor: Assemblyman Z'berg)", and insert "(Coauthors Assemblymen Z'berg and Gaffney)"

Amendment read, and adopted.

Bill ordered reprinted, and returned to the second reading file

Senate Bill No. 69—An act to amend Sections 17027, 17053, 17072, 17203, 17204, 17206, 17216 2, 17254, 17262, 17284, 17416, 17503, 17531, 17532, 17533, 17534, 17535, 17536, 17577, 17837, 17913, 18152, 18162, 18241, 18242, 18243, 18244, 18245, and 18246 of, to add Sections 17120, 17139, 17154, 17176, 17177, 17205 5, 17266, 17527, 17528, 17594, 17617, 18212, 18213, 18214, 18215, 18216, 18217, 18218, 18402 7, 18802 5, and 18802.7 to, and repeal Sections 17537, 17537 1, 17538, 17539, 17540, 18247, and 18248 of the Revenue and Taxation Code, relating to personal income taxes

Bill read second time, and ordered to third reading.

Senate Bill No. 90—An act to add Section 54918 to the Government Code, relating to zones within districts formed under Water Conservation Act of 1931, declaring the urgency thereof, to take effect immediately

Bill read second time

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Rules, were read, and adopted·

Amendment No. 1

On page 1, strike out lines 3 to 6, inclusive, of the printed bill, as amended in Senate April 27, 1964, and insert

"54918. This section applies only to the Santa Clara Valley Water Conservation District"

Amendment No. 2

On page 1, line 9, strike out "said act", and insert "the Water Conservation Act of 1931"

Amendment No. 3

On page 1, strike out line 18, and insert

"SEC 2 The Legislature finds and declares that the provisions of this section constitute a special act in a case where a general law cannot be made applicable The Santa Clara Valley Water Conservation District is the only district formed under the Water Conservation Act of 1931 in which there is a ground water charge zone Factors in the district make the authorization to levy a tax in a portion of the district not included in a ground water charge zone equitable as applied to the district, but as applied in other districts which may in the future establish a ground water charge zone, Section 1 may prove inequitable

SEC 3 This act is an urgency measure necessary for the"

Bill ordered reprinted, and returned to the second reading file.

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 58—An act to amend Sections 10222 and 10315 of the Elections Code, relating to the conduct of elections

The question being Shall the Assembly concur in the following Senate amendments to Assembly Bill No 58

Amendment No. 1

In the title of the printed bill, as amended in Assembly March 23, 1964, strike out 10221, 10314, and 14419", and insert "10222 and 10315"

Amendment No. 2

On page 1, strike out line 1 and insert

"SECTION 1 Section 10222 of the Elections Code is amended to read

10222 On each ballot a perforated line shall extend across the top of the ballot not less than one inch from the top of it The same number as appears on the stub shall be printed above the perforated line within two inches of the perforated line on the left hand side of the ballot, and above this number shall be printed in parentheses, in small type, as follows (This number shall be torn off by inspector and handed to the voter) One-half inch to the right of the ballot number there shall be a short perforated line extended from the perforated line along the top of the ballot to the top edge of the ballot *The words "I HAVE VOTED—HAVE YOU" may also be printed immediately above or below the number*

SEC 2 Section 10315 of said code is amended to read

10315 On each ballot a perforated line shall extend across the top of the ballot one inch from its top The same number as appears on the stub shall be printed above the perforated line within two inches of the perforated line on the left side of the ballot, and above this number shall be printed in parentheses in small type as follows "(This number shall be torn off by inspector and handed to the voter)" *The words "I HAVE VOTED—HAVE YOU" may also be printed immediately above or below the number* One-half inch to the right of the ballot number there shall be a short perforated line extending from the perforated line along the top of the ballot to the top edge of the ballot Immediately above this perforated line shall be printed in blackface lower-case type, at least 12-point in size, and enclosed in parentheses, the following "Fold ballot to this perforated line, leaving top margin exposed" Above this printed direction and midway between it and the top edge of the ballot shall be printed in blackface capital type, at least 12-point in size, if possible, and with the four middle words underlined or otherwise made prominent, the following "Mark crosses (+) on ballot only with rubber stamp, never with pen or pencil"

Below this direction and midway between it and the next line shall be printed in blackface capital type at least 12-point in size, enclosed in parentheses, and with the first two and the last five words underlined or otherwise made prominent, the following

(ABSENTEE BALLOTS MAY BE MARKED WITH PEN AND INK OR PENCIL)"

Amendment No. 3

On page 1, strike out lines 2 to 26 inclusive, and on page 2, strike out lines 1 to 9, inclusive

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No 58 by the following vote·

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Flournoy, Foran, Frew, Garrigus, Greene, Henson, Holmes, Kennick, Knox, Lanterman, Marks, McMillan, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Porter, Powers, Rumford, Ryan, Stanton, Stevens, Thelin, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Z'berg, Zenovich, and Mr. Speaker—62.
NOES—None

Assembly Bill No 58 ordered enrolled

LEAVE OF ABSENCE FOR THE BALANCE OF THE DAY

At 12 14 p m , the following Member was granted leave of absence for the balance of the day, because of legislative business elsewhere:
Mr Knox, on request of the Speaker pro Tempore

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)

Assembly Bill No. 139—An act to amend Section 17601.1 of the Education Code, relating to state financial support for the public schools

The question being. Shall the Assembly concur in the following Senate amendments to Assembly Bill No 139?

Amendment No. 1

On page 1, line 15, of the printed bill, as amended in Assembly April 7, 1964, after "attendance", insert "in the regular day schools"

Amendment No. 2

On page 1, line 16, strike out "April 15", and insert "July 1"

Amendment No. 3

On page 1, line 17, after "attendance", insert "in the regular day schools"

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No 139 by the following vote.

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Holmes, Kennick, Lanterman, Marks, McMillan, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Porter, Powers, Rumford, Ryan, Stanton, Stevens, Thelin, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—63
NOES—None.

Assembly Bill No. 139 ordered enrolled

BILL PLACED ON THE INACTIVE FILE

The following bill was placed upon the inactive file
Assembly Bill No. 171, on motion of Mr. Belotti.

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

Assembly Bill No. 113—An act to add Section 17266 to the Education Code, relating to financial support for public school districts.

Bill read third time, and passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Cologne, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Greene, Holmes, Marks, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Porter, Powers, Rumford, Ryan, Stanton, Thelin, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Young, Zenovich, and Mr Speaker—51
NOES—Collier, Flournoy, Stevens, Willson, and Winton—5

Bill ordered transmitted to the Senate

Name Placed Upon Roll Call on Assembly Bill No. 113

Mr Crown was granted unanimous consent that he be recorded as voting "Aye" on Assembly Bill No 113

Assembly Joint Resolution No. 5—Relative to posthumously awarding the Congressional Medal of Honor to John Fitzgerald Kennedy

Resolution read, and adopted by the following vote.

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Holmes, Lanterman, Marks, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Porter, Powers, Rumford, Ryan, Stanton, Stevens, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—61
NOES—None

Resolution ordered transmitted to the Senate

Name Placed Upon Roll Call on Assembly Joint Resolution No. 5

Mr Cologne was granted unanimous consent that he be recorded as voting "Aye" on Assembly Joint Resolution No 5

Consideration of House Resolution No. 244

By Assemblymen Ryan, Alquist, Garrigus, Gonsalves, and Greene

House Resolution No. 244—Relating to a study of the year-round operation of the California State Colleges

NOTE. The full text of House Resolution No 244 appears at page 854 of the Assembly Daily Journal for April 30, 1964

Resolution read, and adopted unanimously

Consideration of House Resolution No. 230

By Assemblyman Allen

House Resolution No. 230—Relative to Fox Hills.

NOTE. The full text of House Resolution No 230 appears at page 818 of the Assembly Daily Journal for April 28, 1964

Resolution read, and adopted unanimously

Assembly Concurrent Resolution No. 54—Relative to the Joint Legislative Retirement Committee

Resolution read, and adopted by the following vote:

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Cologne, Danielson, Danne-

meyer, Davis, Deukmejian, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Holmes, Lanterman, Marks, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Porter, Powers, Rumford, Ryan, Stanton, Stevens, Thelin, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—58

NOES—None

Resolution ordered transmitted to the Senate

THIRD READING OF SENATE BILLS

Senate Bill No. 68—An act to add Chapter 8 (commencing with Section 8700) to Division 1, Title 2, of the Government Code, relating to economic and cultural relations with Baja California, and making an appropriation therefor

Bill read third time, and presented by Mr Mills

By unanimous consent the bill was passed on file, and to retain its place on file

Senate Bill No. 62—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, making an appropriation therefor, and providing for the submission of the measure to the people at a special election to be consolidated with the 1964 general election

Bill read third time, and presented by Mr Williamson

By unanimous consent, the bill was passed on file, and to retain its place on file.

Senate Concurrent Resolution No. 16—Relative to the bottom of Clear Lake.

Resolution read, and presented by Mr Belotti

Resolution adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Cologne, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Holmes, Lanterman, Marks, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Porter, Powers, Rumford, Ryan, Stevens, Thelin, Veneman, Veysey, Waite, Warren, Whetmore, Williamson, Willson, Winton Young, Z'berg, Zenovich, and Mr Speaker—77

NOES—Waldie—1.

Resolution ordered transmitted to the Senate.

Senate Joint Resolution No. 11—Relative to a study of north coastal multipurpose water projects

Resolution read, and presented by Mr Porter

Resolution adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Holmes, Lanterman, Marks, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Porter, Powers, Rumford, Ryan, Stanton, Stevens, Thelin, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Wilhamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—61

NOES—None

Resolution ordered transmitted to the Senate.

RESOLUTION REMOVED FROM CONSENT CALENDAR

On request of Mr Willson, House Resolution No 254 was removed from the Consent Calendar, and placed on the third reading file

NAME PLACED UPON ROLL CALL ON ASSEMBLY BILL NO. 145

Mr Booth was granted unanimous consent that he be recorded as voting "Aye" on the roll call on concurrence in Senate amendments to Assembly Bill No 145

BILL REMOVED FROM CONSENT CALENDAR

On request of Mr Frew, Senate Bill No 97 was removed from the Consent Calendar

Above bill ordered replaced on the second reading file, pursuant to Joint Rule No 22 2

Request for Unanimous Consent

Mr Frew was granted unanimous consent to take up Senate Bill No 97 without reference to file, for the purpose of amendment

CONSIDERATION OF SENATE BILL NO 97

Senate Bill No. 97—An act to amend Sections 74923, 74925 and 74926 of the Government Code, relating to municipal courts

Bill read second time

Motion to Amend

Mr Frew moved the adoption of the following amendments

Amendment No. 1

In the title of the printed bill, on line 2, after "courts", insert ", declaring the urgency thereof, to take effect immediately"

Amendment No. 2

On page 2, after line 17, 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

The court will be understaffed and the morale of certain employees of the court will be adversely affected due to an inadequacy in their compensation until such time as this measure becomes effective"

Amendments read, and adopted

Bill ordered reprinted, and to be returned to the second reading file

CONSIDERATION OF DAILY FILE (RESUMED)
CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the first item on the Consent Calendar

CONSENT CALENDAR—ASSEMBLY BILLS

Consideration of House Resolution No. 235

By Assemblywoman Davis

House Resolution No. 235—Relative to Box Canyon Reservoir

NOTE The full text of House Resolution No 235 appears at page 837 of the Assembly Daily Journal for April 29, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Greene Henson, Holmes, Lanterman, Marks, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Porter, Powers, Rumford, Ryan, Stevens, Thelin, Veneman, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—60
NOES—None

CONSENT CALENDAR—SENATE BILLS

Senate Bill No. 89—An act to amend Section 20 2 of the Solano County Flood Control and Water Conservation District Act (Chapter 1656, Statutes of 1951), relating to tax rate

Bill read third time, and passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne Crown, Cusanovich Danielson Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Holmes, Lanterman, Marks, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Porter, Powers, Rumford, Ryan, Stevens, Thelin, Veneman, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—60
NOES—None

Bill ordered transmitted to the Senate.

Senate Bill No. 83—An act to amend Section 10506 of the Education Code, relating to interdistrict agreements for reimbursement of cost of educating out-of-state residents, declaring the urgency thereof, to take effect immediately

Bill read third time

Urgency Clause

Urgency clause read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Holmes, Lanterman, Marks, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Porter, Powers, Rumford, Ryan, Stevens, Thelin, Veneman, Waite, Waldie Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—60
NOES—None

The question being on the passage of the bill
Bill passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Holmes, Lanterman, Marks, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Porter, Powers, Rumford, Ryan, Stevens, Thelin, Veneman, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z berg, Zenovich, and Mr Speaker—60
NOES—None

Bill ordered transmitted to the Senate

RE-REFERENCE OF BILLS PURSUANT TO RULE NO. 67

On advice of the Legislative Counsel, and pursuant to the provisions of Rule No 67, Speaker pro Tempore Bee ordered the following bill re-referred to the Committee on Ways and Means:

Senate Bill No. 16.

MESSAGES FROM THE SENATE

Senate Chamber, May 7, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day passed.

Senate Bill No 100

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bill was read the first time

Senate Bill No. 100—An act to amend Section 5605 of the Education Code, relating to financial support of public schools, declaring the urgency thereof, to take effect immediately

Referred by the Speaker pro Tempore to the Committee on Education

MESSAGES FROM THE SENATE

Senate Chamber, May 7, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day adopted

Senate Joint Resolution No 13
Senate Joint Resolution No 15

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolutions were read

Senate Joint Resolution No. 13—Relative to water research.

Referred by the Speaker pro Tempore to the Committee on Water

Senate Joint Resolution No. 15—Relative to requesting Congress to withhold action of legislation relating to certain activities of officers and shareholders of insurance companies

Referred by the Speaker pro Tempore to the Committee on Finance and Insurance.

MESSAGES FROM THE SENATE

Senate Chamber, May 7, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day adopted

Assembly Concurrent Resolution No 20
Assembly Concurrent Resolution No 30
Assembly Concurrent Resolution No 62

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

Above resolutions ordered enrolled

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

The following resolution was offered

Assembly Joint Resolution No. 16: By Assemblymen Williamson, Veysey, Booth, Monagan, Asheraft, Bee, Belotti, Casey, Cologne, Frew, Garrigus, Henson, Holmes, Pattee, Powers, Veneman, and Z'berg (Senators O'Sullivan, Symons, Quick, Rodda, Bradley, Sedgwick, Cobey, Nisbet, and Way, coauthors)—Relative to sugar beets

Referred by the Speaker pro Tempore to Committee on Agriculture.

RESOLUTIONS

The following resolution was offered

By Assemblyman Stevens

House Resolution No. 301

Relative to a study of administrative law and procedure

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is directed to assign to an appropriate interim committee for study the subject of administrative law and procedure, including appeals from administrative agency decisions, and to direct such interim committee to report its findings and recommendations to the Legislature not later than the fifth legislative day of the 1965 Regular Session, and be it further

Resolved, That the interim committee assigned to make the study shall be authorized to hold hearings jointly with any Senate committee authorized to study the same subject

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO. 59

Mr Z'berg was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Senate Bill No 24 for hearing in the Committee on Natural Resources, Planning, and Public Works at 3 45 p m , on Tuesday, May 12, 1964

ANNOUNCEMENTS OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

Today—

At 2 30 p m , instead of at 1 30 p m , Ways and Means (Crown, Chairman), in Room 4202

At 1 p m , instead of at 3 45 p m , Water (Porter, Chairman), in Room 4203

ADJOURNMENT

At 12 39 p m , on motion of Mr Waldie, the Speaker pro Tempore declared the Assembly adjourned until 11 a m , Tuesday, May 12, 1964

JESSE M UNRUH, Speaker

ANABEL WHANG, Minute Clerk

CALIFORNIA LEGISLATURE

1964 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

FORTY-EIGHTH LEGISLATIVE DAY

EIGHTY-FIRST CALENDAR DAY

IN ASSEMBLY

Assembly Chamber
Tuesday, May 12, 1964

The Assembly met at 11 a m
Hon Carlos Bee, Speaker pro Tempore of the Assembly, presiding.
Chief Clerk James D Driscoll at the Desk
Assistant Clerk Malcolm MacIntyre reading

ROLL CALL

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

Allen, Alquist, Ashcraft Badham, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee Powers, Rumford, Ryan, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—69

Quorum present

PRAYER

The following prayer was offered by the Chaplain, Rev Robert R. Ferguson

Eternal God, Continue to guide us as we continue these sessions May not fatigue of body or mind or the pressing events in the local areas detract from coming to the best possible conclusions

As we think objectively about issues, give us also courage to look at ourselves We know that the unexamined life is not worth living Thou Who art our light disclose the darkened areas of life which we dread facing so we may have a fullness and an abundant life which alone is truly worth living

We pray in our Lord's name —AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Bee, Mr Dills then led the Assembly in the pledge of allegiance to the Flag

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Mr Garrigus, seconded by Mr Alquist.

LEAVES OF ABSENCE FOR THE DAY

The following Members were granted leaves of absence for the day because of legislative business elsewhere

Mr Song, on request of the Speaker pro Tempore
Mr Dymally, on request of the Speaker pro Tempore
Mr Quimby, on request of the Speaker pro Tempore
Mr Porter, on request of the Speaker pro Tempore
Mr Ferrell, on request of the Speaker pro Tempore
Mr Petris, on request of the Speaker pro Tempore
Mr Beilenson, on request of the Speaker pro Tempore.

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

Mr Bagley, on motion of Mr Conrad
Mr Johnson, on motion of Mr Waldie

NOTE For *motion correcting the Assembly Daily Journal for this day relative* to Mr Johnson's absence, *see* page 1048

RESOLUTIONS

The following resolution was offered

By Assemblyman Stanton

House Resolution No 302

Relative to an interim study of commercial solicitation by telephone

WHEREAS, Telephone subscribers pay the cost of the fine telephone service which they receive, and

WHEREAS, It has been a right of all Americans to seek and find privacy in the sanctity of their homes, and

WHEREAS, Housewives have complained in large numbers that constant interruptions during their daily tasks of homemaking are a nuisance and a deterrent to the proper loving care of their children, and

WHEREAS, The various telephone companies are now shifting to digit dialing and have fully automated methods for the printing of telephone directories so that printing costs of specially designated digit phone numbers are insignificant; and

WHEREAS, Such numbers would not cause confusion but would reduce the number of telephone calls which disrupt domestic tranquility, invade the right of privacy and the sanctity of the home, now, therefore, be it

Resolved by the Assembly of the State of California, That the Committee on Rules of the Assembly is directed to assign for study to an appropriate interim committee the possibility of allowing paying residential subscribers the right to place an asterisk or a similar identifying mark before their phone numbers as listed in all directories to indicate to potential commercial solicitors that the party does not desire unmvited commercial solicitation, and to direct such interim committee to report to the Assembly its findings and recommendations not later than the fifth legislative day of the 1965 Regular Session of the Legislature

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, May 11, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined

Assembly Bill No. 152—An act to amend Sections 17202 and 17203 1 of the Education Code, and to amend Section 1819 of the Revenue and Taxation Code, relating to financial support of the public schools, and declaring the urgency thereof, to take effect immediately;

Assembly Bill No. 162—An act to amend Section 69582 of the Government Code, relating to superior courts,

Assembly Bill No. 176—An act to add Section 6.5 to the San Benito County Water Conservation and Flood Control District Act (Chapter 1598 of the Statutes of 1953), relating to powers of the district,

And reports the same correctly enrolled, and presented to the Governor at 4:45 p.m., May 11, 1964.

POWERS, Chairman

Assembly Chamber, May 11, 1964

Mr. Speaker: Your Committee on Engrossment and Enrollment has examined

Assembly Concurrent Resolution No. 20—Relative to additions to Salton Sea State Recreation Area, Riverside and Imperial Counties,

Assembly Concurrent Resolution No. 30—Relating to highway litter,

Assembly Concurrent Resolution No. 57—Approving charter amendments to the Charter of the City of Whittier, a municipal corporation in the County of Los Angeles, State of California, ratified by the qualified electors of the city at a general municipal election held therein on the 14th day of April, 1964

Assembly Concurrent Resolution No. 61—Relative to 1964 Western States Military-Civilian Traffic Safety Conference,

Assembly Concurrent Resolution No. 62—Approving a certain amendment to the Charter of the City of Torrance, a municipal corporation in the County of Los Angeles, State of California, ratified by the qualified electors of the city at the general municipal election held therein on April 14, 1964,

And reports the same correctly enrolled, and presented to the Secretary of State on the 11th day of May, 1964, at 4:45 p.m.

POWERS, Chairman

Committee on Education

Assembly Chamber, May 12, 1964

Mr. Speaker: Your Committee on Education reports

Assembly Concurrent Resolution No. 45

With amendments with the recommendation: Amend, be adopted, as amended, and be re-referred to the Committee on Ways and Means

GARRIGUS, Chairman

Above resolution ordered on file

Assembly Chamber, May 12, 1964

Mr. Speaker: Your Committee on Education reports

Assembly Bill No. 202
Assembly Bill No. 204

With the recommendation: That the bills be retained in committee, and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study

GARRIGUS, Chairman

Subject matter of the above bills referred to the Committee on Rules.

Assembly Chamber, May 12, 1964

Mr. Speaker: Your Committee on Education reports.

Assembly Bill No. 203

With the recommendation: Do pass

GARRIGUS, Chairman

Above bill ordered to second reading

Assembly Chamber, May 12, 1964

Mr. Speaker: The Chairman of your Committee on Education reports

Assembly Bill No. 187

With author's amendments: with the recommendation: Amend, and re-refer to the Committee on Education

GARRIGUS, Chairman

SECOND READING OF ASSEMBLY BILL NO. 187 (PURSUANT TO RULE NO. 59.5)

Assembly Bill No. 187—An act to add Section 17910 to the Education Code, relating to public school finance

Bill read second time

Consideration of Author's Amendments

The following amendments, proposed by Mr Casey, were read, and adopted

Amendment No. 1

In line 1 of the title of the printed bill, strike out "17910", and insert "7512"

Amendment No. 2

In line 2 of the title, after "finance", insert ", and making an appropriation"

Amendment No. 3

In line 1, strike out "17910", and insert "7512"

Amendment No. 4

On page 1, strike out line 3, and insert

"7512 The State Board of Education shall, for purposes of any law appropriating moneys for financial assistance to school districts in providing foreign language instruction, adopt necessary rules and regulations prescribing standards to be complied with by the districts to qualify for allowances of the funds The standards shall be based upon principles developed in the field of education for most effectively imparting foreign language instruction to public school pupils The Superintendent of Public Instruction shall apportion appropriated moneys pursuant to the rules and regulations of the board, and for such purposes may require the submission to him, by local school authorities, of such reports and information as he may deem essential to the most effective utilization of appropriated moneys, and may undertake any other measures reasonably necessary for that purpose

SEC 2 There is appropriated from the General Fund in the State Treasury to the State Department of Education the sum of four million five hundred thousand dollars ($4,500,000), for expenditure pursuant to Section 7512 of the Education Code, without regard to fiscal years, for purposes of affording state financial assistance to school districts for foreign language instruction Such moneys shall be allowed to a school district for those pupils in grades six through eight, inclusive, maintained by the district, who have actually received instruction in foreign language. The amount allowed to a district shall in no event exceed the rate of five dollars ($5) per pupil instructed in foreign language for a full school year"

Amendment No. 5

On page 1, strike out lines 4 to 14, inclusive

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

REPORTS OF STANDING COMMITTEES

Committee on Education

Assembly Chamber, May 12, 1964

Mr Speaker Your Committee on Education reports

Senate Bill No 100

With the recommendation Do pass

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above bill be placed on the Consent Calendar

GARRIGUS, Chairman

Above bill ordered to second reading

Committee on Ways and Means

Assembly Chamber, May 11, 1964

Mr Speaker Your Committee on Ways and Means reports

Senate Bill No 79

Senate Bill No 85

With the recommendation Do pass.

CROWN, Chairman

Above bills ordered to second reading

Assembly Chamber, May 11, 1964

Mr Speaker Your Committee on Ways and Means reports:
House Resolution No 225
With the recommendation. Be adopted

CROWN, Chairman

Above resolution ordered on file

Assembly Chamber, May 11, 1964

Mr Speaker. Your Committee on Ways and Means reports.
Assembly Joint Resolution No 13
With the recommendation Be adopted

CROWN, Chairman

Above resolution ordered engrossed

Assembly Chamber, May 11, 1964

Mr Speaker The Chairman of your Committee on Ways and Means reports
Assembly Bill No 169
With author's amendments with the recommendation· Amend, and re-refer to the Committee on Ways and Means

CROWN, Chairman

SECOND READING OF ASSEMBLY BILL NO. 169 (PURSUANT TO RULE NO. 59.5)

Assembly Bill No. 169—An act to add Chapter 10 (commencing with Section 12840) to Division 9 of the Education Code, relating to the financial support of school districts.

Bill read second time.

Consideration of Author's Amendments

The following amendments, proposed by Mr Alquist, were read, and adopted

Amendment No. 1

In lines 2 and 3 of the title of the printed bill, strike out "the financial support of school districts", and insert "public schools".

Amendment No. 2

On page 1, strike out lines 4 and 5, and insert

"CHAPTER 10. SCHOOL CENSUS"

Amendment No. 3

On page 1, strike out lines 13 to 18 inclusive, and on page 2, strike out lines 1 and 2, and insert "tions, cause a census to be taken of the children in the district within the ages prescribed in Section 12841."

Amendment No. 4

On page 2, line 3, strike out "birth", and insert "two years before school age".

Amendment No. 5

On page 2, line 19, strike out "serious".

Amendment No. 6

On page 2, line 24, strike out "a school district", and insert "the jurisdiction of the census board"

Amendment No. 7

On page 2, strike out lines 47 to 51, inclusive, and strike out all of page 3, and insert

"12846 Each census board shall submit to the State Department of Education specific plans for conducting the census required by this chapter. The department shall approve the plans if they meet the requirements of this chapter and any additional requirements which the department shall adopt by rules and regulations for the purpose of carrying out the provisions of this chapter and which are not in-

consistent with this chapter. The annual cost of conducting the census shall be paid from the county school service fund, upon certification by the county board of education that it has received an annual report from the State Department of Education stating that the specific plans for conducting the census have been approved by the department."

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

REPORTS OF STANDING COMMITTEES

Committee on Water

Assembly Chamber, May 11, 1964

Mr. Speaker: Your Committee on Water reports

Senate Joint Resolution No. 14

With the recommendation: Be adopted

PORTER, Chairman

Above resolution ordered on file.

Assembly Chamber, May 11, 1964

Mr. Speaker: Your Committee on Water reports

Senate Bill No. 99

With the recommendation: Do pass

Pursuant to the provisions of Joint Rules Nos. 22-1, 22-2, and 22-3, the committee recommends that the above bill be placed on the Consent Calendar

PORTER, Chairman

Above bill ordered to second reading

Assembly Chamber, May 11, 1964

Mr. Speaker: Your Committee on Water reports

Senate Joint Resolution No. 13

With the recommendation: Be adopted

Pursuant to the provisions of Joint Rules Nos. 22-1, 22-2, and 22-3, the committee recommends that the above resolution be placed on the Consent Calendar

PORTER, Chairman

Above resolution ordered on file

Committee on Ways and Means

Assembly Chamber, May 11, 1964

Mr. Speaker: Your Committee on Ways and Means reports

Senate Concurrent Resolution No. 21

With the recommendation: Be adopted

CROWN, Chairman

Above resolution ordered on file

REFERENCE OF BILLS TO COMMITTEE

Speaker pro Tempore Bee announced that Speaker Unruh has referred the following bills to the following committees:

Assembly Bill No.	*Committee*
209	Revenue and Taxation

Majority Floor Leader Presiding

At 11:10 a.m., Hon. Jerome R. Waldie, 10th District, presiding

REQUEST FOR UNANIMOUS CONSENT

Mr. Bee was granted unanimous consent to take up Assembly Bill No. 203 without reference to file, at this time

CONSIDERATION OF ASSEMBLY BILL NO. 203

Resolution to Dispense With Constitutional Provision

The following resolution was offered:

By Mr Bee

Resolved, That Assembly Bill No 203 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.

Point of Order

Mr. Willson arose to the following point of order: That copies of the bill are not at the Members' desks

Ruling by Acting Speaker Waldie

Acting Speaker Waldie ruled the point of order well taken, and ordered further consideration of the bill passed temporarily.

REQUESTS FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO. 59

Mr. Holmes was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Senate Bill No. 103 for hearing in the Committee on Municipal and County Government today.

Mr. Garrigus was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Assembly Bill No. 187 for hearing in the Committee on Education on Wednesday, May 13, 1964.

RESOLUTIONS

The following resolution was offered.

By Assemblymen Mulford and Rumford

House Resolution No. 303

Relative to commending H Quayle Petersmeyer

WHEREAS, H. Quayle Petersmeyer was born in Los Angeles on September 2, 1917, and attended Los Angeles public schools and upon graduation from high school in 1935, he received an honor scholarship to the University of Chicago; and

WHEREAS, While earning his way through the university he compiled an enviable scholastic record, receiving a degree in economics in 1939, and as an undergraduate he participated in football and track and was active in Delta Kappa Epsilon Fraternity; and

WHEREAS, During World War II, H Quayle Petersmeyer enlisted in 1942 in the United States Army Air Corps as an air cadet, was commissioned as a second lieutenant, and served as a bombardier until 1946, and

WHEREAS, Mr Petersmeyer married Ruth Louise Waterbury on May 26, 1942, and their happy marriage has been blessed with four children Tommy, Gary, Kent and Wendy; and

WHEREAS, Mr Petersmeyer has served five years on the Berkeley Board of Education and in 1962 he was selected by his fellow board members to serve as president of the board, and in addition, he has served as a member of the Berkeley Recreation Commission and has been active in Little League baseball, Cub Scouts and Boy Scouts of America; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members commend Mr H Quayle Petersmeyer on his unselfish public service and on his service to the youth of Berkeley, 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 H Quayle Petersmeyer

Resolution read, and referred by Acting Speaker Waldie to the Committee on Rules.

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO. 59

Mr. Garrigus was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Senate Bill No 101 for hearing in the Committee on Education on Wednesday, May 13, 1964

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 203

The question being on the adoption of the resolution to dispense with constitutional provision on Assembly Bill No 203

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

AYES—Allen, Alquist, Badham, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Collier, Cologne, Conrad, Cusanovich, Danielson, Dannemeyer, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Henson, Hinckley, Holmes, Kennick, Knox, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Powers, Rumford, Ryan, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waldie, Warren, Willson, Winton, Young, and Z'berg—55
NOES—None

Article IV, Section 15, of the Constitution was declared dispensed with

Assembly Bill No. 203—An act to amend Section 19652 of the Education Code, relating to capital outlay for construction or improvement of public schools, declaring the urgency thereof, to take effect immediately

Bill read second time.

Assembly Bill No. 203—An act to amend Section 19652 of the Education Code, relating to capital outlay for construction or improvement of public schools, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote

AYES—Allen, Badham, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Collier, Cologne, Conrad, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Henson, Hinckley, Holmes, Kennick, Knox, Marks, McMillan Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Powers, Rumford, Ryan, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Willson, Winton, Young, Z'berg and Zenovich—58
NOES—None

The question being on the passage of the bill

Bill passed by the following vote

AYES—Allen, Badham, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Collier, Cologne, Conrad, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Henson, Hinckley, Holmes, Kennick, Knox, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Powers, Rumford, Ryan, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Willson, Winton, Young, Z'berg, and Zenovich—58.
NOES—None

Bill ordered transmitted to the Senate

Speaker pro Tempore Presiding

At 11 19 a m , Hon Carlos Bee, 13th District, presiding

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO. 59

Mr Mills was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Senate Joint Resolution No 15 for hearing in the Committee on Finance and Insurance today

INTRODUCTION OF GUESTS

Speaker pro Tempore Bee introduced Mrs Delphine Belotti, the wife of Assemblyman Frank P Belotti of Eureka, and Mrs Helen Jones of Pismo Beach and Mrs Park Dugan of Sacramento, whereupon the Members of the Assembly joined in welcoming them on their visit to the Assembly Chamber

REQUEST FOR UNANIMOUS CONSENT TO HOLD SPECIAL MEETING OF COMMITTEE

At 11 20 a m , Mr Knox was granted unanimous consent to hold a special meeting of the Committee on Municipal and County Government in Room 3188, at this time

Subject · Senate Bill No 103

CONSIDERATION OF DAILY FILE

BILLS ON SECOND READING FILE PURSUANT TO RULE NO. 76

Pursuant to Rule No 76, the following bills were this day on the second reading file

Senate Bills Nos. 54, 90, and 97.

Above bills ordered to third reading

THIRD READING OF ASSEMBLY BILLS

Consideration of House Resolution No. 234

By Assemblywoman Davis

House Resolution No. 234—Relative to recreational reservoir sites.

NOTE The full text of House Resolution No 234, as amended May 7, 1964, appears at page 964 of the Assembly Daily Journal for May 7, 1964

Resolution read, and adopted unanimously.

Consideration of House Resolution No. 251

By Assemblymen Barnes and Ashcraft

House Resolution No. 251—Relative to a bridge across San Diego Bay

NOTE The full text of House Resolution No 251, as amended May 7, 1964, appears at page 965 of the Assembly Daily Journal for May 7, 1964

Resolution read

Motion to Amend

Mr Mills moved the adoption of the following amendment

Amendment No. 1

Strike out the second, third, fourth and fifth WHEREAS clauses of the printed measure, as amended on pages 964 and 965 of the Assembly Journal for May 7, 1964, and insert

"WHEREAS, The effect of such bridge upon the general economy of both cities should be fully considered, and"

Amendment read

Motion to Re-refer House Resolution No. 251 to the Committee on Transportation and Commerce

Mr Bane moved that House Resolution No. 251 be re-referred to the Committee on Transportation and Commerce.

Mr. Knox seconded the motion

The roll was called.

Request for Unanimous Consent to Expunge Record, and Rescind Action on House Resolution No. 251

By unanimous consent the record was expunged, and the action rescinded, whereby a roll call was taken on the motion by Mr Bane to re-refer House Resolution No 251 to the Committee on Transportation and Commerce

By unanimous consent, House Resolution No. 251, and the amendment by Mr Mills, were re-referred to the Committee on Transportation and Commerce

REMARKS ON CONDITION OF THE FILE

Messrs. Mulford and Unruh spoke on the condition of the file

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

Assembly Joint Resolution No. 4—Relative to matching federal grants for urban public service training and research programs

Resolution read

By unanimous consent, the resolution was passed on file, and to retain its place on file

REPORTS OF STANDING COMMITTEES

Committee on Municipal and County Government

Assembly Chamber, May 12, 1964

Mr Speaker Your Committee on Municipal and County Government reports Senate Bill No 103

With the recommendation Do pass

KNOX, Chairman

Above bill ordered to second reading

Request for Unanimous Consent

Mr. Holmes was granted unanimous consent to take up Senate Bill No 103 without reference to file

CONSIDERATION OF SENATE BILL NO. 103

Resolution to Dispense With Constitutional Provision

The following resolution was offered

By Mr Holmes

Resolved, That Senate Bill No 103 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage

Resolution read

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

AYES—Allen, Alquist, Asheraft, Badham, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Cusanovich, Danielson Dannemeyer, Davis Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Kennick, Lanterman, Marks, McMillan, Meyers, Mihas, Mills Monagan, Moreno, Mulford, Pattee, Powers, Rumford, Soto, Stevens, Thelin, Thomas, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—63

NOES—None

Article IV, Section 15 of the Constitution was declared dispensed with.

Senate Bill No. 103—An act to add Section 54919 to the Government Code, relating to the South San Luis Obispo County Sanitation District, declaring the urgency thereof, to take effect immediately

Bill read second time

Senate Bill No. 103—An act to add Section 54919 to the Government Code, relating to the South San Luis Obispo County Sanitation District, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Mr Holmes.

Urgency Clause

Urgency clause read, and adopted by the following vote·

AYES—Allen, Alquist, Asheraft, Badham, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Powers, Rumford, Ryan, Soto, Stevens, Thelin, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—65

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote

AYES—Allen, Alquist, Asheraft, Badham, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Powers, Rumford, Ryan, Soto, Stevens, Thelin, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—65

NOES—None.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT

Mr. Veysey was granted unanimous consent that a photographer be permitted on the floor of the Assembly during today's session

ANNOUNCEMENTS OF COMMITTEE MEETINGS

It was announced that the following committee would hold a meeting:

Today—At 3.45 p.m.—Ways and Means (Crown, Chairman), in Room 4202

Mr Williamson announced that the Committee on Agriculture would not hold a meeting today

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

Consideration of House Resolution No. 238

By Assemblymen Rumford, Ferrell, and Dymally:

House Resolution No. 238—Relative to cosmetology.

NOTE The full text of House Resolution No 238 appears at page 838 of the Assembly Daily Journal for April 29, 1964.

Resolution read, and adopted unanimously

Consideration of House Resolution No. 254

By Assemblymen Willson and Badham

House Resolution No. 254—Relative to Judge Leon Rene Yankwich.

NOTE The full text of House Resolution No 254 appears at pages 869 and 870 of the Assembly Daily Journal for May 4, 1964

Resolution read

Motion to Add Coauthor

Mr Willson moved that Mr. Danielson be added as a coauthor to House Resolution No 254

Motion carried.

Members Made Coauthors of House Resolution No. 254

Mr Willson was granted unanimous consent that all Members so desiring be placed upon House Resolution No. 254 as coauthors.

Roll Call

The following Members indicated a desire to become coauthors:

Assemblymen Allen, Alquist, Ashcraft, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Dannemeyer, Assemblywoman Davis, Assemblymen Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Holmes, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Rumford, Ryan, Soto, Stanton, Stevens, Thomas, Unruh, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Z'berg, and Zenovich

The question being on the adoption of House Resolution No 254, as amended

Resolution read, as amended, and adopted unanimously.

THIRD READING OF SENATE BILLS

Senate Joint Resolution No. 12—Relative to data processing.

Resolution read, and presented by Mr. Ryan.

Resolution adopted by the following vote·

AYES—Allen, Alquist, Ashcraft, Badham, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Rumford, Ryan, Soto, Stanton, Stevens, Thomas, Veneman, Vevsey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr. Speaker—66.

NOES—None.

Resolution ordered transmitted to the Senate

CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the first item on the Consent Calendar

CONSENT CALENDAR—ASSEMBLY BILLS

Assembly Concurrent Resolution No. 58—Relative to U.S. Highway 395.

Resolution read, and adopted by the following vote.

AYES—Allen, Alquist, Ashcraft, Badham, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Rumford, Ryan, Soto, Stanton, Stevens, Thomas, Veneman, Vevsey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr. Speaker—67.

NOES—None.

Resolution ordered transmitted to the Senate

Consideration of House Resolution No. 256

By Assemblyman Henson.

House Resolution No. 256—Relating to Mr. Harry Holt.

NOTE: The full text of House Resolution No 256 appears at page 892 of the Assembly Daily Journal for May 4, 1964

Resolution read, and adopted by the following vote·

AYES—Allen, Alquist, Ashcraft, Badham, Bane, Barnes, Bee, Belotti, Booth Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemever, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Rumford, Ryan, Soto, Stanton, Stevens, Thomas, Veneman, Vevsey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—67

NOES—None

Consideration of House Resolution No. 257

By Assemblyman Deukmejian

House Resolution No. 257—Relative to commending Mr. Carl R. Terzian for his outstanding achievements as a scholar, teacher, lecturer, leader and advocate of the American way of life

NOTE. The full text of House Resolution No 257 appears at page 893 of the Assembly Daily Journal for May 4, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Rumford, Ryan, Soto, Stanton, Stevens, Thomas, Veneman, Vevsey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—67

NOES—None

Consideration of House Resolution No. 255

By Assemblyman Deukmejian:

House Resolution No. 255—Relating to bicycle and hiking trails.

NOTE The full text of House Resolution No 255 appears at page 892 of the Assembly Daily Journal for May 4, 1964.

Resolution read, and adopted by the following vote:

AYES—Allen, Alquist, Ashcraft, Badham, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Rumford, Ryan, Soto, Stanton, Stevens, Thomas, Veneman, Vevsey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—67

NOES—None

Consideration of House Resolution No. 258

By Assemblymen Williamson and Casey (Coauthor Senator Stiern):

House Resolution No. 258—Relative to memorializing Judge Warren Stockton

NOTE The full text of House Resolution No 258 appears at page 894 of the Assembly Daily Journal for May 4, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills Monagan, Moreno, Mulford, Pattee, Rumford, Ryan, Soto, Stanton, Stevens, Thomas, Veneman, Vevsey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—67.

NOES—None

Consideration of House Resolution No. 259

By Assemblymen Waite and Thelin:

House Resolution No. 259—Relative to commending Mrs Robert E Hiller

NOTE The full text of House Resolution No 259 appears at page 894 of the Assembly Daily Journal for May 4, 1964.

Resolution read, and adopted by the following vote:

AYES—Allen, Alquist, Ashcraft, Badham, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy,

Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Rumford, Ryan, Soto, Stanton, Stevens, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—67.
NOES—None

Consideration of House Resolution No. 260

By Assemblymen Waite and Thelin

House Resolution No. 260—Relative to commending Mrs. Harrold Binnard

NOTE The full text of House Resolution No 260 appears at page 895 of the Assembly Daily Journal for May 4, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Asheraft, Badham, Bane, Barnes, Bee, Belotti, Booth, Brutschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Rumford, Ryan, Soto, Stanton, Stevens, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—67
NOES—None

Consideration of House Resolution No. 261

By Assemblymen Waite and Thelin

House Resolution No. 261—Relative to commending Mrs. Ralph Hinshaw

NOTE The full text of House Resolution No 261 appears at page 895 of the Assembly Daily Journal for May 4, 1964

Resolution read, and adopted by the following vote.

AYES—Allen, Alquist, Asheraft, Badham, Bane Barnes, Bee, Belotti, Booth, Brutschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford Pattee, Rumford, Ryan, Soto Stanton, Stevens, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—67
NOES—None

Consideration of House Resolution No. 262

By Assemblymen Waite and Thelin

House Resolution No. 262—Relative to Mrs Rawson (Ruth Allen) Davis

NOTE The full text of House Resolution No 262 appears at pages 895 and 896 of the Assembly Daily Journal for May 4, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Asheraft, Badham, Bane, Barnes, Bee, Belotti, Booth, Brutschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Rumford, Ryan, Soto, Stanton, Stevens, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—67.
NOES—None.

Consideration of House Resolution No. 263

By Assemblymen Waite and Thelin:

House Resolution No. 263—Relative to commending Mrs. Elta Pfister

NOTE. The full text of House Resolution No. 263 appears at pages 896 and 897 of the Assembly Daily Journal for May 4, 1964

Resolution read, and adopted by the following vote:

AYES—Allen, Alquist, Asheraft, Badham, Bane, Barnes, Bee, Belotti, Booth, Brittschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Rumford, Ryan, Soto, Stanton, Stevens, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—67

NOES—None.

Consideration of House Resolution No. 264

By Assemblymen Waite and Thelin

House Resolution No. 264—Commending Mrs Evelyn Y. Briggs.

NOTE: The full text of House Resolution No 264 appears at page 897 of the Assembly Daily Journal for May 4, 1964

Resolution read, and adopted by the following vote:

AYES—Allen, Alquist, Asheraft, Badham, Bane, Barnes, Bee, Belotti, Booth, Brittschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Rumford, Ryan, Soto, Stanton, Stevens, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr. Speaker—67.

NOES—None

Consideration of House Resolution No. 265

By Assemblymen Waite and Thelin:

House Resolution No. 265—Relative to commending Mrs. Sarah Bartold.

NOTE: The full text of House Resolution No. 265 appears at pages 897 and 898 of the Assembly Daily Journal for May 4, 1964

Resolution read, and adopted by the following vote.

AYES—Allen, Alquist, Asheraft, Badham, Bane, Barnes, Bee, Belotti, Booth, Brittschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Rumford, Ryan, Soto, Stanton, Stevens, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—67.

NOES—*None*

Consideration of House Resolution No. 266

By Assemblymen Waite and Thelin.

House Resolution No. 266—Relative to commending Mrs. Harry D Gritzner.

NOTE: The full text of House Resolution No 266 appears at page 898 of the Assembly Daily Journal for May 4, 1964

Resolution read, and adopted by the following vote.

AYES—Allen, Alquist, Ashcraft, Badham, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Rumford, Ryan, Soto, Stanton, Stevens, Thomas, Veneman, Vevsey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr. Speaker—67.

NOES—None.

Consideration of House Resolution No. 270

By Assemblyman Zenovich:

House Resolution No. 270—Relative to a tour of Japan by the California Post-Graduate High School All-Star Wrestling Team

NOTE. The full text of House Resolution No 270 appears at page 919 of the Assembly Daily Journal for May 5, 1964.

Resolution read, and adopted by the following vote:

AYES—Allen, Alquist, Ashcraft, Badham, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Rumford, Ryan, Soto, Stanton, Stevens, Thomas, Veneman, Vevsey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr. Speaker—67.

NOES—None

Consideration of House Resolution No. 271

By Assemblymen Meyers, Gaffney, Foran, and Marks (Coauthor: Senator McAteer).

House Resolution No. 271—Relative to commending the San Francisco City College Inter-Fraternity Council

NOTE: The full text of House Resolution No 271 appears at pages 919 and 920 of the Assembly Daily Journal for May 5, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Rumford, Ryan, Soto, Stanton, Stevens, Thomas, Veneman, Vevsey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr. Speaker—67.

NOES—None

APPROVAL OF JOURNALS

On motion of Mr. Conrad, the Assembly Daily Journals for Monday, May 4, 1964; Tuesday, May 5, 1964; Wednesday, May 6, 1964, and Thursday, May 7, 1964, were approved, as corrected by the Minute Clerk.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Mr Gaffney was granted unanimous consent that the following letter be printed in the Journal.

Headquarters Sixth United States Army
Presidio of San Francisco
California Office, Information Officer
11 May 1964

The Hon Edward M Gaffney
Member of the Assembly
State Capitol, Sacramento

Dear Mr Gaffney I am sorry that I wasn't here to receive your call on Thursday Your letter of the same date arrived Friday and I was most pleased to learn that both the Assembly and the Senate have passed your resolution covering the Western States Military-Civilian Traffic Safety Conference I appreciate your promptness in sending me an advance copy of the resolution and the Assembly Daily History

The printed leaflets and the illuminated copies of the resolution will be distributed to the Governors and other conferees

As I mentioned on the telephone the other day, I am enclosing copies of the *Star Presidian* newspaper containing feature material on this conference The after-action report is not available at this time but I will be happy to send you a copy when it is received

Thank you again for your prompt and effective assistance on this project

Sincerely,

SHERMAN D COSGROVE, Colonel, Inf
Assistant Information Officer

REPORTS OF STANDING COMMITTEES

Committee on Rules

Assembly Chamber, May 12, 1964

Mr. Speaker: Your Committee on Rules reports

House Resolution No 300

With the recommendation: Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolution be placed on the Consent Calendar

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, May 12, 1964

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No 1
Assembly Concurrent Resolution No 41

With the recommendation Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolutions be place on the Consent Calendar.

BANE, Chairman

Above resolutions ordered engrossed

Assembly Chamber, May 12, 1964

Mr Speaker: Your Committee on Rules reports.

Assembly Concurrent Resolution No 59

With amendments with the recommendation: Amend, and be adopted, as amended

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, May 12, 1964

Mr Speaker: Your Committee on Rules reports·

Senate Concurrent Resolution No 26

With the recommendation: That the resolution be re-referred to the Committee on Judiciary.

BANE, Chairman

Above resolution re-referred to the Committee on Judiciary.

Assembly Chamber, May 12, 1964

Mr. Speaker: Your Committee on Rules reports

Assembly Concurrent Resolution No 60

With the recommendation · Be adopted

BANE, Chairman

Above resolution ordered engrossed.

Assembly Chamber, May 12, 1964

Mr Speaker · Your Committee on Rules reports·

Senate Concurrent Resolution No. 27

With the recommendation · Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolution be placed on the Consent Calendar

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, May 12, 1964

Mr Speaker: Your Committee on Rules reports

House Resolution No 301

With amendments with the recommendation: Be amended, and that the resolution, as amended, be returned to the committee, and the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, May 12, 1964

Mr Speaker Your Committee on Rules reports.

House Resolution No 293

With the recommendation That the resolution be retained in committee, and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study

BANE, Chairman

Subject matter of the above resolution referred to the Committee on Rules

Assembly Chamber, May 12, 1964

Mr Speaker Your Committee on Rules reports.

House Resolution No 276
House Resolution No 277
House Resolution No 280

With the recommendation That the resolutions be re-referred to the Committee on Ways and Means

BANE, Chairman

Above resolutions re-referred to the Committee on Ways and Means

Assembly Chamber, May 12, 1964

Mr Speaker Your Committee on Rules reports.

House Resolution No 288

With the recommendation. That the resolution be re-referred to the Committee on Ways and Means.

BANE, Chairman

Above resolution re-referred to the Committee on Ways and Means

Assembly Chamber, May 12, 1964

Mr. Speaker: Your Committee on Rules reports.

House Resolution No 274
House Resolution No 283
House Resolution No 290

With the recommendation That the resolutions be retained in committee, and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study

BANE, Chairman

Subject matter of the above resolutions referred to the Committee on Rules

Assembly Chamber, May 12, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 296

With the recommendation Be adopted

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, May 12, 1964

Mr. Speaker Your Committee on Rules reports

House Resolution No 297
House Resolution No 298
House Resolution No 299

With the recommendation Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolutions be placed on the Consent Calendar.

BANE, Chairman

Above resolutions ordered on file

Assembly Chamber, May 12, 1964

Mr. Speaker: Your Committee on Rules reports

House Resolution No 291
House Resolution No 292
House Resolution No 294

With the recommendation · Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolutions be placed on the Consent Calendar

BANE, Chairman

Above resolutions ordered on file

Assembly Chamber, May 12, 1964

Mr Speaker Your Committee on Rules reports ·

House Resolution No 275
House Resolution No. 281
House Resolution No 282

With the recommendation · Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolutions be placed on the Consent Calendar.

BANE, Chairman

Above resolutions ordered on file

Assembly Chamber, May 12, 1964

Mr. Speaker. Your Committee on Rules reports:

House Resolution No. 285
House Resolution No 286
House Resolution No 289

With the recommendation. Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolutions be placed on the Consent Calendar.

BANE, Chairman

Above resolutions ordered on file

Assembly Chamber, May 12, 1964

Mr Speaker: Your Committee on Rules reports
House Resolution No 273
With the recommendation. Be adopted, and be re-referred to the Committee on Public Health

BANE, Chairman

Above resolution re-referred to the Committee on Public Health

REQUEST FOR UNANIMOUS CONSENT

Mr. Gaffney was granted unanimous consent to take up House Resolution No. 300 without reference to file

Consideration of House Resolution No. 300

By Assemblymen Gaffney, Foran, Marks, and Meyers (Coauthor: Senator McAteer):

House Resolution No. 300—Relative to the San Francisco School Safety Patrol.

NOTE: The full text of House Resolution No. 300 appears at pages 1008 and 1009 of the Assembly Daily Journal for May 11, 1964

Resolution read, and adopted unanimously

INTRODUCTION OF GUESTS

Mr. Allen introduced Ruth Meilandt, Manager, Governmental Affairs Department, Los Angeles Chamber of Commerce, whereupon the Members of the Assembly joined in welcoming her on her visit to the Assembly Chamber.

MESSAGES FROM THE SENATE

Senate Chamber, May 11, 1964

Mr Speaker I am directed to inform your honorable body that the Senate appointed Senators Miller, Lagomarsino, and Rodda as a Committee on Conference concerning

Assembly Bill No. 145—An act to add Sections 31615, 3290, 17506, 17507, 18054 5, 18054.6, and 20751 5 to, to add Article 2 1 to Chapter 3 of Division 14 of, and to amend Sections 3304, 17053, 17054, 17054 5, 17055 5, 17656, 17660, 17664, 17665, 17666.2, 18106, 17301 and 17303 5 of, the Education Code, relating to the public school system.

J A BEEK, Secretary of the Senate
By R W Lyons, Chief Assistant Secretary

Senate Chamber, May 11, 1964

Mr Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to
Senate Bill No 37
Senate Bill No 88
Senate Joint Resolution No 9

J A BEEK, Secretary of the Senate
By R W. Lyons, Chief Assistant Secretary

Senate Chamber, May 11, 1964

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:
Assembly Bill No 180
Assembly Bill No. 183

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

Above bills ordered enrolled

Senate Chamber, May 11, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day adopted.

Assembly Concurrent Resolution No 43
Assembly Concurrent Resolution No 63

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

Above resolutions ordered enrolled

Senate Chamber, May 11, 1964

Mr. Speaker I am directed to inform your honorable body that the Senate amended, and on this day passed as amended

Assembly Bill No 10
Assembly Bill No 120

And respectfully requests your honorable body to concur in said amendments

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

Above bills ordered to unfinished business file

Senate Chamber, May 11, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No 101

J A BEEK, Secretary of the Senate
By Lance D. MacArthur, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bill was read the first time

Senate Bill No. 101—An act to amend Sections 6871 and 6873 of the Education Code, relating to the financial support of the public schools, declaring the urgency thereof, to take effect immediately.

Referred by the Speaker pro Tempore to the Committee on Education

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Mr. Monagan was granted unanimous consent that the following Opinion of Legislative Counsel be printed in the Journal

OPINION OF LEGISLATIVE COUNSEL

State of California
Office of Legislative Counsel
Sacramento, May 11, 1964

Hon William T. Bagley
Assembly Chamber

Ballot Measures—No. 5791

Dear Mr Bagley: You ask the following question:

Question

If provision is not specifically made in A B. 120 and S B 62 for the order in which those measures will appear on the ballot, where will they appear?

Opinion

In our opinion the measures will appear among other legislative proposals submitted to the people, in such positions as may be designated by the Secretary of State Legislative measures appear on the ballot before initiative and referendum measures.

Analysis

The general provision of law governing the positions of measures on the ballot is Section 10212 of the Elections Code That section provides that the order in which measures shall appear on the ballot is as follows (1) legislative proposals in the order determined by the Secretary of State, (2) initiative measures in the order in which they qualify; and (3) referendum measures in the order in which they qualify

It follows that A B 120 and S B 62, being legislative proposals, will appear on the ballot before initiative and refcrendum measures, and among other legislative proposals Where the measures will appear among those other legislative proposals is left to the decision of the Secretary of State

Very truly yours,

A C MORRISON, Legislative Counsel
By Edward K Purcell, Deputy

Two copies to Hon Charles B Garrigus and Hon Walter W Stiern

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered

Assembly Concurrent Resolution No. 67: By Assemblyman Lanterman—Relative to requesting the California Highway Commission to delay adoption of routes on portions of Interstate Route 210 and State Highway Route 167.

Referred by the Speaker pro Tempore to the Committee on Rules

RESOLUTIONS

The following resolutions were offered·

By Assemblyman McMillan

House Resolution No. 304

Relative to commending Dr Ella Arcmiega

WHEREAS, Dr Ella Arcmiega has devoted her life to the welfare of youth and the prevention of delinquency, and will retire after having served with the Los Angeles City School System for 41 years and the last 14 years as Girl's Vice Principal at Venice High School; and

WHEREAS, Dr. A, as she is affectionately known, has been with the Los Angeles County Federation of Community Coordinating Councils since she helped found it in 1931 and has served as three-term past president of the Venice-Mar Vista Council, Secretary of the Wilshire Council, and Secretary and Vice President of the County Federation, and

WHEREAS, She received her Doctorate from the University of Southern California after completing an outstanding research and writing accomplishment on school dropouts, which has lead to her being recognized as a leading authority on the problems of school dropouts; and

WHEREAS, Dr A was selected to participate in the 1956 Governor's Conference of Youth and Delinquency Prevention and the 1960 White House Conference on Children and Youth and has served on the Los Angeles County Committee on Juvenile Delinquency, now, therefore, be it

Resolved by the Assembly of the State of California, That Dr Ella Arcmiega is hereby sincerely congratulated on her many years of tireless devotion to the welfare of the youth of this State and is wished many future years of happy retirement from a job well done; 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 Arcmiega

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

By Assemblymen Collier, Bee, Cusanovich, Dannemeyer, Assemblywoman Davis, Assemblymen Flournoy, Ryan, Veneman, and Winton.

House Resolution No. 305

Relative to commending the local school boards

WHEREAS, Local school boards have played an important part in California's growth, development and history; and

WHEREAS, These boards consist of elected, unpaid representatives of the people and are drawn from every race, religion and economic stratum; and

WHEREAS, The members of these boards devote long hours and days to the problem of providing educational facilities and personnel to educate our youth; and

WHEREAS, The fact that the public has voted for higher and higher school taxes plus money for more and more schools is directly related to the relationship of school boards and their personnel to the people in proving the need for more money, and

WHEREAS, Local school boards watch-dog the expenditure of local and state moneys with untold resulting savings, and

WHEREAS, As stated by the Citizens Advisory Commission to the Legislature, "Local control of school districts insures a desirable element of competition between and among districts in developing new and improved educational programs and practices", and

WHEREAS, School boards manifest democracy in action, are a training ground for better citizenship, and inspire our youth as examples of unswerving dedication to public service; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members express their appreciation to the men and women serving on these local school boards for their devotion to the education needs of the children of California

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

By Assemblymen Petris, Crown, Bee, Rumford, and Mulford

House Resolution No. 306

Relative to commending Judge S. Victor Wagler

WHEREAS, One of the most able and distinguished jurists of this State, Judge S Victor Wagler of the Superior Court of Alameda County, is celebrating his 25th anniversary as a member of the judiciary; and

WHEREAS, This outstanding jurist has, by his exceptional ability and legal acumen, well earned the respect and admiration of not only the members of the bench and bar, but also of all who are fortunate enough to know him; and

WHEREAS, Judge Wagler, who worked his way through both schools, was graduated cum laude from the University of Colorado in 1929 and the University of California School of Law (Boalt Hall) in 1931; and

WHEREAS, Following his admittance to the California Bar in 1931, he practiced law in Oakland until February 1939, when he was appointed to the superior bench of Alameda County, thereby becoming at the age of 32 the youngest superior court judge in the history of the county, and

WHEREAS, He has been reelected without opposition four consecutive times, the last time receiving the largest complimentary vote ever given an incumbent superior court judge in Alameda County, and

WHEREAS, Judge Wagler, who has served in all of the departments of the Superior Court of Alameda County and was Presiding Judge in 1952 and again in 1961, has served as a justice pro tem of the District Court of Appeal periodically since 1942, and

WHEREAS, Upon the creation of the Municipal Court System in Alameda County on January 1, 1951, he was appointed by Chief Justice Gibson of the State Supreme Court as Presiding Judge of the Appellate Department of the Superior Court of Alameda County and has served in such capacity continuously since that time, and

WHEREAS, He is a member of the American Bar Association, the Alameda County Bar Association, and the American Judicature Society; is a past president of the Oakland Law Library Board and a former director of the Alameda County Legal Aid Society; and he has taken an active part in the civic and fraternal life of his community for more than 30 years, and

WHEREAS, Judge Wagler is deserving of the highest commendation for long years of dedicated and devoted service to the public as a member of the judiciary of this State; and

WHEREAS, Judge Wagler was honored at a banquet held at the Hotel Claremont, in Oakland, on April 2, 1964, commemorating his 25 years on the bench; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly do hereby extend to Judge S Victor Wagler of the Superior Court of Alameda County their heartiest congratulations upon his 25th anniversary as a member of the judiciary and commend him upon his excellent record of judicial service to the people of this State; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to Judge S Victor Wagler

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

By Assemblyman Lanterman

House Resolution No. 307

Requesting the California Highway Commission to delay adoption of routes on portions of Interstate Route 210 and State Highway Route 167

Resolved by the Assembly of the State of California, That the California Highway Commission is hereby requested to delay adoption of freeway routes on Interstate Route 210 between the common boundary of Los Angeles and Glendale dividing Tujunga and La Crescenta on the west and the most westerly end of that portion of Interstate Route 210 now adopted in Pasadena, and on State Highway Route 167 from Valley Boulevard in Alhambra north to the intersection with the above located Interstate Route 210 in Pasadena, until after the Division of Highways has prepared additional alternate route alignments over said routes which have been requested by resolutions of the elected local governmental bodies affected at the public hearing of the Division of Highways held in Pasadena on May 7, 1964, for consideration at subsequent additional public hearings, and until 90 days following submission of interim committee reports relating to freeways previously directed to be submitted to the 1965 Legislature, which period will allow reexamination by the Legislature of route alignments and route designations, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a copy of this resolution to the California Highway Commission

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

By Assemblyman Ashcraft

House Resolution No 308

Relative to commending Dr. I. Lester Furnas

WHEREAS, It has come to the attention of the Members of this Assembly that Dr I Lester Furnas has been named Dentist of the Year by the Western Reserve University, Cleveland, Ohio, Alumni Association, and

WHEREAS, The honor is richly deserved for Dr Furnas is one of the most respected men in his profession, and

WHEREAS, He has been a dentist for over 50 years and during that time has achieved world recognition as an expert in prosthetic dentistry, and

WHEREAS, He is an active practitioner, a noted teacher, a world lecturer and an eminent author, and

WHEREAS, For 25 years he was the secretary-treasurer of the Academy of Denture Prosthetics and has served as president of that organization; and

WHEREAS, In spite of his active career, Dr Furnas has found time to serve his community, and

WHEREAS, He has been president of the La Jolla Chamber of Commerce, president of the La Jolla Kiwanis Club, and lieutenant governor of Kiwanis International, and he is a 32nd degree Mason and a member of the Shrine, and

WHEREAS, He is a credit to his profession, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members congratulate Dr Furnas on being named Dentist of the Year and extend to him their good wishes for the future, and be it further

Resolved, That the Chief Clerk of the Assembly be directed to transmit a suitably prepared copy of this resolution to Dr Furnas

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

By Assemblymen Elliott, Danielson, Stanton, and Thomas.

House Resolution No. 309

Relative to Philippine Sovereignty Day

WHEREAS, The President of the Philippine Republic, by proclamation, has changed the official date for the celebration of the independence of the Philippine Islands from July 4th to June 12th, and

WHEREAS, It was on June 12, 1898, that the great Filipino hero, General Emelio Aguinaldo, issued a Declaration of Independence and displayed the Philippine flag for the first time, and it was on that date that the Philippine National Anthem was played for the first time; and

WHEREAS, Although the Filipino Community of Los Angeles has recognized and supports the change in the official date, due to problems created locally, it plans to continue to observe July 4th as Philippine Sovereignty Day, United States Independence Day, and Filipino-American Friendship Day, and

WHEREAS, The Filipino Community of Los Angeles will conduct impressive ceremonies at the Los Angeles City Hall at 10 a m on Saturday, July 4th; a grand ball in the evening of that day at the Los Angeles Breakfast Club, where a "Miss Philippines of 1964" will be crowned; and another ceremony and picnic on Sunday, July 5th, in Griffith Park, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly take this opportunity to congratulate the Philippine Republic, the Filipino people and Americans of Philippine extraction on the 66th anniversary of the independence of the Philippine Islands, and to urge them and all Californians, who can do so, to take part in the celebration planned by the Filipino Community of Los Angeles for July 4th and July 5th, 1964; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a copy of this resolution to the Filipino Community of Los Angeles, Inc

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

Assembly Chamber, May 11, 1964

Mr Speaker Your Committee on Ways and Means reports

Assembly Bill No 103

With the recommendation That the bill be retained in committee, and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study

CROWN, Chairman

Subject matter of the above bill referred to the Committee on Rules

ADJOURNMENT

At 12 15 p m, on motion of Mr Conrad, the Speaker pro Tempore declared the Assembly adjourned until 10 30 a m, Wednesday, May 13, 1964

JESSE M UNRUH, Speaker

ANABEL WHANG, Minute Clerk

CALIFORNIA LEGISLATURE

1964 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

FORTY-NINTH LEGISLATIVE DAY

EIGHTY-SECOND CALENDAR DAY

IN ASSEMBLY

Assembly Chamber
Wednesday, May 13, 1964

The Assembly met at 10 30 a m
Hon Carlos Bee, Speaker pro Tempore of the Assembly, presiding.
Chief Clerk James D Driscoll at the Desk
Assistant Clerk Malcolm MacIntyre reading

ROLL CALL

The roll was called

Call of the Assembly

Mr Conrad moved a call of the Assembly
Mr Waldie seconded the motion
Motion carried. Time, 10 34 a m
The Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members

Call of the Assembly Dispensed With

At 10 36 a m , on motion of Mr Conrad, further proceedings under the call of the Assembly were dispensed with.
The roll was called, and the following answered to their names.

Allen, Alquist, Ashcraft, Badham, Bagley Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dennemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Flournoy, Foran, Friew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—74.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev Robert R Ferguson

Eternal God, Guide us through these changing days that we are not so tied to the past or enamoured with the present that we are not equipped for making decisive decisions now We all have our points of view and our deep-seated prejudices which we often look upon as novel insights May we be responsible individuals and not

worship the sensational because it is new or forget tradition because it is old; nor so worship the past that we fear original innovations because they have not been tried

Give us a firm grounding in history and yet an elasticity of mind to adequately carry out our present role in life

In our Lord's name —AMEN

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Bee, Mr Danielson then led the Assembly in the pledge of allegiance to the Flag

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Mr Carrell, seconded by Mr. Thelin

LEAVES OF ABSENCE FOR THE DAY

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

Mr. Ferrell, on motion of Mr Waldie

Mr Quimby, on motion of Mr Waldie

Mr. Song, on motion of Mr Waldie

The following Member was granted leave of absence for the day, and desired to waive per diem

Mr Johnson, on request of the Speaker pro Tempore

MOTION TO CORRECT JOURNAL

Mr Waldie moved that the Assembly Daily Journal for May 12, 1964 (page 1022) be corrected to show that Mr Johnson was granted leave of absence for May 12, 1964, on personal business, and desired to waive his per diem for that day

Motion carried

REQUEST FOR UNANIMOUS CONSENT

Mr. Mulford was granted unanimous consent that a photographer be permitted on the floor of the Assembly during today's session

REPORTS

The following report was presented by the Chief Clerk:

Quality of Surface Waters in California 1960-1961
Water Resources Bulletin No 65-61, Volume I

Above report, together with letter of transmittal from William E. Warne, Director of Water Resources, Sacramento, dated May 12, 1964, referred by the Speaker pro Tempore to the Committee on Water

RESOLUTIONS

The following resolutions were offered.

By Assemblyman Bane

House Resolution No 310
Relative to commending the Lions Club

WHEREAS, The Lions Club of Lancaster is sponsoring an Honorary Mayor's contest for the community of Lancaster, and

WHEREAS, The purpose of this contest is to raise money for various youth organizations in the community, and

WHEREAS, The Lancaster Lions Club with community support has raised over $25,000 for the support of youth and civic projects in its former Honorary Mayors' campaigns, and

WHEREAS, The candidates for Honorary Mayor this year are Tom Beaudet, sponsored by the Knights of Columbus, Dr Sal Lask, sponsored by the Little League, Sam Ponton, sponsored by the Press Club, Bob Shannon, sponsored by the Hospital Employees and the Junior Chamber of Commerce, and Wes Spicher, sponsored by the Rotary and the Y M C A, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members commend the Lancaster Lions Club and the persons and organizations who participate in this fine project and the community of Lancaster in general for its cooperative community spirit, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit suitably prepared copies of this resolution to Milt Loomis, President of the Lancaster Lions Club; Jack Murphy, Chairman of the Honorary Mayor's campaign; and Larry Morse, the present Honorary Mayor, and to each candidate and sponsoring organization

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblymen Conrad and Waldie:

House Resolution No. 311

Relative to congratulating Grace Stall and the staff of the Assembly Stenographic Pool

WHEREAS, As another session of the Legislature draws to a close, it is fitting that the Members of the Assembly make known their appreciation for the fine services of the Assembly Stenographic Pool and Mrs Grace Stall, Chief Stenographer of the Assembly, and

WHEREAS, Although the demands upon Mrs Stall and her staff have increased through the years, the increased demands have been admirably met; and

WHEREAS, Mrs Stall and the loyal members of her staff justly merit the thanks of the Assembly for the work they have done, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly by this resolution commend and thank Mrs Grace Stall and the members of the Assembly Stenographic Pool for their fine services on behalf of the Assembly, 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 Grace Stall

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

By Assemblyman Conrad:

House Resolution No. 312

Relative to National Police Week

WHEREAS, The week of May 10 through 16 has been proclaimed National Police Week and May 15 has been proclaimed Peace Officers Memorial Day, and

WHEREAS, Police officers of California have worked devotedly and unselfishly in behalf of the people of this State, regardless of the peril of hazard to themselves, and

WHEREAS, These officers have safeguarded the lives and property of their fellow Californians, and by the enforcement of our laws these same officers have given us our lives, our property and our freedoms, keeping the law and order without which no unit of our body politic could continue to exist, for without them we would face anarchy and chaos, and

WHEREAS, Those peace officers who have lost their lives in performance of their duties have made such sacrifices for us and the community, and

WHEREAS, These men and women by their patriotic service and their dedication to their duties have earned the gratitude and respect of their fellow Californians; now, therefore, be it

Resolved by the Assembly of the State of California, That its Members commend the California Peace Officers, both state and local, and join citizens throughout the

State during National Police Week May 10 through 16 in recognizing the dedicated service performed by peace officers and by remembering them in a particular way on May 15, Peace Officers Memorial Day

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblymen Denkmejian and Kennick

House Resolution No 313

Relative to Mrs Joan Merriam Smith

WHEREAS, Mrs Joan Merriam Smith, a diminutive but determined aviatrix from the lovely city of Long Beach, recently completed the "Amelia Earhart" route, a flight of nearly 28,000 miles around the equatorial plane of the Earth, and

WHEREAS, She learned to fly at the age of 15, and has been a professional pilot since the age of 18, and

WHEREAS, She was the first woman in history to obtain an Airline Transport Rating at the minimum age of 23, and has participated in the "Powder Puff Derby" on three occasions and twice participated in the "International Air Races" for women, and

WHEREAS, Although besieged by mechanical problems and adverse weather almost identical to that experienced by the famed Amelia Earhart on her ill-fated venture in 1937, she displayed a remarkable courage, ingenuity, and strength which enabled her to conquer such adversities and thus has become the first woman to complete the equatorial route around the Earth, and

WHEREAS, The "99's" (International Organization of Women Pilots founded by Amelia Earhart) paid tribute to this admirable woman by stating that Mrs Joan Merriam Smith courageously advanced the standards of women flyers throughout the world, and

WHEREAS, The incredible feat performed by this gracious and talented person should be appropriately recognized, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members in awe and respect express their heartiest congratulations to Mrs Joan Merriam Smith, on the occasion of her record-setting flight around the Earth, and wish her continued success in all of her future flying endeavors, 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 Mrs Joan Merriam Smith

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, May 13, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined

Assembly Bill No. 58—An act to amend Sections 10222 and 10315 of the Elections Code, relating to the conduct of elections.

Assembly Bill No. 139—An act to amend Section 17601.1 of the Education Code, relating to state financial support for the public schools,

And reports the same correctly enrolled, and presented to the Governor at 9:45 a.m., May 13, 1964

POWERS, Chairman

Assembly Chamber, May 13, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined

Assembly Concurrent Resolution No 1
Assembly Concurrent Resolution No 41

And reports the same correctly engrossed

POWERS, Chairman

Above resolutions ordered to the Consent Calendar

Assembly Chamber, May 13, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Joint Resolution No 13

And reports the same correctly engrossed

POWERS, Chairman

Above resolution ordered on file

Assembly Chamber, May 13, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Bill No 187

And reports the same correctly engrossed

POWERS, Chairman

Above bill re-referred to the Committee on Education

Assembly Chamber, May 13, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No 60

And reports the same correctly engrossed

POWERS, Chairman

Above resolution ordered on file

Committee on Finance and Insurance

Assembly Chamber, May 12, 1964

Mr Speaker Your Committee on Finance and Insurance reports

Senate Joint Resolution No 15

With amendments with the recommendation Amend, and be adopted, as amended

MILLS, Chairman

Above resolution ordered on file

Assembly Chamber, May 12, 1964

Mr Speaker Your Committee on Finance and Insurance reports

Senate Bill No. 72

With the recommendation: Do pass, and be re-referred to the Committee on Ways and Means

MILLS, Chairman

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

Committee on Transportation and Commerce

Assembly Chamber, May 12, 1964

Mr Speaker Your Committee on Transportation and Commerce reports

Assembly Concurrent Resolution No 44

With the recommendation Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolution be placed on the Consent Calendar

CARRELL, Chairman

Above resolution ordered engrossed.

Assembly Chamber, May 12, 1964

Mr Speaker Your Committee on Transportation and Commerce reports

Senate Joint Resolution No 3

With the recommendation · Be adopted.

CARRELL, Chairman

Above resolution ordered on file

Assembly Chamber, May 12, 1964

Mr Speaker: Your Committee on Transportation and Commerce reports

House Resolution No 251

House Resolution No 272

With amendments with the recommendation Amend, and be adopted, as amended

CARRELL, Chairman

Above resolutions ordered on file.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

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

Assembly Bill No. 210: By Assemblyman Danielson—An act to add Section 17235 to the Revenue and Taxation Code, relating to personal income taxation.

Held at desk by order of the Speaker pro Tempore.

RESOLUTIONS

The following resolution was offered:

By Assemblyman Veneman.

House Resolution No. 314

Relative to commending Fred A Earle, Jr

WHEREAS, Word has reached the Assembly that Fred A Earle, Jr, a man who has become a living legend in area sports over a 32-year span, will be retiring in June from his position on the Modesto Junior College faculty, where he has been a talented coach of football, basketball, track, tennis, swimming, skiing and water polo, and

WHEREAS, "Fred" grew up in Hollister, San Benito County, where his father was chief of police, and starred in sports at Hollister High School, and

WHEREAS, Resolving to dedicate his life to the coaching of sports, he traveled extensively in order to receive tutelage in athletics from such sports greats as Andy Smith, Nibs Price and Walt Christie of the University of California, Dean Cromwell, Howard Jones and Sam Barry of the University of Southern California, Bob Zuppke of the University of Illinois, and others such as Pop Warner, Knute Rockne, Pappy Waldorf and Bernie Bierman, and

WHEREAS, Fred's initial full-time coaching position was in 1926 at Roseville High School, where he first met his lovely wife, Lois, in 1930 he joined Hack Applequist at Sacramento Junior College, and in 1932 went to Modesto Junior College to commence his illustrious career at that institution, and

WHEREAS, The sporting triumphs of the athletes and athletic teams at Modesto under the reins of Fred A Earle, Jr, are too numerous for an itemization and listing of all. However, his tennis team was undefeated for 14 consecutive years, covering over 200 matches, which included a triumph over the 1955 national collegiate champion team of the University of Southern California, for 15 seasons he had star-studded football teams, among which was one ranked first in the United States; his basketball team won statewide basketball tournaments for three consecutive years, and he coached two good medal winners in Olympic Games competition in track and field, and

WHEREAS, Fred A Earle, Jr, has not only been a teacher of sports, but he has been a teacher of teachers, many of his former athletes themselves becoming famous as coaches, among whom were Jack Weierhauser, former Stanford University coach, Chuck Coker of the Southern California Striders, Carl Merritt, Bob Bronson, Chuck Hughes, Joe Myers and many others, and

WHEREAS, In addition to coaching athletics, Fred promoted sports by organizing or helping to organize, Modesto's top sporting events, the California Relays in track and field, and the statewide junior college basketball tournament; and

WHEREAS, Fred A Earle, Jr, at the age of 63, or 43 years after he did his first athletic tutoring is still imparting his vast knowledge to youngsters, and upon his departure from Modesto Junior College will continue to coach tennis at the Modesto Racquet Club, now therefore, be it

Resolved by the Assembly of the State of California That the Members take this opportunity to commend and congratulate Fred A Earle, Jr, for his many years of outstanding service to the youth of this State, and extend to him the wish that the years ahead will bring added fulfillment and enrichment to his already bountiful life and successful career, 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 Fred A Earle, Jr

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

REQUEST FOR UNANIMOUS CONSENT

Mr Whetmore was granted unanimous consent that a photographer be allowed on the floor of the Assembly during today's session

CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS

Assembly Concurrent Resolution No. 45—Relative to a study of public elementary and secondary education and creating the Joint Interim Committee on Public Elementary and Secondary Education

Resolution read.

Request for Unanimous Consent to Temporarily Suspend Rule No. 101

Mr Garrigus was granted unanimous consent that Rule No 101 be temporarily suspended for the purpose of permitting an amendment which adds coauthors to Assembly Concurrent Resolution No. 45.

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Education, were read, and adopted

Amendment No. 1

In the heading of the printed measure, strike out "and Monagan", and insert "Monagan, Bee, and Petris"

Amendment No 2

Under the heading, insert

"(Coauthors Senators Rodda and Grunsky)".

Amendment No. 3

On page 2, strike out lines 20 to 23, inclusive, and insert

"2 The committee shall consist of the members of the Assembly Interim Committee on Education and the members of the Senate Fact Finding Committee on Education. Vacancies occurring in the membership of the com-"

Amendment No. 4

On page 2, line 28, strike out "1965", and insert "1967"

Amendment No. 5

On page 3, strike out line 5, and insert

"6 The sum of nine thousand five hundred dollars ($9,500) or so much"

Amendment No. 6

On page 3, line 9, after "resolution", insert "during the 1964-1965 fiscal year"

Amendment No. 7

On page 2, between lines 19 and 20, insert

"15 The Joint Interim Committee on Public Elementary and Secondary Education is also hereby authorized and directed to ascertain, study and analyze all facts relating to the subject of the duties, powers and responsibilities of the county board of education and the county superintendent of schools, including the interrelation thereof to the State, to the county, and to local school districts, and including a means of establishing an adequate structure of fiscal responsibility for the office of the county superintendent of schools and the county boards of education which would recognize the three-way division of their responsibilities to the State, the county, and the local school districts and yet place the county board of education in a relationship to fiscal matters appropriate to the political importance of that body, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Legislature, including in the reports its recommendations for appropriate legislation"

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

Assembly Concurrent Resolution No. 59—Relative to the observance of the 400th anniversary of the birth of William Shakespeare

Resolution read

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Rules, were read, and adopted

Amendment No. 1

In line 3 of the title of the printed bill, strike out "Shakespeare", and insert "Shakspere"

Amendment No. 2

On page 1, line 2, strike out "Shakespeare', and insert "Shakspere"

Amendment No. 3

On page 1, line 3, strike out "Shakespeare", and insert "Shakspere"

Amendment No. 4

On page 1, line 6, strike out "Shakespeare", and insert "Shakspere"

Amendment No 5

On page 1, line 8, strike out 'Shakespeare's', and insert "Shakspere's"

Amendment No. 6

On page 1, line 10, strike out "Shakespeare", and insert "Shakspere"

Amendment No. 7

On page 1, lines 17 and 18, strike out "Shakespeare's", and insert "Shakspere's"

Amendment No. 8

On page 1, line 19, strike out "Shakespeare", and insert "Shakspere"

Amendment No. 9

On page 1, line 21, strike out "Shakespeare's", and insert 'Shakspere's".

Amendment No. 10

On page 2, lines 3 and 4, strike out "Shakespeare", and insert "Shakspere".

Amendment No. 11

On page 2, line 10, strike out "Shakespeare", and insert "Shakspere"

Resolution ordered reprinted, and engrossed

Consideration of House Resolution No 301

By Assemblyman Stevens

House Resolution No. 301—Relative to a study of administrative law and procedure

Resolution read

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Rules, was read, and adopted·

Amendment No. 1

On page 1020 of the Assembly Daily Journal for May 11, 1964, in the heading of House Resolution No 301, after "Assemblyman Stevens", insert "(Coauthor Senator Lagomarsino) "

Resolution, as amended, re-referred to the Committee on Rules, and the subject matter referred to the Committee on Rules for assignment to the proper interim committee for study

SECOND READING OF SENATE BILLS

Senate Bill No. 100—An act to amend Section 5605 of the Education Code, relating to financial support of public schools, declaring the urgency thereof, to take effect immediately

Bill read second time, and ordered to the Consent Calendar.

Senate Bill No. 79—An act making an appropriation for a rapid transit study

Bill read second time, and ordered to third reading

Senate Bill No. 85—An act to amend Section 75090 of, and to add Section 75090 1 to, the Government Code, relating to benefits and contributions of judges under the Judges' Retirement System

Bill read second time, and ordered to third reading

Senate Bill No. 99—An act to amend Section 10 of the Placer County Water Agency Act (Chapter 1234 of the Statutes of 1957), relating to claims against the agency, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to the Consent Calendar

THIRD READING OF ASSEMBLY BILLS

Assembly Joint Resolution No. 4—Relative to matching federal grants for urban public service training and research programs.

Resolution read, and adopted by the following vote:

AYES—Allen, Alquist, Asheraft, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Bntschgi, Burgener, Carrell, Casey, Chapel, Cologne, Crown, Danielson, Dannemeyer, Davis, Donovan, Dymally, Elliott, Flournoy, Foran, Frew, Gaffney, Gonsalves, Henson, Hinckley, Holmes, Kennick, Knox, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Powers, Rumford, Ryan, Soto, Stanton, Thelin, Thomas, Veneman, Veysey, Waldie, Warren, Williamson, Willson, Winton, Young, and Z'berg—58

NOES—None.

Resolution ordered transmitted to the Senate

REQUEST FOR UNANIMOUS CONSENT TO HOLD SPECIAL MEETING OF COMMITTEE

At 11 a m, Mr Crown was granted unanimous consent to hold a special meeting of the Committee on Ways and Means in Room 3188, at this time, and that the members of the Committee on Ways and Means be excused for the purpose of attending the meeting

Subject: Budget Bill.

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

Consideration of House Resolution No. 228

By Assemblymen Rumford and Mulford:

House Resolution No. 228—Relative to developing regional public recreation facilities on the Berkeley waterfront on San Francisco Bay in Alameda County

NOTE: The full text of House Resolution No 228 appears at page 815 of the Assembly Daily Journal for April 28, 1964

Resolution read, and adopted unanimously

Assembly Joint Resolution No. 13—Relative to tariffs

Resolution read, and adopted by the following vote.

AYES—Alquist, Ashcraft, Badham, Barnes, Bee, Beilenson, Belotti, Booth, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Crown, Cusanovich, Danielson, Dennemeyer, Deukmejian, Dills, Donovan, Dymally, Flournoy, Foran, Frew, Gaffney, Gonsalves, Henson, Hinckley, Holmes, Knox, Marks, Meyers, Milias, Mills, Monagan, Mulford, Pattee, Rumford, Ryan, Stanton, Stevens, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Wilson, Winton, Young, Z'berg, and Mr Speaker—55

NOES—None

Resolution ordered transmitted to the Senate

THIRD READING OF SENATE BILLS

Senate Bill No. 54—An act to add Section 36057.5 to the Health and Safety Code, relating to housing

Bill read third time, and presented by Mr Z'berg

Bill passed by the following vote

AYES—Alquist, Ashcraft, Bagley, Barnes, Bee, Beilenson, Belotti, Booth, Burgener, Carrell, Casey, Crown, Danielson, Dills, Donovan, Dymally, Flournoy, Foran, Frew, Gaffney, Gonsalves, Henson, Hinckley, Holmes, Knox, Marks, Meyers, Milias, Mills, Pattee, Rumford, Ryan, Soto, Stanton, Thomas, Waite, Waldie, Warren, Williamson, Wilson, Young, Z'berg, and Mr Speaker—43

NOES—None

Bill ordered transmitted to the Senate

ANNOUNCEMENTS

At 11:09 a.m., Speaker pro Tempore Bee announced that permission previously granted for photographers to be on the floor of the Assembly is now rescinded

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Concurrent Resolution No. 21—Relative to additions to the Pfeiffer Big Sur State Park in Monterey County

Resolution read, and presented by Mr Pattee

Resolution adopted by the following vote:

AYES—Alquist, Ashcraft, Badham, Bagley, Barnes, Bee, Beilenson, Belotti, Booth, Burgener, Carrell, Chapel, Collier, Cologne, Crown, Cusanovich, Danielson, Deukmejian, Dills, Donovan, Dymally, Flournoy, Foran, Frew, Gaffney, Gonsalves,

Henson, Hinckley, Holmes, Knox, Marks, Meyers, Milias, Mills, Monagan, Mulford, Pattee, Rumford, Ryan, Soto, Stanton, Stevens, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Young, Z'berg, and Mr Speaker—54
NOES—None

Resolution ordered transmitted to the Senate.

RESOLUTION REMOVED FROM CONSENT CALENDAR

On request of Mr Marks, House Resolution No. 281 was removed from the Consent Calendar, and placed on the third reading file.

REQUEST FOR UNANIMOUS CONSENT TO WITHDRAW ASSEMBLY CONCURRENT RESOLUTION NO 66 FROM COMMITTEE

Mr. Cusanovich was granted unanimous consent that Assembly Concurrent Resolution No 66 be withdrawn from the Committee on Rules for purpose of consideration later this day.

RECESS

At 11.12 a m, Speaker pro Tempore Bee declared the Assembly recessed until 11 37 a m.

REASSEMBLED

At 11.37 a m, the Assembly reconvened
Hon. Carlos Bee, Speaker pro Tempore of the Assembly, presiding.
Chief Clerk James D Driscoll at the Desk
Assistant Clerk Malcolm MacIntyre reading

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 10—An act relating to salary increases for state employees, declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No 10?

Senate Amendments of April 29, 1964

Amendment No. 1

On page 1, line 4, of the printed bill, as amended in Assembly April 15, 1964, after "delay", insert "on or after July 1, 1964"

Amendment No. 2

On page 1, line 14, strike out ", and", and strike out lines 15 to 17, inclusive, and insert a period

Senate Amendments of May 5, 1964

Amendment No. 1

In the heading of the printed bill, as amended in Assembly April 24, 1964, after "Gaffney", insert "(Coauthor Senator Short)"

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No 10 by the following vote.

AYES—Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Brutsch, Burgener, Carrell, Casey, Chapel, Conrad, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Elliott, Flournoy, Foran, Frew, Gaffney, Gonsalves, Henson, Holmes, Kennick, Knox, Marks, McMillan, Meyers, Milias, Mills, Monagan, Mulford, Pattee, Petris, Powers, Rumford, Ryan, Soto, Stanton, Stevens,

Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Zenovich—59
NOES—None.

Assembly Bill No 10 ordered enrolled

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO. 59

Mr Mills was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Senate Bill No 72 for hearing in the Committee on Ways and Means today

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

Assembly Concurrent Resolution No. 60—Relative to commending Senator Clair Engle

Resolution read

Request for Unanimous Consent to Temporarily Suspend Rule No. 101

Mr Monagan was granted unanimous consent that Rule No 101 be temporarily suspended for the purpose of adding coauthors to Assembly Concurrent Resolution No 60 .

Members Made Coauthors of Assembly Concurrent Resolution No. 60

Mr Monagan was granted unanimous consent that all Members so desiring be placed upon Assembly Concurrent Resolution No 60 as coauthors.

Roll Call

The following Members indicated a desire to become coauthors

Assemblymen Asheraft, Badham, Bagley, Bane, Barnes, Belotti, Britschgi, Burgener, Chapel, Cologne, Conrad, Deukmejian, Donovan, Dymally, Flournoy, Foran, Hinckley Holmes, Marks, McMillan, Mihas, Monagan, Mulford, Pattee, Petris, Rumford, Soto, Stanton, Stevens, Thelin, Veneman, Veysey, and Whetmore

Request for Unanimous Consent

Mr. Waldie was granted unanimous consent to take up Assembly Concurrent Resolution No 60, as amended, without reference to print, or file, and that the same be considered re-engrossed

Consideration of Assembly Concurrent Resolution No. 60, as Amended

Assembly Concurrent Resolution No. 60: By Assemblymen Waldie, Booth, Davis, Casey, Allen, Alquist, Bee, Beilenson, Carrell, Crown, Danielson, Dannemeyer, Dills, Elliott, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Johnson, Kennick, Knox, Meyers, Mills, Moreno, Powers, Quimby, Ryan, Song, Thomas, Unruh, Waite, Warren, Williamson, Willson, Winton, Young, Z'berg, Zenovich, Asheraft, Badham, Bagley, Bane, Barnes, Belotti, Britschgi, Burgener, Chapel, Cologne, Conrad, Deukmejian, Donovan, Dymally, Flournoy, Foran, Hinckley, Holmes, Marks, McMillan, Mihas, Monagan, Mulford, Pattee, Petris, Rumford, Soto, Stanton, Stevens, Thelin, Veneman, Veysey, and Whetmore—Relative to commending Senator Clair Engle

Resolution read, as amended, and adopted unanimously

Resolution ordered reprinted, and transmitted to the Senate

REQUEST FOR UNANIMOUS CONSENT

Mr Barnes was granted unanimous consent to take up House Resolution No 251 without reference to file

Consideration of House Resolution No. 251

By Assemblymen Barnes and Ashcraft.

House Resolution No. 251—Relative to a bridge across San Diego Bay.

Resolution read

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Transportation and Commerce, was read, and adopted

Amendment No. 1

In the printed measure, as amended and printed on page 965 of the Assembly Journal for May 7, 1964, strike out the second, third, fourth, and fifth WHEREAS clauses, and insert

"WHEREAS, The effect of such a bridge upon the general economy of both cities should be fully considered; and"

Consideration of House Resolution No 251, as Amended

By Assemblymen Barnes and Ashcraft

House Resolution No. 251

Relative to a bridge across San Diego Bay

WHEREAS, There is substantial controversy in the cities of Coronado and San Diego over the proposed construction of a bridge across San Diego Bay, linking the two communities, and

WHEREAS, The effect of such a bridge upon the general economy of both cities should be fully considered, and

WHEREAS, The people of Coronado have voted on three separate occasions (1952, 1955 and 1958) against a bridge across San Diego Bay, and

WHEREAS, The people of the two affected communities, San Diego and Coronado, should now have an opportunity to express themselves on this subject, and

WHEREAS, Present law does not make possible such a plebiscite, and

WHEREAS, Consideration of legislation authorizing such a plebiscite cannot be considered under the items placed by the Governor before the Legislature at the current extraordinary sessions, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly respectfully request the Governor and the California Toll Bridge Authority to take such action as may be necessary to defer any and all action toward construction of a bridge across San Diego Bay between the cities of San Diego and Coronado until such time as hearings are held to hear the testimony of the people of the affected communities on this subject and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit copies of this resolution to the Governor and the California Toll Bridge Authority

Resolution read, as amended, and adopted by the following vote

AYES—Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Berleuson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Flournoy, Foran, Frew, Gaffney, Gonsalves, Henson, Hinckley, Holmes, Kennick, Knox, Marks, McMillan, Meyers, Milias, Mills, Monagan, Mulford, Pattee, Petris, Rumford, Ryan, Soto, Stanton, Stevens, Thelin, Thomas, Vevsey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Zenovich—63

NOES—None

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 68—An act to add Chapter 8 (commencing with Section 8700) to Division 1, Title 2, of the Government Code, relating to economic and cultural relations with Baja California, and making an appropriation therefor

Bill read third time, and presented by Mr Mills

Demand for Previous Question

Messrs. Holmes, Belotti, Knox, Foran, and Z'berg demanded the previous question Demand sustained

The question being on the passage of the bill

The roll was called

Call of the Assembly

Pending the announcement of the vote, Mr Mills moved a call of the Assembly

Mr Crown seconded the motion

Motion carried Time, 12 07 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

Call of the Assembly Dispensed With on Senate Bill No 68

At 12 10 p m , on motion of Mr Mills, further proceedings under the call of the Assembly were dispensed with

The names of the absentees were called

Motion to Expunge Record and Rescind Action on Senate Bill No. 68

Mr Mills moved to expunge the record, and rescind the action whereby a roll call was taken on Senate Bill No 68

Motion carried by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Burgener, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Dantelson, Dannemeyer, Davis, Deukmejian Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Gonsalves, Henson, Hinckley, Holmes, Kennick, Knox, Marks, McMillan, Mihas, Mills, Moreno, Mulford, Pattee, Petris, Powers, Rumford, Ryan, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Vevsey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Zenovich—63

NOES—None

By unanimous consent, the bill was passed temporarily on file, with the understanding that no additional debate would be allowed on Senate Bill No 68 in the event of further consideration of the bill.

ANNOUNCEMENTS

Mr Dannemeyer announced that today is the birthday of Assemblyman Don A. Allen, Sr , of Los Angeles, whereupon the Members of the Assembly joined in extending congratulations and best wishes to Mr. Allen.

ANNOUNCEMENTS OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings:

Today—
At 2.30 p.m.—

Public Health (Rumford, Chairman), in Room 5168

At 2 30 p m.—

Ways and Means (Crown, Chairman), in Room 4202

REQUESTS FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO. 59

Mr. Z'berg was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Assembly Bill No. 193 and Senate Bill No 24 for hearing in the Committee on Natural Resources, Planning, and Public Works, at 3 45 p m, on Thursday, May 14, 1964.

Mr. Willson was granted unanimous consent that Rule No. 59 be temporarily suspended for the purpose of setting Assembly Joint Resolution No. 15 for hearing in the Committee on Rules on Thursday, May 14, 1964.

ANNOUNCEMENTS

Mr. Bane announced that copies of the proposed revision of the Assembly Standing Rules, which has been developed, at the direction of the Assembly Rules Committee, with the assistance of Arthur Ohnimus, former Chief Clerk of the Assembly, have been placed on the Members' desks.

Mr Petris announced that the Committee on Revenue and Taxation would not hold a meeting today.

REQUESTS FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO. 59

Mr. Meyers was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Assembly Bill No 208 for hearing in the Committee on Civil Service and State Personnel, on Thursday, May 14, 1964

Mr. Zenovich was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Assembly Joint Resolution No. 14 for hearing in the Committee on Rules, on Thursday, May 14, 1964

Mr Crown was granted unanimous consent that Rule No. 59 be temporarily suspended for the purpose of setting Assembly Concurrent Resolution No 45, Senate Bill No. 72, and Assembly Bill No. 169, for hearing in the Committee on Ways and Means today

Mr Badham was granted unanimous consent that Rule No. 59 be temporarily suspended for the purpose of setting Senate Concurrent Resolution No. 38 for hearing in the Committee on Rules, on Thursday, May 14, 1964.

RECESS

At 12 16 p m , Speaker pro Tempore Bee declared the Assembly recessed until 3 30 p m

REASSEMBLED

At 3.30 p m , the Assembly reconvened.

Hon. Carlos Bee, Speaker pro Tempore of the Assembly, presiding

Chief Clerk James D Driscoll at the Desk

Assistant Clerk Malcolm MacIntyre reading

ROLL CALL

The roll was called

Call of the Assembly

Mr Conrad moved a call of the Assembly for the purpose of establishing a quorum

Mr. Badham seconded the motion

Motion carried Time, 3 35 p m

The Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members

The Speaker pro Tempore announced that there was a quorum present.

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 113

Mr Conrad was granted unanimous consent that Assembly Rule No 113 be temporarily suspended for the purpose of placing a call of the Assembly on any matter before the House

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

FURTHER CONSIDERATION OF SENATE BILL NO. 68

Senate Bill No. 68—An act to add Chapter 8 (commencing with Section 8700) to Division 1, Title 2, of the Government Code, relating to economic and cultural relations with Baja California, and making an appropriation therefor.

Bill read third time, and presented by Mr Mills

The roll was called.

Call of the Assembly

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

Mr. Dills seconded the motion

Motion carried Time, 3.47 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. 113

Mr. Conrad was granted unanimous consent that Assembly Rule No 113 be temporarily suspended for the purpose of placing a call of the Assembly on any matter before the House.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 62—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, making an appropriation therefor, and providing for the submission of the measure to the people at a special election to be consolidated with the 1964 general election

Bill read third time, and presented by Mr Williamson

Bill passed by the following vote

AYES—Allen, Alquist, Ashcraft, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Danielson, Davis, Deukmejian, Donovan, Dymally, Elliott, Foran, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Moreno Mulford, Pattee Petris, Porter, Powers, Rumford, Ryan, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—65

NOES—Badham, Beilenson, and Dannemeyer—3

Bill ordered transmitted to the Senate

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 68

At 4 05 p m , on motion of Mr. Mills further proceedings under the call of the Assembly were dispensed with

The names of the absentees were called, and Senate Bill No 68 passed by the following vote

AYES—Allen, Alquist, Ashcraft, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Burgener, Carrell, Casey, Chapel, Crown, Danielson, Davis, Dills, Donovan, Dymally, Elliott, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Kennick, Knox, Marks, McMillan, Meyers, Mihas, Mills, Moreno, Petris, Porter, Powers, Rumford, Ryan, Soto, Stanton, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Williamson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—54

NOES—Badham, Conrad, Dannemeyer, Deukmejian, Hinckley, Holmes, Lanterman, Monagan, Pattee, Stevens, Thelin, and Whetmore—12

Bill ordered transmitted to the Senate.

