

# CALIFORNIA LEGISLATURE

1968 FIRST EXTRAORDINARY SESSION

## ASSEMBLY DAILY JOURNAL

First Legislative Day

First Calendar Day

IN ASSEMBLY

Assembly Chamber

Monday, September 9, 1968

The Assembly met pursuant to the provisions of the Proclamation of His Excellency, Ronald Reagan, Governor of the State of California, dated September 5th, 1968, convening the Legislature of the State of California on this day in extraordinary session

James D. Driscoll, Chief Clerk for the 1968 Regular Session presiding

Assistant Chief Clerk R. Brian Kidney reading

### ANNOUNCEMENTS

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 1968 Regular Session of the Legislature were present and in their respective positions:

James D. Driscoll, Chief Clerk; Anabel Whang, Minute Clerk, and Tom Beard, Sergeant at Arms

### ROLL CALL

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

Badham, Bagley, Barnes, Bear, Bee, Belotti, Beverly, Biddle, Brathwaite, Briggs, Britschgi, Brown, Burke, Burton, Campbell, Chappie, Collier, Conrad, Corv, Crandall, Crown, Cullen, Davis, Deddeh, Dent, Duffy, Dunlap, Elliott, Fenton, Fong, Foran, Gonsalves, Bill Greene, Leroy F. Greene, Hayes, Hunkley, Harvey, Johnson, Ray E. Johnson, Karabian, Ketchum, Knox, Lanterman, MacDonald, McGee, McMillan, Meyers, Milias, Miller, Mobley, Monagan, Moorhead, Moretti, Mulford, Murphy, Negri, Pattee, Porter, Powers, Priolo, Quimbv, Ralph, Roberti, Russell, Ryan, Shoemaker, Sieroty, Stacey, Stull, Thomas, Townsend, Vasconcellos, Veneman, Vevsey, Wakefield, Warren, Wilson, Z'berg, Zenovich and Mr. Speaker—79

Quorum present.

①

**PRAYER**

Upon invitation of the Chief Clerk, the following prayer was offered by Father Leo McAllister, Chaplain of the Assembly for the 1968 Regular Session

*Heavenly Father, Since in our era the road to wholeness and holiness necessarily must pass through the world of action, help us to enjoy that mystical experience of freedom, which is a consequence of loving, of stillness, which is born of silence, of peace and tranquility which is a result of a lack of self concern and self seeking. Thus we humbly pray for—AMEN.*

**PLEDGE OF ALLEGIANCE TO THE FLAG**

Upon request of the Chief Clerk, Mr. Badham then led the Assembly in the pledge of allegiance to the Flag

**LEAVES OF ABSENCE FOR THE DAY**

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

Mr. Schabarum, on request of the Speaker.

**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

Executive Department, State of California

**Proclamation**

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

I, RONALD REAGAN, Governor of the State of California, by virtue of the power and authority in me vested by Section 3 of Article IV 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 ninth day of September, 1968, at 12 00 o'clock noon of said day for the following purposes and to legislate upon the following subjects

Item No 1 To consider and act upon legislation relative to maximum unemployment disability benefits

Item No 2 To consider and act upon legislation relative to maximum workmen's compensation benefits.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this fifth day of September, 1968

RONALD REAGAN, Governor of California

(SEAL) Attest FRANK M. JORDAN, Secretary of State

By H. P. SULLIVAN, Assistant Secretary of State

## COMMITTEE REPORTS

Senators Beilenson, Song, and Stevens appeared before the bar of the Assembly and announced that the Senate had organized, and was now ready to proceed with the regular business.

## ASSEMBLY BUSINESS

The Chief Clerk announced that the next order of business was the nomination and election of officers for the 1968 First Extraordinary Session of the Assembly, and declared that nominations for officers of the Assembly were now in order.