LEAVES OF ABSENCE FOR BALANCE OF THE DAY

At 4 08 p m , the following Members were granted leaves of absence for the balance of the day, because of legislative business elsewhere

Mr Flournoy, on request of the Speaker pro Tempore

Mr Willson, on request of the Speaker pro Tempore

NAME PLACED UPON ROLL CALL ON SENATE BILL NO. 62

Mr Monagan was granted unanimous consent that he be recorded as voting "Aye" on Senate Bill No 62

CALL OF THE ASSEMBLY DISPENSED WITH

At 4 09 p m , on motion of Mr Conrad, the quorum call was lifted

RECESS

At 4 09 p m , Speaker pro Tempore Bee ordered the Assembly recessed until 4 45 p m

REASSEMBLED

At 4 45 p m , the Assembly reconvened
Hon Carlos Bee, Speaker pro Tempore of the Assembly, presiding
Chief Clerk James D Driscoll at the Desk
Assistant Clerk Malcolm MacIntyre reading

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 69—An act to amend Sections 17027, 17053, 17072, 17203, 17204, 17206, 17216 2, 17254, 17262, 17284, 17416, 17503, 17531, 17532, 17533, 17534, 17535, 17536, 17577, 17837, 17913, 18152, 18162, 18241, 18242, 18243, 18244, 18245, and 18246 of, to add Sections 17120, 17139, 17154, 17176, 17177, 17205 5 17266, 17527, 17528, 17594, 17617, 18212, 18213, 18214, 18215, 18216, 18217, 18218, 18402 7, 18802 5, and 18802 7 to, and repeal Sections 17537, 17537 1, 17538, 17539, 17540, 18247, and 18248 of the Revenue and Taxation Code, relating to personal income taxes

Bill read third time, and presented by Mr Petris

Minority Floor Leader Presiding

At 4 46 p m , Hon Charles J Conrad, 57th District, presiding
The question being on the passage of the bill
Bill passed by the following vote

AYES—Allen, Alquist, Bane, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Crown, Danielson Dannemeyer, Deukmejian, Dills, Donovan, Dymally, Elliott, Foran, Gaffney, Garrigus, Gonsalves, Greene, Henson, Kennick, Knox, Marks, McMillan, Meyers, Milias, Mills, Monagan, Pattee, Petris, Porter, Powers, Rumford, Ryan, Soto, Stevens, Thomas, Veneman, Vevsey, Waldie, Warren, Whetmore, Williamson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—54
NOES—Asheraft, Badham, Barnes, Hinckley, Holmes, Lanterman, Mulford, Stanton, Thelin, and Waite—10

Bill ordered transmitted to the Senate

Speaker pro Tempore Presiding

At 5 05 p m Hon Carlos Bee, 13th District, presiding

REQUEST FOR UNANIMOUS CONSENT

Mr. Z'berg was granted unanimous consent to take up House Resolution No 272 without reference to file

Consideration of House Resolution No. 272

By Assemblyman Z'berg

House Resolution No. 272—Relating to the routing of a freeway through Prairie Creek Redwoods State Park

Resolution read

Request for Unanimous Consent to Withdraw Amendments

Mr Z'berg was granted unanimous consent that the committee amendments be withdrawn, and the following amendments substituted in their place:

Amendment No. 1

In line 1 of the third WHEREAS clause of the printed measure, as printed on pages 920 and 921 of the Assembly Journal for May 5, 1964, strike out "highly".

Amendment No. 2

In line 9 of the third WHEREAS clause, strike out "and", and insert "now, therefore, be it"

Amendment No. 3

In line 6 of the third WHEREAS clause, strike out "seriously"

Amendment No. 4

Strike out the fourth to fifteenth WHEREAS clauses inclusive

Amendment No. 5

In lines 2 and 3 of the first *Resolved* clause, strike out "very carefully"

Amendment No. 6

In lines 4 and 5 of the first *Resolved* clause, strike out "overwhelming"

Amendment No. 7

In line 1 of the second *Resolved* clause, strike out "extreme"

Amendments read, and adopted

House Resolution No. 272, as Amended

By Assemblyman Z'berg.

House Resolution No. 272

Relating to the routing of a freeway through Prairie Creek Redwoods State Park

WHEREAS, The Division of Highways and the California Highway Commission are currently studying alternatives for the relocation of U S Sign Route 101 in the vicinity of Prairie Creek Redwoods State Park between 2 0 miles north of Orick, California, and 0 3 mile north of the Del Norte County line, and

WHEREAS, Two of the proposed three alternative routes, the so-called "bluff" and "beach" routes, would pass directly through Prairie Creek Redwoods State Park; and

WHEREAS, Both of these routes would be destructive of the unique and world-renowned park values presumably protected by the State of California in the entire basin of Prairie Creek Redwoods State Park, with both routes piercing the heart of the Blanche Hinman Garland Memorial Redwood Grove, creating a huge cut 225 feet deep and 680 feet wide where the freeway would pass through Ossagon Ridge, and both of these routes would impair development of the park for recreational use by the people by eliminating potential excellent camping and picnic facilities in the Ossagon Creek, Squashan Creek, Wolf Creek, and south end of the beach areas, now, therefore, be it

Resolved by the Assembly of the State of California, That the Division of Highways and the California Highway Commission is requested to consider the impact of the proposed "bluff" and "beach" routes on the Prairie Creek Redwoods State Park, and unless it can be thoroughly demonstrated that the public interest lies in routing a freeway through the park, that the routing be outside the park, and be it further

Resolved, That in the view of the public interest in this matter, that the California Highway Commission is requested to hold at least one public hearing on these routes in San Francisco or Los Angeles so that the general public is afforded the opportunity to fully understand and express its views on the impact of these routes on Prairie Creek Redwoods State Park; and be it further

Resolved, That the Chief Clerk of the Assembly transmit copies of this resolution to the Division of Highways and to the California Highway Commission.

Resolution, as amended, ordered on file.

ANNOUNCEMENTS

Speaker pro Tempore Bee announced that the meeting of the Committee on Education would be held in Room 4203

COMMUNICATIONS

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

Letter of Transmittal

Assembly Interim Committee on Ways and Means
May 1, 1964

To the Speaker and Members of the Assembly:

Dear Mr Speaker and Members of the Assembly. Your Interim Committee on Ways and Means herewith submits the report of its Subcommittee on Omnibus Appropriation Bills pursuant to House Resolution No 479, 1963 General Session The report includes the results of staff investigations and a public hearing on the subject of the claims process which results in the annual omnibus appropriation bill

This report is being submitted to this 1964 session of the Assembly rather than waiting for the 1965 session as would normally be done in order that the recommendations herein made may be effectuated as soon as possible

The committee wishes to thank Chairman Williamson and the members of the subcommittee who so ably conducted this study and the members of the State Board of Control, the Office of the Legislative Analyst and the Office of the Legislative Counsel for their assistance

The committee urges that careful attention and consideration be given the data and recommendations contained herein

Respectfully submitted,

ROBERT W. CROWN, Chairman

I hereby approve the final report of the Subcommittee on Omnibus Appropriation Bills submitted to the Ways and Means Committee on Wednesday, May 6, 1964

Tom Bane
Carlos Bee
Frank Belotti
Carl Britschgi
John L. E Collier
Charles Conrad
Pauline Davis
Edward Gaffney
James Holmes
Joseph Kennick
Frank Lanterman
Lester McMillan
James Mills
Nicholas Petris
Carley Porter
Howard Thelin
Jerome Waldie
John Williamson
Gordon Winton

NOTE Copies of the above report are available through the Assembly Committee on Ways and Means, Room 2140, Capitol Annex, Sacramento, California

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, May 13, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined

Assembly Bill No. 180—An act relating to the change of boundaries of municipal water districts, and in this connection repealing Sections 72152 and 72190 1 of the Water Code, and declaring the urgency thereof, to take effect immediately,

Assembly Bill No. 183—An act to amend Sections 262 and 268 of the Revenue and Taxation Code, relating to property tax exemptions,

And reports the same correctly enrolled, and presented to the Governor at 11 a.m., May 13, 1964

POWERS, Chairman

Assembly Chamber, May 13, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined

Assembly Concurrent Resolution No. 43—Relative to relocation of facilities of local government required by the development of the State Water Facilities,

Assembly Concurrent Resolution No. 63—Memorializing Robert C. Kirkwood,

And reports the same correctly enrolled, and presented to the Secretary of State on the 13th day of May, 1964, at 11 a m

POWERS, Chairman

Assembly Chamber, May 13, 1964

Mr Speaker· Your Committee on Engrossment and Enrollment has examined

Assembly Concurrent Resolution No. 44

And reports the same correctly engrossed

POWERS, Chairman

Above resolution ordered to the Consent Calendar

Committee on Public Health

Assembly Chamber, May 13, 1964

Mr. Speaker: Your Committee on Public Health reports:

House Resolution No. 273

With the recommendation: Be adopted

RUMFORD, Chairman

Above resolution ordered on file

Committee on Ways and Means

Assembly Chamber, May 13, 1964

Mr. Speaker. Your Committee on Ways and Means reports:

Assembly Bill No 153

With the recommendation. That the bill be retained in committee, and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study.

CROWN, Chairman

Subject matter of the above bill referred to the Committee on Rules

Assembly Chamber, May 13, 1964

Mr Speaker: Your Committee on Ways and Means reports.

Senate Bill No. 72

With the recommendation Do pass

CROWN, Chairman

Above bill ordered to second reading

REFERENCE OF BILLS TO COMMITTEE

Speaker pro Tempore Bee announced that Speaker Unruh has referred the following bills to the following committees:

Assembly Bill No.	*Committee*
210	Revenue and Taxation

MESSAGES FROM THE SENATE

Senate Chamber, May 13, 1964

Mr. Speaker I am directed to inform your honorable body that the Senate on this day adopted.

Senate Concurrent Resolution No 37
Senate Concurrent Resolution No 38

J A BEEK, Secretary of the Senate
By R W Lyons, Chief Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolutions were read

Senate Concurrent Resolution No. 37—Approving amendments to the Charter of the City of Napa, a municipal corporation in the County of Napa, State of California, ratified by the qualified electors of the city at a special election held therein on the fifth day of May, 1964

Referred by the Speaker pro Tempore to the Committee on Rules

Senate Concurrent Resolution No. 38—Relative to the retirement of John A Murdy, Jr

Referred by the Speaker pro Tempore to the Committee on Rules

MESSAGES FROM THE SENATE

Senate Chamber, May 13, 1964

Mr Speaker: I am directed to inform your honorable body that the Senate on this day adopted

Senate Concurrent Resolution No 19

J A BEEK, Secretary of the Senate
By Lance D. MacArthur, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read

Senate Concurrent Resolution No. 19—Relative to Fairs and Allocation Classification Committees

Referred by the Speaker pro Tempore to the Committee on Rules

MESSAGES FROM THE SENATE

Senate Chamber, May 12, 1964

Mr Speaker I am directed to inform your honorable body that the Senate amended, and on this day passed as amended,

Assembly Bill No 91
Assembly Bill No 92

And respectfully requests your honorable body to concur in said amendments

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

Above bills ordered to unfinished business file

Senate Chamber, May 12, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day adopted -

Assembly Concurrent Resolution No 65

J A BEEK, Secretary of the Senate
By Lance D. MacArthur, Assistant Secretary

Above resolution ordered enrolled.

Senate Chamber, May 13, 1964

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 53
Assembly Concurrent Resolution No 55
Assembly Concurrent Resolution No 56
Assembly Constitutional Amendment No 10

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

Above resolutions ordered enrolled

Senate Chamber, May 13, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day passed

Assembly Bill No 6
Assembly Bill No 164
Assembly Bill No 172
Assembly Bill No 185
Assembly Bill No 97

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

Above bills ordered enrolled

Senate Chamber, May 13, 1964

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 12

J A BEEK, Secretary of the Senate
By R W Lyons, Chief Assistant Secretary

Senate Chamber, May 13, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day adopted as amended

Assembly Joint Resolution No 10

And respectfully requests your honorable body to concur in said amendments

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

Above resolution ordered to unfinished business file

Senate Chamber, May 13, 1964

Mr Speaker I am directed to inform your honorable body that the Senate amended, and on this day passed as amended

Assembly Bill No 18
Assembly Bill No 27
Assembly Bill No. 37
Assembly Bill No 140

And respectfully requests your honorable body to concur in said amendments

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

Above bills ordered to unfinished business file

RESOLUTIONS

The following resolution was offered

By Assembly Bane

House Resolution No. 315

Relative to adoption of the Permanent Standing Rules of the Assembly

Resolved by the Assembly of the State of California, That the following rules be and are hereby adopted as the Permanent Rules of the Assembly for the 1964 First Extraordinary Session

PERMANENT STANDING RULES OF THE 1964 FIRST EXTRAORDINARY SESSION

I LEGISLATIVE ORGANIZATION

Assembly General Officers

1 The general officers of the Assembly whose names and titles shall appear on the frontispiece of all publications are

Speaker
Speaker pro Tempore
Majority Floor Leader
Minority Floor Leader
Chief Clerk

Hours of Meeting

2 The session of the Assembly shall be daily, beginning at 10 o'clock a m. (Sundays excepted), unless otherwise ordered by a majority vote of the Members present

Speaker to Call Assembly to Order

3. The Speaker, or in his absence, the Speaker pro Tempore, shall, at the hour appointed for meeting, call the Assembly to order. In the absence of both the Speaker and the Speaker pro Tempore, the Majority Floor Leader shall call the Assembly to order, and shall preside until the return of the Speaker or Speaker pro Tempore

Roll Call and Quorum

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

Assignment of Desks to Members

5. Members shall be assigned to offices and desks by the Committee on Rules, and, as far as possible, the committee shall conform to the requests of Members, giving due consideration to their seniority in legislative service in the Assembly.

II. RULES

Adoption of Standing Rules

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

Effect of Adoption of These Rules

7. The adoption of the Standing Rules of a budget session shall not be construed as modifying or rescinding the Permanent Standing Rules of the Assembly for the preceding general session, nor as affecting in any way the status or powers of the interim committees created by those rules

Suspension of Rules

8 Any standing rule of the Assembly may be suspended temporarily by a vote of two-thirds of the Members present; provided, that such temporary suspension shall apply only to the matter under immediate consideration, and in no case shall it extend beyond an adjournment

Amending Standing Rules

9. No standing rule of the Assembly shall be amended except by resolution adopted by an affirmative recorded vote of a majority of the entire elected membership of the Assembly

No such resolution shall be considered until it shall have been referred to the Committee on Rules

Temporary Rules

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

Mason's Manual of Legislative Procedure

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

III ORGANIZATION OF COMMITTEES

Standing Committees

12 Twenty-six standing committees of the Assembly are hereby created, upon the several subjects, and numbered respectively, as follows:

1 Agriculture
2. Civil Service and State Personnel
3. Constitutional Amendments
4 Criminal Procedures
5 Education
6 Elections and Reapportionment
7. Engrossment and Enrollment
8. Finance and Insurance
9. Fish and Game
10. Government Organization
11 Governmental Efficiency and Economy
12. Industrial Relations
13. Judiciary
14. Livestock and Dairies
15. Manufacturing, Oil, and Mining Industry
16. Military and Veterans Affairs
17. Municipal and County Government
18. Natural Resources, Planning, and Public Works
19. Public Health
20. Public Utilities and Corporations

21. Revenue and Taxation
22. Rules
23 Social Welfare
24. Transportation and Commerce
25. Water
26 Ways and Means

Membership of Standing Committees

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

No Member of the Assembly shall be a member of more than three standing committees except that upon appointment by the Speaker or the approval of the House a member may serve on five committees

Committee on Rules

14 There is a Committee on Rules, which shall act as the executive committee of the House The committee shall consist of one member appointed by the Speaker, who shall be the chairman and six other members, three of whom shall be members of the minority party and three of whom shall be members of the majority party The chairman of each minority and majority party caucus shall within twenty-four (24) hours after the operative date of this rule, convene the party caucus of which he is chairman and provide the members thereof with ballots showing the names of the members The members of each party caucus shall thereupon by secret ballot indicate their preference for three to be members of the Rules Committee and shall continue to ballot until three names shall have received a majority of the votes of the total number of members of the party. Following the balloting by the party caucus the chairman thereof shall file with the Chief Clerk a list of three nominees for membership on the Committee on Rules Upon the filing of each such list, the Speaker shall immediately present the name of each nominee to the Assembly for its approval or rejection in the order filed If approved by a majority of the elected membership of the Assembly, the nominee shall be declared elected as a member of the committee If a nominee shall fail to receive such approval, the committee membership to which he would have been elected shall remain vacant until the chairman of his party caucus shall have filed the name of another nominee for the position which shall be the name of a member of the party caucus and selected by ballot in the same manner as the names of those previously presented and that such person shall be the nominee who shall be thereafter approved by a majority of the elected membership of the Assembly Vacancies in the elected

membership of the Committee on Rules occurring during any session of the Legislature shall be filled by election as herein provided, and such vacancies occurring after final adjournment and before the convening of the next session of the Legislature shall be filled temporarily, and until such convening, by the remaining committee members who are members of the same party as that of the member causing the vacancy. Vacancies in the appointive membership shall be filled by the Speaker Four duly qualified members of the committee shall constitute a quorum No member of the Committee on Rules is eligible to serve as the chairman of a standing committee.

Powers of the Committee on Rules

15. The Committee on Rules provided herein shall have the following powers

To appoint all attachés and employees of the Assembly not otherwise provided for by statute It shall have authority to suspend, with or without pay, any such attaché or employee for incompetency or dereliction of duty, pending final action by the Assembly.

To make studies and recommendations designed to promote, improve, and expedite the business and procedure of the Assembly and of the committees thereof, and to propose any amendments to the Rules deemed necessary to accomplish such purposes

Both during sessions, and after final adjournment and until the convening of the next regular general session, the Committee on Rules 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, 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

(e) To make available to the Assembly, or to any Assembly or joint committee, or to any Member of the Assembly such assistance in connection with the duties of the committee or other legislative matters as the personnel under direction of the committee or its other facilities permit

(f) To make available to and furnish to the Assembly, and to Assembly investigating committees created at this session and to each of the members thereof, such clerical, secretarial and stenographic help as may be reasonably necessary for the Assembly to carry out its work, and for such committees and each of the members thereof to make and carry on the studies and investigations required by or of them by the

resolutions creating such committees, and for such purposes to employ such additional stenographic and secretarial assistants as may be necessary, assign, reassign and discharge such assistants and prescribe amounts, times and methods of payment of their compensation

(g) During such times as the Assembly is not in session, the committee is authorized and directed to incur and pay such expenses of the Assembly not otherwise provided for as the committee determines are reasonably necessary, including the repair, alteration, improvement, and equipping of the Assembly Chamber and the offices provided for the Assembly in the State Capitol and the Capitol Annex

(h) The chairman of the Committee on Rules shall appoint a Chief Administrative Officer of the Assembly, subject to the ratification of the Committee on Rules, who shall have such duties relating to the administrative, fiscal, and business affairs of the Assembly as the committee shall prescribe The chairman of the Committee on Rules or a majority of the membership of the Committee on Rules may terminate the services of the Chief Administrative Officer at any time.

Interim Committee on Rules

16 The Committee on Rules shall continue in existence during any recess of the Legislature and after final adjournment and until the convening of the next regular general session and shall have the same powers and duties as while the Assembly is in session In dealing with any matter within its jurisdiction 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 Joint Rules of the Senate and Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to the Committee on Rules and its members

17. The Committee on Rules, acting unanimously in the interim between sessions by appropriate resolution, on behalf of and in the name of the Assembly, may extend congratulations or commendations to legislators, former legislators, public officials, and prominent citizens, or express sympathy and regret on the death of any such person, and may authorize the presentation of suitably prepared copies of such resolutions to the persons concerned and to their relatives

Assembly Contingent Fund

18. The Assembly Committee on Rules is the committee provided for in Section 9127 of the Government Code The balance of all money in the Assembly Contingent Fund, including money now or hereafter appropriated, except such sums as are specifically made available for the expense of designated interim committees or for other purposes, is hereby made available to the Assembly Committee on Rules for any charges or claims it may incur in carrying out the duties imposed upon it by these rules or by Assembly or concurrent resolution The money made available by this rule includes the unencumbered balances of all sums heretofore made available to any Assembly or joint interim committee by the Assembly, upon the expiration of such committee, and shall be expended as provided in these rules

Special Assembly Committee on Legislative Representation

19 In addition to any other committee provided for by these Rules, there shall be a committee to be known as and called the Special Assembly Committee on Legislative Representation, which is hereby declared to be a continuing body authorized to act both during and between sessions of the Legislature

The committee shall have the rights, powers and duties prescribed in Section 9909 of the Government Code, specifically including but not limited to the authority to grant certificates of registration as legislative advocates, and all the rights and powers of legislative investigating committees as provided by the Joint Rules of the Senate and Assembly

The committee shall study and analyze all facts relating to legislative representation and the regulation thereof, and shall report thereon to the Legislature at each general session and from time to time as the committee deems necessary, including in the reports its recommendations for appropriate legislation

The committee shall consist of seven Members of the Assembly appointed by the Speaker thereof at each general session of the Legislature The chairman shall be appointed by the Speaker

Any vacancy occurring between general sessions shall be filled by the Speaker and the members appointed shall hold over until their successors are legally selected

The committee is specifically authorized to appoint the Legislative Analyst as executive secretary of this committee to act without compensation

Committee on Engrossment and Enrollment

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

(b) To assist the Speaker, upon his request, in recommending the reference of bills to the appropriate standing committee

Committee Expenditures

21. No member or committee shall be permitted to incur any expense without first receiving the consent of the Assembly

Creation of Interim Committees

22 A vote of a majority of the entire elected membership is necessary in order to constitute any standing committee an interim committee; and a vote of two-thirds of the elected membership is necessary in order to create any other interim or investigating committee.

Rules and Regulations Governing Committees

23. All claims for expenses incurred by interim investigating committees of the Assembly shall be approved by the Committee on Rules,

or its authorized representative, before such claims are presented to the Controller

All proposed expenditures, other than expenditures of the funds of an interim investigating committee, shall be approved by the Committee on Rules or its authorized representative before such expenses are incurred, unless such expenditure is specifically exempted from the provisions of this rule by the resolution authorizing it

No warrant shall be drawn in payment of any claim for expenses until the approval of the Committee on Rules, or its authorized representative, has been obtained in accordance with the provisions of this rule

The Committee on Rules shall provide for the payment of mileage to Members of the Assembly for travel incurred in connection with legislative committee business not chargeable under Joint Rule No 36 to the funds allocated to a specific committee Such mileage shall be paid from the Contingent Fund of the Assembly upon certification of claims therefor to the Controller by the Committee on Rules or its authorized representative The Committee on Rules shall adopt rules and regulations limiting the amount, time and place of such mileage.

The Committee on Rules shall adopt rules and regulations governing the awarding of any contract by an interim investigating committee and shall also adopt rules and regulations limiting the amount, time, and place of expenses and allowances to be paid to employees of Assembly interim investigating committees or other Assembly committees

Such rules may provide for allowances to committee employees in lieu of actual expenses for mileage, hotel accommodations, and meals at the rates fixed by the committee from time to time in limitation of reimbursement of actual expenses of committee employees generally, or at such lesser rate as may be prescribed by the employing committee

Mileage is an allowance to a committee employee in lieu of actual expenses of travel. When travel is by private conveyance mileage shall be allowed only to the operator of, and not to passengers in, a private vehicle Claims for mileage by private conveyance must be accompanied by the license number of the vehicle and the names of state officers and employees riding as passengers

Copies of all rules and regulations adopted pursuant to this rule shall be distributed to the chairman of every such investigating committee and of any other Assembly committee that has employees.

Every Assembly committee, upon the conclusion of its work or at the end of each legislative session in the case of standing committees, shall deliver to the Legislative Reference Service for use and custody, available to the Members of the Assembly. all documents, data, reports, and other materials that have come into the possession of such committee and which are not included within the final report of such committee to the Assembly.

Fees for Witnesses

24. Each witness summoned to appear before the Assembly or any of its committees shall receive the sum of fifteen dollars ($15) for each day such witness shall be required to appear, and the sum of nine cents

($0 09) for each mile he shall travel in coming to and going from the place of examination.

No witness shall be entitled to his fee or mileage until after his appearance before such a committee.

Reports of Interim Committees

25. All interim committees, unless otherwise authorized, shall report to the next succeeding Legislature on or before the fifth legislative day after the convening thereof

The chairman of each Assembly interim committee shall submit in the letter of transmittal of the final report the total expenses of the committee, including the amount expended for expenses of the members, the number of hearings held, the name of, and amount paid to, each committee employee, and the amount expended for other goods and services, in the form prescribed by the Committee on Rules.

Printing of Interim Committee Reports

26 All requests for the printing of reports of Assembly interim committees shall be referred to the Committee on Rules The Committee on Rules shall determine the number of copies needed, and whether or not the report shall be printed in the Journal In no event shall more than 1,000 copies of any interim committee report be authorized by the Committee on Rules on the first printing, exclusive of the Journal copies, if the report is to be printed therein, unless the Committee on Rules finds and determines that there is a special need for that report in greater numbers

Upon determination by the Committee on Rules that additional copies of an Assembly interim committee report are required at any time following the first printing of the authorized number of copies, the Committee on Rules may authorize one or more additional printings in the numbers found by it to be necessary and may make funds available therefor.

The State Printer shall hold the type for each Assembly interim committee report for a period of 90 days from the date of the first printing or for such time as the Committee on Rules deems necessary.

No Assembly interim committee report shall contain more than 100 pages, including the front and back cover thereof and any appendix, unless a greater number of pages has been approved and authorized by the Committee on Rules

Employees of Committees

27 Every applicant for employment by any committee of the Assembly or by a subcommittee of any such committee, shall prepare a formal application for such employment on forms prescribed by the Assembly Committee on Rules The application shall include a statement of his present employment, his employment during the preceding two years, and such other pertinent information as the committees require The application shall be certified under penalty of perjury, and any willful false statement or omission of a material fact shall be punishable as perjury If the application discloses any fact that indicates that the applicant has a personal interest that would conflict with the faithful

performance of his duties, the applicant shall not be employed. All applications shall be retained in the records of the committee.

An employee of any committee of the Assembly or of a subcommittee of any such committee, shall not engage in any employment, activity, or enterprise which has been determined to be inconsistent, incompatible, or in conflict with his duties as such employee or with the duties, functions, or responsibilities of the committee or subcommittee by which he is employed Each such employee shall immediately report in writing to the chairman of the committee or subcommittee by which he is employed, any other employment, activity, or enterprise he engages in while so employed, and shall transmit a copy of such report to the Assembly Rules Committee

Press Photographers

28 Press photographers shall be authorized to take photographs at meetings of Assembly committees subject to the following conditions:

1 The authorization given by this rule shall apply only to photographers from or employed by accredited newspapers or wire services, and newsreel or television photographers

2 The authorization shall extend to all Assembly standing committees and subcommittees thereof, but shall not extend to executive meetings of such committees and subcommittees

3. The chairman of the committee concerned shall be notified either orally or in writing, at any time prior to the committee meeting that a press photographer will be present

4 To the extent practical, flash cameras shall not be used

5 Photographs shall be taken in an orderly and expeditious manner so as to cause the least possible inconvenience to the committee.

IV. HOUSE FUNCTIONS

A. Duties of Assembly Officers

Duties of the Speaker

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

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

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

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

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

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

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

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

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

(i) To order the Lobby and Gallery cleared whenever he shall deem it necessary.

(j) The Speaker shall assign the Assembly press desks to accredited newspaper representatives authenticated by the Standing Committee of the Capitol Correspondents' Association, also the necessary rooms for the exclusive use of such accredited press representatives

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

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

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

(n) The Speaker shall, at each general session, appoint a Member of the Assembly to serve on the Judicial Council and shall have the authority in the interim between general sessions to fill any vacancy in such position that occurs during such interim

Funerals and Other Ceremonies and Events

30 The Speaker may designate any one or more of the Members of the Assembly as the representatives of the Assembly to attend funerals and other ceremonies and events in appropriate circumstances The members so designated shall receive their actual and necessary expenses incurred in the performance of their duties or, in lieu of such expenses, the same allowance for accommodations, meals, and mileage as is provided by the Joint Rules for members of investigating committees.

The Speaker or any Member of the Assembly designated by him may incur such expenses as may be necessary for the purchase on behalf of the Assembly of suitable floral pieces at any such funeral or at any other such ceremony or event at which the offering of a floral tribute is appropriate

Upon the death of a Member of the Assembly, the Speaker or any Member of the Assembly designated by him shall incur such expenses as may be necessary for the purchase on behalf of the Assembly of a Bear Flag for use in connection with the funeral and burial of said member, which flag shall be presented to the family of said member

The Speaker or any Member of the Assembly designated by him may incur such expenses, not exceeding $5,000 per fiscal year, as may be necessary on behalf of the Assembly in connection with ceremonies and other events which are attended by the Speaker or by a Member of the Assembly pursuant to the Speaker's request This paragraph does not include expenses for which a member is entitled to reimbursement under Joint Rules 35 or 36, or which are prescribed by Section 2

or 23b, Article IV of the Constitution. "Expenses" as used in this paragraph constitute expenses of the Assembly within the meaning of Rule 15.

All expenses incurred pursuant to this rule, after approval by the Speaker, are hereby ordered to be paid out of the money allocated from the Contingent Fund of the Assembly to the Assembly Committee on Rules and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Duties of the Speaker pro Tempore

31 The Speaker pro Tempore shall have the powers and perform the duties of the Speaker during his absence He shall, ex officio, be a member of the Committee on Rules with all of the rights and privileges of such membership except the right to vote

Majority Floor Leader

32 The Speaker, after consultation with the members of his supporting majority, shall appoint one member to be his personal representative of the floor of the Assembly, who shall be known as the Majority Floor Leader

It shall be his duty to make the appropriate motions in respect to the daily file and to participate in the various debates by making such motions, points of order, or other arrangements as may be necessary to expedite the proceedings of the Assembly and he shall be responsible for the presentation of all matters which relate to the order of business, and to the promotion of harmony among the membership

The Majority Floor Leader, unless appointed or elected as a member pursuant to Rule 14, shall be ex officio a member of the Committee on Rules with all the rights and privileges of such membership except the right to vote

In the event of the absence or inability of the Speaker pro Tempore, for any reason or at any time, to perform the duties of his office, the Majority Floor Leader shall assume and perform such of those duties as may be required to conduct the business of the Assembly

Minority Floor Leader

33. The minority if any, or any organized segment of the membership may, through caucus or other means, designate a member to act as floor leader for it. When so acting he may be referred to as Minority Floor Leader.

The Minority Floor Leader, unless appointed or elected as a member pursuant to Rule 14, shall be ex officio a member of the Committee on Rules with all rights and privileges of such membership except the right to vote.

Chief Clerk

34 The Chief Clerk of the Assembly shall have the following duties and responsibilities·

(a) To be charged with the responsibility of the keeping of the bills, papers, and records of the proceedings and actions of the Assembly and to have charge of the publication and distribution of those publications related thereto

(b) To supervise Assembly employees engaged in duties related to paragraph "(a)" above, and to suspend temporarily any such employee for cause, pending action by the Committee on Rules

(c) To act as Parliamentarian of the Assembly and to advise the officers of the Assembly and the Committee on Rules on parliamentary procedure and the Rules of the Assembly when called upon to do so

(d) To prepare all bills, resolutions, histories, journals, and related publications for printing.

(e) To refuse to permit any bills, papers, or records to be removed from his office or out of his custody except upon duly signed receipts from persons authorized

(f) Before the commencement of any general session of the Legislature the Chief Clerk of the Assembly shall mail to each member a blank form on which the member may indicate his committee preferences Accompanying such blank shall be mailed a stamped envelope addressed to the Chief Clerk of the Assembly for returning such form After their receipt, all such communications shall be held by the Chief Clerk of the Assembly and the information contained in the forms shall be forwarded to the Speaker of the Assembly.

(g) To perform such other duties as are prescribed by law or the Committee on Rules

(h) The Chief Clerk may, with prior approval of the Speaker, make technical changes in amendments to bills and measures adopted by the Assembly Technical changes are limited to those correcting spelling and punctuation and those necessary in order that the amendments fit the last form of the bill or measure

(i) The Assistant Chief Clerk shall have the powers and perform the duties of the Chief Clerk during his absence

Duties of the Sergeant at Arms

35 The duties of the Sergeant at Arms shall be as follows

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

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

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

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

(e) To execute all commands of the Speaker

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

(g) The Chief Assistant Sergeant at Arms shall have the powers and perform the duties of the Sergeant at Arms during his absence

Filling Interim Vacancies—Assembly Elected Officers

36. In the event a vacancy in any office, except Speaker, elected by the membership of the Assembly occurs during the interim period between sessions, the Committee on Rules shall fill the office until the convening of the next session of the Legislature. If a vacancy occurs in the office of Speaker during the interim period between sessions, the Committee on Rules shall notify the membership within 15 days from the time the vacancy occurs and shall call a caucus of the membership of the Assembly for the purpose of filling the vacancy. This caucus shall be held at the State Capitol within 30 days from the time the vacancy occurs. Notice of the caucus shall be in writing and shall be mailed not less than 10 days prior to the meeting of the caucus. If the Committee on Rules fails to act within 15 days from the time the vacancy in the office of Speaker occurs, the Chief Clerk of the Assembly shall act in its place following the procedure set forth in this rule Any person selected to fill any vacancy pursuant to this rule shall hold the office until the convening of the next session of the Legislature.

The vote required for the selection, pursuant to this rule, by the Assembly caucus of a person to fill a vacancy shall be a majority of the entire elected membership of the Assembly The procedure for selecting the Speaker at the caucus shall be the same as the procedure required for the election of the Speaker at a regular session

B Printing

Authority for Printing

37 The State Printer shall not charge any printing or other work to the Assembly other than provided by law or Assembly rule, except upon a written order signed by the Chief Clerk of the Assembly or the Chief Administrative Officer of the Assembly All invoices for printing furnished the Assembly shall be itemized and rendered by the State Printer within 30 days after completion of said printing When necessary, the Chief Clerk, or the Chief Administrative Officer of the Assembly, may order certain printed matter completed in advance of its regular order by the issuance of a rush order

Ordering of Printing

38 The Chief Clerk is authorized and shall have the responsibility for ordering printing of bills, resolutions, journals, daily files, histories and related documents

The Chief Clerk of the Assembly, or the Chief Administrative Officer of the Assembly, shall order such other printing as directed or authorized by the Committee on Rules, and the written order for such printing shall be countersigned by the Speaker or a person designated by the Speaker The Chief Clerk of the Assembly or the Chief Administrative Officer of the Assembly shall order such other printing as directed or authorized by resolution or motion of the Assembly

Printing Assembly History and Legislative Handbook

39 During the session, the Chief Clerk shall cause to be printed and placed upon each member's desk prior to convening on Tuesday

of each week, a complete history showing all actions taken upon each measure up to and including the legislative day preceding its issuance For each legislative day intervening between the issuance of such Weekly History, there shall be printed a Daily Supplemental History showing only actions taken upon any measure since the issuance of the preceding Weekly History

The Chief Clerk of the Assembly shall during the month of December in each even-numbered year, commence to compile a legislative manual or handbook, pursuant to Section 9740 of the Government Code

Publications of Names of Guests of Assembly

40 The Chief Clerk shall cause to be printed a suitable publication containing the names of the guests extended the courtesies of the Assembly when, in his judgment, such a publication is advisable.

Printing of Maps

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

V LEGISLATIVE PROCEDURE

Order of Business

42 The order of business of the Assembly shall be as follows:

1 Roll Call
2 Prayer by the Chaplain
3 Reading of the Previous Day's Journal
4 Presentation of Petitions
5 Introduction and Reference of Bills
6 Reports of Committees
7. Messages from the Governor
8 Messages from the Senate
9 Motions and Resolutions
10 Business on the Daily File
11 Announcements
12 Adjournment

Pledging Allegiance to the Flag

43 On each Monday morning during the session, following the prayer by the Chaplain, the Members of the Assembly and its officers, attachés, and employees present in the Assembly Chamber shall pledge their allegiance to the Flag of the United States of America The Speaker shall, on various other occasions with special reference to days of patriotic significance, invite the Members of the Assembly and its officers, attachés, employees, and guests present in the Assembly Chamber to join in the pledge of allegiance to the Flag of the United States of America

Reading, Correcting and Approving Journals

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

b. All Journals of the Assembly shall be corrected by the Minute Clerk and delivered by him to the Chief Clerk within seven calendar

days from the date of such Journal Such corrected Journals may thereafter be approved by a majority vote of the members present

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

Presentation of Petitions

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

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

Messages From the Governor

46 Messages from the Governor shall be delivered to the Chief Clerk or an assistant, and shall be read and ordered printed in the Journal unless otherwise ordered by a recorded vote of two-thirds of the elected membership

MESSAGES FROM THE SENATE

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

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

A Bills and Resolutions

Bills Defined

48 Whenever the word "bill" is used in these rules, it shall include constitutional amendments, concurrent and joint resolutions, except as otherwise specifically provided

Introduction and Reference of Bills

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

After these two roll calls, any member desiring to introduce bills, constitutional amendments, concurrent and joint resolutions may at any time during a session send the same to the Clerk's desk

When received at the Clerk's desk it shall, under the proper order of business, be numbered, read the first time, referred to a standing committee, be printed, and a copy placed upon the desk of each member before final passage

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

Digests of Bills Introduced

50 No bill shall be introduced unless it is contained in a cover attached by the Legislative Counsel and unless it is accompanied by a digest prepared and attached to the bill by the Legislative Counsel, showing the changes in the existing law which are proposed by the bill If any bill is presented to the Chief Clerk for introduction which does not comply with the foregoing requirements of this rule the Chief Clerk shall return it to the member who presented it.

The digest shall be printed on the bill as introduced in distinctive type upon the lower part of the first page thereof

Reference of Bills to Committee

51 Immediately following its first reading the Speaker shall refer each bill to a committee, unless upon a motion the Assembly by a majority vote of its entire elected membership, shall refer it to some other committee Such motion to refer a bill shall not be debatable

Digests of Bills Amended in Senate

52 Whenever the Senate amends and passes an Assembly bill the Legislative Counsel shall, within one day after the bill is passed by the Senate, prepare and transmit to the Speaker and to the Chief Clerk of the Assembly, a brief digest summarizing the effect of the Senate amendment The Chief Clerk of the Assembly shall cause said digest to be printed in the Daily File immediately following any reference in said file to the bill covered by the digest No such bill may be acted upon until said digest has been received This rule shall not be applicable during the last seven days of the session

Delivery of Bills to State Printer

53 After introduction, first reading and reference to committee, all bills shall be delivered to the State Printer

Introduction of House Resolutions

54 All House resolutions shall be numbered and shall be referred to the appropriate committee by the Speaker

Each House resolution shall be signed by the member, or each of the members, who is an author of the House resolution before it is introduced; if there are more than four (4) coauthors, then a special roll call form providing a space for additional signatures must be attached to the House resolution before introduction These forms may be obtained at the Clerk's desk.

Number of Resolutions by Member

55 With the exception of resolutions relating to Members or former Members of the Legislature, no member shall introduce more than five resolutions in any session which are for the purpose of commendation or congratulation of any person or organization or for the purpose of expressing sympathy, regret, or sorrow upon the death of any person

B Standing Committee Functions

Standing Committee Rules

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

A majority of the committee members present may order a call of the committee

Meetings of Standing Committees

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

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

All bills set for hearing by any Assembly committee must be published in the Daily File Two full days, exclusive of Sundays on which no session of the Assembly is held, shall intervene between the day of the first publication and the day upon which the bill is heard in committee, and publication shall be made in each Daily File which is published on the intervening days No bills shall be set for hearing nor shall any notice thereof be published by any Assembly committee until that bill has been referred to such committee Nothing in this paragraph shall prevent a committee from acting with regard to a bill referred to it where the only action taken is to cause the bill to be reported to the Assembly with the recommendation that amendments be adopted and the bill be reprinted as amended and re-referred to the committee

The several standing committees and their chairmen are directed to adopt a procedure which assures that no committee shall commence the hearing of any bill after the hour of six o'clock p m at an afternoon meeting of the committee or after the hour of 11 o'clock p m at an evening meeting, but the hearings on a bill commenced prior thereto may be continued thereafter for such period of time as the committee deems necessary.

Committee Quorum

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

Bills Reported Back to Assembly

59 All committees shall act upon bills referred to them as soon as practicable, and when acted upon each bill shall be reported back to the Assembly forthwith, and the chairman of each committee is charged with the observance of this rule The chairman of each committee shall, insofar as practicable, report back bills in the same order as they were acted upon by the committee

Subject Matter of Bill Recommended for Interim Study

60 Whenever it is the decision of a standing committee that a bill referred to such committee shall not be given a do-pass recommendation but that the subject matter of the bill should be referred to an appropriate interim committee for study, such standing committee shall retain the bill in its possession and report its recommendation to the Assembly that the subject matter of the bill be referred to the Committee on Rules for assignment by it of such subject matter to an appropriate interim committee.

Nothing in this rule shall be construed to prohibit a committee from subsequently reconsidering a bill and reporting it to the Assembly with a do-pass or do-pass as amended recommendation or from reporting it out of committee without further action on the final day of the session

Committee Chairman as Author

61 No chairman of a standing committee, except the Chairman of the Committee on Ways and Means, shall preside at a committee hearing to consider a bill of which he is the sole author or the lead author

Reports of Committees

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

Signing Bills Out of Committee

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

Committee on Ways and Means

64 The Committee on Ways and Means shall consider all bills to appropriate money, other than the contingent expenses of the Assembly Any bill which would require the expenditure of additional state moneys in any manner, including any bill which creates any additional state agency or office, or adds any functions, duties, or responsibilities to an existing agency or office, shall be referred to the Ways and Means Committee before being placed on third reading

Committee on Constitutional Amendments

65. All constitutional amendments shall be referred to the policy standing committee having jurisdiction of that subject matter and, upon being reported out favorably by that committee shall be re-referred to the Committee on Constitutional Amendments.

C. Passage of Bills

Daily File

66. There shall be printed an Assembly Daily File for each legislative day The following listing shall constitute the order of business on the Daily File·

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

All bills on the Daily File shall be called for consideration, provided compliance has been had with Rule 59, in the order of their listing, unless otherwise ordered by unanimous consent or an affirmative vote of two-thirds of the members present All scheduled committee hearings, together with the list of bills to be heard, shall be published in the Daily File in accordance with Rule 57

Copies of Bills for Action Upon Bill on Floor

67. No bill may be considered or acted upon on the floor of the Assembly unless and until a copy of the printed bill as introduced and a printed copy of each amended form of the bill has been placed upon the desks of the members.

Record of Bills

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

Second Reading of Bills

69 All bills shall be read the second time in the order of their appearance upon the second reading file. Upon second reading, Assembly bills reported without amendments shall be ordered engrossed, and Senate bills reported without amendments shall be ordered to third reading All bills reported out of committee shall be placed on the second reading file for the next legislative day and shall not be read a second time until the next legislative day under that order of business

Committee Amendments

70 Committee amendments reported with bills shall be considered upon their second reading and such amendments may be adopted by majority vote of the members present Assembly and Senate bills amended on second reading, whether by committee amendment or amendment from the floor, shall be ordered reprinted and returned to the second reading file Assembly bills so amended shall be engrossed after printing

Committee amendments reported with bills shall be prepared by, or approved as to form by, the Legislative Counsel. Four copies of the committee amendments to Assembly bills and five copies of the committee amendments to Senate bills must be delivered to the Clerk's desk.

Adoption of amendments to any bill in the Assembly prior to third reading, other than by a roll call, shall not preclude subsequent consideration in committee or on the third reading of the bill, of such amendments, or any part thereof, by the Assembly.

Withdrawals of Bills for Amendment

71 Upon request of the author of a bill, the chairman of the committee to which the bill has been referred may, by his individual action taken independently of any committee meeting, cause the bill to be reported to the Assembly with the recommendation that amendments submitted by the author be adopted and the bill be reprinted as amended and re-referred to the committee

The provisions of Rule 57 do not apply to action taken under this rule. Notwithstanding the provisions of any other rule, such bill shall not be placed on the second reading file for the adoption of such amendments

Amendments from the Floor

72. Any member may move to amend a bill during its second or third reading and such motion to amend may be adopted by a majority vote of the members present

No amendments to a bill offered from the floor, except committee amendments reported with bills, amendments offered with a motion to amend and re-refer a bill to committee, amendments deleting any number of words, amendments adding a total of not more than 25 words, or amendments previously printed in the Journal, shall be in order unless and until a copy of the proposed amendments has been placed upon the desks of the members If a copy of amendments adding a total of 25 words or less is not placed on the desks of the members, it shall be made available to the author of the bill, and the amendments shall be read in their entirety by the Clerk prior to debate

Amendments offered from the floor during a bill's second or third reading either (a) shall be prepared by, or approved as to form by, the Legislative Counsel or (b) shall be submitted on a form available from the Chief Clerk

Before debate four copies of the proposed amendment to Assembly bills, and five copies of the proposed amendment to Senate bills, must be delivered to the Clerk's desk Bills so amended upon second or third reading shall be reprinted and re-engrossed The Chief Clerk shall order printed as many copies of all amended bills as he may determine to be necessary.

Consideration of Bills Re-referred to Committee

73. Whenever a bill which has been amended, and re-referred to committee, is reported out by that committee, it shall be placed on the second reading file and shall not be transferred therefrom to the regular third reading file until the following day.

Bills Considered During Period Prior to Final Adjournment

74 No Assembly bill shall be passed by the Assembly within 10 days prior to the adjournment sine die of the two houses of the Legislature at a general session or within one day prior to the adjournment sine

die of the two houses of the Legislature at a budget session, unless permission to vote on such bill shall be granted by a three-fourths vote of the Assembly after being recommended by the Speaker (See Joint Rule 23)

Consideration of Constitutional Amendments, Concurrent and Joint Resolutions

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

Adoption of Resolutions

76 House resolutions and concurrent resolutions that do not require a recorded roll call vote, such as resolutions of congratulation or sympathy, except resolutions regarding Members or former Members of the Legislature, shall be listed under a separate heading in the printed Daily File They shall be considered for adoption under that order of business, or at any other time as determined by the Speaker Any resolution upon which a roll call vote is demanded shall require 41 votes for adoption

The adoption of any resolution authorizing the expenditure of money shall require an affirmative recorded vote of a majority of all members elected to the Assembly.

Printing of Resolutions

77 When any previously printed House resolution is before the Assembly for adoption it shall be printed in the Assembly Daily Journal only if amendments to it have been adopted, in which case it shall be printed as amended In the absence of such amendments, House resolutions before the Assembly for adoption shall be referred to by day and page of the Journal as printed upon introduction For the purposes of this rule the adding of a coauthor shall not be deemed an amendment.

Bills Transmitted to the Senate

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

Concurrence in Senate Amendments

79 It shall require the same affirmative recorded vote to concur in any Senate amendment to an Assembly bill as the vote required by the Constitution for the passage of such bill It shall require an affirmative recorded vote of two-thirds of the entire elected membership of the Assembly to concur in any Senate amendment to an Assembly bill which contains an item or items of appropriation subject to reduction or elimination under the provisions of Section 34a of Article IV of the

Constitution. The vote on concurrence shall be deemed the vote upon final passage of such bill When Senate amendments to an Assembly bill are concurred in, the bill shall be forthwith ordered enrolled, and the Chief Clerk shall notify the Senate of such concurrence.

Nonconcurrence in Senate Amendments

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

Committee on Conference

81 The Speaker, in appointing a committee on conference, shall select two members from those voting with the majority on the point about which the difference has arisen, and the other member from the minority, in the event there is a minority vote

Whether a member has voted with the majority or minority on the point about which the difference has arisen is determined by his vote on the appropriate roll call, as follows

(a) The roll call on the question of final passage of a Senate bill amended in the Assembly when the Senate has refused to concur with the Assembly amendments,

(b) The roll call on the question of concurrence with Senate amendments to an Assembly bill

Meetings and Reports of Committees on Conference

82 The chairman of the Senate committee on conference for the same bill shall arrange the time and place of meeting of such committee It shall require an affirmative vote of not less than two of the Assembly Members and two of the Senate Members constituting the committee on conference to agree upon a report, and the report shall be submitted to both the Senate and the Assembly Such report is not subject to amendment, and if either house refuses to adopt such report, the conferees shall be discharged and other conferees appointed No member who has served on a committee on conference shall be appointed a member of another committee on conference on the same bill The presentation and consideration of any report of a committee on conference shall always be in order, except during a roll call or when a member has the floor It shall require the same affirmative recorded vote to adopt any conference report as required by the Constitution upon the final passage of the bill affected by such report It shall require an affirmative recorded vote of two-thirds of the entire elected membership of the Assembly to adopt any conference report affecting any Assembly bill which contains an item or items of appropriation which are subject to reduction or elimination under the provisions of Section 34a of Article IV of the Constitution

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

Inactive File

83 Whenever a bill has been passed twice on third reading file, it shall forthwith be placed upon a special file to be known as the inactive file A bill may also be placed on the inactive file at the request of the author When a bill has been placed on the inactive file, it may be returned to the third reading file by a request of the author; but the bill shall then be placed at the foot of the third reading file

Engrossing and Enrolling Bills

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

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

VI. PARLIAMENTARY PROCEDURE

A. Motions and Questions

Precedence of Motions During Debate

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

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

Questions of Order Decided Without Debate

86 All incidental questions of order, arising after a motion is made for any of the questions named in Rule 85 and pending such motion, shall be decided by the Speaker without debate, whether on appeal or otherwise

Appeal From Decision of the Speaker

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

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

An appeal cannot be amended and yields only to a motion to recess or adjourn, to lay on the table, or a question of personal privilege. If an appeal be laid on the table, such action shall have no effect on the pending question.

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

Speaker Explains Order of Business

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

To Adjourn

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

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

To Recess to a Time Certain

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

To Lay on the Table

91 A motion to lay on the table is not debatable and cannot be amended

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

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

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

The Previous Question

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

Motion to Set Special Order

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

Motion to Postpone to a Time Certain

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

Motion to Postpone Indefinitely

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

Motion to Amend

96 A motion to amend may itself be amended, but no "amendment to an amendment" can be amended A motion to substitute, being deemed a motion to amend, shall be considered the same as an amendment and only one substitute is in order when an amendment is pending A motion to amend or to substitute is debatable, except where the main question to be amended is not debatable Any motion to amend may be adopted by a majority vote of the members present

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

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

Substitute Motion

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

Amendment to Be Germane

98 No amendment to any bill, whether reported by a committee or offered by a member, shall be in order when such amendment relates to

a different subject, or is intended to accomplish a different purpose, or requires a title essentially different from the original title of any bill

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

No amendment shall be in order which changes the original number of any bill

No member shall be added or deleted as an author or coauthor of a bill or resolution without his consent

Consideration of Motions

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

Motions in Writing

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

Withdrawal of Motions

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

Motion to Withdraw and Recall Bills

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

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

Re-reference of Measures on File

103 A motion to re-refer a bill or resolution that is on the Assembly Daily File to committee may be made during the regular order of business The motion shall only be debatable as to the propriety of such reference, and shall require a recorded vote of a majority of the elected members

Bills Stricken From File

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

Motion to Rescind Action and Expunge Record

105 Previous to the approval of the Journal by the Assembly any action may be rescinded and its record ordered expunged by an affirmative recorded vote sufficient to take such action originally; except that no action shall be rescinded and the record expunged by a vote less

than a majority of the entire elected membership No motion to rescind the action and expunge the record shall be made twice on the same proposition

Whenever any action of the Assembly is rescinded and its record ordered expunged, the record of the action expunged shall not appear in any form whatsoever, but the record of the proceedings on the motion to rescind and expunge shall appear in the Assembly Journal as and when printed

Reconsideration of Vote

106 (a) A motion to reconsider on the next legislative day (1) the vote whereby any bill was passed or refused passage, or (2) the vote whereby any motion, amendment, concurrence, Assembly resolution or proposition other than a bill was passed or refused passage, must be made on the same day the vote to be reconsidered was taken No motion to reconsider shall be in order on the last day, or the day preceding the last day, for consideration of Assembly or Senate bills in the Assembly. No motion to reconsider shall be adopted unless it receives an affirmative recorded vote of 41 members, except that it shall require such a vote of 54 members or 60 members, respectively, to reconsider the vote on any matter originally requiring 54 votes or 60 votes, as the case may be A motion to reconsider may be voted on without a second.

A motion to reconsider a vote must be made by a member voting on the question, and shall take precedence over all motions, except a motion to adjourn Upon such motion being made, the matter to be reconsidered shall forthwith be placed upon the unfinished business file, and no further action shall be taken prior to the next legislative day. When a motion to reconsider has once been made, the same shall be considered to be the property of the Assembly When reconsideration is granted, the matter to be reconsidered shall resume its exact position before the Assembly previous to its being voted upon

(b) Any member voting on any motion, amendment, concurrence, Assembly resolution or proposition other than a bill may move to take up on the same day the motion to reconsider such a question, previously made by another member The motion to take up the reconsideration on the same day shall take precedence over the motion to reconsider and upon demand of any member the motion to take up the reconsideration on the same day must be put to an immediate vote If the motion to take up the reconsideration on the same day is adopted, the motion to reconsider shall be the next order of business before the House

Call of Assembly

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

and no person shall be permitted to enter except such member as is taken into custody as herein provided, or Senators, officers, attachés, or employees of the Legislature in the official performance of their duties.

Those members who are found to be absent, and for whom no leaves of absence have been granted, shall be forthwith taken into custody wherever found by the Sergeant at Arms or his assistants or any person designated by the Sergeant at Arms, including members of the California Highway Patrol, the State Police, and sheriffs or their deputies, and brought to the Assembly Chamber No recess or adjournment shall be taken during a call of the Assembly. During such call, the Assembly may consider and transact any matter of business by unanimous consent No call of the Assembly shall be ordered on any matter while the Assembly is already under call A call of the Assembly may be dispensed with at any time upon a majority vote of the members present, such action to become effective upon the completion of the roll call and the announcement of the vote upon the matter for which the call was ordered

Division of Question

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

Motions and Resolutions

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

Adjournment Sine Die

110 Adjournment sine die shall be ordered by concurrent resolution

B Voting

Members Voting

111 Every member in the Assembly Chamber when a roll call is required shall record his vote openly and without debate, unless the Assembly shall, by a majority vote of the members present, excuse him

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

In addition to the entry of his name in the Journal, any member who refuses so to vote when required, and who has not been excused from doing so, may, immediately after the announcement of the vote, in the discretion of the Speaker or upon demand of any member, be

summoned to appear before the bar of the Assembly for public censure by the Speaker or by any member designated by the Speaker Censure of a member as provided by this rule shall not constitute a bar to proceedings for his expulsion from the Assembly pursuant to Section 9 of Article IV of the Constitution

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

Ayes and Noes

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

Voting Not to Be Interrupted

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

Tie Vote

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

"Two-thirds of the Entire Elected Membership" Defined

115 Wherever the words or figures, "two-thirds of the entire elected membership" appear in any rule, it shall mean 54 votes

VII MEMBERS' DECORUM AND PRIVILEGES

Order in Speaking to Questions

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

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

Motions

117 When a member desires to make a motion, he shall obtain recognition as provided in Rule 116 Upon being recognized he shall open by stating his motion, except in the case of a nomination, and in any other case shall not speak to the merits of the motion at that time and shall confine his remarks to those necessary to explain the motion. If the motion is in order and is seconded, it shall be stated to the Assembly by the Speaker If the motion is debated, the member who made it shall then be entitled to recognition to open the debate thereon.

When a member obtains the floor during debate upon any question that is pending before the Assembly and addresses the Assembly regarding the merits of the pending question, he shall not be permitted to conclude his debate by making any motion or by demanding the previous question.

Leave of Absence

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

Personal Privilege

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

Objection to Reading of Any Paper

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

Members at Clerk's Desk

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

Members Called to Order for Transgressing Rules

122 a If any member transgresses the Rules of the Assembly, the Speaker shall, or any member may, call the offending member to order The member so called to order shall immediately take his seat, until the Speaker without debate, shall have determined whether he is in order or not Such decision by the Speaker shall be subject to an appeal to the Assembly

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

Smoking in Assembly Chamber

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

VIII Miscellaneous

Committee of the Whole

124 The Assembly may resolve itself into a Committee of the Whole at any time by a majority vote of the members present While sitting as such committee, persons other than members may address the committee The Speaker of the Assembly, or any member named by the Speaker, shall preside as Chairman of the Committee of the Whole

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

Registration of Legislative Advocates

125 Pursuant to subdivision (d) of Section 9900, Government Code, as amended, the Legislative Analyst is hereby designated as the person embraced by the definition of "Clerk" set forth in that section

Legislative Reference Service

126 In addition to the powers and duties otherwise vested in it, the Assembly Committee on Rules has the powers and duties vested in it by this rule. The Assembly Committee on Rules shall supervise the operation of a Legislative Reference Service The Legislative Reference Service, subject to the supervision of the Assembly Committee on Rules, shall perform the following functions·

(a) Secure for or make available to the Assembly, its committees, and Members of the Assembly, studies, reports, and any information necessary or useful to the Assembly, its committees, or members.

(b) Conduct research or assist in conducting research to compile or acquire for the Assembly, its committees and members, studies, reports, and any information necessary or useful to the members in performing their services to the State

(c) Maintain a current record of all research projects being conducted pursuant to the direction or request of the Assembly or by any committee thereof and a file of research projects being undertaken by other public and private research agencies on topics which are under study by the Legislature.

(d) Upon request, furnish information and advice to the Assembly Committee on Rules concerning legislative research needs and the merits of specific research projects.

The Legislative Reference Service shall render the services as provided in this rule to an Assembly committee or to a Member of the Assembly upon request, but shall not perform the functions assigned by law or by the rules of the Legislature to the Legislative Counsel, the Legislative Analyst or the Auditor General.

All requests and all information relating thereto given to the Legislative Reference Service by any legislator or committee shall be kept confidential and shall not be revealed to others without the consent of the member or committee making the request

The Director of the Legislative Reference Service shall submit to the Assembly Committee on Rules each year prior to the adoption of the budget for the service, a report of the activities and services rendered by the service during the year

The Assembly Committee on Rules shall adopt a budget for the support of the Legislative Reference Service for each fiscal year

Use of Assembly Chamber

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

Persons Admitted to Floor of the Assembly

128 No person other than members, officers, attachés, employees of the Legislature, former Members of the Legislature, and accredited members of the press shall be admitted to the floor of the Assembly during any session of the Assembly, provided, that a guest of any member shall be admitted upon presentation of a guest card of said member countersigned by the Speaker, such guest card being valid only on the legislative day for which it was issued No person required to register pursuant to Section 9906 of the Government Code shall, under any circumstances, be admitted to the Assembly Chamber while the Assembly is in session.

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

All guests shall be seated only in the chairs in the back of the rail in the rear of the Assembly Chamber and shall not be permitted to sit at the desks of the members No person other than an accredited newspaper representative shall be permitted to sit at the press desks A special section in the balcony may be reserved for those holding guest cards Neither any person mentioned in this rule nor any other person shall engage in influencing the passage or defeat of legislation in the Assembly Chamber; provided, that this sentence is not applicable to Members of the Legislature

Compensation and Expenses of Member Convicted of Felony

129 If a Member of the Assembly is convicted of a felony by a superior court, his right to further compensation or expenses is thereupon suspended and his membership on any interim committee is suspended If such conviction becomes final, the right of the member to further compensation or expenses shall terminate and any compensation or expenses withheld shall be forfeited to the State If a conviction is reversed by an appellate court or a motion for a new trial is granted and the member is thereafter found not guilty or the charges against

him are dismissed, the amounts of the withheld compensation or expenses shall be paid to the member and the suspension of his committee membership shall terminate.

Whenever a member is convicted of a felony in the superior court, the Assembly Rules Committee shall give written notice to the State Controller, directing him to discontinue any further payments to the member unless and until the Rules Committee notifies the State Controller that the member has been found not guilty or that the charges against him are dismissed. The State Controller shall not draw any warrant payable to any such member except as provided in this rule

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Mr Bane was granted unanimous consent that the following Opinion of Legislative Counsel be printed in the Journal

OPINION OF LEGISLATIVE COUNSEL

Sacramento, May 12, 1964

Honorable Tom Bane
Assembly Chamber

Assembly Standing Rules—No. 5632

Dear Mr Bane Pursuant to your request we have compared the revised draft of proposed Assembly Rules (originally prepared by Arthur Ohnimus), which contains all the changes adopted by the Assembly Committee on Rules, against the Temporary Standing Rules of the Assembly, adopted February 3, 1964

The only substantive differences between the two sets of rules are discussed below We have not included any reference to changes which merely renumber the rules, consolidate rules, eliminate duplicate provisions, or which correct typographical errors

Proposed Rule 5 (Existing Rule 2)

In the last line of this rule the phrase "legislative service in the Assembly" has been substituted for "in point of service in the Assembly." This is a clarifying change and does not appear to constitute a substantive change

Proposed Rule 11 (Existing Rule 8)

The phrase "by law" has been added Sections 1062, 9020, 9023, 9127, 9171, 9900, 9906, and 9909 of the Government Code pertain to the organization of the Assembly and the duties of the Assembly officers Therefore, "by law" would refer to these statutory provisions as governing legislative procedure, as well as the Rules and the Constitution.

Proposed Rule 15 (Existing Rules 11, 17, and 130)

In subdivision (g) of the new rule (consolidating the existing subdivision (g) of Rule 17 and existing Rule 130), a phrase is added at the beginning of the subdivision, reading "During such times as the

Assembly is not in session, the committee is authorized and directed " This provision specifically authorizes the Rules Committee to incur and pay expenses of the Assembly *during a session* when such expenses are not otherwise provided for This would not appear to constitute a substantive change since the existing Rule 17 begins with an introductory phrase "Both during sessions, and after final adjournment . . " the Committee on Rules has the powers enumerated

A new subdivision (h) has been added authorizing the chairman of the Rules Committee to appoint a chief administrative officer of the Assembly subject to ratification by the Rules Committee Either the chairman or a majority of the membership of the committee could terminate the services of this officer

Proposed Rule 18 (Existing Rule 15)

The term "concurrent resolution" has been substituted for "joint resolution " The change corrects an error in the existing rules since a joint resolution pertains to the federal government

Proposed Rule 23 (Existing Rule 13)

In the 5th paragraph, the term "letting" in reference to contracts has been changed to "awarding " This is not a substantive change

Also in the 5th paragraph, the provision empowering the Rules Committee to adopt regulations governing the salaries and expenses of committee employees *except salaries under $300 per month*, the latter exception has been deleted The effect is to empower Rules Committee to adopt regulations governing all committee employees' salaries and expenses

Proposed Rule 24 (Existing Rule 42)

The fees required to be paid to witnesses before interim committees have been increased from $10 per day and 5¢ a mile to $15 per day and 9¢ a mile

Proposed Rule 32 (Existing Rule 26)

In this rule pertaining to the duties of the Majority Floor Leader, in the 2nd paragraph the reference to his duty to "*manage*" the daily file has been changed to "*make appropriate motions*" in respect to the daily file

Proposed Rule 34 (Existing Rule 28)

This rule is revised substantially by the draft

Under the existing Rule 28. the Chief Clerk supervises all clerical business of the Assembly (subd (a)), has general supervision over all clerks, attachés, and employees (subd (e)), and is authorized to suspend temporarily any clerk, attaché, or employee pending action by the Rules Committee (subd (f)) Under the draft the Chief Clerk would have charge of only those Assembly employees who are engaged in duties relating to the proceedings of the Assembly and the publication and distribution of the bills and other Assembly records (subd (b)).

The specific duty of acting as Parliamentarian of the Assembly has been added (subd (c)).

The Chief Clerk's duties under the existing rule to certify to the Controller the payrolls of members and attachés and all requisitions for the payment of bills incurred by the Assembly have been deleted (subd. (i) and (j), existing Rule 28).

The provision requiring the Chief Clerk to order and sign for all documents and printing subject to approval by the Speaker or his designated representative has been deleted (subd. (k)).

The provision requiring the Chief Clerk before each *regular* session to obtain the members' committee preferences and to deliver such preferences to the chairman of the Interim Committee on Legislative Organization who shall then deliver them to the Speaker, has been revised to apply only at *general* sessions and to require the Chief Clerk to deliver the preferences directly to the Speaker. There is no Assembly Interim Committee on Legislative Organization. (Subd. (f) of draft.)

A provision has also been added giving the Assistant Chief Clerk the duties of the Chief Clerk during his absence (subd. (i)).

Proposed Rules 37 and 38 (Existing Rules 33 and 34)

The existing rules prohibit the State Printer from accepting any printing order for legislative publications except upon a written order signed by the Chief Clerk and countersigned by the Speaker or a person designated by him

The draft would authorize the Chief Clerk to order the printing of session publications, such as bills, resolutions, journals, daily files, and histories, without the counter-signature of the Speaker All other printing orders, including printing ordered by the Assembly Rules Committee, would have to be countersigned by the Speaker or his representative, except printing specifically ordered by resolution or motion of the Assembly

The draft would also add the Chief Administrative Officer of the Assembly as a person authorized to order printing when directed or authorized by the Assembly Committee on Rules

Proposed Rule 39 (Existing Rule 35)

The first paragraph requiring the Chief Clerk to compile the Legislative Handbook as soon as practicable after the commencement of each session has been deleted and a provision containing the pertinent provision of Section 9740 of the Government Code pertaining to the Legislative Handbook has been substituted as the second paragraph

Proposed Rule 40 (Existing Rule 36)

The provision of this rule requiring a copy of any special publication of the names of Assembly guests to be filed with the Secretary of State and made a part of the Appendix to the Assembly Journal has been deleted.

Proposed Rule 42 (Existing Rule 47)

In this rule relating to the order of business of the Assembly, the separate listing of the "Second Reading of Bills" as the seventh order of business has been deleted

Proposed Rule 66 (Existing Rule 71)

The present rule requires an Assembly Daily File to be printed for each legislative day *when ordered by the Speaker* The draft deletes the qualification "when ordered by the Speaker," so that there is a flat requirement that the Daily File be printed each legislative day

The provision that the Rules Committee has charge of the Daily File has been deleted.

The listing of the "adoption of resolutions" as the last item in the Daily File has been deleted

A provision has been added to require all scheduled committee hearings, together with a list of bills to be heard, to be published in the Daily File as required by draft Rule 57 (Existing Rule 59).

Proposed Rule 83 (Existing Rule 73)

A provision has been added providing that a bill may be placed on the inactive file at the request of the author of the bill

Proposed Rule 69 (Existing Rule 75)

The existing rule provides that bills reported out of committee shall be placed on the Second Reading File for the next legislative day and shall not be read except under that order of business The draft adds that the bill shall not be read a second time *until the next legislative day.* This is a clarifying change

Proposed Rule 74 (Existing Rule 81)

The existing Rule 81 merely refers to Joint Rule 23 for provisions governing the consideration of bills prior to final adjournment The draft sets forth in the Assembly Rules the relevant provisions of Joint Rule 23.

Proposed Rule 76 (Existing Rule 88)

The draft adds a provision providing that any resolution upon which a roll call vote is demanded requires 41 votes for adoption This would clarify the existing rules

Proposed Rule 96 (Existing Rule 100)

This rule deals with motions to amend The draft adds the following provision:

"A motion to substitute, being deemed a motion to amend, shall be considered the same as an amendment and only one substitute is in order when an amendment is pending "

Proposed Rule 98 (Existing Rules 101 and 107)

The existing rules prohibit an amendment which adds or deletes the name of a member as an author or coauthor of a bill The draft deletes this prohibition and provides instead that no member shall be added or deleted as author or coauthor of a bill without his consent

Proposed Rule 110 (Existing Rule 116)

The draft deletes the requirement that the adjournment resolution must be adopted by the Assembly at least seven days before the adjournment date.

Proposed Rule 126 (Existing Rule 44 5)

In this rule pertaining to the Legislative Reference Service, the provision of subdivision (b) requiring the director of the service to refer elsewhere research requests involving research over a long period of time or requiring specialized personnel has been deleted

The provision requiring the Rules Committee to report to the Assembly at the commencement of each regular session on the activities of the Legislative Reference Service has been deleted Instead the Director of the Legislative Reference Service would be required to submit each year to the Rules Committee a report of the activities of the service for the past year

The provision limiting the Rules Committee to an expenditure of $35,000 per year out of the Assembly Contingent Fund for the purposes of the Legislative Reference Service has been deleted Instead, the Rules Committee is required to adopt a budget for the support of the Legislative Reference Service each year.

Proposed Rule 128 (Existing Rules 38 and 40)

In the last paragraph of the proposed rule (existing Rule 40) of the provision *requiring* a special section to be reserved in the Assembly balcony for persons holding guest cards has been changed to an *authorization* to reserve such a section

Deletions:

The draft deletes the existing Rule 34 Rule 34 provides that the style, form and number of copies of all printing shall be decided by the Chief Clerk and approved by the Speaker or his representative The rule requires all requests by members for additional copies of printed matters to be referred to the Committee on Rules The second paragraph of Section 38 of the draft includes the substance of these provisions of the existing law.

Very truly yours,

A C. MORRISON, Legislative Counsel
By Owen K Kuns, Principal Deputy

RESOLUTIONS

The following resolutions were offered:

By Assemblymen Bane and Cusanovich

House Resolution No. 316

Relative to naming the Van Nuys Armory in memory of President John F Kennedy

WHEREAS, A National Guard Armory which is presently under construction in the City of Van Nuys is expected to be completed in the middle of December, 1964; and

WHEREAS, The naming of this armory in the memory of our distinguished and beloved late President, John F Kennedy, whose able leadership and tireless efforts were so instrumental in improving the military strength of this Nation, would be most fitting and proper, now, therefore, be it

Resolved by the Assembly of the State of California, That the National Guard is urged to name the Van Nuys Armory in memory of President John F Kennedy, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a copy of this resolution to the Adjutant General

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Gonsalves

House Resolution No. 317

Relative to interagency contracts for administration of licensing

WHEREAS, It has come to the attention of the Members of the Assembly that the Departments of Social Welfare, Mental Hygiene, and Public Health contemplate entering a contract wherein the first two departments would transfer the administration of their licensing function to the third, and

WHEREAS, A transfer of functions between departments in this manner raises a legal question as to the authority of the executive branch in transferring responsibility assigned by the Legislature, and

WHEREAS, If the proposal has merit and would effect economies of operation without any curtailment of the quality of supervision over the licenses involved it should be seriously considered, now, therefore, be it

Resolved by the Assembly of the State of California, That the Departments of Mental Hygiene, Social Welfare, and Public Health are requested to refrain from taking any action toward execution of any agreements respecting a transfer of administrative functions related to licensing, and be it further

Resolved, That the Assembly Committee on Rules is hereby directed to assign to the appropriate interim committee for study the subject of a consolidation of administrative functions incident to licensing, as presently performed by the three designated departments, and to direct such interim committee to report its findings and recommendations to the Legislature no later than the fifth legislative day of the 1965 General Session of the Legislature, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit copies of this resolution to the directors of the Departments of Social Welfare, Mental Hygiene, and Public Health

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Belotti

House Resolution No. 318

Commending Robert W Johnson and Robert W Chisman for heroism

WHEREAS, It has come to the attention of the Assembly that recently Mr Robert W Chisman and Mr Robert W Johnson each received from the Carnegie Hero Fund Commission a bronze medal and $750 for their joint heroism in saving the life of R Dean Holder, and

WHEREAS On March 27, 1963, in turbulent seas off Crescent City Mr Holder's fishing boat broke up in rough water and his only companion was washed overboard, and

WHEREAS, The first rescue attempt by Mr Johnson and Mr Chisman in a 14-foot rowboat failed when an oarlock broke and the boat was swamped and washed back to shore, and

WHEREAS, After makeshift repairs the two men in fearless disregard of their own personal safety rowed out into the breakers some 1,500 feet to the stricken craft, assisted Mr Holder into their small boat, and returned to safety although their boat took water and swamped as it was maneuvered back to shallow water, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members hereby commend and congratulate Mr Robert W Chisman and Mr Robert W Johnson upon receiving Carnegie Hero Fund Commission awards and upon their extraordinary heroism in risking their lives to save the life of a fellow man, and be it further

Resolved, That the Chief Clerk of the Assembly is hereby directed to transmit suitably prepared copies of this resolution to Mr Robert W Johnson and Mr Robert W Chisman

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblymen Crown, Chapel, and Petris:

House Resolution No. 319

Relative to the passing of Sam J. Vlahos

WHEREAS, The Members of this House have learned with profound shock and deep regret of the passing in San Leandro, at the age of 72 years, of Mr Sam J Vlahos on May 6, 1964, and

WHEREAS, Mr Vlahos was born in the village of Kyparissi in the province of Laconia, Greece and was brought to the United States of America by his father at the age of 15, and they came directly to San Francisco where Mr. Vlahos immediately went to work in a confectionery store, and

WHEREAS, In 1912 he moved to San Leandro where he established his own business and operated the same under the name of "Sam's Sweet Shop" until his retirement in 1948, and

WHEREAS, He was long active in San Leandro commercial and civic activities being the founder of the San Leandro Merchants Association and the first merchant to join the San Leandro Chamber of Commerce which he later served as a director, and

WHEREAS, He became a charter member and served as the first Treasurer of the Fraternal Order of Eagles in San Leandro, a charter member and later President of Oakland Chapter No 171 of the American Hellenic Educational Progressive Association known as the AHEPA, and was a member of Council No 15 of the UPEC (Uniao Portugueza do Estado do California) in San Leandro, President of the Kyparissioton Society of America for 18 years; and for several years he served as chairman of the New Building Fund of the Greek Orthodox Church of Oakland, and in 1962 he was decorated by the King of Greece as an expression of appreciation by the Greek government for his philanthropic projects in Greece; and

WHEREAS, He became a naturalized citizen in 1927 and demonstrated his pride in his American citizenship and patriotism in many ways including his own individual sales of United States War Bonds during World War II in the sum of $250,000 through a special program of the AHEPA and serving in 1947 as chairman of the Freedom Train campaign in San Leandro and as a sponsor of the San Leandro Boys Club, and

WHEREAS, In 1952 he was elected a member of the City Council of San Leandro and served for four years and finished his term as vice mayor, and

WHEREAS, To mourn his passing, and to receive the heartfelt sympathy of all, he leaves his wife, Pauline, three daughters, Mrs. Anna Petris, Mrs. Maria Batagios, and Miss Penelope Vlahos, and a grandson Peter Sam Batagios; and

WHEREAS, It is fitting that by this resolution the Members of this House express to the bereaved widow and family of Sam J Vlahos, their deep shock and sincere grief at the passing of this most prominent San Leandro citizen; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members hereof at this time of extreme grief do extend to Mrs Pauline Vlahos and the other members of the family of Sam J Vlahos, their sincere condolences and deepfelt sympathy, and be it further

Resolved, That the Chief Clerk of the Assembly is hereby directed to transmit suitably prepared copies of this resolution to Mr. Vlahos' widow, Mrs Pauline Vlahos, his daughters, Mrs Anna Petris, Mrs Maria Batagios, and Miss Penelope Vlahos, and his grandson Peter Sam Batagios.

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

By Assemblyman Zenovich:

House Resolution No. 320

Relative to commending the California Manufacturers Association

WHEREAS, Unemployment and Unemployment Insurance are subjects of prime concern to employers and employees, and

WHEREAS, The California Assembly acting through its Finance and Insurance Committee is endeavoring to secure as wide a participation in developing as many views as possible on these subjects, and

WHEREAS, The California Manufacturers Association through its Unemployment Insurance Committee under the direction of Miss Norma Hansen sponsored at Santa Monica on April 30 and May 1, 1964, a statewide meeting to discuss these problems, and

WHEREAS, Many industry, union and California Department of Employment executives participated in the exchange of information and views on these subjects, and

WHEREAS, One of our own members, the Honorable Jerome Waldie, author of House Resolution No 182 which calls for a comprehensive study of Unemployment Insurance, was one of the principal speakers and ably presented the challenges made upon Members of this body in resolving the many differences that are a part of this subject; and

WHEREAS, This was one of the largest and most widely publicized conferences of this type, and

WHEREAS, This activity provides a great public service in the dissemination of highly technical information necessary to accomplish equitable solutions that will redound to the ultimate good of all Californians, and

WHEREAS, This meeting should serve as a guide to those interested in undertaking similar programs, now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly of the State of California commends the California Manufacturers Association and its leadership for this public service, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to the California Manufacturers Association

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

ADJOURNMENT

At 5 11 p m, on motion of Mr Conrad, the Speaker pro Tempore declared the Assembly adjourned until 11 a m, Thursday, May 14, 1964

JESSE M. UNRUH, Speaker

ANABEL WHANG, Minute Clerk

CALIFORNIA LEGISLATURE

1964 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

FIFTIETH LEGISLATIVE DAY

EIGHTY-THIRD CALENDAR DAY

IN ASSEMBLY

Assembly Chamber
Thursday, May 14, 1964

The Assembly met at 11 a.m.

Hon. Carlos Bee, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk James D. Driscoll at the Desk.

Assistant Clerk Malcolm MacIntyre reading.

ROLL CALL

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

Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Bellenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dennemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Millias, Mills, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Z'berg, Zenovich, and Mr. Speaker—73.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. Robert R. Ferguson:

God of Our Lives, We see the need for a greater maturity as the inevitable tensions build. As a brain surgeon must be calm while performing delicate surgery, so may Thy servants—surgeons of law—be given the ability to operate under tense situations.

The needs of the patient—the people of California—need careful diagnosis. Sometimes it is necessary to cut to cure and hurt to heal.

May this people be inspired to rise to their God-given potential and develop real health of mind and body to live our lives not trying to hoard benefits, but to expend our energies in service and love for the highest goals in life.

May these legislative doctors by their intelligence and sincerity of purpose merit the confidence of our people so the patient may have maximum health for fulfilling their destinies in life.

In the name of the Great Physician.—AMEN.

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Mr. Rumford, seconded by Mr. Zenovich.

LEAVES OF ABSENCE FOR THE DAY

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

Mr. Flournoy, on motion of Mr. Conrad.
Mr. Monagan, on motion of Mr. Conrad.
Mr. Quimby, on motion of Mr. Waldie.
Mr. Willson, on motion of Mr. Waldie.

The following Member was granted leave of absence for the day, and desired to waive his per diem:

Mr. Johnson, on motion of Mr. Waldie.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Bee, Mr. Cologne then led the Assembly in the pledge of allegiance to the Flag.

REPORTS

The following report was presented by the Speaker:

Progress Report on Planning for the Historic Restoration of Old Sacramento, Dated March, 1964—Pursuant to Assembly Concurrent Resolution No. 53

Above report, together with letter of transmittal from Charles A. DeTurk, Director of the Department of Parks and Recreation, dated May 4, 1964, referred by the Speaker pro Tempore to the Committee on Natural Resources, Planning, and Public Works.

INTRODUCTION OF GUESTS

Speaker pro Tempore Bee introduced Judy Kallas of Fresno, District Office Secretary of Assemblyman George N. Zenovich of Fresno, Mrs. Emily Felix of Fresno, and Mrs. Shirley Klyce of Sacramento, whereupon the Members of the Assembly joined in welcoming them on their visit to the Assembly Chamber.

RESOLUTIONS

The following resolutions were offered:

By Assemblyman Frew:

House Resolution No. 321

Relative to an interim study of disability compensation

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is directed to assign to an appropriate interim committee for study the subject of disability compensation provided by the State or a department or agency thereof for the protection of innocent parties injured during the commission of a crime, and to direct such interim committee to report its findings and recommendations to the Legislature not later than the fifth legislative day of the 1965 Regular Session.

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

By Assemblyman Holmes:

House Resolution No. 322

Relative to a study of lifeguards at Pismo Beach

WHEREAS, During the low clamming tides of the winter months the beaches in the vicinity of Pismo Beach are visited by thousands of people, often with more people in the water than during the summer months; and

WHEREAS, The safety of these people, who are from all areas of the State, is endangered at this time by a lack of adequate lifeguards, and

WHEREAS, Neither the City of Pismo Beach nor the County of San Luis Obispo is financially able to provide lifeguards during this time, now, therefore, be it

Resolved by the Assembly of the State of California, That the Division of Beaches and Parks is directed to study the feasibility of furnishing state lifeguards for these beach areas in the vicinity of Pismo Beach and to report thereon to the Legislature not later than the fifth legislative day of the 1965 Regular Session, and be it further

Resolved, That the Chief Clerk is directed to transmit a copy of this resolution to the Division of Beaches and Parks

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, May 14, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Bill No 160

And reports the same correctly engrossed

POWERS, Chairman

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

Assembly Chamber, May 14, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No 45

And reports the same correctly engrossed

POWERS, Chairman

Above resolution re-referred to the Committee on Ways and Means

Assembly Chamber, May 14, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No 59

And reports the same correctly engrossed

POWERS, Chairman

Above resolution ordered on file

Committee on Education

Assembly Chamber, May 14, 1964

Mr Speaker Your Committee on Education reports Senate Bill No 101

With the recommendation Do pass, and be re-referred to the Committee on Ways and Means.

GARRIGUS, Chairman

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

Assembly Chamber, May 14, 1964

Mr. Speaker. Your Committee on Education reports Assembly Bill No 187

With the recommendation Do pass, and be re-referred to the Committee on Ways and Means

GARRIGUS, Chairman

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

REQUEST FOR UNANIMOUS CONSENT

Mr Ryan was granted unanimous consent that a photographer be permitted on the floor of the Assembly during today's session

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Mr. Mills was granted unanimous consent that the following statement concerning Senate Bill No 72 be printed in the Journal

STATEMENT OF ASSEMBLYMAN MILLS, CHAIRMAN, ASSEMBLY COMMITTEE ON FINANCE AND INSURANCE CONCERNING SENATE BILL NO 72 AS AMENDED

On May 6 and 12, 1964, the Assembly Committee on Finance and Insurance held hearings on Senate Bill No 72 as amended in the Senate April 15, 1964 In the course of such hearings the question arose as to whether brokers, underwriters or other dealers in securities might technically fall within the definition of a holding company within the meaning of Senate Bill No 72

Various members of the committee then directed questions in this connection to Senator Short, the author of Senate Bill No 72, Frederick Balderston, the Commissioner of Savings and Loan, and Richard Richards, appearing as attorney on behalf of interested persons supporting the bill and the draftsman of the amendments to Senate Bill No. 72 adopted by the Senate Each of these persons was asked whether it was intended that Senate Bill No 72 include as a holding company subject to the act any broker, underwriter or other dealer in securities who held on a temporary basis and for a reasonably limited period of time, shares or other securities of a savings and loan association or savings and loan holding company, solely for purposes of a public offering or distribution or for sale to customers in the course of business Senator Short, Commissioner Balderston and Richard Richards each replied that it was not intended to so include such brokers, underwriters or other dealers in securities

The commissioner was further questioned as to whether in the administration of Senate Bill No 72 he would honor this legislative intent, and he replied he would

Following this testimony, the committee then voted to report Senate Bill No 72 as amended in the Senate on April 15 with the recommendation, Do Pass

JAMES R MILLS, Chairman
Committee on Finance and Insurance

MOTION TO WITHDRAW RESOLUTION FROM COMMITTEE

Mr. Collier moved to suspend that portion of the Rules which requires two days' notice to withdraw a bill or resolution from committee, for the purpose of withdrawing House Resolution No 305 from the Committee on Rules, and placing it on file

Parliamentary Inquiry

Mr Waldie arose to the following parliamentary inquiry

At what point in the order of business are we?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that we are on Motions and Resolutions

Parliamentary Inquiry

Mr Waldie arose to the following parliamentary inquiry·

Do not the rules have to be suspended in order to change the order of business?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that no objection was made at the time of the making of the motion

Point of Information

Mr Unruh arose to the following point of information·

Where is the resolution now?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that the committee report referring it to the Committee on Education is at the Desk

Motion Withdrawn

By unanimous consent, Mr Collier withdrew his motion to suspend the Rules

ANNOUNCEMENTS

Mr Garrigus announced that House Resolution No 305 would be heard in the Committee on Education on Monday, May 18, 1964

RESOLUTIONS

The following resolutions were offered

By Assemblyman Thelin

House Resolution No. 323

Relative to commemorating Mr Henry P Melnikow

WHEREAS, The Members of the Assembly of the State of California were grieved to hear of the death on May 8, 1964 of Mr Henry P. Melnikow, the Public Member and Vice President of the State Board of Dry Cleaners, and

WHEREAS, Born in Kiev, Russia, Mr Melnikow came to the United States at the age of 12, and he eventually graduated from the University of Wisconsin, studied law at the University of Paris, in France, and earned a Master of Arts degree in Economics from the University of California at Berkeley, and

WHEREAS, After serving in World War I, Mr. Melnikow taught at Berkeley High School and the University of California Extension Division, was for many years the Director of the National Labor Bureau and its predecessor, the Pacific Coast Labor Bureau, an organization founded in San Francisco in 1920 to represent labor unions in work disputes, and during the past few years, he has been a labor consultant with offices in Los Angeles, and

WHEREAS, Appointed to the State Board of Dry Cleaners in 1961, Mr Melnikow always felt a particular responsibility as the public member to be vigilant in protecting the best interests of the public, and his fellow members on the board have officially recognized the difficult task which must be faced in replacing a man of Mr Melnikow's stature, a sentiment which has also been expressed by the Office of the Governor, and

WHEREAS, Letters and wires of condolence have been received by Mr Melnikow's widow from nearly every state in the Union and Canada from his many friends who regarded him as an outstanding person to be associated with, and

WHEREAS, He is survived by his widow, Mrs Patricia Melnikow, three daughters, Joy Melnikow, Mrs Peter Trimble of San Francisco, and Mrs Werner Braun of Princeton, New Jersey, and a son, David Melnikow of Berkeley, now, therefore, be it

Resolved by the Assembly of the State of California That the Members hereof join with the many friends and associates of Mr Henry P Melnikow in expressing our deepest sympathy to his family at his passing, and take this means of expressing the sorrow of all Californians at the loss of one of this State's most brilliant, self-sacrificing, respected and outstanding public servants, and be it further

Resolved, That the Chief Clerk of the Assembly transmit suitably prepared copies of this resolution to Miss Patricia Melnikow, Joy Melnikow, Mrs Peter Trimble, Mrs Werner Braun, and to David Melnikow

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Veneman

House Resolution No. 324

Relative to commending Joe Hart

WHEREAS, It has come to the attention of the Members of the Assembly that Joe Hart is retiring from the dairy business, and

WHEREAS, After returning from the armed service in World War I, Joe Hart began his successful dairy business; and

WHEREAS, Early in his career he began his many years of service on behalf of agriculture by taking an active role in the Stanislaus County Farm Bureau and serving as President of the Dairy Departments of both the County and State Farm Bureau, and

WHEREAS, He was active in establishing the Production Credit Association in Stanislaus County and still serves as a director of the Association and has been a director of the 12th District Bank of Cooperatives for many years, and

WHEREAS, His activities of statewide service for the betterment of agriculture have been extensive and include helping in the formation of the Milk Price Acts, participating in the TB Eradication Campaign for Dairy Animals, serving on a statewide Committee on the Prevention of Brucellosis, and representing many groups before legislative committees, now, therefore be it

Resolved by the Assembly of the State of California, That the Members of the Assembly by this resolution commend Joe Hart for his many years of devoted service on behalf of agriculture in the State of California and wish him well in all of his future endeavors, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to Joe Hart

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Song

House Resolution No. 325

Relative to commending the Monterey Park Junior Chamber of Commerce on originating the Golden West Invitational Track and Field Meet

WHEREAS, Presidents Eisenhower, Kennedy and Johnson recognized the importance of and need for a national youth fitness program, and the National Youth Fitness Council has been appointed to meet this need, and

WHEREAS, The necessity of training athletes and affording them an opportunity to gain experience in competition has become especially acute in view of the prestige Russia has obtained in the Olympic Games by entering its government-subsidized athletes, and

WHEREAS, The most important aspects of the Olympic Games are the track and field events which are descended from traditional Greek origins, and

WHEREAS, Inasmuch as there are no professional track and field athletes in this country as there are in baseball and football, it is exceedingly difficult to encourage young men to pursue the skills necessary to these events beyond high school or college; and

WHEREAS, To encourage interest in track and field events, the Monterey Park Junior Chamber of Commerce, in 1960, initiated the Golden West Invitational Track and Field Meet to provide for the first time a national championship meet limited to outstanding high school seniors from all over the Nation, and

WHEREAS, The first four meets were highly successful, both in attendance and in performance of the athletes who, in those meets, have broken four national records; and

WHEREAS, These meets are now under the cosponsorship of the Southern Pacific Association of the Amateur Athletic Union of the United States which now officially sanctions and directs them; and

WHEREAS, Since the Golden West Invitational Track and Field Meets have become a major incentive for young men to perfect their athletic skills, the fifth annual meet to be held on June 13 at the East Los Angeles Stadium promises to provide many outstanding examples of athletic achievement; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members thereof take this opportunity to commend the Monterey Park Junior Chamber of Commerce for its part in initiating the Golden West Invitational Track and Field Meet and for its continuing efforts in support of this most worthy event; and be it further *Resolved*, That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to the Monterey Park Junior Chamber of Commerce.

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS

Senate Joint Resolution No. 15—Relative to requesting Congress to withhold action of legislation relating to certain activities of officers and shareholders of insurance companies

Resolution read

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Finance and Insurance, was read, and adopted

Amendment No. 1

On page 3, line 2, of the printed measure, after "companies", insert "domiciled in states which have enacted legislation essentially similar to that proposed in S. 1642 currently pending before the Congress"

Resolution ordered reprinted, and returned to the second reading file

Senate Bill No. 72—An act to amend Section 5258 of, to repeal Sections 5253 and 5254 of, to add Section 5253 to, and to add Part 4 (commencing with Section 11500) to Division 2 of, the Financial Code, relating to regulation of savings and loan associations

Bill read second time, and ordered to third reading

UNFINISHED BUSINESS
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 91—An act to amend Sections 430.2, 430.3, 430.4, and 435.5 of, and to add Sections 431.9 and 435.8 to, the Health and Safety Code, relating to hospital survey and construction, and making an appropriation therefor, declaring the urgency thereof, to take effect immediately.

The question being Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 91?

Senate Amendments of April 20, 1964
Amendment No. 1

In line 2 of the title of the printed bill, as amended in Assembly March 19, 1964, strike out "Section 431.9", and insert "Sections 431.9 and 435.8"

Amendment No. 2

On page 2, between lines 33 and 34, insert

"SEC. 5.5. Section 435.8 is added to said code, to read

435.8. Funds utilized for community mental health center purposes shall be allocated in a manner consistent with the intent of Section 9000 of the Welfare and Institutions Code and priority shall be given to the establishment or enlargement of clinical service facilities in general hospitals that are a part of a project proposal which provides a comprehensive service."

Senate Amendments of May 11, 1964
Amendment No. 1

On page 3, after line 8, of the printed bill, as amended in Senate April 20, 1964, insert

"SEC. 8. Nothing in this act shall have the effect of indicating administrative responsibility for the use within California of any funds that may become available for support of the operation of mental retardation facilities or community mental health centers."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 91 by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Cusanovich, Danielson, Dennemeyer, Davis, Deukmejian, Dills, Dymally, Elliott, Ferrell, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Knox, Marks, McMillan, Meyers, Mihas, Mills, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Vevsey, Waite, Waldie, Whetmore, Williamson, Winton, Young, Zberg, Zenovich, and Mr. Speaker—67

NOES—None

Assembly Bill No. 91 ordered enrolled

Assembly Bill No. 92—An act to amend Section 431.2 of the Health and Safety Code, relating to the Advisory Hospital Council

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 92?

Amendment No. 1

On page 1 of the printed bill strike out lines 8 to 21, inclusive, and on page 2, strike out lines 1 and 2, inclusive, and insert "eleven other members including one who shall be selected on the basis of his responsibility for matters relating to the operation of general hospitals, one shall be selected on the basis of his concern for the care and treatment of the long term patient one shall be selected on the basis of his concern with matters relating to the operation of hospitals or other medical facilities providing services to the mentally ill or mentally retarded, one who shall be a licensed physician-surgeon selected on the basis of his concern with matters relating to general health care services, together with seven representatives of the general public as consumers of services, including one who shall be selected on the basis of his concern with matters relating to mental health, one who shall be selected on the basis of his concern with matters relating to the mentally retarded and five others selected from among persons familiar with the need for the services and facilities covered by this section in urban or rural areas. A major consideration in making appointments to the Advisory Hospital Council shall be the avoidance of potential material conflicts of interest. Appointments of members of the council shall be subject to confirmation by the Senate. Of the members appointed in 1964, three shall be designated by the Governor to hold office until October 1, 1966, three shall hold office until October 1, 1967, and one shall hold office until October 1, 1968. Of the members appointed in 1965, two shall be designated by the Governor to hold office until October 1, 1968, and two shall hold office until October 1, 1969. Members other than the mem-"

Amendment No. 2

On page 2, after line 17, insert

"SEC. 2. The amendments to Section 431.2 of the Health and Safety Code made by this act do not affect the membership on the Advisory Hospital Council of any person serving on the council on the effective date of this act or prevent his reappointment after the effective date of this act."

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 92 by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Cusanovich, Danielson, Dennemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson,

Hinckley, Holmes, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Veneman, Veysey, Waite, Waldie, Whetmore, Williamson, Winton, Young, Zbeig, Zenovich, and Mr Speaker—70
NOES—None

Assembly Bill No 92 ordered enrolled.

Assembly Bill No. 140—An act to amend Section 6651 5 of the Elections Code, relating to the conduct of elections

The question being Shall the Assembly concur in the following Senate amendments to Assembly Bill No 140?

Senate Amendments of April 29, 1964

Amendment No. 1

In line 2 of the title of the printed bill, after "elections", insert ", and declaring the urgency of, to take effect immediately".

Amendment No. 2

On page 1, after line 11, 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
This act relates to filling vacancies on the general election ballot In order that it may go into effect in time for the 1964 general election, it is essential that it go into effect immediately"

Senate Amendments of May 11, 1964

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Senate April 29, 1964, strike out ", AND DECLARING THE UR-", and strike out line 3, and insert a period

Amendment No. 2

On page 1, strike out lines 10 to 17, inclusive

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No 140 by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bigley, Bane, Bee, Bedenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Cusanovich, Dahnelson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Kennick Knox Lanterman, Marks, McMillan, Meyers, Milias, Mills, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Whetmore, Williamson, Winton, Young, Zbeig, Zenovich, and Mr Speaker—70
NOES—None

Assembly Bill No 140 ordered enrolled

THIRD READING OF ASSEMBLY BILLS

Assembly Concurrent Resolution No. 59—Relative to the observance of the 400th anniversary of the birth of William Shakspere

Resolution read

Request for Unanimous Consent to Temporarily Suspend Rule No. 101

Mr Garrigus was granted unanimous consent that Rule No 101 be temporarily suspended for the purpose of adding coauthors to Assembly Concurrent Resolution No 59

Members Made Coauthors of Assembly Concurrent Resolution No. 59

Mr Garrigus was granted unanimous consent that all Members so desiring be placed upon Assembly Concurrent Resolution No 59 as coauthors

Roll Call

The following Members indicated a desire to become coauthors.

Assemblymen Allen, Alquist, Asheraft, Badham, Bagley, Bane Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Colher, Cologne, Crown, Cusanovich, Danielson, Dannemeyer, Assemblywoman Davis, Assemblymen Dills, Donovan, Dymally, Elliott, Ferrell, Foran, Frew, Gonsalves, Greene, Henson, Hinckley, Holmes, Kennick, Lanterman, Marks, Meyers, Mihas, Mills, Moreno, Mulford Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Unruh, Veneman, Veysey, Waite, Warren, Whetmore, Williamson, Winton, Young, Z'berg, and Zenovich

Request for Unanimous Consent

Mr Garrigus was granted unanimous consent to take up Assembly Concurrent Resolution No 59, as amended, without reference to print, or file, and that the same be considered re-engrossed

Consideration of Assembly Concurrent Resolution No. 59, as Amended

Assembly Concurrent Resolution No. 59: By Assemblymen Garrigus, Gaffney, Knox, Conrad, Allen, Alquist, Asheraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Colher, Cologne, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Dills, Donovan, Dymally, Elliott, Ferrell, Foran, Frew, Gonsalves, Greene, Henson, Hinckley, Holmes, Kennick, Lanterman, Marks, Meyers, Mihas, Mills, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Unruh, Veneman, Veysey, Waite, Warren, Whetmore, Williamson, Winton, Young, Z'berg, and Zenovich—Relative to the observance of the 400th anniversary of the birth of William Shakspere

Resolution read, as amended, and adopted unanimously.

Resolution ordered printed and transmitted to the Senate

Consideration of House Resolution No. 273

By Assemblyman Stanton

House Resolution No. 273—Relative to cancer control and cure.

NOTE The full text of House Resolution No 273 appears at page 926 of the Assembly Daily Journal for May 6, 1964

Resolution read, and adopted unanimously

Consideration of House Resolution No. 281

By Assemblyman Meyers

House Resolution No. 281—Relative to the demise of Mr Henry I. Chaim

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NOTE The full text of House Resolution No 281 appears at pages 955 and 956 of the Assembly Daily Journal for May 6, 1964

Resolution read

Members Made Coauthors of House Resolution No. 281

Mr Meyers was granted unanimous consent that all Members so desiring be placed upon House Resolution No. 281 as coauthors

Roll Call

The following Members indicated a desire to become coauthors:

Assemblymen Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Cusanovich, Danielson, Dennemeyer, Assemblywoman Davis, Assemblymen Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Foran, Frew, Gaffney, Garrigus, Gonsalves, Grecne, Henson, Hinckley, Holmes, Kennick, Knox, Lanterman, Marks, McMillan, Milias, Mills, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Unruh, Veneman, Vevsey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Z'berg, and Zenovich

The question being on the adoption of House Resolution No 281, as amended

Resolution read, as amended, and adopted unanimously

NAME PLACED UPON ROLL CALL ON ASSEMBLY CONCURRENT RESOLUTION NO. 59

Mr Whetmore was granted unanimous consent that he be recorded as voting "Aye" on the roll call adding coauthors to Assembly Concurrent Resolution No 59

INTRODUCTION OF GUESTS

Mr Marks introduced Mr Earl Sun Louie of San Francisco, Republican candidate for the Assembly, 20th District, and Mr Pattee introduced Mr Irby Bourriague of Felton, Democratic candidate for the Assembly, 34th District, whereupon the Members of the Assembly joined in welcoming these guests on their visit to the Assembly Chamber

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 27—An act to add Part 3 5 (commencing with Section 13890) to Division 3 of Title 2 of the Government Code, relating to the Office of Tourism and Visitor Services.

The question being Shall the Assembly concur in the following Senate amendments to Assembly Bill No 27?

Senate Amendments of April 9, 1964

Amendment No. 1

In lines 3 and 4 of the title of the printed bill, as amended in Assembly March 19, 1964, strike out "California Development", and insert "Tourism and Visitor Services, and making an appropriation therefor

Amendment No. 2

On page 1, strike out lines 4 and 5, and insert

"PART 3 5 OFFICE OF TOURISM AND VISITOR SERVICES

CHAPTER 1 GENERAL PROVISIONS

13890 As used in this part

(a) "Office" means the Office of Tourism and Visitor Services

(b) "Director" means the Director of the Office of Tourism and Visitor Services

(c) "Commission" means the Tourism and Visitor Services Commission

CHAPTER 2 ADMINISTRATION

13891 There is in the state government an Office of Tourism and Visitor Services. The office shall be administered by the director of the office, who shall be appointed by the Governor, by and with the advice and consent of the Senate, and who shall hold office at the pleasure of the Governor.

13891 1 The director shall have the power of a head of a department pursuant to Article 1 (commencing with Section 11150) of Chapter 2, Part 1, Division 3, Title 2 of this code

13891 2 There is in the Office of Tourism and Visitor Services, a Tourism and Visitor Services Commission The commission shall be composed of 15 members appointed by the Governor, by and with the advice and consent of the Senate, and who shall serve at the pleasure of the Governor In appointing the members of the commission, the Governor shall endeavor to provide for representation of regional promotion organizations, hotel and motel owners and operators, recreation facilities operators and owners, carriers, and the general public The members of the commission shall serve without compensation but shall be reimbursed for all necessary expenses actually incurred in the performance of their duties The commission shall advise the director in carrying out his functions and duties under this chapter

13891 3 All state departments and agencies shall cooperate with and assist the office in carrying out its functions and responsibilities under this chapter

CHAPTER 3 POWERS AND DUTIES

13892 The office shall perform the following functions and activities

(a) Conduct a research program to develop data on the numbers of visitors, expenditures by visitors, points of origin and destination, and other relevant matters pertaining to tourism and visitors

(b) Consult with and assist regional promotion organizations in their development of material suitable for distribution to visitors and in their activities designed to encourage visitors to this State

(c) Cooperate with the Division of Highways of the Department of Public Works in the development of a system of highway orientation signs designed to direct visitor attention to major public points of interest, recreational and other attractions in this State

13892 1 The office is authorized to perform the following functions and responsibilities

(a) Cooperate with private industry in supplying information concerning the State

(b) Provide advice to regional organizations in the development of programs to attract visitors

(c) Encourage the private development of facilities for tourists and other visitors in areas where research has established a need for the expansion of such facilities

13892 2. The office shall prepare, develop, or coordinate the preparation of, literature, pamphlets, maps, or other material designed to encourage and promote the tourist industry of this State, including

(a) The development of a map of California designed to meet the needs of the pleasure visitor

(b) A basic piece of literature suitable for mass distribution by the office and by regional promotion organizations requesting such literature Such literature shall provide information which will enable visitors to contact regional organizations in areas which they plan to visit The literature shall not give any special advantage to any region of the State

(c) Material for distribution in other countries through the United States Travel Service

13892 3. The office may use existing border stations at major ports of entry into California to serve as information centers and material distribution points The stations shall be situated in such a manner that their use will be voluntary and will not obstruct the free flow of highway or other traffic The office shall endeavor to operate such stations in cooperation with regional promotion organizations

13892 4 The office shall assist and submit recommendations to other state departments and agencies in providing facilities and services which will promote and facilitate the travel of visitors throughout the State, including the Department of Parks and Recreation and the Division of Highways of the Department of Public Works in the development and operation of roadside rests, the Department of Parks and Recreation in the developing of camping facilities, and the Division of Highways of the Department of Public Works in the utilization of federal funds to include roadside and landscape developments in the construction of highways and to provide for the acquisition of funds adjacent to highways for the preservation of scenic areas

13892 5 The office shall submit annual reports of its activities to the Governor and the Legislature"

Amendment No. 3

On page 1, strike out lines 7 to 21, inclusive, strike out pages 2 and 3; and on page 4, strike out lines 1 to 21, inclusive

Amendment No. 4

On page 4, strike out line 50, and insert "(26) Director of Tourism and Visitor Services

SEC 3 The sum of two hundred thousand dollars ($200,000) is hereby appropriated out of any moneys in the State Treasury in the General Fund for the Office of Tourism and Visitor Services created by this act during the 1964-65 fiscal year"

Senate Amendments of April 16, 1964

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Senate April 9, 1964, strike out "Section 12040", and insert "Sections 11559 and 11559 5"

Amendment No 2

On page 2, line 3, strike out "state government", and insert "Office of the Governor"

Amendment No. 3

On page 2, strike out lines 8 to 10 inclusive, and insert

"13891 1 The director shall receive a salary as provided for by Chapter 6 (commencing with Section 11550) of Part 1 of Division 3 of Title 2 of this code"

Amendment No. 4

On page 3, line 15, after "State", insert "nor shall any advertising or promotional literature use photographs, or statements by, any elective state officer".

Amendment No. 5

On page 3, line 28, strike out ", including the Department of", and insert a period

Amendment No. 6

On page 3, strike out lines 29 through 37, inclusive

Amendment No. 7

On page 6, strike out lines 26 to 51, inclusive, and on page 7, strike out lines 1 to 5, inclusive, and insert

"SEC 2 Section 11559 of said code is amended to read

11559 An annual salary of twelve thousand dollars ($12,000) shall be paid to each of the following

(a) Each member of the *Alcoholic Beverage Control Appeals Board*

(b) Chief of the Division of Industrial Welfare

(c) Chief of the Division of Housing

(d) State Librarian

(e) Secretary of the California Horse Racing Board

(f) Secretary of the State Athletic Commission

(g) Director of the Office of Tourism and Visitor Services

SEC 3 Section 11559 5 of said code is amended to read

11559 5 An annual salary of fifteen thousand five hundred dollars ($15,500) shall be paid to each of the following

(a) State Librarian

(b) Chief of the Division of Industrial Welfare

(c) Chief of the Division of Housing

(d) Director of Aeronautics

(e) Director of the Office of Tourism and Visitor Services

SEC 4 Section 3 of this act shall become operative only if the addition of Section 11559 5 to the Government Code as proposed by Senate Bill No 53 is enacted by the Legislature at its 1964 First Extraordinary Session and in such case at the same time as Senate Bill No 53 takes effect, at which time Section 11559 of the Government Code as amended by Section 2 of this act is repealed

SEC 5 The sum of one hundred fifty thousand dollars ($150,"

Senate Amendments of April 28, 1964

Amendment No. 1

On page 3, line 21, of the printed bill, as amended in Senate April 16, 1964, after "graphs", insert "of"

Senate Amendments of May 6, 1964

Amendment No 1

In lines 2 and 3 of the title of the printed bill, as amended in Senate April 28, 1964, strike out ", and to amend Sections 11559 and 11559 5 of,"

Amendment No 2

In lines 4 and 5 of the title, strike out ", and making an appropriation therefor"

Amendment No 3

On page 3, strike out lines 35 to 51, inclusive, and on page 4, strike out lines 1 to 14, inclusive

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No 27 by the following vote

AYES—Allen, Alquist, Bane, Bee Beilenson Belotti, Booth, Britschgi, Cattell, Casey, Crown, Danielson, Dunnemever, Davis, Donovan, Elliott, Ferrell, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene Henson Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Mills Moreno Petris, Porter, Rumford, Ryan, Song, Soto, Stanton, Thomas, Waire, Waldie, Warren, Williamson, Young, Zberg, Zenovich, and Mr Speaker—48

NOES—Ashcraft, Badham Bagley, Barnes, Burgener, Chapel, Collier, Cologne, Conrad, Cusanovich, Hinckley, Milias, Pattee, Stevens, Thelin, Whetmore, and Winton—17

Assembly Bill No 27 ordered enrolled

Assembly Bill No. 37—An act to amend Section 20751 of the Education Code, relating to school 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 37?

Senate Amendments of April 16, 1964

Amendment No. 1

On page 2, line 6, of the printed bill, strike out "fifty cents ($0 50)", and insert "thirty-five cents ($0 35)"

Amendment No 2

On page 2, in lines 13 and 14, strike out "three dollars ($3)", and insert "two dollars and eighty-five cents ($2 85)"

Amendment No. 3

On page 2, in lines 15 and 16, strike out "three dollars and ten cents ($3 10)", and insert "two dollars and ninety-five cents ($2 95)"

Senate Amendments of May 11, 1964

Amendment No. 1

On page 1 of the printed bill, as amended in Senate April 16, 1964, line 3, after "20751", insert "(1)"

Amendment No 2

On page 1, strike out line 9, and insert

"(a) Except as provided in subdivision (b) of this section, in any separate elementary school district the boundaries of which are not coterminous with those of a high school district, eighty cents ($0 80) for elementary school purposes, or ninety cents ($0 90) for combined kindergarten and elementary school purposes

(b) In any separate elementary school district the boundaries of which are not coterminous with those of a high school district and whose current expenses of education for the 1963-64 fiscal year were less than twice the amount of the foundation program applicable to the district, one dollar and twenty-five cents ($1 25) for elementary school purposes, or one dollar and thirty-five cents ($1 35) for combined kindergarten and elementary school purposes

(c) Except as provided in subdivision (d) of this section, in any separate high school district, the boundaries of which are not coterminous with those of an elementary school district or with those of a junior college district, seventy-five cents ($0 75) for high school purposes, or one dollar and twenty cents ($1 20) for combined high school and junior college purposes

(d) In any separate high school district, the boundaries of which are not coterminous with those of an elementary school district or with those of a junior college district, and whose current expenses of education for the high school purposes for the 1963-64 fiscal year were less than twice the amount of the foundation program computed for high school purposes, eighty-five cents ($0 85) for high school pur-

poses, or one dollar and twenty cents ($1.20) for combined high school and junior college purposes

(e) In any separate junior college district, the boundaries of which are not coterminous with those of a high school district, thirty-five cents ($0.35) for junior college purposes

(f) In any unified school district one dollar and fifty-five cents ($1.55) for combined elementary school and high school purposes, or one dollar and sixty-five cents ($1.65) for combined kindergarten, elementary school, and high school purposes, or one dollar and ninety cents ($1.90) for combined elementary school, high school, and junior college purposes, or two dollars ($2) for combined kindergarten, elementary school, high school, and junior college purposes

(g) Any unified school district whose current expenses of education per unit of average daily attendance for the 1963-64 fiscal year were less than six hundred dollars ($600), two dollars and ten cents ($2.10) for combined elementary school and high school purposes, two dollars and twenty cents ($2.20) for combined kindergarten, elementary schools, and high school purposes, or two dollars and fifty-five cents ($2.55) for combined kindergarten, elementary school, high school, and junior college purposes

(h) In any high school and junior college district the boundaries of which are coterminous and which are governed by the same governing board, one dollar and twenty cents ($1.20) for combined high school and junior college purposes

(2) If the maximum tax rate of a school district in effect on the effective date of the amendment to this section adopted at the 1964 First Extraordinary Session of the Legislature is, because of an increase adopted by the district electors pursuant to Section 20803, more than the applicable rate prescribed in subdivision (1) of this section, the maximum tax rate of such district shall continue to be the maximum rate prescribed by this section prior to such 1964 amendment plus the amount of the increase over such rate adopted by the district electors pursuant to Section 20803 prior to the 1964 amendment to this section, for the period for which such increase was adopted by the voters. If any such voted increase in effect on such effective date results in a maximum rate which is less than that prescribed in subdivision (1) of this section as so amended in 1964, the maximum rate of such district shall be that prescribed in subdivision (1) of this section as so amended. Nothing in this section shall be construed to prevent a change in the maximum tax rate of a school district subject to and in the manner prescribed by Section 20803."

Amendment No. 3

On page 1, strike out lines 10 to 23, inclusive, and on page 2 strike out lines 1 to 13, inclusive

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 37 by the following vote

AYES—Allen, Alquist, Ashcraft, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Brathovich, Burgener, Carrell, Casey, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dennemeyer, Dills, Donovan, Dymally, Elliott, Ferrell, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Moreno, Mulford, Pattee, Petris, Porter, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Williamson, Winton, Young, Zberg, Zenovich, and Mr. Speaker—67.

NOES—None

Assembly Bill No. 37 ordered enrolled

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Consideration of House Resolution No. 296

By Assemblyman Lanterman:

House Resolution No. 296—Relative to the death of Albert I. Stewart

NOTE: The full text of House Resolution No. 296 appears at pages 1006 and 1007 of the Assembly Daily Journal for May 11, 1964

Resolution read

Members Made Coauthors of House Resolution No. 296

Mr. Lanterman was granted unanimous consent that all Members so desiring be placed upon House Resolution No. 296 as coauthors.

Roll Call

The following Members indicated a desire to become coauthors

Assemblymen Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Dantelson, Dannemeyer, Assemblywoman Davis, Assemblymen Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Kennick, Knox, Marks, McMillan, Meyers, Mihas, Mills, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Unruh, Thomas, Veneman, Vevsey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Z'berg, and Zenovich

The question being on the adoption of House Resolution No 296, as amended

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

REQUEST FOR UNANIMOUS CONSENT

Mr. Lanterman was granted unanimous consent to take up Assembly Concurrent Resolution No. 66 without reference to file, at this time

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 66

Assembly Concurrent Resolution No. 66—Relative to the death of Albert I. Stewart.

Resolution read.

Request for Unanimous Consent to Temporarily Suspend Rule No. 101

Mr Lanterman was granted unanimous consent that Rule No 101 be temporarily suspended for the purpose of adding coauthors to Assembly Concurrent Resolution No 66

Members Made Coauthors of Assembly Concurrent Resolution No. 66

Mr Lanterman was granted unanimous consent that all Members so desiring be placed upon Assembly Concurrent Resolution No 66 as coauthors

Roll Call

The following Members indicated a desire to become coauthors

Assemblymen Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Dantelson Dannemeyer, Assemblywoman Davis, Assemblymen Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Kennick, Knox, Marks, McMillan, Meyers, Mihas, Mills, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Unruh, Thomas, Veneman, Vevsey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Z'berg, and Zenovich

Request for Unanimous Consent

Mr Lanterman was granted unanimous consent to take up Assembly Concurrent Resolution No 66, as amended, without reference to print, or file, and that the same be considered re-engrossed

Consideration of Assembly Concurrent Resolution No 66, as Amended

Assembly Concurrent Resolution No. 66: By Assemblymen Lanterman, Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel,

Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Assemblywoman Davis, Assemblymen Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Kennick, Knox, Marks, McMillan, Meyers, Mihas, Mills, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Unruh, Veneman, Vevsey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Z'berg, and Zenovich—Relative to the death of Albert I Stewart

Resolution read, as amended, and adopted unanimously by a rising vote of the Members of the Assembly

Resolution ordered printed, and transmitted to the Senate

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS

Senate Bill No. 90—An act to add Section 54918 to the Government Code, relating to zones within districts formed under Water Conservation Act of 1931, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Mr Stanton

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Knox, Lanterman, Marks, Meyers, Mihas, Mills, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stanton, Stevens, Veneman, Vevsey, Waite, Waldie, Whetmore, Williamson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—67.
NOES—None.

The question being on the passage of the bill

Bill passed by the following vote:

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Foran, Frew, Gaffney Garrigus, Greene, Henson, Hinckley, Holmes, Knox, Lanterman, Marks, Meyers, Mihas, Mills, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stanton, Stevens, Veneman, Vevsey, Waite, Waldie, Whetmore, Williamson, Winton, Young, Z'berg, Zenovich and Mr Speaker—67
NOES—None.

Bill ordered transmitted to the Senate

Senate Bill No. 97—An act to amend Sections 74923, 74925 and 74926 of the Government Code, relating to municipal courts, declaring the urgency thereof, to take effect immediately

Bill read third time, and presented by Mr Frew.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Danielson, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Foran, Frew,

Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Wilhamson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—68
NOES—None

The question being on the passage of the bill
Bill passed by the following vote·

AYES—Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Danielson, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Wilhamson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—68
NOES—None

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO. 59

Mr Crown was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Assembly Concurrent Resolution No 45 and Senate Bill No 101 for hearing in the Committee on Ways and Means today

ANNOUNCEMENTS OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings

Today—

At 2 p m—Ways and Means (Crown, Chairman), in Room 4202

At 3.45 p.m.—Natural Resources, Planning, and Public Works (Z'berg, Chairman), in Room 2133

INTRODUCTION OF GUESTS

Mr Porter introduced the Honorable Ernest E. Debs of Los Angeles, former Member of the Assembly from the 56th District, and presently a member of the Board of Supervisors, Los Angeles County, whereupon the Members of the Assembly joined in welcoming him on his visit to the Assembly Chamber

LEAVE OF ABSENCE FOR BALANCE OF THE DAY

At 12 20 p m, the following Member was granted leave of absence for the balance of the day, because of legislative business elsewhere
Mr Carrell, on request of the Speaker pro Tempore

RECESS

At 12 20 p m, Speaker pro Tempore Bee declared the Assembly recessed until 4 p m

REASSEMBLED

At 4 18 p m, the Assembly reconvened
Hon Carlos Bee, Speaker pro Tempore of the Assembly, presiding
Chief Clerk James D Driscoll at the Desk.
Assistant Clerk Malcolm MacIntyre reading.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 18—An act to amend Section 17703 of the Education Code, relating to state financial support of the public schools, declaring the urgency thereof, to take effect immediately

The question being Shall the Assembly concur in the following Senate amendments to Assembly Bill No 18?

Amendment No. 1

On page 1, line 19, of the printed bill, as amended in Assembly April 14, 1964, after "district," insert "or of the receipt of tax revenues which would have been impounded if paid when due,"

Amendment No. 2

On page 1, line 24, after "release", insert "or receipt".

Amendment No 3

On page 2, line 3, after "released", insert ", or with respect to tax revenues which would have been impounded, if paid when due, and which were subsequently paid, as the case may be,".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No 18 by the following vote:

AYES—Alquist, Asheraft, Badham, Bagley, Bane, Barnes, Bee, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Garrigus, Greene, Henson, Hinckley, Holmes, Kennick, Marks, Mills, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, and Zenovich—55.
NOES—None.

Assembly Bill No 18 ordered enrolled

Assembly Joint Resolution No. 10—Relative to charter air service regulations

The question being Shall the Assembly concur in the following Senate amendment to Assembly Joint Resolution No 10?

Amendment No. 1

In the fourth WHEREAS clause of the printed measure, as amended in Assembly April 23, 1964, strike out line 1, and insert

"WHEREAS, The California State Colleges and the University of California along with other".

The roll was called, and the Assembly concurred in Senate amendment to Assembly Joint Resolution No 10 by the following vote:

AYES—Alquist, Asheraft, Badham, Bagley, Bane, Barnes, Bee, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Foran, Frew, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Knox, Marks, Mills, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Z'berg, and Zenovich—59
NOES—None

Assembly Joint Resolution No 10 ordered enrolled.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Joint Resolution No. 14—Relative to Oroville Dam

Resolution read, and presented by Mr Porter

Resolution adopted by the following vote

AYES—Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Kennick Knox, Lanterman, Marks, McMillan, Meyers, Mills, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Soto, Stanton, Stevens, Thomas, Veneman, Vevsey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Z'berg, and Zenovich—65

NOES—None

Resolution ordered transmitted to the Senate

Senate Bill No. 79—An act making an appropriation for a rapid transit study

Bill read third time, and presented by Mr Bagley.

Bill passed by the following vote:

AYES—Alquist, Asheraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Casey, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Davis, Dills, Donovan, Dymally, Elliott, Ferrell, Foran, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Kennick, Lanterman, Marks, McMillan, Meyers, Mills, Mulford, Pattee, Petris, Porter, Powers, Rumford, Soto, Stevens, Thelin, Thomas, Veneman, Vevsey, Waite, Warren, Williamson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—59.

NOES—None

Bill ordered transmitted to the Senate

Senate Bill No. 85—An act to amend Section 75090 of, and to add Section 75090.1 to, the Government Code, relating to benefits and contributions of judges under the Judges' Retirement System.

Bill read third time, and presented by Mr Winton

Bill passed by the following vote

AYES—Ashcraft, Badham, Bagley, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Davis, Deukmejian, Dills, Donovan, Dymally, Ferrell, Foran, Gaffney, Garrigus Gonsalves, Greene, Henson Hinckley, Holmes, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Mills, Mulford, Pattee, Petris, Porter, Powers, Rumford, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Vevsey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—62

NOES—None

Bill ordered transmitted to the Senate

Senate Joint Resolution No. 3—Relating to designating the Redwood Highway as part of the National System of Interstate and Defense Highways.

Resolution read, and presented by Mr Belotti

Resolution adopted by the following vote

AYES—Alquist, Asheraft, Badham, Bagley, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Davis, Deukmejian, Dills, Donovan, Dymally, Ferrell, Foran, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Kennick, Lanter-

man, Marks, McMillan, Meyers, Mills, Moreno, Mulford, Petris, Porter, Powers, Rumford, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—62
NOES—None.

Resolution ordered transmitted to the Senate

REQUEST FOR UNANIMOUS CONSENT

Mr Meyers was granted unanimous consent that a photographer be permitted on the floor of the Assembly during today's session

REQUEST FOR UNANIMOUS CONSENT TO WITHDRAW SENATE CONCURRENT RESOLUTION NO. 37 FROM COMMITTEE

Mr Young was granted unanimous consent that Senate Concurrent Resolution No 37 be withdrawn from the Committee on Rules, for the purpose of consideration at this time, without reference to file

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 37

Senate Concurrent Resolution No. 37—Approving amendments to the Charter of the City of Napa, a municipal corporation in the County of Napa, State of California, ratified by the qualified electors of the city at a special election held therein on the fifth day of May, 1964

Resolution read, and presented by Mr Young

Resolution adopted by the following vote·

AYES—Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Davis, Deukmejian, Dills Donovan, Dymally, Elliott, Ferrell, Foran, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Kennick, Lanterman, Marks, McMillan, Meyers, Mills Moreno Mulford Pattee, Petris, Porter, Powers, Rumford, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—63
NOES—None

Resolution ordered transmitted to the Senate

CONSIDERATION OF DAILY FILE (RESUMED)
CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the first item on the Consent Calendar

CONSENT CALENDAR—ASSEMBLY BILLS

Assembly Concurrent Resolution No. 1—Relative to an investigation of the Oroville Dam housing situation

Resolution read, and adopted by the following vote.

AYES—Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener Casey, Chapel, Collier, Cologne, Conrad Crown, Cusanovich, Danielson, Davis, Deukmejian, Dills, Donovan Dymally, Elliott, Ferrell, Foran, Gaffney, Garrigus, Greene, Henson, Hinckley Holmes, Kennick, Lanterman, Marks, McMillan, Meyers Mills Moreno, Mulford Pattee, Petris, Porter, Powers, Rumford, Soto, Stanton, Stevens, Thomas, Veneman Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—62
NOES—None

Resolution ordered transmitted to the Senate

Assembly Concurrent Resolution No. 41—Relative to applications for public assistance.

Resolution read, and adopted by the following vote

AYES—Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Davis, Deukmejian, Dills Donovan, Dymally, Elliott, Ferrell, Foran, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Kennick, Lanterman Marks, McMillan, Meyers, Mills, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Soto, Stanton, Stevens, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—62
NOES—None.

Resolution ordered transmitted to the Senate

Consideration of House Resolution No. 297

By Assemblymen Stanton, Alquist, and Milias

House Resolution No. 297—Relative to Mrs Jacqueline Joo.

NOTE The full text of House Resolution No 297 appears at page 1007 of the Assembly Daily Journal for May 11, 1964

Resolution read, and adopted by the following vote·

AYES—Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Davis, Deukmejian, Dills Donovan, Dymally, Elliott, Ferrell, Foran, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Kennick, Lanterman, Marks, McMillan, Meyers, Mills, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Soto, Stanton, Stevens, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—62
NOES—None.

Consideration of House Resolution No. 298

By Assemblymen Stanton and Alquist:

House Resolution No. 298—Relative to commending Mr Haml "Ham" O Wagnon

NOTE The full text of House Resolution No 298 appears at page 1007 of the Assembly Daily Journal for May 11, 1964

Resolution read, and adopted by the following vote

AYES—Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad Crown, Cusanovich, Danielson, Davis, Deukmejian, Dills Donovan, Dymally, Elliott, Ferrell, Foran, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Kennick, Lanterman, Marks, McMillan, Meyers, Mills, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Soto, Stanton, Stevens, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Wilhamson, Winton, Young Z'berg, Zenovich, and Mr Speaker—62
NOES—None

Consideration of House Resolution No. 299

By Assemblyman Ryan·

House Resolution No. 299—Relative to the death of Herbert H Beckner.

NOTE The full text of House Resolution No 299 appears at page 1008 of the Assembly Daily Journal for May 11, 1964

Resolution read, and adopted by the following vote

AYES—Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad Crown, Cusanovich, Danielson, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Foran, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Kennick, Lanterman,

Marks, McMillan, Meyers, Mills, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Soto, Stanton, Stevens, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—62
NOES—None

Consideration of House Resolution No. 291

By Assemblyman Mulford.

House Resolution No. 291—Relative to commending Mr. Howard K Skinner

NOTE The full text of House Resolution No 291 appears at page 1004 of the Assembly Daily Journal for May 11, 1964

Resolution read, and adopted by the following vote

AYES—Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Foran, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Kennick, Lanterman, Marks, McMillan, Meyers, Mills, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Soto, Stanton, Stevens, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—62
NOES—None

Consideration of House Resolution No. 292

By Assemblyman Porter·

House Resolution No. 292—Congratulating Col C. S. Smith, Publisher of the *Bellflower Herald-American*, and Mr. Larry Moshier, Editor.

NOTE—The full text of House Resolution No 292 appears at pages 1004 and 1005 of the Assembly Daily Journal for May 11, 1964

Resolution read, and adopted by the following vote

AYES—Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Foran, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Kennick, Lanterman, Marks, McMillan, Meyers, Mills, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Soto, Stanton, Stevens, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—62
NOES—None

Consideration of House Resolution No. 294

By Assemblyman Knox

House Resolution No. 294—Relative to congratulating the California Council of Dads Clubs on its 42nd Annual Convention and designating May 17th to May 23rd as Dads Club Week.

NOTE The full text of House Resolution No 294 appears at page 1005 of the Assembly Daily Journal for May 11, 1964

Resolution read, and adopted by the following vote

AYES—Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson Davis, Deukmejian, Dills Donovan, Dymally, Elliott, Ferrell, Foran, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Kennick, Lanterman, Marks, McMillan, Meyers, Mills, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford Soto, Stanton, Stevens, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—62.
NOES—None

Consideration of House Resolution No. 275

By Assemblyman Henson

House Resolution No. 275—Relative to congratulating Judge Edward Henderson

NOTE—The full text of House Resolution No. 275 appears at page 927 of the Assembly Daily Journal for May 6, 1964

Resolution read, and adopted by the following vote·

AYES—Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Davis, Deukmejian, Dills Donovan, Dymally, Elliott, Ferrell, Foran, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Kennick, Lanterman, Marks, McMillan, Meyers, Mills, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Soto, Stanton, Stevens, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—62
NOES—None

Consideration of House Resolution No. 282

By Assemblymen Dannemeyer, Badham, and Whetmore (Coauthor Senator Murdy)

House Resolution No. 282—Relative to Project Twenty-one.

NOTE The full text of House Resolution No. 282 appears at page 956 of the Assembly Daily Journal for May 6, 1964

Resolution read, and adopted by the following vote.

AYES—Ashcraft, Badham, Bagley Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Davis, Deukmejian, Dills Donovan, Dymally, Elliott, Ferrell, Foran, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Kennick, Lanterman, Marks, McMillan, Meyers, Mills, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Soto, Stanton, Stevens, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—62
NOES—None

Consideration of House Resolution No. 285

By Assemblyman Mulford·

House Resolution No. 285—Relative to commending Miss Hiro Imamura

NOTE The full text of House Resolution No 285 appears at page 988 of the Assembly Daily Journal for May 7, 1964

Resolution read, and adopted by the following vote:

AYES—Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Foran, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Kennick, Lanterman, Marks, McMillan, Meyers, Mills, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Soto, Stanton, Stevens, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—62
NOES—None

Consideration of House Resolution No. 286

By Assemblyman Stanton

House Resolution No. 286—Relative to Catholic Social Service of Santa Clara County

NOTE The full text of House Resolution No 286 appears at pages 988 and 989 of the Assembly Daily Journal for May 7, 1964

Resolution read, and adopted by the following vote

AYES—Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Davis, Deukmejian, Dills Donovan, Dymally, Elliott, Ferrell, Foran, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Kennick, Lanterman, Marks, McMillan, Meyers Mills, Moreno, Mulford, Pattee, Petris, Porter Powers, Rumford, Soto, Stanton, Stevens, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young Z'berg, Zenovich, and Mr Speaker—62
NOES—None

Consideration of House Resolution No. 289

By Assemblyman Z'berg

House Resolution No. 289—Relative to the Honorable Antonio J. Villegas.

NOTE: The full text of House Resolution No 289 appears at page 1003 of the Assembly Daily Journal for May 11, 1964

Resolution read, and adopted by the following vote:

AYES—Ashcraft, Badham, Bagley, Bane, Barnes, Bee Beilenson, Belotti, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Foran, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Kennick, Lanterman, Marks, McMillan, Meyers, Mills, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Soto, Stanton, Stevens, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—62
NOES—None

CONSENT CALENDAR—SENATE BILLS

Senate Joint Resolution No. 13—Relative to water research.

Resolution read, and adopted by the following vote.

AYES—Ashcraft, Badham Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Davis, Deukmejian, Dills Donovan, Dymally, Elliott, Ferrell, Foran, Gaffney, Garrigus, Greene, Henson, Hinckley Holmes Kennick, Lanterman, Marks, McMillan, Meyers, Mills, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Soto, Stanton, Stevens, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young Z'berg, Zenovich, and Mr Speaker—62
NOES—None

Resolution ordered transmitted to the Senate

Senate Concurrent Resolution No. 27—Relative to Senior Citizens' Month

Resolution read, and adopted by the following vote

AYES—Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Davis, Deukmejian, Dills Donovan, Dymally, Elliott, Ferrell, Foran, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Kennick, Lanterman, Marks, McMillan, Meyers Mills, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Soto, Stanton, Stevens, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton Young, Z'berg Zenovich, and Mr Speaker—62
NOES—None

Resolution ordered transmitted to the Senate

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, May 14, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined **Assembly Bill No. 10**—An act relating to salary increases for state employees, declaring the urgency thereof, to take effect immediately,

And reports the same correctly enrolled, and presented to the Governor at 3 15 p m, May 14, 1964

POWERS, Chairman

Assembly Chamber, May 14, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined

Assembly Concurrent Resolution No. 65—Relative to congratulating Harry S Truman on his 80th birthday;

And reports the same correctly enrolled, and presented to the Secretary of State on the 14th day of May, 1964, at 3 15 p m

POWERS, Chairman

Committee on Rules

Assembly Chamber, May 14, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 310
House Resolution No 314

With the recommendation Be adopted, as amended

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolutions be placed on the Consent Calendar

BANE, Chairman

Above resolutions ordered on file

Assembly Chamber, May 14, 1964

Mr. Speaker · Your Committee on Rules reports:

House Resolution No 319

With the recommendation Be adopted, as amended

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolution be placed on the Consent Calendar

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, May 14, 1964

Mr. Speaker · Your Committee on Rules reports

House Resolution No 303
House Resolution No 304
House Resolution No 306

With the recommendation Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolutions be placed on the Consent Calendar

BANE, Chairman

Above resolutions ordered on file

Assembly Chamber, May 14, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 308
House Resolution No 312
House Resolution No 313

With the recommendation Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolutions be placed on the Consent Calendar.

BANE, Chairman

Above resolutions ordered on file.

Assembly Chamber, May 14, 1964

Mr Speaker: Your Committee on Rules reports

House Resolution No 316
House Resolution No. 318
House Resolution No. 320

With the recommendation: Be adopted.

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolutions be placed on the Consent Calendar

BANE, Chairman

Above resolutions ordered on file

Assembly Chamber, May 14, 1964

Mr Speaker · Your Committee on Rules reports:

House Resolution No 287

With the recommendation That the resolution be re-referred to the Committee on Judiciary

BANE, Chairman

Above resolution re-referred to the Committee on Judiciary

Assembly Chamber, May 14, 1964

Mr Speaker Your Committee on Rules reports:
House Resolution No. 302
With the recommendation: That the resolution be re-referred to the Committee on Public Utilities and Corporations.

BANE, Chairman

Above resolution re-referred to the Committee on Public Utilities and Corporations

Assembly Chamber, May 14, 1964

Mr Speaker· Your Committee on Rules reports
House Resolution No. 305
With the recommendation: That the resolution be re-referred to the Committee on Education.

BANE, Chairman

Above resolution re-referred to the Committee on Education.

Assembly Chamber, May 14, 1964

Mr Speaker· Your Committee on Rules reports:
House Resolution No 307
With the recommendation: That the resolution be re-referred to the Committee on Transportation and Commerce

BANE, Chairman

Above resolution re-referred to the Committee on Transportation and Commerce

Assembly Chamber, May 14, 1964

Mr Speaker Your Committee on Rules reports
House Resolution No 309
With amendments with the recommendation Amend, and be adopted, as amended.

BANE, Chairman

Above resolution ordered on file.

Assembly Chamber, May 14, 1964

Mr Speaker Your Committee on Rules reports·
House Resolution No 311
With the recommendation Be adopted

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, May 14, 1964

Mr Speaker Your Committee on Rules reports
House Resolution No 317
With the recommendation That the resolution be re-referred to the Committee on Public Health

BANE, Chairman

Above resolution re-referred to the Committee on Public Health

Assembly Chamber, May 14, 1964

Mr Speaker Your Committee on Rules reports
Assembly Joint Resolution No 15
With the recommendation Be adopted
Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolution be placed on the Consent Calendar

BANE, Chairman

Above resolution ordered engrossed

Assembly Chamber, May 14, 1964

Mr Speaker Your Committee on Rules reports:
Assembly Joint Resolution No 14
With the recommendation That the resolution be retained in committee, and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study

BANE, Chairman

Subject matter of the above resolution referred to the Committee on Rules.

Assembly Chamber, May 14, 1964

Mr Speaker Your Committee on Rules reports·

Assembly Concurrent Resolution No 67

With the recommendation That the resolution be re-referred to the Committee on Transportation and Commerce

BANE, Chairman

Above resolution re-referred to the Committee on Transportation and Commerce

Committee on Engrossment and Enrollment

Assembly Chamber, May 14, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined

Assembly Joint Resolution No 15

And reports the same correctly engrossed

POWERS, Chairman

Above resolution ordered to the Consent Calendar.

Committee on Ways and Means

Assembly Chamber, May 14, 1964

Mr Speaker Your Committee on Ways and Means reports

Assembly Bill No 169

With the recommendation That the bill be retained in committee, and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study

CROWN, Chairman

Subject matter of the above bill referred to the Committee on Rules.

Assembly Chamber, May 14, 1964

Mr Speaker Your Committee on Ways and Means reports.

Senate Bill No 101

With the recommendation Do pass

CROWN, Chairman

Above bill ordered to second reading.

Assembly Chamber, May 14, 1964

Mr Speaker. Your Committee on Ways and Means reports:

Assembly Concurrent Resolution No 45

With the recommendation: Be adopted

CROWN, Chairman

Above resolution ordered on file.

Committee on Natural Resources, Planning, and Public Works

Assembly Chamber, May 14, 1964

Mr. Speaker Your Committee on Natural Resources, Planning, and Public Works reports

Assembly Bill No 193

With amendments with the recommendation Amend, do pass, as amended, and be re-referred to the Committee on Ways and Means

Z'BERG, Chairman

Above bill ordered to second reading.

Assembly Chamber, May 14, 1964

Mr. Speaker: Your Committee on Natural Resources, Planning, and Public Works reports

Senate Bill No 24

With the recommendation. That the bill be retained in committee, and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study.

Z'BERG, Chairman

Subject matter of the above bill referred to the Committee on Rules.

MESSAGES FROM THE SENATE

Senate Chamber, May 14, 1964

Mr. Speaker I am directed to inform your honorable body that the Senate on this day adopted

Senate Concurrent Resolution No 34

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read.

Senate Concurrent Resolution No. 34—Relative to shelter allowances for public assistance recipients

Held at desk by order of the Speaker pro Tempore.

MESSAGES FROM THE SENATE

Senate Chamber, May 14, 1964

Mr Speaker, I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to

Senate Bill No 54

J A BEEK, Secretary of the Senate
By R W Lyons, Chief Assistant Secretary

Senate Chamber, May 14, 1964

Mr Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Joint Resolution No 11

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

Above resolution ordered enrolled.

RESOLUTIONS

The following resolutions were offered

By Assemblymen Allen and Unruh.

House Resolution No 326

Commending Colonel Albert P Ebright

WHEREAS, It has come to the attention of the Assembly that the termination of the California Military Academy in southwest Los Angeles at the end of this school year will bring to a close the educational career of one of the most beloved and colorful educators in California, Colonel Albert P Ebright, and

WHEREAS, Colonel Ebright first joined the staff of the California Military Academy in 1924 and has given some 40 years of dedicated service to the education of our youth; and

WHEREAS, His educational career was interrupted in January 1941 when he was called to active duty with the 11th Cavalry of the United States Army, and

WHEREAS, He served as aide to the Vice President of Peru and acted as Liaison Officer to the Inter-American Defense Board before being appointed in 1942 as Assistant Military Attaché in Madrid, Spain where he served until 1946 when he retired from the Army and rejoined the California Military Academy; and

WHEREAS, Colonel Ebright organized and served as president of both the California Military League and the Los Angeles Association of Independent Schools, is a past president of the Crenshaw Chamber of Commerce and was a candidate in 1953 for the Los Angeles Board of Education, and

WHEREAS, Colonel Ebright is held in highest esteem by all his former students and all those who were privileged to know and serve with him, and

WHEREAS, Throughout his career Colonel Ebright and his gracious wife have resided in southwest Los Angeles; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members hereby commend Colonel Ebright and express their appreciation for the outstanding services he has rendered to his Country, his State and his community

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

By Assemblyman Petris:

House Resolution No. 327

Relative to recreational facilities for the handicapped

WHEREAS, There is currently a great need to provide recreational facilities for the handicapped, and especially for handicapped children; and

WHEREAS, While significant attempts to meet such need have been made by private organizations, such as the Recreational Center for the Handicapped, Inc., of San Francisco, the resources of such organizations are necessarily limited, and there is no overall or coordinated publicly supported program in this field; and

WHEREAS, It is essential that a comprehensive study be undertaken to determine the scope of the problem of providing recreational facilities for the handicapped, and the means best suited to meet that problem, now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is directed to refer to an appropriate interim committee for study the subject of recreational facilities for the handicapped, and to direct such interim committee to report its findings and recommendations to the Legislature not later than the fifth legislative day of the 1965 Regular Session.

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

By Assemblyman Dymally:

House Resolution No. 328

Relative to a study of human rights

WHEREAS, California has much to be proud of in its cultural heritage and material assets which have been the product of the labors of many diverse individuals and peoples; and

WHEREAS, This very diversity which has contributed to its strength and vitality is at the same time the source of many of the tensions arising from inequalities that keep the State from achieving a greater fulfillment; and

WHEREAS, Certain group inequities exist in respect to available opportunities and in the treatment afforded members of these groups; and while it is widely recognized that no single key to these problems exists, a careful study of each of the areas of inequality with a view to their interrelation may be expected to produce ideas which when properly implemented can accomplish some improvement; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is hereby directed to assign the subject of human rights particularly in respect to employment, education, housing, law enforcement and community relations to an appropriate interim committee for study, and to direct such committee to report to the Assembly no later than the fifth legislative day of the 1965 General Session of the Legislature

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

By Assemblymen Waldie and Knox:

House Resolution No. 329

Relative to the Potrero Point crossing of the San Francisco Bay

WHEREAS, There is an urgent need for a new crossing of the San Francisco Bay, and

WHEREAS, The proposed Potrero Point-Alameda alignment for a southern crossing provides the maximum opportunity for relieving traffic congestion, and

WHEREAS, Such a crossing would provide a terminus reasonably close to the downtown area to alleviate congestion on the Bay Bridge and would be capable of serving the southern portions of San Francisco and the East Bay; and

WHEREAS, Studies have shown that the most immediate and continuing relief of traffic congestion on the Bay Bridge would be accomplished by a crossing between Potrero Point and Alameda and that this crossing would provide the greatest convenience for users of the bridge and the maximum traffic carrying capacity by the year 1988; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly requests that the proposed Potrero Point-Alameda crossing be given the highest priority for an additional South Bay crossing, 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 and to the California Toll Bridge Authority.

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

By Assemblyman Beilenson.

House Resolution No. 330

Relative to a study of the suspension or expulsion of pupils from public schools

WHEREAS, There exists in California an unequalled educational system; and

WHEREAS, In recent years public attention has been focused on the number of pupils who fail to take advantage of the public educational system by dropping out of school before completing high school; and

WHEREAS, The failure of a person to complete high school has a life-long effect on the person, not the least of which is an adverse effect on the ability of the person to earn an adequate livelihood; and

WHEREAS, Much research has been undertaken in recent years on the school "dropout," very little attention has been given to a similar problem which creates identical long-lasting and adverse results—the suspending or expelling of students from school contrary to best interests of society; now, therefore, be it

Resolved by the Assembly of the State of California, That the Committee on Rules of the Assembly is directed to assign for study to an appropriate interim committee the subject of the suspending and expelling of students from school, on a statewide basis and also study in depth of suspensions and expulsions in a particular school district, and to direct such interim committee to report to the Assembly its findings and recommendations not later than the fifth legislative day of the 1965 Regular Session

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblymen Ferrell, Rumford, Dymally, Z'berg, and Beilenson:

House Resolution No. 331

In appreciation to the Chaplain, Rev Robert R Ferguson, and authorizing the printing of the prayers of the Assembly in book form

WHEREAS, During the 1964 Regular and Special Sessions of the California Legislature it has been the privileged good fortune of the Assembly to have the Reverend Robert R. Ferguson serve as its Chaplain; and

WHEREAS, The Reverend Robert R Ferguson, through his inspirational prayers each day of the session, has brought to this body valuable and necessary spiritual guidance and comfort for the day's work, and has reminded the Members of their obligations not only to their God but to their fellow men, to the State and to the Nation; and

WHEREAS, His devout utterances, his demonstrated high degree of intelligence and his manifest vision have compelled the admiration of all within his hearing and have won the personal regard and sincere respect of each and every Member of the Assembly; and

WHEREAS, The Reverend Robert R Ferguson, through his devotional entreaties, has greatly encouraged the Members to merit the trust imposed in them by the people of California, and has caused the Members to look upon their daily tasks with greater tolerance and deeper understanding of the hearts and wishes of all the people of California; now, therefore, before the date for sine die adjournment arrives, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly express to the Reverend Robert R Ferguson their heartfelt appreciation for the rewarding spiritual service and guidance he has rendered this body during the 1964 sessions of the Legislature, and for the stimulation to duty and justice the Members have derived from his daily supplications, and be it further

Resolved, That the Chief Clerk of the Assembly is authorized and directed to have printed _____ copies of a booklet containing the prayers offered in the Assembly at the 1964 sessions, and that he send one copy of this booklet to each Member of the Assembly and the remainder of the copies to be transmitted to the Reverend Robert R Ferguson, together with a suitably engrossed copy of this resolution.

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

By Assemblymen Williamson and Casey (Coauthor, Senator Stiern):

House Resolution No. 332

Memorializing W. Roy Woollomes

WHEREAS, The Members of the Legislature have learned with regret of the death on May 11, 1964, of one of California's most respected and public spirited citizens, Kern County Supervisor W Roy Woollomes; and

WHEREAS, Roy Woollomes was born in Pinal, Arizona, on June 2, 1889, but received his education in Kansas prior to his family moving to California in 1905, and

WHEREAS, In 1909, Mr Woollomes became a resident of Delano where he operated a hardware and grocery business and took an active part in civic affairs; and

WHEREAS, First elected to the Kern County Board of Supervisors in 1929, Mr Woollomes at the time of his death was completing his 34th year as county supervisor, having served nine times as chairman of the board, and as president of the San Joaquin Valley Supervisors' Association, and

WHEREAS, He was a member of the Water Resources Committee and a strong supporter of the water program of Kern County, in recognition of which Lake Woollomes, created as part of the Central Valley Project and the Friant-Kern Canal Irrigation System, was named for him in 1960; and

WHEREAS, His long experience and ability made him a capable and effective chairman of the board's Park and Recreation Committee, and Industrial Farm Committee, and a valuable member of the Highway and Bridges, and Fire and Forestry Committees, and

WHEREAS, An energetic and friendly man, Roy Woollomes was affiliated with the Elks, Eagles, and Masonic Lodges, was secretary of the Delano Exchange Club for 20 years, and was an ardent supporter of youth group activities and sports; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members hereby pay homage to the memory of this dedicated citizen who spent so many years of his life in public service Kern County Supervisor W Roy Woollomes, and extend their sincere condolences to the bereaved members of his family, and be it further

Resolved, That the Chief Clerk is directed to transmit a suitably prepared copy of this resolution to Mr Woollomes' widow, Martha, his daughters, Mrs Michael Burke and Mrs James Wilbur, his son James Paul Woollomes, his brother, Carl Woollomes, and his nephew, John Woollomes

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered:

Assembly Concurrent Resolution No. 68: By Assemblyman Unruh—Relative to financing state general fund construction needs

Referred by the Speaker pro Tempore to the Committee on Ways and Means

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Consideration of House Resolution No. 250

By Assemblymen Unruh, Song, Danielson, Elliott, Powers, and Garrigus:

House Resolution No. 250—Relative to the economic welfare of the faculties of the California Public Institutions of Higher Education.

NOTE The full text of House Resolution No 250 appears at pages 857 and 858 of the Assembly Daily Journal for April 30, 1964

Resolution read, and adopted unanimously

REQUEST FOR UNANIMOUS CONSENT

Mr Lanterman was granted unanimous consent that when the Assembly adjourns this day, it do so out of respect to the memory of the late Albert I. Stewart, of Pasadena, former Member of the Assembly

ADJOURNMENT

At 4 44 p.m , on motion of Mr Waldie, the Speaker pro Tempore declared the Assembly adjourned until 3 p m , Monday, May 18, 1964, out of respect to the memory of the late Albert I Stewart of Pasadena

JESSE M UNRUH, Speaker

ANABEL WHANG, Minute Clerk

CALIFORNIA LEGISLATURE

1964 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

FIFTY-FIRST LEGISLATIVE DAY

EIGHTY-SEVENTH CALENDAR DAY

IN ASSEMBLY

Assembly Chamber
Monday, May 18, 1964

The Assembly met at 3 p m
Hon Carlos Bee, Speaker pro Tempore of the Assembly, presiding
Chief Clerk James D Driscoll at the Desk.
Assistant Clerk Malcolm MacIntyre reading

ROLL CALL

The roll was called

Call of the Assembly

Mr Conrad moved a call of the Assembly
Mr Rumford seconded the motion.
Motion carried Time, 3 05 p m.
The Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members
At 3 13 p m., the Speaker pro Tempore announced the presence of a quorum

PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT

PRAYER

Upon invitation of Speaker pro Tempore Bee, the following prayer was offered by the Honorable Charles B Garrigus, Member of the Assembly, 33d District.

God, Our Father, Once again we pause on the threshold of our labor to acknowledge that Thou art the significance of our striving
What shall we accomplish with pride instead of humility?
What shall we bring to pass with hate instead of love?
What shall we achieve by asking instead of giving?
In short, oh God, what can we do with our wills instead of Thine?
Please, give us the wisdom and the courage to answer these questions only with Thee —AMEN

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Bee, Mr Crown then led the Assembly in the pledge of allegiance to the Flag

Call of the Assembly Dispensed With

At 3 15 p m , on motion of Mr. Conrad, further proceedings under the call of the Assembly were dispensed with

The roll call was completed, and the following answered to their names.

Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dennemeyer, Davis, Dills, Donovan, Elliott, Ferrell, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Lanterman, Marks, McMillan, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Mr Speaker—69

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Mr Petris, seconded by Mr. Pattee

LEAVES OF ABSENCE FOR THE DAY

The following Member was granted leave of absence for the day, because of a death in the family

Mr Deukmejian, on motion of Mr Conrad.

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

Mr Flournoy, on motion of Mr Conrad
Mr Soto, on motion of Mr Waldie
Mr Knox, on motion of Mr Waldie
Mr Song, on motion of Mr Waldie
Mr. Dymally, on motion of Mr Waldie
Mr Meyers, on motion of Mr Waldie
Mr Beilenson, on request of Acting Speaker Petris.
Mr Zenovich, on request of Acting Speaker Petris

LEAVES OF ABSENCE FOR THE BALANCE OF THE DAY

At 3.15 p m , the following Member was granted leave of absence for the balance of the day, because of legislative business elsewhere:

Mr Mulford, on motion of Mr. Conrad.

COMMUNICATIONS

The following communications were presented by the Speaker and ordered printed in the Journal.

Director of Public Works
State of California
May 11, 1964

Hon Jesse M Unruh
Speaker of the Assembly
State Capitol, Sacramento

Dear Mr Unruh Mr Elrod has asked me to thank you most sincerely for the beautiful bouquet of flowers sent to him at the hospital on behalf of the California Assembly

We all feel it was especially thoughtful of you in view of your extra duties in connection with the special session of the Legislature

I am very happy to report that he is now out of "isolation" and on the road to recovery

Thank you again for your kindness

Sincerely,

CAROLINE DUNNING, Secretary to the Director

Letters of Appreciation From the Family of Richard A. Ports

Your kind thoughts expressed toward my dear son, Dick, will always be held in grateful remembrance

NELL PORTS

May 1, 1964

Your kindness and remembrance of our beloved Dick will always be one of my treasured memories

There is no way I can thank you except to say that I truly appreciate the thoughts that you share with me upon the loss of my husband

Please accept my sincere gratitude

MARTHA ANN PORTS

APPOINTMENTS TO COMMITTEES

The following appointments by Speaker Unruh were received:

Sacramento, May 14, 1964

State Controller
State Capitol, Sacramento

Dear Sir: I have authorized two subcommittees of the Assembly Public Utilities and Corporations Committee as follows:

Subcommittee on Emergency Telephone Services: Kennick (Chairman), Ashcraft, Booth, Britschgi, Casey, Dills, Pattee and Soto

Subcommittee on Water Companies: Kennick (Chairman), Allen, Ferrell, McMillan, Pattee and Whetmore

Sincerely,

JESSE M. UNRUH
Speaker of the Assembly

cc: Assemblyman Kennick
Assembly Rules Committee
Chief Clerk
Legislative Counsel
Tony Beard

Sacramento, May 15, 1964

State Controller
State Capitol, Sacramento

Dear Sir: Today I appointed Assemblyman Walter W. Powers Chairman of the Assembly Military and Veterans Affairs Committee

Sincerely,

JESSE M. UNRUH
Speaker of the Assembly

cc: Assemblyman Powers
Assemblyman Dannemeyer
Assembly Rules Committee
Chief Clerk
Senate Rules Committee
Legislative Counsel
Tony Beard

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, May 15, 1964

Mr. Speaker: Your Committee on Engrossment and Enrollment has examined

Assembly Bill No. 6—An act to add Section 43006 to the Government Code and Section 155.5 to the Revenue and Taxation Code, relating to property taxation,

Assembly Bill No. 18—An act to amend Section 17703 of the Education Code, relating to state financial support of the public schools, declaring the urgency thereof, to take effect immediately,

Assembly Bill No. 27—An act to add Part 3 5 (commencing with Section 13890) to Division 3 of Title 2 of the Government Code, relating to the Office of Tourism and Visitor Services,

Assembly Bill No. 37—An act to amend Section 20751 of the Education Code, relating to school districts, declaring the urgency thereof, to take effect immediately,

Assembly Bill No. 91—An act to amend Sections 430 2, 430 3, 430 4, and 435 5 of, and to add Sections 431 9 and 435 8 to, the Health and Safety Code, relating to hospital survey and construction, and making an appropriation therefor, declaring the urgency thereof, to take effect immediately,

Assembly Bill No. 92—An act to amend Section 431 2 of the Health and Safety Code, relating to the Advisory Hospital Council,

Assembly Bill No. 97—An act to amend Sections 18006 and 18007 of the Elections Code, relating to counting of votes at the polls,

Assembly Bill No. 140—An act to amend Section 6651 5 of the Elections Code, relating to the conduct of elections,

Assembly Bill No. 164—An act to amend Sections 73836 and 74015 5 of, to repeal Section 74885 5 of, and to add Section 74885 5 to, the Government Code, relating to salaries of municipal court attaches,

Assembly Bill No 172—An act to add Section 43008 to the Government Code and Section 409 to the Revenue and Taxation Code, relating to property taxation,

Assembly Bill No. 185—An act to amend Section 271 of the Revenue and Taxation Code, relating to welfare exemption,

And reports the same correctly enrolled, and presented to the Governor at 2 p m, May 15, 1964

POWERS, Chairman

Assembly Chamber, May 15, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined.

Assembly Concurrent Resolution No. 13—Relative to airline regulation,

Assembly Concurrent Resolution No 53—Relative to the death of Ken Hubbs,

Assembly Concurrent Resolution No. 55—Relative to augmenting the funds of the Joint Committee on Legislative Organization,

Assembly Concurrent Resolution No. 56—Relative to the Citizens Advisory Commission on Revision of the California Constitution,

Assembly Constitutional Amendment No. 10—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 2 8 to Article XIII thereof, relating to property taxation,

Assembly Joint Resolution No. 10—Relative to charter air service regulations,

Assembly Joint Resolution No. 11—Relative to the passage of H R 10491,

And reports the same correctly enrolled, and presented to the Secretary of State on the 15th day of May, 1964, at 2 p m

POWERS, Chairman

Committee on Governmental Efficiency and Economy

Assembly Chamber, May 18, 1964

Mr Speaker: Your Committee on Governmental Efficiency and Economy reports Assembly Bill No 198

With the recommendation That the bill be retained in committee, and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study

McMILLAN, Chairman

Subject matter of the above bill referred to the Committee on Rules

REFERENCE OF BILLS TO COMMITTEE

Speaker pro Tempore Bee announced that Speaker Unruh has referred the following bills to the following committees.

Senate Concurrent Resolution No.	*Committee*
34	Ways and Means

RESOLUTIONS

The following resolutions were offered

By Assemblyman Bane

House Resolution No. 333

Relative to the California Poultry Industry

WHEREAS, In recent years the poultry raising industry in California has been severely handicapped by the increasing competition from producers in other states, and

WHEREAS, Although in 1963 over 60 7 million "broilers" were produced by California poultry raisers, more than twice that many were brought into the State for sale and consumption from other states, and

WHEREAS, This growing trend of imported poultry replacing California-grown poultry in the market stems from the fact that producers in the southern states operate with much lower costs than poultry raisers in California, and

WHEREAS, The disparity in costs is due in large measure to the much lower rates charged by the railroads for shipping feed, particularly soy bean meal, milo and corn, to the southern states than to the west coast, and

WHEREAS, In the interest of the State's economy, it is advisable that something be done to protect the California poultry industry from suffering a decline in the face of its rising competition, and to aid it in recovering the market at present being supplied by out-of-state producers, now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is directed to assign to an appropriate interim committee for study the subject of the various problems confronting the California poultry industry and the means whereby the industry can be placed in a position to meet the growing competition from out-of-state poultry producers, and to direct such interim committee to report to the Assembly its findings and recommendations not later than the fifth legislative day of the 1965 Regular Session of the Legislature

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Porter

House Resolution No. 334

Relative to an interim study of contracts let pursuant to the State Contract Act

WHEREAS, Construction contracts for state improvements let pursuant to the State Contract Act involve large amounts of money, and

WHEREAS, It is the duty of the Legislature to make certain that the procedures by which the contracts are let and the terms of the contracts are such as to be in the best interests of the people of California and in order to meet this duty it is necessary that an extensive study be made; and

WHEREAS, One of the areas which requires thorough investigation relates to the procedures and practices involving change orders and modifications after contracts have been let; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is hereby directed to assign to an appropriate interim committee for extensive study the subject of construction contracts let pursuant to the State Contract Act, including but not limited to change orders and modifications of such contracts, and to direct such committee to make a progress report to the Assembly not later than the fifth legislative day of the 1965 Regular Session

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Thomas

House Resolution No. 335

Relative to commending Mrs Lupe Negrate

WHEREAS, Literally hundreds of children in the City of Los Angeles have been blessed by the presence and devotion of Mrs Lupe Negrate, and

WHEREAS, During her 64 years she has raised three children of her own and has assisted in the care and up-bringing of 467 foster children, and

WHEREAS, For the past 27 years Mrs Negrate has taken part in the Foster Care Program of the Bureau of Public Assistance in the City of Los Angeles, and in doing so has raised 68 boys and has acted as good neighbor mother for 399 other children who needed emergency shelter, and

WHEREAS, Through her boundless generosity to so many children she has gained recognition by many prominent personalities, including Mrs Bernice Brown, wife of our Governor who invited Mrs Negrate to be her guest at a luncheon attended by the wives of Presidents Lyndon Johnson and Adolfo Lopez Mateos, and Mrs Mamie Eisenhower who recently invited Mrs Negrate to be an honored guest at a luncheon given at Palm Springs, and

WHEREAS, This year Mrs Negrate was honored by the *Los Angeles Times* as one of the nine Women of the Year, she placed third as California Mother of the Year, and she received a merit award from the California Mother's Committee, and

WHEREAS, The recognition which has come to Mrs Negrate has been met with a sense of humility which is best expressed in her own words "After all, seeing all the boys I raised graduate from high school, attending their weddings, and christenings of their children, has been my pleasure It is a privilege", and

WHEREAS, Through her selfless devotion and untiring guidance, Mrs Negrate has enriched the lives of her many foster children and has led them to fruitful adulthood, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members thereof express their gratitude to Mrs Lupe Negrate and commend her for her priceless contribution to the youth of her community, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a copy of this resolution to Mrs Lupe Negrate

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblymen Quimby and Hinckley

House Resolution No. 336

Memorializing the death of Mrs Kathleen Guthrie Lonergan

WHEREAS, The Members of the Assembly were saddened to learn of the recent death of Mrs Kathleen Guthrie Lonergan, prominent business and civic leader of San Bernardino, and

WHEREAS, Mrs Lonergan was born and raised in San Bernardino, attending elementary schools in San Bernardino and San Bernardino High School where she was a California State Scholarship Association Seal Bearer, vice president of the junior class, a member of the student council executive committee, of Quill and Scroll, and of the staffs of the Tyro Weekly and the Tyro Annual, and

WHEREAS, In 1943, she graduated with distinction from Stanford where she was a member of the Women's Council, a sponsor at Robley Hall, Council Chairman of Women Students of Stanford, First Vice President of Lagunita, and President of Cap and Gown; and

WHEREAS, After coming in 1944 to the Sun Company as an administrative trainee, she rose rapidly to become secretary-treasurer and a director of the corporation in 1948, and was responsible for instituting and administering several new accounting, auditing and cost control systems, which contributed substantially to the growth of the corporation, and

WHEREAS, She also served as chairman of the Sun Company finance committee and as a director of the Acme Colorprint Company, and is listed in Who's Who of American Women, and

WHEREAS, In addition to her business activities, Mrs Lonergan was very active in civic and professional groups, serving as President of the Assistance League and the Lawyer's Wives of San Bernardino County, and maintaining membership in the Arrowhead United Fund, the Business and Professional Women's Club, and many other organizations, until January 1963, when she was forced to curtail her activities due to cancer, and

WHEREAS, Mrs Lonergan was held in high esteem by all who were privileged to know and work with her, and

WHEREAS, She is survived by her husband, John B Lonergan, two sons, Michael and James, her parents, Mr and Mrs James A Guthrie, and her brother James K Guthrie and other relatives, now, therefore, be it

Resolved by the Assembly of the State of California, That it hereby pays tribute to the memory of Mrs Kathleen Guthrie Lonergan, expressing the sorrow and sense of loss of the Members at her passing and extends its deep-felt sympathy to the family of Mrs Kathleen Guthrie Lonergan, and be it further

Resolved, That the Chief Clerk of the Assembly is hereby directed to transmit suitably prepared copies of this resolution to Mr John B Lonergan, Michael Lonergan, James Lonergan, Mr and Mrs James A Guthrie and Mr James K Guthrie

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

By Assemblymen Conrad and Waldie.

House Resolution No. 337

Relative to Domingo Correia and staff in the Assembly Duplicating Room

WHEREAS, The Members of the Assembly feel that now as the 1964 special sessions of the Legislature draw to a close, it is appropriate that they express their gratitude to Domingo Correia and the staff in the Assembly Duplicating Room for their splendid work, and

WHEREAS, The willingness and efficiency with which the duplicating jobs were performed added immeasurably to the excellence of their quality, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly express their gratitude and thanks to Domingo Correia and the staff in the Assembly Duplicating Room for their help and assistance at the 1964 special sessions of the Legislature, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to Domingo Correia

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Stanton:

House Resolution No. 338—Relative to San Jose's First Annual Arts Festival

NOTE The full text of House Resolution No 338 appears at pages 1152 and 1153 of the Assembly Daily Journal for this legislative day

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Gaffney.

House Resolution No. 339

Relative to air travel protection

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is requested to assign to an appropriate interim committee for study the subject of protecting the passengers and crews of airplanes from violence, and to direct such committee to report its findings thereon and recommendations to the Assembly not later than the fifth legislative day of the 1965 Regular Session of the Legislature

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Gaffney:

House Resolution No 340

Relative to air travel protection

WHEREAS, Recently a commercial airliner crashed in California killing all aboard; and

WHEREAS, This tragedy has been heightened by recent evidence that the crash was not the result of a mechanical or other such failure, but rather was caused by the shooting of the crew by a passenger, and

WHEREAS, The passengers and crew of airlines must be protected from such assaults, 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 enact legislation requiring that a law enforcement officer be present during all commercial airline flights to protect the passengers and crew thereof, and be it further

Resolved, That the Chief Clerk of the Assembly be hereby directed to transmit a copy of this resolution to the 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 referred by the Speaker pro Tempore to the Committee on Rules

ANNOUNCEMENTS

Mr. Crown announced that the Joint Conference Committee on Assembly Bill No 1 is meeting at this time in the Senate Lounge, and invited Members interested in any specific items to appear before the committee

REQUEST FOR UNANIMOUS CONSENT

Mr. Crown was granted unanimous consent that Mrs Davis, Messrs. Ryan, Porter, Williamson, Cologne, and Donovan be excused for the purpose of appearing before the Joint Conference Committee on Assembly Bill No. 1.

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 3.20 p m , at the request of the Speaker pro Tempore, Messrs Carrell, Belotti, Cologne, Dannemeyer, Foran, Gonsalves, Kennick, Waite, Warren, Young, Donovan, Lanterman, and Thelin were temporarily excused, for the purpose of attending a meeting of the Committee on Transportation and Commerce, at this time

REQUEST FOR UNANIMOUS CONSENT

Mr Conrad was granted unanimous consent that a photographer be permitted on the floor of the Assembly during today's session

REQUEST FOR UNANIMOUS CONSENT TO WITHDRAW HOUSE RESOLUTION NO. 338 FROM COMMITTEE

Mr. Stanton was granted unanimous consent that House Resolution No. 338 be withdrawn from the Committee on Rules for purpose of consideration, at this time

Request for Unanimous Consent

Mr Stanton was granted unanimous consent to take up House Resolution No 338 without reference to file

Consideration of House Resolution No. 338

By Assemblyman Stanton

House Resolution No 338

Relative to San Jose's First Annual Arts Festival

WHEREAS, San Jose, one of California's oldest cities and its first capital, is now a great city of over 300,000 residents and serves a metropolitan area of one million people, and

WHEREAS, The great City of San Jose has maintained its community spirit and interest in the arts despite its very rapid growth and size; and

WHEREAS, The people of San Jose are dedicated to promoting the highest qualities of the human spirit by preserving the best of the city's traditions and blending them with a humane and courageous vision of the future, and

WHEREAS, The City of San Jose's First Annual Arts Festival will be held on the week of May 24-June 1 to celebrate the city's appreciation of the arts; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members hereby commend the community spirit of the City of San Jose and send their congratulations and best wishes for success of San Jose's First Annual Arts Festival, and be it further

Resolved, That Assemblyman William F. Stanton of San Jose is directed to carry the Assembly's congratulations and best wishes for success of the Arts Festival, and be it further

Resolved, That Assemblyman Stanton is directed to present copies of this resolution to the Arts Festival Committee, participants and the people of San Jose

Resolution read, and adopted unanimously.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

Consideration of House Resolution No 310

By Assemblyman Bane:

House Resolution No. 310—Relative to commending the Lions Club.

Resolution read

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Rules, was read, and adopted·

Amendment No. 1

In line 2 of the fourth WHEREAS clause of the printed measure, as printed on pages 1048 and 1049 of the Assembly Journal for May 13, 1964, strike out "Sal", and insert "S A "

House Resolution No. 310, as Amended

By Assemblyman Bane.

House Resolution No. 310

Relative to commending the Lions Club

WHEREAS, The Lions Club of Lancaster is sponsoring an Honorary Mayor's contest for the community of Lancaster, and

WHEREAS, The purpose of this contest is to raise money for various youth organizations in the community, and

WHEREAS, The Lancaster Lions Club with community support has raised over $25,000 for the support of youth and civic projects in its former Honorary Mayors' campaigns; and

WHEREAS, The candidates for Honorary Mayor this year are, Tom Beaudet, sponsored by the Knights of Columbus, Dr S. A Lask, sponsored by the Little League, Sam Ponton, sponsored by the Press Club, Bob Shannon, sponsored by the Hospital Employees and the Junior Chamber of Commerce; and Web Spicher, sponsored by the Rotary and the Y M C A , now, therefore, be it

Resolved by the Assembly of the State of California, That the Members commend the Lancaster Lions Club and the persons and organizations who participate in this fine project and the community of Lancaster in general for its cooperative community spirit, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit suitably prepared copies of this resolution to Milt Loomis, President of the Lancaster Lions Club, Jack Murphy, Chairman of the Honorary Mayor's campaign, and Larry Morse, the present Honorary Mayor, and to each candidate and sponsoring organization

Resolution, as amended, ordered to the Consent Calendar.

Consideration of House Resolution No. 314

By Assemblyman Veneman.

House Resolution No. 314—Relative to commending Fred A. Earle, Jr.

Resolution read.

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Rules, was read, and adopted:

Amendment No. 1

In line 8 of the fifth WHEREAS clause of the printed measure, as printed on page 1052 of the Assembly Journal for May 13, 1964, strike out "good", and insert "gold".

House Resolution No. 314, as Amended

By Assemblyman Veneman:

House Resolution No. 314

Relative to commending Fred A Earle, Jr

WHEREAS, Word has reached the Assembly that Fred A Earle, Jr., a man who has become a living legend in area sports over a 32-year span, will be retiring in June from his position on the Modesto Junior College faculty, where he has been a talented coach of football, basketball, track, tennis, swimming, skiing and water polo, and

WHEREAS, "Fred" grew up in Hollister, San Benito County, where his father was chief of police, and starred in sports at Hollister High School, and

WHEREAS, Resolving to dedicate his life to the coaching of sports, he traveled extensively in order to receive tutelage in athletics from such sports greats as Andy Smith, Nibs Price and Walt Christie of the University of California, Dean Cromwell, Howard Jones and Sam Barry of the University of Southern California, Bob Zuppke of the University of Illinois, and others such as Pop Warner, Knute Rockne, Pappy Waldorf and Bernie Bierman; and

WHEREAS, Fred's initial full-time coaching position was in 1926 at Roseville High School, where he first met his lovely wife, Lois, in 1930 he joined Hack Applequist at Sacramento Junior College, and in 1932 went to Modesto Junior College to commence his illustrious career at that institution, and

WHEREAS, The sporting triumphs of the athletes and athletic teams at Modesto under the reins of Fred A Earle, Jr., are too numerous for an itemization and listing of all. However, his tennis team was undefeated for 14 consecutive years, covering over 200 matches, which included a triumph over the 1955 national collegiate champion team of the University of Southern California, for 15 seasons he had star-studded football teams, among which was one ranked first in the United States, his basketball team won statewide basketball tournaments for three consecutive years, and he coached two gold medal winners in Olympic Games competition in track and field; and

WHEREAS, Fred A Earle, Jr., has not only been a teacher of sports, but he has been a teacher of teachers, many of his former athletes themselves becoming famous as coaches, among whom were Jack Weierhauser, former Stanford University coach, Chuck Coker of the Southern California Striders, Carl Merritt, Bob Bronson, Chuck Hughes, Joe Myers and many others, and

WHEREAS, In addition to coaching athletics, Fred promoted sports by organizing, or helping to organize, Modesto's top sporting events, the California Relays in track and field, and the statewide junior college basketball tournament; and

WHEREAS, Fred A Earle, Jr., at the age of 63, or 43 years after he did his first athletic tutoring, is still imparting his vast knowledge to youngsters, and upon his departure from Modesto Junior College will continue to coach tennis at the Modesto Racquet Club; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members take this opportunity to commend and congratulate Fred A Earle, Jr., for his many years of outstanding service to the youth of this State, and extend to him the wish that the years ahead will bring added fulfillment and enrichment to his already bountiful life and successful career, 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 Fred A Earle, Jr.

Resolution, as amended, ordered to the Consent Calendar

Consideration of House Resolution No. 319

By Assemblyman Crown, Chapel, and Petris:

House Resolution No. 319—Relative to the passing of Sam J. Vlahos.

Resolution read.

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Rules, was read, and adopted:

Amendment No. 1

On page 1108 of the Assembly Daily Journal for May 13, 1964, in the heading of House Resolution No 310, strike out "and Petris", and insert "Petris and Bee".

Resolution, as amended, ordered to the Consent Calendar.

Assembly Bill No. 193—An act making an appropriation to the Redevelopment Agency of the City and County of San Francisco for a moderate-income housing experimental program, relating to housing

Bill read second time.

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Natural Resources, Planning, and Public Works, were read, and adopted:

Amendment No. 1

In line 2 of the title of the printed bill, after "Francisco", insert ", the Redevelopment Agency of the City of Los Angeles, the Redevelopment Agency of the City of Oakland, and the Redevelopment Agency of the City of Sacramento,"

Amendment No. 2

On page 1, line 11, after "to", insert "be divided equally between".

Amendment No. 3

On page 1, line 13, after "cisco", insert ", the Redevelopment Agency of the City of Los Angeles, the Redevelopment Agency of the City of Oakland, and the Redevelopment Agency of the City of Sacramento,".

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

RESOLUTION REMOVED FROM CONSENT CALENDAR

On request of Mr Henson, House Resolution No. 314 was removed from the Consent Calendar

Request for Unanimous Consent

Mr Henson was granted unanimous consent to take up House Resolution No 314, without reference to file, for purpose of amendment

Consideration of House Resolution No. 314

By Assemblyman Veneman

House Resolution No. 314—Commending Fred A. Earle, Jr.

Resolution read

Motion to Amend House Resolution No. 314

Mr Henson moved that he be added as a coauthor to House Resolution No 314

Mr Veysey seconded the motion

Motion carried

Resolution, as amended, ordered on file

CONSIDERATION OF DAILY FILE (RESUMED)
SECOND READING OF SENATE BILLS

Senate Bill No. 101—An act to amend Sections 6871 and 6873 of the Education Code, relating to the financial support of the public schools, declaring the urgency thereof, to take effect immediately

Bill read second time, and ordered to third reading

THIRD READING OF ASSEMBLY BILLS

Consideration of House Resolution No. 311

By Assemblymen Conrad and Waldie

House Resolution No. 311—Relative to congratulating Grace Stall and the staff of the Assembly Stenographic Pool

NOTE: The full text of House Resolution No 311 appears at page 1049 of the Assembly Daily Journal for May 13, 1964

Resolution read

Members Made Coauthors of House Resolution No. 311

Mr. Conrad was granted unanimous consent that all Members so desiring be placed upon House Resolution No 311 as coauthors

Roll Call

The following Members indicated a desire to become coauthors:

Assemblymen Allen, Alquist, Ashcraft, Badham, Bane, Barnes, Bee, Belotti, Booth, Burgener, Casey, Collier, Cusanovich, Danielson, Dills, Elliott, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Marks, McMillan, Miller, Mills, Monagan, Pattee, Petris, Porter, Powers, Quimby, Rumford, Stanton, Stevens, Thomas, Unruh, Veneman, Veysey, Waite, Whetmore, Williamson, Wilson, and Winton

The question being on the adoption of House Resolution No 311, as amended

Resolution read, as amended, and adopted unanimously.

Assembly Concurrent Resolution No. 45—Relative to a study of public elementary and secondary education and creating the Joint Interim Committee on Public Elementary and Secondary Education

Resolution read

Request for Unanimous Consent to Expunge Record, and Rescind Action on Assembly Concurrent Resolution No 45

Mr Garrigus was granted unanimous consent to expunge the record, and rescind the action whereby a roll call was taken on Assembly Concurrent Resolution No 45

Assembly Concurrent Resolution No 45 ordered passed on file and to retain its place on file

SECOND READING OF ASSEMBLY BILLS (RESUMED)

Consideration of House Resolution No. 309

By Assemblymen Elliott, Danielson, Stanton, and Thomas

House Resolution No. 309—Relative to Philippine Sovereignty Day.

Resolution read.

Request for Unanimous Consent

Mr Elliott was granted unanimous consent that the committee amendments be withdrawn, and the following amendments be substituted in their place:

Amendment No. 1

In the printed measure, as printed on page 1046 of the Assembly Journal for May 12, 1964, strike out the second *Resolved* clause and insert

"*Resolved*, That the Chief Clerk of the Assembly is directed to transmit suitably prepared copies of this resolution to the Filipino Community of Los Angeles, Inc , Mr Benjamin Manibog, President, Filipino Community of Los Angeles, Inc , and The Philippine Consul General Minister Alejandro Holigores"

Amendment read, and adopted

House Resolution No. 309, as Amended

By Assemblymen Elliott, Danielson, Stanton, and Thomas

House Resolution No. 309

Relative to Philippine Sovereignty Day

WHEREAS, The President of the Philippine Republic, by proclamation, has changed the official date for the celebration of the independence of the Philippine Islands from July 4th to June 12th; and

WHEREAS, It was on June 12, 1898, that the great Filipino hero, General Emelio Aguinaldo, issued a Declaration of Independence and displayed the Philippine flag for the first time, and it was on that date that the Philippine National Anthem was played for the first time; and

WHEREAS, Although the Filipino Community of Los Angeles has recognized and supports the change in the official date, due to problems created locally, it plans to continue to observe July 4th as Philippine Sovereignty Day, United States Independence Day, and Filipino-American Friendship Day, and

WHEREAS, The Filipino Community of Los Angeles will conduct impressive ceremonies at the Los Angeles City Hall at 10 a m on Saturday, July 4th, a grand ball in the evening of that day at the Los Angeles Breakfast Club, where a "Miss Philippines of 1964" will be crowned, and another ceremony and picnic on Sunday, July 5th, in Griffith Park; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly take this opportunity to congratulate the Philippine Republic, the Filipino people and Americans of Philippine extraction on the 66th anniversary of the independence of the Philippine Islands, and to urge them and all Californians, who can do so, to take part in the celebration planned by the Filipino Community of Los Angeles for July 4th and July 5th, 1964; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit suitably prepared copies of this resolution to the Filipino Community of Los Angeles, Inc ; Mr Benjamin Manibog, President, Filipino Community of Los Angeles, Inc ; and The Philippine Consul General Minister Alejandro Holigores

Resolution, as amended, ordered on file

THIRD READING OF SENATE BILLS

Senate Bill No. 72—An act to amend Section 5258 of, to repeal Sections 5253 and 5254 of, to add Section 5253 to, and to add Part 4 (commencing with Section 11500) to Division 2 of, the Financial Code, relating to regulation of savings and loan associations

Bill read third time, and presented by Mr Bane

Bill passed by the following vote:

AYES—Allen, Alquist, Ashcraft, Badham, Bane, Barnes, Bee, Booth, Britschgi, Burgener, Casey, Chapel, Conrad, Crown, Danielson, Dills, Elliott, Ferrell, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Meiks, McMillan, Mihas, Mills, Monagan, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Stanton, Stevens, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Williamson, Willson, Winton, Z'berg, and Mr. Speaker—52

NOES—None

Bill ordered transmitted to the Senate

Name Placed Upon Roll Call on Senate Bill No. 72

Mr Quimby was granted unanimous consent that he be recorded as voting "Aye" on Senate Bill No 72

CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the first item on the Consent Calendar

CONSENT CALENDAR—ASSEMBLY BILLS

Assembly Concurrent Resolution No. 44—Relative to the naming of a bridge in memory of the late Thomas L DeVore.

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Asheraft, Badham, Bane, Barnes, Bee, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Conrad, Cusanovich, Danielson, Dills, Elliott, Ferrell, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Marks, McMillan, Milias, Mills, Monagan, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Stanton, Stevens, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Z'berg, and Mr Speaker—54
NOES—None.

Resolution ordered transmitted to the Senate

CONSENT CALENDAR—SENATE BILLS

Senate Bill No. 100—An act to amend Section 5605 of the Education Code, relating to financial support of public schools, declaring the urgency thereof, to take effect immediately

Bill read third time

Urgency Clause

Urgency clause read, and adopted by the following vote

AYES—Allen, Alquist, Asheraft, Badham, Bane, Barnes, Bee, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Conrad, Cusanovich, Danielson, Dills, Elliott, Ferrell, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Kennick Marks, McMillan, Milias, Mills, Monagan, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Stanton, Stevens, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Z'berg, and Mr Speaker—54
NOES—None

The question being on the passage of the bill.

Bill passed by the following vote·

AYES—Allen, Alquist, Asheraft, Badham, Bane, Barnes, Bee, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Conrad, Cusanovich, Danielson, Dills, Elliott, Ferrell, Frew, Gaffney, Garrigus, Greene, Henson Hinckley, Holmes, Johnson, Kennick, Marks, McMillan, Milias, Mills, Monagan, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Stanton, Stevens, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Z'berg, and Mr Speaker—54
NOES—None

Bill ordered transmitted to the Senate

Senate Bill No. 99—An act to amend Section 10 of the Placer County Water Agency Act (Chapter 1234 of the Statutes of 1957), relating to claims against the agency, and declaring the urgency thereof, to take effect immediately

Bill read third time

Urgency Clause

Urgency clause read, and adopted by the following vote·

AYES—Allen, Alquist, Asheraft. Badham, Bane, Barnes, Bee, Booth, Brtschgi, Burgener, Casey, Chapel, Collier, Conrad, Cusanovich, Danielson, Dills, Elliott, Ferrell, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Marks, McMillan, Milias, Mills, Monagan, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Stanton, Stevens, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Z'berg, and Mr Speaker—54
NOES—None

The question being on the passage of the bill
Bill passed by the following vote

AYES—Allen, Alquist, Asheraft, Badham, Bane, Barnes, Bee, Booth, Brtschgi, Burgener, Casey, Chapel, Collier, Conrad, Cusanovich, Danielson, Dills, Elliott, Ferrell, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Marks, McMillan, Milias, Mills, Monagan, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Stanton, Stevens, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Z'berg, and Mr Speaker—54
NOES—None

Bill ordered transmitted to the Senate

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Mr Holmes was granted unanimous consent that the following opinion of Legislative Counsel be printed in the Journal

OPINION OF LEGISLATIVE COUNSEL

Office of Legislative Counsel
Sacramento, May 16, 1964

Hon James L Holmes
Assembly Chamber

Education—No 5981

Question

Dear Mr Holmes You ask the following questions

1 What is the meaning of the phrase that "education has the first priority on funds"?

2 Where does the phrase originate?

3 In case of an emergency, where does the money for education come from, if it has first priority?

Opinion and Analysis

Your questions arise from the provisions of the first paragraph of Section 15 of Article XIII of the State Constitution, which reads:

> "Out of the revenue from state taxes for which provision is made in this article, together with all other state revenues, there shall first be set apart the moneys to be applied by the State to the support of the Public School System and the State University"

Although this provision has been in the Constitution for almost fifty years it has never been interpreted by the California courts Our analysis of it, therefore, must be based entirely on rules of constitutional construction.

Considered solely on the basis of the language used, the provision is susceptible of at least two interpretations. One, of course, is that out

of the first tax revenues accruing to the State in any fiscal year the full amount appropriated for support of the public schools and the state university shall be placed in a separate fund and shall not be used for any other purpose regardless of the condition of the State's finances Alternatively, it might mean only that the public school system and the university are given a priority claim on the moneys of the State at the various times their needs arise during the course of the year. We believe that if the question should ever be presented a court would probably favor the latter construction on the ground that this meaning has been ascribed to it by contemporaneous and long-continued legislative construction, that the court will not now overturn

The provision first appeared in Section 14 of Article XIII of the Constitution when that section was amended in 1910 to make substantial changes in the state tax structure By the amendment the objects of state taxation were separated from those of local taxation The State abandoned the property tax as the chief source of its revenues, and reserved exclusively for itself, except as otherwise provided, various excise taxes on railroads, car, express, telephone and telegraph, gas and electric, and insurance companies, and banks (Calif Const, Art XIII, Sec 14, as adopted Nov 8, 1910) Following the paragraphs containing the new tax provisions, subdivision (e) was included, requiring the moneys for support of the public school system and the university to be set apart out of the state revenues While the wording differed slightly from the present wording, for the purpose of this question there is no significant difference

Although the statute providing for ballot arguments in connection with constitutional amendments had been enacted in 1909 (Stats 1909, Ch 154), we have been unable to find any record of ballot arguments having been prepared for the election in 1910 at which Section 14 was amended In addition, as no reports are kept of legislative or committee debates on bills, we consequently have no records indicating what the Legislature intended for the sentence to mean, or what it was understood by the voters to mean when they adopted it We do, however, have the interpretation given it by Mr A B. Nye, who was the State Controller at the time the provision was adopted. On page 36 of the Biennial Report of the State Controller for the fiscal years ending June 30, 1909 and June 30, 1910, Mr Nye, in discussing support of the public schools, made the following statement

> "An amendment of the basic law for the support of the common schools, which has stood practically unaltered since 1874, being one of the most nearly permanent pieces of fiscal legislation the State has had, is finally made necessary through the radical change recently effected in the revenue system.
>
> "A continuing appropriation of $7 per census child, coupled with the requirement for an annual levy on all property sufficient to produce the necessary amount, has been the main provision for common school support; but hereafter the means to make such an appropriation must be supplied by the specific taxes to be collected from the corporations The constitution

as amended recites 'Out of the revenues from the taxes provided for in this section, together with all other state revenues, there shall be first set apart the moneys to be applied by the State to the support of the public school system and the State University.'

"The apparent meaning of the sentence quoted is that the legislature shall determine how much money ought to be devoted to these uses and shall enact such laws as will give the necessary preference to the educational appropriations.

"If the rate of $7 per census child is not to be exceeded, and it would not be safe to do that so long as the present uncertainty exists concerning the aggregate product of the new taxes, the obvious procedure will be to provide that annually, on certain dates, the Controller and Treasurer shall make transfers from the General Fund to the State School Fund of the needed amounts At the same time the legislature can adopt whatever legislation may be necessary to confirm the School Fund in its right of possession of certain other receipts, viz : the poll taxes, $250,000 from the receipts from the inheritance tax, the interest on unpaid principal of public land sales, and the income from invested trust funds " (Emphasis added)

At the 1911 legislative session following adoption of the constitutional amendment, the Legislature acted in accordance with Mr Nye's suggestion regarding transfers from the General Fund to the School Fund Since 1874 (1873-74 Amendments to the Codes, p 84), Section 443 of the Political Code had provided that the State Controller must, between August 10th and September 1st of each year, estimate the amount necessary to raise the sum of $7 for each census child, to be raised by ad valorem tax for school purposes, and certify the amount to the State Board of Equalization This section was amended by Chapter 649 of the 1911 Statutes to provide for a twice yearly transfer of money from the General Fund to the School Fund, and Section 461 was added to the Political Code to require the same transfer to be made by the Treasurer This act reads as follows:

"Section 1 In order to carry into effect the provisions of paragraph (e) of section fourteen of article thirteen of the constitution of the State of California, in so far as the same relates to the public school system, section 443 of the Political Code of the State of California is hereby amended to read as follows·

"443 On or before the first Monday in January and the first Monday in July of the year 1912 and on or before the first Monday in January and the first Monday in July of each succeeding year, the state controller shall transfer from the general fund of the state to the state school fund such sums as will be equivalent to thirteen dollars for each pupil in average daily attendance in the elementary schools of the state as reported by the superintendent of public instruction for the school year ending June 30th preceding

"Sec 2 A new section is hereby added to the Political Code to be numbered 461 and to read as follows

"461 The state treasurer shall transfer from the general fund to the state school fund such sums as shall be certified to him by the state controller under the provisions of section 443 of the Political Code

"Sec 3 The provisions of this act shall not be construed as repealing other existing law which provides other moneys for the support of the public school system and all money derived by any other existing law and now expended for the support of the common schools, shall be so expended in addition to the moneys provided for in section 443 of this code"

We have been informed by the State Controller's office (some time ago) that the ledgers of that period show that commencing in 1911 two transfers a year were made from the General Fund to the State School Fund Although Section 443 of the Political Code required the transfers on or before the first Monday in January and July of 1912, the first semi-annual transfers were actually made considerably in advance of those dates, on October 23, 1911 and February 26, 1912 Disbursements to the counties were spread over the year from July 1911 through May 1912, with the largest amounts paid in July and November. In the following fiscal year, the two transfers from the General Fund to the School Fund were made on September 4, 1912 and February 25, 1913, and apparently this practice of making the transfers in September and February was continued up to the 1933-34 fiscal year

Section 443 of the Political Code was substantially amended several times (Stats 1915, Ch 458, Stats 1919, Ch 492, Stats 1921, Ch. 467, Stats 1927, Ch 585) The total result of these amendments was to increase the amount allowed for each pupil to $30, add sums for education of the physically handicapped, and change the final dates for transfers to the School Fund from the first Monday in January and July to the last day in December and June In 1929 (Stats 1929, Ch 23) the section was repealed and its provisions incorporated into Section 4.1 of the new School Code

Thus it appears that both the contemporaneous construction of the language by the Controller, and the contemporaneous construction of the language by the Legislature negative any requirement that all the money needed for the support of the Public School System and the State University must be physically set aside at the beginning of the fiscal year to be used only for those purposes

In 1933 the state constitutional taxing powers again underwent a drastic revision The country was in the midst of an economic depression and the Riley-Stewart tax plan was evolved to increase the state revenues and ease the burden of the property tax It was at this time that the sentence we are concerned with was moved from Section 14 to Section 15 By the amendments to those sections the State assumed the counties' fixed charges of $30 for each elementary pupil and $60 for each high school pupil in average daily attendance, returned public utility property to the local tax rolls to be taxed by the local governments, and authorized further relief to property by enactment of new

types of taxes Under these new provisions, not only were the state costs for education increased $80,000,000 biennially, but its revenue was decreased $60,000,000 biennially, and this at a time when the State already was faced with a $10,000,000 deficit in its General Fund surplus (Stockwell Studies in Calif State Taxation, 1939 ed, Vol 7, p 179) To provide the necessary income the state sales tax was enacted to become effective immediately (Stats 1933, Ch 1020, approved by the Governor July 31, 1933), although the constitutional amendments were not to become operative until January 1, 1935 (Calif Const, Art XIII, Secs 14½ and 15½) Since payments of the sales tax were to be, and still are, made to the State at the end of quarterly periods, it would appear that beginning in 1935 the State's income was extended over the fiscal year even more than it had been previously

We should note here that although the provision requiring a setting apart of the school funds was moved from Section 14 to Section 15 authorizing state assumption of the county school costs, again we have found no reports commenting on the provision, and no reference to that particular sentence in the ballot arguments

However, since the language is in every material respect identical to the language used in the 1910 amendment, and since it can be assumed that the Legislature was aware of the long continued construction of that language by the Controller and the Legislature, mentioned above, we believe the courts would hold that the language used in the 1933 amendment does not require a physical setting aside, at the start of a fiscal year, of all money to be applied to the support of the public school system and the University during that year.

This conclusion finds further support in the legislative construction of the language since 1933

Immediately following acceptance by the voters of the constitutional amendments, the Legislature amended various sections of the School Code and added others, prescribing the method of disbursement of state funds to the Public School System (Stats 1933, Ch 1050) One of the sections affected was Section 4 1 (formerly Pol C Sec 443) which was amended to delete the provision for two semi-annual transfers and to provide instead that the State Controller "shall during each school year transfer from the general fund of the State to the State School fund" the sums authorized for distribution to the public elementary schools By a new provision the Controller was directed to draw warrants on the State Treasurer in favor of each county treasurer in each month from September through June Each month's warrant was to provide one-tenth of the annual apportionment to the county for elementary schools It was provided that the payment for any month could be postponed for not to exceed 30 days but the total amounts due each county during the school year were required to be paid within that year (School Code, Sec 4 5) Similar provisions were made for high school support (School Code, Secs 4 20, 4 22) and state college support (School Code, Secs 4 52, 4 56)

These provisions have since been consolidated and carried down in the law to the present time, and are now found in Education Code Sections 17301 and 17352 Of course, they have been amended many

times both revising the procedure used and increasing the apportionments (see also, Const., Art IX, Sec 6 concerning present apportionments), but they still contain the same basic provisions that the moneys shall be transferred by the Controller from the General Fund to the State School Fund during the fiscal year, that the warrants transferring the school apportionments to the counties shall be drawn each month for a certain amount of the annual apportionment, and that the drawing of any warrant may be postponed for not to exceed 30 days but the total amounts due must be paid within the fiscal year

The 1933 act went into effect in August of that year and records of the Controller's office for the 1933-34 fiscal year show that the procedure was immediately begun of making 10 transfers a year from the General Fund to the School Fund roughly corresponding to the 10 disbursements made thereafter to the counties It is our understanding that this practice is still being followed

In 1935, economic conditions demanded further legislation in respect to state finances During the general session that year the Legislature added Section 444 5 to the Political Code (Stats. 1935, Ch. 262) specifically relating to the setting apart of moneys under Article XIII, Section 15 of the Constitution Section 444 5 and its urgency clause read as follows:

> "444 5 If and when any state revenue mentioned in section 15 of Article XIII of the Constitution, other than revenue payable into the general fund of the State, is or has been set apart to be applied by the State to the support of the public school system and the State university, the amount set apart shall be repaid into the fund or funds into which such revenue would otherwise have been paid or from which such revenue was set apart. There is hereby specifically appropriated out of the State general fund such amounts as may be necessary to make such repayments Except as otherwise provided in this section, such repayments shall be made from the first moneys accruing to the general fund over and above those then necessary to provide for payments for the support of the public school system and the State university, and over and above those moneys, if any, which under the Constitution of California must first be applied to the payment of obligations of the State existing at the time such revenues were set apart In the event money has been set apart from more than one such revenue, and moneys available are insufficient for repayment in full, repayments shall be made in the proportions in which such revenues so set apart are then unpaid
>
> "In the event that any claim against any appropriation made from any special fund for the support of any State department, office, board, commission, or other State agency, can not be paid out of such special fund by reason of the depletion of such special fund as a result of any such setting apart of revenues therefrom, or of revenues which would otherwise have been paid thereinto, such claim or claims shall be paid from the appropriation hereby made out of the general fund

to the extent only of the sum or sums so set apart. It is the intention of the Legislature to provide to the fullest extent of its power for priority of such repayments and to prevent the interruption of the performance of any State function by providing an alternative method of repayment by use of general fund registered warrants, when and if necessary

"Sec. 2. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health and safety within the meaning of section 1 of Article IV of the Constitution of the State of California, and shall take effect immediately The facts constituting such urgency are as follows. The general fund of the State treasury is depleted and certain revenues of the State, other than those going into the general fund, may be set apart for the support of the public school system and the State university under the provisions of section 15 of Article XIII of the Constitution. It is imperative that if such funds are set apart that they be repaid at the earliest possible moment for the reason that the ordinary functions of the State could not otherwise be carried out This bill will permit such a return of funds and will enable the State government to continue to function "

Under this act, any revenue which has been set apart to be applied to the support of the public school system and the state university, over and above that currently necessary to provide for such support payments, and over and above that required for payment of certain state obligations, is to be repaid to the funds from which it was set apart. The money thus repaid to the special funds is to be used for appropriation claims against those funds, the intention of the Legislature being to provide to the fullest extent of its power for priority of such repayments The act was made an urgency measure to prevent ordinary state functions from being interrupted by lack of funds. In 1945 the provisions were reenacted as Sections 16306 through 16309 of the Government Code They are still in effect

From a study of these legislative acts over the past five decades, it is clear that at no time has the Legislature regarded the constitutional provision as requiring the full amount appropriated for support of the public schools to be segregated at the beginning of the fiscal year and held for that exclusive purpose On the contrary, as economic conditions have necessitated changes, the Legislature has authorized different financial practices, always maintaining, however, a priority on state funds for support of the schools

While it is often said in problems of statutory and constitutional construction that the words employed should be given the meaning which they bear in ordinary use among the people by whose vote the instrument was adopted, other factors also must be taken into consideration. Considerable weight must be given to the contemporaneous and subsequent legislative enactments in respect to fiscal procedures of the State and its agencies The general rule is that the Legislature cannot authoritatively fix the meaning of the Constitution, and its interpretation is not controlling in the courts. Yet where the meaning is doubtful,

contemporaneous and long-continued construction by the Legislature is entitled to deference (11 Cal Jur 2d 372) Moreover, in at least one California case the Supreme Court has indicated an even greater reliance on legislative interpretation, saying that "where a constitutional provision may well have either of two meanings, it is a fundamental rule of constitutional construction that, if the Legislature has by statute adopted one, its action in this respect is well nigh, if not completely, controlling" (*San Francisco* v *Industrial Accident Commission* (1920), 183 Cal 273 at 279) The Legislature, in that case, under constitutional authorization to establish a plan for compensating employees for injuries incurred in the course of their employment, had by statute defined "injury" to include any disease arising out of the employment The court upheld the legislative definition of "injury" stating that "the courts should not and must not annul, as contrary to the Constitution, a statute passed by the Legislature, unless it can be said of the statute that it positively and certainly is opposed to the Constitution. This is elementary But plainly this cannot be said of a statute which merely adopts one of two reasonable and possible constructions of the Constitution "

While the Legislature, in respect to the provision with which we are concerned, has not actually defined its interpretation of the words "set apart," it has indirectly done so by its enactment over a long period of time of the various measures providing for fiscal procedures of the State It is our opinion that a court would uphold the construction ascribed to it by the Legislature rather than accept the narrower interpretation with all of its attendant fiscal problems

There remains then the question of what would happen if there should be insufficient funds in the treasury to meet all of the appropriations At the outset it should be noted that the total of all outstanding appropriations often exceeds the money in the treasury at any given time. As stated by the court in *McCauley* v. *Brooks* (1860), 16 Cal. 11, 28:

> ". . . It is not essential to its [an appropriation's] validity that funds to meet the same should be at the time in the treasury. As a matter of fact there have seldom been in the treasury the necessary funds to meet the several amounts appropriated under the general appropriation acts of each year. The appropriation is made in anticipation of the receipt of the yearly revenues."