## RESOLUTIONS

The following resolution was offered:

By Assemblyman Gonsalves:

## House Resolution No. 1

Relative to the election of Assembly officers

*Resolved by the Assembly of the State of California, That the following named persons constitute the officers of the Assembly for the 1968 First Extraordinary Session:*

Hon. Jesse M. Unruh	Speaker
Hon. Carlos Bee	Speaker pro Tempore
James D. Driscoll	Chief Clerk
Tony Beard	Sergeant at Arms
Father Leo McAllister	Chaplain

## Request for Division of the Question

Mr. Conrad requested a division of the question on House Resolution No. 1, as follows:

*First:* On the question of the election of Hon. Jesse M. Unruh as Speaker of the Assembly for the 1968 First Extraordinary Session, and

*Second:* On the question of the election of Hon. Carlos Bee as Speaker pro Tempore, James D. Driscoll as Chief Clerk, Tony Beard as Sergeant at Arms, and Father Leo McAllister as Chaplain of the Assembly for the 1968 First Extraordinary Session.

## Further Nominations for Speaker

Mr. Alan Pattee, of the 34th District, placed in nomination for Speaker Mr. Robert T. Monagan, of the 12th District.

The nomination of Mr. Monagan was seconded by Mr. Stewart Hinckley, of the 73rd District.

## REMOVAL OF SPEAKER OF THE ASSEMBLY

The question being: Shall the Honorable Jesse M. Unruh or the Honorable Robert T. Monagan be elected as Speaker of the Assembly for the 1968 First Extraordinary Session of the Legislature?

For Hon. Jesse M. Unruh—Bear, Bee, Brathwaite, Brown, Burton, Cory, Crown, Cullen, Davis, Deddeh, Dunlap, Elliott, Fenton, Fong, Foran, Gonsalves, Bill Greene, Leroy F. Greene, Harvey Johnson, Karabian, Knox, MacDonald, McMillan, Meyers, Miller, Moretti, Negri, Porter, Powers, Quimby, Ralph, Roberti, Ryan, Shoemaker, Sieroty, Thomas, Townsend, Unruh, Vasconcellos, Warren, Z'berg, and Zenovich—42.

For Hon. Robert T. Monagan—Badham, Bagley, Barnes, Belotti, Beverly, Biddle, Briggs, Britschgi, Burke, Campbell, Chappie, Collier, Conrad, Crandall, Dent, Duffy, Hayes, Hinckley, Ray E. Johnson, Ketchum, Lanterman, McGee, Milius, Mobley, Moorhead, Mulford, Murphy, Pattee, Priolo, Russell, Stacey, Stull, Veneman, Veysey, Wakefield, and Wilson—36

Whereupon the Chief Clerk announced the vote of the Assembly, and declared Hon Jesse M Unruh the choice of the Assembly for Speaker of the 1968 First Extraordinary Session

#### Speaker-elect Presiding

At 4 02 p.m. Hon Jesse M Unruh, 65th District, presiding  
Chief Clerk James D Driscoll at the Desk  
Assistant Clerk Malcolm MacIntyre reading.

#### Address by the Speaker-elect

Speaker-elect Unruh then addressed the Members of the Assembly.

#### ELECTION OF OTHER OFFICERS OF THE ASSEMBLY

The question being: Shall the following be elected as the officers of the Assembly for the 1968 First Extraordinary Session?

Hon. Carlos Bee	Speaker pro Tempore
James D. Driscoll	Chief Clerk
Tony Beard	Sergeant at Arms
Father Leo McAllister	Chaplain

The roll was called, and the above officers elected by the following vote:

AYES—Badham, Bagley, Barnes, Bear, Bee, Belotti, Beverly, Biddle, Brathwaite, Briggs, Britschgi, Brown, Burke, Burton, Campbell, Chappie, Collier, Conrad, Cory, Crandall, Crown, Cullen, Davis, Deddeh, Dent, Duffy, Dunlap, Elliott, Fenton, Fong, Foran, Gonsalves, Bill Greene, Leroy F Greene, Hayes, Hinckley, Harvey Johnson, Ray E. Johnson, Karabian, Ketchum, Knox, Lanterman, MacDonald, McGee, McMillan, Meyers, Milius, Miller, Mobley, Monagan, Moorhead, Moretti, Mulford, Murphy, Negrin, Pattee, Porter, Powers, Priolo, Quimby, Ralph, Roberti, Russell, Ryan, Shoemaker, Sieroty, Stacey, Stull, Thomas, Townsend, Vasconcellos, Veneman, Veysey, Wakefield, Warren, Wilson, Z'berg, Zenovich, and Mr Speaker—79

NOES—None.