Under the disbursement procedures followed by the State, the Treasurer is directed to pay warrants drawn by the Controller (Gov C Sec. 12324). Although he was formerly required to pay them "out of the funds upon and in the order in which they are drawn," these restrictions have been eliminated by recent amendments (Stats 1955, Ch. 587; Stats 1957, Ch 1655) However, we believe that payments for support of the public school system and the state university must still be given priority over other claims as they are needed during the year by virtue of the constitutional provision in Article XIII, Section 15 The Controller is prohibited from drawing a warrant unless "un-

exhausted specific appropriations provided by law are available to meet it" (Gov. C Sec. 12440) This has been interpreted to mean only that the Controller shall not draw a warrant for a specific object when he has already drawn the full amount of the appropriation for that object (*Marshall* v *Dunn* (1886), 69 Cal 223) As long as funds to the amount of a specific appropriation have not been withdrawn from the treasury, if the appropriation is one which is not required to be paid from a special fund, the treasurer may draw upon the General Fund, and when the General Fund is exhausted the deficit may be met as follows·

(a) By borrowing from special funds (Gov C Sec 16310).

(b) By a transfer from the Revenue Deficiency Reserve Fund (Gov. C Secs 16410-16412)

(c) By the issuance of registered warrants (Gov. C. Secs 17200-17280).

Section 16310 of the Government Code provides that when either the General Fund or the Interest and Sinking Fund in the Treasury is exhausted, and there is money in some other fund not required to meet any demand which has accrued or may accrue against it, the Controller must notify the Governor and the Treasurer If they find that the money is not needed in the other fund, the Governor may order the Controller to direct the transfer of all or any part of the money to the General Fund or to the Interest and Sinking Fund, as the case may be All money so transferred must be returned to the fund from which it was transferred as soon as there is sufficient money in the fund to which the transfer was made to return it The section does not authorize any transfer which will interfere with the object for which a special fund was created

In effect, this section authorizes the borrowing from a special fund to meet a deficit in the General Fund, provided such borrowing does not interfere in any manner with the objects for which the special fund was created

A second means of meeting a deficit in the General Fund is provided by Section 16410 of the Government Code, which authorizes transfers from the Revenue Deficiency Reserve Fund.

Under that section, whenever the Governor, Controller, and Director of Finance determine that the General Fund revenues for any fiscal year are below the amount estimated in the budget submitted by the Governor to the Legislature for the fiscal year, they may jointly authorize the transfer from the Revenue Deficiency Reserve Fund to the General Fund of an amount equal to the difference between the actual revenues received for the General Fund and the amount which it was estimated would be received

The third means of meeting a deficit is by the issuance of registered warrants Under Sections 17200 to 17280, inclusive, of the Government Code, a procedure is established for the registration of warrants where the warrants drawn in consequence of an appropriation are in excess of the money in the General Fund which is "unapplied " As there is no money presently available to pay such warrants, they are in effect

promises to pay The validity of these warrants has been upheld by the California Supreme Court (*Riley* v *Johnson* (1933), 219 Cal 513; *Riley* v *Johnson* (1936), 6 Cal 2d 529)

We know of no provision in the law authorizing a pro rata reduction in outstanding appropriations which cannot be met because of insufficient revenues Since such deficiencies may be met by issuance of registered warrants, we doubt that a court would ever uphold a pro rata reduction in the absence of a statutory provision authorizing such reduction The taxing power of the State is always available, and presumably the treasury funds would soon be replenished (see *Bekins* v. *Heiken* (1940), 41 Cal. App. 2d 846; *Morris* v *Gibson* (1939), 30 Cal App 2d 684; *Bates* v *McHenry* (1932), 123 Cal. App 81)

Very truly yours,

RALPH N KLEPS, Legislative Counsel
By Barbara Cochrane Calais, Deputy

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Mr Gaffney was granted unanimous consent that the following communication be printed in the Journal:

May 15, 1964

The Honorable Edward M Gaffney
California Legislature
State Capitol, Sacramento

Dear Sir: A short note to thank you so very much for sending my wife and myself the Resolution adopted in the California Legislature, relative to the death of the late President Kennedy

Whoever constructed the verbiage and tenor of the Resolution did a masterful job, and should be commended It is obvious that whoever he may be has a (and I quote) "firm but gentle hand".

Pat joins me again in thanking you for your thoughtfulness and consideration

Most sincerely,

PETER LAWFORD

cc: The Honorable Jesse M Unruh
The Honorable James D Driscoll
The Honorable Glenn M Anderson
The Honorable J. A Beek

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Mr Badham was granted unanimous consent that the following communications be printed in the Journal:

May 8, 1963

Attorney General Stanley Mosk
Department of Justice, Sacramento

Dear Mr Mosk I should like to request an opinion on the following question:

1 Are any of the following prohibited by the United States Constitution, the California Constitution or the state laws of California

(a) The teaching of atheism or agnosticism in schools or colleges in the Public School System

(b) The making of statements, in such schools and colleges, which advocate, tend to advocate, or implant in pupils' minds a preference for, atheism or agnosticism

(c) The making of statements, in such schools or colleges, which reflect unfavorably upon *any* particular religion, upon *all* religions, or upon *any* religious creed

2 If the answer to any of the above is "yes," is any penalty prescribed by state law for persons so teaching or making such statements

3. If the answer to any of the above is "no" what is the basis for distinguishing this lack of prohibition from the prohibition against teaching or advocating religion (by the saying of prayers, or the distribution of Gideon Bibles etc) referred to in prior opinions of the Attorney General

(Note: As used in the above "atheism" means disbelief in, or denial of, the existence of God, or supreme intelligent Being, or disbelief in theism; "agnosticism" means the doctrine that neither the existence nor the nature of God, nor the ultimate

origin of the universe is known or knowable (as distinguished from atheism which positively rejects belief in God's existence), any doctrine which, while professing belief in God's existence, denies to a greater or lesser extent the knowableness of His nature, or any doctrine which affirms the impossibility of any true knowledge, as from the belief that all knowledge is relative and therefore uncertain (Webster's New International Dictionary, 2d Ed., Unabridged))

Thank you for your attention to this matter.

Cordially,

ROBERT E. BADHAM

May 27, 1963

Hon. Robert E. Badham,
Assemblyman, 71st District,
State Capitol, Sacramento

Dear Assemblyman Badham: This is in reply to your letter of May 8. You apparently are well acquainted with the contents of the opinion issued by this office in 1955 relating to various facets of the general problem of religion in the public schools (Opinion No. 53/266 found in 25 Ops. Cal. Atty. Gen. 316). A copy of this opinion is attached for your easy reference.

It would serve no useful purpose to attempt to analyze, discuss, or even summarize the innumerable books, articles and court decisions that have attempted to define the term "religion". Suffice it to say that the constitutional guarantees of freedom of conscience apply to all men irrespective of whether their faith embodies a belief in the existence of God. "Religion fills a void that exists in the lives of most men. Regardless of why a particular belief suffices, as long as it serves this purpose it must be accorded the same status of an orthodox religious belief." *(Fellowship of Humanity vs. County of Alameda*, 152 Cal. App. 2d 675. See also *Washington Ethical Society vs. District of Columbia*, 249 F. 2d 12 (and *Torcaso vs. Watkins*, 367 U.S. 488). To the extent that atheism and agnosticism constitute an organized or cohesive body of thought relating to man's relationship to a deity, the universe or other men and constitute systems of moral practice directly resulting from an adherence to such beliefs, we believe that, for the purposes of your inquiry, they may be properly regarded as within the proscriptions and protections that were discussed in the prior opinion of this office.

Those constitutional and statutory provisions that provide that "no sectarian or denomination doctrine" shall be "taught or instruction thereon be permitted directly or indirectly in any of the common schools of this State" apply equally to all forms of religious belief irrespective of whether they embody a belief in the existence of God. Thus, the "teaching of" atheism or agnosticism in the public schools is prohibited if by the words "teaching of" it is meant the teaching of doctrine with a view towards obtaining an acceptance as to the truth of that doctrine. This is to be contrasted, of course, with the unquestioned right and ability of teachers to teach *about* a subject. The University of California's regulation on academic freedom constitutes an excellent recognition of this distinction.

> "The function of the university is to seek and to transmit knowledge and to train students in the processes whereby truth is to be made known. To convert, or to make converts, is alien and hostile to this dispassionate duty. Where it becomes necessary, in performing this function of a university, to consider political, social, or sectarian movements, they are dissected and examined not taught, and the conclusion left, with no tipping of the scales to the logic of the facts. Its high function and its high privilege, the University will steadily continue to fulfill, serving the people by providing facilities for investigation and teaching free from domination by parties, sects, or selfish interests. The University expects the State, in return, and to its own great gain, to protect this indispensable freedom, a freedom like the freedom of the press, that is the heritage and the right of a free people."

University of California Regulations No. 5 (1944)

The extent to which religion or religious topics or sectarian movements are "dissected and examined" is, of course, far different at the college level than in the elementary or high school grades. A recent discussion of this aspect of the problem is contained in an article entitled "Religion, Theology, and Public Higher Education" by Professors Louisell and Jackson of the University of California School of Law published in the December 1962 issue of the California Law Review (50 Cal. L. Rev. 751). I am enclosing a copy of this article which I am confident will be of interest to you.

You have asked what penalties are prescribed for the giving of instruction in violation of the prohibition discussed. Education Code section 8453 provides as follows:

> "No publication of a sectarian, partisan, or denominational character, shall be distributed or used for sectarian, partisan, or denominational

purposes in any school, except that nothing herein shall restrict the development and use of school library collections No sectarian or denominational doctrine shall be taught in any school Any school district or city, the officers of which knowingly allow any classes or students to be taught in violation of this section, forfeits all rights to any state or county apportionment of school moneys and upon satisfactory evidence of any violation, the Superintendent of Public Instruction and school superintendent shall withhold both state and county apportionments"

Thus a penalty imposed on school districts is the withholding of both state and county apportionments Persistent violation of or refusal to obey these prohibitions will subject school district employees to dismissal (Education Code section 13403 (g)) and possible revocation of their teaching credentials (Education Code section 13202)

I trust that this expression of our views will be of assistance to you

Very truly yours,

STANLEY MOSK, Attorney General
Richard L Mayers, Deputy

Department of Justice
June 20, 1963

Hon. Max Rafferty
Superintendent of Public Instruction and Director of Education
721 Capitol Ave., Sacramento

Dear Dr. Rafferty: At the meeting of the State Board of Education on May 24, 1963, Mrs Sumrall and Mrs Segraves requested the board to submit the following two questions to this office

"Do Christian children have equal rights under the law in tax supported schools with atheists and unbelieving children?"

"Since the teaching of God is unconstitutional in public schools, is the teaching of the absence of God also unconstitutional with respect to the protection of the religious liberties of the Christian child?"

As was implied in the discussion of this problem during the board meeting, the questions submitted do not adequately present the relevant legal issues In fact, in March of this year these two women requested Assemblyman Badham to present the second question to this office When he did so we indicated the inadequacy of the question as presented and he thereafter rephrased and resubmitted the problem A copy of the opinion request as resubmitted to this office by Assemblyman Badham on May 8 is attached hereto

On May 27, 1963, this office issued its formal reply to Assemblyman Badham's inquiry. (Because of the need for speed in this matter in the light of pending legislation, this opinion was issued in the form of an indexed letter) A copy of this letter is attached hereto

A few additional comments may perhaps be in order

Underlying the entire question presented, we believe, is a misapprehension as to the nature and significance of the protections and prohibitions contained in the First Amendment to the United States Constitution. Children in the public schools have (or are striving to achieve) equal rights under the law whether they be Christian, Buddhist, agnostics or atheists. These rights would be severely, if not totally destroyed if public school officials and teachers feared censure for presenting ideas, beliefs, theories or facts contrary to the teachings of one or more religious groups.

In the materials submitted by Mrs Sumrall and Mrs Segraves—materials that they previously provided to this office and have submitted to more than 40 other public officials—there is frequently quoted the following portion from the earlier opinion of this office dealing with religion in the public schools (25 Ops Cal Atty Gen 316, 324).

"For atheist or agnostic children, daily prayers would be a constant reminder of the conflict between home and school, and might well be a disruptive element which would weaken the moral influence of parent and teacher alike In the last analysis, it is one of the fundamentals of American Government that the home and the church have total responsibility for the religious training of each child; the state may not constitutionally intrude upon that responsibility"

From this quote it is argued that certain children (and particularly those belonging to various Christian denominational groups) find certain *teachings* offensive to their religious sensibilities and that such *teachings* should therefore be prohibited so as to provide them with a protection presumably equal to that accorded the atheist or agnostic

The quotation, however, is taken from a discussion which dealt with the constitutionality of requiring a teacher in the public schools to give prayers in a classroom and the constitutionality of requiring the participation of pupils in the offering of daily prayers in the public schools.

The constitutional prohibition against religious indoctrination in the public schools is a problem distinct from the question here presented, namely, the limitations to be placed on the teaching and presentation of subject matter in the public schools. (The United States Supreme Court in its decision just announced on school prayers and Bible reading speaks of "spheres of religious activity, as distinguished from secular intellectual liberties.") The constitutional prohibition against promoting the doctrine of any religion or sect is not to be interpreted or used to forbid the teaching about facts, beliefs, or theories simply because they might conflict with the teachings or doctrines of one or more religions. Religious doctrine is not a valid test by which to measure the scope or limits of academic freedom.

The fact that religious doctrine may not constitute a test by which it is determined what subjects shall be taught in the public schools shows not hostility to religion but rather a deep commitment to freedom of inquiry and a clear recognition that the First Amendment "was written to quiet well-justified fears arising out of an awareness that governments of the past had shackled men's thoughts to make them to speak and to pray only to the God that government wanted them to pray to." (*Engle v Vitale*, 368 U.S. 424.) Thus, the teaching of the Darwinian theory of evolution, or, for example, the teaching of theories that the universe may have originated by chance or accident or that moral values change and vary with different societies does not demonstrate an hostility to religion but rather a deep commitment to freedom of inquiry.

The second question as phrased is based on a failure to distinguish between teaching and indoctrination. This problem was discussed in the attached letter addressed to Assemblyman Badham. This aspect of the problem was also discussed in the United States Supreme Court's most recent ruling. The court recognized that "the State may not establish a 'religion of secularism' in the sense of affirmatively opposing or showing hostility to religion, thus 'preferring those who believe in no religion over those who do believe' *Zorach v Clauson*, 343 U.S. 306, 314." The court continued, however, by noting that "in addition, it might well be said that one's education is not complete without a study of comparative religion or the history of religion and its relationship to the advancement of civilization. It certainly may be said that the Bible is worthy of study for its literary and historic qualities.

"Nothing we have said here indicates that such study of the Bible or of religion when presented objectively as part of a secular program of education may not be effective consistent with the First Amendment."

We cannot refrain from noting that this language closely parallels that contained in the 1955 Opinion issued by this office cited above.

Very truly yours,

STANLEY MOSK, Attorney General
Richard L. Mayers, Deputy

OPINION OF LEGISLATIVE COUNSEL

Office of Legislative Counsel
Sacramento, February 20, 1964

Hon. Robert E. Badham
Assembly Chamber

Distribution of Literature in Schools—No. 2812

Question No. 1

Dear Mr. Badham: What is meant by "propaganda" as that term is used in Section 8454 of the Education Code?

Opinion and Analysis No. 1

Section 8454 of the Education Code reads as follows:

"8454. (a) No bulletin, circular, or other publication of any character whose purpose is to spread propaganda or to foster membership in or subscriptions to the funds of any organization not directly under the control of the school authorities, or to be used as the basis of study or recitation or to supplement the regular school studies shall be distributed or

suffered to be distributed or shown to the pupils of any public school, on the school premises during school hours or within one hour before the time of opening or within one hour after the time of closing of the school (b) No pupils of the public school shall be solicited by teachers or others to subscribe to the funds of, or work for, any organization not directly under the control of the school authorities. (c) No instruction shall be given through lectures or other means, unless the material contained in the bulletin, circular, or publication, or the purpose of the subscription or instruction has been approved by the State Board of Education, or by the county board of education, or by the governing board of the school district in which the school is situated

"No prohibition of this section shall apply to bulletins or circulars concerning the meetings of their organizations issued by any parent-teacher association or by any organization of parents formed for the purpose of cooperating with the school authorities in improving school conditions in the district."

Initially, we note that from an examination of the statute first enacting this language and the successive recodifications of the language, we believe it is clear that the "unless" exception, which now appears in subdivision (c) of Section 8454, applies to the three prohibitions stated prior to the "unless" provision In other words, if the State Board of Education, the county board of education, or the local governing board approved of the matter otherwise prohibited by the section, the prohibitions in subdivisions (a), (b), and (c) are not applicable (See 13 Ops Cal Atty Gen 82, concluding that the "unless" exception applied to the solicitation of funds referred to in subdivision (b) of Section 8274 of the 1943 Education Code.)

There has been no reported court interpretation of the word "propaganda" as used in Section 8454, nor have we found any California court decision which has considered the meaning of the word. It is basic rule of statutory construction that unless there is evidence to the contrary words are to be given their ordinary meaning. However, the word "propaganda" is susceptible to two meanings. This was pointed out by the Federal Court of Appeals in discussing a federal statute prohibiting deductions for income tax purposes of contributions made to corporations, a substantial part of whose activities is carrying on propaganda. The court stated·

"We pause to consider the meaning of the term 'propaganda' and its connotation in the section involved. As stated in the Encyclopaedia Britannica, the word properly means an organization or association for the spreading of particular beliefs or opinions The Encyclopaedia Americana defines it as a synonym for any planned or concerted attempt to influence public opinion In Webster's New International Dictionary (Second Edition), the primary meaning of the term is defined as any concerted group, effort, or movement to spread a particular doctrine or system of doctrines or principles. In Allen's American Glossary (1912), it is defined as a scheme

for enlightening people concerning politics or other matters, and such connotation is traced to newspaper usage in America as early as 1800 So, it is the view of my colleagues in this case that Congress used the term with the above connotations in the section of the statute here involved In this particular, however, I disagree with them, although it does not affect our unanimous conclusion on the ultimate decision of the case. Certainly, it cannot mean that all recommendations addressed to the public, or to legislative or administrative officials, comes within its scope. If so, then all representations or proposals designed to awaken public opinion or inform authority must have in them some quality of evil, since they are in effect condemned in a remedial statute, by excluding their proponents from its benefits, whether they are advanced in the public or private interest. It is my view that, as used in the statute, the term connotes public address with selfish or ulterior purpose and characterized by the coloring or distortion of facts. If all address to the public or to authority is to be condemned because propaganda, the right of petition characterized by John Quincy Adams as the right of 'entreaty, supplication, prayer' becomes meaningless So, also, with the constitutionally protected right of free speech We may not shut our eyes to great international movements or fail to note that the term propaganda has in its more virulent form been characterized as the technique of the 'Big Lie ' Murray's Oxford University Source Dictionary notes a use of the word 'propaganda' in an 1848 dictionary by Brande in which it is said the name 'propaganda' is applied, in modern political language, as a term of reproach to secret associations for the spread of opinions and principles which are viewed by most governments with horror and aversion Webster's dictionary also has this subsidiary definition, 'now, often, dissemination of ideas, information, gossip, or the like, for the purpose of helping or injuring a person, an institution, a cause, etc , as, the victim of the opposing party's propaganda, * * * ' '' (*Seasongood* v *Commissioner of Internal Revenue* (1955), 227 F 2d 907, 910-911.)

While as pointed out by the court that the word "propaganda" is susceptible to two meanings, we believe that as used in Section 8454 the word should be given its broader meaning and include "any concerted group, effort, or movement to spread a particular doctrine or system of doctrines or principles " Section 8454 relates to activities taking place in school which broadly speaking relate to instruction or appeals for support of organizations outside the school The section prohibits such activities unless approved by bodies who are charged with the conduct of schools Thus, a broad interpretation of the word "propaganda" would be consistent with the policy placing the conduct of schools under the authority of the State Board of Education, county board of education, and local school districts

Question No 2

What constitutes an organization directly under the control of the school authorities for the purposes of Section 8454 of the Education Code?

Opinion and Analysis No 2

The phrase "organization directly under the control of the school authorities" appears twice in Section 8454 Fostering memberships in, or subscriptions to, the funds of any organization not directly under the control of the school authorities is prohibited No pupils of the public school shall be solicited by teachers or others to subscribe to the funds of, or work for, any organization not directly under the control of the school authorities In both instances, the prohibitions do not apply when the purpose of the subscription has been approved by the State Board of Education, the county board of education or the local governing board

Whether or not a particular organization is directly under the control of the school authorities would involve the consideration of various factors in each particular instance A primary factor would probably be the extent to which the school can direct the activities of the particular organization Also, the extent of activities of the organization outside the school would appear to be relevant Student body organizations or student clubs sponsored by the school probably would be organizations under the control of the school authorities On the other hand, organizations such as the United Crusade and the March of Dimes which solicit funds would not be under the control of the school authorities We note that for the purposes of Section 8454 the distinction may be more apparent than real It is likely that an organization under the control of the school authorities could be prohibited by the school authorities from soliciting funds on school premises during school hours, and Section 8454 prohibits organizations not directly under the control of the school authorities from soliciting funds on school premises unless the purpose of the solicitation is approved by the State Board of Education, county board of education or the local governing board

Question No 3

May literature or information of a patriotic nature published by the local school district be distributed to students of the district?

Opinion and Analysis No 3

Section 7851 of the Education Code reads as follows

> "7851 Each teacher shall endeavor to impress upon the minds of the pupils the principles of morality, truth, justice, patriotism, and a true comprehension of the rights, duties, and dignity of American citizenship, to teach them to avoid idleness, profanity, and falsehood, and to instruct them in manners and morals and the principles of a free government"

In our opinion, a school district may distribute to its students literature or information of a patriotic nature published by it to aid its teachers in their endeavors "to impress upon the minds of the pupils the principles of morality, truth, justice, patriotism, and a true

comprehension of the rights, duties, and dignity of American citizenship" In addition, we believe that literature of an appropriate patriotic nature could be distributed under the authority which requires the holding of proper exercises commemorating legal holidays on which schools are in session (Sec 5201(a), Ed C.) and commemorating the birthdays of Abraham Lincoln and George Washington (Sec 5203, Ed. C). Also, such literature might be appropriate under the requirement of Section 5211 of the Education Code that there be conducted daily appropriate patriotic exercises in the public elementary and secondary schools

Question No 4

May printed material of a patriotic nature be distributed to students in such a way so that the material is taken home by the students?

Opinion and Analysis No 4

In our opinion and analysis number 3, above, we concluded that school districts may distribute patriotic literature to students as a means of complying with certain requirements We know of no reason why such literature may not be taken home by the students

Question No 5

You ask that we comment upon the following statement, "The only authority for a school district to print and distribute pamphlets is found in Section 20506, Education Code, and Section 8454, of said code"

Opinion and Analysis No 5

Section 20506 expressly authorizes the governing board of any school district to print and distribute in pamphlet form an annual financial statement and further provides that the pamphlet may include a general report concerning the conduct and condition of the schools of the district The section also provides that similar information of value to the public may be printed and distributed from time to time, or published not oftener than once a year in a newspaper of general circulation published within the district Section 8454 has been discussed above, and would appear to authorize the distribution of bulletins or circulars concerning meetings of parent-teacher associations and similar organizations. Also, as noted above, we believe that when there has been approval of the materials by the State Board of Education, the county board of education or the local school board, Section 8454 does not prohibit their distribution. Of course, other provisions may prohibit distribution of certain materials (For example, see Sec 8453, Ed C)

We have discovered no other sections of the Education Code which might be characterized as express authority for school districts to print and distribute pamphlets or similar materials However, we do believe that there are instances in which it might be proper for a school district to print and distribute materials as a part of other express powers In other words, we do not believe that express authority to print and distribute materials would in every instance be necessary before materials may be printed and distributed Such action might in the partic-

ular instance be incidental to the carrying out of an express power. (See Sec 1001, Ed C.)

Very truly yours,

A C MORRISON, Legislative Counsel
By Don Vickers, Deputy

OPINION OF LEGISLATIVE COUNSEL

Office of Legislative Counsel
Sacramento, February 25, 1964

Hon Robert E Badham
Assembly Chamber

Religion in Schools—No. 2657

Question

Dear Mr Badham You have submitted to us seven different documents prepared by a school district and distributed to the students of the district or their parents You have asked whether the usage of the materials violates constitutional guarantees relating to religion

Opinion and Analysis

The California Constitution and the United States Constitution guarantee freedom of religion and prohibit laws respecting an establishment of religion (Cal Const, Art I, Sec 4, U S Const, First and Fourteenth Amendments) The California Constitution also prohibits not only the teaching of "sectarian or denominational doctrine" but the permitting, directly or indirectly, of instruction on such doctrine in the public schools (Art IX, Sec 8) The California Constitution also prohibits the use of public funds to aid any religious sect, church, creed or sectarian purpose (Cal Const, Art IV, Sec 30).

Section 8453 of the Education Code prohibits the teaching of sectarian or denominational doctrine in the public schools and requires the withholding of state apportionments of school money if classes or students are taught in violation of the prohibition.

It is clearly established that the United States and the California Constitutions prohibit the saying of prayers and religious instruction in the public schools (*Abington School District* v. *Schempp*, 374 U S 203, 10 L Ed 2d 844; *Engle* v *Vitale*, 370 U.S 421, 8 L Ed 2d 601; *McCollum* v *Board of Education*, 333 U S 203, 92 L Ed 649; *Zorach* v *Clauson*, 343 U S 306) A recent decision of a California court ruled invalid the use of county funds to support a noncommercial religious parade of floats based on biblical scenes (*County of Los Angeles* v *Hollinger*, (1963) 221 A C A 191)

However, neither the State nor the Federal Constitution has been construed to prevent all mention of religious matters in the public schools (see *Schempp* case, supra, 10 L Ed 2d 844, at 860, 899, and 902-3).

The Attorney General of California in an extensive opinion on religion in the schools stated·

> "Although direct instruction in religious principles may not be given in the public schools, it does not follow that every reference to anything religious is prohibited. A course in the

history of California which did not describe the early Catholic missions is unthinkable. Father Junipero Serra is justly regarded as one of the great figures in our history and in fact his statue is one of two representing California in the Hall of Fame at the nation's capitol A high school course in European history could not properly omit reference to the great religious controversies of the middle ages, such as the struggle over lay investiture, and such a course would also devote substantial time to a study of the Protestant Reformation Instruction concerning the Constitution would similarly involve study of the history of the struggle for religious freedom in colonial times Religious subjects have many times been used in art and music, Da Vinci's 'Last Supper,' Michelangelo's 'Moses,' the 'Winged Victory' of Samonthrace, an Indian totem pole—all have religious significance, and yet all are appropriate for study in a public school class on art The playing of passages from Beethoven's 'Missa Solemnis' in a music class would not violate constitutional restrictions any more than the playing of Wagner's 'The Valkyrie'

"Even the Bible itself need not be excluded It has exerted, and still exerts, a great influence upon English and American literature Not only may it be discussed in a general way in an appropriate literature class but specific passages, because of their eloquence or poetic beauty, may be used for special study, such as the Song of Ruth or Paul's great tribute to Charity.

"No doubt the indirect use of religious subjects in classes in art, music, literature, and history could be carried to extremes which would offend constitutional guarantees Properly presented, however, such materials need not involve the promotion of religion Use of the Bible in the public schools may be proper even though public school use of the Bible *for religious purposes* is prohibited by our constitutions" (25 Ops Cal Atty Gen. 316, at 325)

We agree with the Attorney General

In 1963, the Legislature enacted Section 8202 of the Education Code which provides

"Nothing in this code shall be construed to prevent, or exclude from the public schools, references to religion or references to or the use of religious literature, art, or music or other things having a religious significance when such references or uses do not constitute instruction in religious principles or aid to any religious sect, church, creed, or sectarian purpose and when such references or uses are incidental to or illustrative of matters properly included in the course of study."

The United States Supreme Court has recently stated in *Schempp*, supra, 10 L Ed 2d at page 858

"As we have indicated, the Establishment Clause has been directly considered by this Court eight times in the past score

of years and, with only one Justice dissenting on the point, it has consistently held that the clause withdrew all legislative power respecting religious belief or the expression thereof. The test may be stated as follows: what are the purpose and the primary effect of the enactment? If either is the advancement or inhibition of religion then the enactment exceeds the scope of legislative power as circumscribed by the Constitution. That is to say that to withstand the strictures of the Establishment Clause there must be a secular legislative purpose and a primary effect that neither advances nor inhibits religion."

We shall now consider the materials and attempt to apply the above discussed principles.

Your question does not specify whether the documents were distributed to students for instructional or classroom purposes or whether they were prepared to be sent home to the parents. The discussion which follows assumes that the first five documents were intended primarily for distribution to students. We assume that the document which is discussed sixth was not intended for the students, but rather was intended for the parents. We have assumed for purposes of this opinion that the document discussed last was intended for both students and parents. These assumptions are based upon references to parents found in the two documents last mentioned, but not in the others.

First—A document entitled "I am the United States." The document contains references to historical occurrences and descriptions of life in the United States, and is generally historical in nature. References in the document to religion are few and we do not believe the distribution of the document to students would be held to constitute religious instruction.

Second—A document entitled "The Monroe Doctrine." The document reprints the Monroe Doctrine. At the bottom of the document is a paragraph which contains the following sentence: "We shall fight for the cause of liberty as long as the Lord permits us to have a breath in our bodies." Looking at the entire document the religious reference appears incidental and we do not believe that the distribution of the document to students would be held to constitute religious instruction.

Third—A document entitled "The Story of Thanksgiving." The document tells of the Pilgrims coming to America and of the First Thanksgiving. The references to religion appear merely to relate to the familiar story of the Pilgrims and in our opinion are permissible references not intended as religious instruction. Thus, we do not believe that the distribution of the document to students would be held to constitute religious instruction.

Fourth—A document entitled "The Meaning of Christmas." The document purports to answer the question "What is Christmas?" and concludes that most of all "Christmas is a belief based upon the birth of a child many hundreds of years ago. We celebrate his birth by honoring him on Christmas day." The document, among other things, recounts the story of the birth of Christ.

As a whole the document appears to be an attempt to explain to children the historical basis for a holiday which is known to every child in the land We doubt that a court would hold that the purpose and primary effect sought to be accomplished by distribution of the document is the advancement or inhibition of religion

Fifth—A document which sets forth the Mayflower Compact and also contains material written by the school district While the Mayflower Compact contains religious references we do not believe that merely setting the document out violates religious guarantees Indeed, we believe it clear that documents such as the Mayflower Compact may be studied in public schools for their historical significance However, the document goes further than relating events and documents of historical significance The first two sentences of the document read "The Thanksgiving season will be with us soon We, in the United States, have so much for which we should give thanks to our Lord " The document concludes, "During this time of festivity, with a huge turkey and all the trimmings, pause for a moment and offer thanks to HIM who offers each of us the priceless gift of EVERLASTING LIFE if we have faith, compassion and forgiveness " On its face the portions of the document written by the school district call upon students to give thanks to a divine being

We think it probable a court would hold that the purpose and primary effect sought to be accomplished by distribution of the document is advancement of religion It is not necessary that one religion be given preference over others, it is enough that aid be given to all religion (*Schempp,* supra, 10 L Ed 2d 844, 855; *Engle* v. *Vitale,* supra)

Sixth—A document entitled "Morals-Methods Materials " This document does not appear to be prepared for use in the classroom Rather, the document appears to be prepared for the parents of children in the school district In general the document appears to present information about the school district programs. Education Code Section 1071 authorizes school districts to inform and make known to the citizens of the district the educational programs and activities of the schools therein To the extent that the document merely presents information as to school activities, we believe it is authorized by Section 1071.

The document lists certain "moral values that we must impart to our students by concept and precept—by what we do and what we say." One of those values listed is "Love of God" about which the following is stated.

> "It is only when the individual has this basic faith in a Divine Being of his choice that he can actually choose between right and wrong, good or evil It is only then that he will have the faith, the will-power, the moral courage to stand up for his own individual principles, So 'all' members of his group commit an act that denies the eternal truths—he need *not.* IT IS THEN THAT THE MIRACLE IS PRODUCED!!!!! When enough individuals stand up to their basic beliefs in eternal truths and Divine Being, they will soon constitute the MAJORITY instead of the MINORITY 'Conformity,' when it is

> contrary to the doctrine of eternal truths, will not be practiced by any individual who has a firm faith in a Divine Being, be he Protestant, Catholic, Hebrew, Mohammedan or of any religious faith."

While it does not appear that the particular document is intended for use in the schools as instructional material, as noted above the document does indicate that it is an objective of the school district to instruct its students that "it is only when the individual has the basic faith in a Divine Being of his choice that he can actually choose between right and wrong, good or evil" If in fact instruction is given in the school for the purpose of achieving such an objective, we have no doubt that the courts would hold that the purpose and primary effect of such an instructional program is the advancement of religion

Returning to the document itself, rather than any indication it may give concerning instruction which is being given in the schools of the district, we believe that it is possible to view the document narrowly and conclude that it does no more than report upon activities of the school district Viewed in this light we believe that the document itself and its distribution to the parents of the students of the district is authorized by Section 1071 of the Education Code and does not violate constitutional provisions relating to religion

On the other hand we also believe that the document is susceptible of being interpreted as a statement by the school district to parents that faith in a divine being is a necessary condition for morality. We are aware of no provision of law under which a school district is authorized to expend public funds to promulgate such ideas to persons who are not students If such an interpretation were given by a court we believe the court would be found to conclude that the expenditure of school funds for such purposes would violate Section 30 of Article IV of the State Constitution which in part prohibits any school district from making an appropriation or paying from any public funds whatever or granting anything to or in aid of any sectarian purpose

Seventh—A document entitled "Our Traditional Christmas Must Be Preserved" Generally, the document advocates the return to "a traditional Christian Christmas" and criticizes a "changed version of Christmas"

Assuming that the document is distributed to the students as a part of the instructional program of the school, it is our opinion that a court would probably hold that the purpose of the instruction and a primary effect of it is the advancement of religion The following excerpts from the document, in our opinion, probably would be relied upon by a court in finding that the distribution of the document to students constitutes religious instruction.

> "There is ONE belief that has defied change Time has not been able to erase it or tarnish its perfection Numerous emperors, kings and dictators, be they called Fuhrer, Il Duce or Premier, have not been able to eradicate by propaganda, physical and mental torture or even death, this faith. It has remained because it is an ETERNAL TRUTH, defying the powers of man to pervert or time to diminish its message.

"'For unto you is born this day in the city of David a Saviour, which is Christ the Lord' Nineteen hundred and sixty-three years later this is still the symbol, the significance, the very soul, the everlasting spirit of Christmas, and the message it joyously sings out for all peoples of the world of Faith to hear can never be changed by mortal man, although an attempt has been made in the past years in the United States to bring about a 'changed' celebration of Christmas

"The *basic belief* of a Christian Christmas has been questioned, challenged and threatened by a segment of our society CHRISTMAS HAS BECOME CONTROVERSIAL! This is difficult to believe, or understand, because our country *was*, *is* and *must always be* a God-centered nation The Mayflower Compact, the Declaration of Independence, our Constitution, the Pledge of Allegiance to the flag of our country, the motto on our coins and the oath of office of elected officials all give evidence that we are a land that does base our faith and trust in a Divine Being. Are these obsolete? Does the 'changed' image of Christmas offer us more?

"Childhood pathetically and tragically comes to an abrupt climax when the child discovers that Santa Claus is only a figment of the imagination The magic powers of Frosty vanish with the sunlight, but fortunately the richer and deeper significance of Christmas replaces this loss if we as parents and adults have taught our children the religious connotation of Christmas Santa Claus is replaced by the love and redemption of Jesus Christ

"And what is a Christian Christmas?

"It is the second chance for the people of the world It is the eternal hope for peace on earth, good will to men!

"'And suddenly there was with the angel a multitude of the heavenly host praising God, and saying, Glory to God in the highest, and on earth peace, good will toward men'"

If the document was intended to be distributed to the parents of the students of the district, we believe that a court would find it difficult to justify the expenditure of public funds on the theory that the purpose of the document was to inform and make known to the citizens of the district the educational program and activities of the schools therein (Sec 1071, Ed C). The document appears from its face to advocate the celebration of "traditional Christmas" in which religion has a more vital part than it does in the "'changed' version of Christmas" We are aware of no provision of law under which a school district is authorized to expend public funds to promulgate such ideas If the document and its distribution to parents is viewed as action by a school district advocating the emphasis of religion, the expenditure of school funds for such purpose would probably be held to violate Section 30 of Article IV of the State Constitution which in part prohibits any school district from making an appropriation or paying from any

public fund whatever or granting anything to or in aid of any sectarian purpose.

Very truly yours,

A C MORRISON, Legislative Counsel
By Don Vickers, Deputy

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)
FURTHER CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 45

Assembly Concurrent Resolution No. 45—Relative to a study of public elementary and secondary education and creating the Joint Interim Committee on Public Elementary and Secondary Education

Resolution read, and adopted by the following vote·

AYES—Allen, Alquist, Ashcraft, Badham, Bane, Barnes, Bee, Belotti, Burtschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dunnemeyer, Dills, Elliott, Ferrell, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Kennick, Lanterman, Marks, McMillan, Mihas, Mills, Monagan, Pattee, Petris, Porter, Quimby, Rumford, Ryan, Stanton, Stevens, Thelin, Thomas, Veneman, Vasey, Waste, Waldie, Warren, Whetmore, Williamson, Wilson, Winton, Zberg, and Mr Speaker—57
NOES—None

Resolution ordered transmitted to the Senate

RECESS

At 3 42 p m , Speaker pro Tempore Bee declared the Assembly recessed until 3 47 p m

REASSEMBLED

At 3 49 p m , the Assembly reconvened
Hon. Carlos Bee, Speaker pro Tempore of the Assembly, presiding
Chief Clerk James D Driscoll at the Desk
Assistant Clerk Malcolm MacIntyre reading

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Concurrent Resolution No. 29—Relative to State and Federal Highway Funds

Resolution read, and presented by Mr Carrell

Motion to Expunge Record and Rescind Action on Senate Concurrent Resolution No. 29

Mr Carrell moved to expunge the record, and rescind the action whereby a roll call was taken on Senate Concurrent Resolution No 29

Mr. Moreno seconded the motion

Motion carried by the following vote·

AYES—Allen, Ashcraft, Badham, Barnes, Bee Belotti, Booth, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Cusanovich, Danielson, Dunnemeyer, Davis, Dills, Donovan, Ferrell, Frew, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, McMillan, Mihas, Monagan, Moreno, Pattee, Petris, Powers, Rum-

fold, Ryan, Thelin, Thomas, Veneman, Vevsey, Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Mr Speaker—49
NOES—Alquist, Bagley, Britschgi, Foran, Gaffney, and Marks—6

Senate Concurrent Resolution No 29 ordered passed on file, and to retain its place on file

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Mr. Waldie was granted unanimous consent that the following communication be printed in the Journal:

May 12, 1964

Mr. Paul S. Williams, Editor
East Bay Labor Journal
Oakland, California

Dear Mr Williams As a Legislator who is a friend of labor and of Assemblyman Robert W Crown and Assemblyman Carlos Bee, I was deeply saddened to learn of COPE's decision on endorsements I would appreciate it if you would publish this letter as a comment on that decision and on the letter of Mr Fredrick T Sullivan which appeared in the May 8 issue of the *Journal*

I can't comment on the charge that Mr Bee was "out of touch" with labor because I have no knowledge of this This leaves the voting record which Mr Sullivan cites as 15 good and 6 bad If a record of nearly 3 to 1 is not good enough, then labor is justly open to the criticism that it doesn't want friends and supporters—it wants stooges and rubber stamps, it doesn't want legislative representatives with some courage and judgment of their own—it wants automatic computer devices. How many great labor leaders in American history have 100% records, even with their own membership?

As to lack of communication, it seems to me that COPE should have extended a written invitation to these Assemblymen to attend the endorsing meeting and speak for themselves This was not done This is a violation of common courtesy and fair play against two Assemblymen who I believe have proved by the very voting record you publicized that they are truly friends of labor

Mr Sullivan says nothing about the scores of good labor bills which both these men have carried in the past He says nothing about the valiant fight both have conducted on other issues concerning *all* the people of California Does not the house of labor benefit from our programs in the field of civil rights, education, elections and reapportionment, water, public housing, redevelopment, highway safety, tourism, criminal procedure, and so many others in which both these men have been in the forefront?

Are you going to close your eyes to all these and the splendid voting records and say to Bob Crown, "We won't endorse you because you had the courage to turn us down on carrying *one* bill"?

A big point is made of the fact that Assemblyman Crown made a couple of telephone calls—to a newspaper publisher and to the Speaker of the Assembly This should be commended as the honest and straightforward response that it was He could have agreed to take the bill, then drag his feet on it, then let it die, or quietly arrange to have it killed. But he was honest about it and consulted a publisher friend

and supporter immediately, in the presence of the labor representatives. I know, because I was present at that conference I also declined to carry the bill at that time

Later I agreed to carry it, providing that I was given convincing proof of actual problems and incidents of the importation of professional strike-breakers in the newspaper field within the preceding five years in California There was a lot of talk about Portland and other places But no proof that I could present to the committee hearing the bill about California This made a bill that was somewhat badly worded to begin with worse The proof I was promised, to justify the need for the bill in my *own* mind as well as the committee's, was never produced That's why it failed to get enough votes to come out of committee.

Now I ask you · Is this why you've rejected a great public servant, Bob Crown? because he had the guts to turn down a bill that labor couldn't support with the facts?

If it is, I think you are very wrong

This is not the house of labor I know which slugs it out with its own friends on issues, then goes on fighting side by side with those friends on other issues. Let me remind you that we have differed before, as we should and we must when conscience so dictates, without coming to a parting of the ways

In the great Democratic landslide of 1958 under Governor Pat Brown's leadership the Democratic Party differed from labor on the endorsements of (1) State Treasurer (*Betts* v *Button*), (2) Board of Equalization (*Quinn* v *Lynch*), (3) the tax proposition which labor initiated to counterbalance the right-to-work issue

I personally welcome labor's endorsement and I am proud of it I accept it with the knowledge that I shall continue to weigh each issue with the over-all public interest in mind In doing so, I am doing no more than Assemblymen Bee and Crown have always done.

Sincerely yours,

NICHOLAS C PETRIS

cc Mr. Robert S Ash

Hon. Nicholas C. Petris Presiding

At 4.10 p m, Hon Nicholas C Petris, 15th District, presiding.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered·

Assembly Joint Resolution No. 17: By Assemblyman Casey (Senator Rodda, coauthor)—Relative to teaching English to non-English speaking children in the public schools

Held at desk by order of the Acting Speaker.

RESOLUTIONS

The following resolutions were offered

By Assemblyman Porter

House Resolution No. 341

Relating to an interim study of the subject matter of Assembly Bill No 17 of the 1964 First Extraordinary Session

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is directed to refer the subject matter of Assembly Bill No 17 of the 1964 First Extraordinary Session, relating to the California Water Fund, to an appropriate interim committee for study and to direct such committee to report its findings to the Assembly not later than the fifth legislative day of the 1965 Regular Session

Resolution read, and referred by the Acting Speaker to the Committee on Rules

By Assemblyman Rumford

House Resolution No. 342

Relative to commending Kevin Glading

WHEREAS, Kevin Glading, an Albany High School sophomore, has demonstrated an extraordinary scientific understanding with his project "Nuclear Quadrupole Resonance Effects", and

WHEREAS, This project won the grand prize at the San Francisco Science Fair, several top awards at the National Science Fair in Baltimore, Maryland, and the designation as first alternate to attend the International Science Fair in Tokyo; and

WHEREAS, Kevin's interest and aptitude in the field of nuclear physics suggests a bright future which he intends to further by study at the University of California; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members extend their congratulations to Kevin Glading in recognition of his achievements, and with the hope that he will fulfill as a citizen and as a scientist the high promise of which he gives evidence; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to Kevin Glading

Resolution read, and referred by the Acting Speaker to the Committee on Rules.

By Assemblyman Bane:

House Resolution No. 343

Relative to congratulating Clarence S. Brown

WHEREAS, It was with the most sincere pleasure that the Members of the Assembly learned of the selection of Clarence S Brown, Research Analyst for the Assembly Reference Service, as the valedictorian for the 1964 graduating class of the McGeorge School of Law in Sacramento, and

WHEREAS, An exceptionally brilliant and gifted young man, he has earned the respect and high regard of all of the Members of the Assembly for the excellent work he has performed in his capacity as a Research Analyst; and

WHEREAS, Born in Los Angeles, in 1933, the son of Mr and Mrs Samuel S Brown, he attended San Diego High School where he edited the school paper, and San Diego State College, where he majored in journalism, and

WHEREAS, He enlisted in the United States Army, in 1953, during the Korean War, was commissioned a second lieutenant in 1954, after completing officers' candidate school, and served until 1958, when he left the Army as a first lieutenant; and

WHEREAS, Before coming to the Legislative Reference Service, he worked for the State Department of Employment and served as an administrative assistant to Assemblyman Leroy F Greene, and

WHEREAS, In addition to being an outstanding scholar and an excellent employee of the Assembly Reference Service, he is a fine husband and he and his wife, Mrs Karin Brown, are the proud parents of three children, Olivia, age 7 years, Steven, age 4 years, and Sabrina, age 5 months; and

WHEREAS, He is eminently deserving of the signal honor which has been bestowed upon him by the McGeorge School of Law; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly do hereby extend their heartiest congratulations to Clarence S Brown upon his selection as the valedictorian for the 1964 graduating class of the McGeorge School of Law, and express to him all best wishes for a successful and happy future, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to Clarence S Brown

Resolution read, and referred by the Acting Speaker to the Committee on Rules.

By Assemblyman Warren:

House Resolution No. 344

Relative to commending Steve Allen

WHEREAS, Steve Allen, a resident of the City of Encino, State of California, has established a nationwide reputation not only as an entertainer in all communications media, but also as an author, composer, lyricist and artist, and

WHEREAS, He has devoted his time, talent and energies on behalf of humanitarian and eleemosynary causes, including, among others, the Youth Council of America, the Boys Club of Hollywood, the National Hemophilia Foundation, the Eleanor Roosevelt Foundation, the Southern California Arthritis and Rheumatism Foundation, Valley Children's Foundation, the Albert Einstein Scholarship Committee, the National Committee for Sane Nuclear Policy, Foster Children of America, Synanon House, Catholic Youth Organization, B'nai B'rith, and National Conference of Christians and Jews, and

WHEREAS, His interest in the welfare of man is not limited by national geography, but extends throughout the world, as indicated by his assuming the responsibility of educating and supporting children from Viet Nam, Hong Kong, and Italy; and

WHEREAS, His artistic and humanitarian endeavors have resulted in numerous awards and honors being conferred upon him, including, among others, the Peabody Award, the Sylvania Award, the Masquers Award, the City of Hope's Man of the Year Award and the Look TV Award, and

WHEREAS, In 1963 he was elected honorary Mayor of Hollywood and in 1964 honorary Mayor of La Mirada, and

WHEREAS, His many friends, including Governor and Mrs Edmund G Brown, will meet on the 29th day of June, 1964, to express their gratitude for his many contributions to the betterment and happiness of man, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members hereby thank and express their appreciation, and that of Californians generally, to Steve Allen for his many good works and services on behalf of his fellow man, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to Steve Allen.

Resolution read, and referred by the Acting Speaker to the Committee on Rules.

By Assemblymen Dunnemeyer, Whetmore, and Badham

House Resolution No. 345

Relative to a study of rapid transit in Orange County

WHEREAS, The continuing population growth in Orange County indicates that soon the area will need a rapid transit system; and

WHEREAS, The adoption of the newly-revised transit district for neighboring Los Angeles County makes it imperative that Orange County as a whole be able to contract and negotiate with the new district on rapid transit problems, now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Rules Committee is directed to assign to an appropriate interim committee the study of the need and feasibility of a rapid transit district in Orange County, with such interim committee directed to report thereon to the Legislature not later than the 10th legislative day of the 1965 Regular Session

Resolution read, and referred by the Acting Speaker to the Committee on Rules

By Assemblymen Warren, Danielson, and Elliott:

House Resolution No. 346

Relative to the 27th Anniversary of the Junior Philharmonic Orchestra

WHEREAS, The Los Angeles City Council has proclaimed June 10, 1964, as Junior Philharmonic Orchestra Day, commemorating the founding of the Junior Philharmonic Orchestra of California 27 years ago; and

WHEREAS, This outstanding musical organization is a noncommercial all-youth symphony founded in 1937 by Ernest Katz to stimulate and encourage the youth of California to use their talents for the benefit of their fellow men; and

WHEREAS, The orchestra is composed of over 100 talented young musicians between the ages of 12 and 19; and

WHEREAS, During its remarkable 27-year history, the orchestra has presented over 600 concerts in behalf of civic, charitable and cultural institutions throughout Southern California without any monetary remuneration; and

WHEREAS, The Junior Philharmonic Orchestra has won a permanent place in the hearts of all Californians and is a source of immense pride to this State; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members congratulate the Junior Philharmonic Orchestra of California upon its 27th Anniversary and commend it for its musical achievements and many worthwhile contributions to Southern California; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to Ernest H. Katz.

Resolution read, and referred by the Acting Speaker to the Committee on Rules.

By Assemblymen Dannemeyer and Collier

House Resolution No. 347

Relative to an interim study of the cost of educating nonresident students at the University of California and the California state colleges

WHEREAS, The education of nonresident students at the University of California and at the several California state colleges will involve the imposition, during the 1964-65 fiscal year, of an added annual burden upon the fiscal resources of the State amounting to more than $12,000,000, which represents the extent by which the total cost of educating nonresident students will exceed the total revenues to be realized from the tuition fees to be received of them; and

WHEREAS, The yearly tuition fee presently required of nonresident students at the University of California contributes toward the annual cost of educating the student less than two-thirds in lower division work, less than one-half in upper division work, and less than one-third in graduate division work; while the yearly tuition fee presently required of nonresident students at the California state colleges contributes less than one-half of the average net annual cost of educating such students; now, therefore, be it

Resolved by the Assembly of the State of California, That the Committee on Rules is directed to assign to an appropriate interim committee for study the subject of the cost of educating nonresident students at the University of California and the California state colleges, and to direct such interim committee to report its findings and recommendations to the Legislature not later than the fifth legislative day of the 1965 Regular Session.

Resolution read, and referred by the Acting Speaker to the Committee on Rules.

By Assemblyman Warren

House Resolution No. 348

Relative to collection agencies

WHEREAS, In September 1959, the Collection Agency Licensing Bureau was established as a bureau under the Department of Professional and Vocational Standards; and

WHEREAS, The Bureau was legislatively charged with the responsibility of enforcing the laws and regulations affecting collection agencies licensed by the Bureau; and

WHEREAS, In order to meet this responsibility, the Bureau initiated an audit enforcement program; and

WHEREAS, This audit enforcement program with its limited resources has audited 433 licensees, of which 151 have been discovered to be materially violating the law applicable to licensees to the extent that accusations were necessitated, and

WHEREAS, The position asserted by the Bureau has been sustained in each and every disciplinary accusation filed by it, and

WHEREAS, As a result of legislation enacted by the 1963 session of the Legislature, the audit enforcement program of the Bureau is to be replaced by audits performed by independent Certified Public Accountants and Public Accountants retained by licensees; and

WHEREAS, There is some question as to the ability of the department to continue to serve the public interest and correct abuses heretofore disclosed without an audit staff to review and analyze such private audits and, if necessary, to prepare and substantiate accusations based thereon; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is directed to assign to an appropriate interim committee the subject of a study to determine the necessity of further legislation in order that the laws of this State applicable to collection agencies may be adequately enforced and the public interest served, and to direct such committee to report its findings and recommendations thereon to the Assembly not later than the fifth legislative day of the 1965 Regular Session of the Legislature

Resolution read, and referred by the Acting Speaker to the Committee on Rules

INTRODUCTION OF GUESTS

Speaker pro Tempore Bee introduced Bruce Unruh, son of Speaker Jesse M Unruh of Inglewood, and John Itzell, students of Morningside High School, Inglewood, to the Members of the Assembly, who joined in welcoming them on their visit to the Assembly Chamber

ADJOURNMENT

At 4 15 p m, on motion of Mr Conrad, Acting Speaker Petris declared the Assembly adjourned until 11 a m, Tuesday, May 19, 1964

JESSE M UNRUH, Speaker

ANABEL WHANG, Minute Clerk

CALIFORNIA LEGISLATURE

1964 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

FIFTY-SECOND LEGISLATIVE DAY

EIGHTY-EIGHTH CALENDAR DAY

IN ASSEMBLY

Assembly Chamber
Tuesday, May 19, 1964

The Assembly met at 11 a m
Hon. Carlos Bee, Speaker pro Tempore of the Assembly, presiding.
Assistant Chief Clerk James A Lane at the Desk
Assistant Clerk Malcolm MacIntyre reading

ROLL CALL

The roll was called

Call of the Assembly

Mr Conrad moved a call of the Assembly
Mr Dills seconded the motion
Motion carried Time, 11 03 a m
The Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members

Call of the Assembly Dispensed With

At 11 05 a m , on motion of Mr Conrad, further proceedings under the call of the Assembly were dispensed with

The roll call was completed, and the following answered to their names

Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth, Brathschi, Brigenei, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Dills, Donovan, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Stanton, Stevens, Thelin, Thomas, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—73

Quorum present

PRAYER

Upon invitation of Speaker pro Tempore Bee, the following prayer was offered by Dr. John Pressly, Pastor, Westminster Presbyterian Church

Almighty and Eternal God, Thou in whose providence these distinguished Assemblymen have been selected and are now gathered in this place, we ask Thy guidance and Thy blessing.

As each problem or bill is presented and examined, we pray that the decisions which are made will be in accordance with Thy will and for the benefit of the people of this State

As California continues to grow in numbers, so may our leaders be enabled to lead into greater spiritual, moral and ethical understanding

Grant Thy special blessing upon our Assemblymen this day that all that is done may be worthy of the laws, traditions and ways of this Assembly and the hopes, prayers and desires of the people of this State —AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Bee, Mr Johnson then led the Assembly in the pledge of allegiance to the Flag

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Mr Kennick, seconded by Mr Petris

LEAVES OF ABSENCE FOR THE DAY

The following Member was granted leave of absence for the day, because of a death in the family·

Mr Deukmejian, on motion of Mr. Conrad.

The following Members were granted leaves of absence for the day, because of legislative business elsewhere.

Mr. Beilenson, on request of the Speaker pro Tempore

Mr. Dymally, on request of the Speaker pro Tempore

Mr Soto, on request of the Speaker pro Tempore

The following Member was granted leave of absence for the day, and desired to waive his per diem.

Mr. Veneman, on motion of Mr Conrad

COMMUNICATIONS

The following communication was presented by the Speaker and ordered printed in the Journal.

May 19, 1964

Hon Jesse M Unruh
Speaker of the Assembly
State Capitol, Sacramento

Dear Mr Speaker The family of Sam J Vlahos extends its deepest thanks to the Members of the Assembly for the beautiful flowers and thoughtful expression of sympathy

Sincerely yours,

MRS PAULINE S VLAHOS

RESOLUTIONS

The following resolutions were offered:

By Assemblyman Unruh

House Resolution No. 349

Relative to salaries of veterinarians employed by the State Department of Public Health

WHEREAS, Public Health Veterinarians employed in the Department of Public Health perform duties comparable to public health employees of the department in other fields of medicine and yet receive salaries substantially below those established for such other employees, and

WHEREAS, The training required of Public Health Veterinarians and such other public health employees is comparable and equally extensive; and

WHEREAS, The salary level of Public Health Veterinarians employed by the Department of Public Health is below the salary levels of comparable positions in

other public agencies throughout the State, in the federal government and in private practice, and

WHEREAS, A basic principle in establishing salaries in the state civil service, as expressed in Section 18850 of the Government Code, is that the salary range shall be based on the principle that like salaries shall be paid for comparable duties and responsibilities and that in establishing or changing such ranges consideration shall be given to the prevailing rates for comparable service in other public employment and in private business, now, therefore, be it

Resolved by the Assembly of the State of California, That the State Personnel Board is requested to give serious consideration to increasing the salaries of Public Health Veterinarians in order to bring such salaries to the level of other salaries paid for comparable work, and be it further

Resolved, That the Chief Clerk of the Assembly transmit a copy of this resolution to the State Personnel Board

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

By Assemblyman Marks.

House Resolution No. 350

Relating to Boy Scout Troop 14

WHEREAS, Troop 14 of the San Francisco Area Council, Boy Scouts of America is celebrating its 50th anniversary at a Birthday Party Court of Honor to be held on October 27, 1964, and

WHEREAS, This event marks a significant achievement in scouting history in San Francisco as well as throughout the Nation, and

WHEREAS, Calvary Presbyterian Church has sponsored Troop 14 for the past 49 years, making it one of the oldest continuous Scout sponsors in California and Troop 14 the oldest continuously sponsored Boy Scout Troop in San Francisco, and

WHEREAS, Mr. Raymond O. Hanson, who was also Superintendent of the Sunday School of the Calvary Presbyterian Church, served as first Scoutmaster to the group of boys who wore no uniforms and had only the newly published *Handbook of the Boy Scouts of America* as a guide, and

WHEREAS, In October, 1915 Calvary Presbyterian Church received its first charter from the National Council, Boy Scouts of America, naming Mr. Hanson as Chairman and Mr. Homer Bemiss, one of the teachers of the Sunday School, as Scoutmaster, and

WHEREAS, These early leaders of Troop 14 were responsible for the significant progress of scouts in the San Francisco area and the State, with Mr. Hanson serving as first Scout Executive of the San Francisco Area Council and Mr. Bemiss as first Scout Executive of the Oakland Area Council, and

WHEREAS, Mr. Joseph Ehrman III, current Scoutmaster, has continued this tradition and has for many years contributed greatly to the success of Troop 14 and to the development of the boys through his leadership, and

WHEREAS, Troop 14 has produced and continues to produce outstanding citizens and community leaders who first demonstrated their ability working toward the goal of Eagle Scout, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly take great pleasure in congratulating Troop 14, and all those associated with its success, on the occasion of its 50th anniversary, and be it further

Resolved, That the Chief Clerk of the Assembly be hereby directed to transmit suitably prepared copies to Mr. Homer Bemiss, first Scoutmaster of Troop 14 and Mr. Joseph Ehrman III, current Scoutmaster

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, May 19, 1964

Mr. Speaker: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 193

And reports the same correctly engrossed

POWERS, Chairman

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

REFERENCE OF BILLS TO COMMITTEE

Speaker pro Tempore Bee announced that Speaker Unruh has referred the following bills to the following committees.

Assembly Joint Resolution No	*Committee*
17	Education

MESSAGES FROM THE SENATE

Senate Chamber, May 18, 1964

Mr Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No 107

J A BEEK, Secretary of the Senate
By Tom Kane, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bill was read the first time·

Senate Bill No. 107—An act to add Section 4640.5 to the Health and Safety Code, relating to the Atherton Channel Drainage District, and declaring the urgency thereof, to take effect immediately

Referred by the Speaker pro Tempore to the Committee on Municipal and County Government

MESSAGES FROM THE SENATE

Senate Chamber, May 18, 1964

Mr Speaker: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended

Assembly Bill No 207

And respectfully requests your honorable body to concur in said amendments

J A BEEK, Secretary of the Senate
By Tom Kane, Assistant Secretary

Above bill ordered to unfinished business file

Senate Chamber, May 18, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day adopted as amended:

Assembly Concurrent Resolution No 25

And respectfully requests your honorable body to concur in said amendments

J A BEEK, Secretary of the Senate
By Tom Kane, Assistant Secretary

Above resolution ordered to unfinished business file

Senate Chamber, May 18, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day passed

Assembly Bill No 181
Assembly Bill No 203
Assembly Bill No 205

J A BEEK, Secretary of the Senate
By Tom Kane, Assistant Secretary

Above bills ordered enrolled

Senate Chamber, May 18, 1964

Mr. Speaker. I am directed to inform your honorable body that the Senate on this day adopted.

Assembly Concurrent Resolution No 23
Assembly Concurrent Resolution No 28
Assembly Concurrent Resolution No 59
Assembly Concurrent Resolution No 60
Assembly Concurrent Resolution No 66

J A BEEK, Secretary of the Senate
By Tom Kane, Assistant Secretary

Above resolutions ordered enrolled

Senate Chamber, May 18, 1964

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

Senate Bill No 62
Senate Bill No 90
Senate Bill No 97

J A BEEK, Secretary of the Senate
By R W Lyons, Chief Assistant Secretary

CONSIDERATION OF DAILY FILE

THIRD READING OF ASSEMBLY BILLS

Consideration of House Resolution No. 272

By Assemblyman Z'berg:

House Resolution No. 272—Relating to the routing of a freeway through Prairie Creek Redwoods State Park

NOTE. The full text of House Resolution No 272, as amended May 13, 1964, appears at page 1065 of the Assembly Daily Journal for May 13, 1964

Resolution read.

Motion to Re-refer Resolution to Committee

Mr. Belotti moved that House Resolution No 272 be re-referred to the Committee on Rules

Mrs. Davis seconded the motion

Roll Call Demanded

Messrs Rumford, Monagan, and Williamson demanded a roll call.

Point of Order

Mr. Z'berg arose to the following point of order:

Mr. Belotti is not speaking to the motion.

Ruling by Speaker pro Tempore

The Speaker pro Tempore ruled the point of order well taken

The question being on the motion by Mr Belotti to re-refer the resolution to the Committee on Rules

The roll was called, and the motion lost by the following vote:

AYES—Allen, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Burgener, Collier, Conrad, Cusanovich, Dennemeyer, Donovan, Gaffney, Hinckley, Marks, Milias, Stevens, Thelin, Thomas, and Whetmore—22

NOES—Alquist, Booth, Britschgi, Carrell, Casey, Crown, Danielson, Davis, Elliott, Ferrell, Flournoy, Foran, Frew, Garrigus, Gonsalves, Greene, Henson, Holmes, Kennick, Knox, McMillan, Monagan, Mulford, Pattee, Petris, Porter, Powers, Rumford, Veysey, Waite, Waldie, Warren, Williamson, Willson, Winton, Young, Z'berg, and Mr. Speaker—38

REQUEST FOR UNANIMOUS CONSENT

Mr. Greene was granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

FURTHER CONSIDERATION OF HOUSE RESOLUTION NO. 272

The question being on the adoption of House Resolution No. 272

Roll Call Demanded

Messrs. Willson, Young, and Chapel demanded a roll call

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

AYES—Allen, Alquist, Bagley, Bane, Bee, Booth, Britschgi, Carrell, Casey, Chapel, Cologne, Crown, Cussanovich, Danielson, Davis, Donovan, Elliott, Flournoy, Foran, Friew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Holmes, Kennick, Knox, Marks, McMillan, Monagan, Moreno, Pattee, Petris, Porter, Powers, Rumford, Ryan, Stevens, Thomas, Waite, Waldie, Warren, Williamson, Willson, Winton, Young, and Zberg—48

NOES—Ashcraft, Badham, Barnes, Belotti, Burgener, Conrad, Dannemeyer, Hinckley, Milias, Thelin, and Veysey—11

Name Placed Upon Roll Call on Motion to Re-refer House Resolution No. 272

Mr Pattee was granted unanimous consent that he be recorded as voting "No" on the motion by Mr Belotti to re-refer House Resolution No 272 to the Committee on Rules

Vote Changed Upon Roll Call on Motion to Re-refer House Resolution No. 272

Mr Holmes was granted unanimous consent that he be recorded as voting "No," instead of "Aye," on the motion by Mr Belotti to re-refer House Resolution No 272 to the Committee on Rules

Motion to Reconsider House Resolution No. 272 on Next Legislative Day

Mr Belotti moved to reconsider on the next legislative day the vote whereby House Resolution No 272 was this day adopted

House Resolution No 272 ordered to the unfinished business file.

Speaker Presiding

At 11.35 a m , Hon Jesse M. Unruh, 65th District, presiding

ANNOUNCEMENTS

Speaker Unruh announced that the Assembly would recess this session until 3 p m today, at which time the report of the Committee on Conference on Assembly Bill No 145 would be taken up and voted upon

Speaker pro Tempore Presiding

At 11 37 a m , Hon Carlos Bee, 13th District, presiding

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

Consideration of House Resolution No. 309

By Assemblymen Elliott, Danielson, Stanton, and Thomas:

House Resolution No. 309—Relative to Philippine Sovereignty Day.

NOTE The full text of House Resolution No 309, as amended May 18, 1964, appears at page 1157 of the Assembly Daily Journal for May 18, 1964.

Resolution read

Members Made Coauthors of House Resolution No. 309

Mr Elliott was granted unanimous consent that all Members so desiring be placed upon House Resolution No 309 as coauthors.

Roll Call

The following Members indicated a desire to become coauthors·

Assemblymen Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Dannemeyer, Davis, Dills, Donovan, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Pattee, Petris, Porter, Powers, Rumford, Ryan, Stevens, Thelin, Unruh, Veneman, Versey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, and Zberg

The question being on the adoption of House Resolution No 309, as amended

Resolution adopted unanimously

INTRODUCTION OF GUESTS

Speaker pro Tempore Bee introduced Bruce Unruh, the son of Speaker Jesse M Unruh, of Inglewood, and John Itzell, of Inglewood, whereupon the Members of the Assembly joined in welcoming them on their visit to the Assembly Chamber

THIRD READING OF SENATE BILLS

Senate Concurrent Resolution No. 29—Relative to State and Federal Highway Funds

Resolution read, and presented by Mr Carrell

Demand for Previous Question

Messrs Holmes, Dannemeyer, McMillan, Quimby, and Willson demanded the previous question Demand sustained

The question being on the adoption of the resolution

Resolution adopted by the following vote.

AYES—Allen, Ashcraft, Badham, Bane, Barnes, Belotti, Booth, Burgener, Carrell, Casey, Chapel, Collier, Conrad, Dameison, Dannemeyer, Dills, Donovan, Ferrell, Flournoy, Garrigus, Gonsalves, Henson, Hinckley, Holmes, Johnson, McMillan, Moreno, Pattee, Porter, Quimby, Ryan, Thelin, Thomas, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, and Mr Speaker—41

NOES—Alquist, Bagley, Bee, Britschgi, Cusanovich, Davis, Foran, Gaffney, Knox, Marks, Meyers, Milias, Petris, Powers, Rumford, Stanton, Stevens, Versey, and Young—19

Name Placed Upon Roll Call on Senate Concurrent Resolution No. 29

Mr Powers was granted unanimous consent that he be recorded as voting "No" on Senate Concurrent Resolution No 29

Motion to Reconsider Senate Concurrent Resolution No. 29 on Next Legislative Day

Mr Gaffney moved to reconsider on the next legislative day the vote whereby Senate Concurrent Resolution No 29 was this day adopted.

Senate Concurrent Resolution No 29 ordered to the unfinished business file.

ANNOUNCEMENTS OF COMMITTEE MEETINGS

It was announced that the following committees would hold meetings·

Today—

At 2 p m—Judiciary (Willson, Chairman), in Room 2117.

At 2 30 p m—Public Health (Rumford, Chairman), in Room 5168.

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO. 59

Mr. Petris was granted unanimous consent that Rule No. 59 be temporarily suspended for the purpose of setting Assembly Bill No 197 and Assembly Constitutional Amendment No 13 for hearing in the Committee on Revenue and Taxation on Wednesday, May 20, 1964

RECESS

At 12.10 p.m., Speaker pro Tempore Bee declared the Assembly recessed until 3 p m.

REASSEMBLED

At 3.15 p.m , the Assembly reconvened
Hon. Carlos Bee, Speaker pro Tempore of the Assembly, presiding
Chief Clerk James D Driscoll at the Desk
Assistant Clerk Malcolm MacIntyre reading

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Joint Resolution No. 15—Relative to requesting Congress to withhold action of legislation relating to certain activities of officers and shareholders of insurance companies

Resolution read, and presented by Mr Zenovich
Resolution adopted by the following vote

AYES—Allen, Bane, Bee, Belotti, Booth, Burgener, Carrell, Casey, Conrad, Danielson, Dennemeyer, Davis, Elliott, Fleury, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Holmes, Kennick, Knox, Lanterman, McMillan, Milias, Monagan, Moreno, Pattee, Porter, Quimby, Rumford, Song, Stevens, Thomas, Veysey, Waite, Waldie, Warren, Williamson, Winton, Young, and Zenovich—43
NOES—None

Resolution ordered transmitted to the Senate

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 3 18 p m , at the request of the Speaker pro Tempore, Messrs Barnes, Ferrell, Henson, Ryan, Thelin, Willson, Rumford, Elliott, and Gonsalves, were temporarily excused, for the purpose of attending a meeting of the Committee on Public Health, at this time.

CONSIDERATION OF DAILY FILE (RESUMED)
CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the first item on the Consent Calendar.

CONSENT CALENDAR—ASSEMBLY BILLS
Consideration of House Resolution No 303

By Assemblymen Mulford and Rumford

House Resolution No. 303—Relative to commending H Quayle Petersmeyer.

NOTE The full text of House Resolution No. 303 appears at page 1027 of the Assembly Daily Journal for May 12, 1964.

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Badham, Bagley, Bane, Bee, Belotti, Booth, Burgener, Carrell, Casey, Chapel, Collier, Conrad, Cusanovich, Danielson, Dannemeyer, Davis, Dills, Donovan, Flournoy, Frew, Gaffney, Garrigus, Greene, Hinckley, Holmes, Johnson, Kennick, Knox, McMillan, Meyers, Milias, Monagan, Moreno, Pattee, Petris, Porter, Quimby, Song, Stanton, Stevens, Thomas, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Zenovich, and Mr Speaker—53
NOES—None

Consideration of House Resolution No. 304

By Assemblyman McMillan,

House Resolution No. 304—Relative to commending Dr. Ella Arciniega

NOTE The full text of House Resolution No 304 appears at page 1043 of the Assembly Daily Journal for May 12, 1964

Resolution read, and adopted by the following vote.

AYES—Allen, Alquist, Badham, Bagley, Bane, Bee, Belotti, Booth, Burgener, Carrell, Casey, Chapel, Collier, Conrad, Cusanovich, Danielson, Dannemeyer, Davis, Dills, Donovan, Flournoy, Frew, Gaffney, Garrigus, Greene, Hinckley, Holmes, Johnson, Kennick, Knox, McMillan, Meyers, Milias, Monagan, Moreno, Pattee, Petris, Porter, Quimby, Song, Stanton, Stevens, Thomas, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Zenovich, and Mr Speaker—53
NOES—None

Consideration of House Resolution No. 306

By Assemblymen Petris, Crown, Bee, Rumford, and Mulford

House Resolution No. 306—Relative to commending Judge S. Victor Wagler

NOTE The full text of House Resolution No. 306 appears at pages 1044 and 1045 of the Assembly Daily Journal for May 12, 1964.

Resolution read, and adopted by the following vote.

AYES—Allen, Alquist, Badham, Bagley, Bane, Bee, Belotti, Booth, Burgener, Carrell, Casey, Chapel, Collier, Conrad, Cusanovich, Danielson, Dannemeyer, Davis, Dills, Donovan, Flournoy, Frew, Gaffney, Garrigus, Greene, Hinckley, Holmes, Johnson, Kennick, Knox, McMillan, Meyers, Milias, Monagan, Moreno, Pattee, Petris, Porter, Quimby, Song, Stanton, Stevens, Thomas, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Zenovich, and Mr Speaker—53
NOES—None

Consideration of House Resolution No. 308

By Assemblyman Ashcraft

House Resolution No. 308—Relative to commending Dr. I. Lester Furnas

NOTE: The full text of House Resolution No 308 appears at page 1045 of the Assembly Daily Journal for May 12, 1964.

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Badham, Bagley, Bane, Bee, Belotti, Booth, Burgener, Carrell, Casey, Chapel, Collier, Conrad, Cusanovich, Danielson, Dannemeyer, Davis, Dills, Donovan, Flournoy, Frew, Gaffney, Garrigus, Greene, Hinckley, Holmes, Johnson, Kennick, Knox, McMillan, Meyers, Milias, Monagan, Moreno, Pattee, Petris, Porter, Quimby, Song, Stanton, Stevens, Thomas, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Zenovich, and Mr Speaker—53
NOES—None.

Consideration of House Resolution No. 312

By Assemblyman Conrad

House Resolution No. 312—Relative to National Police Week.

NOTE The full text of House Resolution No. 312 appears at pages 1049 and 1050 of the Assembly Daily Journal for May 13, 1964

Resolution read, and adopted by the following vote:

AYES—Allen, Alquist, Badham, Bagley, Bane, Bee, Belotti, Booth, Burgener, Carrell, Casey, Chapel, Collier, Conrad, Cusanovich, Danielson, Dannemeyer, Davis, Dills, Donovan, Flournoy, Frew, Gaffney, Garrigus, Greene, Hinckley, Holmes, Johnson, Kennick, Knox, McMillan, Meyers, Milias, Monagan, Moreno, Pattee, Petris, Porter, Quimby, Song, Stanton, Stevens, Thomas, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Zenovich, and Mr. Speaker—53
NOES—None

Consideration of House Resolution No. 313

By Assemblymen Deukmejian and Kennick:

House Resolution No. 313—Relative to Mrs Joan Merriam Smith

NOTE The full text of House Resolution No 313 appears at page 1050 of the Assembly Daily Journal for May 13, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Badham, Bagley, Bane, Bee, Belotti, Booth, Burgener, Carrell, Casey, Chapel, Collier, Conrad, Cusanovich, Danielson, Dannemeyer, Davis, Dills, Donovan, Flournoy, Frew, Gaffney, Garrigus, Greene, Hinckley, Holmes, Johnson, Kennick, Knox, McMillan, Meyers, Milias, Monagan, Moreno, Pattee, Petris, Porter, Quimby, Song, Stanton, Stevens, Thomas, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Zenovich, and Mr Speaker—53
NOES—None

Consideration of House Resolution No. 316

By Assemblymen Bane and Cusanovich

House Resolution No. 316—Relative to naming the Van Nuys Armory in memory of President John F Kennedy

NOTE The full text of House Resolution No. 316 appears at pages 1106 and 1107 of the Assembly Daily Journal for May 13, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Badham, Bagley, Bane, Bee, Belotti, Booth, Burgener, Carrell, Casey, Chapel, Collier, Conrad, Cusanovich, Danielson, Dannemeyer, Davis, Dills, Donovan, Flournoy, Frew, Gaffney, Garrigus, Greene, Hinckley, Holmes, Johnson, Kennick, Knox, McMillan, Meyers, Milias, Monagan, Moreno, Pattee, Petris, Porter, Quimby, Song, Stanton, Stevens, Thomas, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Zenovich, and Mr Speaker—53
NOES—None

Consideration of House Resolution No. 318

By Assemblyman Belotti

House Resolution No. 318—Commending Robert W. Johnson and Robert W Chisman for heroism

NOTE The full text of House Resolution No. 318 appears at page 1107 of the Assembly Daily Journal for May 13, 1964

Resolution read, and adopted by the following vote:

AYES—Allen, Alquist, Badham, Bagley, Bane, Bee, Belotti, Booth, Burgener, Carrell, Casey, Chapel, Collier, Conrad, Cusanovich, Danielson, Dannemeyer, Davis, Dills, Donovan, Flournoy, Frew, Gaffney, Garrigus, Greene, Hinckley, Holmes, John-

son, Kennick, Knox, McMillan, Meyers, Milias, Monagan, Moreno, Pattee, Petris, Porter, Quimby, Song, Stanton, Stevens, Thomas, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Zenovich, and Mr Speaker—53
NOES—None.

Consideration of House Resolution No. 320

By Assemblyman Zenovich:

House Resolution No. 320—Relative to commending the California Manufacturers Association

NOTE The full text of House Resolution No 320 appears at pages 1108 and 1109 of the Assembly Daily Journal for May 13, 1964

Resolution read, and adopted by the following vote.

AYES—Allen, Alquist, Badham, Bagley, Bane, Bee, Belotti, Booth, Burgener, Carrell, Casey, Chapel, Collier, Conrad, Cusanovich, Danielson, Dannemeyer, Davis, Dills, Donovan, Flournoy, Frew, Gaffney, Garrigus, Greene, Hinckley, Holmes, Johnson, Kennick, Knox, McMillan, Meyers, Milias, Monagan, Moreno Pattee, Petris, Porter, Quimby, Song, Stanton Stevens, Thomas, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Zenovich, and Mr Speaker—53
NOES—None.

Assembly Joint Resolution No. 15—Relative to memorializing the President of the United States to call a White House Conference on alcoholism

Resolution read, and adopted by the following vote:

AYES—Allen, Alquist, Badham, Bagley, Bane, Bee, Belotti, Booth, Burgener, Carrell, Casey, Chapel, Collier, Conrad, Cusanovich, Danielson, Dannemeyer, Davis, Dills, Donovan, Flournoy, Frew Gaffney, Garrigus, Greene, Hinckley, Holmes, Johnson, Kennick, Knox, McMillan, Meyers Milias, Monagan, Moreno Pattee, Petris, Porter, Quimby, Song, Stanton, Stevens, Thomas, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Zenovich, and Mr Speaker—53
NOES—None

Resolution ordered transmitted to the Senate

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 101—An act to amend Sections 6871 and 6873 of the Education Code, relating to the financial support of the public schools, declaring the urgency thereof, to take effect immediately

Bill read third time, and presented by Mr Garrigus

Urgency Clause

Urgency clause read, and adopted by the following vote

AYES—Allen, Alquist, Badham, Bagley, Bee, Belotti, Booth, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Dills, Donovan, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Pattee, Petris, Porter, Powers, Quimby, Song, Stanton, Stevens, Thomas, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Zenovich, and Mr Speaker—60
NOES—None.

The question being on the passage of the bill

Bill passed by the following vote

AYES—Allen, Alquist, Badham, Bagley, Bee, Belotti, Booth, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Dills, Donovan, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Pattee, Petris, Porter, Powers,

Quimby, Song, Stanton, Stevens, Thomas, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Zenovich, and Mr. Speaker—60.
NOES—None.

Bill ordered transmitted to the Senate.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Consideration of House Resolution No. 314

By Assemblymen Veneman and Henson:

House Resolution No. 314—Relative to commending Fred A. Earle, Jr.

NOTE: The full text of House Resolution No 314, as amended May 18, 1964, appears at page 1154 of the Assembly Daily Journal for May 18, 1964

Resolution read, and adopted unanimously

RESOLUTIONS

The following resolution was offered.

By Assemblyman Waldie

House Resolution No 351

Relative to honoring the California Council for Retarded Children for 14 years of service to the citizens of the State of California

WHEREAS, The California Council for Retarded Children was organized in 1950 for the purpose of improving service for all mentally retarded persons, and now has 75 local units functioning throughout the State, and

WHEREAS, The council and its local units have pioneered in demonstrating the value of educational programs, preschool nurseries, sheltered workshops, recreational programs, and other projects directed at aiding the mentally retarded, and

WHEREAS, These pioneering groups have sought to increase awareness in local communities and in the State Legislature to the numerous problems relating to retardation by demonstrating what can be done for the mentally retarded, and have supported effective legislation to expand and improve services for these unfortunates; and

WHEREAS, The council is a member of the National Association for Retarded Children, and through the council and its local units, the mentally retarded have found a responsible voice to present their special needs to the public; and

WHEREAS, These groups have worked to constantly improve services in our state hospitals for the mentally retarded and have supported the activities of all state and local agencies in this field of endeavor and in other fields as well, and

WHEREAS, By coordinating their efforts with the activities of other groups, the California council and its local units, which have a membership composed of parents of retarded children, other interested citizens and professional persons in this field, have aided all handicapped children, and not just mentally retarded youngsters; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members join in congratulating the California Council for Retarded Children and its local units for 14 years of service to handicapped children in this State and wish them well in all their future endeavors; and be it further

Resolved, That the Chief Clerk of the Assembly transmit suitably prepared copies of this resolution to the California Council for Retarded Children

Request for Unanimous Consent

Mr Waldie was granted unanimous consent to take up House Resolution No 351 without reference to committee or file

Resolution read ~~, and adopted unanimously~~

NOTE Later this day the action was rescinded whereby the above resolution was adopted *See* page 1201

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered:

Assembly Concurrent Resolution No. 69: By Assemblyman Ryan—Relative to charter service school buses

Referred by the Speaker pro Tempore to the Committee on Rules.

REQUEST FOR UNANIMOUS CONSENT TO RESCIND ACTION ON HOUSE RESOLUTION NO. 351

Mr Waldie was granted unanimous consent to rescind the action whereby the the Assembly, on this day adopted House Resolution No. 351. *See* page 1200

Further Consideration of House Resolution No. 351

By Assemblyman Waldie:

House Resolution No. 351—Relative to honoring the California Council for Retarded Children for 14 years of service to the citizens of the State of California

NOTE: The full text of House Resolution No 351 appears at page 1200 of the Assembly Daily Journal for this day.

Resolution read.

Motion to Amend House Resolution No. 351

Mr. Waldie moved that Mr. Burgener be added as a coauthor to House Resolution No. 351.

Motion carried.

The question being on the adoption of House Resolution No. 351, as amended.

Resolution read, as amended, and adopted unanimously.

RESOLUTIONS

The following resolutions were offered:

By Assemblymen Collier and Cusanovich:

House Resolution No. 352

Relative to commending Jay Faggen

WHEREAS, The efforts of Jay Faggen in publicizing a new service for banks and merchants have brought a substantial benefit to the general public as well as to the banks and retailers, and

WHEREAS, This remarkable service is the computerized check cashing verification which, in a four-second interval, gives a highly effective credit reference which has resulted in a 10 percent reduction in the $10,000,000 annual losses from bad checks in the Los Angeles area; and

WHEREAS, The use of this service has directly resulted in the capture of wanted bad check artists, has prevented loss to merchants, and has made possible better check cashing accommodation for good customers to such a degree that Mr Faggen is now confident that other communities, to which he is making information of this innovation in credit verification available, will soon have the advantage of this service, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members commend Mr Faggen for making information of this striking advance available to communities throughout 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 Faggen

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

By Assemblyman Waldie:

House Resolution No. 353

Relative to construction of waste drain for San Joaquin Valley

WHEREAS, Any impairment of the quality of the waters of the San Joaquin River and Sacramento River Delta is of serious concern to all persons in the State as well as those in the area immediately affected; and

WHEREAS, Existing law requires the Bureau of Reclamation of the United States Department of the Interior to construct and have in operation a drain for the San Luis Water Project by the year 1968; and

WHEREAS, The California Department of Water Resources is also required to provide a drain for the San Joaquin Valley elements of the State Water Plan; and

WHEREAS, Under present plans the federal drain, which is shorter, will be constructed first with the state drain to be constructed six to eight years later, with the state drain to be parallel to the federal drain throughout the length of the federal drain with both drains to empty into the San Joaquin River near the Antioch Bridge; and

WHEREAS, This duplicating construction of two drains will increase the total cost of both projects, increase the amount of land for rights-of-way, and increase the operating costs; and

WHEREAS, The discharge of waste waters into the delta at the planned outlet in the vicinity of the Antioch Bridge will contaminate the waters in the vicinity of Antioch and Pittsburg with harmful pesticides and nitrogen compounds which will have a serious detrimental effect upon domestic and industrial water users in the area; now, therefore, be it

Resolved by the Assembly of the State of California, That the Department of Water Resources is directed to cooperate in, and take all steps necessary to insure, the construction of a single waste drain in this area to serve both the federal and state needs; and be it further

Resolved, That the discharge point into the San Joaquin River for any waste water drain be placed as near the outlet into the Pacific Ocean as is economically feasible and in no circumstances as far upstream as the Antioch Bridge or the City of Pittsburg; and be it further

Resolved, That the Chief Clerk of the Assembly shall transmit a copy of this resolution to the Director of the Department of Water Resources

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Allen.

House Resolution No. 354

Relative to an interim study of child beating

WHEREAS, By Chapter 576 of the Statutes of 1963, the Legislature at the 1963 Regular Session added Section 11161.5 to the Penal Code to require physicians and surgeons to report cases of child beating to proper authorities; and

WHEREAS, At the same session of the Legislature, Chapter 783 of the Statutes of 1963 amended Section 273a of the Penal Code to increase penalties for persons convicted of willfully inflicting unjustifiable pain or mental suffering upon any child; and

WHEREAS, While there are no reliable statistics on the incidence of child beating in California, it is believed by some authorities that a vast majority of cases go unreported; and

WHEREAS, There is need to establish a system to centralize all reports by hospitals and doctors on all cases of suspected child beating, on both the community and state levels, in order that offenders will have less chance to escape detection by taking a child to a different place for treatment following each occurrence of this heinous crime; and

WHEREAS, Such reports need contain no accusation but should cover all medical evidence of suspicious injuries sustained by minors, together with all available identifying information on the minor and his parents; and

WHEREAS, Such needed reporting procedures would be provided for under the provisions of a bill which provides as follows:

An act to add Sections 11160.5 and 11161.7 to the Penal Code and to add Section 11478 to the Welfare and Institutions Code, relating to reports on child beating

The people of the State of California do enact as follows:

SECTION 1. Section 11160.5 is added to the Penal Code, to read

11160.5 Every person, firm or corporation conducting any hospital in the State, or the managing agent thereof, or the person managing or in charge of such hospital,

or in charge of any ward or part of such hospital to which a minor is brought for treatment or medication of any kind, and it appears from observation of the minor that there is any grounds for suspecting that the minor may be a victim of a violation of Section 273a of this code, such information shall be reported immediately, both by telephone and in writing, to the department of public welfare of the county in which the hospital is situated stating the grounds for such suspicion, together with any known information identifying the minor or his parents and other facts pertinent to the minor and his injuries

Upon receipt of such report, the department shall determine whether previous reports on the same minor or other minors in the same family or other information in the department's records justify referring the case to the district attorney for investigation Copies of all written reports received by county departments of public welfare shall be forwarded to the State Department of Social Welfare If the State Department of Social Welfare's records reveal any incidents in other localities on the same minor or other minors in the same family or other pertinent information, the county department shall be notified immediately of such information

SEC 2 Section 11161 7 is added to said code, to read

11161 7 In any case, in which a minor is brought to a physician and surgeon for diagnosis or treatment, or is under his charge or care, and it appears to the physician and surgeon that there are any grounds for suspecting that the minor may be a victim of a violation of Section 273a of this code, such information shall be reported immediately, both by telephone and in writing, to the department of public welfare of the county in which the minor was diagnosed, treated or received care, stating the character and extent of the minor's injuries and, if known, the name of the minor and his parents and any other pertinent facts

Upon receipt of such report, the department shall determine whether previous reports on the same minor or other minors in the same family or other information in the department's records justify referring the case to the district attorney for investigation Copies of all written reports received by county departments of public welfare shall be forwarded to the State Department of Social Welfare If the State Department of Social Welfare's records reveal any incidents in other localities on the same minor or other minors in the same family or other pertinent information, the county department shall be notified immediately of such information

SEC 3 Section 114 8 is added to the Welfare and Institutions Code, to read

114 8 The department shall establish a uniform system in county welfare departments throughout the State for recording and classifying all reports of suspected violations of Section 273a of the Penal Code.

LEGISLATIVE COUNSEL'S DIGEST

Reports on child beating

Adds Secs 11160 5, 11161 7, Pen C, Sec 114 8, W & I C

Requires doctors and hospitals to report all suspected cases of child beating to county welfare departments for possible referral to the district attorney and requires the State Department of Social Welfare to establish a uniform system for recording and classifying such reports, now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is directed to assign the subject matter of this resolution to an appropriate interim committee for study, including, but not limited to, the most effective and economical means of establishing central registries for receiving and classifying information on cases of suspected child beating, and to direct such committee to report its findings, together with its recommendations for needed legislation, to this Assembly by not later than the fifth legislative day of the 1965 Regular Session; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to have the bill and digest set forth above printed as an Assembly preprint bill, so that it may be available for distribution to the committee, appropriate law enforcement agencies and the public in connection with the interim study provided for herein.

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Ryan

House Resolution No. 355

Relative to charter service school buses

WHEREAS, A question has arisen as to whether charter-party carriers of school pupils with permits from the Public Utilities Commission are also subject to regulation by the State Board of Education, and

WHEREAS, This situation has adversely affected the ability of such carriers to perform their services adequately and in the best interests of all concerned; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members thereof hereby declare that it was not the intention of the Legislature that charter-party carriers of school pupils with permits from the Public Utilities Commission should comply with all the regulations of the State Board of Education, and hereby request the California Highway Patrol not to enforce any such regulations as to such charter-party carriers until the Legislature has had an opportunity to study and clarify the situation; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a copy of this resolution to the Department of the California Highway Patrol, the State Board of Education, and the Public Utilities Commission

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

By Assemblyman Ryan:

House Resolution No. 356

Relative to interim study of charter service school buses

WHEREAS, A question has arisen as to whether charter-party carriers of school pupils with permits from the Public Utilities Commission are also subject to regulation by the State Board of Education, now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is requested to assign to an appropriate interim committee for study the question of whether charter-party carriers of school pupils with permits from the Public Utilities Commission are also subject to regulation by the State Board of Education, and to direct such committee to report thereon to the Assembly, together with its recommendations in the matter, not later than the fifth legislative day of the 1965 Regular Session of the Legislature

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO. 59

Mr Casey was granted unanimous consent that Rule No. 59 be temporarily suspended for the purpose of setting Assembly Joint Resolution No 17 for hearing in the Committee on Education on Wednesday, May 20, 1964.

RECESS

At 3 33 p.m., Speaker pro Tempore Bee declared the Assembly recessed until 3 43 p.m.

REASSEMBLED

At 3 43 p.m., the Assembly reconvened.

Hon. Carlos Bee, Speaker pro Tempore of the Assembly, presiding

Chief Clerk James D Driscoll at the Desk

Assistant Clerk Malcolm MacIntyre reading

ANNOUNCEMENTS

Mr. Unruh expressed his apologies to the Members, and announced that the conferees were unable to submit the conference report on Assembly Bill No. 145 to the Assembly at this time.

RESOLUTIONS

The following resolution was offered

By Assemblyman Ryan:

House Resolution No. 357

Relative to Congratulating Edward P. Kauffmann

WHEREAS, Edward P. Kauffmann, of South San Francisco, retired on the 22nd day of April, 1964, after serving as City Treasurer for 50 years; and

WHEREAS, His personal integrity and faithfulness to duty during the many years of service are in keeping with the spirit of the Athenian Oath, which reads as follows:

"We will never bring disgrace to this our city by any act of dishonesty or cowardice, nor ever desert our suffering comrades in the ranks; we will fight for the ideals and sacred things of the city, both alone and with many, we will revere and obey the city's laws and do our best to incite to a like respect and reverence those who are prone to annul or set them at naught, we will strive unceasingly to quicken the public sense of public duty, that, thus, in all these ways, we will transmit this city, not only not less, but greater, better and more beautiful than it was transmitted to us", and

WHEREAS, He has thus established a high standard of civic conduct, worthy of emulation by those who desire to contribute to the welfare of their community, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members commend Edward P Kauffmann for his outstanding record of service to his community, congratulate him on his retirement, and wish him success and happiness in his future endeavors; and be it further

Resolved, That the Chief Clerk of the Assembly be directed to transmit a suitably prepared copy of this resolution to Edward P. Kauffmann

Request for Unanimous Consent

Mr Ryan was granted unanimous consent to take up House Resolution No. 357 without reference to committee or file.

Resolution read, and adopted unanimously.

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO. 59

Mr Petris was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Assembly Bill No 209 for hearing in the Committee on Revenue and Taxation on Wednesday, May 20, 1964

RESOLUTION REMOVED FROM CONSENT CALENDAR

On request of Mr. Petris, House Resolution No 319 was removed from the Consent Calendar, and placed on the third reading file.

MESSAGES FROM THE SENATE

Senate Chamber, May 19, 1964

Mr Speaker. I am directed to inform your honorable body that the Senate amended, and on this day passed as amended

Assembly Bill No 78

And respectfully requests your honorable body to concur in said amendments.

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

Above bill ordered to unfinished business file

REQUEST FOR UNANIMOUS CONSENT

Mr. Elliott was granted unanimous consent to take up consideration of Senate amendments to Assembly Bill No 78 without reference to file

CONSIDERATION OF SENATE AMENDMENTS TO ASSEMBLY BILL NO. 78

Assembly Bill No. 78—An act to amend Sections 14214, 14218, and to add Section 14694 9 to the Education Code, relating to school dis-

trict retirement plans, 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

On page 2, line 12, of the printed bill, as amended in Assembly April 15, 1964, strike out the second "and", and strike out lines 13 to 18, inclusive, and insert ' between the retirement allow-"

Amendment No. 2

On page 2, between lines 25 and 26, insert

"(2) With respect to service rendered after June 30, 1944, by persons whose retirement is effective after June 30, 1964, the retirement system shall pay to each local district maintaining a local retirement system from the Teachers' Retirement Fund, an amount calculated actuarially, at the interest rate in effect for member contributions to the State Teachers' Retirement System, to produce the difference between the retirement allowances provided by the local retirement system formulae and those provided by the State Teachers' Retirement System formulae The member in the local retirement system shall contribute on the same basis and at the same total rate of contributions as he would have under the State Teachers' Retirement System based on age and sex as of July 1, 1944, or later date of entry into the local retirement system "

Amendment No. 3

On page 2, line 26, strike out "(2)", and insert "(3)"

The roll was called, and the Assembly refused to concur in Senate amendments to Assembly Bill No 78 by the following vote

AYES—Danielson, Porter, and Thomas—3

NOES—Allen, Alquist, Ashcraft, Badham, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Conrad, Cusanovich, Dunnemeyer, Dills, Donovan, Elliott, Flournoy, Frew, Gaffney, Garrigus, Gonsalves, Greene, Hinckley, Holmes, Johnson, Kennick, Lanterman, McMillan, Meyers, Milias, Monagan, Moreno, Pattee, Petris, Powers, Rumford, Ryan, Song, Stanton, Stevens, Thelin, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Zenovich, and Mr Speaker—57

Appointment of Committee on Conference Concerning Assembly Bill No. 78

The Speaker pro Tempore appointed Messrs Elliott, Danielson, and Cusanovich as a Committee on Conference concerning Assembly Bill No 78.

ANNOUNCEMENTS

Mr. Bane announced that the Committee on Rules will meet every morning one-half hour prior to the session, in order to hear any resolutions that have been introduced the previous day

REPORTS OF STANDING COMMITTEES

Committee on Rules

Assembly Chamber, May 19, 1964

Mr. Speaker· Your Committee on Rules reports·

House Resolution No. 322
House Resolution No. 323
House Resolution No. 324

With the recommendation· Be adopted.

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolutions be placed on the Consent Calendar

BANE, Chairman

Above resolutions ordered on file.

Assembly Chamber, May 19, 1964

Mr. Speaker: Your Committee on Rules reports

House Resolution No. 326
House Resolution No. 332

With the recommendation. Be adopted.

Pursuant to the provisions of Joint Rules Nos. 22 1, 22 2, and 22 3, the committee recommends that the above resolutions be placed on the Consent Calendar.

BANE, Chairman

Above resolutions ordered on file.

Assembly Chamber, May 19, 1964

Mr Speaker. Your Committee on Rules reports

House Resolution No 315

With the recommendation Be adopted

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, May 19, 1964

Mr Speaker. Your Committee on Rules reports

House Resolution No 321
House Resolution No 327
House Resolution No 330

With the recommendation That the resolutions be retained in committee, and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study.

BANE, Chairman

Subject matter of the above resolutions referred to the Committee on Rules.

Assembly Chamber, May 19, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 339

With the recommendation That the resolution be retained in committee, and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study

BANE, Chairman

Subject matter of the above resolution referred to the Committee on Rules

Assembly Chamber, May 19, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 340

With the recommendation That the resolution be re-referred to the Committee on Criminal Procedure

BANE, Chairman

Above resolution re-referred to the Committee on Criminal Procedure.

Assembly Chamber, May 19, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 329

With the recommendation That the resolution be re-referred to the Committee on Transportation and Commerce

BANE, Chairman

Above resolution re-referred to the Committee on Transportation and Commerce.

Assembly Chamber, May 19, 1964

Mr Speaker Your Committee on Rules reports

Senate Concurrent Resolution No 19

With the recommendation Be adopted

Pursuant to the provisions of Joint Rules Nos. 22 1 22 2, and 22 3, the committee recommends that the above resolution be placed on the Consent Calendar

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, May 19, 1964

Mr Speaker Your Committee on Rules reports:

Assembly Concurrent Resolution No 49

With the recommendation: That the resolution be re-referred to the Committee on *Transportation* and Commerce

BANE, Chairman

Above resolution re-referred to the Committee on Transportation and Commerce

Assembly Chamber, May 19, 1964

Mr Speaker: Your Committee on Rules reports

House Resolution No 331

With the recommendation. Be adopted, as amended

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolution be placed on the Consent Calendar

BANE, Chairman

Above resolution ordered on file

Committee on Judiciary

Assembly Chamber, May 19, 1964

Mr Speaker: Your Committee on Judiciary reports

Senate Concurrent Resolution No 26

With the recommendation Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolution be placed on the Consent Calendar.

WILLSON, Chairman

Above resolution ordered on file.

MESSAGES FROM THE SENATE

Senate Chamber, May 19, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day adopted

Senate Joint Resolution No 17

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was read.

Senate Joint Resolution No. 17—Relative to renaming the Tehama-Colusa Canal

Held at desk by order of the Speaker pro Tempore

MESSAGES FROM THE SENATE

Senate Chamber, May 19, 1964

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 Lance D MacArthur, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bill was read the first time

Senate Bill No. 60—An act relating to the tidelands and submerged lands granted by the State to the City of Long Beach and the revenues therefrom

Referred by the Speaker pro Tempore to the Committee on Ways and Means

Request for Unanimous Consent to Temporarily Suspend Rule No. 59

Speaker pro Tempore Bee was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Senate Bill No. 60 for hearing in the Committee on Ways and Means on Wednesday, May 20, 1964.

MESSAGES FROM THE SENATE

Senate Chamber, May 19, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day respectfully refused to concur in Assembly amendments to

Senate Bill No. 68—An act to add Chapter 8 (commencing with Section 8700) to Division 1, Title 2, of the Government Code, relating to economic and cultural relations with Baja California, and making an appropriation therefor.

And appointed Senators Quick, Begovich, and Gibson as a Committee on Conference to meet a like committee from the Assembly

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

Senate Chamber, May 19, 1964

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 Lance D MacArthur, Assistant Secretary

Above resolution ordered enrolled

Senate Chamber, May 19, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day adopted as amended:

Assembly Constitutional Amendment No 12

And respectfully requests your honorable body to concur in said amendments

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

Above resolution ordered to unfinished business file

Senate Chamber, May 19, 1964

Mr Speaker. I am directed to inform your honorable body that the Senate on this day passed

Assembly Bill No 60
Assembly Bill No 134
Assembly Bill No 178

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

Above bills ordered enrolled

RESOLUTIONS

The following resolutions were offered:

By Assemblymen Meyers, Gaffney, Foran, and Marks (Coauthors: Senator McAteer):

House Resolution No. 358

Relative to congratulating Dr. Henry A Tagliaferri

WHEREAS, Dr Henry A. Tagliaferri, a prominent figure in many aspects of San Francisco community life, a member of the San Francisco Port Authority and a highly respected member of the dental profession, will be the guest of honor at a banquet, sponsored by the Faith Guild Chapter of the City of Hope, at the Fairmont Hotel in San Francisco on May 27, and

WHEREAS, Dr Tagliaferri was born in Philadelphia, Pennsylvania, and at the age of two moved to California, where he attended Grant Grammar School and San Jose High School in San Jose, Galileo High School in San Francisco, the University of Santa Clara and the College of Physicians and Surgeons, and

WHEREAS, Dr. Tagliaferri, upon completion of his postgraduate work in oral surgery at Bellevue Hospital in New York City, embarked upon the practice of oral

surgery, being appointed in 1933 Oral Surgeon at St Mary's Hospital and St Luke's Hospital in San Francisco and, later, being appointed to his present position as Chief Oral Surgeon at St Luke's Hospital; and

WHEREAS, Dr Taglaferri was a Captain in the Dental Corps of the United States Army and served as Oral Surgeon and Chief of Dental Service at Prisoners of War Hospital in Ogden, Utah, and

WHEREAS, Dr Taglaferri is a current member of such diverse governmental, civic, and community organizations as the Press and Union League Club, the Commonwealth Club, the California Probation and Parole Association, the California Conference of Social Work, the California Safety Council, the Citizens Advisory Committee to the Attorney General on Crime Prevention, the Public Health League of California, the San Francisco Social Hygiene League and Health Association, the San Francisco Symphony Foundation, the San Francisco Special Police, the National Sheriff's Association, the United States Navy League, the Mission Merchants Association, the Columbus Civic Club, the Italian Federation of California, the Genacolo, the Italian Welfare Agency, and is a member of the Board of Directors and First Vice President of the International Footprinters Association, a member of the Board and Trustees of the Myasthenia Gravis Foundation, and a special agent of the Department of Justice, and

WHEREAS, He is also a member of the Master Plan for Youth, the University of Santa Clara Alumni Association, the World Affairs Council of Northern California, and the Mayor's Committee on Human Relations, and

WHEREAS, Dr Taglaferri has actively participated in numerous professional organizations, maintaining membership in the American Dental Association, the California State Dental Association, the San Francisco District Dental Society, the Pacific Coast Dental Conference, the International Dental Federation, the College of Physicians and Surgeons Alumni Association and Post-Graduate Foundation, and the Xi Psi Phi National Dentists' Fraternity, of which he is a Past Deputy Supreme President, and

WHEREAS, Dr Taglaferri has been very active in the affairs of the Democratic Party, attending national conventions, serving on numerous committees, including the State Central Committee, and serving as chairman of various campaign committees, and

WHEREAS, The citizenry of San Francisco will gather at the dinner to be held on May 27 1964, out of a deep regard for Dr Taglaferri and to honor him for his many years of unselfish public and private service, and with this purpose in mind they will establish a Dr H A Taglaferri Research Fellowship at the City of Hope, which is one of the leading medical research and treatment centers of the world, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members congratulate Dr H A Taglaferri on the honor to be bestowed upon him, and commend him for his many outstanding public services; 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. Henry A. Taglaferri

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Holmes

House Resolution No. 359

Relative to commending Mrs Ida Cordero

WHEREAS, On May 27, 1964, a dinner is being held in honor of Mrs Ida Cordero on the occasion of her 30th anniversary as a social worker with the Catholic Welfare Bureau in Santa Barbara County; and

WHEREAS, In spite of physical handicaps, she has distinguished herself by selfless dedicated service to social welfare and has been a pioneer in the field of juvenile delinquency study and control; and

WHEREAS, Mrs Cordero has been active in work with all community agencies in Santa Barbara and has come to be known and loved as a friend to those in need and with family problems, and

WHEREAS, She has been instrumental in promoting programs of group counseling of parents whose children give indications of social misbehavior; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly by this Resolution commend Mrs Ida Cordero for her outstanding achievements and dedicated efforts on behalf of those in need; 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. Ida Cordero.

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

APPROVAL OF JOURNALS

On motion of Mr Waldie, the Assembly Daily Journals for Monday, May 11, 1964; Tuesday, May 12, 1964; Wednesday, May 13, 1964, and Thursday, May 14, 1964, were approved, as corrected by the Minute Clerk.

ADJOURNMENT

At 4 p.m., on motion of Mr Waldie, the Speaker pro Tempore declared the Assembly adjourned until 11 a.m., Wednesday, May 20, 1964.

JESSE M UNRUH, Speaker

ANABEL WHANG, Minute Clerk

CALIFORNIA LEGISLATURE

1964 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

FIFTY-THIRD LEGISLATIVE DAY

EIGHTY-NINTH CALENDAR DAY

IN ASSEMBLY

Assembly Chamber
Wednesday, May 20, 1964

The Assembly met at 11 a m
Hon. Carlos Bee, Speaker pro Tempore of the Assembly, presiding
Chief Clerk James D Driscoll at the Desk
Assistant Clerk Malcolm MacIntyre reading

ROLL CALL

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

Allen, Alquist, Ashcraft, Badham, Bagley Bane, Barnes, Bee, Berlenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dennemeyer, Davis, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—75.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev Robert R. Ferguson·

Eternal God, We know Thou dost not hear us because of the quantity of our words but for the quality of our deeds Guide us amidst the difficult and confusing issues confronting us May we have the insight to realize the greater the problems the greater the opportunities
May we draw upon deep spiritual resources Thou hast given and keep us ever working toward our goals, never being defeated because of fatigue or frustration
May we rise to the heavy demands of this hour
In our Lord's name we pray —AMEN

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Bee, Mr. Dymally then led the Assembly in the pledge of allegiance to the Flag

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Mr Henson, seconded by Mr Garrigus.

LEAVES OF ABSENCE FOR THE DAY

The following Member was granted leave of absence for the day, because of a death in the family

Mr Deukmejian, on motion of Mr Conrad

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

Mr Quimby, on request of the Speaker pro Tempore

Mr Soto, on request of the Speaker pro Tempore

MEMBERS EXCUSED TEMPORARILY FOR CONFERENCE COMMITTEE MEETINGS

At 11 10 a m , at the request of the Speaker pro Tempore, Messrs Crown, Mills, Williamson, and Collier were temporarily excused, for the purpose of attending conference committee meetings

LEAVE OF ABSENCE FOR THE BALANCE OF DAY

At 11 12 a m , the following Member was granted leave of absence for the balance of the day, because of legislative business elsewhere:

Mr Mulford, on request of the Speaker pro Tempore

RESOLUTIONS

The following resolution was offered

By Assemblyman Hinckley:

House Resolution No. 360

Relative to railroad rates

Resolved by the Assembly of the State of California, That the State Public Utilities Commission is requested to investigate rates of railroads operating in California and, if train crews of such railroads are reduced to take such action as may be required to insure that the savings which as a result accrue to the railroads are passed on to the customers of the railroads in the form of a reduction of the rates of the railroads, and be it further

Resolved That the Chief Clerk of the Assembly is directed to transmit a copy of this resolution to the Public Utilities Commission

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

REPORTS OF STANDING COMMITTEES

Committee on Public Health

Assembly Chamber, May 19, 1964

Mr Speaker: Your Committee on Public Health reports

House Resolution No. 317

With the recommendation: Be adopted.

RUMFORD, Chairman

Above resolution ordered on file

REFERENCE OF BILLS TO COMMITTEE

Speaker pro Tempore Bee announced that Speaker Unruh has referred the following bills to the following committees:

Senate Joint Resolution No.	*Committee*
17	Water

MESSAGES FROM THE GOVERNOR

The following veto message from the Governor was received and read:

Veto Message Concerning Assembly Bill No. 73

State of California
Governor's Office
Sacramento, May 19, 1964

To The Honorable Members of The Assembly
State of California, Sacramento

Greetings I am returning herewith without my signature Assembly Bill No 73, 1964 First Extraordinary Session, entitled "An act to amend Sections 6553 and 25500 of the Elections Code, relating to the conduct of elections"

This measure would require candidates for party nomination for State Senator or State Assemblyman in the primary election to pay the $60.00 filing fee at the time of the filing of the declaration of intention to be a candidate, instead of paying such fee at the time of filing nomination papers for such office. The filing fee is not refunded where the candidate fails to file nomination papers.

In 1963 the Legislature enacted, and I approved, a measure which requires a candidate for party nomination for State Senator or State Assemblyman to file a declaration of intention 5 to 15 days before the first day for the filing of nomination papers (Stats. 1963, Ch 1903). The 1963 measure was intended to give timely notice to the public, and to the political parties, of those persons considering candidacy in the primary election

By requiring potential candidates to pay the filing fee at the time of declaring their intent would defeat the salutary objectives of the earlier legislation in that it would freeze out potential candidates who cannot afford to forfeit the $60 00 filing fee should they decide not to file nomination papers. In short, this bill would discourage civic minded citizens from allowing their names to be considered for state legislative office by preventing them from presenting their names for public consideration for this short period of time without bearing punitive costs

Accordingly, I am returning the bill without my signature.

Respectfully submitted,

EDMUND G BROWN, Governor

Acknowledgment of Receipt of Bill

I acknowledge receipt this 19th day of May, 1964, at 4 15 p m o'clock, of Assembly Bill 73 without the Governor's signature, together with a statement of his objections thereto signed by the Governor, delivered to me personally by Genevieve A Gomez, Secretary to the Legislative Secretary to the Governor

JAMES D DRISCOLL
Chief Clerk of the Assembly

Assembly Bill No 73 ordered to the unfinished business file

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO. 59

Mr Knox was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Senate Bill No 107 and Senate Concurrent Resolution No 33 for hearing in the Committee on Municipal and County Government today

RESOLUTIONS

The following resolution was offered:

By Assemblyman Belotti

House Resolution No. 361

Congratulating the Mendocino County Road Department

WHEREAS, Safe employment and safe places of employment are matters of great concern to Californians everywhere and all efforts to reduce the tragic and needless losses and suffering occasioned by accidents are worthy of congratulation and emulation; and

WHEREAS, The Mendocino County Road Department has received an award from the State Compensation Insurance Fund in recognition of the department's first place standing among the counties of Mendocino, Napa, Marin, Lake and Sonoma in employee safety; and

WHEREAS, This safety award program is now in its third year and is part of a statewide program conducted by the State Compensation Insurance Fund in an effort to make employees more safety conscious, and to increase employee safety and reduce the number of lost-time accidents in our State, and

WHEREAS, The Mendocino County Road Department under the leadership of Mr. Kempe Richardson, County Road Commissioner, and Mr. Harvey Sawyer, Chairman of the Mendocino County Roads Committee of the Mendocino County Board of Supervisors, has, as demonstrated by the award of the State Compensation Insurance Fund, made a significant and most commendable contribution toward the goal of eliminating work day accidents and their attendant loss and suffering, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members congratulate the officers and employees of the Mendocino County Road Department upon their award from the State Compensation Insurance Fund and their fine safety record, and be it further

Resolved, That the Chief Clerk of the Assembly shall transmit a suitably prepared copy of this resolution to Mr. Kempe Richardson, Mendocino County Road Commissioner

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

Consideration of House Resolution No. 331

By Assemblymen Ferrell, Rumford, Dymally, Z'berg, and Beilenson

House Resolution No. 331—In appreciation of the Chaplain, Reverend Robert R. Ferguson, and authorizing the printing of the prayers of the Assembly in book form.

Resolution read

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Rules, were read, and adopted:

Amendment No. 1

In the second line of the second *Resolved* clause of the printed measure, as printed on page 1141 of the Assembly Journal for May 14, 1964, strike out "--------", and insert "900"

Amendment No. 2

In the third line of the second *Resolved* clause, strike out "one copy", and insert "copies"

House Resolution No. 331, as Amended

By Assemblymen Ferrell, Rumford, Dymally, Z'berg, and Beilenson

House Resolution No. 331

In appreciation of the Chaplain, Rev. Robert R. Ferguson, and authorizing the printing of the prayers of the Assembly in book form

WHEREAS, During the 1964 Regular and Special Sessions of the California Legislature it has been the privileged good fortune of the Assembly to have the Reverend Robert R. Ferguson serve as its Chaplain; and

WHEREAS, The Reverend Robert R. Ferguson, through his inspirational prayers each day of the session, has brought to this body valuable and necessary spiritual guidance and comfort for the day's work, and has reminded the Members of their obligations not only to their God but to their fellow men, to the State and to the Nation, and

WHEREAS, His devout utterances, his demonstrated high degree of intelligence and his manifest vision have compelled the admiration of all within his hearing and have won the personal regard and sincere respect of each and every Member of the Assembly, and

WHEREAS, The Reverend Robert R Ferguson, through his devotional entreaties, has greatly encouraged the Members to merit the trust imposed in them by the people of California, and has caused the Members to look upon their daily tasks with greater tolerance and deeper understanding of the hearts and wishes of all the people of California, now, therefore, before the date for sine die adjournment arrives, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly express to the Reverend Robert R Ferguson their heartfelt appreciation for the rewarding spiritual service and guidance he has rendered this body during the 1964 sessions of the Legislature, and for the stimulation to duty and justice the Members have derived from his daily supplications, and be it further

Resolved, That the Chief Clerk of the Assembly is authorized and directed to have printed 900 copies of a booklet containing the prayers offered in the Assembly at the 1964 sessions, and that he send copies of this booklet to each Member of the Assembly and the remainder of the copies to be transmitted to the Reverend Robert R Ferguson, together with a suitably engrossed copy of this resolution

Resolution, as amended, ordered to the Consent Calendar

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

Assembly Concurrent Resolution No. 25—Relative to the establishment of a branch office by the Department of Water Resources

The question being: Shall the Assembly concur in the following Senate amendments to Assembly Concurrent Resolution No 25?

Amendment No. 1

On page 1, line 8, of the printed measure, as amended in Assembly April 27, 1964, strike out "expanded", and insert "future"

Amendment No. 2

On page 1, line 9, strike out "requires", and insert "might require".

Amendment No. 3

On page 1, strike out lines 12 to 19, inclusive, and insert

"WHEREAS, The Legislature is very concerned with the welfare of the state employees who will be affected by changes in the organization of the Department of Water Resources and wishes to assure that good personnel practices are followed in any action taken to supplement changes in organization, now, therefore, be it"

Amendment No. 4

On page 1, line 22, strike out "further", and insert "thoroughly"

Amendment No. 5

On page 1, lines 23 and 24, strike out "City of San Jose", and insert "San Francisco Bay Region"

Amendment No. 6

On page 1, after line 24, insert

"*Resolved*, That the Department of Water Resources include in their study plans for utilization and relocation of present personnel assuring good personnel management practices; and be it further

Resolved, That in connection with such study the director should first establish specifically the necessity for, or the advantage of, such decentralization, the exact duties which should be transferred to such branch office, and the most preferable location for the branch office in the City of San Jose or elsewhere in the region; and be it further".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Concurrent Resolution No 25 by the following vote

AYES—Alquist, Ashcraft, Badham, Barnes, Bee, Belotti, Booth, Burgener, Carrell, Casey, Cusanovich, Danielson, Davis, Dills, Donovan, Dymally, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Johnson, Kennick, Knox, Marks, McMillan, Milias, Monagan, Moreno, Pattee, Rumford, Ryan, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waldie, Whetmore, Willson, Young, and Z'berg—48
NOES—Britschgi—1

Assembly Concurrent Resolution No 25 ordered enrolled

Assembly Bill No. 207—An act to add Section 54920 to the Government Code, relating to tax levies by junior college districts, 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 207 ?

Amendment No. 1

In line 1 of the title of the printed bill, strike out "54919", and insert "54920"

Amendment No. 2

On page 1, line 1, strike out "54919", and insert "54920"

Amendment No. 3

On page 1, line 3, strike out "54919", and insert "54920"

The roll was called and the Assembly concurred in Senate amendments to Assembly Bill No 207 by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Conrad, Crown, Cusanovich, Danielson Dannemeyer, Davis, Dills, Donovan, Dymally Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Knox, Marks, Milias, Mills, Monagan, Moreno, Pattee, Petris, Porter, Powers, Rumford Ryan, Song, Stanton, Stevens, Thelin, Thomas, Veneman, Waldie, Warren, Whetmore, Willson, Young, and Z'berg—57
NOES—None

Assembly Bill No 207 ordered enrolled

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 11 18 a m , Mr Knox was granted unanimous consent that the members of the Committee on Municipal and County Government be excused, for the purpose of holding a meeting of the Committee on Municipal and County Government at this time, in Room 3188

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
MOTION TO RECONSIDER HOUSE RESOLUTION NO. 272

In compliance with a motion given on a previous day, Mr Belotti moved that the vote whereby House Resolution No 272 was adopted be reconsidered

House Resolution No 272 refused reconsideration by the following vote

AYES—Allen, Ashcraft, Badham, Barnes, Belotti, Burgener, Conrad, Cusanovich, Dannemeyer, Dills, Donovan, Flournoy, Foran, Gaffney Gonsalves, Hinckley, Lanterman, Marks, Meyers, Milias, Pattee, Stevens, Thelin, Veysey, and Whetmore—25
NOES—Alquist, Belleuson, Booth Carrell, Casey, Danielson, Davis, Dymally, Elliott, Ferrell, Frew, Garrigus, Greene, Henson, Johnson, Kennick, Knox, McMillan, Monagan, Moreno, Porter, Powers, Rumford, Ryan, Song, Thomas, Veneman, Waite, Waldie, Warren, Willson, Winton, Young, and Z'berg—34.

MOTION TO RECONSIDER SENATE CONCURRENT RESOLUTION NO 29 CONTINUED

Mr Gaffney was granted unanimous consent that his motion to reconsider the vote on Senate Concurrent Resolution No 29 be continued until the next legislative day

By unanimous consent, the motion to reconsider the vote on Senate Concurrent Resolution No 29 was continued until the next legislative day

CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the first item on the Consent Calendar

CONSENT CALENDAR—ASSEMBLY BILLS

Consideration of House Resolution No. 310

By Assemblyman Bane

House Resolution No. 310—Relative to commending the Lions Club.

NOTE: The full text of House Resolution No 310, as amended May 18, 1964, appears at page 1153 of the Assembly Daily Journal for May 18, 1964

Resolution read, and adopted by the following vote.

AYES—Alquist, Ashcraft, Badham, Bagley, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Cologne, Conrad, Crown, Cusanovich, Danielson, Davis, Dills, Donovan, Dymally, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Mr Speaker—67

NOES—None

RECESS

At 11 27 a m, Speaker pro Tempore Bee declared the Assembly recessed until 11 33 a m

REASSEMBLED

At 11 33 a m, the Assembly reconvened

Hon Carlos Bee, Speaker pro Tempore of the Assembly, presiding

Chief Clerk James D Driscoll at the Desk

Assistant Clerk Malcolm MacIntyre reading

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO. 59

Mr Crown was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Assembly Concurrent Resolution No 68 for hearing in the Committee on Ways and Means on Thursday, May 21, 1964

RUSH ORDER PLACED UPON PRINTING OF SENATE BILL NO 60

Mr Crown was granted unanimous consent that a rush order be placed upon the printing of Senate Bill No. 60.

REPORTS OF STANDING COMMITTEES

Committee on Rules

Assembly Chamber, May 20, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 359

With amendments with the recommendation Amend, and be adopted, as amended

BANE, Chairman

Above resolution ordered on file

Request for Unanimous Consent

Mr Holmes was granted unanimous consent to take up House Resolution No. 359 without reference to file

Consideration of House Resolution No. 359

By Assemblyman Holmes

House Resolution No. 359—Relative to commending Mrs. Ida Cordero.

Resolution read

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Rules, was read, and adopted

Amendment No. 1

In line 2 of the first *Resolved* clause of the printed measure, as printed on page 1210 of the Assembly Journal for May 19, 1964, strike out "Resolution", and insert "resolution"

Consideration of House Resolution No 359, as Amended

By Assemblyman Holmes

House Resolution No. 359

Relative to commending Mrs Ida Cordero

WHEREAS, On May 27, 1964, a dinner is being held in honor of Mrs Ida Cordero on the occasion of her 30th anniversary as a social worker with the Catholic Welfare Bureau in Santa Barbara County, and

WHEREAS, In spite of physical handicaps, she has distinguished herself by selfless dedicated service to social welfare and has been a pioneer in the field of juvenile delinquency study and control, and

WHEREAS, Mrs Cordero has been active in work with all community agencies in Santa Barbara and has come to be known and loved as a friend to those in need and with family problems, and

WHEREAS, She has been instrumental in promoting programs of group counseling of parents whose children give indications of social misbehavior, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly by this resolution commend Mrs Ida Cordero for her outstanding achievements and dedicated efforts on behalf of those in need, 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 Ida Cordero

Members Made Coauthors of House Resolution No. 359

Mr Holmes was granted unanimous consent that all Members so desiring be placed upon House Resolution No 359 as coauthors.

Roll Call

The following Members indicated a desire to become coauthors:

Assemblymen Allen, Alquist, Ashcraft, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Cologne, Conrad, Crown, Cusanovich, Danielson, Dennemeyer, Assemblywoman Davis, Assemblymen Dills, Donovan,

Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Johnson, Knox, Lanterman, Marks, Meyers, Milias, Mills, Monagan, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Stanton, Stevens, Thelin, Thomas, Unruh, Veneman, Vessey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Zenovich

The question being on the adoption of House Resolution No 359, as amended.

Resolution read, as amended, and adopted unanimously

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

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 amending Section 1d of Article IV, relating to ballot propositions

The question being Shall the Assembly concur in the following Senate amendments to Assembly Constitutional Amendment No 12?

Amendment No. 1

On page 1, lines 17 and 18 of the printed measure, strike out "and no law or amendment thereto".

Amendment No. 2

On page 1, line 19, strike out "which is"

Amendment No. 3

On page 2, line 1, strike out "not a nonprofit corporation"

Amendment No. 4

On page 2, line 4, strike out "law, or amendment thereto"

The roll was called, and the Assembly concurred in Senate amendments to Assembly Constitutional Amendment No 12 by the following vote

AYES—Allen, Alquist, Asheratt, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Cologne, Conrad, Crown, Cusanovich, Danielson, Dunnemeyer, Davis, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Stanton, Stevens, Thelin, Thomas, Veneman, Vessey, Waite Waldie, Warren, Whetmore, Williamson, Willson, Young, Z'berg, Zenovich, and Mr Speaker—69
NOES—Winton—1

Assembly Constitutional Amendment No 12 ordered enrolled

REPORT OF COMMITTEE ON CONFERENCE

The following report of Committee on Conference was received, and read·

Assembly Chamber, May 18, 1964

Mr Speaker The Committee on Conference concerning

Assembly Bill No. 145, as amended in Senate May 6, 1964—An act to add Sections 31615, 3290, 17506, 17507, 18054 5, 18054 6, and 20751 5 to, to add Article 2 1 to Chapter 3 of Division 14 of, and to amend Sections 3304, 17653, 17654,

17654 5, 17655 5, 17656, 17660, 17664, 17665, 17666 2, 18106, 17301 and 17303 5 of, the Education Code, relating to the public school system.

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

Strike out line 1 of the title of the printed bill, as amended in Senate May 6, 1964, and insert "An act to add Sections 3010, 3100, 3100 5, 3161 5, 17506, 17507, 17602 5, 17603, 17702 2, 17702 3, 17706, 18054 5,"

Amendment No. 2

In line 3 of the title after "of," insert "to add Article 2 5 to Chapter 3 of Division 14 of, to add Chapter 3 5 to Division 16 of,"

Amendment No. 3

In line 3 of the title, strike out "3304," and insert "3255, 3304, 17602,"

Amendment No. 4

In line 3 of the title, strike out "17654,"

Amendment No. 5

In line 4 of the title after "17666 2," insert "17665 5, 17702, 17901, 17902, 17951,"

Amendment No. 6

In line 5 of the title after "of," insert "amend the heading of Article 3 of Chapter 3 of Division 14 of, and to repeal Section 17654 of,"

Amendment No. 7

On page 1, strike out lines 3 to 14, inclusive, and on page 2, strike out lines 1 to 8, inclusive, and insert

"SECTION 1. It is the intent and purpose of the Legislature by this act, and particularly through the major increases in state financial support for current operations of local public school districts therein provided for, to alleviate, to the extent permitted by the State's present fiscal circumstances, the heavy burdens now being imposed upon local property taxpayers in providing adequate support for the public schools

The Legislature recognizes that many special problems confront the educational system in this State, one of the most critical being the need for development of adequate programs of compensatory education for educationally handicapped children throughout the State While substantial beginnings have already been made in dealing with that problem, the Legislature intends, at its 1965 Regular Session, to devote special attention thereto, and devise more effective programs of compensatory education, upon a broadened scale and to be placed in operation wherever the need exists in the State

It is the further intent of the Legislature, at its 1965 Regular Session, to review and make adequate provision for the problems arising from the rapid growth in enrollments at all levels in the public school system, and from the limitations which the Legislature has determined must be imposed to curb the trend toward excessive ratios of pupils to classroom teachers Particular attention in that regard is to be devoted to the situation of the rapidly growing school districts

SEC 1 5 Section 3100 is added to the Education Code, to read

3100 It is the intent and purpose of the Legislature that the procedures prescribed by the provisions of this chapter and Chapter 9 of this division be utilized primarily for the formation of unified school districts maintaining grades kindergarten or one through twelve, and that this form of organization be ultimately adopted throughout the State It is the further intent of the Legislature that in exercising the authority to approve master plans and plans and recommendations developed at the local level, the State Board of Education consider the boundaries of existing high school districts as the minimum geographical base for the organization of individual unified school districts, to be deviated from only in exceptional situations The State Board of Education may approve proposals for the formation of districts based upon the division of the territory of existing high school districts, provided that the board has determined that the resulting new districts will be adequate in terms of number of pupils enrolled, and adequate in terms of financial ability, with the assessed valuation per pupil not to deviate materially from the assessed value per pupil in the original district The board may require that proposals combine the area of existing high school districts, with respect to any proposed new or reorganized districts which would not meet the requirements prescribed by Section 17672 or come within the exceptions prescribed by Section 17673

SEC 1 2. Section 3100 5 is added to said code, to read:

3100 5 Within two years after July 1, 1964, an election shall be held within any territory which has not been unified, on the question of the approval of a master plan developed under Chapter 9 of this division or plans and recommendations developed under this chapter, which will effect the reorganization of the territory involved to comply with standards prescribed A like election shall be held in any such territory within every two years thereafter The county committee on school district organization shall, for purposes of such election, develop the necessary master plan or plans and recommendations In the event the county committee fails to do so, the election shall be based upon the master plan or plans and recommendations for the territory most recently approved by the State Board of Education

A unified school district formed by operation of Section 1976 shall not be deemed to be unified for purposes of exemption from the requirements prescribed by the preceding provisions of this section, unless the district conforms to the requirements prescribed by Section 17672 or Section 17673

SEC 1 3 Section 3010 is added to said code, to read

3010 On or before September 15, 1965, each county committee on school district organization shall prepare and submit to the State Board of Education a new master plan covering that territory in the county with respect to which a master plan developed under Section 3003, 3003 1 or 3004 was not carried out and put into effect as provided for in Section 3007 The new master plan may include like territory of adjacent counties where necessary It shall provide for the inclusion of such territories in school districts providing an educational program including all grades from kindergarten or grade 1 through grade 12 The new master plan may include consideration of grades 13 and 14 and the establishment of separate districts for the provision of an educational program for these grades

If a county committee fails to prepare and submit a new master plan on or before September 15, 1965, the State Department of Education shall prepare the new master plan for the territory involved and shall on or before March 15, 1966, submit it to the State Board of Education for approval

This section shall not apply to, and the master plans formulated pursuant thereto shall not include, any school district which was a unified school district effective for all purposes on or before July 1, 1964

SEC 1 4 Section 3255 of said code is amended to read

3255 In any proposal for reorganization of school districts recommended by ~~an augmented~~ *a* county committee, the committee may include a provision for the authorization of a maximum tax rate for the proposed new district, and such provision shall be considered an inherent part of the proposal, and shall not be construed as a separate proposition If the reorganization is approved by the registered voters of the area, such tax rate shall be the maximum tax rate for the type of new district formed in lieu of any rate specified in Section 20751 until changed by the registered voters of the district in the manner prescribed in Section 20803 Such tax rate established by the ~~augmented~~ county committee shall not be less than the tax rates for the new district provided in Section 20751 nor more than the rate which would produce revenue for the proposed new district equal to *: (1)* the sum of the revenue of each of the districts proposed to be wholly or partially included therein had the maximum allowable tax rate been in effect in each such district during the school year immediately preceding the date upon which the reorganization would be effective for all purposes *; and (2) revenues equal to the amount by which the state equalization aid allowances, if any, computed for the proposed district for the fiscal year are less than the sum of the state equalization aid allowances, if any, made to the component districts during the fiscal year immediately preceding the date on which the reorganization would be effective for all purposes* ''

Amendment No. 8

On page 2, strike out lines 46 to 48, inclusive, and insert "(c) of this section, forty dollars and eighty-eight cents ($40 88) for the fiscal year 1964-65, and fifty-five dollars and sixty-four cents ($55 64) for the fiscal year 1965-1966"

Amendment No. 9

On page 4, strike out lines 16 to 18, inclusive, and insert "(c) Nine dollars and sixty-three cents ($9.63),"

Amendment No. 10

On page 4, strike out lines 37 to 39, inclusive, and insert "(f) Twenty-one dollars and seventy-nine cents ($21.79) during the fiscal year 1964-1965, and thirty-six dollars and fifty-five cents ($36.55) for the fiscal year 1965-1966 and fiscal years"

Amendment No. 11

On page 5, line 2, after the period, insert "It is the intent of the Legislature that the allowances provided by Section 17674 shall be for the purpose of assisting school districts in meeting the minimum class size standards prescribed for grades 1 to 3, inclusive, by Section 17507"

Amendment No. 12

On page 5, lines 4 and 5, strike out "this objective", and insert "decreased class sizes".

Amendment No. 13

On page 5, between lines 9 and 10, insert

"The Joint Legislative Budget Committee shall conduct studies relating to the accommodation of the State School Building Aid Program to the minimum class size standards set forth in Section 17507, and the feasibility and desirability of providing capital outlay funds for the public schools on a current basis. The committee shall present a progress report concerning these studies to the Legislature during the 1965 Regular Session, and a final report shall be presented no later than the fifth legislative day of the 1966 Regular Session"

Amendment No. 14

On page 5, line 13, strike out "First Principal Apportionment and the".

Amendment No. 15

On page 5, strike out lines 30 to 49, inclusive, and insert

"(d) If the school district reports that it has maintained, during the current fiscal year, any classes in which there were enrolled pupils in excess of thirty-three (33) per class pursuant to subdivision (a) of this section, and the average number of pupils per each full-time equivalent classroom teacher determined pursuant to subdivision (b) of this section has not exceeded the ratio of pupils to each full-time equivalent classroom teacher determined pursuant to subdivision (b) of this section which existed in the district during the preceding fiscal year, he shall decrease the average daily attendance reported under the provisions of Section 17601.1 by one-half of the product determined under subdivision (c) of this section

(e) If the school district reports that it has maintained, during the current fiscal year, no classes in which there were enrolled pupils in excess of thirty-three (33) per class determined pursuant to subdivision (a) of this section, and the average number of pupils per each full-time equivalent classroom teacher determined pursuant to subdivision (b) of this section has exceeded the ratio of pupils to each full-time equivalent classroom teacher determined pursuant to subdivision (b) of this section which existed in the district during the preceding fiscal year, he shall make the following computation

He shall determine the amount by which the average number of pupils per each full-time equivalent classroom teacher determined pursuant to subdivision (b) of this sections exceeds the ratio which existed in the district during the preceding fiscal year He shall multiply this amount by the full-time equivalent classroom teachers determined pursuant to subdivision (b) of this section He shall compute the product obtained by multiplying the number determined above by ninety-seven hundredths (.97) He shall decrease the average daily attendance reported under the provisions of Section 17601.1 by one-half of the resulting product

(f) If the school district reports that it has maintained, during the current fiscal year, any classes in which there were enrolled pupils in excess of thirty-three (33) per class determined pursuant to subdivision (a) of this section, and the average number of pupils per each full-time equivalent classroom teacher determined pursuant to subdivision (b) of this section has exceeded the ratio of pupils to each full-time equivalent classroom teacher determined pursuant to subdivision (b) of this section which existed in the district during the preceding fiscal year, he shall make the following computation

He shall determine the amount by which the average number of pupils per each full-time equivalent classroom teacher determined pursuant to subdivision (b) of this section exceeds the ratio which existed in the district during the preceding fiscal year He shall multiply this amount by the full-time equivalent classroom

teachers determined pursuant to subdivision (b) of this section He shall compute the product obtained by multiplying the number determined above by ninety-seven hundredths (.97). He shall add to one-half of this product, one-half of the product determined under subdivision (c) of this section and decrease the average daily attendance reported under the provisions of Section 17601 1 by this total amount

(g) If the school district reports that it has maintained, during the current fiscal year, any classes in which there were enrolled pupils in excess of thirty-three (33) per class determined pursuant to subdivision (a) of this section, the average number of pupils per each full-time equivalent classroom teacher determined pursuant to subdivision (b) of this section has exceeded the ratio of pupils to each full-time equivalent classroom teacher determined pursuant to subdivision (b) of this section which existed in the district during the preceding fiscal year, and the average number of pupils enrolled in each class determined pursuant to subdivision (a) of this section is less than thirty (30), he shall decrease the average daily attendance reported under the provisions of Section 17601 1 by one-half of the decrease otherwise computed for the district pursuant to subdivision (f) of this section "

Amendment No. 16

On page 5, strike out line 51; and on page 6, line 1, strike out "trict," and insert "elementary schools'

Amendment No. 17

On page 6, strike out lines 7 to 13, inclusive, and insert "reported by the school district together with, and at the same time as, the reports required to be filed for the Second Principal Apportionment of the State School Fund The forms on which the data and information is reported shall include a certification by each school district superintendent or chief administrative officer that the data is correct and accurate for the period covered, according to his best information and belief

For purposes of this section, a "full-time equivalent classroom teacher" means an employee of an elementary, high school, or unified school district, employed in a position requiring certification qualifications and whose duties require him to teach pupils in the elementary schools of that district in regular day classes for the full time for which he is employed during the regular school day. In reporting the total number of full-time equivalent classroom teachers, there shall be included, in addition to those employees defined above, the full-time equivalent of all fractional time for which employees in positions requiring certification qualifications are required to devote to teaching pupils in the elementary schools of the district in regular day classes during the regular school day

For purposes of this section, the number of pupils enrolled in each class means the average of the active enrollment in that class on the last teaching day of each school month which ends prior to April 15th of each school year "

Amendment No 18

On page 6, strike out line 15, and insert "used in any part of this section, relating to grades 1 to 3, inclusive, of a school district for the fiscal year 1965-1966,"

Amendment No. 19

On page 6, line 21, after "attendance", insert "for the current fiscal year".

Amendment No. 20

On page 6, line 24, strike out "State"

Amendment No. 21

On page 6, between lines 28 and 29, insert

"The Superintendent of Public Instruction shall adopt rules and regulations which he may deem necessary for the effective administration of this section Such rules and regulations may specify that no decrease in average daily attendance reported under the provisions of Section 17601 1 shall be made for a school district on account of large classes due to instructional television or team teaching, which may necessarily involve class sizes at periods during the day larger than the standard set forth in this section "

Amendment No. 22

On page 6, between lines 28 and 29, insert

"SEC 3 21 Section 17602 of said code is amended to read

17602. Whenever in this chapter any computation, including but not limited to the computation of supplemental support under Article 7 1, is required to be made which is based in whole or in part on the assessed valuation of a school district as shown by the equalized assessment roll of the district for the fiscal year, there shall be substituted for such assessed valuation, as to such computation, a sum determined by adding to such assessed valuation an amount which would, if the current tax rate, as defined in Section 17604, of such district were levied on

such added amount, produce or will produce 40 percent of the equivalent of all federal funds as federal funds are defined in Section 17605 and 75 percent of the equivalent of all miscellaneous funds as miscellaneous funds are defined in Section 17606, received or to be received by such district for the fiscal year for which such added amount was determined

Should the amount of federal funds as defined in Section 17605 actually received by a school district for any fiscal year be more or less than that reported for such district by the United States Commissioner of Education to the Superintendent of Public Instruction, the Superintendent of Public Instruction shall during the fiscal year next succeeding that in which the district has received all of the federal funds actually paid the district for the first mentioned fiscal year withhold from or add to the apportionment made to the district from the State School Fund the amount of the excess or deficiency *produced by the operation of this section or Section 17603*, as the case may be, in the apportionment of state equalization aid and supplemental support from the State School Fund for the preceding year, if the amount of the excess or deficiency in such apportionment was one hundred dollars ($100) or more.

SEC 3 3. Section 17602 5 is added to said code, to read

17602 5 For purposes of computing transportation allowances under Article 10 (commencing with Section 18971) of this chapter for any school district coming within the provisions of Section 17702 2, there shall be substituted for the assessed valuation of the school district shown by the equalized assessment roll of the district for the fiscal year, as to such computation, a sum determined by adding to such assessed valuation an amount which would, if the current tax rate, as defined in Section 17604, of such district were levied on such added amount, produce or will produce 40 percent of the equivalent of all federal funds as federal funds are defined in Section 17605 and 75 percent of the equivalent of all miscellaneous funds as miscellaneous funds are defined in Section 17606, received or to be received by such district for the fiscal year for which such added amount was determined

Should the amount of federal funds as defined in Section 17605 actually received by a school district for any fiscal year be more or less than that reported for such district by the United States Commissioner of Education to the Superintendent of Public Instruction, the Superintendent of Public Instruction shall during the fiscal year next succeeding that in which the district has received all of the federal funds actually paid the district for the first mentioned fiscal year withhold from or add to the apportionment made to the district from the State School Fund the amount of the excess or deficiency, as the case may be, in the apportionment for transportation from the State School Fund for the preceding year, if the amount of the excess or deficiency in such apportionment was one hundred dollars ($100) or more"

Amendment No. 23

On page 6, strike out lines 29 to 36, inclusive, and insert

"SEC 3 4. Section 17603 is added to said code, to read

17603 The amount computed to be allowable as equalization aid and supplemental support to those elementary school districts and high school districts which come under the provisions of Section 17702 2, shall be reduced by amounts determined as follows

(a) Determine the sum of 40 percent of federal funds as federal funds are defined in Section 17605, and 75 percent of the miscellaneous funds as miscellaneous funds are defined in Section 17606, including all federal and miscellaneous funds so defined which have been received or are to be received by such district for the fiscal year.

(b) Divide the sum as determined in subdivision (a) by the current tax rate of the district as defined in Section 17604

(c) The amount of reduction of elementary district equalization aid and supplemental support shall be determined by multiplying the amount in subdivision (b) for the district by 0 0060 in those districts not eligible for supplemental support For those districts which are eligible for supplemental support the multiplier shall be 0 0060 plus the tax rate determined in Section 17921

(d) The amount of reduction of high school district equalization aid and supplemental support shall be determined by multiplying the amount in subdivision (b) for the district by 0 0050 in those districts not eligible for supplemental support For those districts which are eligible for supplemental support the multiplier shall be 0 0050 plus the tax rate determined in Section 17922

SEC 3 5. Section 17653 of said code is amended to read

17653 For any unified school district which was effective for all purposes on or before July 1 1964, and which during the current fiscal year meets the standards prescribed in Section 17672, the foundation program actually computed for such"

Amendment No. 24

On page 6, line 39, strike out the comma, and insert "and".

Amendment No. 25

On page 6, strike out lines 40 and 41, and insert "the second fiscal".

Amendment No. 26

On page 6, strike out line 43

Amendment No. 27

On page 6, line 44, strike out "amended to read.", and insert "repealed"

Amendment No. 28

On page 6, strike out lines 45 to 51, inclusive, and on page 7, strike out lines 1 to 14, inclusive

Amendment No. 29

On page 7, line 20, strike out "on", and insert "an"

Amendment No. 30

On page 10, line 13, strike out "each".

Amendment No 31

On page 10, line 18, strike out "each"

Amendment No. 32

On page 10, line 23, strike out "each"

Amendment No. 33

On page 10, line 28, strike out "each"

Amendment No 34

On page 10, line 34, strike out "each"

Amendment No. 35

On page 10, line 38, strike out "each"

Amendment No. 36

On page 10, line 43, strike out "each"

Amendment No. 37

On page 10, line 48, strike out "each"

Amendment No. 38

On page 11, line 3, strike out "each"

Amendment No. 39

On page 11, between lines 37 and 38, insert

"SEC 9.5 Section 17665.5 of said code is amended to read

17665.5 For ~~each~~ *a* high school district which has an attendance credited pursuant to Section 10815, he shall multiply the average daily attendance by ~~three hundred twenty-nine dollars ($329)~~ *three hundred thirty-nine dollars ($339)* "

Amendment No. 40

On page 12, line 3, strike out "and 17665 by fifteen dollars", and insert ", 17665 and 17665.5 by fifteen dollars"

Amendment No. 41

On page 12, line 4, after "attendance", insert ", excluding the average daily attendance of adults, as adults are defined in Section 6352, and the average daily attendance in classes for inmates of any state institution for adults or of any city, county, or city and county jail, road camp or farm for adults during the fiscal year"

Amendment No. 42

On page 12, between lines 4 and 5, insert

"(c) For districts eligible for the increase in foundation program provided for by Section 17673, he shall increase the foundation program as prescribed by either Section 17653, or subdivisions (a) and (b) of this section, whichever provides the greater amount in allowances for the district"

Amendment No. 43

On page 12, line 13, after "inclusive", insert ", or is an elementary school district or a high school district included as a part of a unified school district formed by approval of the electors at an election held between January 1st and June 30th of the preceding fiscal year".

Amendment No. 44

On page 12, line 14, after "The", insert "unified school"

Amendment No. 45

On page 12, line 16, strike out ", exclusive of", and insert "as projected to June 30, 1968, pursuant to rules and regulations of the State Board of Education, excluding for such purposes".

Amendment No. 46

On page 12, line 18, strike out "exclusive of"

Amendment No. 47

On page 12, line 22, strike out "this article", and insert "Section 17671".

Amendment No. 48

On page 12, between lines 36 and 37, insert

"17674 The foundation program computed for the fiscal year for each elementary school district pursuant to Section 17656, as increased, where necessary, pursuant to the other provisions of this article, shall be increased further by ten dollars ($10) for each unit of average daily attendance in regular day classes during the fiscal year in grades 1 through 3, inclusive, reported under the provisions of Section 17601.1, as adjusted, if necessary, under the provisions of Section 17507."

Amendment No. 49

On page 12, line 37, strike out "17674 The increase", and insert

"17675 The increases".

Amendment No. 50

On page 12, line 38, strike out "this article", and insert "Sections 17671 and 17674".

Amendment No. 51

On page 12, between lines 43 and 44, insert

"17676 The foundation program computed under Article 2 (commencing with Section 17651) of this chapter for any school district which is not otherwise eligible for the increase in foundation program prescribed by Section 17671 shall, nevertheless, be increased in the next fiscal year by fifteen dollars ($15) for each unit of average daily attendance of the district exclusive of the average daily attendance of adults, as adults are defined in Section 6352, and the average daily attendance in classes for inmates of any state institution for adults or of any city, county, or city and county jail, road camp, or farm for adults, for the fiscal year if the Superintendent of Public Instruction determines that

(a) The district was included within territory proposed for reorganization by a master plan or plans and recommendations developed under Chapter 9 or Chapter 10 of Division 5, which master plan or plans and recommendations complied with the standards prescribed by Section 17672 or Section 17673

(b) The master plan or plans and recommendations were defeated at an election held within the territory involved after the effective date of this section

(c) A majority of the votes cast in the district at the most recent such election were cast in favor of the reorganization proposed"

Amendment No. 52

On page 13, between lines 21 and 22, insert

"SEC. 12. The heading of Article 3 (commencing with Section 17701) of Chapter 3 of Division 14 of said code is amended to read:

Article 3 Computation of District Aid *and Areawide Aid*

SEC. 13. Section 17702 of said code is amended to read:

17702 The Superintendent of Public Instruction shall compute ~~for the fiscal years 1960-1961 and each fiscal year thereafter~~ for each district described herein, *which does not come within the provisions of Section 17702.2*, the amount, to be known as district aid, which a tax levied on each one hundred dollars ($100) of 100 percent of the assessed valuation in such district as shown by the equalized assessment roll of the district for the current year would produce if levied, if such tax was:

(a) Sixty cents ($0 60) in an elementary school district
(b) Fifty cents ($0 50) in a high school district
(c) Twenty-five cents ($0 25) in a junior college district

SEC 14 Section 17702 2 is added to said code, to read

17702 2 Commencing on the first day of July following an unsuccessful election for unification held after the effective date of the enactment of this section at the 1964 First Extraordinary Session of the Legislature, or commencing with the fiscal year 1966-1967, whichever first occurs, the Superintendent of Public Instruction shall compute the areawide aid to be utilized in determining state apportionments to be made for the support of elementary school districts and high school districts with respect to which an areawide foundation program is computed under Article 2 5 (commencing with Section 17680) of this chapter Areawide aid shall be the amount which a tax levied on each one hundred dollars ($100) of 100 percent of the assessed valuation for the current fiscal year, modified where necessary pursuant to Section 17262, of the area comprising all of such elementary school districts and all of such high school districts would produce, if levied, if such tax were

(a) Sixty cents ($0 60) in the case of the elementary school districts
(b) Fifty cents ($0 50) in the case of the high school districts.

SEC. 15. Section 17702 3 is added to said code, to read

17702 3 For purposes of making the computations prescribed by Section 17702 2, the Superintendent of Public Instruction shall, where necessary, adjust the assessed valuation of the territory involved, in the same manner and on the same basis as is required for individual districts pursuant to Chapter 1 5 (commencing with Section 17261) of this division and Sections 17703, 17704, and 17705 Losses in state equalization aid and supplemental support arising from the operation of Chapter 1 5 (commencing with Section 17261) of this division, shall be provided for in the manner prescribed in Section 17263 1

SEC 16 Section 17706 is added to said code, to read

17706 The Superintendent of Public Instruction shall determine the individual areawide aid for each elementary district included within territory for which an areawide foundation program was computed pursuant to Article 2 5 (commencing with Section 17680) of this chapter, by (1) dividing the total areawide aid derived by the elementary school districts in the territory under Section 17702 2, by (2) the areawide foundation program derived for the territory under Section 17680, and (3) multiplying the quotient by the foundation program computed for each district under Article 2 (commencing with Section 17651) and Article 2 1 (commencing with Section 17671) of this chapter

He shall determine the individual areawide aid for each high school district included within territory for which an areawide foundation program was computed pursuant to Article 2 5 (commencing with Section 17680) of this chapter, by (1) dividing the total areawide aid derived for the high school districts in the territory under Section 17702 2, by (2) the areawide foundation program derived for the territory under Section 17680, and (3) multiplying the quotient by the foundation program computed for each district under Article 2 (commencing with Section 17651) and Article 2 1 (commencing with Section 17671) of this chapter

SEC 17 Article 2 5 (commencing with Section 17680) is added to Chapter 3 of Division 14 of said code, to read

Article 2 5. Areawide Elementary School and High School Foundation Programs

17680 For the purpose of apportionments during a fiscal year as specified in Section 17702 2, and fiscal years thereafter, the Superintendent of Public Instruction shall compute an areawide foundation program for all of the elementary school districts, and an areawide foundation program for all of the high school districts, included within a master plan formulated under Chapter 9 of Division 5, or plans and recommendations formulated under Chapter 10 of Division 5, which were disapproved at an election held within the territory involved on the question of whether such master plan or plans and recommendations should be put into effect An areawide foundation program shall be computed for the elementary school districts only if there were two or more elementary school districts included within such master plan or plans and recommendations, and shall be computed for the high school districts only if there were two or more high school districts included within such master plans and plans and recommendations The areawide foundation program in each instance shall be the total of the foundation programs computed under Article 2 (commencing with Section 17651) and Article 2 1 (commencing with Section 17671) of this chapter for elementary school districts and high school districts.

SEC. 18 Section 17901 of said code is amended to read:

17901. The Superintendent of Public Instruction shall compare the total of the amounts allowed to, and computed for, each elementary district pursuant to Sections 17751 and *Section* 17702 *or Section 17706, whichever applies*, with the amount of the foundation program of school support computed for each such district pursuant to Sections 17651 to ~~17667~~ *17680*, inclusive

If the total amount allowed to, and computed for, any elementary school district pursuant to Sections 17751 and *Section* 17702 *or Section 17706, whichever applies*, is less than the amount of the foundation program of school support computed for such district pursuant to Sections 17651 to ~~17667~~ *17680*, inclusive, he shall add to the amount computed for such district pursuant to Sections 17751 and *Section* 17702 *or Section 17706, whichever applies* such additional amount, to be known as state equalization aid, as may be necessary to equal that computed for such district pursuant to Sections 17651 to ~~17667~~ *17680*, inclusive.

SEC 19. Section 17902 of said code is amended to read·

17902 The Superintendent of Public Instruction shall compare the total of the amounts allowed to, and computed for, each high school district pursuant to Sections 17702 *or Section 17706, whichever applies,* and *Section* 17801, with the amount of the foundation program of school support computed for each such district pursuant to Sections 17651 to ~~17667~~ *17680*, inclusive

If the total amount allowed to, and computed for, any high school district pursuant to Sections 17702 *or Section 17706, whichever applies,* and *Section* 17801, is less than the amount of the foundation program of school support computed for such district pursuant to Sections 17651 to ~~17667~~ *17680*, inclusive, he shall add to the amount allowed to, and computed for such district pursuant to Sections 17702 *or Section 17706, whichever applies,* and *Section* 17801, such additional amount, to be known as state equalization aid, as may be necessary to equal that computed for such district pursuant to Sections 17651 to ~~17667~~ *17680*, inclusive.

SEC. 20. Section 17951 of said code is amended to read·

17951. Beginning with the fiscal year ~~1963-1964~~ *1964-1965* and for each fiscal year thereafter, the allowance for each unit of average daily attendance during the fiscal year for adults, as adults are defined in Section 6352, shall be as follows·

(a) For those high school districts not eligible for supplemental support the allowance shall be three hundred ~~ten dollars ($310)~~ *twenty dollars ($320)* less the product of fifty cents ($0.50) multiplied by each one hundred dollars ($100) of the assessed valuation of the district per unit of average daily attendance exclusive of adults.

(b) For those high school districts eligible for supplemental support the allowance shall be ~~three hundred ninety dollars ($390)~~ *four hundred dollars ($400)* less the product of eighty-five cents ($0 85) multiplied by each one hundred dollars ($100) of the assessed valuation of the district per unit of average daily attendance exclusive of adults

(c) For each unit of average daily attendance attached to a junior

college the allowance shall be four hundred ~~eighty dollars ($480)~~ *ninety dollars ($490)* less the product of twenty-four cents ($0.24) multiplied by each one hundred dollars ($100) of the assessed valuation of the district per unit of average daily attendance exclusive of adults

The allowance provided by this section for each unit of average daily attendance of an adult, as an adult is defined in Section 6352, not residing in the district and not residing in any district maintaining a junior college shall be limited to one hundred twenty-five dollars ($125) as basic state aid and no allowance shall be made based on state equalization aid. The total of basic and equalization aid allowed each district shall not be less than one hundred twenty-five dollars ($125) or exceed two hundred ~~twenty dollars ($220)~~ *thirty dollars ($230)* for each unit of average daily attendance during the fiscal year for resident adults, exclusive of average daily attendance in classes for inmates of any state institution for adults and for inmates of any city, county, or city and county jail, road camp or farm for adults

If any computation made under any of the preceding paragraphs of this section produces an allowable amount not in excess of one hundred twenty-five dollars ($125) per unit of average daily attendance, such allowable amount computed shall be adjusted if, and to the extent necessary, so that the actual allowance shall not exceed one hundred twenty-five dollars ($125) per unit of average daily attendance of the adults in high schools and junior colleges during the preceding fiscal year."

Amendment No. 53

On page 13, line 22, strike out "11.5", and insert "21".

Amendment No. 54

On page 13, line 34, strike out "11.6", and insert "22"

Amendment No. 55

On page 14, line 22, strike out "11.5", and insert "23".

Amendment No. 56

On page 14, strike out lines 45 to 51, inclusive; on page 15, strike out lines 1 to 23, inclusive and insert

"SEC. 24. Chapter 3.5 (commencing with Section 20910) is added to DIVISION 16 of said code, to read.

CHAPTER 3.5. ARLAWIDE TAX SUPPORT PROGRAM FOR ELEMENTARY SCHOOLS AND HIGH SCHOOLS

Article 1. Levy and Collection of Taxes

20910. For purposes of this chapter:

(a) Each elementary school district shall be deemed to comprise the kindergartens and grades 1 to 8, inclusive, maintained by the district, and the seventh and eighth grades of the district not maintained by the district because of the attendance upon a junior high school of pupils who would otherwise attend upon seventh and eighth grades maintained by the district.

(b) Each high school district shall be deemed to comprise all of grades 9 to 12, inclusive, maintained within the high school district whether maintained by a high school district or by a junior college district.

(c) Each high school district maintaining grades 13 and 14 shall be deemed to be a junior college district comprising grades 13 and 14.

(d) Each unified school district shall be deemed to be an elementary school district comprising the kindergartens and grades 1 to 8, inclusive maintained by the district and the seventh and eighth grades of the district not maintained by the district in elementary schools because of the attendance upon a junior high school of pupils who would otherwise attend the seventh and eighth grades maintained in elementary schools by the district, and a high school district comprising all of grades 9 to 12, inclusive, and a junior college district comprising the 13th and 14th grades maintained by the district.

(e) In determining to which particular districts apportionments shall be made, the rules prescribed by Sections 17608, 17609, and 17610 for purposes of apportionments from the State School Fund shall be utilized

20911 The board of supervisors of each county shall annually, commencing with the fiscal year as specified in Section 17702.2, at the time and in the manner of levying other county taxes, levy and cause to be collected, as provided in this chapter, additional taxes within the territory included in any school district territory for which a foundation program is computed under Section 17680

20912 The additional taxes shall be levied and collected throughout the territory for support of the elementary school districts included therein, if Section 17680 requires the computation of an areawide foundation program for such districts The additional taxes shall be levied and collected throughout the territory for support of the high school districts included therein if Section 17680 requires the computation of an areawide foundation program for such districts The taxes to be annually levied and collected shall be as follows

(a) For elementary school support, at a rate sufficient to provide the amount of elementary school areawide aid for the territory under Section 17702.2.

(b) For high school support, at a rate sufficient to provide the amount of areawide high school aid computed for the territory under Section 17702.2.

20913 The moneys received from such taxes shall be deposited in the county treasury to the credit of the elementary school fund or the high school fund, or both, in the amounts collected for and properly allocable to elementary school support and high school support, respectively The establishment of the elementary school fund and the high school fund in the county treasury is hereby authorized.

20914 Of the moneys received from such taxes, there shall be segregated, by the county treasurer, the portion thereof derived from the territory within any elementary school district, or high school district, which is situated only partially within the county and which is not placed by law under the jurisdiction of the county superintendent of schools The moneys so segregated shall be transferred to the county treasury of the county whose county superintendent of schools has jurisdiction of the district, to be deposited to the credit of the elementary school fund or high school fund, and such county treasury shall thereafter be the legal depositary of the funds

20915 The distribution of all tax moneys collected upon property of the unsecured roll after the most recent lien date of taxes, for elementary school and high school purposes for a fiscal year as specified in Section 17702.2, and each fiscal year thereafter, shall be made and an amount be credited to, and allocated from, the elementary school fund or high school fund equal to the amount that would have been deposited to the fund and allocated to each school district had the rates under Section 20911 been applied to the unsecured roll

Article 2 Apportionment of the Areawide Tax

20921 The moneys deposited to the credit of the elementary school fund and the high school fund in the county treasury pursuant to Article 1 (commencing with Section 20910) of this chapter, shall be apportioned by the county treasurer to the elementary school districts and the high school districts for which an areawide foundation program was computed pursuant to Section 17080. Apportionments shall be made upon order of the county auditor issued from time to time and as soon as practicable after deposit of the moneys to the credit of the funds

The elementary school fund shall be apportioned to the elementary school districts and the high school fund shall be apportioned to the high school districts in the amounts computed by the county auditor

20922 The county auditor shall compute the amounts of the tax moneys to be apportioned from the elementary school fund to each elementary school district by dividing the amount of the annual tax moneys received and credited to the elementary school fund, by the areawide elementary school foundation program computed for the districts involved, and by multiplying the quotient so derived by the foundation program of the district.

The county auditor shall compute the amounts of the tax moneys to be apportioned from the high school fund to each high school district by dividing the amount of the annual tax moneys received and credited to the high school fund, by the areawide high school foundation program computed for the districts involved, and by multiplying the quotient so derived by the foundation program of the district.

Article 3 Adjustment of School District Tax Rates

20930 The maximum rate of school district tax otherwise authorized by law to be assessed for any school district for elementary school and high school purposes shall be reduced by .

The applicable rates provided for in Section 20912, except that when the amount of tax moneys allocated under Article 2 of this chapter to a district is less than the amount that such a rate would raise if levied for the district, the maximum rate shall be reduced by the amount of the tax rate that would raise the amount of the allocation less the increase, if any, in state equalization aid.

For purposes of this section, the phrase "maximum rate of school district tax otherwise authorized by law to be assessed" shall mean the maximum rates pre-

scribed by Section 20751 for elementary school or high school purposes and any increases in such maximum rates adopted pursuant to Sections 20803 and 20804

SEC 24 It is the intent and purpose of the Legislature, on the effective date of this act, to require its provisions to be immediately operative and applicable commencing with the 1964-1965 fiscal year The gross maximum amount to be transferred under Section 17301 from the General Fund to the State School Fund for such fiscal year shall be as specified in Section 17301 of the Education Code as amended by this act, and the allowance and apportionment of such moneys shall be governed by changes in law effected by this act The Superintendent of Public Instruction shall have full authority to effectuate the mid-fiscal year transition required, and shall take all actions necessary for such purpose, including, but not necessarily limited to, adjusting allowance computations, apportionments, and disbursements made under prior law

SEC 25 The provisions of this act shall not be construed as impairing or otherwise affecting the validity of any school district budget proceedings undertaken pursuant to Division 16 (commencing with Section 20501) of the Education Code for the fiscal year 1964-1965 Notwithstanding the provisions of Sections 20951 and 21001 or any provision of the Education Code to the contrary, the governing board of any school district may budget and use any unbudgeted apportionments from the State School Fund provided during the 1964-1965 fiscal year pursuant to the provisions of this act without the requirement for repetition of any publication or other budgeting procedures "

GEORGE MILLER, JR	JESSE M UNRUH
ALBERT S RODDA	CHARLES B GARRIGUS
ROBERT J LAGOMARSINO	FRANK LANTERMAN
Senate Committee on Conference	Assembly Committee on Conference

Demand for Previous Question

Messrs Whetmore, Frew, Dills, Pattee, and Burgener demanded the previous question Demand sustained

The question being on the adoption of the report of the Committee on Conference concerning Assembly Bill No 145

Report adopted by the following vote

AYES—Allen, Alquist, Badham, Bagley, Bane, Bee, Beilenson, Booth, Burgener, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Cusanovich, Danielson, Dunnemeyer, Dills, Donovan, Dymally, Elliott, Farrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Stanton, Stevens, Thelin, Thomas, Veneman, Waite, Waldie, Warren, Whetmore Winton, Young, Z'berg, Zenovich, and Mr Speaker—65

NOES—Ashcraft, Baines, Belotti, Britschgi, Collier, Davis, Veysey, Williamson, and Willson—9

Appreciation Expressed to Conferees

Mr Unruh expressed his appreciation to Messrs Lanterman and Garrigus for the work they had performed on the report of the Committee on Conference concerning Assembly Bill No 145

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO. 59

Mr. Crown was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Senate Bill No 60, Assembly Bills Nos 187 and 193, and Senate Concurrent Resolution No 34 for hearing in the Committee on Ways and Means on Thursday, May 21, 1964

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

Assembly Chamber, May 20, 1964

Mr Speaker The Chairman of your Committee on Ways and Means reports Senate Bill No 60

With author's amendments with the recommendation Amend, and re-refer to the Committee on Ways and Means

CROWN, Chairman

SECOND READING OF SENATE BILL NO. 60 (PURSUANT TO RULE NO. 59.5)

Senate Bill No. 60—An act relating to the tidelands and submerged lands granted by the State to the City of Long Beach and the revenues therefrom.

Bill read second time

Consideration of Author's Amendments

The following amendments, were read, and adopted:

Amendment No. 1

On page 4 of the printed bill, as amended in Senate May 18, 1964, after line 21, insert

"(d) By Chapter 2000, Statutes of 1957, the Legislature authorized the State Lands Commission to bring any actions necessary to determine the boundaries of the Long Beach tidelands. In response to this legislation, the State of California in 1960 instituted an action against the city in the Superior Court of the State of California, County of Los Angeles, Action No. 747562, for the purpose of determining said boundaries. The State also concurrently filed a supplementary petition in a pending action between the State of California and the city, Action No. 649406, for the same purpose. In addition to the boundary line claim, the State asserts in each of said actions that certain lands, property interests in property, and other things of value (which, together with the tidelands claimed are referred to as "litigated lands") held by the City of Long Beach are subject to the tideland trust and owned by the city in a trust capacity. Said actions have been consolidated for trial and are now pending in the Superior Court of the State of California, County of Los Angeles. The City of Long Beach is vigorously defending said actions and asserts various defenses against said claims of the State. The city also claims that the boundary line claim of the State is erroneous and improper and that it acquired and holds all of said litigated lands in its proprietary capacity and that it developed said litigated lands in its municipal capacity including the use of general tax revenues. Under existing circumstances, disposition of said litigation and determination of the respective rights of the State and of the city in the premises cannot be made except through the continuation of extensive, complicated, expensive, and time-consuming litigation, including possibly a lengthy court-supervised accounting. Certain proceeds from oil and gas production have been impounded and said impounded funds will remain in a condition of enforced idleness in the absence of a compromise. The continuation of the existing controversies between the State and the city is contrary to the best interests of the people of the State, including the inhabitants of the city. A purpose of statewide interest and benefit will be served by a compromise determination of the boundary line and a compromise determination of the respective rights and interests of the State and city in, and the status of, said litigated lands, together with the oil and gas production from, and the use of, said litigated lands. Such determination will so fix and clarify the respective entitlement of the State and the city as to permit the early termination of the pending litigation by means of stipulations between the city and the State or dismissals, and so far as necessary or appropriate through the entry of court orders, decrees and judgments. Such a disposition of the litigation will bring about a closer cooperation between the people of the State of California and the City of Long Beach so that the time, efforts and money can be spent for urgently needed public purposes and avoid the public detriment incident to protracted litigation between the State and one of its major municipalities. Compromise of the litigation will also avoid the continuation of the collection of the considerable amount of the information, data, and surveys, which does not promote the best interests of the people of the State of California. It is essential to the public interest to resolve the uncertainty which exists as to the true location of the mean high tide line and as to the exact boundary line between the tide and submerged lands and lands owned by the city in its municipal capacity. It is not the purpose of the compromise hereby authorized to transfer any title but rather, by stipulation, to fix and establish a boundary which is presently uncertain and in doubt. For these, among other reasons, the Legislature finds and declares that the litigation should be compromised as provided in this act and that said compromise is fair, legal and equitable to both the State of California and the City of Long Beach."

Amendment No. 2

On page 10, line 39, strike out "8", and insert "10"

Amendment No 3

On page 17, after line 4, insert

"SEC. 7. It is hereby found and determined that the northerly boundary of the Long Beach tidelands and the Alamitos Beach Park Lands commencing at the westerly city limits and extending easterly to the westerly side of the entrance of Alamitos Bay is as follows

Beginning at the southwesterly corner of Block 10 of East San Pedro as shown on map of same recorded in Book 52, page 13, et seq., Miscellaneous Records of Los Angeles County, State of California, thence southeasterly along the southeasterly prolongation of the westerly boundary of said Block 10, 100 459 feet to the intersection with the Southerly line of Seaside Boulevard 100 00 feet wide as described in deed from Los Angeles & Salt Lake Railroad Company to City of Long Beach recorded in Book 12375, page 45, Official Records of Los Angeles County, California, said intersection being on the westerly boundary of the City of Long Beach and comprising the true point of beginning of the herein described line,

Thence from said true point of beginning and along the Southerly line of Seaside Boulevard, North 65° 14' 48" East 670 796 feet to a point distant South 23° 48' 21" East 100 014 feet from Pipe No 334, set at the Southwest corner of Block 11 of East San Pedro as per map recorded in Book 52, page 13, et seq, Miscellaneous Records of said County, thence North 67° 08' 30" East 396 287 feet to a point distant South 21° 03' 57 5" East 100 040 feet from Pipe No 333, set at the Southeast corner of said Block 11, thence North 70° 43' 35" East 58 537 feet to a point distant South 20° 17' 42' East 100 014 feet from Pipe No 329, set at the Southwest corner of Block 12 of said East San Pedro, thence North 68° 49' 01" East 600 282 feet to a point distant South 20° 13' 42" East 100 014 feet from Pipe No 328, set at the Southeast corner of said Block 12, thence North 70° 43' 35" East 718 280 feet to a point distant South 19° 16' 25" East 100 000 feet from Pipe No 318, set at the Southwest corner of Block 14 of said East San Pedro, thence North 70° 43 01 East 358 408 feet to a point distant South 19° 16' 59" East 100 000 feet from Pipe No 317, set at the intersection of the Northerly line of Seaside Boulevard with the Westerly line of Henry Ford Avenue as described in deed to City of Long Beach recorded in Book 12912, page 172, of said Official Records thence continuing North 70° 43' 01" East 61 950 feet to a point distant South 19° 16 59' East 100 000 feet from Pipe No 236, set at intersection of the Northerly line of Seaside Boulevard with the Easterly line of said Henry Ford Avenue, thence continuing North 70° 43' 01" East 279 079 feet to a point distant South 19° 16' 59" East 100 000 feet from Pipe No 260, set at the Southwest corner of Block 19 of said East San Pedro, thence continuing North 70° 43' 01" East 201 041 feet to a point distant South 19° 16' 59" East 100 000 feet from Pipe No 264, said point being also at the beginning of a tangent curve, concave to the North, having a radius of 6029 65 feet, thence Northeasterly along said curve a distance of 449 041 feet, to the end of curve at a point distant South 23° 33' 00" East 237 50 feet from Pipe No 267, thence on a tangent to said curve, North 66° 27' 00" East 27 046 feet to a point distant South 23° 33' 00" East 100 000 feet from Pipe No 269, set at the Southwest corner of Block 20 of said East San Pedro, thence continuing North 66° 27' 00" East 600 000 feet to a point distant South 23° 33' 00" East 250 000 feet from Pipe No 272, set at the Northeast corner of said Block 20, thence continuing North 66° 27' 00" East 1217 525 feet to a point on the easterly line of Lot 15 of Tract No 771, as recorded in Map Book 16, Pages 26-27, Records of said County, (The base of bearings used heretofore is identical with the map entitled "Record of Survey Partly in the City of Los Angeles and Partly in City of Long Beach," by Francis Bates dated 1937-1940, and filed in Book 51, Pages 1-21, Record of Surveys, Records of said County), thence along said easterly line South 15° 55' East 197 61 feet, more or less, to the Southeasterly corner thereof, thence Northeasterly 510 feet, more or less, to a point on the westerly boundary of the Long Beach Harbor Entrance Channel, said point being South 23° 33' East 532 feet measured along last said westerly boundary line from a point on the southerly boundary line of the 100-foot right of way of the Los Angeles and Salt Lake Railroad Company, thence North 23° 33 West 532 feet along said westerly boundary line of the Long Beach Harbor Entrance Channel to a point on the southerly boundary line of said 100-foot right of way thence North 66° 27' East 300 feet along the southerly boundary line of said 100-foot right of way to the intersection with the easterly boundary line of said Long Beach Harbor Entrance Channel thence South 23° 33' East 773 feet along last said easterly boundary line to a point, thence northeasterly 83 feet, more or less, to a point 60 feet distant from the southwesterly corner of Block 15 Plat No 2, Seaside Park, as recorded in Map Book 4 Page 6 Records of said County, said 60 feet being measured along the southerly prolongation of the westerly boundary line of said Block 15, thence northeasterly to a point 65 feet distant from the southeasterly corner of said Block 15 being measured along the southerly prolongation of the easterly boundary

line of said Block 17, thence northeasterly to a point 85 feet distant from the southeasterly corner of Block 14 of said Seaside Park being measured southeasterly at right angles to the southerly boundary line of said Block 14, thence northeasterly to a point 57 feet distant from the southwesterly corner of Block 12 of said Seaside Park being measured along the southerly prolongation of the westerly boundary line of said Block 12, thence northeasterly to a point 39 feet distant from the southwesterly corner of Block 10 of said Seaside Park being measured along the southerly prolongation of the westerly boundary line of said Block 10, thence northeasterly to a point 32 feet distant from the southeasterly corner of said Block 10 being measured along the southerly prolongation of the easterly boundary line of said Block 10, thence northeasterly to a point 30 feet distant from the southeasterly corner of Block 9 of said Seaside Park being measured along the southerly prolongation of the easterly boundary line of said Block 9, thence northeasterly to a point 27 feet distant from the southeasterly corner of Block 8 of said Seaside Park being measured along the southerly prolongation of the easterly boundary of said Block 8, thence northeasterly to a point 24 feet distant from the southwesterly corner of Block 6 of said Seaside Park being measured along the southerly prolongation of the westerly boundary of said Block 6 thence northeasterly to a point 28 feet distant from the southeasterly corner of said Block 6 being measured along the southerly prolongation of the easterly boundary of said Block 6, thence northeasterly to a point 27 feet distant from the southeasterly corner of Block 5 of said Seaside Park being measured along the southerly prolongation of the easterly boundary of said Block 5, thence northeasterly to a point 25 feet distant from the southwesterly corner of Block 3 of Plat No 1, Seaside Park, as recorded in Map Book 3, Page 99, Records of said County, being measured along the southerly prolongation of the westerly boundary of said Block 3, thence northeasterly to the intersection with the southerly prolongation of the westerly right of way line of the Los Angeles County Flood Control District, as established by a Final Judgment had in Superior Court Case No B-72307, recorded in Book 7714, Page 153, of Official Records of said County, said intersection being 47 feet, measured southerly along the last said prolongation line from the southerly boundary of Block 2 of said Plat No 1, Seaside Park, thence easterly on a line towards a point on the southerly prolongation of the westerly line of Lot 13, Block 3, Seaside Park Plat No 3, recorded in Map Book 10, Page 27, Records of said County, said point being southerly thereon 68 feet from the northerly line of Seaside Boulevard, to the easterly line of the Los Angeles County Flood Control right of way, thence northerly along said easterly line 68 39 feet, more or less, to the northerly line of Seaside Boulevard, as shown on said Map of Seaside Park Plat No. 3, thence easterly along said northerly line of Seaside Boulevard North 86° 21' East 723 67 feet more or less to the westerly line of Golden Avenue; thence southerly 74 feet along the southerly prolongation of the westerly line of Golden Avenue to a point, thence easterly to a point on the southerly prolongation of the westerly line of Mermaid Place distant southerly thereon 66 feet from the northerly line of Seaside Boulevard, thence easterly, as shown on City of Long Beach City Engineer's Drawing No. B-1774, dated June 9, 1959, to a point on the southerly prolongation of the westerly line of Daisy Avenue distant southerly thereon 72 feet from the northerly line of Seaside Boulevard; thence easterly to a point on the southerly prolongation of the westerly line of Magnolia Avenue distant southerly thereon 52 feet from the northerly line of Seaside Boulevard; thence easterly to a point on the southerly prolongation of a line parallel to and 20 feet easterly of the easterly line of Chestnut Place distant southerly thereon 72 feet from the northerly line of Seaside Boulevard, thence easterly to a point 50 feet southerly of the northerly line of Seaside Boulevard and 115 feet westerly of the center line of Cedar Walk, which distances are measured respectively at right angles to, and along Seaside Boulevard; thence easterly to a point on the southerly prolongation of the center line of Cedar Walk distant southerly thereon 85 feet from the easterly prolongation of the northerly line of Seaside Boulevard, thence easterly to a point on the southerly prolongation of the easterly line of Pine Avenue distant southerly thereon 160 feet from the northerly line of Seaside Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of Pier Place distant southerly thereon 155 feet from the northerly line of Seaside Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of Locust Avenue South distant southerly thereon 146 feet from the northerly line of Seaside Boulevard; thence easterly to a point on the southerly prolongation of the westerly line of Collins Way distant southerly thereon 137 feet from the northerly line of Seaside Boulevard, thence easterly to a point on the southerly prolongation of westerly line of Long Beach Boulevard (formerly American Avenue) distant southerly thereon 138 feet from the northerly line of Seaside Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of Hart Place distant southerly thereon 143 feet from the northerly line of Seaside

Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of Elm Way distant southerly thereon 143 feet from the northerly line of Seaside Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of Linden Avenue distant southerly thereon 140 feet from the northerly line of Seaside Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of Atlantic Way distant southerly thereon 137 feet from the northerly line of Seaside Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of Lime Way distant southerly thereon 143 feet from the northerly line of Seaside Boulevard, thence easterly to a point on the southerly prolongation of the easterly line of Alamitos Avenue distant southerly thereon 149 feet from the easterly prolongation of the northerly line of Seaside Boulevard, thence northerly along said easterly line of Alamitos Avenue to a line prolonged westerly from a point on the southerly prolongation of the westerly line of 2nd Place distant southerly thereon 384 feet from the southerly line of Ocean Boulevard and through a point on the southerly prolongation of the westerly line of 1st Place distant southerly thereon 386 feet from the southerly line of Ocean Boulevard, thence easterly along said westerly prolonged line to said point on the southerly prolongation of the westerly line of 2nd Place, thence easterly to a point on the southerly prolongation of the westerly line of 3rd Place distant southerly thereon 380 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of 4th Place distant southerly thereon 377 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of 5th Place distant southerly thereon 370 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of 6th Place distant southerly thereon 368 feet from the southerly line of Ocean Boulevard; thence easterly to a point on the southerly prolongation of the westerly line of 7th Place distant southerly thereon 371 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of 8th Place distant southerly thereon 370 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of 9th Place distant southerly thereon 365 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of 10th Place distant southerly thereon 370 feet from the southerly line of Ocean Boulevard thence easterly to a point on the southerly prolongation of the westerly line of 11th Place distant southerly thereon 362 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of 12th Place distant southerly thereon 363 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the easterly line of 13th Place distant southerly thereon 370 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of 14th Place distant southerly thereon 366 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of 15th Place distant southerly thereon 352 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of 16th Place (vacated) distant southerly thereon 346 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of 17th Place (vacated) distant southerly thereon 334 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of 18th place distant southerly thereon 310 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of westerly line of 19th Place distant southerly thereon 294 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of 20th Place distant southerly thereon 285 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of Lindero Avenue distant southerly thereon 270 feet from the northerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of Molino Avenue distant southerly thereon 260 feet from the northerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of Temple Avenue distant southerly thereon 243 feet from the northerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of Orizaba Avenue distant southerly thereon 248 feet from the northerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of Paloma Avenue distant southerly thereon 241 feet from the northerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of Coronado Avenue distant southerly thereon 261 feet from the northerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the easterly line of Redondo Avenue distant

southerly thereon 209 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of 36th Place distant southerly thereon 325 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of 35th Place (vacated) distant southerly thereon 379 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of 39th Place distant southerly thereon 395 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the easterly line of Termino Avenue distant southerly thereon 135 feet from the southerly line of Allin Street, thence easterly to a point on the southerly prolongation of the westerly line of 44th Place distant southerly thereon 186 feet from the southerly line of Allin Street, thence easterly to a point on the southerly prolongation of the westerly line of 45th Place distant southerly thereon 151 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of 46th Place distant southerly thereon 144 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of 48th Place distant southerly thereon 132 feet from the southerly line of Ocean Boulevard; thence easterly to a point on the southerly prolongation of the westerly line of 50th Place distant southerly thereon 138 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of 52nd Place distant southerly thereon 131 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of La Verne Place distant southerly thereon 151 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of 53rd Place distant southerly thereon 158 feet from the southerly line of Ocean Boulevard thence easterly to a point on the southerly prolongation of the westerly line of Claremont Place distant southerly thereon 160 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the easterly line of Claremont Place distant southerly thereon 161 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of 54th Place distant southerly thereon 160 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of Isthmus Place distant southerly thereon 146 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of Peninsula Place distant southerly thereon 151 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of 57th Place distant southerly thereon 167 feet from the southerly line of Ocean Boulevard, thence easterly to a point on the southerly prolongation of the westerly line of Balboa Place distant southerly thereon 44 feet from the southerly line of Seaside Walk, thence easterly to a point on the southerly prolongation of the westerly line of Laguna Place distant southerly thereon 48 feet from the southerly line of Seaside Walk, thence easterly to a point on the southerly prolongation of the westerly line of Dana Place distant southerly thereon 54 feet from the southerly line of Seaside Walk, thence easterly to a point on the southerly prolongation of the westerly line of 59th Place distant southerly thereon 69 feet from the southerly line of Seaside Walk, thence easterly to a point on the southerly prolongation of the westerly line of 60th Place distant southerly thereon 78 feet from the southerly line of Seaside Walk, thence easterly to a point on the southerly prolongation of the westerly line of 61st Place distant southerly thereon 86 feet from the southerly line of Seaside Walk, thence easterly to a point on the southerly prolongation of the westerly line of 62nd Place distant southerly thereon 90 feet from the southerly line of Seaside Walk, thence easterly to a point on the southerly prolongation of the westerly line of 63rd Place distant southerly thereon 92 feet from the southerly line of Seaside Walk, thence easterly to a point on the southerly prolongation of the westerly line of 64th Place distant southerly thereon 93 feet from the southerly line of Seaside Walk, thence easterly to a point on the southerly prolongation of the easterly line of 62nd Place distant southerly thereon 95 feet from the southerly line of Seaside Walk, thence easterly to a point on the southerly prolongation of the westerly line of 63rd Place distant southerly thereon 91 feet from the southerly line of Seaside Walk, thence easterly to a point on the southerly prolongation of the westerly line of 64th Place distant southerly thereon 93 feet from the southerly line of Seaside Walk, thence easterly to a point on the southerly prolongation of the westerly line of 65th Place distant southerly thereon 98 feet from the southerly line of Seaside Walk, thence easterly to a point on the southerly prolongation of the westerly line of 66th Place distant southerly thereon 98 feet from the southerly line of Seaside Walk,

thence easterly to a point on the southerly prolongation of the westerly line of 67th Place distant southerly thereon 100 feet from the southerly line of Seaside Walk, thence easterly to a point on the southerly prolongation of the westerly line of 68th Place distant southerly thereon 102 feet from the southerly line of Seaside Walk thence easterly to a point on the southerly prolongation of the westerly line of 69th Place distant southerly thereon 98 feet from the southerly line of Seaside Walk, thence easterly to a point on the southerly prolongation of the westerly line of 70th Place distant southerly thereon 101 feet from the southerly line of Seaside Walk, thence easterly to a point on the southerly prolongation of the westerly line of 71st Place distant southerly thereon 132 feet from the southerly line of Seaside Walk (vacated), thence easterly to a point on the southerly prolongation of the westerly line of 72nd Place distant southerly thereon 160 feet from the southerly line of Seaside Walk (vacated)

The aforesaid finding and determination shall not apply to any lands within Alamitos Bay

All the litigated lands, referred to and described in Section 2(d), held by the city located shoreward of said line are, and shall be deemed to be, uplands held by the city in its proprietary capacity The Legislature finds and declares that the city acquired all of said litigated lands in its municipal capacity, and not as a trustee All use value, and all proceeds, including those from the production of oil, gas and other hydrocarbon substances received, or to be received, by the city from, or allocated or assigned to, or attributable to production from or allocated to, said litigated lands shoreward of said line shall be proprietary funds of the city and shall be deemed to be held by the city in its municipal capacity and not as a trustee, and neither the State of California nor the tideland trust shall have any right, title or interest in them Nothing herein shall be construed as affecting the trust status of any buildings, facilities and other improvements which may have been erected upon said litigated lands by use of tideland trust moneys, or as affecting the trust status of any proceeds or use value of any such buildings, facilities and other improvements All Lands located seaward of said line within the city limits of the City of Long Beach (as said city limits existed as of January 1, 1964) and westerly of the easterly boundary of the undeveloped portion of the Long Beach tidelands, shall be, and be deemed to be, Long Beach tidelands All net proceeds from oil, gas and other hydrocarbons received on and after February 1, 1956, and to be received in the future by the City of Long Beach derived from, or allocated or assigned to, or attributable to production from or allocated or assigned to, (1) any lands lying seaward of said line and westerly of the easterly boundary of the undeveloped portion of the Long Beach tidelands, and (2) to the extent hereinafter provided, any lands within the city limits of the City of Long Beach owned by the city and which were purchased or acquired, in whole or in part, by use of tideland trust moneys, shall be, and shall be considered to be, oil revenue and dry gas revenue from the Long Beach tidelands, and the city shall be accountable to the State and to the tideland trust for said proceeds Whenever any of said lands lying seaward of said line have been developed or operated with lands lying shoreward of said line, the location of the producing interval of any and all wells shall be considered in determining whether the city derives or derived any proceeds of oil, gas and other hydrocarbons from said lands lying seaward of said line Whenever any of said lands lying seaward of said line are a portion of a tract containing lands lying shoreward of said line under an existing unit or unit operating agreement, the location of the producing interval of wells shall be considered for the purpose of determining the allocation, assignment or attribution of primary production to lands lying seaward of said line, which primary production is based upon the record of wells drilled prior to the execution of the unit and unit operating agreement, and the proceeds of secondary recovery shall be allocated, assigned, and attributed to the respective portions of any said tract based upon the terms, provisions and formulae contained in any such existing unit or unit operating agreement for determining and computing secondary recovery

All lands, buildings, facilities, and other improvements within the city limits of the City of Long Beach owned by the city and which were purchased or acquired, in whole or in part, by use of tideland trust moneys, and any proceeds from, and use value, for nontrust purposes of, any such lands, buildings, facilities, and other improvements, shall be, and shall be considered to be, properties and assets of the tideland trust held by the city as trustee for the people of the State of California, except that if the City of Long Beach shows, to the satisfaction of the State Lands Commission, that municipal funds were used in part, to purchase or acquire any such lands, buildings, facilities, or other improvements, then such lands, buildings facilities, or other improvements and any proceeds therefrom, including oil revenue and dry gas revenue, shall be apportioned in accordance with the relative proportion of municipal funds and tideland trust moneys used, between the city in its general municipal capacity, on the one hand, and the State and the tideland trust,

on the other Without limiting in any way the generality of the foregoing provision, said provision shall apply to, but not be limited to, the following described lands

Block 39, Lots 3 through 8, inclusive,
Block 40, Lots 1 through 8, inclusive,
Block 41, Lots 1 through 8, inclusive,
Block 42, Lots 1 through 8, inclusive,
Block 43, Lots 1 through 8, inclusive,
Block 44, Lots 1, 2, East ½ of 6, 7 and East ½ of 9,
Block 45, Lots 1 through 4, inclusive, 7, and 11 through 14, inclusive,
Block 46, Lots 1, 2, 8, 13 and 15,
Block 47, Lots 1, 2, 9, 12, 14 and 15,
Block 48, Lots 3, 4, 6, 7, 8, 13, 14 and 15,
Block 49, Lots 1, 2, 4, 5, 7, 10 and 13,
Block 50, Lots 1, 3, 6, 7, West ½ of 8, 10 and 13,
Block 51, Lots 4, 10, 11, 12, and the West ½ of 13, according to the map of "Resubdivision of Part of Alamitos Bay Townsite" filed November 18, 1903, in Book 4, pages 75-76, of maps of the county recorder of Los Angeles County

As one of the purposes of this act is to compromise the dispute between the City of Long Beach and the State of California over the boundaries of the Long Beach tidelands and over the status of said litigated lands held by the city and claimed to be subject to the tideland trust, nothing in this act shall be deemed to affect the boundaries or ownership of any lands or titles held by private persons. Insofar as this act determines the boundaries of the Long Beach tidelands as between the lands owned or held by the city in its proprietary capacity and the Long Beach tidelands, the commission shall survey, monument and plat said boundaries as required by Chapter 2000, Statutes of 1957, in accordance with the finding and determination made in this section

SEC. 8. The Attorney General and the City of Long Beach are hereby authorized and directed to enter into an appropriate stipulation or stipulations as may be necessary to carry out all the provisions and all the purposes and intents of this act. Said authorization shall include the modification of the existing decree in said Action No. 649466, dated September 7, 1956, insofar as it is in any respect inconsistent or in conflict with any of the provisions and intents or purposes of this act. Said stipulation or stipulations shall also provide for the compromise of the pending litigation between the City of Long Beach and the State of California, referred to in Section 2(d), including the establishment of the boundary line provided for in this act. The court is authorized to accept said stipulation or stipulations and to modify said decree in Action No. 649466 and to enter appropriate orders and decrees in accordance with any of the provisions and intents or purposes of this act.

Unless (1) the city, within 60 days after the effective date of this act, shall agree to enter into a written stipulation complying in all respects with the findings, determinations, and provisions of Section 7 hereof; and (2) the city, within 30 days after the effective date of this act, shall file in the actions referred to in Section 2(d) hereof a stipulation waiving any and all defenses in said actions arising solely by lapse of time on or after June 1, 1959, including, but not limited to, defenses by way of the statute of limitations, estoppel, and laches, or any of them, which said defenses might otherwise fully ripen or become perfected by law after said date, and stipulating that the time for bringing said actions to trial as specified in Section 583 of the Code of Civil Procedure be extended until March 1, 1970; the legislative findings and determinations as to the boundaries of the Long Beach tidelands and the Alamitos Beach Park Lands and as to the status of the litigated lands made in Section 7 of this act shall be null and void, shall not be admissible in evidence in said actions referred to in Section 2(d) hereof or in any other proceedings, and said actions shall proceed to trial unaffected by said findings and determinations

No stipulation or stipulations authorized by this act providing for the establishment of the boundary line or the compromise of the pending litigation between the City of Long Beach and the State of California referred to in Section 2(d) hereof shall be executed by the State of California, and no decree or judgment providing for any such compromise shall be entered, prior to the execution of the contractors' agreement by the City of Long Beach with the approval of the State Lands Commission as provided by Section 3 hereof, and the legislative findings and determinations as to the boundaries of the Long Beach tidelands and the Alamitos Beach Park Lands and as to the status of the litigated lands made in Section 7 of this act shall be subject to revocation by the Legislature at any time prior to such execution of the contractors' agreement by the City of Long Beach with the approval of the State Lands Commission

Any decree or judgment entered on the said stipulation or stipulations providing for the compromise of the pending litigation between the City of Long Beach and the State of California, referred to in Section 2(d) hereof, shall be final as to any and all claims, demands or causes of action in said litigation, and shall be a final determination as between the city and the State as to that portion of the landward

boundary of the Long Beach tidelands and the Alamitos Beach Park Lands covered by said decree or judgment, otherwise, the powers of the State of California over the Long Beach tidelands, and over the grants evidenced by Chapter 676, Statutes of 1911, Chapter 102, Statutes of 1925, and Chapter 158, Statutes of 1935, including oil revenue and dry gas revenue received before or after the effective date of this act and unexpended for purposes authorized by law, and the powers of the State of California over the Alamitos Beach Park Lands as set forth in the Judgment After Remittitur referred to in Section 1(t) hereof and over the grant to the City of Long Beach evidenced by Chapter 1579, Statutes of 1961, are hereby expressly reserved."

Amendment No. 4

On page 28, line 46, strike out "SEC 7", and insert "SEC 9"

Amendment No. 5

On page 29, line 4, strike out "SEC 8", and insert "SEC 10"

Amendment No. 6

On page 29, line 19, strike out "SEC 9", and insert "SEC 11".

Amendment No. 7

On page 29, line 31, strike out "SEC 10", and insert "SEC 12".

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

REPORTS OF STANDING COMMITTEES

Committee on Municipal and County Government

Assembly Chamber, May 20, 1964

Mr Speaker Your Committee on Municipal and County Government reports.

Senate Bill No 107

With the recommendation Do pass

KNOX, Chairman

Above bill ordered to second reading

Committee on Rules

Assembly Chamber, May 20, 1964

Mr. Speaker Your Committee on Rules reports

House Resolution No 349

With the recommendation That the resolution be re-referred to the Committee on Public Health

BANE, Chairman

Above resolution re-referred to the Committee on Public Health.

Assembly Chamber, May 20, 1964

Mr Speaker. Your Committee on Rules reports

House Resolution No 335
House Resolution No. 336
House Resolution No 342

With the recommendation Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolutions be placed on the Consent Calendar

BANE, Chairman

Above resolutions ordered on file

Assembly Chamber, May 20, 1964

Mr. Speaker Your Committee on Rules reports

House Resolution No 343

With the recommendation Be adopted, as amended

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolution be placed on the Consent Calendar

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, May 20, 1964

Mr Speaker Your Committee on Rules reports
House Resolution No 353
With the recommendation That the resolution be re-referred to the Committee on Water

BANE, Chairman

Above resolution re-referred to the Committee on Water

Assembly Chamber, May 20, 1964

Mr. Speaker Your Committee on Rules reports
House Resolution No 346
House Resolution No 350
House Resolution No 352
With the recommendation Be adopted
Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolutions be placed on the Consent Calendar

BANE, Chairman

Above resolutions ordered on file

Committee on Municipal and County Government

Assembly Chamber, May 20, 1964

Mr Speaker Your Committee on Municipal and County Government reports:
Senate Concurrent Resolution No 33
With the recommendation Be adopted

KNOX, Chairman

Above resolution ordered on file

Committee on Rules

Assembly Chamber, May 20, 1964

Mr Speaker Your Committee on Rules reports
House Resolution No 358
With the recommendation Be adopted
Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolution be placed on the Consent Calendar

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, May 20, 1964

Mr Speaker Your Committee on Rules reports
House Resolution No 337
With the recommendation Be adopted

BANE, Chairman

Above resolution ordered on file

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Mr Bagley was granted unanimous consent that the following opinion of Legislative Counsel be printed in the Journal

OPINION OF LEGISLATIVE COUNSEL

Office of Legislative Counsel
Sacramento, April 30, 1964

Hon. William T Bagley
Assembly Chamber

Elections—No. 5281

Dear Mr Bagley You ask the following question

Question

If a situation arises in 1964 calling for the selection of a person to fill a vacancy on the general election ballot due to the death of a Re-

publican Party nominee for the office of State Senator, would the present county central committee in the district fill the vacancy? If so, would the enactment of A B 140 change this in any manner?

Opinion

In our opinion, the present county central committee would fill the vacancy. The enactment of A B 140, as amended in the Senate on April 29, 1964, would not change this in any manner

Analysis

Vacancies on the general election ballot must be filled at least 45 days before the day of the general election (Elec C, Sec 6659) The last date for filling a vacancy on the 1964 general election ballot is September 19, 1964

Section 6655 of the Elections Code provides that vacancies permitted to be filled may, in the case of legislative offices, be filled by the newly elected county central committee or committees of the party in which the vacancy occurs, in the county or counties comprising the legislative district of the deceased candidate

Inasmuch as members of the new county central committees are elected at the primary election, Section 6655, if literally construed, would give such newly selected committees the right to fill ballot vacancies in legislative offices for the general election We do not think, however, that the section would be literally construed in the case of the Republican Party

Until 1963, the county central committees of all qualified political parties held their organizational meetings on the second Tuesday in July following the direct primary election at which the members of such committees were selected This was the situation at the time Section 6655 was enacted and at the time it was last amended, which was in 1961 In view of this, it is clear that the term "newly selected committees" was used to insure that the incoming committees would have the right to fill ballot vacancies for the general election, and to eliminate the possibility that the outgoing committee would attempt to exercise this right between the time of the primary election and the expiration of its existence in the following July

The Legislature, in 1963, enacted legislation to change the date of the organizational meetings of county central committees of the Republican Party from the second Tuesday in July following the primary to the first Monday after the first day in January following the general election As part of the same legislation, it was provided that members of the existing committees shall continue in office until the organizational meetings of the new committees in January of 1965 (Stats 1963, Ch 2017) As a consequence, while the members of the new Republican County Central Committees will be selected at the primary election in June, they will not organize as committees until the following January, well after the final date for filling vacancies on the general election ballot, and, in fact, after the general election itself

Viewed in the light of this background, we doubt that Section 6655 would be read literally with respect to Republican County Central

Committees Rather, we think that the section would be construed to confer on the existing committees the right to fill vacancies on the general election ballot

To conclude otherwise would lead to absurd consequences If the position is taken that the newly elected Republican County Central Committees fill vacancies on the general election ballot, the result would be to give a function to a committee before it is even organized as a committee, before it has elected its officers, and before it has established rules to govern its proceedings What the law would actually do would be to confer the function on a group of individuals, which has not as yet established the machinery whereby it may act collectively.