Whereupon the Speaker-elect announced the vote of the Assembly and declared the following officers elected as the choice of the Assembly for the 1968 First Extraordinary Session of the Legislature:

Hon Carlos Bee, Speaker pro Tempore; James D. Driscoll, Chief Clerk; Tony Beard, Sergeant at Arms; and Father Leo McAllister, Chaplain.

#### OATHS OF OFFICE ADMINISTERED

Hon Jesse M Unruh, Speaker-elect; Hon. Carlos Bee, Speaker pro Tempore-elect; James D Driscoll, Chief Clerk-elect; and Tony Beard, Sergeant at Arms-elect, appeared at the bar of the Assembly and took

and subscribed to the following oath, administered by Bert Clinkston, 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.

### RESOLUTIONS

The following resolution was offered.

By Assemblyman Gonsalves

#### *House Resolution No. 2*

Relative to organization of the Assembly for the  
1968 First Extraordinary Session

*Resolved by the Assembly of the State of California,*

(1) That notwithstanding the provision of Assembly Rule 14 relating to the selection of members of the Standing Committee on Rules, the members of the Standing Committee on Rules for the 1968 First Extraordinary Session shall be the same as those on the Assembly Committee on Rules of the 1968 Regular Session.

(2) That the Temporary Standing Rules of the 1968 Regular Session as adopted on January 8, 1968, and amended on February 1, 1968, February 13, 1968, and February 20, 1968, be and the same are hereby adopted as the Temporary Standing Rules for the 1968 First Extraordinary Session.

(3) 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.

(4) That the Chief Clerk is authorized to receipt 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. No additional mailing list shall be allowed or authorized unless the sum of fifteen dollars (\$15) each is paid therefor, to the State Printer, which sum shall be credited to legislative printing and accounted for to the Legislature.

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

**AYES**—Badham, Bagley, Barnes, Bear, Bee, Belotti, Beverly, Biddle, Brathwaite, Briggs, Britschgi, Brown, Burke, Campbell, Chappie, Cory, Crandall, Crown, Cullen, Davis, Deddeh, Dent, Duffy, Dunlap, Elliott, Fenton, Fong, Foran, Gonsalves, Bill Greene, Leroy F. Greene, Hayes, Hinckley, Harvey Johnson, Ray E. Johnson, Karabian, Ketchum, Knox, Lanterman, MacDonald, McGee, McMillan, Meyers, Mihias, Mobley, Monagan, Moorhead, Moretti, Mulford, Murphy, Negri, Pattee, Porter, Powers, Priolo, Qumby, Ralph, Roberti, Russell, Ryan, Shoemaker, Sieroty, Stacey, Stull, Thomas, Townsend, Vasconcellos, Veneman, Veysey, Wakefield, Warren, Wilson, Z'berg, Zenovich, and Mr Speaker  
—75

**NOES**—None

### **REQUEST FOR UNANIMOUS CONSENT**

Speaker Unruh was granted unanimous consent to temporarily suspend Assembly Rule 49, which requires the calling of the roll for introduction of bills from A to Z and then back from Z to A; that bills introduced on this day, Assembly Bills Nos. 1, 2, and 3, be printed without reference to committee, and that a rush order be placed upon the printing of such bills

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

The following bills were introduced, and read the first time

**Assembly Bill No. 1:** By Assemblymen Fenton, Moretti, Bear, and Wilson—An act to amend Sections 4368, 4453, 4454, 4460, 4701, 4702, 4707, and 5303 of, and to add Sections 3208 1 and 3208 2 to, the Labor Code, relating to workmen's compensation

Ordered printed, and held at Desk by the Speaker

**Assembly Bill No. 2:** By Assemblymen Wilson, Lanterman, Veneman, and Monagan—An act to amend Sections 4368, 4453, 4454, 4460, 4701, 4702, 4707, and 5303 of, and to add Sections 3208 1 and 3208 2 to, the Labor Code, relating to workmen's compensation

Ordered printed, and held at Desk by the Speaker

**Assembly Bill No. 3:** By Assemblyman Zenovich—An act to amend Sections 2655 and 3271 of, and to add Sections 2604 5 and 2706 1 to, the Unemployment Insurance Code, relating to Unemployment Compensation Disability Insurance

Ordered printed, and held at Desk by the Speaker

**Assembly Concurrent Resolution No. 1:** By Assemblyman Chappie—Relative to commending the 1968 Olympic Team

Referred by the Speaker to the Committee on Rules

*Assembly Concurrent Resolution No. 2: By Assemblyman Chappie—*  
Relative to proclaiming the week of October 6 to 13 as Angelo Noce  
Week.