Also to be considered is the fact that the existing county central committees of the Republican Party will continue in office to conduct the party's campaign in their respective counties for the 1964 general election If Section 6655 is construed to give to the members of the newly selected committees the right to fill ballot vacancies, a situation would result where the committees charged with the duty of conducting the campaign would have no voice in selecting substitute candidates to replace deceased candidates, and the new committee members making such selections would have no official standing in campaigning for the new candidates

In view of these considerations, we think a court would avoid a literal construction of Section 6655, insofar as the Republican Party is concerned, and would hold that the existing committees have the right to fill vacancies on the general election ballot It is well settled that where two constructions of a statute are possible, an interpretation becomes necessary, the court will adopt the construction leading to the more reasonable result (*Lesem* v *Board of Retirement*, 183 Cal App 2d 289; *Hidden Valley Municipal Water District* v *Calleguas Municipal Water District*, 197 Cal App 2d 411) It is also well settled that where the language of a statute is reasonably susceptible of two constructions, one of which in application will render it reasonable, fair and harmonious with its manifest purpose, and another that would be productive of absurd consequences, the former construction will be adopted (*Cotton* v *Superior Court*, 56 Cal 2d 459, *People* v *Oliver*, 55 Cal. 2d 761).

The enactment of A B 140, as amended, would in no way affect the conclusion reached above That bill, if enacted, provides that any party nominee may be selected to fill a vacancy on the general election ballot for any other partisan office It further provides that his appointment shall constitute a vacancy on the general election ballot for the office for which he was nominated, and that the vacancy shall be filled in the manner prescribed in Section 6655 The bill does not change the manner of filling vacancies

Very truly yours,

A C MORRISON, Legislative Counsel
By Edward K. Purcell, Deputy

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered

Assembly Joint Resolution No. 18: By Assemblymen Alquist, Milias, and Gaffney—Relative to a St Joseph of Cupertino air mail stamp

Referred by the Speaker pro Tempore to the Committee on Rules

RESOLUTIONS

The following resolutions were offered

By Assemblyman Mulford

House Resolution No 362

Relative to commending Mr W Harry Davis

WHEREAS, Mr W. Harry Davis will retire as assistant athletic director at the University of California on July 30, 1964, after having served the University for 39 years, and

WHEREAS, A native of San Francisco, Mr Davis was educated in Los Gatos and at the University of California in Berkeley, and rose from a part-time clerk in the athletic ticket office at the University to manager of that million dollar business; and

WHEREAS, During his almost four decades of service to the University, he has supported and contributed to the many golden days in the University of California's sports, including the days of Andy Smith's wonder team, and has seen the great changes brought about in national collegiate competition in football, baseball, basketball and other sports with the advent of airplane travel, and

WHEREAS, Mr Davis also served with Casey Stengel and Charlie Dressen as business manager of the Oakland Oaks, and

WHEREAS, On his return to his "first love," the athletic department of the University of California, he became its business manager and ultimately assistant athletic director, now, therefore, be it

Resolved by the Assembly of the State of California, That Mr W Harry Davis is sincerely commended for his many years of outstanding service to the University of California and is wished many happy years of 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 Mr. Davis

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Belotti:

House Resolution No. 363

Relating to a freeway through Prairie Creek Redwoods State Park

WHEREAS, The Division of Highways and the California Highway Commission are currently studying alternatives for the relocation of U S Highway 101 in the vicinity of Prairie Creek Redwoods State Park between 2.0 miles north of Orick, California, and 9.3 mile north of the Del Norte County line, and

WHEREAS, Two of the proposed three alternative routes, the so-called "bluff" and "beach" routes, would pass directly through Prairie Creek Redwoods State Park, and

WHEREAS, The beach route is the least expensive of all three routes, and

WHEREAS, Any difference in cost between the route finally selected and the beach route should not be charged to the minimum allocations of State Highway Fund money in State Highway District I and in Humboldt and Del Norte Counties; now, therefore, be it

Resolved by the Assembly of the State of California, That if a route other than the "beach" route is finally selected for U S Highway 101 through or around Prairie Creek Redwoods State Park, the Division of Highways and the California Highway Commission are requested either to consider the desirability of requiring that the difference between the cost of the "beach" route and the route finally selected be made available from state park funds, or to provide for the payment

of such difference in cost from the so-called "free money" in the State Highway Fund available for expenditure for state highways in County Group No 1, and be it further

Resolved, That the Chief Clerk of the Assembly transmit copies of this resolution to the Division of Highways and to the California Highway Commission

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblymen Veneman, Monagan, Ashcraft, Bagley, Barnes, Britschgi, Burgener, Cologne, Frew, Garrigus, Henson, Hinckley, Mihas, Pattee, Veysey, and Winton

House Resolution No. 364

Relative to farm labor

WHEREAS, Agriculture forms a substantial portion of California's economy and the continued successful production of agricultural commodities is necessary to the well-being of this State, and

WHEREAS, The employment of a substantial number of capable farm laborers is essential to the success of California agriculture, and

WHEREAS, At present California farms are utilizing approximately 26,000 Mexican nationals as farm laborers and if present plans are carried out, the United States Congress will end the Bracero Program (PL 78, 82 Cong.) whereby these thousands of Mexican nationals have been employed, and

WHEREAS, The termination of the Bracero Program will thus cause a serious shortage of farm laborers in California and this shortage must be filled by domestic farm laborers, and

WHEREAS, Many problems exist regarding the recruitment of domestic farm laborers and solutions to these problems have in the past been sought jointly by farm groups and the Department of Employment with some success, however, these problems will be aggravated by the shortage of farm labor due to the loss of the Mexican nationals employed under the Bracero Program and new solutions must be found, and

WHEREAS, It is thus necessary that immediate consideration be given to the problems of California agriculture in recruiting a sufficient number of capable domestic farm laborers to enable California farmers to harvest their crops in the coming seasons, now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is directed to assign to an appropriate interim committee the subject of the recruiting of domestic farm labor and the relationship of the Department of Employment and volunteer farm groups to such recruiting and to direct the committee to report its findings and recommendations thereon to the Assembly not later than the fifth legislative day of the 1965 Regular Session

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblymen Elliott and Bane

House Resolution No. 365

Congratulating Joseph T DeSilva

WHEREAS, On April 30, 1964, the Governor's Special Trophy for an outstanding contribution to the field of mental health by an individual or organization outside the medical profession was awarded to Joseph T DeSilva, Executive Secretary of Local 770 of the Retail Clerks Union, AFL-CIO, by Governor Edmund G "Pat" Brown at the fourth annual Mental Retardation Awards Banquet in recognition of the pioneering activities of Mr DeSilva in the field of employee psychiatric care programs, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members congratulate Mr Joseph T DeSilva upon the receipt of this award of the Governor's Special Trophy, and be it further

Resolved, That the Chief Clerk of the Assembly transmit a suitably prepared copy of this resolution to Mr Joseph T DeSilva

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

REPORTS OF STANDING COMMITTEES

Committee on Rules

Assembly Chamber, May 20, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 334 House Resolution No 345
House Resolution No 341 House Resolution No 347

With the recommendation That the resolutions be retained in committee, and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study

BANE, Chairman

Subject matter of the above resolutions referred to the Committee on Rules

Assembly Chamber, May 20, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 333

With amendments with the recommendation Be amended, and that the resolution, as amended, be returned to the committee, and the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, May 20, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 328

With amendments with the recommendation Be amended, and that the resolution, as amended, be returned to the committee, and the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study.

BANE, Chairman

Above resolution ordered on file

GUESTS EXTENDED COURTESIES OF THE ASSEMBLY

The Members of the Assembly take pleasure in welcoming, and extending the courtesies of the Assembly to the following guests for this legislative day:

On request of Assemblyman Belotti of Eureka to Harold J Bohanon of Eureka

On request of Assemblyman Knox of Richmond and Assemblyman Young of Napa, to Mrs Patricia Forner of El Cerrito

On request of Assemblyman Moreno of Santa Fe Springs and Assemblyman Knox of Richmond to the Honorable Ruth Bennell, Mayor of Pico Rivera

From the Sixth Assembly District to Mrs Mae Veerkamp, Mr Nevins, Mrs Hallie Johns, Mrs Ethel Bennett, Mrs Evelyn Ottow, and Mrs Ruth Redman, adults, and the following students of Rescue Elementary School, El Dorado County: Tim Copp, Mary Livingston, Peggy Griffin, Kay Wickstron, Melody Huhtala, Linda Poe, Gaile Thomas, George Juigms, David Krell, Barry Hutchings, Billy Plummer, Jim Bennett, Ray Starbuck, Robert Sands, Diana Brazil, Betty Chapman, Patricia Hensley, Paula Campbell, Billy John, Larry Ottow, Keith Jackson, Brian Buchan, Don Ladig, Dee Wilson, Ronnie Newell, Tom Henry, Dave Lewis, John Redman, Laura Benson, and Ben Franklin

ADJOURNMENT

At 12 50 p m , on motion of Mr. Conrad, the Speaker pro Tempore declared the Assembly adjourned until 11 a m , Thursday, May 21, 1964

JESSE M UNRUH, Speaker

ANABEL WHANG, Minute Clerk

CALIFORNIA LEGISLATURE

1964 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

FIFTY-FOURTH LEGISLATIVE DAY

NINETIETH CALENDAR DAY

IN ASSEMBLY

Assembly Chamber
Thursday, May 21, 1964

The Assembly met at 11 a m
Hon. Carlos Bee, Speaker pro Tempore of the Assembly, presiding.
Chief Clerk James D Driscoll at the Desk.
Assistant Clerk Malcolm MacIntyre reading

ROLL CALL

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

Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Wilson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—75.

Quorum present

PRAYER

The following prayer was offered by the Chaplain, Rev. Robert R Ferguson:

Eternal God, May this Assembly have clarity of vision and sensitivity of spirit to find solutions to the problems facing them

We know easy answers are not worth accepting Vital problems must be hammered out on the anvil of experience, fact and insights

Give to Thy servants the abilities to keep communications open so as to serve the interest of the people of this State

In our Master s name —AMEN

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Bee, Mr Veneman then led the Assembly in the pledge of allegiance to the Flag.

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Mr. Burgener, seconded by Mr. Milias.

LEAVES OF ABSENCE FOR THE DAY

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

Mr Dannemeyer, on motion of Mr Allen

Mr Soto, on request of the Speaker pro Tempore

The following Member was granted leave of absence for the day, and desired to waive his per diem

Mr Carrell, on request of the Speaker pro Tempore

MEMBERS EXCUSED FOR COMMITTEE MEETING

On request of Speaker pro Tempore Bee, the following Members were temporarily excused to attend a meeting of the Committee on Ways and Means

Messrs Bane, Britschgi Collier, Mrs Davis, Messrs Gaffney, Holmes, Kennick, Lanterman, McMillan, Mills, Belotti, Petris, Porter, Thelin, Waldie, Wilhamson, Winton, Crown, and Unruh

MEMBER EXCUSED FOR MEETINGS OF COMMITTEE ON CONFERENCE

On request of the Speaker pro Tempore, Mr Mulford was temporarily excused, for the purpose of attending a meeting of the Committee on Conference on the Budget Bill

REQUEST FOR UNANIMOUS CONSENT

Mr Thomas was granted unanimous consent that a photographer be permitted on the floor of the Assembly during today's session

REPORTS

The following report was presented by the Chief Clerk

Land and Water Use in Tule River Hydrographic Unit, Water Resources Bulletin No 94-1, Dated February, 1964—Pursuant to Section 232 of the Water Code

Above report, together with letter of transmittal dated May 20, 1964, from William E Warne, Director of Water Resources, Sacramento, referred by the Speaker pro Tempore to the Committee on Water.

RESOLUTIONS

The following resolutions were offered:

By Assemblyman Bane

House Resolution No. 366

Relative to the Staff of the Assembly Rules Committee

WHEREAS, The Assembly has for the past several years benefited from the able and efficient services of the staff of the Assembly Rules Committee, whose responsibilities include fiscal management, property inventory, personnel supervision, record keeping, and general services of assistance to every Member of the Assembly, and

WHEREAS, As Chief Administrative Officer, Steven E Smith has given effective and able leadership to the Rules Committee staff and has proved himself an intelligent and competent administrator, and

WHEREAS, Ann Chaffin, as Business Secretary of the Committee, has proved to be an invaluable member of this superb team of employees, expeditiously processing a staggering volume of paperwork on behalf of Members' district offices, and

WHEREAS, Minerva Dukett, as Accounting Secretary for the Committee, carefully maintains the books and accounts of the Assembly and district offices in a competent and dedicated manner and has put in many hours of overtime on this increasingly difficult job, and

WHEREAS, Margo Heald, as Legislative Secretary to the Committee, not only takes and transcribes minutes for the frequent meetings of the Committee and handles the heavy volume of legislative business but also speedily and efficiently orders the printing for Members of the Assembly, and

WHEREAS, William MacGowan, as Assistant to the Committee, has ably managed the property inventory of the Assembly and has given thorough and competent assistance in such other tasks as helping in obtaining supplies and equipment for the Assembly through a system of competitive bidding, and

WHEREAS, Ruby Matsuhara and Betty Schaelicke have proved themselves competent and efficient secretaries in the office and have rendered invaluable assistance, in both bookkeeping and record management, and

WHEREAS, Renee Davis has brought to the position of secretary to the chairman a thorough knowledge of legislative procedures and a keen sense of humor, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members commend the staff of the Assembly Rules Committee and extend their heartfelt thanks for a job well done during the 1964 sessions of the Legislature, and be it further

Resolved, That the Chief Clerk is directed to transmit suitably prepared copies of this resolution to each person named herein

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

By Assemblyman Dymally:

House Resolution No. 367

Relative to a study of the State School Fund support initiative constitutional amendment proposed by the California Teachers' Association

WHEREAS, The California Teachers' Association proposes to place before the state electorate at the General Election of November, 1964, through the initiative process, a proposal to amend provisions of the State Constitution to increase, by approximately $200 million over the two next succeeding fiscal years, the amounts to be appropriated to the State School Fund for support of the public schools, and

WHEREAS, The California Teachers' Association, while advocating the imposition of this drastic fiscal mandate upon the Legislature and the people of the State, has conspicuously failed to come forth with proposals or suggestions concerning the source of the revenues which will be required to finance this massive increase in the State's share of the public school support obligation, and

WHEREAS, It has come to the attention of the Legislature that various unethical practices have been engaged in by the California Teachers' Association in connection with securing signatures for the initiative petition, which unethical practices range from the exertion of coercive pressures upon public school employees and school pupils and their parents, to the dissemination of erroneous information concerning the effects which would be produced by the adoption of the proposed constitutional amendment; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is directed to assign to an appropriate interim committee for study the subject of the proposed initiative constitutional amendment currently being sponsored by the California Teachers' Association and the unethical practices being engaged in by that organization in qualifying that proposal for the ballot, and to direct such committee to report its findings thereon together with its recommendations for needed legislation to this Assembly by not later than the fifth legislative day of the 1965 Regular Session

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Conrad:

House Resolution No 368

Relative to commending Ruth M. Riley

WHEREAS, Ruth M. Riley has retired as Assembly File Clerk after 17 years of faithful service; and

WHEREAS, During that time she served the Assembly with devotion and accuracy, keeping the File in order, cooperating with the Members and their staffs, and assisting in the preparation of all of the Assembly publications; and

WHEREAS, As the business of the Legislature increased through the years, so did the responsibilities placed upon this gracious woman, but she met each challenge with a cheerful smile and unfailing courtesy, thereby winning the deep respect and admiration of everyone at the Capitol, and

WHEREAS, The Members of the Assembly deeply appreciate the hard work which Ruth M Riley has rendered to this body for the past 17 years and will keenly miss her presence at future sessions, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members express to Ruth M Riley their gratitude for the exceptional service which she has rendered to them for so many years and wish her much-deserved success and happiness in all her future endeavors; and be it further

Resolved, That the Chief Clerk of the Assembly be directed to transmit a suitably prepared copy of this resolution to Ruth M Riley

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblymen Pattee and Belotti

House Resolution No. 369

Relative to Veterinary Clinic at University of California at Davis

WHEREAS, The veterinary clinic at the University of California at Davis presently has certain facilities unique in this area; and

WHEREAS, These facilities are available on a limited basis only to farmers and ranchers in Northern California, and are of no use in an off hours emergency, now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is directed to assign to an appropriate interim committee for investigation and study the subject of the veterinary clinic at the University of California at Davis, and to direct such interim committee to report its findings and recommendations to the Legislature no later than the fifth legislative day of the 1965 Regular Session of the Legislature

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Ryan

House Resolution No 370

Relative to the death of Henry Paul Schwab

WHEREAS, It was an occasion of sadness and regret for the Members of the Assembly of the State of California when they learned of the passing of Henry Paul Schwab, a native San Franciscan and resident of San Mateo for some 12 years; and

WHEREAS, Mr Schwab was known affectionately as "Hank" to his many friends who cherished his friendship and respected him for his example of vigorous and constructive leadership in the many activities he entered to serve his fellow men, and

WHEREAS, As a captain in the ranks of organized labor he was President and Business Agent of Local 216 of the Teamsters where his dynamic qualities gained wide recognition and led him to become first Secretary of the San Mateo Labor-Management Committee for Community Progress and President of the San Mateo County Building and Construction Trades Council, and

WHEREAS, Mr Schwab was active in many fraternal and civic groups, including the San Mateo Elks; the Guadalupe Parlor of the Native Sons, which he served as President, the American Cancer Society, which he served as board member, the Peninsula Blood Bank, and the San Mateo Boys Club, of which he was Secretary, and

WHEREAS, Governor Edmund G Brown recognized Mr Schwab's outstanding capabilities, considering him as a leading choice to serve on the Bay Area Transportation Study Commission, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members thereof, by this resolution, express their deep sorrow upon the death of Henry Paul Schwab and extend their sincere condolences to his widow, Angelina, and to the members of his family, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a copy of this resolution to Mr. Schwab's widow, Angelina, to his daughter, Mrs. Carolyn Darbison, to his sister, Mrs. Bernice Olsen, and to his granddaughter, Erin Marie Darbison

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

By Assemblyman Alquist.

House Resolution No. 371

Relative to interim study of compulsory testing for phenylketonuria

WHEREAS, Phenylketonuria is an inherited disorder of body chemistry that has caused the mental deficiency of 1 percent of the patients in institutions for the mentally retarded, and

WHEREAS, If the disorder is diagnosed during the early infancy of a child afflicted it may be effectively treated and the child can develop a normal mentality, and

WHEREAS, The cost of administering tests to detect the presence of phenylketonuria is nominal in the case of small babies and the diagnosis of a single case and proper treatment thereafter can result in a savings to the public of approximately $100,000, not to mention the savings in parental disappointment and sorrow, and

WHEREAS, Of the 45 organized local health departments in this State, 41 have conducted continuous screening programs for phenylketonuria, generally in connection with child health conference procedures, indicating that the procedures are readily adaptable to the testing of large numbers of children, now, therefore, be it

Resolved by the Assembly of the State of California, That the Committee on Rules is directed to assign to an appropriate interim committee for study the need for compulsory testing of infants for phenylketonuria and to direct such interim committee to report its findings and recommendations to the Legislature not later than the fifth legislative day of the 1965 Regular Session

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, May 20, 1964

Mr. Speaker: Your Committee on Engrossment and Enrollment has examined

Assembly Bill No. 69—An act to amend Section 13525 of the Education Code, relating to minimum salaries of credentialed teachers.

Assembly Bill No. 134—An act to amend Section 69580 of the Government Code, relating to superior courts;

Assembly Bill No. 178—An act to add Section 20930.7 to the Government Code, relating to state employees' retirement,

Assembly Bill No. 181—An act to amend Section 14.1 of the Kern County Water Agency Act (Chapter 1003, Statutes of 1961), relating to the Kern County Water Agency,

Assembly Bill No. 203—An act to amend Section 19652 of the Education Code relating to capital outlay for construction or improvement of public schools, declaring the urgency thereof, to take effect immediately,

Assembly Bill No. 205—An act to amend Section 6655 of the Elections Code, relating to conduct of elections, and declaring the urgency thereof, to take effect immediately,

And reports the same correctly enrolled, and presented to the Governor at 2:30 p.m., May 20, 1964

POWERS, Chairman

Assembly Chamber, May 20, 1964

Mr. Speaker: Your Committee on Engrossment and Enrollment has examined

Assembly Joint Resolution No. 5—Relative to posthumously awarding the Congressional Medal of Honor to John Fitzgerald Kennedy,

Assembly Concurrent Resolution No. 23—Relative to the bottom of Clear Lake;

Assembly Concurrent Resolution No. 28—Relative to campsites in state parks for campers with dogs;

Assembly Concurrent Resolution No. 59—Relative to the observance of the 400th anniversary of the birth of William Shakspere,

Assembly Concurrent Resolution No. 60—Commending Senator Clair Engle,

Assembly Concurrent Resolution No. 66—Relative to the death of Albert I Stewart;

And reports the same correctly enrolled, and presented to the Secretary of State on the 20th day of May, 1964, at 2 30 p m

POWERS, Chairman

Committee on Education

Assembly Chamber, May 21, 1964

Mr Speaker: Your Committee on Education reports

Assembly Joint Resolution No 17

With the recommendation Be adopted

GARRIGUS, Chairman

Above resolution ordered engrossed.

Assembly Chamber, May 21, 1964

Mr Speaker: Your Committee on Education reports:

House Resolution No 305

With amendments with the recommendation. Amend, and be adopted, as amended.

GARRIGUS, Chairman

Above resolution ordered on file

Committee on Rules

Assembly Chamber, May 21, 1964

Mr. Speaker Your Committee on Rules reports

Assembly Concurrent Resolution No 69

With the recommendation: That the resolution be re-referred to the Committee on Transportation and Commerce.

BANE, Chairman

Above resolution re-referred to the Committee on Transportation and Commerce

Assembly Chamber, May 21, 1964

Mr Speaker: Your Committee on Rules reports

House Resolution No 355

House Resolution No 356

With the recommendation. That the resolutions be re-referred to the Committee on Transportation and Commerce.

BANE, Chairman

Above resolutions re-referred to the Committee on Transportation and Commerce.

Committee on Ways and Means

Assembly Chamber, May 21, 1964

Mr Speaker: Your Committee on Ways and Means reports

Senate Bill No. 50

With the recommendation: Do pass

CROWN, Chairman

Above bill ordered to second reading

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

Consideration of House Resolution No. 343

By Assemblyman Bane:

House Resolution No. 343—Relative to congratulating Clarence S. Brown.

Resolution read.

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Rules, were read, and adopted

Amendment No. 1

In the third line of the first WHEREAS clause of the measure, as printed on page 1185 of the Assembly Journal for May 18, 1964, after "Assembly", insert "Legislative"

Amendment No. 2

On the second line of the sixth WHEREAS clause, after "Assembly", insert "Legislative".

House Resolution No. 343, as Amended

By Assemblyman Bane

House Resolution No 343

Relative to congratulating Clarence S Brown

WHEREAS, It was with the most sincere pleasure that the Members of the Assembly learned of the selection of Clarence S Brown, Research Analyst for the Assembly Legislative Reference Service, as the valedictorian for the 1964 graduating class of the McGeorge School of Law in Sacramento, and

WHEREAS, An exceptionally brilliant and gifted young man, he has earned the respect and high regard of all of the Members of the Assembly for the excellent work he has performed in his capacity as a Research Analyst, and

WHEREAS, Born in Los Angeles, in 1933, the son of Mr and Mrs Samuel S Brown, he attended San Diego High School where he edited the school paper, and San Diego State College, where he majored in journalism, and

WHEREAS, He enlisted in the United States Army, in 1953, during the Korean War, was commissioned a second lieutenant in 1954, after completing officers' candidate school, and served until 1958, when he left the Army as a first lieutenant; and

WHEREAS, Before coming to the Legislative Reference Service, he worked for the State Department of Employment and served as an administrative assistant to Assemblyman Leroy F. Greene, and

WHEREAS, In addition to being an outstanding scholar and an excellent employee of the Assembly Legislative Reference Service, he is a fine husband and he and his wife, Mrs Karin Brown, are the proud parents of three children, Olivia, age 7 years, Steven, age 4 years, and Sabrina, age 5 months, and

WHEREAS, He is eminently deserving of the signal honor which has been bestowed upon him by the McGeorge School of Law, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly do hereby extend their heartiest congratulations to Clarence S Brown upon his selection as the valedictorian for the 1964 graduating class of the McGeorge School of Law, and express to him all best wishes for a successful and happy future, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to Clarence S Brown

Resolution, as amended, ordered to the Consent Calendar.

Consideration of House Resolution No. 333

By Assemblyman Bane

House Resolution No. 333—Relative to the California Poultry Industry.

Resolution read

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Rules, was read, and adopted

Amendment No. 1

On page 1149 of the Assembly Daily Journal for May 18, 1964, in the heading of House Resolution No 333, strike out "Assemblyman Bane", and insert "Assemblymen Bane, Casey, Cologne, Cusanovich, Flew, and Holmes"

Resolution, as amended, re-referred to the Committee on Rules, and the subject matter referred to the Committee on Rules for assignment to the proper interim committee for study.

Consideration of House Resolution No. 328

By Assemblyman Dymally

House Resolution No. 328—Relative to a study of human rights

Resolution read

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Rules, was read, and adopted

Amendment No. 1

In line 1 of the third WHEREAS clause of the printed measure, as printed on page 1140 of the Assembly Journal for May 14, 1964, after "inequities", insert "may"

House Resolution No. 328, as Amended

By Assemblyman Dymally.

House Resolution No. 328

Relative to a study of human rights

WHEREAS, California has much to be proud of in its cultural heritage and material assets which have been the product of the labors of many diverse individuals and peoples, and

WHEREAS, This very diversity which has contributed to its strength and vitality is at the same time the source of many of the tensions arising from inequality that keep the State from achieving a greater fulfillment, and

WHEREAS, Certain group inequities may exist in respect to available opportunities and in the treatment afforded members of these groups, and while it is widely recognized that no single key to these problems exists, a careful study of each of the areas of inequality with a view to their interrelation may be expected to produce ideas which when properly implemented can accomplish some improvement, now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is hereby directed to assign the subject of human rights particularly in respect to employment, education, housing, law enforcement and community relations to an appropriate interim committee for study, and to direct such committee to report to the Assembly no later than the fifth legislative day of the 1965 General Session of the Legislature

Resolution, as amended, re-referred to the Committee on Rules, and the subject matter referred to the Committee on Rules for assignment to the proper interim committee for study.

SECOND READING OF SENATE BILLS

Senate Bill No. 107—An act to add Section 4640.5 to the Health and Safety Code, relating to the Atherton Channel Drainage District, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading

MESSAGES FROM THE SENATE

Senate Chamber, May 20, 1964

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. 145—An act to add Sections 3161.5, 3290, 17506, 17507, 18054.5, 18054.6, and 20751.5 to, to add Article 2.1 to Chapter 3 of Division 14 of, and to amend Sections 3304, 17653, 17654, 17654.5, 17655.5, 17656, 17660, 17664, 17665, 17666.2, 18106, 17301 and 17303.5 of, the Education Code, relating to the public school system

J. A. BEEK, Secretary of the Senate
By R. W. Lyons, Chief Assistant Secretary

Assembly Bill No. 145 ordered enrolled.

Senate Chamber, May 20, 1964

Mr Speaker. I am directed to inform your honorable body that the Senate on this day respectfully refused to concur in Assembly amendments to

Senate Bill No 69—An act to amend Sections 17027, 17053, 17072, 17203, 17204, 17206, 17216 2, 17254, 17262, 17284, 17416, 17503, 17531, 17532, 17533, 17534, 17535, 17536, 17577, 17587, 17913, 18152, 18162, 18241, 18242, 18243, 18244, 18245, and 18246 of, to add Sections 17120, 17139, 17154, 17176, 17177, 17205 5, 17206, 17527, 17528, 17594, 17617, 18212, 18213, 18214, 18215, 18216, 18217, 18218, 18402 7, 18802 5, and 18802 7 to, and repeal Sections 17537, 17537 1, 17538, 17539, 17540, 18247, and 18248 of the Revenue and Taxation Code, relating to personal income taxes

And appointed Senators O'Sullivan, Cobey, and Grunsky, as a Committee on Conference to meet a like committee from the Assembly

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

APPOINTMENT OF COMMITTEE ON CONFERENCE CONCERNING SENATE BILL NO. 69

The Speaker pro Tempore appointed Messrs Petris, Donovan, and Stanton as a Committee on Conference concerning Senate Bill No 69

MESSAGES FROM THE SENATE

Senate Chamber, May 20, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day passed

Assembly Bill No 147
Assembly Bill No 163

J A BEEK, Secretary of the Senate
By Tom Kane, Assistant Secretary

Above bills ordered enrolled

Senate Chamber, May 21, 1964

Mr. Speaker I am directed to inform your honorable body that the Senate on this day passed.

Senate Bill No 44

J A BEEK, Secretary of the Senate
By Tom Kane, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bill was read the first time.

Senate Bill No. 44—An act to amend Sections 5207, 5211, 5215, 5226, 5227, 5240, 5271, 5310, 5320, 5321, and 5323 of, to repeal Sections 5225, 5229 and Article 6 (commencing with Section 5285) of Chapter 2 of Division 3 of, and to add Article 6 (commencing with Section 5280) of Chapter 2 of Division 3 to, the Business and Professions Code, relating to outdoor advertising

Referred by the Speaker pro Tempore to the Committee on Natural Resources, Planning, and Public Works

MESSAGES FROM THE SENATE

Senate Chamber, May 20, 1964

Mr Speaker. I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to

Senate Bill No 32

J A BEEK, Secretary of the Senate
By R. W. Lyons, Chief Assistant Secretary

APPOINTMENT OF COMMITTEE ON CONFERENCE CONCERNING SENATE BILL NO. 68

The Speaker pro Tempore appointed Messrs Waldie, Moreno, and Pattee as a Committee on Conference concerning Senate Bill No. 68.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS

Consideration of House Resolution No. 46

By Assemblymen Willson, Young, Dammeyer, Bagley, Danielson, Foran, Johnson, Marks, Petris, Song, Stanton, Stevens, Waldie, Whetmore, and Z'berg

House Resolution No. 46—Relative to the creation of a Special Legislative Advisory Committee on Family Life and Law

NOTE. The full text of House Resolution No 46, as amended April 28, 1964, appears at page 801 of the Assembly Daily Journal for April 28, 1964.

Resolution read, and adopted unanimously

Consideration of House Resolution No. 317

By Assemblyman Gonsalves

House Resolution No. 317—Relative to interagency contracts for administration of licensing

NOTE The full text of House Resolution No 317 appears at page 1107 of the Assembly Daily Journal for May 13, 1964

Resolution read, and adopted unanimously

THIRD READING OF SENATE BILLS

Senate Concurrent Resolution No. 33—Approving certain amendments to the Charter of the City of Mountain View, a municipal corporation in the County of Santa Clara, State of California, voted for and ratified by the qualified electors of said city at a special municipal election consolidated with the general municipal election held therein on April 14, 1964

Resolution read, and presented by Mr Alquist

Resolution adopted by the following vote:

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Barnes, Bee, Beilenson, Booth, Burgener, Casey, Chapel, Cologne, Danielson, Deukmejian, Dills, Donovan, Ferrell, Flournoy, Frew, Garrigus, Gonsalves, Greene, Henson, Hinckley, Johnson, Knox, Marks, Mihas, Monagan, Moreno, Pattee, Powers, Rumford, Ryan, Song, Stevens, Veneman, Veysey, Waite, Warren, Whetmore, Willson, Young, Z'berg, and Zenovich—46

NOES—None

Resolution ordered transmitted to the Senate

REQUEST FOR UNANIMOUS CONSENT

Mr Casey was granted unanimous consent to take up Assembly Joint Resolution No 17 without reference to file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 17

Assembly Joint Resolution No. 17—Relative to teaching English to non-English speaking children in the public schools

Resolution read, and adopted by the following vote·

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bee, Beilenson, Booth, Burgener, Casey, Chapel, Cologne, Danielson, Deukmejian, Donovan, Ferrell, Frew, Garrigus, Gonsalves, Greene, Henson, Hinckley, Johnson, Knox, Marks, Meyers, Milias, Monagan, Moreno, Pattee, Powers, Ryan, Song, Stevens, Veneman, Veysey, Waite, Warren, Whetmore, Young, Z'berg, and Zenovich—42.
NOES—Willson—1.

Resolution ordered transmitted to the Senate.

CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the first item on the Consent Calendar.

CONSENT CALENDAR—ASSEMBLY BILLS

Consideration of House Resolution No. 322

By Assemblyman Holmes

House Resolution No. 322—Relative to a study of life guards at Pismo Beach

NOTE. The full text of House Resolution No 322 appears at pages 1112 and 1113 of the Assembly Daily Journal for May 14, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Barnes, Bee, Beilenson, Booth, Burgener, Casey, Chapel, Cologne, Conrad, Danielson, Deukmejian, Dills, Donovan, Ferrell, Flournoy Frew, Garrigus, Gonsalves, Greene, Henson Hinckley, Knox, Marks, Meyers, Milias, Monagan, Moreno, Pattee, Porter, Powers, Rumford, Ryan, Song, Stevens, Veneman, Veysey, Waite, Warren, Whetmore, Willson, Young, Z'berg, Zenovich, and Mr Speaker—49
NOES—None

Consideration of House Resolution No. 323

By Assemblyman Thelin

House Resolution No. 323—Relative to commemorating Mr. Henry P. Melnikow

NOTE· The full text of House Resolution No 323 appears at pages 1115 and 1116 of the Assembly Daily Journal for May 14, 1964

Resolution read, and adopted by the following vote·

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Barnes, Bee, Beilenson, Booth, Burgener, Casey, Chapel, Cologne, Conrad, Danielson, Deukmejian, Dills, Donovan, Ferrell, Flournoy, Frew, Garrigus, Gonsalves, Greene, Henson, Hinckley, Knox, Marks, Meyers, Milias, Monagan, Moreno, Pattee, Porter, Powers, Rumford, Ryan, Song, Stevens, Veneman, Veysey Waite, Warren, Whetmore, Willson, Young, Z'berg Zenovich, and Mr Speaker—49
NOES—None

Consideration of House Resolution No. 324

By Assemblyman Veneman

House Resolution No. 324—Relative to commending Joe Hart

NOTE· The full text of House Resolution No 324 appears at page 1116 of the Assembly Daily Journal for May 14, 1964.

Resolution read, and adopted by the following vote·

AYES—Allen, Alquist, Ashcraft, Badham Bagley, Barnes, Bee, Beilenson, Booth, Burgener, Casey, Chapel, Cologne, Conrad, Danielson, Deukmejian, Dills, Donovan, Ferrell, Flournoy, Frew, Garrigus, Gonsalves, Greene, Henson, Hinckley, Knox, Marks, Meyers, Milias, Monagan, Moreno, Pattee, Porter, Powers, Rumford, Ryan, Song, Stevens, Veneman, Veysey, Waite, Warren, Whetmore, Willson, Young, Z'berg, Zenovich, and Mr Speaker—49
NOES—None

Consideration of House Resolution No. 326

By Assemblymen Allen and Unruh

House Resolution No. 326—Commending Colonel Albert P. Ebright.

NOTE: The full text of House Resolution No 326 appears at page 1139 of the Assembly Daily Journal for May 14, 1964.

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Barnes, Bee, Beilenson, Booth, Burgener, Casey, Chapel, Cologne, Conrad, Danielson, Deukmejian, Dills, Donovan, Ferrell, Flournoy, Frew, Garrigus, Gonsalves, Greene, Henson, Hinckley, Knox, Marks, Meyers, Milias, Monagan, Moreno, Pattee, Porter, Powers, Rumford, Ryan, Song, Stevens, Veneman, Veysey, Waite, Warren, Whetmore, Willson, Young, Z'berg, Zenovich, and Mr Speaker—49
NOES—None

Consideration of House Resolution No. 332

By Assemblymen Williamson and Casey (Coauthor· Senator Stiern).

House Resolution No. 332—Memorializing W. Roy Woollomes.

NOTE. The full text of House Resolution No 332 appears at page 1142 of the Assembly Daily Journal for May 14, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham Bagley, Barnes, Bee, Beilenson, Booth, Burgener, Casey, Chapel, Cologne, Conrad, Danielson, Deukmejian, Dills, Donovan, Ferrell, Flournoy, Frew, Garrigus Gonsalves, Greene, Henson, Hinckley, Knox, Marks, Meyers, Milias, Monagan, Moreno, Pattee, Porter, Powers, Rumford, Ryan, Song, Stevens, Veneman, Veysey, Waite, Warren, Whetmore, Willson, Young, Z'berg, Zenovich, and Mr Speaker—49
NOES—None

CONSENT CALENDAR—SENATE BILLS

Senate Concurrent Resolution No. 19—Relative to Fairs and Allocation Classification Committees

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham Bagley, Barnes, Bee, Beilenson, Booth, Burgener, Casey, Chapel, Cologne, Conrad, Danielson, Deukmejian, Dills, Donovan, Ferrell, Flournoy, Frew, Garrigus, Gonsalves, Greene, Henson, Hinckley, Knox, Marks, Meyers, Milias, Monagan, Moreno, Pattee, Porter, Powers, Rumford, Ryan, Song, Stevens, Veneman, Veysey, Waite, Warren, Whetmore, Willson, Young, Z'berg, Zenovich, and Mr Speaker—49
NOES—None.

Resolution ordered transmitted to the Senate

Senate Concurrent Resolution No. 26—Relative to central filing under Commercial Code

Resolution read, and adopted by the following vote·

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Barnes, Bee, Beilenson, Booth, Burgener, Casey, Chapel, Cologne, Conrad, Danielson, Deukmejian, Dills, Donovan,

Ferrell, Flournoy, Frew, Garrigus, Gonsalves, Greene, Henson, Hinckley, Knox, Marks, Meyers, Milias, Monagan, Moreno, Pattee, Porter, Powers, Rumford, Ryan, Song, Stevens, Veneman, Veysey, Waite, Warren, Whetmore, Wilson, Young, Z'berg, Zenovich, and Mr Speaker—49
NOES—None

Resolution ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO 59

Mr Z'berg was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Senate Bill No 44 for hearing in the Committee on Natural Resources, Planning, and Public Works, today

RECESS

At 11 32 a m, Speaker pro Tempore Bee declared the Assembly recessed until 11 37 a m

REASSEMBLED

At 11 37 a m, the Assembly reconvened
Hon Carlos Bee, Speaker pro Tempore of the Assembly, presiding
Chief Clerk James D Driscoll at the Desk.
Assistant Clerk Malcolm MacIntyre reading

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

Consideration of House Resolution No. 337

By Assemblymen Conrad and Waldie

House Resolution No. 337—Relative to Domingo Correia and staff in the Assembly Duplicating Room

NOTE. The full text of House Resolution No 337 appears at page 1151 of the Assembly Daily Journal for May 18, 1964

Resolution read

Members Made Coauthors of House Resolution No. 337

Mr Conrad was granted unanimous consent that all Members so desiring be placed upon House Resolution No 337 as coauthors

Roll Call

The following Members indicated a desire to become coauthors:

Assemblymen Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Booth, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Cusanovich, Danielson, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Frew, Garrigus, Gonsalves, Greene, Henson, Hinckley, Johnson, Kennick, Knox, Marks, McMillan, Meyers, Milias, Monagan, Moreno, Pattee, Petris, Porter, Rumford, Ryan, Song, Stevens, Thomas, Veneman, Unruh, Veysey, Waite, Warren, Whetmore, Wilson, Young, Z'berg, and Zenovich

The question being on the adoption of House Resolution No 337, as amended

Resolution read, as amended, and adopted unanimously

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO. 59

Mr Gonsalves was granted unanimous consent that Rule No. 59 be temporarily suspended for the purpose of setting Assembly Concurrent Resolution No 69 for hearing in the Committee on Transportation and Commerce today

ANNOUNCEMENTS

Mr Gonsalves announced that the Committee on Transportation and Commerce would meet at 3 45 p m , today, in Room 5168, to hear Assembly Concurrent Resolution No 69, and House Resolutions Nos 355, 356, and 363

Mr Rumford announced that the Committee on Public Health would meet at 2 30 p m , today, in Room 5168, to hear House Resolution No 349

REPORTS OF STANDING COMMITTEES

Committee on Revenue and Taxation

Assembly Chamber, May 21, 1964

Mr Speaker Your Committee on Revenue and Taxation reports·

Assembly Bill No 197
Assembly Bill No 209

With the recommendation That the bills be retained in committee, and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study.

PETRIS, Chairman

Subject matter of the above bills referred to the Committee on Rules

Assembly Chamber, May 21, 1964

Mr Speaker Your Committee on Revenue and Taxation reports

Assembly Constitutional Amendment No 13

With the recommendation That the resolution be retained in committee, and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study

PETRIS, Chairman

Subject matter of the above resolution referred to the Committee on Rules

Committee on Rules

Assembly Chamber, May 21, 1964

Mr Speaker· Your Committee on Rules reports

Senate Concurrent Resolution No 38

With the recommendation Be adopted

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, May 21, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No. 55

With the recommendation Be adopted

BANE, Chairman

Above resolution ordered on file.

Assembly Chamber, May 21, 1964

Mr Speaker. Your Committee on Rules reports

House Resolution No 361
House Resolution No 362

With the recommendation· Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolutions be placed on the Consent Calendar.

BANE, Chairman

Above resolutions ordered on file.

Assembly Chamber, May 21, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 363

With the recommendation That the resolution be re-referred to the Committee on Transportation and Commerce

BANE, Chairman

Above resolution re-referred to the Committee on Transportation and Commerce.

Assembly Chamber, May 21, 1964

Mr Speaker: Your Committee on Rules reports

House Resolution No 360

With the recommendation That the resolution be re-referred to the Committee on Public Utilities and Corporations

BANE, Chairman

Above resolution re-referred to the Committee on Public Utilities and Corporations

Assembly Chamber, May 21, 1964

Mr. Speaker Your Committee on Rules reports

House Resolution No 354

With the recommendation That the resolution be retained in committee, and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study

BANE, Chairman

Subject matter of the above resolution referred to the Committee on Rules.

Assembly Chamber, May 20, 1964

Mr. Speaker: Your Committee on Rules reports

House Resolution No 344

With amendments with the recommendation Amend, and be adopted, as amended

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, May 20, 1964

Mr Speaker. Your Committee on Rules reports

House Resolution No 348

With amendments with the recommendation Be amended, and that the resolution, as amended, be returned to the committee, and the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study

BANE, Chairman

Above resolution ordered to second reading

RECESS

At 11 44 a.m., Speaker pro Tempore Bee declared the Assembly recessed until 11 50 a m

REASSEMBLED

At 11 50 a.m , the Assembly reconvened.

Hon. Carlos Bee, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk James D Driscoll at the Desk

Assistant Clerk Malcolm MacIntyre reading

REQUEST FOR UNANIMOUS CONSENT

Mr. Unruh was granted unanimous consent that when Senate Bill No. 60 is reported out of committee, that it be taken up without reference to file, read the third time, and placed upon its final passage.

RECESS

At 11 52 a m , Speaker pro Tempore Bee declared the Assembly recessed until 3 30 p m

REASSEMBLED

At 3 32 p m , the Assembly reconvened.

Hon. Carlos Bee, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk James D. Driscoll at the Desk.

Assistant Clerk Malcolm MacIntyre reading

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO. 59

Mr. Alquist was granted unanimous consent that Rule No. 59 be temporarily suspended for the purpose of setting Assembly Joint Resolution No 18 for hearing in the Committee on Rules on Friday, May 22, 1964

PARLIAMENTARY INQUIRY

Mr Conrad arose to the following parliamentary inquiry:

Is it the Chair's intention to go through the unfinished business file in numerical order?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied in the affirmative.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 120—An act to add Chapter 15 6 (commencing with Section 19911) to Division 14 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, appropriating money for the purpose of carrying out this chapter; and providing for the submission of the measure to the people at a special election to be consolidated with the 1964 general election

The question being Shall the Assembly concur in the Senate amendments to Assembly Bill No 120?

Request for Unanimous Consent

Mr. Garrigus asked for unanimous consent that the bill be passed on file and retain its place on file

Mr Monagan withheld unanimous consent

Motion

Mr Garrigus moved that Assembly Bill No 120 be passed on file and retain its place on file

Mr Monagan seconded the motion

Point of Order

Mr Conrad arose to the following point of order.

That according to Rule No 71, Mr. Garrigus' motion would require a suspension of the Rules

Ruling by Speaker pro Tempore

The Speaker pro Tempore ruled the point of order not well taken, as the bill is before the House for consideration, as required by Rule No 71, and Mr Garrigus' motion to have the matter passed on file, and to retain its place on file, is properly before the House

The question being on the motion by Mr Garrigus that Assembly Bill No 120 be passed on file, and retain its place on file

Motion carried by the following vote·

AYES—Allen, Alquist, Bane, Bee, Booth, Casey, Crown, Danielson, Davis, Dills, Dymally, Elliott, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Johnson, Kennick, McMillan, Moreno, Porter, Powers, Rumford, Ryan, Song, Stanton, Thomas, Waite, Waldie, Warren, Williamson, Wilson, Young, Z'berg, Zenovich, and Mr Speaker—38

NOES—Ashcraft, Badham, Bagley, Belotti, Burgener, Chapel, Collier, Cologne, Conrad, Cusanovich, Deukmejian, Flournoy, Hinckley, Marks, Milias, Monagan, Stevens, Thelin, Vessey, Whetmore, and Winton—21

Assembly Bill No. 120 ordered passed on file and to retain its place on file

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO. 59

Mr Crown was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Senate Bill No 44 for hearing in the Committee on Ways and Means on Friday, May 22, 1964.

ANNOUNCEMENTS

Mr Crown announced that the full Committee on Ways and Means would meet tomorrow morning during the session, in Room 3188, for the purpose of hearing Senator Collier's billboard bill, and that he will request that the members of the committee be excused at that time

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO. 59

At 3 50 p m, Mr Porter was granted unanimous consent that Rule No. 59 be temporarily suspended for the purpose of setting Senate Joint Resolution No. 17 for hearing in the Committee on Water, and that the members of the Committee on Water be excused, for the purpose of holding a meeting at this time, in Room 3188, to hear Senate Joint Resolution No. 17 and House Resolution No. 353

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 3 51 p m, Mr Gonsalves was granted unanimous consent that the members of the Committee on Transportation and Commerce and Mr. Ryan be excused, for the purpose of holding a meeting of the committee at this time, in Room 5168

MESSAGES FROM THE SENATE

Senate Chamber, May 21, 1964

Mr Speaker I am directed to inform your honorable body that the Senate appointed Senators Gibson, Rees, and Rodda as a Committee on Conference concerning

Assembly Bill No. 78—An act to amend Sections 14214, 14218, and to add Section 14694 9 to the Education Code, relating to school district retirement plans, and declaring the urgency thereof, to take effect immediately

J. A. BEEK, Secretary of the Senate
By Tom Kane, Assistant Secretary

Senate Chamber, May 21, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day adopted

Assembly Concurrent Resolution No 41

J A BEEK, Secretary of the Senate
By Tom Kane, Assistant Secretary

Above resolution ordered enrolled

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Consideration of House Resolution No 319

By Assemblymen Crown, Chapel, Petris, and Bee

House Resolution No. 319—Relative to the passing of Sam J. Vlahos.

NOTE The full text of House Resolution No 319 appears at page 1108 of the Assembly Daily Journal for May 13, 1964

Resolution read

Members Made Coauthors of House Resolution No. 319

Mr Chapel was granted unanimous consent that all Members so desiring be placed upon House Resolution No 319 as coauthors

Roll Call

The following Members indicated a desire to become coauthors:

Assemblymen Allen, Alquist, Badham, Bagley, Bane, Beilenson, Belotti, Booth, Burgener, Carrell, Casey, Collier, Conrad, Cusanovich, Danielson, Assemblywoman Davis, Assemblymen Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Frew, Gaffney, Garrigus, Greene, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Porter, Powers, Rumford, Ryan, Song, Stanton, Stevens, Thelin, Thomas, Unruh, Veysey, Waite, Waldie, Warren, Whetmore, Willson, Winton, Young, Z'berg, and Zenovich

The question being on the adoption of House Resolution No 319, as amended.

Resolution read, as amended, and adopted unanimously.

REPORTS OF STANDING COMMITTEES

Committee on Revenue and Taxation

Assembly Chamber, May 21, 1964

Mr Speaker Your Committee on Revenue and Taxation reports

Assembly Bill No 84

With amendments with the recommendation: Be amended, and that the bill, as amended, be returned to the committee, and the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study.

PETRIS, Chairman

Above bill ordered to second reading

Committee on Natural Resources, Planning, and Public Works

Assembly Chamber, May 21, 1964

Mr. Speaker: Your Committee on Natural Resources, Planning, and Public Works reports

Senate Bill No 44

With amendments with the recommendation Amend, do pass, as amended, and be re-referred to the Committee on Ways and Means

Z'BERG, Chairman

Above bill ordered to second reading

Committee on Rules

Assembly Chamber, May 21, 1964

Mr. Speaker. Your Committee on Rules reports:

House Resolution No 364

With amendments with the recommendation Be amended, and that the resolution, as amended, be returned to the committee, and the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study

BANE, Chairman

Above resolution ordered to second reading

Committee on Ways and Means

Assembly Chamber, May 21, 1964

Mr Speaker Your Committee on Ways and Means reports

Senate Concurrent Resolution No 34

With the recommendation: Be adopted

CROWN, Chairman

Above resolution ordered on file

Assembly Chamber, May 21, 1964

Mr Speaker Your Committee on Ways and Means reports

Assembly Concurrent Resolution No 68

With amendments with the recommendation. Amend, and be adopted, as amended

CROWN, Chairman

Above resolution ordered on file

Assembly Chamber, May 21, 1964

Mr Speaker: Your Committee on Ways and Means reports

Assembly Bill No 187

Assembly Bill No 193

With the recommendation: That the bills be returned in committee, and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study.

CROWN, Chairman

Subject matter of the above bills referred to the Committee on Rules

Assembly Chamber, May 21, 1964

Mr Speaker: Your Committee on Ways and Means reports

Senate Bill No 60

With the recommendation: Do pass

CROWN, Chairman

Above bill ordered to third reading

REQUEST FOR UNANIMOUS CONSENT

Mr. Casey asked for unanimous consent to take up Senate Concurrent Resolution No. 34 without reference to file

Mr Conrad withheld unanimous consent

CONSIDERATION OF SENATE BILL NO. 60

Pursuant to unanimous consent granted earlier this day (*See* page 1263), Mr Unruh took up Senate Bill No 60 without reference to file.

Senate Bill No. 60—An act relating to the tidelands and submerged lands granted by the State to the City of Long Beach and the revenues therefrom.

Bill read third time.

Motion to Amend

Mr. Unruh moved the adoption of the following amendments·

Amendment No. 1

On page 2, line 29, of the printed bill, as amended in Assembly May 20, 1964, after "part," insert "as determined by the State Lands Commission,".

Amendment No. 2

On page 12, line 40, strike out ". Upon" and insert "; provided, that if the city and State are unable to agree upon such a joint determination, the State Lands Commission may make application to a court of competent jurisdiction for determination by the court as to whether it is necessary to continue the impoundment of said fund.
Upon".

Amendments read, and adopted.

Bill ordered reprinted, and returned to the third reading file.

Rush Order Placed Upon Printing of Senate Bill No. 60

Mr. Unruh was granted unanimous consent that a rush order be placed upon the printing of Senate Bill No. 60

REQUEST FOR UNANIMOUS CONSENT

Mr Z'berg was granted unanimous consent to take up Senate Bill No 44 without reference to file.

CONSIDERATION OF SENATE BILL NO. 44

Senate Bill No. 44—An act to amend Sections 5207, 5211, 5215, 5226, 5227, 5240, 5271, 5310, 5320, 5321, and 5323 of, to repeal Sections 5225, 5229 and Article 6 (commencing with Section 5285) of Chapter 2 of Division 3 of, and to add Article 6 (commencing with Section 5280) of Chapter 2 of Division 3 to, the Business and Professions Code, relating to outdoor advertising

Bill read second time.

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Natural Resources, Planning, and Public Works, was read, and adopted:

Amendment No. 1

On page 5 of the printed bill, as amended in Senate May 20, 1964, after line 43, insert
"SEC. 14 This act shall be known as the Collier-Z'berg Act"

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

Rush Order Placed Upon Printing of Senate Bill No. 44

Mr Z'berg was granted unanimous consent that a rush order be placed upon the printing of Senate Bill No. 44.

REQUEST FOR UNANIMOUS CONSENT

Mr Crown was granted unanimous consent to take up Assembly Concurrent Resolution No. 68 without reference to file

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 68

Assembly Concurrent Resolution No. 68—Relative to financing state general fund construction needs

Resolution read.

Request for Unanimous Consent to Temporarily Suspend Rule No. 101

Mr Crown was granted unanimous consent that Rule No 101 be temporarily suspended for the purpose of permitting an amendment which adds a coauthor to Assembly Concurrent Resolution No. 68.

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Ways and Means, was read, and adopted

Amendment No. 1

In the heading of the printed measure, strike out "Assemblyman Unruh", and insert "Assemblymen Unruh and Mulford"

Resolution ordered reprinted, and engrossed

Rush Order Placed Upon Printing of Assembly Concurrent Resolution No. 68

Mr. Crown was granted unanimous consent that a rush order be placed upon the printing of Assembly Concurrent Resolution No 68

INTRODUCTION OF GUESTS

Assemblyman Edwin L Z'berg of Sacramento introduced his daughter, Susan, to the Members of the Assembly, who joined in welcoming her on her visit to the Assembly Chamber.

REQUEST FOR UNANIMOUS CONSENT

At 4 19 p.m, Mr. Mulford was granted unanimous consent to hold a Republican Caucus at this time in the Assembly Lounge, and that the members of the Republican Caucus be excused to attend

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following bill was introduced, and read the first time

Assembly Bill No. 211: By Assemblyman Dymally—An act to add Section 17311 to the Education Code, relating to financial support of the public schools

Held at desk by order of the Speaker pro Tempore

RESOLUTIONS

The following resolutions were offered

By Assemblyman Mills:

House Resolution No 372

Relative to a World's Fair at Long Beach

WHEREAS, A World's Fair has been proposed at Long Beach, which would serve to focus attention on California and upon the State's industry and agriculture; and

WHEREAS, Such fairs have in the past proven to be a great boon to the economy of the areas sponsoring them and have been of considerable value in promoting better trade relations and a freer exchange of ideas, as well as providing an unparalleled educational opportunity for all Californians, and

WHEREAS, This proposal has been initiated by the California World's Fair, and by virtue of the activities manifested by this firm, the interest of the Members of the Assembly has been focused on this project, now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is directed to assign to an appropriate interim committee for careful scrutiny, the proposal of the California World's Fair for an exposition to be held at Long Beach in order to assure the Legislature that the highest quality fair be produced which would be a credit to the State of California, and to direct such committee to report its findings and recommendations to the Legislature no later than the fifth legislative day of the 1965 Regular Session of the Legislature.

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblymen Williamson and Unruh

House Resolution No. 373

Relating to a study of state teletype system

WHEREAS, A law enforcement state teletype system has been established to provide for the efficient and prompt transmission of police information to promote the public safety, and

WHEREAS, This state law enforcement teletype system has served the needs of the police and sheriffs and allied law enforcement agencies of California for at least 30 years, and

WHEREAS, This State has experienced an unprecedented growth in population, economic diversification and urbanization which has increased the frequency and complexity of police services demanded by the public; and

WHEREAS, The state law enforcement teletype system has not kept pace with the demands for its facilities and has not enjoyed an orderly incorporation of advances in technical communication facilities and technology, and

WHEREAS, The present deficiencies encountered in the operation and use of the state teletype system has resulted in a depreciation of effective law enforcement services, now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Rules Committee be directed to assign to an appropriate interim committee for study the subject of the existing law enforcement teletype system in order to determine the action necessary to upgrade the system in the interest of public safety, including in such study the consideration of the current and future requirements of all participating law enforcement agencies in order to serve the needs of the smaller districts for rapid and efficient communications and to provide electronic data communication facilities for those agencies having tele-communication requirements, and to direct such interim committee to report its findings and recommendations to the Assembly not later than the fifth legislative day of the 1965 Regular Session

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Waldie

House Resolution No. 374

Relative to commending Mrs Ramona Ackerman

WHEREAS, Mrs Ramona Ackerman will this year complete her 36th year as a teacher and her 32nd year as a teacher in Antioch, and

WHEREAS, It is fitting that May 24 has been designated as Ramona Ackerman Day at Kimball School in Antioch and that her many former pupils and friends will have an opportunity to express their gratitude to her; and

WHEREAS, Throughout her teaching career, Mrs Ackerman has given devoted service to the youth of Antioch and has earned the respect and admiration of her many pupils and the entire community; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly congratulate Mrs. Ramona Ackerman upon her many years of outstanding

service to the youth of her community and wish her success and happiness in her future endeavors; and be it further

Resolved, That the Chief Clerk of the Assembly be directed to transmit a suitably prepared copy of this resolution to Mrs Ramona Ackerman

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

By Assemblyman Veysey:

House Resolution No. 375

Relative to Picacho State Recreation Area

WHEREAS, There are "squatters" occupying portions of the real property which the State has leased from the United States for the Picacho State Recreation Area who have in some instances been in possession of the property for over 50 years with the knowledge of the federal government and have made extensive and costly improvements; and

WHEREAS, In some instances such improvements are located partly upon privately owned real property and partly upon the real property leased from the United States, and

WHEREAS, The Department of Parks and Recreation has requested the Attorney General to institute legal proceedings to evict these "squatters" from the real property leased from the United States and also to commence legal proceedings to condemn the privately owned property upon which certain portions of their improvements are located, and

WHEREAS, It would appear that the eviction of the "squatters" without any compensation for their improvements which are located upon the real property leased from the United States would be a long and costly process, now, therefore, be it

Resolved by the Assembly of the State of California, That the Director of Parks and Recreation is requested to take such action as may be necessary to delay any legal proceedings against the "squatters" occupying portions of the real property which the State has leased from the United States for the Picacho State Recreation Area, and any legal proceedings to condemn any privately owned property for such recreation area, until at least the 91st day after the 1965 Regular Session of the Legislature to permit the Legislature to consider the problems presented by these "squatters" and to enact such legislation on the subject as it may determine is necessary; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a copy of this resolution to the Director of Parks and Recreation.

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

By Assemblyman Veysey:

House Resolution No. 376

Relative to Picacho State Recreation Area

WHEREAS, There are "squatters" occupying portions of the real property which the State has leased from the United States for the Picacho State Recreation Area who have in some instances been in possession of the property for over 50 years with the knowledge of the federal government and have made extensive and costly improvements; and

WHEREAS, The Department of Parks and Recreation has requested the Attorney General to institute legal proceedings to evict these "squatters"; and

WHEREAS, It would appear that the eviction of the "squatters" without any compensation for their improvements would be a long and costly process; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is requested to assign to an appropriate interim committee for study the problem presented by the "squatters" occupying portions of the real property which the State has leased from the United States for the Picacho State Recreation Area, and to direct such committee to report its findings and recommendations thereon, together with such legislation as it may think is necessary, to the Assembly not later than the fifth legislative day of the 1965 Regular Session

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

By Assemblymen Mulford and Rumford:

House Resolution No. 377

Relative to the retirement of Dr. Berthold Lowenfeld

WHEREAS, The Members of the Assembly have learned of the coming retirement of Dr Berthold Lowenfeld as Superintendent of the California School for the Blind and the reception to be held in his honor on May 31, 1964, and

WHEREAS, Dr Lowenfeld received his early education in Linz, Austria, and received his Ph D in Psychology from the University of Vienna, he began his career as a teacher of blind children in 1922, received a Rockefeller Research Fellowship for a study of this subject in 1930-31, upon coming to this country he was appointed as Director of Educational Research at the American Foundation for the Blind and as instructor at Teacher's College, Columbia University, and

WHEREAS, Since 1949, Dr Lowenfeld has served as Superintendent of the California School for the Blind, a world renowned school whose standards he upheld and increased, and

WHEREAS, Dr Lowenfeld has been and is an officer of many professional organizations, such as the American Association of Workers for the Blind, the Council for Exceptional Children, and the American Psychological Association, and is also a member of the Sensory Study Section of the Vocational Rehabilitation Administration, and

WHEREAS, Dr Lowenfeld is an international authority as to education for the blind, and also is a renowned author of many books and articles on this subject, including, among others, *Our Blind Children—Growing and Learning With Them*, which has been depicted as 'a Godsend for the ophthalmologist as well as a Bible for parents", and

WHEREAS, His career has been most active and challenging and thereby most rewarding, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members commend Dr Berthold Lowenfeld for his many years of distinguished service in educating the blind and extend to him best wishes for a happy 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. Berthold Lowenfeld

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Petris:

House Resolution No. 378

Relative to a study by the State Department of Public Health on the classification of nursing and convalescent homes for the purpose of upgrading and enforcing quality standards of care and to relate nursing and convalescent home rates to standards of care

WHEREAS, The present category "nursing and convalescent home," as defined in Title 17 of the California Administrative Code, is too broad to reflect the different types of institutions which operate as nursing and convalescent homes, and

WHEREAS, Many nursing and convalescent homes are equipped to render intensive care of severe illness, and

WHEREAS, Other institutions also licensed as nursing and convalescent homes cannot provide intensive nursing care; and

WHEREAS, According to information given to the Ways and Means Subcommittee by the Department of Public Health at a public hearing, two-thirds of the nursing and convalescent homes in California are in violation of the Health and Safety Code, and

WHEREAS, More than half of the patients in institutions currently defined as "nursing and convalescent homes" are receiving assistance through the Medical Aid to the Aged Program, and

WHEREAS, The present method of reimbursement devised by the Department of Finance does not take account of differences in standards and services provided by nursing and convalescent homes, and

WHEREAS, Inequities resulting from the present method of reimbursement causes hardships to patients both public and private, physicians, families, and the nursing and convalescent home industry, and results in penalizing conscientious nursing and convalescent home operators and in rewarding operators of substandard facilities, and serves to perpetuate substandard facilities and to discourage adequate nursing and convalescent home facilities from maintaining proper standards, now, therefore, be it

Resolved by the Assembly of the State of California, That the Bureau of Hospitals of the State Department of Public Health is requested to study the question of

classification of nursing and convalescent homes into as many categories as are necessary to reflect existing differences in the scope, quality, and type of services offered in these institutions, and be it further

Resolved, That the bureau request, after due study, authority from the Legislature to require enforcement of these standards by such amendments in Title 17 which may be necessary to achieve this purpose; and be it further

Resolved, That the bureau report its recommendations to the Assembly not later than January 30, 1965, and be it further

Resolved, That the Clerk of the Assembly is hereby directed to transmit a copy of this resolution to the Director of Public Health

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblymen Whetmore, Badham, and Dannemeyer.

House Resolution No. 379

Relative to commending Dr Edw Lee Russell and the Orange County Health Department

WHEREAS, The Members of the Assembly have learned that the Orange County Health Department, with Dr. Edw Lee Russell as director, has won the 1964 Samuel J Crumbine Awards for outstanding achievement in the development of a comprehensive program of environmental health and public food service sanitation; and

WHEREAS, Competition was keen, as it was open to some 1,200 local health departments from coast to coast; and

WHEREAS, In announcing that the Orange County Health Department won this award, special mention was made as to the exceptional manner in which its director, Dr Edw. Lee Russell, and the members of his organization perform their duties; and

WHEREAS, It was the unanimous decision of the public health experts who were members of the Samuel J Crumbine Awards jury that the Orange County Health Department is one of the foremost county health departments in the nation and most deserving of this award, now, therefore, be it

Resolved by the Members of the Assembly of the State of California, That its Members commend the Orange County Health Department and its director, Dr. Edw Lee Russell, for their outstanding contribution to public health, particularly on this occasion of their winning the 1964 Samuel J Crumbine Awards; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit suitably prepared copies of this resolution to Dr Edw. Lee Russell and to the Orange County Health Department

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblymen Meyers, Gaffney, Foran, and Marks (Coauthors Senator McAteer):

House Resolution No. 380

Memorializing William J Cullinan

WHEREAS, The Members of the Legislature have learned with deep regret of the recent death of William J Cullinan, a past president of the California State Employees Association and founder of San Francisco's Chapter No 8, and

WHEREAS, Bill, as he was better known to his thousands of friends, was born on July 18, 1894, and

WHEREAS, Following his graduation from the law school of Georgetown University in Washington, D C, he was admitted to practice in California in 1925, and entered the state civil service on January 1, 1929, as a referee for the Industrial Accident Commission where he quickly became an expert on the administration of workmen's compensation laws in California, and

WHEREAS, Soon afterward Bill Cullinan became interested in civil service problems and advancement, and, in cooperation with fellow employees, was a prime organizer of both San Francisco Chapter 8 and the central organization of the California State Employees Association, serving as president of the former in 1943, and of the latter in 1945, and

WHEREAS, During his 30 years of state employment, Bill was instrumental in obtaining both adequate compensation and a superior retirement system for state workers; and

WHEREAS, In 1959, he retired from state service and with his wife, Florence, moved to Carmel where he resumed the practice of law, and

WHEREAS, Always interested in the problems of his fellow workers, Bill Cullinan was a popular leader and organizer, and his passing will be lamented by his numerous friends and coworkers, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members by this resolution express their sincere regret at the death of William J Cullinan and extend their heartfelt sympathy to his widow, Florence, 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 Florence Cullinan

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

REPORTS OF STANDING COMMITTEES

Committee on Water

Assembly Chamber, May 21, 1964

Mr Speaker: Your Committee on Water reports
Senate Joint Resolution No 17
With the recommendation Be adopted

PORTER, Chairman

Above resolution ordered on file

Assembly Chamber, May 21, 1964

Mr Speaker Your Committee on Water reports
House Resolution No 858
With the recommendation Be adopted

PORTER, Chairman

Above resolution ordered on file

EXPLANATION OF VOTE

May 21, 1964

James D. Driscoll
Chief Clerk

Dear Jim Please insert the following in the Journal

I was absent from the Chamber of the Assembly yesterday when the vote was taken on Assembly Bill No 145 due to a committee hearing Had I been present, I would have voted Aye

Sincerely,

ALFRED H SONG

NAME PLACED UPON ROLL CALL ON CONSENT CALENDAR

Mr Porter was granted unanimous consent that he be recorded as voting "Aye" on the roll call on the Consent Calendar.

ADJOURNMENT

At 4 24 p m, on motion of Mr. Waldie, the Speaker pro Tempore declared the Assembly adjourned until 9 30 a m, Friday, May 22, 1964

JESSE M UNRUH, Speaker

ANABEL WHANG, Minute Clerk

CALIFORNIA LEGISLATURE

1964 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

FIFTY-FIFTH LEGISLATIVE DAY

NINETY-FIRST CALENDAR DAY

IN ASSEMBLY

Assembly Chamber
Friday, May 22, 1964

The Assembly met at 9 30 a.m
Hon Carlos Bee, Speaker pro Tempore of the Assembly, presiding
Chief Clerk James D Driscoll at the Desk
Assistant Clerk Malcolm MacIntyre reading

ROLL CALL

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

Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Fertell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Zberg, and Mr Speaker—74

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev Robert R Ferguson:

God our Father, Help us not to live microscopic lives in telescopic times We need to look within to set our own lives in order Then may we look without at the larger needs of our State, Nation and World.

May integrity be ingrained in our lives and justice and equality in our social order

May we all be relevant in playing our part in these days and advance the cause of peace, understanding and good will throughout this planet.

In the name of the Prince of Peace —AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Bee, Mr Willson then led the Assembly in the pledge of allegiance to the Flag

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Mr. Ryan, seconded by Mr. Frew.

LEAVES OF ABSENCE FOR THE DAY

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

Mr Soto, on motion of Mr Dills.

Mr Casey, on motion of Mr Dills.

Mr. Zenovich, on motion of Mr. Waldie.

The following Member was granted leave of absence for the day, and desired to waive his per diem:

Mr Carrell, on request of the Speaker pro Tempore

REQUEST FOR UNANIMOUS CONSENT

Speaker pro Tempore Bee was granted unanimous consent that representatives of television be permitted on the floor of the Assembly at approximately 10 a.m. today.

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, May 22, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined
Assembly Concurrent Resolution No 68
And reports the same correctly engrossed

POWERS, Chairman

Above resolution ordered on file

Committee on Transportation and Commerce

Assembly Chamber, May 21, 1964

Mr Speaker Your Committee on Transportation and Commerce reports
Assembly Concurrent Resolution No 69
With amendments with the recommendation Amend, and be adopted, as amended

GONSALVES, Vice Chairman

Above resolution ordered on file.

Assembly Chamber, May 21, 1964

Mr Speaker Your Committee on Transportation and Commerce reports
House Resolution No 356
With amendments with the recommendation Be amended, and that the resolution, as amended, be returned to the committee, and the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study

GONSALVES, Vice Chairman

Above resolution ordered on file

Assembly Chamber, May 21, 1964

Mr Speaker Your Committee on Transportation and Commerce reports.
House Resolution No 355
House Resolution No 363
With amendments with the recommendation Amend, and be adopted, as amended

GONSALVES, Vice Chairman

Above resolutions ordered on file

REFERENCE OF BILLS TO COMMITTEE

Speaker pro Tempore Bee announced that Speaker Unruh has referred the following bills to the following committees:

Assembly Bill No.	*Committee*
211	Education

REQUEST FOR UNANIMOUS CONSENT

Mr Ryan was granted unanimous consent to take up Assembly Concurrent Resolution No 69 without reference to file, and that the same be considered engrossed

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 69

Assembly Concurrent Resolution No. 69—Relative to charter service school buses

Resolution read.

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Transportation and Commerce, were read, and adopted:

Amendment No. 1

On page 1, line 1, of the printed measure, after "whether", insert "buses of".

Amendment No. 2

On page 1, line 2, strike out "of school pupils"

Amendment No. 3

On page 1, line 3, after "Commission", insert ", which are used periodically, but not exclusively, for the transportation of public school pupils,"

Amendment No. 4

On page 1, strike out lines 10 to 16, inclusive, and insert "declare that it was the intention of the Legislature, in enacting Section 16851 of the Education Code, that buses of charter-party carriers with permits from the Public Utilities Commission, which are used periodically, but not exclusively, for the transportation of public school pupils, are not school buses and are subject to the safety rules and regulations of the Public Utilities Commission now adopted and being enforced by the Department of the California Highway Patrol, and"

Resolution ordered reprinted, and considered engrossed

Rush Order Placed Upon Printing of Assembly Concurrent Resolution No. 69

Mr Ryan was granted unanimous consent that a rush order be placed upon the printing of Assembly Concurrent Resolution No 69.

RESOLUTIONS

The following resolutions were offered:

By Assemblymen Dymally and Garrigus

House Resolution No. 381

Relating to a study of the problems presented by geographical factors affecting the organization and operation of the Public School System at the local level

WHEREAS, The plenary authority of the Legislature in the direction of the operations of the Public School System extends to matters of school district organization, district boundaries, the establishment of school attendance areas and boundaries within districts, and related matters, and

WHEREAS, All of these factors must be considered in connection with legislation to provide for the establishment of needed new schools and to adapt the organization of school districts to enable them to efficiently fulfill the needs of the exploding school population and yet remain in conformity with the principle of equality of educational opportunity, now, therefore, be it

Resolved by the Assembly of the State of California, That the Committee on Rules thereof assign to an appropriate interim committee for study, the subject of the problems of geography as they affect the establishment of new schools, the ability of state and local governmental authorities to ensure equality of educational opportunity, the reorganization of local school administrative units, and the expense to the State and to the local taxing units involved therein

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules.

By Assemblymen Rumford and Bee

House Resolution No. 382

Relative to commending Ethel E Brockelbank

WHEREAS, Ethel E Brockelbank has retired from the position of History Clerk of the Assembly, thus ending 18 years of valuable service to this House; and

WHEREAS, During that time she performed her work with a devotion to duty which extended beyond her immediate responsibility for the History, thereby providing the Members and the general public with an essential publication of inestimable value; and

WHEREAS, For each session of the Assembly from 1945 to 1963, she traveled from Los Angeles to Sacramento to perform her duties, repeatedly evidencing her loyalty to this body and to the legislative process; and

WHEREAS, She has endeared herself to everyone at the Capitol by the willingness and efficiency with which she performed her duties and by her constant courtesy, friendly manner and genuine desire to be of assistance; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members commend Ethel E Brockelbank for her years of devoted service and extend to her their good wishes on her retirement; and be it further

Resolved, That the Chief Clerk of the Assembly be directed to transmit a suitably prepared copy of this resolution to Ethel E Brockelbank

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

By Assemblyman Conrad

House Resolution No. 383

Relative to commending Norma Wiley and her staff

WHEREAS, The Members of the Assembly are continually aware of the prompt, courteous service rendered by Norma Wiley and her staff of Assembly messengers; and

WHEREAS, During the 1964 Sessions of the Legislature, Norma Wiley and her diligent staff have handled over one million items, cheerfully running errands, delivering materials with dispatch, skillfully assisting the Assembly typing pool and reliably rising to every occasion and crisis with ingenuity, speed and efficency; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members hereby commend and congratulate Norma Wiley and her staff of Assembly messengers for the outstanding services they have rendered to the Assembly during the 1964 Sessions, and be it further

Resolved, That the Chief Clerk of the Assembly is hereby directed to transmit suitably prepared copies of this resolution to Norma Wiley and to the staff of Assembly messengers

Resolution read, and referred by the Speaker pro Tempore to the Committee on Rules

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

Consideration of House Resolution No. 305

By Assemblymen Collier Bee Cusanovich, Dannemeyer, Assemblywoman Davis, Assemblymen Flournoy, Ryan, Veneman, and Winton

House Resolution No. 305—Relative to commending the local school boards.

Resolution read

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Education, were read, and adopted

Amendment No. 1

In the second line of the list of authors of the measure, printed above the measure itself, at the top of page 1044 of the Assembly Journal for May 12, 1964, strike

out "and Winton", and insert "Winton, Alquist, Barnes, Casey, Dymally, Elliott, Gaffney, Mihas, Veysey, Whetmore, and Garrigus"

Amendment No. 2

In the first line of the second WHEREAS clause of the measure, as printed in the Assembly Journal for May 12, 1964, at page 1044, strike out ", unpaid".

Amendment No. 3

Strike out the fourth WHEREAS clause of the measure.

Amendment No. 4

In the second line of the fifth WHEREAS clause of the printed measure, strike out "with untold resulting savings"

House Resolution No. 305, as Amended

By Assemblymen Collier, Bee, Cusanovich, Dannemeyer, Assemblywoman Davis, Assemblymen Flournoy, Ryan, Veneman, Winton, Alquist, Barnes, Casey, Dymally, Elliott, Gaffney, Mihas, Veysey, Whetmore, and Garrigus.

House Resolution No. 305

Relative to commending the local school boards

WHEREAS, Local school boards have played an important part in California's growth, development and history, and

WHEREAS, These boards consist of elected representatives of the people and are drawn from every race, religion and economic stratum, and

WHEREAS, The members of these boards devote long hours and days to the problem of providing educational facilities and personnel to educate our youth, and

WHEREAS, Local school boards watch-dog the expenditure of local and state moneys, and

WHEREAS, As stated by the Citizens Advisory Commission to the Legislature, "Local control of school districts insures a desirable element of competition between and among districts in developing new and improved educational programs and practices", and

WHEREAS, School boards manifest democracy in action, are a training ground for better citizenship, and inspire our youth as examples of unswerving dedication to public service; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members express their appreciation to the men and women serving on these local school boards for their devotion to the education needs of the children of California

Resolution, as amended, ordered on file

Consideration of House Resolution No. 344

By Assemblyman Warren:

House Resolution No. 344—Relative to commending Steve Allen.

Resolution read.

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Rules, were read, and adopted:

Amendment No. 1

In the printed measure, as printed on page 1186 of the Assembly Journal for May 18, 1964, strike out the first through sixth WHEREAS clauses, inclusive, and strike out the first *Resolved* clause and insert

WHEREAS, Steve Allen, a resident of the City of Encino, State of California, has established a nationwide reputation not only as an entertainer in all communications media, but also as an author, composer, lyricist and artist, and

WHEREAS, He has devoted his time, talent and energies on behalf of many charitable causes, including, among others, the Youth Council of America, the Boys Club of Hollywood, the National Hemophilia Foundation, the Eleanor Roosevelt Foundation, the Southern California Arthritis and Rheumatism Foundation, Valley Childrens Foundation, Foster Children of America, Catholic Youth Organization, B'nai B'rith, and National Conference of Christians and Jews; and

WHEREAS, His interest in the welfare of man is not limited by national geography, but extends throughout the world, as indicated by his assuming the

responsibility of educating and supporting children from Viet Nam, Hong Kong, and Italy, and

WHEREAS, His artistic and humanitarian endeavors have resulted in numerous awards and honors being conferred upon him, including, among others, the Peabody Award, the Sylvania Award, the Masquers Award, the City of Hope's Man of the Year Award and the *Look* TV Award; and

WHEREAS, In 1963 he was elected Honorary Mayor of Hollywood and in 1964 Honorary Mayor of La Mirada; and

WHEREAS, His many friends, including Governor and Mrs. Edmund G. Brown, will hold a testimonial dinner on behalf of Steve Allen, his artistry and charity, on the 29th day of June, 1964, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members hereby congratulate Steve Allen for his artistry and activity which have brought this recognition, and be it further"

House Resolution No. 344, as Amended

By Assemblyman Warren:

House Resolution No. 344

Relative to commending Steve Allen

WHEREAS, Steve Allen, a resident of the City of Encino, State of California, has established a nationwide reputation not only as an entertainer in all communications media, but also as an author, composer, lyricist and artist, and

WHEREAS, He has devoted his time, talent and energies on behalf of many charitable causes, including, among others, the Youth Council of America, the Boys Club of Hollywood, the National Hemophilia Foundation, the Eleanor Roosevelt Foundation, the Southern California Arthritis and Rheumatism Foundation, Valley Childrens Foundation, Foster Children of America, Catholic Youth Organization, B'nai B'rith, and National Conference of Christians and Jews, and

WHEREAS, His interest in the welfare of man is not limited by national geography, but extends throughout the world, as indicated by his assuming the responsibility of educating and supporting children from Viet Nam, Hong Kong, and Italy, and

WHEREAS, His artistic and humanitarian endeavors have resulted in numerous awards and honors being conferred upon him, including, among others, the Peabody Award, the Sylvania Award the Masquers Award, the City of Hope's Man of the Year Award and the *Look* TV Award; and

WHEREAS, In 1963 he was elected Honorary Mayor of Hollywood and in 1964 Honorary Mayor of La Mirada; and

WHEREAS, His many friends, including Governor and Mrs. Edmund G. Brown, will hold a testimonial dinner on behalf of Steve Allen, his artistry and charity, on the 29th day of June, 1964; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members hereby congratulate Steve Allen for his artistry and activity which have brought this recognition, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to Steve Allen

Resolution, as amended, ordered on file

Consideration of House Resolution No. 348

By Assemblyman Warren:

House Resolution No. 348—Relative to collection agencies

Resolution read

Consideration of Committee Amendments

The following amendment, proposed by the Committee on Rules, was read, and adopted:

Amendment No. 1

In the fourth WHEREAS clause, of the printed measure, as printed on pages 1187 and 1188 of the Assembly Journal for May 18, 1964, strike out line 2, and insert "audited licensees, of which some have been discovered to be violating"

House Resolution No. 348, as Amended

By Assemblyman Warren:

House Resolution No. 348

Relative to collection agencies

WHEREAS, In September 1959, the Collection Agency Licensing Bureau was established as a bureau under the Department of Professional and Vocational Standards, and

WHEREAS, The bureau was legislatively charged with the responsibility of enforcing the laws and regulations affecting collection agencies licensed by the bureau; and

WHEREAS, In order to meet this responsibility, the bureau initiated an audit enforcement program, and

WHEREAS, This audit enforcement program with its limited resources has audited licensees, of which some have been discovered to be violating the law applicable to licensees to the extent that accusations were necessitated, and

WHEREAS, The position asserted by the bureau has been sustained in each and every disciplinary accusation filed by it; and

WHEREAS, As a result of legislation enacted by the 1963 session of the Legislature, the audit enforcement program of the bureau is to be replaced by audits performed by independent Certified Public Accountants and Public Accountants retained by licensees, and

WHEREAS, There is some question as to the ability of the department to continue to serve the public interest and correct abuses heretofore disclosed without an audit staff to review and analyze such private audits and, if necessary, to prepare and substantiate accusations based thereon, now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is directed to assign to an appropriate interim committee the subject of a study to determine the necessity of further legislation in order that the laws of this State applicable to collection agencies may be adequately enforced and the public interest served, and to direct such committee to report its findings and recommendations thereon to the Assembly not later than the fifth legislative day of the 1965 Regular Session of the Legislature

Resolution, as amended, re-referred to the Committee on Rules, and the subject matter referred to the Committee on Rules for assignment to the proper interim committee for study.

Assembly Bill No. 84—An act to amend Sections 30101, 30166 and 30462 of, and to add Section 30463 to, to add Article 3 (commencing with Section 30126) to Chapter 2 of Part 13 of Division 2 of, and to repeal Article 3 (commencing with Section 30121) of Chapter 2 of Part 13 of Division 2 of, the Revenue and Taxation Code, relating to cigarette taxes, to take effect immediately

Bill read second time.

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Revenue and Taxation, were read, and adopted:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Assembly March 9, 1964, strike out ", 30166".

Amendment No. 2

On page 3, strike out lines 14 to 20, inclusive.

Amendment No. 3

On page 3, line 33, strike out "SEC 5", and insert "SEC 4"

Amendment No. 4

On page 4, line 2, strike out "SEC. 6.", and insert "SEC 5"

Amendment No. 5

On page 4, strike out lines 12 to 14, inclusive.

Amendment No. 6

On page 4, line 15, strike out "SEC. 8.", and insert "SEC. 6."

Amendment No. 7

On page 2, line 26, after "State", insert ", less .4 percent,"

Amendment No. 8

On page 3, line 16, strike out ".75", and insert "1".

Bill ordered reprinted, re-engrossed, and to be re-referred to the Committee on Revenue and Taxation and the subject matter to be referred to the Committee on Rules for assignment to the proper interim committee for study.

Consideration of House Resolution No. 364

By Assemblymen Veneman, Monagan, Asheraft, Bagley, Barnes, Britschgi, Burgener, Cologne, Frew, Garrigus, Henson, Hinckley, Milias, Pattee, Veysey, and Winton:

House Resolution No. 364—Relative to farm labor.

Resolution read.

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Rules, were read, and adopted

Amendment No. 1

In line 1 of the fourth WHEREAS clause of the printed measure, as printed on page 1246 of the Assembly Journal for May 20, 1964, strike out "will thus", and insert "may"

Amendment No. 2

In the fifth WHEREAS clause, strike out lines 4 to 6, inclusive, and insert "problems will be aggravated by the possible shortage of farm labor due to the loss of the Mexican nationals employed under the Bracero Program and new solutions may need to be found, and"

House Resolution No. 364, as Amended

By Assemblymen Veneman, Monagan, Asheraft, Bagley, Barnes, Britschgi, Burgener, Cologne, Frew, Garrigus, Henson, Hinckley, Milias, Pattee, Veysey, and Winton

House Resolution No. 364

Relative to farm labor

WHEREAS, Agriculture forms a substantial portion of California's economy and the continued successful production of agricultural commodities is necessary to the well-being of this State; and

WHEREAS, The employment of a substantial number of capable farm laborers is essential to the success of California agriculture, and

WHEREAS, At present California farms are utilizing approximately 26,000 Mexican nationals as farm laborers and if present plans are carried out, the United States Congress will end the Bracero Program (PL 78, 82 Cong.) whereby these thousands of Mexican nationals have been employed, and

WHEREAS, The termination of the Bracero Program may cause a serious shortage of farm laborers in California and this shortage must be filled by domestic farm laborers, and

WHEREAS, Many problems exist regarding the recruitment of domestic farm laborers and solutions to these problems have in the past been sought jointly by farm groups and the Department of Employment with some success, however, these problems will be aggravated by the possible shortage of farm labor due to the loss of the Mexican nationals employed under the Bracero Program and new solutions may need to be found; and

WHEREAS, It is thus necessary that immediate consideration be given to the problems of California agriculture in recruiting a sufficient number of capable domestic farm laborers to enable California farmers to harvest their crops in the coming seasons; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is directed to assign to an appropriate interim committee the subject of the recruiting of domestic farm labor and the relationship of the Department of Employment and volunteer farm groups to such recruiting and to direct the committee to report its findings and recommendations thereon to the Assembly not later than the fifth legislative day of the 1965 Regular Session

Resolution, as amended, re-referred to the Committee on Rules, and the subject matter referred to the Committee on Rules for assignment to the proper interim committee for study.

SECOND READING OF SENATE BILLS

Senate Bill No. 50—An act to amend Sections 68200, 68201, 68202, 68500.5, 68841, 68891, 69140, 75101, 75102, and 75103 of, and to add Sections 68203 and 68204 to, and to repeal Section 68205 of, the Government Code, relating to judicial salaries and making an appropriation therefor

Bill read second time, and ordered to third reading.

THIRD READING OF ASSEMBLY BILLS

Consideration of House Resolution No. 248

By Assemblymen Monagan and Milias

House Resolution No. 248—Relative to making freedom really ring

NOTE The full text of House Resolution No 248, as amended May 6, 1964, appears at page 932 of the Assembly Daily Journal for May 6, 1964

Resolution read, and adopted unanimously

Assembly Concurrent Resolution No. 68—Relative to financing state general fund construction needs.

Resolution read

Roll Call Demanded

Messrs Collier, Moreno, and Warren demanded a roll call

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

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Chapel, Cologne, Crown, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes Johnson, Kennick, Knox Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Stevens, Thelin, Thomas, Veneman, Vevsey, Waite Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Mr Speaker—67

NOES—Collier—1

Resolution ordered transmitted to the Senate

INTRODUCTION OF GUESTS

Speaker pro Tempore Bee introduced the Honorable Thomas W Caldecott, Judge of the Superior Court, Alameda County, and former Member of the Assembly, 18th District, whereupon the Members of the Assembly joined in welcoming him on his visit to the Assembly Chamber.

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

Consideration of House Resolution No. 353

By Assemblyman Waldie:

House Resolution No. 353—Relative to construction of waste drain for San Joaquin Valley

NOTE: The full text of House Resolution No 353 appears at page 1202 of the Assembly Daily Journal for May 19, 1964

Resolution read.

Hon. Tom Bane, Presiding

At 10 33 a m, Hon Tom Bane, 42nd District, presiding.

Request for Unanimous Consent

Mr Waldie was granted unanimous consent that Mr. Monagan be added as a coauthor to House Resolution No. 353

The question being on the adoption of House Resolution No. 353, as amended

Resolution read, as amended, and adopted

NAME PLACED UPON ROLL CALL ON ASSEMBLY CONCURRENT RESOLUTION NO 68

Mr Ferrell was granted unanimous consent that he be recorded as voting "Aye" on Assembly Concurrent Resolution No 68

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS

Senate Bill No. 53—An act to repeal Articles 1 (commencing with Section 11550) and 3 (commencing with Section 11570) of Chapter 6, Part 1, Division 3, Title 2, of, and to add Section 1774 5 to, and Article 1 (commencing with Section 11550) to Chapter 6, Part 1, Division 3, Title 2 of, the Government Code, and to amend Sections 12000, 12001, 12051, 12801, 12903, 13976, 15003, and 10204 of, the Government Code, Section 8005 of the Business and Professions Code, Sections 1156, 1705, and 3800 of the Harbors and Navigation Code, Section 21203 of the Public Utilities Code, and Section 164 1 of the Military and Veterans Code, relating to state officers and their compensation, and making an appropriation therefor

Bill read third time, and presented by Mr Crown

Motion to Amend

Mr Crown moved the adoption of the following amendments

Amendment No. 1

On page 2, between lines 46 and 47, of the printed bill, as amended in Assembly May 7, 1964, insert

"(e) Superintendent of Banks
(f) Commissioner of Corporations
(g) Insurance Commissioner
(h) Savings and Loan Commissioner"

Amendment No. 2

On page 3, strike out line 4.

Amendment No. 3

On page 3, strike out lines 12 and 13.

Amendment No. 4

On page 3, line 14, strike out "(h)", and insert "(f)"

Amendment No 5

On page 3, strike out line 15

Amendment No. 6

On page 3, line 16, strike out "(j)", and insert "(g)".

Amendment No. 7

On page 3, line 17, strike out "(k)", and insert "(h)".

Amendment No. 8

On page 3, line 18, strike out "(l)" and insert "(i)".

Amendments read, and adopted

Bill ordered reprinted, and returned to the third reading file

Rush Order Placed Upon Printing of Senate Bill No 53

Mr Crown was granted unanimous consent that a rush order be placed upon the printing of Senate Bill No 53

Senate Bill No. 107—An act to add Section 46405 to the Health and Safety Code, relating to the Atherton Channel Drainage District, and declaring the urgency thereof, to take effect immediately

Bill read third time, and presented by Mr Britschgi

Urgency Clause

Urgency clause read, and adopted by the following vote.

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dennemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Ferrell, Flournoy, Foran, Frew, Gaffney, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Mr Speaker—69

NOES—None

The question being on the passage of the bill

Bill passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dennemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Ferrell, Flournoy, Foran, Frew, Gaffney, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Mr Speaker—69

NOES—None

Bill ordered transmitted to the Senate

Senate Concurrent Resolution No. 38—Relative to the retirement of John A Murdy, Jr

Resolution read, and presented by Mr Badham

By unanimous consent the resolution was passed on file, and to retain its place on file

Speaker pro Tempore Presiding

At 10 54 a m, Hon Carlos Bee, 13th District, presiding

EXPLANATION OF ABSENCE

May 22, 1964

I was off the floor attending Senate committee meeting and Budget Conference Committee and missed some roll calls

MULFORD

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 60—An act relating to the tidelands and submerged lands granted by the State to the City of Long Beach and the revenues therefrom.

Bill read third time, and presented by Mr. Unruh.

Motion to Amend

Mr Winton moved the adoption of the following amendments·

Amendment No. 1

On page 2 of the printed bill, as amended in Assembly May 21, 1964, strike out lines 40 to 51, inclusive, and on page 3, strike out lines 1 to 15, inclusive, and insert "lands" means that portion of the Long Beach tidelands from which no oil revenue or dry gas revenue was being derived as of January 1, 1964, overlying, generally, a portion of what is commonly known as the East Wilmington oil field"

Amendment No. 2

On page 4, strike out lines 24 to 51, inclusive, and on page 5, strike out lines 1 to 39, inclusive

Amendment No. 3

On page 10, line 41, strike out "16", and insert "8"

Amendment No. 4

On page 18, strike out lines 3 to 51, inclusive, strike out pages 19 to 28, inclusive, and on page 29, strike out lines 1 to 10, inclusive

Amendment No. 5

On page 29, line 11, strike out "SEC 9", and insert "SEC 7"

Amendment No. 6

On page 29, line 18, strike out "SEC 10", and insert "SEC 8"

Amendment No. 7

On page 29, line 32, strike out "SEC 11", and insert "SEC 9"

Amendment No. 8

On page 29, line 44, strike out "SEC 12", and insert "SEC 10"

Amendments read

Roll Call Demanded

Messrs Bane, Kennick and Willson demanded a roll call

The roll was called, and the amendments refused adoption by the following vote.

AYES—Petris, Stanton, Warren, Winton, and Z'berg—5

NOES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth, Brusehgi, Burgener, Chapel, Cologne, Conrad, Dunnemeyer, Davis, Deuhmejian, Donovan, Dymally, Ferrell, Flournoy, Foran, Frew, Gaffney, Gonsalves, Hinckley, Holmes, Johnson, Kennick, Lanterman, Marks, Meyers, Milias, Mills, Monagan, Moreno, Pattee, Porter, Powers, Rumford, Ryan, Song, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Whetmore, Williamson, Willson, Young, and Mr Speaker—55

The question being on the passage of the bill

Hon. William F. Stanton Presiding

At 11 35 a.m, Hon. William F. Stanton, 25th District, presiding

Demand for Previous Question

Messrs Holmes, Willson, Pattee, Williamson, and Belotti demanded the previous question. Demand sustained

Speaker pro Tempore Presiding

At 11 50 a m, Hon Carlos Bee, 13th District, presiding

The question being on the passage of the bill.
Bill passed by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Chapel, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Stevens, Thelin, Thomas, Veneman, Vevsey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Young, and Mr Speaker—69
NOES—Collier, Winton, and Z'berg—3

Bill ordered transmitted to the Senate

Vote Changed Upon Roll Call on Senate Bill No. 60

Mr Collier was granted unanimous consent that he be recorded as voting "No," instead of "Aye," on Senate Bill No 60.

Name Placed Upon Roll Call on Amendments to Senate Bill No. 60

Mr Dannemeyer was granted unanimous consent that he be recorded as voting "No" on the amendments by Mr Winton to Senate Bill No 60

APPRECIATION EXPRESSED

Mr Deukmejian expressed the appreciation of himself and that of his family to the Members for the flowers and messages of sympathy on the death of his father

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Joint Resolution No. 17—Relative to renaming the Tehama-Colusa Canal

Resolution read, and presented by Mr Porter

Request for Unanimous Consent to Temporarily Suspend Rule No. 101

Mr Porter was granted unanimous consent that Rule No 101 be temporarily suspended for the purpose of adding coauthors to Senate Joint Resolution No 17

Members Made Coauthors of Senate Joint Resolution No. 17

Mr Porter was granted unanimous consent that all Members so desiring be placed upon Senate Joint Resolution No 17 as coauthors

Roll Call

The following Members indicated a desire to become coauthors.

Assemblymen Allen, Alquist, Ashcraft, Badham Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Chapel, Collier Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer Assemblywoman Davis, Assemblymen Deukmejian, Dills Donovan, Dymally, Elliott Ferrell Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks McMillan Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Stanton, Stevens, Thelin, Thomas, Unruh, Veneman, Vevsey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, and Z'berg

Request for Unanimous Consent

Mr. Porter was granted unanimous consent to take up Senate Joint Resolution No 17, as amended, without reference to print, or file

Consideration of Senate Joint Resolution No. 17, as Amended

Senate Joint Resolution No. 17—O'Sullivan, Burns, Arnold, Miller, Regan, Teale, Rattigan, Farr, Weingand, Collier, Petersen, McAteer, Stiern, Rodda, Short, Symons, Geddes, Rees, Lagomarsino, Christensen, Holmdahl, Donnelly, Sturgeon, Quick, Begovich, Pittman, Dolwig, Gibson, Bradley, Lunardi, Williams, Murdy, Way, Schrade, Cobey, McCarthy, and Nisbet (Coauthors. Assemblymen Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Assemblywoman Davis, Assemblymen Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, and Z'berg)—Relative to renaming the Tehama-Colusa Canal

Resolution read, as amended, and adopted by the following vote.

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Mr Speaker—72
NOES—None.

Resolution ordered printed, and transmitted to the Senate

REQUEST FOR UNANIMOUS CONSENT

Mr Ryan was granted unanimous consent to take up Assembly Concurrent Resolution No 69 without reference to file

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 69

Assembly Concurrent Resolution No. 69—Relative to charter service school buses

Resolution read, and adopted by the following vote·

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Young, Z'berg, and Mr Speaker—70
NOES—None

Resolution ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND RULE NO. 59

Mr Crown was granted unanimous consent that Rule No 59 be temporarily suspended for the purpose of setting Senate Bill No 16 for hearing in the Committee on Ways and Means today.

REQUEST FOR UNANIMOUS CONSENT TO HOLD SPECIAL MEETING OF COMMITTEE

At 11.56 a m , Mr. Crown was granted unanimous consent to hold a special meeting of the Committee on Ways and Means in Room 3188, at this time, and that the members of the committee be excused for the purpose of attending the meeting

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Mr Waldie was granted unanimous consent that the following article be printed in the Journal·

Antioch Ledger
Wednesday, May 20, 1964

The San Luis Drain

ANTIOCH: SEWAGE GATEWAY

Antioch is on the verge of being declared the site of a sewer outfall that will threaten the well-being of agriculture, industry, recreation, and the entire population of the Delta region

With pig-headed persistence, the U S Bureau of Reclamation refuses to reconsider its plan to dump waste waters from the southern half of the San Joaquin Valley into the San Joaquin River at the Antioch Bridge

Every water pollution expert we know of has warned that the sewer outlet should be at least as far west as Port Chicago, where the poisonous effluent would dissipate with minimum adverse effects But the Bureau of Reclamation heedlessly says Antioch is the spot

Why?

Because it is cheaper to do it this way, say the federal engineers Cheaper, indeed! They have reckoned only the cost of excavation, right of way and sewer pipe, ignoring the millions of dollars in damages the poisoned waters can do to farms and factories and marine life, not to mention the danger to drinking water that is drawn from the river by communities in this area

The drainage to be discharged by the super-sewer will contain dissolved soil salts, pesticides, sewage effluent and other pollutants If the outfall is at Antioch, the Delta will be in the fantastic position of being (1) a source of fresh water, and (2) a cesspool!

Unless logic and common sense can be brought to bear in the halls of Congress, the Bureau of Reclamation shortly will obtain an appropriation of $400,000 to finish planning and start construction of the San Luis interceptor sewer, *terminating* at the Antioch Bridge The *$400,000* item is hidden in the pending $98 4 million appropriation for the Central Valley Project, which includes the San Luis Project We say hidden because $400,000 is peanuts in Washington

Congressman John F Baldwin is seeking to attach an amendment to the appropriation bill which would prohibit construction "of any portion of the interceptor drain in connection with the San Luis unit which terminates at any point east of Port Chicago" Approval of the amendment would solve the problem, but Baldwin is not optimistic.

We have at hand a copy of a letter received by Baldwin from Floyd E. Dominy, commissioner of the Bureau of Reclamation. Dominy offered no encouragement on the proposed amendment The following portion of his letter struck us as strange and revealing·

"Should it be found after the drain is in operation that the discharge of the water at this point is causing substantial harm or hardship to any interests in that area the outfall of the drain could be relocated at some additional cost, to some point further west The Port Chicago area has been considered as one of the alternative locations for such an extension"

In other words, the Bureau intends to build the 150-mile sewer to Antioch without knowing how much harm will be done to the area interests already mentioned Once it has been built, can you imagine that the location will be changed? It will be as immovable as San Francisco's Embarcadero Freeway, the difference being that the misplaced freeway can't poison an economy

How did we ever get into this mess?

The answer is that the Bureau of Reclamation overlords kept the plans secret until they were so far advanced that Delta interests were confronted almost with a fait accompli Objections were turned back with the standard bureaucratic arguments "We don't have time to change now" and "Our way is cheaper" It is the old story of the bureaucrats believing that the people who pay their salaries don't have the intelligence to participate in a decision

What do we do now?

There are several alternatives that have been advanced by the Contra Costa Board of Supervisors and others, but Baldwin's "Port Chicago amendment" is receiving the most attention right now Baldwin has pointed out that even if the amendment is rejected Contra Costa can continue to fight to see that the sewer does not terminate in Antioch

If the fight must be continued, it should be a fight the Bureau of Reclamation will forever rue

CONSIDERATION OF DAILY FILE (RESUMED)
CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the first item on the Consent Calendar

CONSENT CALENDAR—ASSEMBLY BILLS
Consideration of House Resolution No 331

By Assemblymen Ferrell, Rumford, Dymally, Z'berg, and Beilenson.

House Resolution No. 331—In appreciation of the Chaplain, Rev Robert R Ferguson, and authorizing the printing of the prayers of the Assembly in book form

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NOTE The full text of House Resolution No 331, as amended May 20, 1964, appears at pages 1216 and 1217 of the Assembly Daily Journal for May 20, 1964

Resolution read, and adopted by the following vote·

AYES—Allen, Alquist, Asheraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Chapel, Collier, Cologne, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Mulford, Pattee, Petris, Porter, Rumford, Ryan, Stanton, Stevens, Thomas, Veneman, Vevsey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Mr Speaker—67
NOES—None.

Consideration of House Resolution No. 335

By Assemblyman Thomas.

House Resolution No. 335—Relative to commending Mrs Lupe Negrate

NOTE The full text of House Resolution No 335 appears at pages 1149 and 1150 of the Assembly Daily Journal for May 18, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Asheraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Chapel, Collier, Cologne, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills Donovan Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Mulford, Pattee, Petris, Porter, Rumford, Ryan, Stanton, Stevens, Thomas, Veneman, Vevsey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Mr Speaker—67
NOES—None

Consideration of House Resolution No. 336

By Assemblymen Qumby and Hinckley.

House Resolution No. 336—Memorializing the death of Mrs Kathleen Guthrie Lonergan

NOTE The full text of House Resolution No 336 appears at page 1150 of the Assembly Daily Journal for May 18, 1964

Resolution read, and adopted by the following vote·

AYES—Allen, Alquist, Asheraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Chapel, Collier, Cologne, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills Donovan Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Mulford, Pattee, Petris, Porter, Rumford, Ryan, Stanton, Stevens, Thomas, Veneman, Vevsey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Mr Speaker—67
NOES—None

Consideration of House Resolution No. 342

By Assemblyman Rumford

House Resolution No. 342—Relative to commending Kevin Glading

NOTE: The full text of House Resolution No. 342 appears at page 1185 of the Assembly Daily Journal for May 18, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Asheraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Chapel, Collier, Cologne, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Mon-

agan, Mulford, Pattee, Petris, Porter, Rumford, Ryan, Stanton, Stevens, Thomas, Veneman, Versey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Mr Speaker—67
NOES—None

Consideration of House Resolution No. 346

By Assemblymen Warren, Danielson, and Elliott:

House Resolution No. 346—Relative to the 27th Anniversary of the Junior Philharmonic Orchestra

NOTE: The full text of House Resolution No 346 appears at page 1187 of the Assembly Daily Journal for May 18, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Asheraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Chapel, Collier, Cologne, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Mulford, Pattee, Petris, Porter, Rumford, Ryan, Stanton, Stevens, Thomas, Veneman, Versey, Waite, Waldie, Warren Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Mr Speaker—67
NOES—None

Consideration of House Resolution No. 350

By Assemblyman Marks:

House Resolution No. 350—Relating to Boy Scout Troop 14

NOTE: The full text of House Resolution No 350 appears at page 1191 of the Assembly Daily Journal for May 19, 1964.

Resolution read, and adopted by the following vote:

AYES—Allen, Alquist, Asheraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Chapel, Collier, Cologne, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks McMillan, Meyers, Milias, Mills, Monagan, Mulford, Pattee Petris, Porter, Rumford, Ryan, Stanton, Stevens, Thomas, Veneman, Versey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young Z'berg, and Mr Speaker—67
NOES—None

Consideration of House Resolution No. 352

By Assemblymen Collier and Cusanovich:

House Resolution No. 352—Relative to commending Jay Faggen.

NOTE: The full text of House Resolution No 352 appears at page 1201 of the Assembly Daily Journal for May 19, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Asheraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Chapel, Collier, Cologne, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Mulford, Pattee, Petris, Porter, Rumford, Ryan, Stanton, Stevens, Thomas, Veneman, Versey, Waite Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Mr Speaker—67
NOES—None

Consideration of House Resolution No. 358

By Assemblymen Meyers, Gaffney, Foran, and Marks (Coauthor, Senator McAteer)

House Resolution No. 358—Relative to congratulating Dr. Henry A Taghaferri.

NOTE The full text of House Resolution No. 358 appears at pages 1209 and 1210 of the Assembly Daily Journal for May 19, 1964

Resolution read, and adopted by the following vote.

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Chapel, Collier, Cologne, Crown, Cusanovich, Danielson, Dunnemeyer, Dunn, Deukmejian, Dills Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Hewson, Hinckley, Holmes, Johnson, Kennick, Knox Lanterman, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Mulford, Pattee, Petris, Porter, Rumford, Ryan, Stanton, Stevens, Thomas, Veneman, Veysey, Waite, Waldie Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Mr Speaker—67

NOES—None

REPORTS OF STANDING COMMITTEES

Committee on Public Health

Assembly Chamber, May 21, 1964

Mr Speaker Your Committee on Public Health reports

House Resolution No 349

With amendments with the recommendation Amend, and be adopted

RUMFORD, Chairman

Above resolution ordered on file

Committee on Rules

Assembly Chamber, May 22, 1964

Mr Speaker Your Committee on Rules reports

Assembly Joint Resolution No 18

With the recommendation Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolution be placed on the Consent Calendar

BANE, Chairman

Above resolution ordered engrossed

Assembly Chamber, May 22, 1964

Mr Speaker: Your Committee on Rules reports

House Resolution No 375

With the recommendation That the resolution be re-referred to the Committee on Natural Resources, Planning, and Public Works

BANE, Chairman

Above resolution re-referred to the Committee on Natural Resources, Planning, and Public Works

Assembly Chamber, May 22, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No. 370
House Resolution No 374
House Resolution No 377

With the recommendation Be adopted.

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolutions be placed on the Consent Calendar

BANE, Chairman

Above resolutions ordered on file

Assembly Chamber, May 22, 1964

Mr. Speaker: Your Committee on Rules reports

House Resolution No 365
House Resolution No 366
House Resolution No 368

With the recommendation. Be adopted

Pursuant to the provisions of Joint Rules Nos. 22 1, 22 2, and 22 3, the committee recommends that the above resolutions be placed on the Consent Calendar

BANE, Chairman

Above resolutions ordered on file

Assembly Chamber, May 22, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 379
House Resolution No 380
House Resolution No 372

With the recommendation Be adopted

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolutions be placed on the Consent Calendar

BANE, Chairman

Above resolutions ordered on file

Assembly Chamber, May 22, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 376

With the recommendation That the resolution be retained in committee, and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study

BANE, Chairman

Subject matter of the above resolution referred to the Committee on Rules

Assembly Chamber, May 22, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 369
House Resolution No 371
House Resolution No 373

With the recommendation That the resolutions be retained in committee, and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study

BANE, Chairman

Subject matter of the above resolutions referred to the Committee on Rules

Assembly Chamber, May 22, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No. 367

With amendments with the recommendation Be amended, and that the resolution, as amended, be returned to the committee, and the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study

BANE, Chairman

Above resolution ordered to second reading

Committee on Engrossment and Enrollment

Assembly Chamber, May 22, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined

Assembly Bill No. 207—An act to add Section 54020 to the Government Code, relating to tax levies by junior college districts, and declaring the urgency thereof, to take effect immediately,

And reports the same correctly enrolled, and presented to the Governor at 9 30 a m, May 22, 1964

POWERS, Chairman

Assembly Chamber, May 22, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined

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 amending Section 1d of Article IV, relating to ballot propositions,

Assembly Concurrent Resolution No. 25—Relative to the establishment of a branch office by the Department of Water Resources,

And reports the same correctly enrolled, and presented to the Secretary of State on the 22d day of May, 1964, at 9 30 a m

POWERS, Chairman

Assembly Chamber, May 22, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined

Assembly Joint Resolution No 18

And reports the same correctly engrossed

POWERS, Chairman

Above resolution ordered to the Consent Calendar

RECESS

At 11 58 a m , Speaker pro Tempore Bee declared the Assembly recessed until 12 03 p m

REASSEMBLED

At 12 03 p m , the Assembly reconvened.

Hon Carlos Bee, Speaker pro Tempore of the Assembly, presiding

Chief Clerk James D Driscoll at the Desk

Assistant Clerk Malcolm MacIntyre reading

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF GOVERNOR'S VETO

Assembly Bill No. 73—An act to amend Sections 6553 and 2550 of the Elections Code, relating to the conduct of elections.

Governor's message stating his objections read previously

The question being · Shall Assembly Bill No 73 become a law notwithstanding the objections of the Governor?

The Assembly sustained the objections of the Governor by the following vote:

AYES—Allen and Willson—2

NOES—Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Booth, Burgener, Chapel, Cusanovich, Danielson, Dunnemeyer, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Frew, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Lanterman, Marks, Millas, Mills, Moreno, Mulford, Pattee, Ryan, Stevens, Veysey, Waite, Waldie, Warren, Williamson, Young, Z'berg, and Mr Speaker—43

REPORT OF COMMITTEE ON CONFERENCE

The following report of Committee on Conference was received, and read

Assembly Chamber, May 21, 1964

Mr Speaker The Committee on Conference concerning

Senate Bill No. 69—An act to amend Sections 17027, 17053, 17072, 17203, 17204, 17206, 17216 2, 17254, 17262, 17284, 17416, 17503, 17531, 17532, 17533, 17534, 17535, 17536, 17577, 17837, 17913, 18152, 18162, 18241, 18242 18243 18244, 18245, and 18246 of, to add Sections 17120, 17130, 17154, 17176, 17177, 17205 5, 17266, 17527, 17528, 17594, 17617, 18212, 18213, 18214 18215, 18216, 18217, 18218, 18402 7, 18802 5, and 18802 7 to, and to repeal Sections 17537, 17537 1, 17538,

17539, 17540, 18247, and 18248 of the Revenue and Taxation Code, relating to personal income taxes,

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 5 of the printed bill, as amended in the Assembly May 4, 1964, strike out lines 41 to 44, inclusive, and insert "property, and for the purpose of allowing a deduction under this part, includes, but is not limited to, fees imposed as an excise tax under Section 10751 of the Revenue and Taxation Code"

Amendment No. 2

On page 7, strike out lines 15 to 51, inclusive

Amendment No. 3

On page 8, strike out lines 1 and 2

VIRGIL O'SULLIVAN	NICHOLAS C PETRIS
JAMES COBEY	RICHARD J DONOVAN
DONALD GRUNSKY	WILLIAM F STANTON
Senate Committee on Conference	Assembly Committee on Conference

Report adopted by the following vote·

AYES—Allen, Alquist, Ashcraft, Barnes, Bee, Belotti, Booth, Burgener, Danielson, Dannemeyer, Dills, Donovan, Dymally, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Henson, Holmes, Kennick, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Pattee, Petris, Rumford, Ryan, Stanton, Stevens, Veneman, Waite, Waldie, Warren, Williamson, Wilson, Young, Z'berg, and Mr Speaker—44

NOES—Badham, Bagley, Chapel, Cusanovich, Denkmejian, Hinckley, Mulford, and Veysey—8

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS

Consideration of House Resolution No. 315

By Assemblyman Bane

House Resolution No. 315—Relative to adoption of the Permanent Standing Rules of the Assembly

NOTE The full text of House Resolution No 315 appears at pages 1069 through 1102 of the Assembly Daily Journal for May 13, 1964

Resolution read, and adopted by the following vote·

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Booth, Burgener, Chapel, Collier, Cologne, Cusanovich, Danielson, Dannemeyer, Denkmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Henson, Hinckley, Holmes, Johnson, Knox, Lanterman, Marks, Meyers, Milias, Mills, Moreno, Mulford, Pattee, Petris, Rumford, Ryan, Song, Stanton, Stevens, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Young, Z'berg, and Mr Speaker—58

NOES—None

Consideration of House Resolution No. 55

By Assemblymen Unruh and Crown

House Resolution No. 55—Relative to congratulating Assemblyman Tom Bane.

NOTE The full text of House Resolution No 55 appears at page 160 of the Assembly Daily Journal for March 12, 1964

Resolution read, and adopted unanimously

RECESS

At 12 54 p m, Speaker pro Tempore Bee declared the Assembly recessed until 1 35 p m

REASSEMBLED

At 1 35 p m, the Assembly reconvened
Hon Jesse M Unruh, Speaker of the Assembly, presiding.
Chief Clerk James D Driscoll at the Desk
Assistant Clerk Malcolm MacIntyre reading

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following resolution was offered

Assembly Joint Resolution No. 19: By Assemblyman Pattee—Relative to municipal revenue bonds

Referred by the Speaker pro Tempore to the Committee on Rules.

RESOLUTIONS

The following resolutions were offered

By Assemblyman Knox

House Resolution No. 384

Relative to Assembly Bill No 336 of the 1963 Regular Session

WHEREAS At the 1963 Regular Session the Legislature enacted Assembly Bill No 336 (Chapter 927, Statutes of 1963) which made major changes in the law relating to subdivided lands, now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is hereby directed to assign to an appropriate interim committee for study the effect which the changes made by Assembly Bill No 336 of the 1963 Regular Session have had, and to direct such committee to report its finding, together with its recommendations for needed legislation, to the Assembly not later than the fifth legislative day of the 1965 Regular Session

Resolution read, and referred by the Speaker to the Committee on Rules

By Assemblymen Gaffney, Foran, Marks, and Meyers (Coauthor: Senator McAteer).

House Resolution No. 385

Relative to memorializing Dr Charles A Ertola

WHEREAS, The Members of this Assembly are grieved at news of the death of Dr Charles A Ertola on May 20, 1964; and

WHEREAS, A native of North Beach, Dr Ertola, 69, was appointed to the Board of Supervisors of the City and County of San Francisco in 1954 and ran successfully for election to the office in 1955, 1959 and 1963, serving for two years as President of that body and, as his last assignment, serving as Chairman of the Commercial and Industrial Development Committee, and

WHEREAS, The son of a plumber, Dr Ertola studied at Garfield School, Washington Grammar School, Mission High School and worked his way through dental school at the College of Physicians and Surgeons as a lamplighter in Chinatown, and

WHEREAS, Dr Ertola served in the Navy in World War I, was a Past Commander of the Galileo Post of the American Legion, Past Commander of the Legion's Seventh District, was a Past President of the Columbus Civic Club, the North Beach Merchants and the North Beach Boosters, and was Foreman of the 1954 Grand Jury, and

WHEREAS, He was Chairman of the War Memorial Commission, a Trustee for the San Francisco Opera House, a member of the Educational Advisory Committee for San Quentin Prison, a Director of the Columbus Savings and Loan Association, and a member of the No 1-A District Agricultural Association, operators of the Cow Palace, and

WHEREAS, Dr Ertola kept his roots in the North Beach area, maintaining his dental office at 253 Columbus Avenue and his home at 775 San Francisco Street; and

WHEREAS, He is survived by his widow, Mrs Marie Ertola, and two sons, Chadwick and John A Ertola; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members express our heartfelt sorrow at the passing of Dr Charles A Ertola and extend our sincerest condolences to his family; and be it further

Resolved, That the Chief Clerk of the Assembly transmit suitably prepared copies of this resolution to Mrs Marie Ertola, to Mr Charles Ertola and to Mr John A Ertola

Resolution read, and referred by the Speaker to the Committee on Rules.

By Assemblyman Holmes:

House Resolution No. 386

Relative to a harbor of refuge at San Simeon

WHEREAS, An investigation was authorized by Act of Congress, Public Law 14, 79th Congress, which investigation was to include the preliminary examination report of a harbor for light draft vessels at San Simeon, and

WHEREAS, This preliminary examination report recommended that a survey report be made for a harbor for light draft vessels at San Simeon, and

WHEREAS, Light draft vessels navigating between Morro Bay and Monterey are without a protected harbor along a 130-mile rugged and unprotected shore; and

WHEREAS, An improved harbor at San Simeon would considerably reduce the distance between safe harbors of refuge; and

WHEREAS, An improved harbor at San Simeon would definitely contribute to the safety of life and property, and

WHEREAS, An improved harbor would enhance the economic stimulus provided by those who go to sea in light draft vessels; and

WHEREAS, It is necessary that a federal government report of survey be made before a harbor for light draft vessels can be established at San Simeon; now, therefore, be it

Resolved by the Assembly of the State of California, That the Congress of the United States is requested to appropriate funds for the report of survey to determine the feasibility of establishing a harbor for light draft vessels at San Simeon, and be it further

Resolved, That the Chief Clerk of the Assembly shall transmit a copy of this resolution to the President of the United States, the President pro Tempore of the Senate, the Speaker of the House of Representatives and to each Senator and Representative from California in the Congress of the United States

Resolution read, and referred by the Speaker to the Committee on Rules.

By Assemblymen Meyers, Gaffney, Marks, and Foran (Coauthor. Senator McAteer).

House Resolution No. 387

Memorializing Dr Charles A Ertola

WHEREAS, The Members of the Assembly of the State of California were shocked and deeply saddened by the sudden and unexpected death of Dr Charles A Ertola, prominent civic leader and member of the San Francisco Board of Supervisors, and

WHEREAS, He was born on July 8, 1894, on Telegraph Hill, moving in 1898 with his parents to North Beach where he resided for the rest of his life, and

WHEREAS, He attended Garfield Primary School, Washington Grammar School, Mission High School and the College of Physicians and Surgeons from which he graduated in 1921, and

WHEREAS, He worked his way through dental school as a lamplighter in Chinatown and established his dental office in North Beach where he competently served the people of San Francisco, and

WHEREAS, He served his country faithfully in the United States Navy during World War I, and

WHEREAS, In 1925 he married the former Marie Ferre and they were blessed with two sons, and

WHEREAS, Dr Ertola was exceptionally active in civic, business, and public affairs being a Past Commander of the Galileo Post of the American Legion, and of the Seventh District of the American Legion, a Past President of the Columbus

Civic Club, the North Beach Merchants and the North Beach Boosters, a Director of the Telegraph Hill Civic Club and the Columbus Savings and Loan Association, Chairman of the War Memorial Commission, a trustee of the San Francisco Opera House, a member of the educational advisory committee for San Quentin Prison and a member of District Agricultural Association 1-A which operates the Cow Palace, and

WHEREAS, Dr Ertola was also very active in political affairs, being appointed in 1954 while serving as foreman of the Grand Jury, to the San Francisco Board of Supervisors to which position he was re-elected in 1955, 1959, and 1963, serving as president of the board from 1959 to 1961, and

WHEREAS, Dr Ertola is survived by his gracious wife, Mrs Marie Ertola, two sons, John A Ertola, a San Francisco attorney, and Chadwick Ertola, an official of the First Western Bank, and three grandchildren, and

WHEREAS, Dr Ertola's warmth, wisdom and integrity won him the deepest respect and affection of all who have been privileged to know and work with him, now therefore, be it

Resolved by the Assembly of the State of California, That the Members hereby pay tribute to the memory of Dr Charles A Ertola, expressing the sorrow and sense of loss of the State of California at his passing, and extending their deepfelt sympathy to the family of Dr Ertola, and be it further

Resolved, That the Chief Clerk of the Assembly is hereby directed to transmit suitably prepared copies of this resolution to Mrs Marie Ertola, Mr John A Ertola, Mr Chadwick Ertola and the Board of Supervisors of San Francisco

Resolution read, and referred by the Speaker to the Committee on Rules

By Assemblyman Ryan

House Resolution No. 388

Relative to a study of training teachers for special education

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is directed to assign to an appropriate interim committee the subject of the training of teachers for special education by the University of California and the California State Colleges and to direct such interim committee to report its findings and recommendations thereon to the Assembly not later than the fifth legislative day of the 1965 Regular Session, and be it further

Resolved, That the Coordinating Council for Higher Education is hereby requested to cooperate with the interim committee in the study assigned to the committee, and to undertake a similar study, and to report its findings and recommendations to the Assembly not later than the fifth legislative day of the 1965 Regular Session

Resolution read, and referred by the Speaker to the Committee on Rules

By Assemblymen Rumford, Mulford, and Bee

House Resolution No. 389

Relative to commending Ruth K Jameson

WHEREAS, It has come to the attention of the Members of the Assembly that Mrs. Ruth K Jameson is retiring as Executive Secretary of the Alameda County Education Association; and

WHEREAS, Mrs Jameson began her career in education as a social studies and art teacher and then changed her field of specialty to guidance and administration, and

WHEREAS, So admired and highly regarded is this gracious and charming woman that in 1960 she received the Alameda County Education Association's Gold Award as "Outstanding Educator", and

WHEREAS, She has earned a much deserved reputation as an excellent instructor and administrator and as a loyal and faithful friend to her students, and

WHEREAS, She is truly a living legend of devotion to children, dedication to education, excellence of teaching, and efficiency in school administration; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this Assembly commend Ruth K Jameson for her many years of outstanding service to the youth of this State and wish her success and happiness in all her future endeavors, 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 Jameson

Resolution read, and referred by the Speaker to the Committee on Rules.

By Assemblyman Meyers

House Resolution No. 390

Relative to janitorial maintenance contractors

Resolved by the Assembly of the State of California, That the Committee on Rules is directed to assign to an appropriate interim committee for study the subject of janitorial maintenance contractors, including, but not limited to, the need for state licensing and regulation of this occupation, and to direct such interim committee to report its findings and recommendations to the Assembly by the fifth legislative day of the 1965 Regular Session

Resolution read, and referred by the Speaker to the Committee on Rules

By Assemblymen Meyers, Gaffney, Petris, Marks, Bee, Britschgi, Crown, Foran, Knox, Rumford, and Ryan (Coauthor Senator McAteer)

House Resolution No. 391

Relative to Alcatraz Island

WHEREAS, Alcatraz Island is no longer in use as a federal prison, and

WHEREAS, Alcatraz Island is beautifully situated in the midst of the San Francisco Bay, and

WHEREAS, The United Nations was first founded in San Francisco in 1945, and

WHEREAS, The marking of this historical event is long past due, for such an event is most deservingly in need of appropriate recognition, and

WHEREAS, Alcatraz Island is the best and most prominent site for a monument in recognition of one of the most worthy and, to most of the peoples of the world, most important events of this century, the founding of the United Nations, and

WHEREAS, Alcatraz Island, itself, can be put to no better use than as the site for the commemorative monument, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly express their desire that Alcatraz Island in San Francisco Bay can best be used as a site for a monument commemorating the founding of the United Nations in San Francisco in 1945, and be it further

Resolved, That the monument should be selected by an international panel from international competition and should be built without cost to the State or the City and County of San Francisco, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit copies of this resolution to the San Francisco Chapter of the American Association for the United Nations, Inc., to Mr Richard F Laws, Director, Western Division of Utilization and Disposal Service, General Services Administration, and to the Commission on the Disposition of Alcatraz Island

Resolution read, and referred by the Speaker to the Committee on Rules

By Assemblymen Meyers, Gaffney, Z'berg, Pattee, Allen, Alquist, Ashcraft, Bagley, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Casey, Chapel, Cologne, Conrad, Crown, Cusanovich, Danielson, Dennemeyer, Assemblywoman Davis, Assemblymen Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Foran, Frew, Garrigus, Gonsalves, Greene, Henson, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Mihas, Mills, Monagan, Moreno, Mulford, Petris, Porter, Powers,

Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Warren, Whetmore, Williamson, Willson, Young, and Zenovich:

House Resolution No. 392

Relative to night meetings when necessary to consider freeway route locations

WHEREAS, The location of a freeway route is a matter of great importance and vital interest to the people of the community wherein the freeway is to be built, and

WHEREAS, Often those most affected by the proposed location are unable to be present and thereby become better informed and if necessary voice their opinion because the public discussions thereof are held during working hours, and

WHEREAS, Such a situation is not only unfair to the people involved, but is also a disservice to the State, now, therefore, be it

Resolved by the Assembly of the State of California, That the Division of Highways gives consideration to holding some night meetings, upon the request of recognized civic organizations in a community, when considering the location of a freeway route through that community, so that people who are unable to attend day meetings because of their work or family duties will have an opportunity to attend and to become better informed, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a copy of this resolution to the Director of the Department of Public Works and to the State Highway Engineer

Resolution read, and referred by the Speaker to the Committee on Rules

By Assemblyman Mulford:

House Resolution No. 393

Relative to the circulation of initiative petitions

WHEREAS, It has come to the attention of the Assembly that the proponents of initiative petitions now being circulated have engaged in practices which constitute an abuse of the initiative process, and

WHEREAS, In order to obtain the information necessary to enable the Legislature to enact legislation to prevent such practices in the future, it is essential that a study be undertaken to determine how this may be best accomplished, now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is hereby directed to assign to an appropriate interim committee for study the subject of circulation of initiative petitions, and to direct such interim committee to report its findings and recommendations to the Legislature not later than the fifth legislative day of the 1965 Regular Session

Resolution read, and referred by the Speaker to the Committee on Rules.

By Assemblyman Rumford

House Resolution No. 394

Relative to congratulating The Reverend Roy Nichols

WHEREAS, It has come to the attention of the Assembly that The Reverend Roy Nichols, Pastor of the Downs Memorial Methodist Church in Oakland, has been appointed as Pastor of the Salem Methodist Church located in New York City's Harlem, and having the largest membership of any church in the United States; and

WHEREAS, The Reverend Nichols is married to Ruth Richardson Nichols, and his three children are now attending Berkeley public schools, and

WHEREAS, As President of the Berkeley Board of Education, The Reverend Nichols and his fellow board members have devised a unique solution to the problem of de facto segregation in the public schools by allocating all students in the seventh and eighth grades to one junior high school and all students in the ninth grade to another junior high school, and

WHEREAS, The Reverend Nichols has achieved high scholastic standing, having been graduated from Lincoln University in Pennsylvania, the Pacific School of Religion in Berkeley, and received an honorary degree of Doctor of Divinity from the University of the Pacific in Stockton, and

WHEREAS, The Reverend Nichols has rendered outstanding community service in his capacity as the organizing chairman of the first South Berkeley Community Council, a member of the board of directors of the Berkeley Community Chest and the Berkeley Co-op, as a member of the Alameda County Grand Jury, as chairman of the board of directors of the Berkeley Chapter of the National Association for the Advancement of Colored People, as a member of the committee appointed by the Berkeley Board of Education to study interracial problems, as president of that board of education, as a member of the Citizens Advisory Committee on Parks and Playgrounds, as a member of the advisory board of Stiles Hall of the YMCA at the University of California, as an officer of the Alameda County Negro Leadership Conference, as a member of the Governor's Committee on Children and Youth, and as a life member of the Parent-Teachers Association; and

WHEREAS, It would be difficult to match this outstanding record of contributions made by The Reverend Nichols to his community and to his fellow citizens, and The Reverend Nichols deserves the highest praise and commendation for those services; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly take this opportunity to commend The Reverend Roy Nichols, to congratulate him on his appointment as Pastor of the Salem Methodist Church in Harlem, and to wish him every success in his new undertaking; and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a suitably prepared copy of this resolution to The Reverend Roy Nichols

Resolution read, and referred by the Speaker to the Committee on Rules.

RECESS

At 1 36 p m, on motion of Mr Waldie, the Assembly recessed until 4 15 p.m

REASSEMBLED

At 4 02 p m, the Assembly reconvened

Hon. Carlos Bee, Speaker pro Tempore of the Assembly, presiding

Assistant Chief Clerk James A Lane at the Desk

Assistant Clerk Malcolm MacIntyre reading

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

Assembly Chamber, May 22, 1964

Mr Speaker Your Committee on Ways and Means reports

Senate Bill No 44

With the recommendation Do pass

CROWN, Chairman

Above bill ordered to second reading

Committee on Civil Service and State Personnel

Assembly Chamber, May 22, 1964

Mr Speaker Your Committee on Civil Service and State Personnel reports

Assembly Bill No 208

With the recommendation That the bill be retained in committee, and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study.

MEYERS, Chairman

Subject matter of the above bill referred to the Committee on Rules

NAME PLACED UPON ROLL CALL ON SENATE BILL NO. 60

Mr Quimby was granted unanimous consent that he be recorded as voting "Aye" on Senate Bill No 60

REQUEST FOR UNANIMOUS CONSENT

Mr Ryan was granted unanimous consent to take up House Resolution No 355 without reference to file

Consideration of House Resolution No. 355

By Assemblyman Ryan

House Resolution No. 355—Relative to charter service school buses

Resolution read

Minority Floor Leader Presiding

At 4 10 p m , Hon Charles J Conrad, 57th District, presiding

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Transportation and Commerce, were read, and adopted

Amendment No. 1

Strike out the first WHEREAS clause of the printed measure, as printed on pages 1203 and 1204 of the Assembly Journal for May 19, 1964, and insert

"WHEREAS, A question has arisen as to whether buses of charter-party carriers with permits from the Public Utilities Commission, which are used periodically, but not exclusively, for the transportation of public school pupils, are also subject to regulation by the State Board of Education; and".

Amendment No. 2

Strike out the first *Resolved* clause, and insert

"*Resolved by the Assembly of the State of California*, That the Members thereof hereby declare that it was the intention of the Legislature, in enacting Section 16851 of the Education Code, that buses of charter-party carriers with permits from the Public Utilities Commission, which are used periodically, but not exclusively, for the transportation of public school pupils, are not school buses and are subject to the safety rules and regulations of the Public Utilities Commission now adopted and being enforced by the Department of the California Highway Patrol, and be it further"

Consideration of House Resolution No. 355, as Amended

By Assemblyman Ryan

House Resolution No. 355

Relative to charter service school buses

WHEREAS, A question has arisen as to whether buses of charter-party carriers with permits from the Public Utilities Commission, which are used periodically, but not exclusively, for the transportation of public school pupils, are also subject to regulation by the State Board of Education, and

WHEREAS, This situation has adversely affected the ability of such carriers to perform their services adequately and in the best interests of all concerned, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members thereof hereby declare that it was the intention of the Legislature, in enacting Section 16851 of the Education Code, that buses of charter-party carriers with permits from the Public Utilities Commission, which are used periodically, but not exclusively, for the transportation of public school pupils, are not school buses and are subject to the safety rules and regulations of the Public Utilities Commission now adopted and being enforced by the Department of the California Highway Patrol, and be it further

Resolved, That the Chief Clerk of the Assembly is directed to transmit a copy of this resolution to the Department of the California Highway Patrol, the State Board of Education, and the Public Utilities Commission

Resolution read, as amended, and adopted unanimously

REQUEST FOR UNANIMOUS CONSENT

Mr Ryan was granted unanimous consent to take up House Resolution No 356 without reference to file

Consideration of House Resolution No. 356

By Assemblyman Ryan·

House Resolution No. 356—Relative to interim study of charter service school buses

Resolution read·

Request for Unanimous Consent

Mr Ryan was granted unanimous consent that the committee amendments be withdrawn, and the following amendments substituted in their place.

Amendment No. 1

Strike out the first WHEREAS clause of the printed measure, as printed on page 1204 of the Assembly Journal for May 19, 1964, and insert

"WHEREAS, A question has arisen as to whether buses of charter-party carriers with permits from the Public Utilities Commission, which are used periodically, but not exclusively, for the transportation of public school pupils, are also subject to regulation by the State Board of Education, now, therefore, be it"

Amendment No. 2

Strike out lines 3 and 4 of the first *Resolved* clause, and insert 'question of whether buses of charter-party carriers with permits from the Public Utilities Commission, which are used periodically, but not exclusively, for the transportation of public school pupils, should be subject to regulation by the State Board of"

Amendments read, and adopted

Consideration of House Resolution No. 356, as Amended

By Assemblyman Ryan.

House Resolution No 356

Relative to interim study of charter service school buses

WHEREAS, A question has arisen as to whether buses of charter-party carriers with permits from the Public Utilities Commission, which are used periodically, but not exclusively, for the transportation of public school pupils, are also subject to regulation by the State Board of Education, now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is requested to assign to an appropriate interim committee for study the question of whether buses of charter-party carriers with permits from the Public Utilities Commission, which are used periodically, but not exclusively, for the transportation of public school pupils, should be subject to regulation by the State Board of Education, and to direct such committee to report thereon to the Assembly, together with its recommendations in the matter, not later than the fifth legislative day of the 1965 Regular Session of the Legislature

Resolution, as amended, re-referred to the Committee on Transportation and Commerce, and the subject matter referred to the Committee on Rules for assignment to the proper interim committee for study

RESOLUTION REMOVED FROM CONSENT CALENDAR

On request of Mr Alquist, Assembly Joint Resolution No 18 was removed from the Consent Calendar

Request for Unanimous Consent

Mr Alquist was granted unanimous consent to take up Assembly Joint Resolution No. 18 without reference to file.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 18

Assembly Joint Resolution No. 18—Relative to a St Joseph of Cupertino airmail stamp

Resolution read, and adopted by the following vote

AYES—Alquist, Badham, Bagley, Bane, Bee, Beilenson, Belotti, Booth, Burgener, Chapel, Collier, Conrad, Cusanovich, Danielson, Deukmejian, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Kennick, Knox, Lanterman, Marks, Meyers, Milias, Mills, Monagan, Moreno, Pattee, Porter, Powers, Rumford, Ryan, Song, Stanton, Stevens, Thelin, Veysey, Warren, Whetmore, Williamson, Willson, Winton, Young, and Z'berg—52
NOES—None

Resolution ordered transmitted to the Senate

REQUEST FOR UNANIMOUS CONSENT

Mr Z'berg was granted unanimous consent to take up Senate Bill No 44 without reference to file, and that it be read the third time, and placed upon its final pasage

CONSIDERATION OF SENATE BILL NO. 44

Senate Bill No. 44—An act to amend Sections 5207, 5211, 5215, 5226, 5227, 5240, 5271, 5310, 5320, 5321, and 5323 of, to repeal Sections 5225, 5229 and Article 6 (commencing with Section 5285) of Chapter 2 of Division 3 of, and to add Article 6 (commencing with Section 5280) of Chapter 2 of Division 3 to, the Business and Professions Code, relating to outdoor advertising

Bill read third time, and presented by Mr. Z'berg

Bill passed by the following vote

AYES—Alquist, Badham, Bane, Bee, Beilenson, Belotti, Booth, Burgener, Chapel, Collier, Conrad, Cusanovich, Danielson, Davis, Deukmejian, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Pattee, Porter, Powers, Rumford, Ryan, Song, Stevens, Thelin, Veysey, Waite, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Mr Speaker—55
NOES—None

Bill ordered transmitted to the Senate

REQUEST FOR UNANIMOUS CONSENT

Mr Warren was granted unanimous consent to take up House Resolution No 344 without reference to file

Consideration of House Resolution No. 344

By Assemblyman Warren·

House Resolution No. 344—Relative to commending Steve Allen

NOTE The full text of House Resolution No 344, as amended, appears at page 1280 of this day's Journal

Resolution read

Request for Unanimous Consent

Mr Warren was granted unanimous consent that Messrs Song and Stanton be added as coauthors to House Resolution No 344

The question being on the adoption of House Resolution No 344, as amended.

Resolution read, as amended, and adopted unanimously.

RESOLUTION REMOVED FROM CONSENT CALENDAR

On request of Mr Elliott, House Resolution No 365 was removed from the Consent Calendar

Request for Unanimous Consent

Mr Elliott was granted unanimous consent to take up House Resolution No 365 without reference to file

Consideration of House Resolution No. 365

By Assemblymen Elliott and Bane

House Resolution No. 365—Congratulating Joseph T DeSilva

Resolution read

Motion to Amend

Mr Elliott moved the adoption of the following amendment

Amendment No. 1

In the WHEREAS clause of the resolution, in line five, after the word "Mental", insert Health'

Amendment read, and adopted

Consideration of House Resolution No 365, as Amended

By Assemblymen Elliott and Bane

House Resolution No 365

Congratulating Joseph T DeSilva

WHEREAS, On April 10, 1964, the Governor's Special Trophy for an outstanding contribution to the field of mental health by an individual or organization outside the medical profession was awarded to Joseph T DeSilva, Executive Secretary of Local 770 of the Retail Clerks Union, AFL-CIO, by Governor Edmund G 'Pat" Brown at the fourth annual Mental Health Retardation Awards Banquet in recognition of the pioneering activities of Mr DeSilva in the field of employee psychiatric care programs, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members congratulate Mr Joseph T DeSilva upon the receipt of this award of the Governor's Special Trophy, and be it further

Resolved, That the Chief Clerk of the Assembly transmit a suitably prepared copy of this resolution to Mr Joseph T DeSilva

Resolution read, as amended, and adopted unanimously

REPORT OF COMMITTEE ON CONFERENCE

The following report of Committee on Conference was received, and read

Assembly Chamber, May 19, 1964

Mr Speaker The Committee on Conference concerning

Senate Bill No. 68—As amended in Assembly May 6, 1964, 1964 First Extraordinary Session—An act to add Chapter 8 (commencing with Section 8700) to Division 1, Title 2 of the Government Code, relating to economic and cultural relations with Baja California, and making an appropriation therefor,

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 2 of the printed bill, as amended in Assembly May 6, 1964, between lines 26 and 27, insert

'8708 The commission shall cease to exist upon adjournment of the 1965 Regular Session of the Legislature '

JOHN C BEGOVICH	JOHN MORENO
LUTHER E GIBSON	JEROME R WALDIE
AARON W QUICK	ALAN G PATTEE
Senate Committee on Conference	Assembly Committee on Conference

Report adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Bagley, Bane, Bee, Beilenson, Belotti, Booth, Burkener, Chapel, Collier, Cologne, Crown, Cusanovich, Danielson, Davis, Donovan, Elliott, Ferrell, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Holmes, Johnson, Kennick, Knox, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Porter, Powers, Quimby, Ryan, Song, Stanton, Veysey, Waite, Warren, Williamson, Willson, Winton, Young, Zberg, and Mr Speaker—55

NOES—Badham, Conrad, Deukmejian, Flournoy, Hinckley, Lanterman, Stevens, Thelin, and Whetmore—9

REQUEST FOR UNANIMOUS CONSENT

Mr Belotti was granted unanimous consent to take up House Resolution No 363 without reference to file

Consideration of House Resolution No. 363

By Assemblyman Belotti

House Resolution No. 363—Relating to a freeway through Prairie Creek Redwoods State Park

Resolution read

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Transportation and Commerce, were read, and adopted

Amendment No. 1

In the first *Resolved* clause of the printed measure, as printed on pages 1245 and 1246 of the Assembly Journal for May 20, 1964, strike out lines 4 to 7, inclusive, and insert "Highway Commission are requested to consider providing for the payment of the difference in cost between the "beach" route and the route finally selected from money in the State Highway".

Amendment No. 2

In line 8 of the first *Resolved* clause, after "No 1", insert "not required to be expended in any particular highway district or county"

Consideration of House Resolution No. 363, as Amended

By Assemblyman Belotti:

House Resolution No. 363

Relating to a freeway through Prairie Creek Redwoods State Park

WHEREAS, The Division of Highways and the California Highway Commission are currently studying alternatives for the relocation of U S Highway 101 in the vicinity of Prairie Creek Redwoods State Park between 2 0 miles north of Orick, California, and 0 3 mile north of the Del Norte County line, and

WHEREAS, Two of the proposed three alternative routes, the so-called "bluff" and 'beach" routes, would pass directly through Prairie Creek Redwoods State Park, and

WHEREAS, The beach route is the least expensive of all three routes, and

WHEREAS, Any difference in cost between the route finally selected and the beach route should not be charged to the minimum allocations of State Highway Fund money in State Highway District I and in Humboldt and Del Norte Counties, now, therefore, be it

Resolved by the Assembly of the State of California, That if a route other than the "beach" route is finally selected for U S Highway 101 through or around Prairie Creek Redwoods State Park, the Division of Highways and the California Highway Commission are requested to consider providing for the payment of the difference in cost between the "beach" route and the route finally selected from money in the State Highway Fund available for expenditure for state highways in County Group No 1 not required to be expended in any particular highway district or county, and be it further

Resolved, That the Chief Clerk of the Assembly transmit copies of this resolution to the Division of Highways and to the California Highway Commission

Resolution read, as amended, and adopted unanimously

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Concurrent Resolution No. 38—Relative to the retirement of John A Murdy, Jr

Resolution read, and presented by Mr Badham.

Request for Unanimous Consent to Temporarily Suspend Rule No. 101

Mr Badham was granted unanimous consent that Rule No 101 be temporarily suspended for the purpose of adding coauthors to Senate Concurrent Resolution No 38

Members Made Coauthors of Senate Concurrent Resolution No. 38

Mr Badham was granted unanimous consent that all Members so desiring be placed upon Senate Concurrent Resolution No 38 as coauthors

Roll Call

The following Members indicated a desire to become coauthors

Assemblymen Allen, Alquist, Ashcraft, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Assemblywoman Davis, Assemblymen Deukmejian, Dills Donovan, Dymally, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Stanton, Stevens, Thelin, Unruh, Veneman, Veysey, Waite, Waldie, Warren, Williamson, Wilson, Winton, Young, and Z'berg

Request for Unanimous Consent

Mr Badham was granted unanimous consent to take up Senate Concurrent Resolution No 38, as amended, without reference to print, or file

Consideration of Senate Concurrent Resolution No. 38, as Amended

Senate Concurrent Resolution No. 38—Senators Way, Arnold Begovich, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, Lunardi, McAteer, McCarthy, Miller, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Weingand and Williams (Coauthors Assemblymen Badham, Dannemeyer, Whetmore, Allen, Alquist, Ashcraft, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Stanton, Stevens, Thelin, Unruh, Veneman, Veysey, Waite, Waldie, Warren, Williamson, Wilson, Winton, Young, and Z'berg)—Relative to the retirement of John A Murdy, Jr.

Resolution read, as amended, and adopted unanimously

Resolution ordered transmitted to the Senate

RESOLUTION REMOVED FROM CONSENT CALENDAR

On request of Mr. Mills, House Resolution No 372 was removed from the Consent Calendar

Request for Unanimous Consent

Mr. Mills was granted unanimous consent to take up House Resolution No 372 without reference to file

Consideration of House Resolution No. 372

By Assemblyman Mills·

House Resolution No. 372—Relative to a World's Fair at Long Beach.

NOTE The full text of House Resolution No 372 appears at pages 1269 and 1270 of the Assembly Daily Journal for May 21, 1964

Resolution read, and adopted unanimously

REPORT OF COMMITTEE ON CONFERENCE

The following report of Committee on Conference was received, and read

Assembly Chamber, May 22, 1964

Mr Speaker The Committee on Conference concerning

Assembly Bill No 78—An act to amend Sections 14214, 14218, and to add Section 14694 9 to the Education Code, relating to school district retirement plans, and declaring the urgency thereof, to take effect immediately

Consisting of the undersigned members, has met, and reports that it has agreed to recommend the following

That the amendments of the Senate be concurred in, and that the bill be further amended as follows

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate May 6, 1964, strike out "Section", and insert "Sections 14219, 14664 5, and"

Amendment No 2

On page 2, between lines 4 and 5, insert

"(1) From the Teachers' Retirement Fund, an amount equal to the difference with respect to all service rendered by persons whose retirement is effective prior to July 1, 1947, and with respect to service rendered prior to July 1, 1944, by persons whose retirement is effective after June 30, 1947, and one-half the difference with respect to service rendered after June 30, 1944, by persons whose retirement is effective after June 30, 1947, between the benefits paid from the Teachers' Retirement Fund during the preceding year to persons who are entitled to receive benefits from the local retirement system and the benefits which would have been paid during the preceding year to those persons if they were not entitled to receive benefits from the local retirement system

(2) From the Teachers' Retirement Fund, an amount equal to the difference between the death benefits paid from the Teachers' Retirement Fund during the preceding year on account of persons who qualified for death benefits under the local retirement system, and the death benefit which would have been paid during the preceding year on account of such persons if they had not qualified for death benefits from the local retirement system, all regardless of elections of survivor allowances under Section 14366

(b) The amounts paid under subdivision (a) of this section by the retirement system to each local district maintaining a local retirement system shall be reflected in the records of the system as having been made from the Retirement Annuity Fund and they shall not be used to reduce the contributions required of members of the local retirement system or to increase the benefits payable by the local retirement system, but shall be applied to reduce the cost of support of the local retirement system to the taxpayers of the local district maintaining the local retirement system

(c) The State shall contribute annually to the Teachers' Retirement Fund the amounts required to be paid from said fund under subdivision (a) of this section

This section shall not apply to a local retirement system established under Chapter 5 (commencing with Section 14501)

SEC 2 5 Section 14219 is added to said code, to read

14219 (a) At the beginning of each fiscal year the retirement system shall pay to each local district maintaining a local retirement system under Chapter 5 (commencing with Section 14501) the following amounts "

Amendment No. 3

On page 2, line 12, strike out "July 1, 1964," and insert "February 1, 1965, and (iii) equal to all the difference, minus the portions of the allowances which would have been provided under this retirement system by accumulated annuity contributions if there had been no local retirement system, with respect to service rendered after June 30, 1944, by persons whose retirement is effective after January 31, 1965,"

Amendment No. 4

On page 2 strike out lines 26 to 39, inclusive, and in line 40 strike out "(3)", and insert "(2)"

Amendment No 5

On page 3 strike out lines 20 to 23, inclusive, and insert "trict to the local retirement system

SEC. 2.7 Section 14664.5 is added to said code, to read

14664.5. Notwithstanding any other provision of this chapter the member in the local retirement system shall contribute, on substantially the same basis and at substantially the same total rate, contributions as he would have under the State Teachers' Retirement System based on sex and age as of July 1, 1944, or later date of entry into the local retirement system."

Amendment No 6

On page 3, after line 31, insert

"SEC. 3.5. The State Teachers' Retirement System and each of the local retirement systems operating under the District Retirement Salary Plan (commencing with Education Code Section 14501) shall study jointly reduction of administrative costs and the evolution of more efficient procedures to effect reciprocal exchanges of service data for employees transferring in certificated employment between different districts.

The State Teachers' Retirement System shall report jointly with the local systems to the Governor and the Legislature no later than the fifth legislative day of the 1965 General Session. Such report shall include recommendations for any changes in the law deemed appropriate by those making the study.

SEC. 3.7. Sections 2.25, 2.27 and 3 of this act shall become operative on February 1, 1965, if, and only if, at an election, a proposal to adopt the modifications of the District Retirement Salary Plan, which this act would make operative, is approved by a majority of the active members of both of the retirement systems who vote on the proposal. The election shall be conducted jointly by the governing boards of the school districts served by the retirement systems, who shall certify the final vote to the Executive Officer of the State Teachers' Retirement System and to Retirement Boards of the affected retirement systems."

Amendment No 7

On page 4, strike out line 4, and in line 5, strike out "1964" and insert "go into effect immediately".

Amendment No. 8

On page 4, line 9, strike out "Activation": and strike out lines 10 to 17, inclusive, and insert "The study called for by this act may require statutory implementation of the findings which result and should commence as soon as possible prior to the 1965 General Session."

LUTHER E. GIBSON	EDWARD E. ELLIOTT
THOMAS M. REES	LOU CUSANOVICH
ALBERT S. RODDA	GEORGE E. DANIELSON
Senate Committee on Conference	Assembly Committee on Conference

Report adopted by the following vote:

AYES—Allen, Alquist, Ashcraft, Badham, Bane, Barnes, Beilenson, Belotti, Booth, Burgener, Chapel, Collier, Conrad, Crown, Cusanovich, Danielson, Dennemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Forna, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Marks, McMillan, Meyers, Miller, Mills, Monagan, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Thelin, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Young, Z'berg, and Mr. Speaker—60

NOES—None

REQUEST FOR UNANIMOUS CONSENT

Mr. Rumford was granted unanimous consent to take up House Resolution No. 349 without reference to file.

Consideration of House Resolution No. 349

By Assemblyman Unruh

House Resolution No. 349—Relative to salaries of veterinarians employed by the State Department of Public Health

Resolution read

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Public Health, were read, and adopted

Amendment No. 1

Strike out the first to third WHEREAS clauses, inclusive, of the printed measure, as printed on pages 1190 and 1191 of the Assembly Journal for May 19, 1964

Amendment No. 2

In line 2 of the first *Resolved* clause, strike out "give serious consideration to increasing", and insert "make a thorough review of"

Amendment No 3

Strike out lines 3 and 4 of the first *Resolved* clause, and insert "Health Veterinarians and to take such action as is feasible and warranted to assure that these salaries are in full accord with the provisions of Section 18850 of the Government Code and to report its findings to the Assembly not later than the fifth calendar day of the 1965 Regular Session, and be it further"

Consideration of House Resolution No 349, as Amended

By Assemblyman Unruh

House Resolution No. 349

Relative to salaries of veterinarians employed by the State Department of Public Health

WHEREAS, A basic principle in establishing salaries in the state civil service, as expressed in Section 18850 of the Government Code, is that the salary range shall be based on the principle that like salaries shall be paid for comparable duties and responsibilities and that in establishing or changing such ranges consideration shall be given to the prevailing rates for comparable service in other public employment and in private business, now, therefore, be it

Resolved by the Assembly of the State of California, That the State Personnel Board is requested to make a thorough review of the salaries of Public Health Veterinarians and to take such action as is feasible and warranted to assure that these salaries are in full accord with the provisions of Section 18850 of the Government Code and to report its findings to the Assembly not later than the fifth calendar day of the 1965 Regular Session, and be it further

Resolved, That the Chief Clerk of the Assembly transmit a copy of this resolution to the State Personnel Board

Resolution read, as amended, and adopted unanimously

RESOLUTION REMOVED FROM CONSENT CALENDAR

On request of Mr Ryan, House Resolution No 370 was removed from the Consent Calendar

Request for Unanimous Consent

Mr Ryan was granted unanimous consent to take up House Resolution No 370 without reference to file

Consideration of House Resolution No 370

By Assemblyman Ryan

House Resolution No. 370—Relative to the death of Henry Paul Schwab

NOTE The full text of House Resolution No 370 appears at pages 1252 and 1253 of the Assembly Daily Journal for May 21, 1964

Resolution read, and adopted unanimously

MESSAGES FROM THE SENATE

Senate Chamber, May 22, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day adopted as amended

Assembly Joint Resolution No 13
Assembly Concurrent Resolution No 6
Assembly Concurrent Resolution No 40

And respectfully requests your honorable body to concur in said amendments

J A BEEK, Secretary of the Senate
By Grant Miller, Assistant Secretary

Above resolutions ordered to unfinished business file

Senate Chamber, May 22, 1964

Mr Speaker. I am directed to inform your honorable body that the Senate amended, and on this day passed as amended

Assembly Bill No 96
Assembly Bill No 149

And respectfully requests your honorable body to concur in said amendments

J A BEEK, Secretary of the Senate
By Grant Miller, Assistant Secretary

Above bills ordered to unfinished business file

REQUEST FOR UNANIMOUS CONSENT

Mr. Young was granted unanimous consent to take up consideration of Senate amendments to Assembly Concurrent Resolution No 6 without reference to file.

CONSIDERATION OF SENATE AMENDMENTS TO ASSEMBLY CONCURRENT RESOLUTION NO. 6

Assembly Concurrent Resolution No. 6—Relative to salaries of craftsmen in state employment

The question being Shall the Assembly concur in the following Senate amendment to Assembly Concurrent Resolution No 6?

Amendment No 1

On page 1 of the printed measure, as amended in Assembly April 29, 1964, strike out lines 1 to 25, inclusive, and on page 2, strike out lines 1 to 4, inclusive, and insert

"WHEREAS, The State Personnel Board and Trustees of the California State Colleges have from time to time reviewed the question of the appropriate salary classification of craftsmen in building trades groups and the groups in private and other public employment with which salary comparisons should be made, and

WHEREAS, Evidence has been newly compiled on this subject by a number of organizations having an interest in this field, now, therefore, be it

Resolved by the Assembly of the State of California, the Senate thereof concurring, That the State Personnel Board and Trustees of the California State Colleges be requested to receive and review this evidence and other data on the subject which may be submitted to them at an appropriate public hearing called for this purpose, and be it further"

The Assembly unanimously concurred in the Senate amendment to Assembly Concurrent Resolution No 6.

Assembly Concurrent Resolution No 6 ordered enrolled

RESOLUTIONS

The following resolution was offered

By Assemblyman Cologne

House Resolution No. 395

Memorializing Tony Seeley

WHEREAS, Word has come to the Assembly that Tony Seeley, prominent rancher and civic leader in Palo Verde Valley, recently passed away; and

WHEREAS, Mr Seeley was born in West Satticoy in Ventura County some 78 years ago and moved to Cibola Valley in 1909 with his parents. Later establishing there a homestead with his brother; and

WHEREAS, In 1916, he and his gracious wife, Freda, purchased the ranch upon which they have since lived; and

WHEREAS, Mr Seeley was a wise and industrious rancher acquiring and successfully operating extensive ranching interests over the years; and

WHEREAS, Throughout his colorful and vigorous life he maintained a love for horses and cattle and it was not until he reached the age of 74 that he conceded to give up riding and roping; and

WHEREAS, He took an active part in community affairs serving for many years on the school board, and as a director of the Palo Verde Irrigation District, and as President of the Rotary; and

WHEREAS, Mr Seeley was a 32nd Degree Mason and Shriner, a Past Master of Blythe F & A M Lodge No 473 and a charter member of the Blythe Elks Lodge; and

WHEREAS, Mr Seeley is survived by his widow, Mrs Freda Seeley, a son, Raymond Seeley, three daughters, Mrs Ina Jannsen, Mrs Maud Pluss, and Mrs Doris Diederick, a sister, Mrs Ina Stephenson, 8 grandchildren and 10 great-grandchildren; and

WHEREAS, Tony Seeley was held in highest esteem by all those who were privileged to know and work with him; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members hereby express their heartfelt regret and sympathy at the loss of Tony Seeley to his family and many friends, 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 Mrs Freda Seeley

Request for Unanimous Consent

Mr. Cologne was granted unanimous consent to take up House Resolution No 395 without reference to committee or file

Resolution read, and adopted

RESOLUTION REMOVED FROM CONSENT CALENDAR

On request of Mr Waldie, House Resolution No 374 was removed from the Consent Calendar

Request for Unanimous Consent

Mr. Waldie was granted unanimous consent to take up House Resolution No 374 without reference to file

Consideration of House Resolution No. 374

By Assemblyman Waldie

House Resolution No. 374—Relating to commending Mrs Ramona Ackerman

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NOTE The full text of House Resolution No 374 appears at pages 1270 and 1271 of the Assembly Daily Journal for May 21, 1964

Resolution read, and adopted unanimously

RESOLUTION REMOVED FROM CONSENT CALENDAR

On request of Mr Mulford House Resolution No 362 was removed from the Consent Calendar

Request for Unanimous Consent

Mr Mulford was granted unanimous consent to take up House Resolution No 362 without reference to file

Consideration of House Resolution No. 362

By Assemblyman Mulford

House Resolution No. 362—Relative to commending Mr W. Harry Davis

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NOTE The full text of House Resolution No 362 appears at page 1245 of the Assembly Daily Journal for May 20, 1964

Resolution read, and adopted unanimously

Hon. James E. Whetmore Presiding

At 4 55 p m, Hon James E Whetmore, 70th District, presiding

RESOLUTION REMOVED FROM CONSENT CALENDAR

On request of Mr Conrad, House Resolution No 368 was removed from the Consent Calendar

Request for Unanimous Consent

Mr Conrad was granted unanimous consent to take up House Resolution No 368 without reference to file

Consideration of House Resolution No. 368

By Assemblyman Conrad

House Resolution No. 368—Relative to commending Ruth M Riley

NOTE The full text of House Resolution No 368 appears at pages 1251 and 1252 of the Assembly Daily Journal for May 21, 1964

Resolution read

Members Made Coauthors of House Resolution No. 368

Mr Conrad was granted unanimous consent that all Members so desiring be placed upon House Resolution No 368 as coauthors

Roll Call

The following Members indicated a desire to become coauthors

Assemblymen Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Chapel, Collier, Cologne, Crown, Cusanovich, Danielson, Dunnemeyer, Assemblywoman Davis, Assemblymen Deukmejian, Dills, Donovan, Dymally, Elliott Fenell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick Knox, Lanterman, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Stanton, Stevens, Thelin, Unruh, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, and Z'berg

The question being on the adoption of House Resolution No 368, as amended

Resolution read, as amended, and adopted unanimously

Minority Floor Leader Presiding

At 4 57 p m , Hon Charles J Conrad, 57th District, presiding

RESOLUTION REMOVED FROM CONSENT CALENDAR

On request of Mr Belotti, House Resolution No 361 was removed from the Consent Calendar

Request for Unanimous Consent

Mr. Belotti was granted unanimous consent to take up House Resolution No 361 without reference to file

Consideration of House Resolution No. 361

By Assemblyman Belotti

House Resolution No. 361—Congratulating the Mendocino County Road Department

NOTE The full text of House Resolution No 361 appears at page 1216 of the Assembly Daily Journal for May 20, 1964

Resolution read

Members Made Coauthors of House Resolution No. 361

Mr Belotti was granted unanimous consent that all Members so desiring be placed upon House Resolution No 361 as coauthors

Roll Call

The following Members indicated a desire to become coauthors

Assemblymen Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Booth, Burgener, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dunnemeyer, Assemblywoman Davis, Assemblymen Deukmejian, Dills, Donovan, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Powers, Quimby, Rumford, Ryan, Song, Stanton, Stevens, Thelin, Unruh, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Young, and Z'berg

The question being on the adoption of House Resolution No 361, as amended

Resolution read, as amended, and adopted unanimously.

REQUEST FOR UNANIMOUS CONSENT

Mr Dymally was granted unanimous consent to take up House Resolution No 367 without reference to file

Consideration of House Resolution No. 367

By Assemblyman Dymally

House Resolution No. 367—Relative to a study of the State School Fund support initiative constitutional amendment proposed by the California Teachers' Association

Resolution read

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Rules, were read, and adopted

Amendment No. 1

In line 5 of the second WHEREAS clause of the printed measure, as printed on page 1251 of the Assembly Journal for May 21, 1964, strike out "and", and insert "now, therefore, be it".

Amendment No. 2

Strike out the third WHEREAS clause

Amendment No. 3

Strike out lines 4 and 5 of the first *Resolved* clause, and insert "sponsored by the California Teachers' Association and"

Consideration of House Resolution No. 367, as Amended

By Assemblyman Dymally

House Resolution No. 367

Relative to a study of the State School Fund support initiative constitutional amendment proposed by the California Teachers' Association

WHEREAS, The California Teachers' Association proposes to place before the state electorate at the General Election of November, 1964, through the initiative process, a proposal to amend provisions of the State Constitution to increase, by approximately $200 million over the two next succeeding fiscal years, the amounts to be appropriated to the State School Fund for support of the public schools; and

WHEREAS, The California Teachers' Association, while advocating the imposition of this drastic fiscal mandate upon the Legislature and the people of the State, has conspicuously failed to come forth with proposals or suggestions concerning the source of the revenues which will be required to finance this massive increase in the State's share of the public school support obligation; now, therefore, be it

Resolved by the Assembly of the State of California, That the Assembly Committee on Rules is directed to assign to an appropriate interim committee for study the subject of the proposed initiative constitutional amendment currently being sponsored by the California Teachers Association and to direct such committee to report its findings thereon together with its recommendations for needed legislation to this Assembly by not later than the fifth legislative day of the 1965 Regular Session

Resolution, as amended, re-referred to the Committee on Rules, and the subject matter referred to the Committee on Rules for assignment to the proper interim committee for study

RESOLUTION REMOVED FROM CONSENT CALENDAR

On request of Mr Whetmore, House Resolution No 379 was removed from the Consent Calendar

Request for Unanimous Consent

Mr Whetmore was granted unanimous consent to take up House Resolution No 379 without reference to file

Consideration of House Resolution No. 379

By Assemblymen Whetmore, Badham, and Dannemeyer·

House Resolution No. 379—Relative to commending Dr Edw. Lee Russell and the Orange County Health Department

NOTE The full text of House Resolution No 379 appears at page 1273 of the Assembly Daily Journal for May 21, 1964

Resolution read, and adopted unanimously

RESOLUTION REMOVED FROM CONSENT CALENDAR

On request of Mr Mulford, House Resolution No 377 was removed from the Consent Calendar

Request for Unanimous Consent

Mr Mulford was granted unanimous consent to take up House Resolution No 377 without reference to file

Consideration of House Resolution No. 377

By Assemblymen Mulford and Rumford

House Resolution No. 377—Relative to the retirement of Dr Berthold Lowenfeld

NOTE The full text of House Resolution No 377 appears at page 1272 of the Assembly Daily Journal for May 21, 1964

Resolution read, and adopted unanimously.

REQUEST FOR UNANIMOUS CONSENT

Mr Bane was granted unanimous consent to take up Senate Bill No 50 without reference to file, and that it be read the third time, and placed upon its final passage

CONSIDERATION OF SENATE BILL NO. 50

Senate Bill No. 50—An act to amend Sections 68200, 68201, 68202, 68500 5, 68841, 68891, 69140, 75101, 75102, and 75103 of, and to add Sections 68203 and 68204 to, and to repeal Section 68205 of, the Government Code, relating to judicial salaries and making an appropriation therefor.

Bill read third time, and presented by Mr Bane

Demand for Previous Question

Messrs Unruh, Powers, Thelin, Chapel, and Young demanded the previous question Demand sustained

The question being on the passage of the bill

Bill passed by the following vote

AYES—Allen, Alquist, Asheraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Booth, Britschgi, Burgener, Chapel, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Deukmejian, Dills, Donovan, Dymally, Elliott, Fenell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes Johnson, Kennick, Knox, Lanterman, Marks, Meyers, Mobas, Mills, Monagan, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Stanton, Stevens, Thelin, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Wilson, Young, Z'berg, and Mr Speaker—65

NOES—Ryan—1

Bill ordered transmitted to the Senate

REQUEST FOR UNANIMOUS CONSENT

Mr Meyers was granted unanimous consent to take up consideration of Senate amendments to Assembly Bill No 149 without reference to file

CONSIDERATION OF SENATE AMENDMENTS TO ASSEMBLY BILL NO. 149

Assembly Bill No. 149—An act to add Section 11563 5 to the Government Code, relating to the State Board of Barber Examiners

The question being Shall the Assembly concur in the following Senate amendments to Assembly Bill No 149?

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 11563 of", and insert "add Section 11563 5 to"

Amendment No. 2

On page 1, strike out lines 1 and 2, and insert

"SECTION 1 Section 11563.5 is added to the Government Code, to read:"

Amendment No. 3

On page 1, line 3, strike out "11563", and insert "11563.5"

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No. 149 by the following vote:

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Berlenson, Belotti, Booth, Britschgi, Burgener, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Mobas, Mills, Monagan, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Stanton, Stevens, Thelin, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Young, Z'berg, Zenovich, and Mr. Speaker—67

NOES—None

Assembly Bill No. 149 ordered enrolled.

REQUEST FOR UNANIMOUS CONSENT

Mr. Meyers was granted unanimous consent to take up consideration of Senate amendments to Assembly Concurrent Resolution No. 40 without reference to file.

CONSIDERATION OF SENATE AMENDMENTS TO ASSEMBLY CONCURRENT RESOLUTION NO. 40

Assembly Concurrent Resolution No. 40—Relative to salaries of certain craftsmen in state employment.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Concurrent Resolution No. 40?

Amendment No. 1

On page 1 of the printed measure, strike out lines 1 to 18, inclusive, and on page 2, strike out lines 1 to 21, inclusive, and insert:

"WHEREAS, The State Personnel Board and Trustees of the California State Colleges have from time to time reviewed the question of the appropriate salary classification of craftsmen in building trades groups and the groups in private and other public employment with which salary comparisons should be made, and

WHEREAS, Evidence has been newly compiled on this subject by a number of organizations having an interest in this field; now, therefore, be it

Resolved by the Assembly of the State of California, the Senate thereof concurring That the State Personnel Board and Trustees of the California State Colleges be requested to receive and review this evidence and other data on the subject which may be submitted to them at an appropriate public hearing called for this purpose, and be it further"

The roll was called, and the Assembly concurred in the Senate amendment to Assembly Concurrent Resolution No. 40 by the following vote:

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Berlenson, Belotti, Booth, Britschgi, Burgener, Chapel, Collier, Cologne, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Dills, Donovan, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Kennick, Knox, Marks, McMillan, Meyers, Mobas, Mills, Monagan, Mulford, Pattee, Porter, Powers, Quimby, Rumford, Ryan, Stanton, Stevens, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Young, and Z'berg—67

NOES—None

Assembly Concurrent Resolution No. 40 ordered enrolled.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

Senate Concurrent Resolution No. 34—Relative to shelter allowances for public assistance recipients

Resolution read, and presented by Mr Unruh

Resolution adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Chapel, Cologne, Crown, Cusanovich, Danielson, Dennemeyer, Deukmejian, Dills, Donovan, Dymally, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Stanton, Stevens, Thelin, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Young, and Z'berg—62

NOES—Collier—1

Resolution ordered transmitted to the Senate

REQUEST FOR UNANIMOUS CONSENT

Mr Donovan was granted unanimous consent to take up consideration of Senate amendments to Assembly Joint Resolution No 13 without reference to file.

CONSIDERATION OF SENATE AMENDMENTS TO ASSEMBLY JOINT RESOLUTION NO. 13

Assembly Joint Resolution No. 13—Relative to tariffs

The question being· Shall the Assembly concur in the following Senate amendments to Assembly Joint Resolution No 13?

Amendment No. 1

On page 1, line 22, of the printed measure, strike out "use the Labor Cost Factor as a basis of", and insert "consider the Labor Cost Factor in"

Amendment No. 2

On page 2, line 2, strike out "set up", and insert "study the feasibility of using"

The roll was called, and the Assembly concurred in Senate amendments to Assembly Joint Resolution No 13 by the following vote

AYES—Allen, Ashcraft, Badham, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Chapel, Collier, Cologne, Conrad, Cusanovich, Danielson, Dennemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Ryan, Stevens, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Young, and Z'berg—62

NOES—None.

Assembly Joint Resolution No 13 ordered enrolled.

RESOLUTION REMOVED FROM CONSENT CALENDAR

On request of Mr. Meyers, House Resolution No. 380 was removed from the Consent Calendar

Request for Unanimous Consent

Mr Meyers was granted unanimous consent to take up House Resolution No 380 without reference to committee or file

Consideration of House Resolution No 380

By Assemblymen Meyers, Gaffney, Foran, and Marks (Coauthor: Senator McAteer):

House Resolution No. 380—Memorializing William J Cullinan

NOTE The full text of House Resolution No 380 appears at pages 1273 and 1274 of the Assembly Daily Journal for May 21, 1964

Resolution read

Members Made Coauthors of House Resolution No. 380

Mr Meyers was granted unanimous consent that all Members so desiring be placed upon House Resolution No 380 as coauthors

Roll Call

The following Members indicated a desire to become coauthors

Assemblymen Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Bellenson, Belotti, Booth, Britschgi, Burgener, Chapel, Cologne, Cusanovich, Danielson, Dannemeyer, Assemblywoman Davis, Assemblymen Deukmejian, Dills, Donovan, Dymally, Elliott, Flournoy, Frew, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Lanterman, McMillan, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Powers, Quimby, Rumford, Ryan, Song, Stevens, Thelin, Unruh, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, and Z'berg

The question being on the adoption of House Resolution No 380, as amended

Resolution adopted unanimously.

REQUEST FOR UNANIMOUS CONSENT

Mr Bane was granted unanimous consent to take up consideration of Senate amendments to Assembly Bill No 96 without reference to file.

CONSIDERATION OF SENATE AMENDMENTS TO ASSEMBLY BILL NO. 96

Assembly Bill No. 96—An act to amend Section 8406, and to amend and renumber Section 8202 3, as contained in Section 6 of Chapter 2017 of the Statutes of 1963, of the Elections Code, relating to party central committees, 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 96?

Amendment No. 1

On page 1 of the printed bill, as amended in Assembly April 21, 1964, strike out lines 18 and 19, and in line 20 strike out "or committees in his district", and insert "8406 In each county the nominee of the party for State Senator or the incumbent State Senator, the nominees of the party for the Assembly, and any person elected to either the Senate or Assembly at a special election to fill a vacancy in that house shall be ex officio members of the county central committee If the person elected from one party at the special election for an Assembly or Senate seat shall be other than the nominee of that party for the same office at the prior election, the ex officio membership of the nominee shall expire immediately upon certification by the Secretary of State of the election"

The roll was called, and the Assembly refused to concur in Senate amendments to Assembly Bill No 96 by the following vote

AYES—Bagley, Millias, and Monagan—3
NOES—Allen, Alquist, Ashcraft, Badham, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Chapel, Cologne, Conrad, Cusanovich, Danielson, Dennemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Kennick, Lanterman, Marks, McMillan, Meyers, Mills, Moreno, Mulford, Pattee, Petris, Powers, Quimby, Rumford, Ryan, Song, Stevens, Thelin, Veneman, Veysey, Waldie, Whetmore, Williamson, Willson, Young, and Z'berg—59

APPOINTMENT OF COMMITTEE ON CONFERENCE CONCERNING ASSEMBLY BILL NO. 96

The Acting Speaker appointed Messrs Bane, Conrad, and Bagley as a Committee on Conference concerning Assembly Bill No 96

REPORT OF COMMITTEE ON CONFERENCE

The following report of Committee on Conference was received, and read:

Assembly Chamber, May 22, 1964

Mr Speaker The Committee on Conference concerning

Assembly Bill No. 96—As amended in Senate May 21, 1964—An act to amend Section 8406, and to amend and renumber Section 8202 3, as contained in Section 6 of Chapter 2017 of the Statutes of 1963, of the Elections Code, relating to party central committees, and declaring the urgency thereof, to take effect immediately.

Consisting of the undersigned members, has met, and reports that it has agreed to recommend the following:

That the amendments of the Senate be concurred in, and that the bill be further amended as follows

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate May 21, 1964, strike out "amend Section 8406, and to"

Amendment No. 2

On page 1, strike out lines 1 to 18, inclusive; and on page 2, strike out lines 1 to 4, inclusive

Amendment No. 3

On page 2, line 5, strike out "SEC 2.", and insert "SECTION 1."

Amendment No. 4

On page 2, line 5, strike out "said code", and insert "the Elections Code".

Amendment No. 5

On page 2, line 29, strike out "3", and insert "2".

Amendment No. 6

On page 2, lines 29 and 30, strike out "or county".

Amendment No. 7

On page 2, line 33, strike out "4", and insert "3"

Amendment No. 8

On page 2, lines 38 and 39, strike out "and county"

JOHN F. McCARTHY	TOM BANE
ROBERT LAGOMARSINO	CHARLES J CONRAD
ALAN SHORT	WILLIAM T BAGLEY
Senate Committee on Conference	Assembly Committee on Conference

Demand for Previous Question

Messrs. Marks, Mulford, Belotti, Bagley, and Pattee demanded the previous question Demand sustained

The question being on the adoption of the report of the Committee on Conference on Assembly Bill No 96

Report adopted by the following vote·

AYES—Allen, Alquist, Bagley, Bane, Bee, Belotti, Booth, Britschgi, Burgener, Chapel, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Denkmenjan, Dills, Donovan, Dymally, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Hinckley, Holmes, Johnson, Kennick, Knox, Marks, McMillan, Meyers, Milias, Mills, Monagan, Mulford, Pattee, Porter, Quimby, Rumford, Ryan, Stanton, Stevens, Thelin, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Young, and Z'berg—59

NOES—Asheraft, Barnes, Colber, and Lanterman—4

RESOLUTIONS

The following resolution was offered·

By Assemblyman Alquist·

House Resolution No. 396

Relative to congratulating Mrs Virginia Ronchetti

WHEREAS, It has come to the attention of the Members of this Assembly that Mrs Virginia Ronchetti has been selected as the "Woman Volunteer of the Year" by the Santa Clara Chamber of Commerce, and

WHEREAS, Mrs Ronchetti, an attractive housewife and mother of three, received the award in recognition of her unselfish participation in community affairs, and

WHEREAS, Her volunteer activities include her church, the Parent-Teacher's Association and other school functions, various charity drives, including the Cancer and City of Hope fund drives, neighborhood and home services, the Little League and Cub Scouts participation and

WHEREAS, The people of the City of Santa Clara and the people of the State can be proud of the achievements, civic awareness and sense of community responsibility shown by Mrs. Ronchetti, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of the Assembly extend their heartiest congratulations to Mrs. Virginia Ronchetti for being selected as "Woman Volunteer of the Year" and express their grateful appreciation for her untiring efforts to improve the well-being of the people of her community, 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 Mrs. Virginia Ronchetti

Resolution read, and referred by the Acting Speaker to the Committee on Rules

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, May 22, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined:

Assembly Bill No. 147—An act to amend Sections 25681 1 and 38901 of the Government Code, relating to community development,

Assembly Bill No. 163—An act making an appropriation for the salaries of state officers and employees, to take effect immediately,

And reports the same correctly enrolled, and presented to the Governor at 4 15 p m, May 22, 1964.

POWERS, Chairman

Assembly Chamber, May 22, 1964

Mr Speaker: Your Committee on Engrossment and Enrollment has examined

Assembly Concurrent Resolution No. 41—Relative to applications for public assistance,

And reports the same correctly enrolled, and presented to the Secretary of State on the 22d day of May, 1964, at 4 15 p m

POWERS, Chairman

Committee on Ways and Means

Assembly Chamber, May 22, 1964

Mr Speaker: Your Committee on Ways and Means reports
Senate Bill No 16
With the recommendation Do pass.

CROWN, Chairman

Above bill ordered to second reading

Committee on Rules

Assembly Chamber, May 22, 1964

Mr Speaker Your Committee on Rules reports
House Resolution No 390
House Resolution No 393
With the recommendation That the resolutions be retained in committee, and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study

BANE, Chairman

Subject matter of the above resolutions referred to the Committee on Rules.

Assembly Chamber, May 22, 1964

Mr. Speaker Your Committee on Rules reports
House Resolution No 392
House Resolution No 394
With the recommendation Be adopted
Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolutions be placed on the Consent Calendar

BANE, Chairman

Above resolutions ordered on file

Assembly Chamber, May 22, 1964

Mr Speaker Your Committee on Rules reports
House Resolution No 383
House Resolution No 382
House Resolution No 385
With the recommendation Be adopted
Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolutions be placed on the Consent Calendar

BANE, Chairman

Above resolutions ordered on file

Assembly Chamber, May 22, 1964

Mr Speaker Your Committee on Rules reports
House Resolution No 386
House Resolution No 387
House Resolution No 389
With the recommendation Be adopted
Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolutions be placed on the Consent Calendar

BANE, Chairman

Above resolutions ordered on file

Assembly Chamber, May 22, 1964

Mr Speaker Your Committee on Rules reports
House Resolution No 381
House Resolution No 384
House Resolution No 388
With the recommendation That the resolutions be retained in committee, and that the subject matter be referred to the Committee on Rules for assignment to the proper interim committee for study

BANE, Chairman

Subject matter of the above resolutions referred to the Committee on Rules.

Assembly Chamber, May 22, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 378

With the recommendation Be adopted, as amended

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above resolution be placed on the Consent Calendar

BANE, Chairman

Above resolution ordered on file

MESSAGES FROM THE SENATE

Senate Chamber, May 22, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day adopted

Senate Joint Resolution No 16
Senate Joint Resolution No 18
Senate Concurrent Resolution No 39

J A BEEK, Secretary of the Senate
By Grant Miller, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolutions were read

Senate Joint Resolution No. 16—Relative to the passage of H R 3846.

Held at desk by order of the Acting Speaker

Senate Joint Resolution No. 18—Relative to the transfer of federal land to private ownership

Held at desk by order of the Acting Speaker

Senate Concurrent Resolution No. 39—Relative to financing state and general fund construction needs

Held at desk by order of the Acting Speaker

MESSAGES FROM THE SENATE

Senate Chamber, May 22, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Joint Resolution No 18

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

Above resolution ordered enrolled

Senate Chamber, May 22, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to

Senate Bill No 44

J A BEEK, Secretary of the Senate
By R W Lyons, Chief Assistant Secretary

Senate Chamber, May 22, 1964

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 15

J A BEEK, Secretary of the Senate
By R W. Lyons, Chief Assistant Secretary

Senate Chamber, May 22, 1964

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

Senate Bill No. 60

J. A BEEK, Secretary of the Senate
By R. W. Lyons, Chief Assistant Secretary

Senate Chamber, May 22, 1964

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. 78—An act to amend Sections 14214, 14218, and to add Section 14694 9 to the Education Code, relating to school district retirement plans, and declaring the urgency thereof, to take effect immediately

J. A BEEK, Secretary of the Senate
By R W Lyons, Chief Assistant Secretary

Assembly Bill No 78 ordered enrolled.

Senate Chamber, May 22, 1964

Mr Speaker: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Conference concerning

Senate Bill No. 69—An act to amend Sections 17027, 17053, 17072, 17203, 17204, 17206, 17216 2, 17254, 17262, 17284, 17416, 17503, 17531, 17532, 17533, 17534, 17535, 17536, 17577, 17837, 17913, 18152, 18162, 18241, 18242, 18243, 18244, 18245, and 18246 of, to add Sections 17120, 17139, 17154, 17176, 17177, 17205 5, 17266, 17527, 17528, 17594, 17617, 18212, 18213, 18214, 18215, 18216, 18217, 18218, 18402 7, 18802 5, and 18802 7 to, and repeal Sections 17537, 17537 1, 17538, 17539, 17540, 18247, and 18248 of the Revenue and Taxation Code, relating to personal income taxes

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

Senate Chamber, May 22, 1964

Mr. Speaker I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Conference concerning

Senate Bill No. 68—An act to add Chapter 8 (commencing with Section 8700) to Division 1, Title 2, of the Government Code, relating to economic and cultural relations with Baja California, and making an appropriation therefor

J A BEEK, Secretary of the Senate
By R. W Lyons, Chief Assistant Secretary

Senate Chamber, May 22, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day passed

Assembly Bill No 196
Assembly Bill No 201

J A BEEK, Secretary of the Senate
By Grant Miller, Assistant Secretary

Above bills ordered enrolled

Speaker pro Tempore Presiding

At 5 52 p m., Hon. Carlos Bee, 13th District, presiding.

MOTION TO RECONSIDER SENATE CONCURRENT RESOLUTION NO. 29 CONTINUED

Mr. Gaffney was granted unanimous consent that his motion to reconsider the vote on Senate Concurrent Resolution No 29 be continued until the next legislative day.

By unanimous consent, the motion to reconsider the vote on Senate Concurrent Resolution No 29 was continued until the next legislative day

ADJOURNMENT

At 5 55 p m., on motion of Mr. Waldie, the Speaker pro Tempore declared the Assembly adjourned until 10 a m., Saturday, May 23, 1964

JESSE M UNRUH, Speaker

ANABEL WHANG, Minute Clerk

CALIFORNIA LEGISLATURE

1964 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

FIFTY-SIXTH LEGISLATIVE DAY

NINETY-SECOND CALENDAR DAY

IN ASSEMBLY

Assembly Chamber
Saturday, May 23, 1964

The Assembly met at 10 a m
Hon Carlos Bee, Speaker pro Tempore of the Assembly, presiding
Chief Clerk James D Driscoll at the Desk
Assistant Clerk Malcolm MacIntyre reading

ROLL CALL

The roll was called.

Call of the Assembly

Mr Conrad moved a call of the Assembly
Mr Marks seconded the motion
Motion carried Time, 10 05 a m
The Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members

Call of the Assembly Dispensed With

At 10 07 a m , on motion of Mr Conrad, further proceedings under the call of the Assembly were dispensed with.

The roll call was completed, and the following answered to their names

Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Brittschgi, Burgener, Casey, Chapel, Collier, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Johnson, Kennick, Knox, Lanterman, Mathis, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Ryan, Song, Stevens, Thelin, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—67

Quorum present

PRAYER

The following prayer was offered by the Chaplain, Rev Robert R Ferguson

Eternal God, Our Father, as this session closes, we pause in gratitude for the physical strength, mental vigor and spiritual discernment which has resided with these Thy servants

The session is over, but the results will affect the lives of our people and, we trust, be acceptable to Thee. Supplement our weakness with Thy strength

Thou alone hast the permanent journal, may our daily file be worthy of eternal history, and through Thy grace and our faith, may we all be present at Thy final Call of the House

Continue to allow Thy blessing to reside upon each member, and may the results of their labors bring about peace and human dignity and understanding for all people

In our Lord's Name—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Bee, Mr Deukmejian then led the Assembly in the pledge of allegiance to the Flag.

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Mr. Waite, seconded by Mr. Collier.

LEAVES OF ABSENCE FOR THE DAY

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

Mr. Cologne, on motion of Mr. Conrad
Mr. Flournoy, on motion of Mr. Conrad.
Mr. Holmes, on motion of Mr Conrad.
Mr. Booth, on motion of Mr. Waldie.
Mr. Dymally, on motion of Mr Waldie
Mr. Ferrell, on motion of Mr Waldie.
Mr. Rumford, on motion of Mr. Waldie.
Mr. Soto, on motion of Mr. Waldie.
Mr Stanton, on motion of Mr Waldie
Mr. Thomas, on motion of Mr Waldie

The following Member was granted leave of absence for the day, and desired to waive his per diem.

Mr. Carrell, on motion of Mr. Waldie.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

Assembly Chamber, May 23, 1964

Mr Speaker: Your Committee on Judiciary reports:

House Resolution No. 287

Without action.

WILLSON, Chairman

Assembly Chamber, May 23, 1964

Mr Speaker. Your Committee on Judiciary reports.

Assembly Bill No. 24
Assembly Bill No. 48
Assembly Bill No. 111

Without action.

WILLSON, Chairman

Committee on Public Utilities and Corporations

Assembly Chamber, May 23, 1964

Mr. Speaker: Your Committee on Public Utilities and Corporations reports:

House Resolution No. 302
House Resolution No 360

Without action.

KENNICK, Chairman

REFERENCE OF BILLS TO COMMITTEE

Speaker pro Tempore Bee announced that Speaker Unruh has referred the following bills to the following committees

Senate Joint Resolution No	*Committee*
16	Rules
18	Rules

MESSAGES FROM THE SENATE

Senate Chamber, May 22, 1964

Mr Speaker I am directed to inform your honorable body that the Senate appointed Senators Short, McCarthy, and Lagomarsino as a Committee on Conference concerning

Assembly Bill No. 96—An act to amend Section 8406, and to amend and renumber Section 8202 3, as contained in Section 6 of Chapter 2017 of the Statutes of 1963, of the Elections Code, relating to party central committees, and declaring the urgency thereof, to take effect immediately

J A. BEEK, Secretary of the Senate
By R. W. Lyons, Chief Assistant Secretary

Senate Chamber, May 23, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day adopted.

Senate Concurrent Resolution No 40

J A BEEK, Secretary of the Senate
By Tom Kane, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read

Senate Concurrent Resolution No. 40—Relative to final adjournment of the 1964 First Extraordinary Session of the Legislature

Held at desk by order of the Speaker pro Tempore

INTRODUCTION OF GUESTS

Speaker pro Tempore Bee introduced Mrs Agnes Winton, the wife of Assemblyman Gordon H Winton, Jr, of Merced, to the Members of the Assembly, who joined in welcoming her on her visit to the Assembly Chamber

COMMUNICATIONS

The following communication was presented by the Speaker and ordered printed in the Journal

May 20, 1964

Dear Mr Unruh My family and I appreciate, very much, the many expressions of sympathy that we have received from Assembly Members There have been many many tributes and it will take me some time to acknowledge them individually For that reason may I ask that you express my thanks to the Members of the Assembly

Sincerely yours,

DOROTHY BACKSTRAND
(Mrs Lee Backstrand)

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

Consideration of House Resolution No. 378

By Assemblyman Petris

House Resolution No. 378—Relative to a study by the State Department of Public Health on the classification of nursing and con-

valescent homes for the purpose of upgrading and enforcing quality standards of care and to relate nursing and convalescent home rates to standards of care.

Resolution read

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Rules, were read, and adopted

Amendment No. 1

In the fourth WHEREAS clause of the printed measure, as printed on pages 1272 and 1273 of the Assembly Journal for May 21, 1964, strike out lines 2 and 3, and insert 'tee by the Department of Public Health at a public hearing, many of the nursing and convalescent homes in California are not in compliance with the Health and"

Amendment No. 2

In line 1 of the third *Resolved* clause, strike out "recommendations", and insert "findings"

House Resolution No. 378, as Amended

By Assemblyman Petris

House Resolution No. 378

Relative to a study by the State Department of Public Health on the classification of nursing and convalescent homes for the purpose of upgrading and enforcing quality standards of care and to relate nursing and convalescent home rates to standards of care

WHEREAS, The present category "nursing and convalescent home," as defined in Title 17 of the California Administrative Code, is too broad to reflect the different types of institutions which operate as nursing and convalescent homes, and

WHEREAS, Many nursing and convalescent homes are equipped to render intensive care of severe illness, and

WHEREAS, Other institutions also licensed as nursing and convalescent homes cannot provide intensive nursing care, and

WHEREAS, According to information given to the Ways and Means Subcommittee by the Department of Public Health at a public hearing, many of the nursing and convalescent homes in California are not in compliance with the Health and Safety Code, and

WHEREAS, More than half of the patients in institutions currently defined as "nursing and convalescent homes" are receiving assistance through the Medical Aid to the Aged Program; and

WHEREAS, The present method of reimbursement devised by the Department of Finance does not take account of differences in standards and services provided by nursing and convalescent homes, and

WHEREAS, Inequities resulting from the present method of reimbursement causes hardships to patients both public and private, physicians, families, and the nursing and convalescent home industry, and results in penalizing conscientious nursing and convalescent home operators and in rewarding operators of substandard facilities, and serves to perpetuate substandard facilities and to discourage adequate nursing and convalescent home facilities from maintaining proper standards, now, therefore, be it

Resolved by the Assembly of the State of California, That the Bureau of Hospitals of the State Department of Public Health is requested to study the question of classification of nursing and convalescent homes into as many categories as are necessary to reflect existing differences in the scope, quality, and type of services offered in these institutions; and be it further

Resolved, That the bureau request, after due study, authority from the Legislature to require enforcement of these standards by such amendments in Title 17 which may be necessary to achieve this purpose, and be it further

Resolved, That the bureau report its findings to the Assembly not later than January 30, 1965, and be it further

Resolved, That the Clerk of the Assembly is hereby directed to transmit a copy of this resolution to the Director of Public Health

Resolution, as amended ordered to the Consent Calendar.

SECOND READING OF SENATE BILLS

Senate Bill No. 16—An act to amend Section 75033 of the Government Code, relating to judges' retirement

Bill read second time, and ordered to third reading.

THIRD READING OF ASSEMBLY BILLS

Consideration of House Resolution No. 305

By Assemblymen Collier, Bee, Cusanovich, Dannemeyer, Assemblywoman Davis, Assemblymen Flournoy, Ryan, Veneman, Winton, Alquist, Barnes, Casey, Dymally, Elliott, Gaffney, Mihas, Veysey, Whetmore, and Garrigus

House Resolution No. 305—Relative to commending the local school boards.

NOTE The full text of House Resolution No 305, as amended May 22, 1964, appears at page 1279 of the Assembly Daily Journal for May 22, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bane, Barnes, Belotti, Britschgi, Burgener, Chapel Collier, Conrad, Cusanovich, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Johnson, Knox, Lanterman, Marks, Mihas, Mills, Monagan, Mulford, Porter, Powers, Ryan, Stevens, Thelin, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson Winton, Young, Z'berg, and Zenovich—50

NOES—None

APPRECIATION EXPRESSED TO CHAPLAIN

Speaker pro Tempore Bee expressed the appreciation of the Members of the Assembly to the Chaplain, Rev Robert R Ferguson, for the manner in which he has performed the duties of his office

RULES TEMPORARILY SUSPENDED BY UNANIMOUS CONSENT

By unanimous consent the Rules were temporarily suspended for the purpose of permitting the house resolutions on the First Day Consent Calendar to be read and ordered to the Second Day Consent Calendar in order to permit their adoption at this time

CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the first item on the Consent Calendar

CONSENT CALENDAR—ASSEMBLY BILLS

Consideration of House Resolution No. 343

By Assemblyman Bane

House Resolution No. 343—Relative to congratulating Clarence S Brown.

NOTE The full text of House Resolution No 343, as amended May 21, 1964, appears at page 1255 of the Assembly Daily Journal for May 21, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Britschgi, Burgener, Chapel, Collier, Conrad, Crown, Cusanovich, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Gon-

salves, Greene, Henson, Hinckley, Johnson, Kennick, Knox, Lanterman, Marks, Milias, Mills, Monagan, Mulford, Porter, Powers, Ryan, Song, Thelin, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Zenovich—56
NOES—None

Consideration of House Resolution No. 366

By Assemblyman Bane:

House Resolution No. 366—Relative to the Staff of the Assembly Rules Committee

NOTE The full text of House Resolution No. 366 appears at pages 1250 and 1251 of the Assembly Daily Journal for May 21, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Britschgi, Burgener, Chapel, Collier, Conrad, Crown, Cusanovich, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Johnson, Kennick, Knox, Lanterman, Marks, Milias, Mills, Monagan, Mulford, Porter, Powers, Ryan, Song, Thelin, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Zenovich—56
NOES—None

Consideration of House Resolution No. 392

By Assemblymen Meyers, Gaffney, Z'berg, Pattee, Allen, Alquist, Ashcraft, Bagley, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Casey, Chapel, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Assemblywoman Davis, Assemblymen Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Foran, Frew, Garrigus, Gonsalves, Greene, Henson, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Milias, Mills, Monagan, Moreno, Mulford, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Warren, Whetmore, Williamson, Willson, Young, and Zenovich

House Resolution No. 392—Relative to night meetings when necessary to consider freeway route locations

NOTE The full text of House Resolution No. 392 appears at pages 1300 and 1301 of the Assembly Daily Journal for May 22, 1964

Resolution read, and adopted by the following vote:

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Britschgi, Burgener, Chapel, Collier, Conrad, Crown, Cusanovich, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Johnson, Kennick, Knox, Lanterman, Marks, Milias, Mills, Monagan, Mulford, Porter, Powers, Ryan, Song, Thelin, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Zenovich—56
NOES—None

Consideration of House Resolution No. 394

By Assemblyman Rumford

House Resolution No. 394—Relative to congratulating The Reverend Roy Nichols

NOTE The full text of House Resolution No. 394 appears at pages 1301 and 1302 of the Assembly Daily Journal for May 22, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Britschgi, Burgener, Chapel, Collier, Conrad, Crown, Cusanovich, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Johnson, Kennick, Knox, Lanterman, Marks, Milias, Mills, Monagan, Mulford, Porter, Powers, Ryan, Song, Thelin, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Zenovich—56

NOES—None.

Consideration of House Resolution No 383

By Assemblyman Conrad

House Resolution No. 383—Relative to commending Norma Wiley and her staff

NOTE: The full text of House Resolution No 383 appears at page 1278 of the Assembly Daily Journal for May 22, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Britschgi, Burgener, Chapel, Collier, Conrad, Crown, Cusanovich, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Johnson, Kennick, Knox, Lanterman, Marks, Milias, Mills, Monagan, Mulford, Porter, Powers, Ryan, Song, Thelin, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Zenovich—56

NOES—None

Consideration of House Resolution No. 382

By Assemblymen Rumford and Bee

House Resolution No. 382—Relative to commending Ethel E. Brockelbank.

NOTE: The full text of House Resolution No 382 appears at page 1278 of the Assembly Daily Journal for May 22, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Britschgi, Burgener, Chapel, Collier, Conrad, Crown, Cusanovich, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Johnson, Kennick, Knox, Lanterman, Marks, Milias, Mills, Monagan, Mulford, Porter, Powers, Ryan, Song, Thelin, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Zenovich—56

NOES—None.

Consideration of House Resolution No. 385

By Assemblymen Gaffney, Foran, Marks, and Meyers (Coauthor: Senator McAteer)

House Resolution No. 385—Relative to memorializing Dr. Charles A Ertola

NOTE: The full text of House Resolution No 385 appears at pages 1297 and 1298 of the Assembly Daily Journal for May 22, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Britschgi, Burgener, Chapel, Collier, Conrad, Crown, Cusanovich, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Johnson, Kennick, Knox, Lanterman, Marks, Milias, Mills, Monagan, Mulford, Porter, Powers, Ryan, Song, Thelin, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Zenovich—56

NOES—None.

Consideration of House Resolution No 386

By Assemblyman Holmes

House Resolution No. 386—Relative to a harbor of refuge at San Simeon.

NOTE The full text of House Resolution No 386 appears at page 1298 of the Assembly Daily Journal for May 22, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Britschgi, Burgener, Chapel, Collier, Conrad, Crown, Cusanovich, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Johnson, Kennick, Knox, Lanterman, Marks, Milias, Mills, Monagan, Mulford, Porter, Powers, Ryan, Song, Thelin, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, and Zenovich—56

NOES—None

Consideration of House Resolution No 387

By Assemblymen Meyers, Gaffney, Marks, and Foran (Coauthor: Senator McAteer)

House Resolution No. 387—Memorializing Dr Charles A Ertola.