Referred by the Speaker to the Committee on Rules

#### RESOLUTIONS

The following resolutions were offered

By Assemblyman Porter

#### House Resolution No. 3

Relative to memorializing James Anderson Jr

WHEREAS Mr and Mrs James Anderson, Sr of Compton recently  
accepted the Congressional Medal of Honor awarded posthumously to  
their son, Private James Anderson, Jr of the United States Marine  
Corps, and

WHEREAS James Anderson Jr died at the age of 21 in Vietnam  
on February 28, 1967, when he gallantly gave his life to save his com-  
rades, and

WHEREAS, With complete disregard for his own personal safety,  
he absorbed the full blast of an enemy grenade with his own body and  
saved many lives by giving his own, and

WHEREAS, His conspicuous act of bravery will never be forgotten  
by his comrades and family and is worthy of his nation's highest honor;  
now, therefore, be it

*Resolved by the Assembly of the State of California,* That the Mem-  
bers extend their sincerest condolences to Mr. and Mrs. James Anderson,  
Sr., upon their son's death and hereby pay tribute to his memory, and  
be it further

*Resolved,* That the Chief Clerk of the Assembly transmit a suitably  
prepared copy of this resolution to Mr. and Mrs. James Anderson, Sr.

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

By Assemblyman Deddeh

#### House Resolution No. 4

Relative to the Fleet Reserve Association and  
the Ladies Auxiliary

WHEREAS, It has come to the attention of the Members that the  
Fleet Reserve Association and the Ladies Auxiliary of the Fleet Re-  
serve Association will hold their forty-first National Convention, Sep-  
tember 19th through 22nd, at the Jack Tar Hotel in San Francisco; and

WHEREAS, The Association is guided by the able leadership of the  
National President, Bernard O'Hare of Long Beach, California, and the  
Ladies Auxiliary is ably led by the National President, Corinne E  
Clark of Chula Vista, California, and

WHEREAS, The many branches of the Association have been of  
inestimable value in the aid of retired Navy and Marine personnel,  
their widows, and our fighting men serving with the Navy and Marines;  
and

WHEREAS, The numerous units of the Ladies Auxiliary serve with  
selfless dedication, visiting Navy hospitals, veterans' hospitals and civil-

ian hospitals, and provide invaluable assistance in their youth activities, welfare work and Americanism program; now, therefore, be it

*Resolved by the Assembly of the State of California*, That the Members extend their sincerest best wishes and congratulations to the members of the Fleet Reserve Association and the Ladies Auxiliary on their forty-first National Convention; and be it further

*Resolved*, That the Chief Clerk of the Assembly transmit a suitably prepared copy of this resolution to the Fleet Reserve Association and National President Bernard O'Hare, and to the Ladies Auxiliary of the Fleet Reserve Association and National President Corinne E. Clark

#### **Request for Unanimous Consent**

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

Resolution read

#### **Members Made Coauthors of House Resolution No. 4**

Mr Deddeh was granted unanimous consent that all Members of the Assembly be placed upon House Resolution No. 4 as coauthors.

Resolution read, as amended, and adopted unanimously

#### **CAUCUS ANNOUNCEMENTS**

Mr Mulford announced that there would be a Republican Caucus immediately upon adjournment today, in the Governor's Conference Room.

#### **RESOLUTIONS**

The following resolution was offered:

By Assemblymen Bill Greene and Pattee.