NOTE The full text of House Resolution No 387 appears at pages 1298 and 1299 of the Assembly Daily Journal for May 22, 1964

Resolution read, and adopted by the following vote:

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Britschgi, Burgener, Chapel, Collier, Conrad, Crown, Cusanovich, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Johnson, Kennick, Knox, Lanterman, Marks, Milias, Mills, Monagan, Mulford, Porter, Powers, Ryan, Song, Thelin, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z berg, and Zenovich—56

NOES—None

Consideration of House Resolution No. 389

By Assemblymen Rumford, Mulford, and Bee

House Resolution No. 389—Relative to commending Ruth K. Jameson

NOTE The full text of House Resolution No 389 appears at pages 1299 and 1300 of the Assembly Daily Journal for May 22, 1964

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Belotti, Britschgi, Burgener, Chapel, Collier, Conrad, Crown, Cusanovich, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Johnson, Kennick, Knox, Lanterman, Marks, Milias, Mills, Monagan, Mulford, Porter, Powers, Ryan, Song, Thelin, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z berg, and Zenovich—56

NOES—None

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

Assembly Bill No. 120—An act to add Chapter 15 6 (commencing with Section 19911) to Division 14 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, appropriating money for the purpose of carrying out this chapter, and providing for the submission of the measure to the people at a special election to be consolidated with the 1964 general election

The question being Shall the Assembly concur in the following Senate amendments to Assembly Bill No 120?

Senate Amendment of April 23, 1964

Amendment No. 1

On page 7 of the printed bill, as amended in Assembly April 14, 1964, strike out lines 9 to 15, inclusive, and insert

"19557 Not to exceed ten million dollars ($10,000,000) of the proceeds of the sale of state bonds issued pursuant to the State School Building Aid Bond Law of 1964 shall be expended for apportionments pursuant to this section If an application of a district for a project is accompanied by a written certification by the Advisory Committee on Compensatory Education of its finding that the project applied for is necessary to effectuate a program or programs of compensatory education such application, project, and any apportionment made for such project shall be subject to the provisions of this chapter, except the provisions of Sections 19556 and 19581 shall not apply and any provisions of this chapter prohibiting an apportionment to a district unless it has outstanding bonds of the district in a prescribed amount or percentage of the maximum amount which it could have outstanding under the state law shall not apply

Senate Amendments of May 4, 1964

Amendment No. 1

On page 3, line 46 of the printed bill, as amended in Senate April 23, 1964, strike out "a revolving", and insert "the"

Amendment No. 2

On page 4, line 28, after "shall", insert "not"

Amendment No. 3

On page 6, line 20, strike out "Notwithstanding the provisions", and strike out lines 30 to 33, inclusive

Senate Amendments of May 7, 1964

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Senate May 4, 1964, strike out ", and to add Section 19557 to,".

Amendment No 2

On page 2, lines 23 and 24, strike out "two hundred seventy million dollars ($270,000,000)", and insert "two hundred sixty million dollars ($260,000,000)"

Amendment No. 3

On page 4, lines 14 and 15, strike out "two hundred seventy million dollars ($270,000,000)", and insert "two hundred sixty million dollars ($260,000,000)"

Amendment No. 4

On page 6, lines 3 and 4, strike out "two hundred seventy million dollars ($270,000,000)", and insert "two hundred sixty million dollars ($260,000,000)"

Amendment No 5

On page 6, lines 10 and 11, strike out "two hundred seventy million dollars ($270,000,000)", and insert "two hundred sixty million dollars ($260,000,000)"

Amendment No. 6

On page 7, strike out lines 1 to 18, inclusive

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No 120 by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Berlenson, Belotti, Britschgi, Burgener, Casey, Chapel, Collier, Conrad, Crown, Cusanovich, Danielson, Dunnemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew,

Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Mulford, Pattee, Petris, Porter, Powers, Quimby, Ryan, Song, Stevens, Thelin, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—66
NOES—None

Assembly Bill No 120 ordered enrolled

ANNOUNCEMENTS

At 10 45 a m , Mr Mulford announced that there would be a Republican Caucus at this time in the Assembly Lounge, and was granted unanimous consent that the members of the Republican Caucus be excused to attend

At 10 45 a m , Mr Mills announced that there would be a Democratic Caucus at this time in Room 2170, and was granted unanimous consent that the members of the Democratic Caucus be excused to attend

RECESS

At 10 46 a m , Speaker pro Tempore Bee declared the Assembly recessed until 11 25 a m

REASSEMBLED

At 11 25 a m , the Assembly reconvened
Hon. Carlos Bee, Speaker pro Tempore of the Assembly, presiding.
Chief Clerk James D Driscoll at the Desk
Assistant Clerk Malcolm MacIntyre reading

REPORTS OF STANDING COMMITTEES

Committee on Rules

Assembly Chamber, May 23, 1964

Mr Speaker Your Committee on Rules reports
House Resolution No 295
Without recommendation

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, May 23, 1964

Mr Speaker Your Committee on Rules reports
House Resolution No 396
With the recommendation: Be adopted

BANE, Chairman

Above resolution ordered on file

NAME PLACED UPON ROLL CALL ON ASSEMBLY BILL NO. 120

Mr. Damelson was granted unanimous consent that he be recorded as voting "Aye" on concurrence in Senate amendments to Assembly Bill No 120.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS

Senate Bill No. 53—An act to repeal Articles 1 (commencing with Section 11550) and 3 (commencing with Section 11570) of Chapter 6, Part 1, Division 3, Title 2, of, and to add Section 1774 5 to, and Article 1 (commencing with Section 11550) to Chapter 6, Part 1, Division 3, Title 2 of, the Government Code, and to amend Sections 12000, 12001, 12051, 12801, 12903, 13976, 15003, and 10204 of, the Government Code,

Section 8005 of the Business and Professions Code, Sections 1156, 1705, and 3800 of the Harbors and Navigation Code, Section 21203 of the Public Utilities Code, and Section 164 1 of the Military and Veterans Code, relating to state officers and their compensation, and making an appropriation therefor.

Bill read third time, and presented by Mr Crown.

Call of the Assembly

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

Request for Unanimous Consent

Mr Crown was granted unanimous consent to withdraw his motion for a call of the Assembly

The question being on the passage of Senate Bill No 53.

Motion to Expunge Record and Rescind Action on Senate Bill No. 53

Mr Unruh moved to expunge the record, and rescind the action whereby a roll call was taken on Senate Bill No. 53.

Mr. Williamson seconded the motion.

REQUEST FOR UNANIMOUS CONSENT

At 11 47 a m, Speaker pro Tempore Bee was granted unanimous consent that representatives of the press and television be permitted on the floor of the Assembly during today's session

FURTHER CONSIDERATION OF SENATE BILL NO. 53

The question being on the motion by Mr. Unruh to expunge the record and rescind the action whereby a roll call was taken on Senate Bill No 53

Parliamentary Inquiry

Mr Willson arose to the following parliamentary inquiry:

What is the question before the House at this time?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that the question before the House is the motion by Mr Unruh to expunge the record and rescind the action whereby a roll call was taken on Senate Bill No. 53

Demand for Previous Question

Messrs Petris, Dills, Williamson, Donovan, and Winton demanded the previous question. Demand sustained.

The question being on the motion by Mr Unruh to expunge the record and rescind the action whereby a roll call was taken on Senate Bill No 53.

Parliamentary Inquiry

Mr Conrad arose to the following parliamentary inquiry:

Does not the motion require 54 votes to carry?

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 whereby a roll call was taken on Senate Bill No 53

Motion carried by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Britschgi, Burgener, Chapel, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Mihas, Mills, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Ryan, Song, Stevens, Thelin, Veysey, Waite, Waldie, Warren, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—59

NOES—Collier, Conrad, Hinckley, and Monagan—4

The question being on the passage of Senate Bill No 53

Bill passed by the following vote

AYES—Allen, Alquist, Ashcraft, Bagley, Bane, Barnes, Bee, Beilenson, Britschgi, Burgener, Casey, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Mihas, Mills, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Ryan, Song, Stevens, Waite, Waldie, Warren, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—55

NOES—Badham, Collier, Conrad, Hinckley, Monagan, Thelin, and Veysey—7

Bill ordered transmitted to the Senate

EXPLANATION OF VOTE

May 23, 1964

I personally opposed Senate Bill No 53, but changed my original vote from "No" to "Aye" when the vote was 53-9, 54 needed for passage—with only 62 votes recorded, there is no doubt that from the 16 absent Members one additional "Aye" vote would be forthcoming To save the expense of additional time for the Legislature to be in session, in order to bring the absent Members to vote, my vote was changed from "No" to "Aye"

WILLIAM E DANNEMEYER

INTRODUCTION OF GUESTS

Speaker pro Tempore Bee introduced Jimmie Danielson of North Highlands, the guest of Assemblyman Walter W Powers of North Sacramento, and the son of Mrs Dixie Danielson, Assistant Minute Clerk, whereupon the Members of the Assembly joined in welcoming him on his visit to the Assembly Chamber

REQUEST FOR UNANIMOUS CONSENT TO HOLD SPECIAL MEETING OF COMMITTEE

At 12 03 p m , Mr. Bane was granted unanimous consent to hold a special meeting of the Committee on Rules in Room 3188, at this time

REQUEST FOR UNANIMOUS CONSENT

Mr Alquist was granted unanimous consent to take up House Resolution No 396 without reference to file.

Consideration of House Resolution No. 396

By Assemblyman Alquist

House Resolution No. 396—Relative to congratulating Mrs Virginia Ronchetti

NOTE The full text of House Resolution No 396 appears at page 1322 of the Assembly Daily Journal for May 22, 1964

Resolution read, and adopted unanimously

MESSAGES FROM THE SENATE

Senate Chamber, May 23, 1964

Mr Speaker I am directed to inform your honorable body that the Senate amended, and on this day passed as amended

Assembly Bill No 158
Assembly Bill No 182

And respectfully requests your honorable body to concur in said amendments

J A BEEK, Secretary of the Senate
By R W Lyons, Chief Assistant Secretary

Above bills ordered to unfinished business file

Senate Chamber, May 23, 1964

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 38
Senate Joint Resolution No 17

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

Senate Chamber, May 23, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day adopted

Assembly Concurrent Resolution No 1
Assembly Concurrent Resolution No 18
Assembly Concurrent Resolution No 45
Assembly Concurrent Resolution No 69
Assembly Joint Resolution No 15
Assembly Joint Resolution No 17

J A BEEK, Secretary of the Senate
By R W Lyons, Chief Assistant Secretary

Above resolutions ordered enrolled

Senate Chamber, May 23, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day adopted

Assembly Concurrent Resolution No 68

J A BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

Above resolution ordered enrolled

Senate Chamber, May 23, 1964

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. 96—An act to amend Section 8406, and to amend and renumber Section 8202.3, as contained in Section 6 of Chapter 2017 of the Statutes of 1963, of the Elections Code, relating to party central committees, and declaring the urgency thereof, to take effect immediately

J A BEEK, Secretary of the Senate
By R W Lyons, Chief Assistant Secretary

Above bill ordered enrolled

REQUEST FOR UNANIMOUS CONSENT

Mr. Waite was granted unanimous consent to take up consideration of Senate amendments to Assembly Bill No 182 without reference to file.

CONSIDERATION OF SENATE AMENDMENTS TO ASSEMBLY BILL NO 182

Assembly Bill No. 182—An act relating to assistance for construction of public schools through the State Building Aid Fund, making an appropriation therefor 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 182?

Amendment No. 1

On page 1 of the printed bill, strike out lines 1 to 5, inclusive, and insert
"SECTION 1. The Director of Finance is hereby authorized to loan to the State".

Amendment No. 2

On page 1, line 8, after "Code", insert "any or all of the following:
(a) An amount not in excess of four million four hundred thousand dollars ($4,400,000) of the amount appropriated by Item 409 5 of the Budget Act of 1964
(b) An amount not in excess of ten million dollars ($10,000,000) from the special reserve account provided for by Section 19 5 of the Budget Act of 1964, and if the director finds such amount to be less than ten million dollars ($10,000,000), an amount sufficient when added to such amount to equal ten million dollars ($10,000,000) may be loaned from the General Fund, which amount is hereby appropriated".

Amendment No. 3

On page 1, line 10, strike out "School Land Fund", and insert "appropriate fund from which they were loaned"

Amendment No. 4

On page 2, between lines 2 and 3, insert
"SEC 3. No loans shall be made pursuant to this act after November 3, 1964."

Amendment No. 5

On page 2, line 3, strike out "SEC 3", and insert
"SEC 4".

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No 182 by the following vote:

AYES—Allen, Alquist, Ashcraft, Badham, Bane, Barnes, Bee, Beilenson, Britschgi, Burgener, Chapel, Conrad, Crown, Danielson, Dennemeyer, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Ryan, Song, Stevens, Thelin, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Zberg, Zenovich, and Mr Speaker—60
NOES—None

Assembly Bill No 182 ordered enrolled

REQUEST FOR UNANIMOUS CONSENT

Mr Crown was granted unanimous consent to take up Senate Bill No 16 without reference to file, and that it be read the third time, and placed upon its final passage

CONSIDERATION OF SENATE BILL NO. 16

Senate Bill No. 16—An act to amend Section 75033 of the Government Code, relating to judges' retirement.

Bill read third time, and presented by Mr Crown

Bill passed by the following vote.

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Britschgi, Burgener, Chapel, Collier, Conrad, Crown, Cusanovich, Danielson, Dennemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Johnson, Kennick, Knox, Lanterman, Marks,

McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Ryan, Song, Stevens, Thelin, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Wilson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—64
NOES—None

Bill ordered transmitted to the Senate.

RESOLUTION REMOVED FROM CONSENT CALENDAR

On request of Mr. Petris, House Resolution No. 378 was removed from the Consent Calendar.

Request for Unanimous Consent

Mr Petris was granted unanimous consent to take up House Resolution No 378 without reference to file.

Consideration of House Resolution No. 378

By Assemblyman Petris:

House Resolution No. 378—Relative to a study by the State Department of Public Health on the classification of nursing and convalescent homes for the purpose of upgrading and enforcing quality standards of care and to relate nursing and convalescent home rates to standards of care.

NOTE The full text of House Resolution No 378, as amended May 23, 1964 appears at page 1330 of the Assembly Daily Journal for this legislative day

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Resolution read, and adopted unanimously.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
MOTION TO RECONSIDER SENATE CONCURRENT RESOLUTION NO. 29

In compliance with a motion given on a previous day, Mr. Gaffney moved that the vote whereby Senate Concurrent Resolution No 29 was adopted be reconsidered

Hon. Gordon H Winton, Jr., Presiding

At 12 20 p m , Hon Gordon H Winton, Jr , 31st District, presiding

Demand for Previous Question

Messrs Gonsalves, Pattee, Burgener, Donovan, and Beilenson demanded the previous question Demand sustained

The question being on the motion to reconsider Senate Concurrent Resolution No 29.

The roll was called.

Call of the Assembly

Pending the announcement of the vote, Mr Gaffney moved a call of the Assembly

Mr Meyers seconded the motion.

Motion carried Time, 12.30 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

Speaker pro Tempore Presiding

At 12 31 p m , Hon Carlos Bee. 13th District, presiding

MESSAGES FROM THE SENATE

Senate Chamber, May 23, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day respectfully refused to concur in Assembly amendments to

Senate Bill No. 53—An act to repeal Articles 1 (commencing with Section 11550) and 3 (commencing with Section 11570) of Chapter 6, Part 1, Division 3, Title 2, of, and to add Section 1774 5 to and Article 1 (commencing with Section 11550) to Chapter 6, Part 1, Division 3, Title 2 of, the Government Code, and to amend Sections 12000 12001 12051, 12801, 12903, 13976, 17003, and 10204 of, the Government Code, Section 8005 of the Business and Professions Code, Sections 1156, 1705, and 3800 of the Harbors and Navigation Code, Section 21203 of the Public Utilities Code, and Section 1641 of the Military and Veterans Code, relating to state officers and their compensation, and making an appropriation therefor,

And appointed Senators Gibson, Bradley, and Dolwig, as a Committee on Conference to meet a like committee from the Assembly.

J A BEEK, Secretary of the Senate
By R W Lyons, Chief Assistant Secretary

APPOINTMENT OF COMMITTEE ON CONFERENCE CONCERNING SENATE BILL NO. 53

The Speaker pro Tempore appointed Messrs Pattee, Waldie, and Unruh as a Committee on Conference concerning Senate Bill No 53

RESOLUTIONS

The following resolutions were offered:

By Assemblyman Bane

House Resolution No. 397—Relative to commending the Assembly Desk Staff

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NOTE The full text of House Resolution No 397 appears at page 1349 of the Assembly Daily Journal for this day

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Resolution read and held at the desk by order of the Speaker pro Tempore.

By Assemblyman Bane

House Resolution No. 398

Relative to the Assembly Rules Committee

Resolved by the Assembly of the State of California, That a new rule to be numbered 14 5 is added to the Permanent Standing Rules of the Assembly to read as follows

CAUCUS CHAIRMAN

14 5 The chairman of the caucus of the majority party and the chairman of the caucus of the minority party, unless appointed or elected as a member pursuant to Rule 14, shall each be ex officio a member of the Committee on Rules with all of the rights and privileges of such membership except the right to vote

Request for Unanimous Consent

Mr Bane was granted unanimous consent to take up House Resolution No 398 without reference to committee or file

Resolution read, and adopted by the following vote

AYES—Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Britschgi, Burgener, Chapel, Conrad, Crown, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Powers, Quimby, Ryan, Song, Stevens, Vessey, Waldie, Warren, Whetmore, Williamson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—57

NOES—None

TEMPORARY SUSPENSION OF ASSEMBLY RULE NO. 113

Mr Waldie was granted unanimous consent that Assembly Rule No 113 be temporarily suspended for the purpose of placing a call of the Assembly on any matter before the House

ANNOUNCEMENTS

Mr Petris announced that he had placed on the Members' desks material relating to the lottery initiative

REPORT OF COMMITTEE ON CONFERENCE

The following report of Committee on Conference was received, and read

Senate Chamber, May 23, 1964

Mr Speaker The Committee on Conference concerning

Senate Bill No. 53 (as amended in Assembly May 22, 1964)—An act to repeal Articles 1 (commencing with Section 11550) and 3 (commencing with Section 11570) of Chapter 6, Part 1, Division 3, Title 2, of, and to add Section 1774 5 to, and Article 1 (commencing with Section 11550) to Chapter 6, Part 1, Division 3, Title 2 of, the Government Code, and to amend Sections 12000, 12001, 12051, 12801, 12903, 13976, 15003, and 10204 of, the Government Code, Section 8005 of the Business and Professions Code, Sections 1156 1705, and 3800 of the Harbors and Navigation Code, Section 21203 of the Public Utilities Code, and Section 1641 of the Military and Veterans Code, relating to state officers and their compensation, and making an appropriation therefor,

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 bill, as amended in Assembly May 22, 1964, strike out "Section", and insert "Sections 1323 and"

Amendment No. 2

On page 1, strike out lines 1 and 2, and insert

"SECTION 1 Section 1323 is added to the Government Code, to read

1323 In addition to any other statutory provisions requiring confirmation by the Senate of officers appointed by the Governor, including Section 1322, the appointment by the Governor of any officer, or any member of a board or commission, whose salary is provided for by Chapter 6 (commencing with Section 11550) of Part 1 of Division 3 of Title 2 of this code is subject to confirmation by the Senate This section shall not apply to any officer, or any member of a board or commission, whose manner of appointment is provided for in the Constitution

SEC 1 5 Section 1774 5 is added to said code, to read .".

Amendment No. 3

On page 5, line 11, after the period, insert "The appointment of each administrator is subject to confirmation by the Senate"

LUTHER E GIBSON	JESSE M UNRUH
RICHARD J DOLWIG	JEROME R WALDIE
CLARK L BRADLEY	ALAN G PATTEE
Senate Committee on Conference	Assembly Committee on Conference

Report adopted by the following vote:

AYES—Allen, Alquist, Ashcraft, Bagley, Bane, Barnes, Bee, Burgener, Crown, Cusanovich, Danielson, Dennemeyer, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Mihas, Mills, Moreno, Mulford, Puttee, Petris, Porter, Powers, Quimby, Ryan, Song, Stevens, Thelin, Waite, Waldie, Warren, Whetmore, Wilhamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—54

NOES—Badham, Beilenson, Chapel, Collier, Conrad, Davis, Hinckley, Monagan, and Veysey—9

REPORTS OF STANDING COMMITTEES

Committee on Ways and Means

Assembly Chamber, May 23, 1964

Mr. Speaker: Your Committee on Ways and Means reports

House Resolution No. 130
House Resolution No. 175
House Resolution No. 276
House Resolution No. 277
House Resolution No 280
House Resolution No. 288

Without action.

CROWN, Chairman

Assembly Chamber, May 23, 1964

Mr. Speaker: Your Committee on Ways and Means reports:

Assembly Constitutional Amendment No. 3
Assembly Constitutional Amendment No. 9

Without action

CROWN, Chairman

Assembly Chamber, May 23, 1964

Mr Speaker: Your Committee on Ways and Means reports

Assembly Bill No. 4
Assembly Bill No. 11
Assembly Bill No 16
Assembly Bill No. 43
Assembly Bill No 56
Assembly Bill No. 74
Assembly Bill No 76
Assembly Bill No 83
Assembly Bill No. 86
Assembly Bill No. 88
Assembly Bill No. 90
Assembly Bill No. 95
Assembly Bill No. 99
Assembly Bill No. 103
Assembly Bill No. 108
Assembly Bill No. 109
Assembly Bill No. 116
Assembly Bill No 118
Assembly Bill No. 127
Assembly Bill No. 129
Assembly Bill No. 132
Assembly Bill No. 146
Assembly Bill No. 153
Assembly Bill No 166
Assembly Bill No. 167
Assembly Bill No. 168
Assembly Bill No 169
Assembly Bill No. 177
Assembly Bill No. 187
Assembly Bill No. 191
Assembly Bill No. 193
Assembly Bill No. 194

Without action.

CROWN, Chairman

Assembly Chamber, May 23, 1964

Mr. Speaker: Your Committee on Ways and Means reports.

Assembly Concurrent Resolution No 64

Without action.

CROWN, Chairman

Assembly Chamber, May 23, 1964

Mr. Speaker: Your Committee on Ways and Means reports:

Senate Bill No. 11

Without action.

CROWN, Chairman

Above bill ordered transmitted to the Senate.

Committee on Rules

Assembly Chamber, May 23, 1964

Mr Speaker: Your Committee on Rules reports
Senate Joint Resolution No 16
With the recommendation: Be adopted

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, May 23, 1964

Mr Speaker Your Committee on Rules reports
Senate Joint Resolution No 18
With the recommendation Be adopted

BANE, Chairman

Above resolution ordered on file

Assembly Chamber, May 23, 1964

Mr Speaker Your Committee on Rules reports
Assembly Joint Resolution No 19
With the recommendation Be adopted

BANE, Chairman

Above resolution ordered engrossed

Assembly Chamber, May 23, 1964

Mr Speaker Your Committee on Rules reports:
House Resolution No 391
With the recommendation That the resolution be re-referred to the Committee on Natural Resources, Planning, and Public Works.

BANE, Chairman

Above resolution re-referred to the Committee on Natural Resources, Planning, and Public Works

Committee on Revenue and Taxation

Assembly Chamber, May 23, 1964

Mr Speaker: Your Committee on Revenue and Taxation reports
Assembly Constitutional Amendment No 7
Assembly Constitutional Amendment No 13
Without action

PETRIS, Chairman

Assembly Chamber, May 23, 1963

Mr Speaker Your Committee on Revenue and Taxation reports:

Assembly Bill No 12	Assembly Bill No 157
Assembly Bill No 33	Assembly Bill No 173
Assembly Bill No 68	Assembly Bill No 179
Assembly Bill No 84	Assembly Bill No 186
Assembly Bill No 89	Assembly Bill No 188
Assembly Bill No. 136	Assembly Bill No 197
Assembly Bill No 137	Assembly Bill No 209
Assembly Bill No 151	Assembly Bill No 210

Without action

PETRIS, Chairman

Committee on Water

Assembly Chamber, May 23, 1964

Mr Speaker Your Committee on Water reports:
Senate Bill No. 22
Without action.

PORTER, Chairman

Above bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT

Mr Z'berg was granted unanimous consent to take up Senate Joint Resolution No 16 without reference to file

CONSIDERATION OF SENATE JOINT RESOLUTION NO. 16

Senate Joint Resolution No. 16—Relative to the passage of H R 3846

Resolution read, and presented by Mr Z'berg.

Resolution adopted by the following vote

AYES—Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Brittschgi, Burgener, Chapel, Collier, Conrad, Crown, Cusanovich, Danielson, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Johnson, Kennick, Knox, Marks, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Ryan, Song, Thelin, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—57

NOES—None

Resolution ordered transmitted to the Senate

REQUEST FOR UNANIMOUS CONSENT TO HOLD SPECIAL MEETING OF COMMITTEE

At 12 40 p m , Mr. Z'berg asked for unanimous consent to hold a special meeting of the Committee on Natural Resources, Planning, and Public Works, at this time

Mr Conrad withheld unanimous consent

REQUEST FOR UNANIMOUS CONSENT

Mr. Unruh was granted unanimous consent to take up Senate Concurrent Resolution No 39 without reference to committee or file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 39

Senate Concurrent Resolution No. 39—Relative to financing state and general fund construction needs

Resolution read, and presented by Mr Unruh

Resolution adopted

Resolution ordered transmitted to the Senate

MOTION TO HOLD SPECIAL MEETING OF COMMITTEE

At 12 49 p m , Mr Meyers moved that the Committee on Natural Resources, Planning, and Public Works be permitted to hold a meeting in Room 3188, at this time

Mr Waldie seconded the motion.

Motion carried.

REQUEST FOR UNANIMOUS CONSENT

Mr Waldie was granted unanimous consent to take up consideration of Senate amendments to Assembly Bill No 158 without reference to file

CONSIDERATION OF SENATE AMENDMENTS TO ASSEMBLY BILL NO 158

Assembly Bill No. 158—An act to amend Section 70047 of the Government Code, relating to court reporters

The question being· Shall the Assembly concur in the following Senate amendments to Assembly Bill No 158?

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 70047", and insert "Sections 70047 and 70047 5"

Amendment No. 2

On page 1, after line 15, insert

"SEC. 2 Section 70047 5 of said code is amended to read

70047 5 In a county with a population of 147,000 and not over 152,000, as determined by the 1960 federal census, each regular official reporter shall be paid an annual salary of ten thousand five hundred dollars ($10,500), which salary shall include payment for his services in reporting proceedings by the grand jury, the coroner and the district attorney

Reporters pro tempore shall be paid at the rate of ~~thirty~~ ~~dollars ($30)~~ *thirty-five dollars ($35)* a day for the days they are actually on duty under order of the court, and shall receive from the county their necessary traveling and other expenses when necessarily called from other counties

Regular official reporters shall be entitled to the same privileges with respect to retirement vacation sick leave and other benefits allowed to employees of the county

In such a county the fee required by Section 70053 shall be eight dollars ($8) "

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No 158 by the following vote:

AYES—Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Britschgi, Burgener, Chapel, Collier, Conrad, Crown, Cusanovich, Danielson, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Greene, Hinckley, Kennick, Knox, Lanterman, Marks, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Ryan, Song, Stevens, Veysey, Waldie, Warren, Whetmore, Williamson, Wilson, Young, Zenovich and Mr Speaker—50

NOES—Dunnemeyer—1

Assembly Bill No 158 ordered enrolled

RESOLUTION PLACED ON THE INACTIVE FILE

The following resolution was placed upon the inactive file

Assembly Constitutional Amendment No. 6, on motion of Mr. Bane

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO RECONSIDER SENATE CONCURRENT RESOLUTION NO. 29

At 12 53 p m, on motion of Mr Gaffney, 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 Gaffney moved a call of the Assembly.

Mr Marks seconded the motion

Motion carried Time, 12 58 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

Speaker Presiding

At 12.59 p m., Hon. Jesse M Unruh, 65th District, presiding.

COMMITTEE FROM THE SENATE

Senators Lunardi, Nisbet, and Sedgwick appeared before the Bar of the Assembly, and reported that the Senate had concluded its labors, and was now ready to adjourn sine die.

Speaker pro Tempore Presiding

At 1 p m , Hon Carlos Bee, 13th District, presiding

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO RECONSIDER SENATE CONCURRENT RESOLUTION NO. 29

At 1 01 p m , on motion of Mr. Gaffney, further proceedings under the call of the Assembly were dispensed with

The names of the absentees were called, and the motion to reconsider lost by the following vote

AYES—Alquist, Bagley, Bee, Britschgi, Burgener, Crown, Cusanovich, Davis, Deukmejian, Dills, Elliott, Foran, Fiew, Gaffney, Garrigus, Greene, Knox, Marks, Meyers, Milias, Mills, Monagan, Mulford, Pattee, Petris, Powers, Ryan, Song, Veysey, Waldie, Warren, Williamson, Zberg, and Zenovich—34

NOES—Ashcraft, Badham, Bane, Barnes, Beilenson, Chapel, Collier, Conrad, Danielson, Dunnemeyer, Donovan, Gonsalves, Henson, Hinckley, Johnson, Lanterman, Porter, Quimby, Thelin, Waite, Willson, Winton, and Young—23

Resolution ordered transmitted to the Senate.

RECESS

At 1 02 p m , Speaker pro Tempore Bee declared the Assembly recessed until 1 05 p m , for the purpose of hearing from His Excellency, the Honorable Edmund G Brown, Governor of the State of California

REASSEMBLED

At 1 05 p m , the Assembly reconvened

Hon Jesse M Unruh, Speaker of the Assembly, presiding

Chief Clerk James D Driscoll at the Desk

Assistant Clerk Malcolm MacIntyre reading

APPOINTMENT OF COMMITTEE ON ESCORT

Speaker Unruh appointed Messrs Waldie, Crown, and Mulford as a special Committee on Escort to escort His Excellency, the Honorable Edmund G. Brown, Governor of the State of California, from the rostrum.

APPRECIATION EXPRESSED

Speaker Unruh expressed his personal appreciation for the hard work and dedication of the Members of the Assembly at the 1964 Sessions, and particularly for the spirit of cooperation and responsibility demonstrated by the minority leadership; and for all the courtesies extended to him as Speaker of the Assembly

Speaker pro Tempore Presiding

At 1.08 p m , Hon Carlos Bee, 13th District, presiding

RESOLUTION PLACED ON THE INACTIVE FILE

The following resolution was placed upon the inactive file

Assembly Joint Resolution No. 19, on motion of Mr. Pattee.

NAME PLACED UPON ROLL CALL ON SENATE BILL NO 53 AND ASSEMBLY BILL NO. 120

Mr Casey was granted unanimous consent that he be recorded as voting "Aye" on Senate Bill No 53, and on concurrence in Senate Amendments to Assembly Bill No 120.

MOTION TO STRIKE SENATE JOINT RESOLUTION NO 18 FROM THE FILE

Mr Bane moved that Senate Joint Resolution No. 18 be stricken from the file

Motion carried by the following vote:

AYES—Allen, Alquist, Badham, Bagley, Bane, Bee, Beilenson, Britschgi, Burgener, Casey, Chapel, Collier, Conrad, Crown, Cusanovich, Danielson, Dennemeyer, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Kennick, Knox, Lanterman, Marks, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Ryan, Song, Stevens, Thelin, Vevsey, Waite, Waldie, Warren, Williamson, Young, Z'berg, Zenovich, and Mr. Speaker—56.

NOES—None

Resolution ordered transmitted to the Senate

APPRECIATION EXPRESSED

Majority Floor Leader Jerome Waldie expressed his personal appreciation and that of the Members to Speaker pro Tempore Carlos Bee for the long hours in which he had presided over the Assembly, and for the courteous and efficient manner in which he had performed the duties of his office

ANNOUNCEMENTS

Mr Winton announced that the meeting of the Committee on Criminal Procedure, scheduled for Tuesday, May 26, 1964, has been canceled

APPRECIATION EXPRESSED

Mr Britschgi expressed his appreciation and that of the Members of the Assembly, to Mrs Flora Gilliam, for her participation in the guided tour program

REQUEST FOR UNANIMOUS CONSENT

Mr Bane was granted unanimous consent to take up House Resolution No 397 without reference to committee or file.

CONSIDERATION OF HOUSE RESOLUTION NO. 397

By Assemblyman Bane:

House Resolution No. 397

Relative to commending the Assembly Desk staff

WHEREAS, James D Driscoll, the Chief Clerk of the Assembly, and his staff have performed their duties in a praiseworthy manner, and

WHEREAS, Although this was the first session in new positions for many of the staff, under the direction of the Chief Clerk they were able to perform with accuracy and speed, thus assuring the smooth functioning of the Desk; and

WHEREAS, Willoughby Lyons, as History Clerk of the Assembly, ably assisted by Eva Rutland, has proved to be an invaluable member of the Desk staff, conscientiously compiling the data which appears in the History and greatly contributing to the staff's understanding of procedure, and

WHEREAS, Beverly Lane, as File Clerk of the Assembly, has provided an accurate agenda for the Assembly each day and has assisted in the training of some of the new staff members, and

WHEREAS, William Gunlock, as Engrossing and Enrolling Clerk of the Assembly, ably assisted by Charlotte Randall, Freda Benard, Art Marsden, and Dorothy Gabrielli, has the responsibility for the proofing of measures so ordered by the Assembly and has done praiseworthy work in this position both this year and in the past years, and

WHEREAS, Anabel Whang, as Minute Clerk of the Assembly, ably assisted by Kitty Scheetz and Dixie Danielson, records the essential actions of the Assembly and produces a Journal for the use of the Members each day, and

WHEREAS, James Lane, Assistant Chief Clerk of the Assembly, ably assisted by Dan Tillman, Brian Kidney, and Malcolm MacIntyre, fulfills a vital roll as he directs and channels the processing of Assembly and Senate measures at the Desk; and

WHEREAS, James D Driscoll, Chief Clerk of the Assembly, stepped into the important position of Chief Clerk only a short time before the session began and has served with devotion, concern, and ability, and has been ably assisted by members of his office staff, Beverly Blakeway, Jan Williams, Bruce Dykstra, and James T Doyle, and

WHEREAS, The Members of the Assembly are most appreciative of the dedicated performance through which the Chief Clerk and his staff served the Assembly during this session, now, therefore, be it

Resolved by the Assembly of the State of California, That the Members of this House congratulate James D Driscoll and his fine staff and express their appreciation for the excellent manner in which the attaches at the Assembly Desk performed their duties, and be it further

Resolved, That the Chief Assistant Clerk of the Assembly be directed to transmit suitably prepared copies of this resolution to James D Driscoll, Willoughby Lyons, Eva Rutland, Beverly Lane, William Gunlock, Charlotte Randall Freda Benard, Art Marsden, Dorothy Gabrielli, Anabel Whang, Kitty Scheetz, Dixie Danielson, James Lane, Dan Tillman, Brian Kidney, Malcolm MacIntyre, Beverly Blakeway, Jan Williams, Bruce Dykstra, and James T Doyle

Members Made Coauthors of House Resolution No. 397

Mr Bane was granted unanimous consent that all members so desiring be placed upon House Resolution No 397 as coauthors

Roll Call

The following members indicated a desire to become coauthors

Assemblymen Alquist, Ashcraft, Badham, Bagley, Barnes, Bee, Beilenson, Belotti, Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Assemblywoman Davis, Assemblymen Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene Henson, Hinckley, Johnson, Kennick, Knox, Lanterman, Marks, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Ryan, Song, Stanton, Stevens, Thelin, Unruh, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Zberg, and Zenovich

The question being on the adoption of House Resolution No 397, as amended

Resolution read, as amended, and adopted unanimously

RESOLUTIONS

The following resolution was offered

By Assemblyman Bane

House Resolution No. 399

Relative to Assembly Publications

Resolved, That James D Driscoll, 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 1964 First Extraordinary Session of the Legis-

lature; and shall have charge of indexing, correcting, comparing, and proofreading, and otherwise preparing the Journal, and the Final History of the Assembly of the 1964 First Extraordinary Session of the Legislature, such indexing, correcting, comparing, and proofreading of the Assembly Journals and Final History shall be performed by the State Printer under the direction of the Chief Clerk of the Assembly, making the information therein contained readily available for the use of the Members of the Legislature, state officers, and the general public, as a permanent record of the business transacted during the 1964 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 1964 First Extraordinary Session, said calendar to comprise a history of all bills introduced and their authors, the number that shall have become law, those that have been refused passage, an index to all measures introduced, and any and all such information as will provide a complete history of the session's business and a guide for the information of subsequent sessions of the Legislature

When the final calendar is prepared, said James D Driscoll, 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 be it further

Resolved, That the Chief Clerk shall prepare and have printed subsequent to adjournment and during the 30-day period allowed the Governor to sign bills, a bulletin showing the bills that the Governor has signed during said 30-day period and at the conclusion of the 30-day period he shall have compiled and printed a bulletin showing the complete action on all bills signed and those pocket-vetoed, and such other information as he may deem useful to advise the Members of the status of each individual bill introduced during the session

He shall mail a copy of said bulletin to each Member of the Assembly and to each person making a request for a copy of the same

Request for Unanimous Consent

Mr Bane was granted unanimous consent to take up House Resolution No 399 without reference to committee or file

Resolution read, and adopted

By Assemblyman Bane·

House Resolution No 400

Resolved, That James D Driscoll, Chief Clerk, be and he is hereby authorized and empowered to receipt for any warrants that may be due members, officers, or other attachés of the Assembly, after the close of the session, or that may be drawn upon the Contingent Fund of the Assembly

Request for Unanimous Consent

Mr Bane was granted unanimous consent to take up House Resolution No 400 without reference to committee or file

Resolution read, and adopted by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Brathwaite, Burgener, Casey, Chapel, Collier, Conrad, Crown, Cusanovich, Danielson, Dennemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Johnson, Kennick, Knox, Lanterman, Marks, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Ryan, Song, Stevens, Thelin, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Zberg, Zenovich, and Mr Speaker—64

NOES—None

COMMENDATIONS

Mr Bane expressed his appreciation and that of the Members of the Assembly to the members of the desk staff for the courteous and efficient manner in which they have performed their duties

Mr Bane expressed the appreciation of the Members of the Assembly to Tony Beard, Sergeant at Arms, and to the members of his staff for the courteous and efficient manner in which they have performed their duties

ANNOUNCEMENTS

Mr Petris expressed his appreciation for the many expressions of sympathy extended to his family on the death of his father-in-law, the late Sam J Vlahos

MESSAGES FROM THE SENATE

Senate Chamber, May 23, 1964

Mr Speaker: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Conference concerning

Senate Bill No. 53—An act to repeal Articles 1 (commencing with Section 11550) and 3 (commencing with Section 11570) of Chapter 6, Part 1, Division 3, Title 2, of, and to add Section 1774.5 to, and Article 1 (commencing with Section 11550) to Chapter 6, Part 1, Division 3, Title 2 of, the Government Code, and to amend Sections 12000, 12001, 12051, 12801, 12903, 13976, 15003, and 10204 of, the Government Code, Section 8005 of the Business and Professions Code, Sections 1156, 1705, and 3800 of the Harbors and Navigation Code, Section 21203 of the Public Utilities Code, and Section 1641 of the Military and Veterans Code, relating to state officers and their compensation, and making an appropriation therefor

J. A. BEEK, Secretary of the Senate
By Lance D MacArthur, Assistant Secretary

APPROVAL OF JOURNALS

On motion of Mr Waldie, the Assembly Daily Journals for Monday, May 18, 1964, Tuesday, May 19, 1964, Wednesday, May 20, 1964, Thursday, May 21, 1964, Friday, May 22, 1964, and Saturday, May 23, 1964, were approved, as corrected by the Minute Clerk

REQUEST FOR UNANIMOUS CONSENT

Mr Waldie was granted unanimous consent to take up Senate Concurrent Resolution No 40 without reference to committee or file

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 40

Senate Concurrent Resolution No. 40—Relative to final adjournment of the 1964 First Extraordinary Session of the Legislature.

Resolution read, and adopted by the following vote:

AYES—Allen, Alquist, Asheraft, Badham, Bane, Barnes, Bee, Beilenson, Belotti, Britschgi, Burgener, Casey, Chapel, Collier, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Patee, Petris, Porter, Powers, Quimby, Ryan, Song, Stevens, Thelin, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—64.
NOES—Bagley—1

Resolution ordered transmitted to the Senate

WAIVER OF PER DIEM

May 23, 1964

I would like to request that one day's per diem be waived for this week. I was to be excused on Monday, May 11, on personal business, but due to an error, this was overlooked.

JOE A GONSALVES
Assemblyman, 66th District

REPORTS OF STANDING COMMITTEES

Committee on Education

Assembly Chamber, May 23, 1964

Mr Speaker Your *Committee on Education* reports

Assembly Bill No 41
Assembly Bill No 44
Assembly Bill No 46
Assembly Bill No 49
Assembly Bill No 64
Assembly Bill No. 70
Assembly Bill No 89
Assembly Bill No 107
Assembly Bill No 112
Assembly Bill No 123
Assembly Bill No 130
Assembly Bill No 131
Assembly Bill No 133
Assembly Bill No 135
Assembly Bill No 155
Assembly Bill No 156
Assembly Bill No 159
Assembly Bill No 202
Assembly Bill No 204
Assembly Bill No 211

Without action

GARRIGUS, Chairman

Committee on Civil Service and State Personnel

Assembly Chamber, May 23, 1964

Mr Speaker Your Committee on Civil Service and State Personnel reports

Assembly Bill No 77
Assembly Bill No 117
Assembly Bill No 122
Assembly Bill No 190
Assembly Bill No 208

Without action

MEYERS, Chairman

Committee on Governmental Efficiency and Economy

Assembly Chamber, May 23, 1964

Mr Speaker Your Committee on Governmental Efficiency and Economy reports.

Assembly Bill No 40
Assembly Bill No. 110
Assembly Bill No 198

Without action

McMILLAN, Chairman

Assembly Chamber, May 23, 1964

Mr Speaker Your Committee on Governmental Efficiency and Economy reports.

Assembly Concurrent Resolution No 39

Without action

McMILLAN, Chairman

Committee on Constitutional Amendments

Assembly Chamber, May 23, 1964

Mr. Speaker Your Committee on Constitutional Amendments reports

Assembly Constitutional Amendment No 1
Assembly Constitutional Amendment No 8

Without action

GAFFNEY, Chairman

Committee on Agriculture

Assembly Chamber, May 23, 1964

Mr Speaker Your Committee on Agriculture reports

Assembly Joint Resolution 10

Without action.

WILLIAMSON, Chairman

Assembly Chamber, May 23, 1964

Mr Speaker Your Committee on Agriculture reports

Assembly Joint Resolution No 7

Without action

WILLIAMSON, Chairman

Assembly Chamber May 23, 1964

Mr Speaker Your Committee on Agriculture reports

Senate Joint Resolution No 8

Without action

WILLIAMSON, Chairman

Above resolution ordered transmitted to the Senate

MESSAGES FROM THE SENATE

Senate Chamber, May 23, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day returns without further action

Assembly Concurrent Resolution No 3	Assembly Concurrent Resolution No 35
Assembly Concurrent Resolution No 12	Assembly Concurrent Resolution No 44
Assembly Concurrent Resolution No 16	Assembly Concurrent Resolution No 54
Assembly Concurrent Resolution No 19	Assembly Concurrent Resolution No 58
Assembly Concurrent Resolution No 24	Assembly Joint Resolution No 1
Assembly Concurrent Resolution No 29	Assembly Joint Resolution No 4

J A BEEK, Secretary of the Senate
By R W. Lyons, Chief Assistant Secretary

Senate Chamber, May 23, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day returns without further action.

Assembly Bill No 1	Assembly Bill No. 47
Assembly Bill No 17	Assembly Bill No 50
Assembly Bill No 23	Assembly Bill No 113
Assembly Bill No 29	Assembly Bill No 126
Assembly Bill No 31	Assembly Bill No 142
Assembly Bill No 36	Assembly Bill No 154
Assembly Bill No 38	Assembly Bill No 174

J A BEEK, Secretary of the Senate
By R W Lyons, Chief Assistant Secretary

Senate Chamber, May 23, 1964

Mr Speaker I am directed to inform your honorable body that the Senate on this day returns without further action

Assembly Bill No 35	Assembly Bill No 141
Assembly Bill No 42	Assembly Constitutional Amendment No 2
Assembly Bill No 81	Assembly Constitutional Amendment No 11

J A BEEK, Secretary of the Senate
By R W. Lyons, Chief Assistant Secretary

REPORTS OF STANDING COMMITTEES

Committee on Engrossment and Enrollment

Assembly Chamber, May 23, 1964

Mr. Speaker Your Committee on Engrossment and Enrollment has examined Assembly Bill No 84
And reports the same correctly re-engrossed.

POWERS, Chairman

Above bill ordered re-referred to the Committee on Revenue and Taxation, and the subject matter referred to the Committee on Rules for assignment to the proper interim committee for study.

Committee on Transportation and Commerce

Assembly Chamber, May 23, 1964

Mr. Speaker: Your Committee on Transportation and Commerce reports.
Senate Bill No 48
Without action

CARRELL, Chairman

Above bill ordered transmitted to the Senate

Assembly Chamber, May 23, 1964

Mr. Speaker: Your Committee on Transportation and Commerce reports
Senate Concurrent Resolution No 17
Without action

CARRELL, Chairman

Above resolution ordered transmitted to the Senate

Assembly Chamber, May 23, 1964

Mr. Speaker. Your Committee on Transportation and Commerce reports

House Resolution No 307
House Resolution No 329
House Resolution No 356

Without action.

CARRELL, Chairman

Assembly Chamber, May 23, 1964

Mr. Speaker: Your Committee on Transportation and Commerce reports

Assembly Concurrent Resolution No 49
Assembly Concurrent Resolution No. 67

Without action

CARRELL, Chairman

Committee on Natural Resources, Planning, and Public Works

Assembly Chamber, May 23, 1964

Mr Speaker: Your Committee on Natural Resources, Planning, and Public Works reports:

House Resolution No 375
House Resolution No 391

Without action

Z'BERG, Chairman

Assembly Chamber May 25, 1964

Mr. Speaker Your Committee on Natural Resources, Planning, and Public Works reports:

Senate Bill No. 24

Without action.

Z'BERG, Chairman

Above bill ordered transmitted to the Senate

Assembly Chamber, May 25, 1964

Mr Speaker: Your Committee on Natural Resources, Planning, and Public Works reports:

Assembly Bill No 19
Assembly Bill No. 30

Without action

Z'BERG, Chairman

Committee on Criminal Procedure

Assembly Chamber, May 25, 1964

Mr Speaker. Your Committee on Criminal Procedure reports

House Resolution No 340

Without action

WINTON, Chairman

Committee on Rules

Assembly Chamber, May 23, 1964

Mr Speaker. Your Committee on Rules reports.

House Resolution No 14	House Resolution No. 66
House Resolution No 21	House Resolution No 81
House Resolution No 22	House Resolution No 87
House Resolution No. 26	House Resolution No. 89
House Resolution No 27	House Resolution No 93
House Resolution No. 32	House Resolution No. 97
House Resolution No 36	House Resolution No 113
House Resolution No 38	House Resolution No 114
House Resolution No 39	House Resolution No 123
House Resolution No 40	House Resolution No. 133
House Resolution No 41	House Resolution No 134
House Resolution No 42	House Resolution No 135
House Resolution No 47	House Resolution No 141
House Resolution No 48	House Resolution No 143
House Resolution No 50	House Resolution No 160
House Resolution No 59	House Resolution No 161
House Resolution No 60	House Resolution No 168
House Resolution No 64	House Resolution No 169

House Resolution No 171
House Resolution No 172
House Resolution No 184
House Resolution No 190
House Resolution No 197
House Resolution No 208
House Resolution No 213
House Resolution No 215
House Resolution No 219
House Resolution No 221
House Resolution No 224
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House Resolution No 267
House Resolution No 268
House Resolution No 269
House Resolution No 273
House Resolution No 274
House Resolution No 283
House Resolution No 290
House Resolution No 293
House Resolution No 301
House Resolution No 321
House Resolution No 327
House Resolution No 328
House Resolution No 330
House Resolution No 333
House Resolution No 334
House Resolution No 339
House Resolution No 341
House Resolution No 345
House Resolution No 347
House Resolution No 348
House Resolution No 354
House Resolution No 364
House Resolution No 367
House Resolution No 369
House Resolution No 371
House Resolution No 373
House Resolution No 376
House Resolution No 381
House Resolution No 384
House Resolution No 388
House Resolution No 390
House Resolution No 393

Without action.

BANE, Chairman

Assembly Chamber, May 23, 1964

Mr Speaker Your Committee on Rules reports

House Resolution No 24
House Resolution No 35
House Resolution No 44
House Resolution No 106
House Resolution No 112
House Resolution No 128
House Resolution No 193
House Resolution No 210
House Resolution No 325

Without action.

BANE, Chairman

Assembly Chamber, May 23, 1964

Mr Speaker Your Committee on Rules reports

Assembly Bill No 66
Assembly Bill No 192
Assembly Concurrent Resolution No 5
Assembly Concurrent Resolution No 9
Assembly Concurrent Resolution No 10
Assembly Concurrent Resolution No 11
Assembly Concurrent Resolution No 14
Assembly Concurrent Resolution No 15
Assembly Concurrent Resolution No 22
Assembly Concurrent Resolution No 37
Assembly Concurrent Resolution No 48
Assembly Constitutional Amendment No 4
Assembly Joint Resolution No 12
Assembly Joint Resolution No 14

Without action

BANE, Chairman

ASSEMBLY BILLS REMAINING ON INACTIVE FILE WITHOUT FURTHER ACTION

Assembly Bills Nos 32, 75, 170, and 171

ASSEMBLY JOINT RESOLUTIONS REMAINING ON INACTIVE FILE WITHOUT FURTHER ACTION

Assembly Joint Resolution No. 19

ASSEMBLY CONSTITUTIONAL AMENDMENTS REMAINING ON INACTIVE FILE WITHOUT FURTHER ACTION

Assembly Constitutional Amendment No. 6

HOUSE RESOLUTIONS REMAINING ON FILE WITHOUT FURTHER ACTION

House Resolution No 295

ASSEMBLY BILLS INTRODUCED AND REMAINING AT THE DESK WITHOUT FURTHER ACTION

Assembly Bills Nos 124, 144, 189, 195, 200, and 206.

SENATE BILLS REMAINING ON INACTIVE FILE WITHOUT FURTHER ACTION

Senate Bill No 13
Above bill ordered returned to the Senate

TEXT OF AND VOTE ON PROPOSED CONSTITUTIONAL AMENDMENTS TO BE SUBMITTED TO A VOTE OF THE ELECTORS

Pursuant to the provisions of Article XVIII, Section 1, of the Constitution of the State of California, the following proposed constitutional amendments, two-thirds of all the Members elected to each of the two houses of the Legislature having voted in favor thereof, are hereby entered in the Journal, together with the "Yeas" and "Nays" taken thereon

Assembly Constitutional Amendment No 10

A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 2 8 to Article XIII thereof, relating to property taxation

[Filed with Secretary of State May 15, 1964, Resolution Chapter 64]

Resolved by the Assembly, the Senate concurring, That the Legislature of the State of California at its 1964 First Extraordinary Session commencing on the third day of February, 1964, two-thirds of the members elected to each of the two houses of the Legislature voting thereon, hereby proposes to the people of the State of California that the Constitution of the State be amended by adding Section 2 8 to Article XIII thereof, to read

SEC 2 8 The Legislature shall have the power to provide for, or authorize local taxing agencies to provide for, any appropriate relief from ad valorem taxation where (a) after the lien date for a given tax year taxable property is damaged or destroyed by fire, flood, earthquake or other act of God, and (b) the damaged or destroyed property is located in an area or region which was subsequently proclaimed by the Governor to be in a state of disaster

"Yeas" and "Nays" on Assembly Constitutional Amendment No. 10

Excerpt from Assembly Journal for May 4, 1964, page 882

Resolution read, and adopted by the following vote

AYES—Allen, Asheraft, Badham, Bagley, Bane, Barnes, Bee, Booth Britschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dunnemoyer, Davis, Deukmejian, Dills, Donovan, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks McMillan, Millias, Mills, Moreno, Mulford, Petris, Porter, Powers, Quimby, Rumford, Ryan, Song, Soto, Stevens, Thelin, Veysey, Waite, Waldie, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—65

NOES—None

Excerpt from Senate Journal for May 13, 1964, page 654

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

AYES—Senators Arnold, Begovich, Bradley, Burns, Christensen, Cobey Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Holmdahl, Lagomarsino, Lunardi, McCarthy, Miller, Murdy, Nisbet O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Sedgwick, Stiern, Symons, Weingand, and Williams—32

NOES—None.

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 amending Section 1d of Article IV, relating to ballot propositions

[Filed with Secretary of State May 22, 1964, Resolution Chapter 82]

Resolved by the Assembly, the Senate concurring, That the Legislature of the State of California at its 1964 First Extraordinary Session commencing on the third day of February, 1964, two-thirds of the members elected to each of the two houses of the Legislature voting therefor, hereby proposes to the people of the State of California that the Constitution of the State be amended by amending Section 1d of Article IV thereof, to read:

SEC 1d. (a) No amendment to the Constitution and no law or amendment thereto whether proposed by the initiative or by the Legislature which names any individual or individuals by name or names to hold any office or offices shall hereafter be submitted to the electors, nor shall any such amendment to the Constitution, law, or amendment thereto hereafter submitted to or approved by the electors become effective for any purpose.

(b) No amendment to the Constitution, whether proposed by the initiative or by the Legislature, which names any private corporation, or more than one such corporation, by name or names, to perform any function or have any power or duty, shall be submitted to the electors, nor shall any such amendment to the Constitution, submitted to or approved by the electors at the 1964 general election or any election thereafter become effective for any purpose.

"Yeas" and "Nays" on Assembly Constitutional Amendment No. 12

Excerpt from Assembly Journal for May 6, 1964, page 946

Resolution read, and adopted by the following vote:

AYES—Allen, Alquist, Ashcraft, Bagley, Bane, Barnes, Bee, Beilenson, Booth, Britschgi, Burgener, Chapel, Collier, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Greene, Henson, Hinckley, Holmes, Kennick, Knox, Lanterman, Marks, Meyers, Mihas, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Quimby, Rumford, Song, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Williamson, Winton, Young, Z'berg and Mr. Speaker—66

NOES—None

Excerpt from Senate Journal for May 19, 1964, page 692

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

AYES—Senators Arnold, Begovich, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, Lunardi, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Stiern, Symons, Way, Weingand, and Williams—31

NOES—None

Excerpt from Assembly Journal for May 20, 1964, page 1221

The roll was called, and the Assembly concurred in Senate amendments to Assembly Constitutional Amendment No. 12 by the following vote:

AYES—Allen, Alquist, Ashcraft, Bagley, Bane, Barnes, Bee, Beilenson, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Dills, Donovan, Dymally, Elliott, Ferrell, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Mihas, Mills, Monagan, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Young, Z'berg, Zenovich, and Mr. Speaker—69

NOES—Winton—1

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 to Article XI thereof a new section to be numbered 5 1, relating to the adjustment of supervisorial district boundaries

[Filed with Secretary of State April 22, 1964, Resolution Chapter 22]

Resolved by the Senate, the Assembly concurring, That the Legislature of the State of California at its 1964 First Extraordinary Session, commencing on the

third day of February 1964, two-thirds of all members elected to each of the two houses of the Legislature voting in favor thereof, hereby proposes to the people of the State of California that the Constitution of the State be amended to add Section 5 1 to Article XI thereof, to read as follows

SEC 5 1 Every general law and chartered county, except as otherwise provided by the Legislature, shall be subject to the general laws relating to the adjustment of boundaries of county supervisorial districts

"Yeas" and "Nays" on Senate Constitutional Amendment No. 3

Excerpt from Senate Journal for April 1, 1964, page 237

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

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lunardi, McAteer, McCarthy, Miller, Murdy, Nisbet, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrade, Sedgwick, Sturgeon, Symons, Way, and Williams—33

NOES—None

Excerpt from Assembly Journal for April 20, 1964, page 677

Resolution adopted by the following vote.

AYES—Allen, Alquist, Ashcraft, Bagley, Bane, Barnes, Bee, Belotti, Booth, Brittschgi, Burgener, Carrell, Casey, Chapel, Collier, Cologne, Conrad, Crown, Dannemeyer, Deukmejian, Dills, Donovan, Dymally, Elliott, Flournoy, Foran, Frew, Gaffney, Garrigus, Gonsalves, Holmes, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Song, Soto, Stevens, Thelin, Veneman, Waite, Waldie, Warren, Whetmore, Williamson, Wilson, Young, Z'berg, Zenovich, and Mr Speaker—63

NOES—Davis—1

TEXT OF AND VOTE ON ASSEMBLY AND SENATE BILLS TO BE SUBMITTED TO A VOTE OF THE ELECTORS

The text of the following Assembly and Senate bills, which have passed both houses of the Legislature, which have been approved by the Governor, and portions of which will be submitted to a vote of the electors, are entered in the Journal, together with the "Yeas" and "Nays" thereon

Assembly Bill No. 120

An act to add Chapter 15 6 (commencing with Section 19911) to Division 14 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, appropriating money for the purpose of carrying out this chapter, and providing for the submission of the measure to the people at a special election to be consolidated with the 1964 general election

[Approved by Governor June 17, 1964 Filed with Secretary of State June 17, 1964, Chapter 148]

The people of the State of California do enact as follows

SECTION 1 Chapter 15 6 (commencing with Section 19911) is added to Division 14 of the Education Code, to read

CHAPTER 15 6. STATE SCHOOL BUILDING AID BOND LAW OF 1964

19911 This act may be cited as the State School Building Aid Bond Law of 1964

19912 The State General Obligation Bond Law is adopted for the purpose of the issuance, sale, and repayment of, and otherwise providing with respect to, the bonds authorized to be issued by this chapter, and the provisions of that law are

included in this chapter as though set out in full in this chapter All references in this chapter to "herein" shall be deemed to refer both to this chapter and such law

19913 As used in this chapter, and for the purposes of this chapter as used in the State General Obligation Bond Law, the following words shall have the following meanings.

(a) "Committee" means State School Building Finance Committee, created by Section 19510

(b) "Board" means State Allocation Board

(c) "Fund" means State School Building Aid Fund

19914 For the purpose of creating a fund to provide aid to school districts of the State in accordance with the provisions of the State School Building Aid Law of 1952, including Section 19557 of the Education Code, and of all acts amendatory thereof and supplementary thereto, and to provide funds to repay any money advanced or loaned to the State School Building Aid Fund under any act of the Legislature, together with interest provided for in that act, the committee shall be and is hereby authorized and empowered to create a debt or debts, liability or liabilities, of the State of California in the aggregate amount of two hundred sixty million dollars ($260,000,000) in the manner provided herein, but not in excess thereof

19915 All bonds herein authorized, which shall have been duly sold and delivered as herein provided, shall constitute valid and legally binding general obligations of the State of California, and the full faith and credit of the State of California is hereby pledged for the punctual payment of both principal and interest thereof

There shall be collected annually in the same manner and at the same time as other state revenue is collected such a sum, in addition to the ordinary revenues of the State, as shall be required to pay the principal and interest on said bonds as herein provided, and it is hereby made the duty of all officers charged by law with any duty in regard to the collection of said revenue, to do and perform each and every act which shall be necessary to collect such additional sum

On the several dates of maturity of said principal and interest in each fiscal year, there shall be transferred to the General Fund in the State Treasury, all of the money in the fund, not in excess of the principal of and interest on the said bonds then due and payable, except as herein provided for the prior redemption of said bonds, and, in the event such money so returned on said dates of maturity is less than the said principal and interest then due and payable, then the balance remaining unpaid shall be returned into the General Fund in the State Treasury out of the fund as soon thereafter as it shall become available

19916 All money deposited in the fund under Section 19911 of this code and pursuant to the provision of Part 2, commencing with Section 16300, of Division 4 Title 2, of the Government Code shall be available only for transfer to the General Fund, as provided in Section 19915 When transferred to the General Fund such money shall be applied as a reimbursement to the General Fund on account of principal and interest due and payable or paid from the General Fund on the earliest issue of school building bonds for which the General Fund has not been fully reimbursed by such transfer of funds

19917 Whenever bonds are sold, out of the first money realized from their sale, there shall be redeposited in the revolving fund established in subdivision (b) of Section 19918 such sums as have been expended for the purposes specified in subdivision (b) of Section 19918 which funds 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 chapter have been sold, the amount remaining in the revolving fund established by subdivision (b) of Section 19918 shall revert to the unappropriated surplus in the General Fund

19918 There is hereby appropriated from the General Fund in the State Treasury for the purpose of this chapter such an amount as will equal the following

(a) Such sum annually as will be necessary to pay the principal of and the interest on the bonds issued and sold pursuant to the provisions of this chapter, as said principal and interest become due and payable

(b) The sum of seventy-five thousand dollars ($75,000) 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 pursuant to Government Code Section 16758, and for legal services, upon approval of the State Board of Control, pursuant to Government Code Section 16760

(c) Such sum as is necessary to carry out the provisions of Section 19919, which sum is appropriated without regard to fiscal years

19919 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 Any amounts withdrawn shall be deposited in the 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

19920 Upon request of the board, supported by a statement of the apportionments made and to be made under Sections 19551 to 19689, inclusive, the committee shall determine whether or not it is necessary or desirable to issue any bonds authorized under this chapter in order to make such apportionments, and, if so, the amount of bonds then to be issued and sold A sufficient number of bonds authorized under this chapter shall be issued and sold so that seventy million dollars ($70,000,000) will be available for apportionment on December 5, 1964, or as soon thereafter as such bonds can be issued and sold, and so that twelve million dollars ($12,000,000) will become available for apportionment on January 5, 1965 and a like amount on the fifth day of each month thereafter until a total of two hundred sixty million dollars ($260,000,000) has become available for apportionment However, if the board determines that an additional three million dollars ($3,000,000) is necessary, a sufficient number of bonds authorized under this chapter shall be issued and sold so that fifteen million dollars ($15,000,000), rather than twelve million dollars ($12,000,000), will become available for apportionment on the fifth day of any month after January, 1965 Successive issues of bonds may be authorized and sold to make such apportionments progressively, and it shall not be necessary that all of the bonds hereon authorized to be issued shall be sold at any one time

19921 In computing the net interest cost under Section 16754 of the Government Code, interest shall be computed from the date of the bonds or the last preceding interest payment date, whichever is latest, to the respective maturity dates of the bonds then offered for sale at the coupon rate or rates specified in the bid, such computation to be made on a 360-day year basis

19922 The committee may authorize the State Treasurer to sell all or any part of the bonds herein authorized at such time or times as may be fixed by the State Treasurer

19923 All proceeds from the sale of the bonds herein authorized deposited in the fund, as provided in Section 16757 of the Government Code, except those derived from premium and accrued interest, shall be available for the purpose herein provided, but shall not be available for transfer to the General Fund pursuant to Section 19925 to pay principal and interest on bonds

19924 With respect to the proceeds of bonds authorized by this chapter, all the provisions of Sections 19551 to 19689, inclusive shall apply except

(a) Any reference in Sections 19551 to 19689, inclusive, to "Section 16 5, Article XVI of the Constitution of this State" shall be deemed a reference to this chapter

(b) Any reference in Sections 19551 to 19689, inclusive, to "Section 19704" shall be deemed a reference to "Section 19915"

19925 Out of the first money realized from the sale of bonds under this act, there shall be repaid any moneys advanced or loaned to the State School Building Aid Fund under any act of the Legislature, together with interest provided for in that act

SEC 2 Section 1 of this act shall take effect upon the adoption by the people of the State School Building Aid Bond Law of 1964, as set forth in Section 1 of this act Sections 2 to 9 of this act contain provisions relating to and necessary for the submission of the State School Building Aid Bond Law of 1964 to the people, and for returning, canvassing, and proclaiming the votes thereon, and shall take effect immediately

SEC 3 A special election is hereby called to be held throughout the State on the third day of November, 1964 The special election shall be consolidated with the general election to be held on that date The consolidated election shall be held and conducted in all respects as if there were only one election and only one form of ballot and ballot pamphlet shall be used Except as otherwise provided in this act, all of the provisions of law relating to the submission of measures proposed by the Legislature shall apply to the measure submitted pursuant to this act The distribution of ballot pamphlets in all respects shall be conducted in accordance with the provisions of Section 3573 of the Elections Code

SEC 4 At the special election called by this act there shall be submitted to the electors Section 1 of this act

SEC 5 Upon the effective date of this section, the author of the measure submitted pursuant to this act and two members of the other house who voted with the majority on the measure, shall be appointed by the presiding officers of the respective houses to draft the arguments for the adoption of the measure If the measure is not adopted unanimously by the house in which it originated, one member of the house in which it originated, who voted against it, shall be appointed by the presiding officer of that house to write an argument against it If there are no negative votes on the measure in the house in which it originated, the presiding officer of that house shall appoint some qualified person to draft an argument against it Each argument shall consist of not more than 500 words and shall be submitted to the Secretary of State on or before the fifth day after this section takes effect

SEC 6 The special election provided for in this act shall be proclaimed, held, conducted, the ballots shall be prepared, marked, collected, counted and canvassed and the results shall be ascertained and the returns thereof made in all respects in accordance with the provisions of the Constitution applicable thereto and the law governing general elections insofar as provisions thereof are applicable to the election provided for in this act

SEC 7 All ballots at said election shall have printed thereon and in a square thereof, the words "For the State School Building Aid Bond Law of 1964," and in the same square under said words the following in eight-point type "This act provides for a bond issue of two hundred sixty million dollars ($260,000,000) to provide capital outlay for construction or improvement of public schools." In the square immediately below the square containing such words, there shall be printed on said ballot the words, "Against the State School Building Aid Bond Law of 1964," and in the same square immediately below said words, in eight-point type shall be printed This act provides for a bond issue of two hundred sixty million dollars ($260,000,000) to provide capital outlay for construction or improvement of public schools." Opposite the words "For the State School Building Aid Bond Law of 1964," and 'Against the State School Building Aid Bond Law of 1964,' there shall be left spaces in which the voters may place a cross in the manner required by law to indicate whether they vote for or against said act, and those voting for said act shall do so by placing a cross opposite the words. For the State School Building Aid Bond Law of 1964," and those voting against the said act shall do so by placing a cross opposite the words Against the State School Building Aid Bond Law of 1964" Provided, that where the voting of said election is done by means of voting machines used pursuant to law in such manner as to carry out the intent of this section, such use of such voting machines and the expression of the voters choice by means thereof, shall be deemed to comply with the provisions of this section The Governor of this State shall include the submission of this act to the people, as aforesaid, in his proclamation calling for said election

SEC 8 The votes cast for or against the State School Building Aid Bond Law of 1964 shall be counted, returned and canvassed and declared in the same manner and subject to the same rules as votes cast for state officers, and if it appears that said act shall have received a majority of all the votes cast for and against it at said election as aforesaid, then the same shall have effect as hereinbefore provided, and shall be irrepealable until the principal and interest of the liabilities herein created shall be paid and discharged, and the Governor shall make proclamation thereof, but if a majority of the votes cast as aforesaid are against this act then the same shall be and become void

SEC 9 Upon the effective date of this section the Secretary of State shall request the Legislative Counsel to prepare an analysis of the measure in accordance with Section 3566 of the Elections Code

"Yeas" and "Nays" on Assembly Bill No. 120

Excerpt from Assembly Journal for April 16, 1964, pages 648 and 649

The question being on the passage of the bill

Bill passed by the following vote

AYES—Allen, Alquist, Ashcraft, Bane, Barnes, Bee, Belotti, Booth, Burgener, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Johnson, Kennick, Knox, Lanterman, McMillan, Mills, Moreno, Mulford, Pattee, Porter, Powers, Quimby, Ryan, Song, Soto, Stanton, Stevens, Thelin, Veysey, Waite, Waldie, Whetmore, Williamson, Willson, Winton, Young, Zenovich, and Mr Speaker—60

NOES—Beilenson—1

Excerpt from Senate Journal for May 11, 1964, page 619

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

AYES—Senators Arnold, Begovich, Bradley, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Gibson, Grunsky, Holmdahl, McAteer, McCarthy, Miller, Mundy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons Teale, Way, Weingand, and Williams—34

NOES—None

Excerpt from Assembly Journal for May 23, 1964, pages 1335 and 1336

The roll was called, and the Assembly concurred in Senate amendments to Assembly Bill No 120 by the following vote

AYES—Allen, Alquist, Ashcraft, Badham, Bagley, Bane, Barnes, Bee, Berlenson, Belotti, Britschgi, Burgener, Casey, Chapel, Collier, Conrad, Crown, Cusanovich, Danielson, Dannemeyer, Davis, Deukmejian, Dills, Donovan, Elliott, Foran, Frew, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Johnson, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Mobas, Mills, Monagan, Mulford, Pattee, Petris, Porter, Powers, Quimby, Ryan, Song, Stevens, Thelin, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Willson, Winton, Young, Z'berg, Zenovich, and Mr Speaker—66

NOES—None

Senate Bill No. 62

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, making an appropriation therefor, and providing for the submission of the measure to the people at a special election to be consolidated with the 1964 general election

[Approved by Governor June 9, 1964 Filed with Secretary of State June 9, 1964, Chapter 143]

The people of the State of California do enact as follows

SECTION 1 This act shall be known and may be cited, as the State Construction Program Bond Act of 1964

SEC 2 The purpose of this act is to provide the necessary funds to meet the *major building construction*, equipment and site acquisition needs for the state government, including junior colleges At least fifty million dollars ($50,000,000) of the bonds authorized to be issued under this act shall be used only for building construction, equipment and site acquisition for public junior colleges

Proceeds of the bonds authorized to be issued under this act, in an amount or amounts which the Legislature shall determine, shall be used for site acquisitions for new institutions of public higher education which institutions are approved or authorized by the Legislature subsequent to the adoption of this act by the people

SEC 3 Bonds in the total amount of three hundred eighty million dollars ($380,000,000), or so much thereof as is necessary, may be issued and sold to provide a fund to be used for carrying out the purposes expressed in Section 2 of this act Said bonds shall be known and designated as State Construction Program bonds and, when sold, shall be and constitute a valid and binding obligation of the State of California, and the full faith and credit of the State of California are hereby pledged for the punctual payment of both principal and interest on said bonds as said principal and interest become due and payable

SEC 4 There shall be collected each year and in the same manner and at the same time as other state revenue is collected, such sum in addition to the ordinary revenues of the State as shall be *required* to pay the principal and interest on said bonds maturing in said year, and it is hereby made the duty of all officers charged by law with any duty in regard to the collection of said revenue to do and perform each and every act which shall be necessary to collect such additional sum

SEC 5 There is hereby appropriated from the General Fund in the State Treasury for the purpose of this act, such an amount as will equal the following

(a) Such sum annually as will be necessary to pay the principal and interest on bonds issued and sold pursuant to the provisions of this act, as said principal and interest become due and payable

(b) The sum of seventy-five thousand dollars ($75,000) to be used as a revolving fund to pay the expenses incurred by the State Treasurer in preparing and advertising the sale or prior redemption of bonds issued pursuant to this act, to defray expenses incurred by the State Construction Program Committee pursuant to Government Code Section 16758 and for the payment of legal services upon approval of the State Board of Control, pursuant to Government Code Section 16760

(c) Such sum as is necessary to carry out the provisions of Section 8 of this act which sum is appropriated without regard to fiscal years

SEC 6 The proceeds of bonds issued and sold pursuant to this act together with interest earned thereon, if any, shall be deposited in the State Construction Program Fund The money in the fund may be expended only for the purposes specified in this act and only pursuant to appropriation by the Legislature in the manner hereinafter prescribed

SEC 7 A section shall be included in the budget bill for each fiscal year bearing the caption State Construction Bond Act Program Said section shall contain proposed appropriations only for the program contemplated by this act and no funds derived from the bonds authorized by this act may be expended pursuant to an appropriation not contained in said section of the Budget Act The Department of Finance, which is hereby designated as the board for the purposes of this act, shall

annually total the Budget Act appropriations referred to in this section and, pursuant to Section 16730 of the Government Code, request the State Construction Program Committee to cause bonds to be issued and sold in quantities sufficient to carry out the projects for which such appropriations were made.

SEC 8. For the purposes of carrying out the provisions of this act 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 have been authorized to be sold for the purpose of carrying out this act Any amounts withdrawn shall be deposited in the State Construction Program Fund Any moneys made available under this section to the board shall be returned to the board to the General Fund from moneys received from the sale of bonds sold for the purpose of carrying out this act, together with interest at the rate of interest fixed in the bonds so sold

SEC 9 The bonds authorized by this act shall be prepared, executed, issued, sold, paid and redeemed as provided in the State General Obligation Bond Law (Chapter 4 of Part 3, Division 4, Title 2 of the Government Code), and all of the provisions of said law are applicable to said bonds and to this act, and are hereby incorporated in this act as though set forth in full herein

SEC 10 The State Construction Program Committee is hereby created The committee shall consist of the Governor, the State Controller, the State Treasurer, the Director of Finance, and the Director of General Services For the purpose of this act the State Construction Program Committee shall be "the committee" as that term is used in the State General Obligation Bond Law

SEC 11 Out of the first money realized from the sale of bonds issued pursuant to this act there shall be redeposited to the credit of the appropriation made by subdivision (b) of Section 5 of this act such sums as have been expended for the purposes specified in said subdivision (b) of Section 5 The amounts so redeposited may be used for the same purposes whenever additional sales of bonds are made pursuant to this act When all the bonds authorized by this act have been sold, the unexpended and unobligated balance of the appropriation made by subdivision (b) of Section 5 of this act, shall revert to the General Fund

SEC 12 Sections 1 to 11 of this act shall take effect upon the adoption by the people of the State Construction Program Bond Act of 1964, as set forth in Sections 1 to 11 of this act Sections 12 to 19 of this act contain provisions relating to and necessary for the submission of the State Construction Program Bond Act of 1964 to the people and for returning, canvassing, and proclaiming the votes thereon, and shall take effect immediately

SEC 13 A special election is hereby called to be held throughout the State on the third day of November, 1964 The special election shall be consolidated with the general election to be held on that date The consolidated election shall be held and conducted in all respects as if there were only one election and only one form of ballot shall be used Except as otherwise provided in this act, all of the provisions of law relating to the submission of measures proposed by the Legislature shall apply to the measure submitted pursuant to this act, and only one form of ballot and ballot pamphlet shall be used The distribution of ballot pamphlets in all respects shall be conducted in accordance with the provisions of Section 3573 of the Elections Code

SEC 14 At the special election called by this act there shall be submitted to the electors Sections 1 to 11 of this act.

SEC 15 Upon the effective date of this section, the author of the measure submitted pursuant to this act and two members of the other house who voted with the majority on the measure, shall be appointed by the presiding officers of the respective houses to draft the arguments for the adoption of the measure If the measure is not adopted unanimously by the house in which it originated, one member of the house in which it originated, who voted against it, shall be appointed by the presiding officer of that house to write an argument against it If there are no negative votes on the measure in the house in which it originated, the presiding officer of that house shall appoint some qualified person to draft an argument against it Each argument shall consist of not more than 500 words and shall be submitted to the Secretary of State on or before the fifth day after this section takes effect

SEC 16. The special election provided for in this act shall be proclaimed, held, conducted, the ballots shall be prepared, marked, collected, counted and canvassed and the results shall be ascertained and the returns thereof made in all respects in accordance with the provisions of the Constitution applicable thereto and the law governing general elections insofar as provisions thereof are applicable to the election provided for in this act

SEC 17 All ballots at said election shall have printed thereon in bold face type and in a square thereof, the words "For bonds to provide state college, junior college and university facilities, and to provide funds to meet the building

needs of the State, including facilities to care for mentally retarded and mentally ill and narcotics control, correctional and forest fire fighting facilities." In the square immediately below the square containing such words there shall be printed on said ballot in bold face type the words: "Against bonds to provide state college, junior college and university facilities, and to provide funds to meet the building needs of the State, including facilities to care for mentally retarded and mentally ill and narcotics control, correctional and forest fire fighting facilities." In each square containing the language specified above, immediately below that language and enclosed in parentheses, there shall be printed, in 8-point type, the words: "This act provides for a bond issue of three hundred eighty million dollars ($380,000,000)." Opposite the words: "For bonds to provide state college, junior college and university facilities, and to provide funds to meet the building needs of the State, including facilities to care for mentally retarded and mentally ill and narcotics control, correctional and forest fire fighting facilities," and the language immediately following such statement, and "Against bonds to provide state college, junior college and university facilities, and to provide funds to meet the building needs of the State, including facilities to care for mentally retarded and mentally ill and narcotics control, correctional and forest fire fighting facilities," and the language immediately following such statement, there shall be left spaces in which the voters may place a cross in the manner required by law to indicate whether they vote for or against said act. Those voting for said bonds shall do so by placing a cross opposite the words: "For bonds to provide state college, junior college and university facilities, and to provide funds to meet the building needs of the State, including facilities to care for mentally retarded and mentally ill and narcotics control, correctional and forest fire fighting facilities" and those voting against said bonds shall do so by placing a cross opposite the words: "Against bonds to provide state college, junior college and university facilities, and to provide funds to meet the building needs of the State, including facilities to care for mentally retarded and mentally ill and narcotics control, correctional and forest fire fighting facilities"; provided that where the voting of said election is done by means of voting machines used pursuant to law in such manner as to carry out the intent of this section, the use of such voting machines and the expression of the voters' choice by means thereof, shall be deemed to comply with the provisions of this section. The measure shall appear on the ballot and in the ballot pamphlets in substantially the following form:

FOR BONDS TO PROVIDE STATE COLLEGE, JUNIOR COLLEGE AND UNIVERSITY FACILITIES, AND TO PROVIDE FUNDS TO MEET THE BUILDING NEEDS OF THE STATE, INCLUDING FACILITIES TO CARE FOR MENTALLY RETARDED AND MENTALLY ILL AND NARCOTICS CONTROL, CORRECTIONAL AND FOREST FIRE FIGHTING FACILITIES. (This act provides for a bond issue of three hundred eighty million dollars ($380,000,000).)	
AGAINST BONDS TO PROVIDE STATE COLLEGE, JUNIOR COLLEGE AND UNIVERSITY FACILITIES, AND TO PROVIDE FUNDS TO MEET THE BUILDING NEEDS OF THE STATE, INCLUDING FACILITIES TO CARE FOR MENTALLY RETARDED AND MENTALLY ILL AND NARCOTICS CONTROL, CORRECTIONAL AND FOREST FIRE FIGHTING FACILITIES. (This act provides for a bond issue of three hundred eighty million dollars ($380,000,000).)	

The Governor of this State shall include the submission of the measure to the people, as aforesaid, in his Proclamation calling for said election.

SEC. 18. If it appears that the measure shall have received a majority of all the votes cast for and against it at said election as aforesaid, then the same shall have effect as hereinbefore provided, and shall be irrepealable until the principal and interest of the liabilities herein created shall be paid and discharged, and the Governor shall make proclamation thereof; but if a majority of the votes cast as aforesaid are against the measure then the same shall be and become void.

SEC. 19. Upon the effective date of this section the Secretary of State shall request the Legislative Counsel to prepare an analysis of the measure in accordance with Section 3566 of the Elections Code.

"Yeas" and "Nays" on Senate Bill No. 62

Excerpt from Senate Journal for April 28, 1964, page 489

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

AYES—Senators Arnold, Begovich, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Gibson, Grunsky, Holmdahl, Lagomarsino, Lunardi, McAteer, McCarthy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—34.

NOES—Senator Murdy—1.

Excerpt from Assembly Journal for May 13, 1964, page 1063

Bill passed by the following vote:

AYES—Allen, Alquist, Ashcraft, Bagley, Bane, Barnes, Bee, Belotti, Booth, Britschgi, Burgener, Carrell, Casey, Chapel, Cologne, Conrad, Crown, Danielson, Davis, Deukmejian, Donovan, Dymally, Elliott Foran, Gaffney, Garrigus, Gonsalves, Greene, Henson, Hinckley, Holmes, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Milias, Mills, Monagan, Moreno, Mulford, Pattee, Petris, Porter, Powers, Rumford, Ryan, Soto, Stanton, Stevens, Thelin, Thomas, Veneman, Veysey, Waite, Waldie, Warren, Whetmore, Williamson, Winton, Young, Z'berg, Zenovich, and Mr. Speaker—66.

NOES—Badham, Bellenson, and Dannemeyer—3.

Excerpt from Senate Journal for May 18, 1964, page 678

The roll was called, and the Senate concurred in Assembly amendment to Senate Bill No. 62 by the following vote:

AYES—Senators Begovich, Bradley, Burns, Christensen, Cobey, Dolwig, Donnelly, Farr, Gibson, Holmdahl, Lagomarsino, Lunardi, McCarthy, Nisbet, O'Sullivan, Petersen, Pittman, Rattigan, Rees, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—28.

NOES—None.

GUESTS EXTENDED COURTESIES OF THE ASSEMBLY

The Members of the Assembly took pleasure in welcoming, and extending the courtesies of the Assembly to the following guests for this legislative day:

On request of Assemblyman Conrad of Sherman Oaks and Assemblyman Thelin of Glendale to Miss Helen Keevan of Encino, president of Los Angeles County Legal Secretaries Association, and Mrs. Lillian Imlach of Glendale.

On request of Assemblyman Donovan of Chula Vista to Miss Janet Jones of Sacramento, daughter of Helen Jones of the secretarial pool.

On request of Assemblyman Powers of North Sacramento to Jimmie Danielson of North Highlands.

On request of Assemblyman Henson of Ventura to Mr. and Mrs. Ray Berlin and Isabel Herting of Ventura.

ADJOURNMENT SINE DIE

At 1.22 p.m., pursuant to the provisions of Senate Concurrent Resolution No. 40, the Honorable Jesse M. Unruh, Speaker of the Assembly, announced that the time for final adjournment of the 1964 First Extraordinary Session of the Legislature of the State of California had arrived, and therefore declared the Assembly adjourned sine die.

JESSE M. UNRUH, Speaker

ANABEL WHANG, Minute Clerk

APPENDIX TO
ASSEMBLY JOURNAL—1964 FIRST
EXTRAORDINARY SESSION

REPORTS OF STANDING COMMITTEES RECEIVED AFTER ADJOURNMENT SINE DIE

REPORTS OF STANDING COMMITTEES

Committee on Elections and Reapportionment

Assembly Chamber, May 25, 1964

Mr. Speaker. Your Committee on Elections and Reapportionment reports

Assembly Constitutional Amendment No 5

Without action

ALLEN, Chairman

Assembly Chamber, May 25, 1964

Mr Speaker Your Committee on Elections and Reapportionment reports

Assembly Bill No 28	Assembly Bill No 98
Assembly Bill No 34	Assembly Bill No 150
Assembly Bill No 55	Assembly Bill No 184
Assembly Bill No 60	Assembly Bill No 199
Assembly Bill No 71	Assembly Bill No 39

Without action

ALLEN, Chairman

Committee on Engrossment and Enrollment

Assembly Chamber, May 26, 1964

Mr Speaker· Your Committee on Engrossment and Enrollment has examined

Assembly Bill No. 145—An act to add Sections 3010, 3100, 3100 5, 3161 5, 17506, 17507, 17602.5, 17603, 17702 2, 17702 3, 17706, 18054 5, 18054 6, and 20751 5 to, to add Article 2 1 to Chapter 3 of Division 14 of, to add Article 2 5 to Chapter 3 of Division 14 of, to add Chapter 3 5 to Division 16 of, and to amend Sections 3255, 3304, 17602, 17653, 17654 5, 17655 5, 17656, 17660, 17664, 17665, 17666 2, 17665 5, 17702, 17901, 17902, 17951, 18106, 17301 and 17303 5 of, amend the heading of Article 3 of Chapter 3 of Division 14 of, and to repeal Section 17654 of, the Education Code, relating to the public school system

Assembly Bill No. 196—An act to add Section 6652 5 to the Elections Code, relating to the conduct of elections

Assembly Bill No. 201—An act calling a special election to be consolidated with the general election of 1964 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 1964 First Extraordinary Session, to take effect immediately

And reports the same correctly enrolled, and presented to the Governor at 4 30 p m. May 26, 1964

POWERS, Chairman

Assembly Chamber, May 29, 1964

Mr Speaker Your Committee on Engrossment and Enrollment has examined

Assembly Bill No. 78—An act to amend Sections 14214, 14218, and to add Sections 14219, 14664 5, and 14694 9 to the Education Code, relating to school district retirement plans, and declaring the urgency thereof, to take effect immediately

Assembly Bill No. 96—An act to amend and renumber Section 8202 3, as contained in Section 6 of Chapter 2017 of the Statutes of 1963, of the Elections Code, relating to party central committees, and declaring the urgency thereof, to take effect immediately

Assembly Bill No. 120—An act to add Chapter 15 6 (commencing with Section 19911) to Division 14 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, appropriating money for the purpose of carrying out this chapter, and providing for the submission of the measure to the people at a special election to be consolidated with the 1964 general election

Assembly Bill No. 149—An act to add Section 11563 5 to the Government Code, relating to the State Board of Barber Examiners

Assembly Bill No 158—An act to amend Sections 70047 and 70047 5 of the Government Code, relating to court reporters

Assembly Bill No. 182—An act relating to assistance for construction of public schools through the State Building Aid Fund, making an appropriation therefor and declaring the urgency thereof, to take effect immediately

And reports the same correctly enrolled, and presented to the Governor at 10:30 a.m., May 29, 1964

POWERS, Chairman

Assembly Chamber, May 26, 1964

Mr. Speaker. Your Committee on Engrossment and Enrollment has examined

Assembly Joint Resolution No. 18—Relative to a St. Joseph of Cupertino air-mail stamp

And reports the same correctly enrolled, and presented to the Secretary of State on the 26th day of May, 1964, at 4:30 p.m.

POWERS, Chairman

Assembly Chamber, May 29, 1964

Mr. Speaker. Your Committee on Engrossment and Enrollment has examined

Assembly Joint Resolution No. 13—Relative to tariffs

Assembly Joint Resolution No. 15—Relative to memorializing the President of the United States to call a White House conference on alcoholism

Assembly Joint Resolution No. 17—Relative to teaching English to non-English-speaking children in the public schools

Assembly Concurrent Resolution No. 1—Relative to an investigation of the Oroville Dam housing situation

Assembly Concurrent Resolution No. 6—Relative to salaries of craftsmen in state employment

Assembly Concurrent Resolution No. 18—Relative to expenses of the joint interim committee created by Section 66503 of the Government Code.

Assembly Concurrent Resolution No. 40—Relative to salaries of certain craftsmen in state employment

Assembly Concurrent Resolution No. 45—Relative to a study of public elementary and secondary education and creating the Joint Interim Committee on Public Elementary and Secondary Education

Assembly Concurrent Resolution No. 68—Relative to financing state general fund construction needs

Assembly Concurrent Resolution No. 69—Relative to charter service school buses

And reports the same correctly enrolled, and presented to the Secretary of State on the 29th day of May, 1964, at 10:30 a.m.

POWERS, Chairman

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

The following Assembly bills were approved by the Governor, chaptered, and filed with the Secretary of State Unless otherwise specified, in the bills, all bills become effective 90 days after adjournment sine die of the Legislature, or on August 22, 1964 (Constitution, Article IV, Section 1, Government Code, Section 9600)

A B Number	Chapter	Author	Subject	Approved by Governor
		Miller		
2	21	Almost and	County supervisorial district boundaries	Apr 21
3	22	Burns et al	Officers of the Assembly	Apr 21
6	105	McMillen et al	Property taxation, damaged property	May 27
7	47	Wilson	Revenue bonds by county water districts	Apr 30
8	23	Williamson et al	Grapes, maturity	Apr 21
9	1	Wilson et al	Contribution among tortfeasors	Feb 14
10	99	Z berg et al	Salary increases for state employees	May 19
13	20	Allen et al	Punchcard voting systems	Apr 20
14	11	Lanterman	Validates acts and bonds of public bodies	Apr 9
15	12	Lanterman	Validates acts and bonds of public bodies	Apr 9
18	100	Ivernick et al	State financial support of public schools	May 27
20	46	Wilson	Water service in Contra Costa County	Apr 27
21	37	Waldie	Deposits by foreign banks	Apr 27
22	24	Crown	Appropriation to augment Emergency Fund	Apr 21
25	25	Knox et al	Salary of Contra Costa District Attorney	Apr 21
26	48	Ryan et al	Supreme court judges of San Mateo County	Apr 30
27	101	Crown et al	Office of Tourism and Visitor Services	May 20
37	100	Donahue et al	School district taxes	May 19
45	31	Donovan	Parking districts	Apr 21
51	88	Bane	Sales and use taxes	May 18
52	71	Alquist	Study Commission on Mental Retardation	May 13
53	38	Miller	Consolidation of elections	Apr 27
54	98	Miller	Primary elections	Apr 21
57	49	Bagley	Freeing submerged lands in Marin County	Apr 30
58	102	Bane	Conduct of elections	May 21
60	73	Bane	Precinct boards	May 13
61	73	Bane	School district elections	May 13
62	74	Bane	School district elections	May 13
63	4	Rumford et al	School district elections	Mar 26
65	26	Ashcraft	Municipal court reporters	Apr 21
67	40	Crown	Consolidation of precincts	Apr 27
69	136	Gaffney et al	Minimum salaries of credentialed teachers	May 29
72	28	Knuckley et al	Superior court reporters' salaries	Apr 21
77 78	142	Elliott et al	School district retirement plans	June 4
79	93	Bagley	Marin County Transit District	May 18
82	50	Bigley	Superior court judges	Apr 30
85	51	Thelen	Original proceedings before tribunal	Apr 30
87	75	Zenovich et al	State Commission on Voting Machines and Vote Tabulating Devices	May 13
91	107	Waldie	Hospital survey and construction	May 27
92	108	Waldie	Advisory Hospital Council	May 27
93	17	Marks et al	Structural pest control operators, bonds	Apr 15
94	32	Allen et al	Proceedings of political parties	Apr 21
96	147	Bane	Party central committees	June 17
97	109	Bane	Counting of votes at polls	May 27
100	56	Quimby	Sales and use taxes	May 8
101	94	Carrigus et al	Federal aid for higher education	May 19
102	76	Bane	Vote tabulating devices	May 13
104	34	Milias et al	State central committees	Apr 21
105	52	Burgener et al	Mental retardation	Apr 30
106	53	Carrell	Vehicle license fees	May 4
114	59	Carrigus et al	State school building aid	May 11
115	77	Z berg	Housing for farm laborers	May 13
119	57	Cologne	Chaps	May 8
120	118	Carrigus et al	Bonds for aid to school districts	June 17
121	27	Alquist et al	Municipal courts	Apr 21
125	89	Petris et al	Junior college district elections	May 18
128	85	Pillott	School district taxation	Apr 22
134	110	Petris et al	Alameda County Superior Court	May 27
138	78	Milias	Proceedings of political parties	May 13
139	111	Milias et al	State financial support for public schools	May 27

A B Number	Chapter	Author	Subject	Approved by Governor
140	149	Bagley and Alquist	Conduct of elections	June 25
143	3	Bane	Expenses of the Legislature	Mar 25
145	132	Unruh	Public school system financing	June 1
147	133	Knox	Community development	June 1
148	95	Whetmore et al	Financial support of reorganized school districts	May 19
149	146	Meyers et al	State Board of Barber Examiners	June 15
152	79	Collier	Financial support of public schools	May 13
153	134	Waldie and Knox	Salaries of court reporters	June 1
160	80	Alquist	Child care center employees retirement	May 13
161	81	Veysey	Conduct of elections	May 13
162	96	Knox	Contra Costa Superior Court	May 19
163	127	Meyers et al	Salaries of state officers employees	May 29
164	113	Henson	Salaries of municipal court attaches	May 27
165	82	Belotti	Property taxation damaged property	May 13
172	113	Lanterman et al	Property taxation	May 27
175	90	Dannemeyer et al	Powers of water districts in connection with sewer facilities	May 18
176	91	Wanton	San Benito County Water Conservation and Flood Control District	May 18
178	114	Meyers et al	State employees' retirement	May 27
180	97	Quimby	Boundaries of municipal water districts	May 19
181	115	Williamson	Kern County Water Agency	May 27
182	141	White et al	Assistance for construction of public schools	June 4
183	116	Cologne et al	Property tax exemptions	May 27
185	135	Lanterman	Welfare exemption	June 1
201	136	Petris et al	Election for submission of constitutional amendments	June 1
203	117	Bee	Capital outlay for public schools	May 27
205	150	Allen et al	Conduct of elections	June 25
207	137	Young	Tax levies by junior college districts	June 1

Total 87

ASSEMBLY BILLS VETOED BY GOVERNOR

A B Number	Author	Subject	Date Vetoed
75	Carrell et al	Conduct of elections	Apr 21
73	Bane	Conduct of elections	May 19

Total 2

ASSEMBLY CONSTITUTIONAL AMENDMENTS CHAPTERED, AND FILED WITH THE SECRETARY OF STATE

Number	Resolution Chapter	Author	Subject	Date filed with Secretary of State
10	64	Lanterman et al	Disasters property taxation relief	May 15
12	82	Petris et al	Ballot propositions	May 22
			Total	2

ASSEMBLY CONCURRENT RESOLUTIONS CHAPTERED, AND FILED WITH SECRETARY OF STATE

Number	Resolution Chapter	Author	Subject	Date filed with Secretary of State
1	90	Britschgi	Oroville Dam state housing	May 29
2	2	Gaffney et al	John Fitzgerald Kennedy	Feb 13
4	14	Bane	Summary Digest and Subject List	Apr 2
6	91	Young et al	State employment craftsmen's salaries	May 29
7	47	Belotti et al	Apprenticeship information centers	May 7
8	9	Gaffney et al	St Patrick's Day	Mar 12
13	65	Williamson et al	Airline Regulation	May 15
17	24	Belotti	School district financial support	Apr 23
18	92	Ryan et al	Charter service school buses	May 29
20	51	Cologne et al	Salton Sea Recreation Area	May 11
21	40	Danielson et al	Mistreatment of minor	May 6
23	77	Belotti	Clear Lake	May 20
25	83	Alquist et al	Water Resources branch office	May 22
26	29	Z'berg et al	State employee merit awards	Apr 24
27	17	Mulford	Piedmont City Charter	Apr 10
28	78	Waste et al	State park system	May 20
30	53	Bee	Highway litter	May 11
31	30	Belotti et al	Crescent City tidal wave	Apr 29
32	25	Bane	Joint Rules	Apr 23
33	31	McMillan et al	Mrs John F Kennedy	Apr 29
34	39	Vasey	Farm employment students	May 4
36	35	Mulford et al	Assemblyman Frank Lanterman	Apr 30
38	18	Crown	State Scholarship Commission	Apr 14
40	93	Meyers et al	State-employed craftsmen's wages	May 29
41	87	Veneman	Public assistance	May 22
42	48	Williamson et al	California agricultural commodities	May 7
43	58	Casey et al	State Water Facilities	May 13
45	94	Garrigus et al	Public elementary and secondary education	May 29
46	32	Gaffney et al	Governor Brown's birthday	Apr 29
47	49	Moreno et al	Cinco de Mayo	May 4
50	41	Bee	Hayward City Charter	May 4
51	42	Badham	Newport Beach City Charter	May 4
52	43	Cologne et al	Senator Leland M Backstrand	May 4
53	66	Hinckley et al	Ken Hubbs	May 15
55	67	Bane	Joint Committee on Legislative Organization	May 15
56	68	Bane	Constitutional revision	May 15
57	52	Soto et al	Whittier City Charter	May 11
59	79	Garrigus et al	William Shakspete	May 20
60	80	Waldie et al	Senator Clair Engle	May 20
61	54	Gaffney et al	Traffic safety conference	May 11
63	55	Thomas et al	Torrance City Charter	May 11
64	57	Milias et al	Robert C Kirkwood	May 13
65	61	Carrell et al	Harry S Truman	May 14
66	81	Lanterman et al	Albert I Stewart	May 26
68	95	Unruh et al	Financing state construction needs	May 29
69	96	Ryan	Charter service school buses	May 29

Total 46

ASSEMBLY JOINT RESOLUTIONS CHAPTERED AND FILED WITH THE SECRETARY OF STATE

Number	Resolution Chapter	Author	Subject	Date filed with Secretary of State
2	27	Pattee et al	Philippine Scouts	Apr 27
3	23	Elliott	Manpower development and training	Apr 23
6	76	Johnson et al	John Fitzgerald Kennedy	May 20
8	28	Waldie	Levee maintenance	Apr. 27
8	86	Willson	Funds for alcoholic rehabilitation	Apr. 30
9	45	Holmes	Port San Luis	May 6
10	68	Kennick et al	Charter air service	May 15
11	70	Donovan	Tijuana River flood control	May 15
13	97	Donovan	Tariffs	May 29
15	93	Willson	Alcoholism	May 29
17	99	Casey	Funds for teaching English	May 29
18	89	Alquist	St Joseph of Cupertino airmail stamp	May 26

Total 12