#### **House Resolution No. 5**

Relative to commending the Monterey Jazz Festival

WHEREAS, It has come to the attention of the Members of the Assembly that the 11th Annual Monterey Jazz Festival will be held on September 20, 21, and 22 at Monterey, California, with outstanding and brilliant performers and a highly enthusiastic audience expected to be in attendance; and

WHEREAS, Since its establishment in 1958, the Festival has grown and developed as the jazz mecca of the world, where every known racial strain and religious belief are joined together by the common denominator—an appreciation of jazz—under the spreading trees and clear skies of this California town perched on the shores of the Pacific Ocean; and

WHEREAS, The Festival, a nonprofit organization, has used its profits, through the years, to finance jazz scholarships, conduct jazz education workshops, and present free jazz workshops in schools and prisons, and has conducted a free art show offering cash prizes for art and sculpture on jazz-related subjects; and

WHEREAS, The community also takes part, as local charitable organizations operate all the concessions on the Festival grounds, offering a variety of food, posters, jewelry, pottery, and the like; and



WHEREAS, Spontaneity and freedom are always the themes of the Festival, as some performers take the opportunity to introduce new music and innovate on the classics, while others choose to debut on a new instrument, or explore the hidden potentialities of numbers yet unheard; and

WHEREAS, A relaxed atmosphere pervades the Festival with the musicians "sitting in" with other groups, and the unexpected and unrehearsed moments are those most remembered; and

WHEREAS, The delightful master showman, John Birks "Dizzy" Gillespie; the Saturday afternoon blues program, which traces the development of the blues from its beginning to the present; and the introduction of new talent and artists from all over the world, have become traditions during the past decade, bringing continuity to the Festival; now, therefore, be it

*Resolved by the Assembly of the State of California*, That the Members commend the Monterey Jazz Festival for the past 10 years of brilliantly progressive performances, which have given true enjoyment to people all over the world, and extend congratulations on the occasion of the 11th Annual Festival, which promises to be another outstanding event in the world of jazz; and be it further

*Resolved*, That the Chief Clerk of the Assembly transmit a suitably prepared copy of this resolution to the Monterey Jazz Festival.

#### Request for Unanimous Consent

Mr. Bill Greene was granted unanimous consent to take up House Resolution No. 5 without reference to committee or file

Resolution read, and adopted

#### NAME PLACED ON ROLL CALL ON ELECTION OF SPEAKER

Mr. Hayes was granted unanimous consent that he be recorded as voting for Mr. Monagan on the roll call on the election of Speaker.

#### ADJOURNMENT

At 4:15 p.m., Speaker Unruh declared the Assembly adjourned until 9:30 a.m., Tuesday, September 10, 1968

JESSE M. UNRUH, Speaker

ANABEL WHANG, Minute Clerk



CALIFORNIA LEGISLATURE

1968 FIRST EXTRAORDINARY SESSION

# ASSEMBLY DAILY JOURNAL

Second Legislative Day

Second Calendar Day

IN ASSEMBLY

Assembly Chamber

Tuesday, September 10, 1968

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.

Quorum Call of the Assembly

Mr Conrad moved a quorum call of the Assembly.

Mr Shoemaker seconded the motion.

Motion carried Time, 9:32 a m

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

Speaker Presiding

At 9 34 a m , Hon Jesse M. Unruh, 65th District, presiding.

QUORUM OF THE ASSEMBLY DECLARED PRESENT

At 9 45 a m., the Speaker declared a quorum of the Assembly present.

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

Badham, Barnes, Bear, Bee, Belotti, Beverly, Biddle, Brathwaite, Briggs, Britschgi, Brown, Burke, Burton, Campbell, Chappie, Collier, Conrad, Cory, Crandall, Cullen, Davis, Deddeh, Dent, Duffy, Dunlap, Elliott, Fenton, Fong, Foran, Gonsalves, Leroy F. Greene, Hayes, Hunkley, Harvey Johnson, Ray E Johnson, Karabian, Ketchum, Knox, Lanterman, MacDonald, McGee, McMillan, Meyers, Milias, Miller, Mobley, Monagan, Moorhead, Moretti, Mulford, Murphy, Negri, Pattee, Porter, Powers, Priolo, Quimby, Ralph, Roberti, Russell, Ryan, Shoemaker,

Sieroty, Stull, Thomas, Vasconcellos, Veneman, Veysey, Wakefield, Warren, Wilson, Z'berg, Zenovich, and Mr. Speaker—74

### PRAYER

The following prayer was offered by the Chaplain, Father Leo McAllister.

*Heavenly Father*, May we reflect for a moment on words of Horace Greeley, "If on a full and final review, my life and practice shall be found unworthy of my principles, let due infamy be heaped upon my memory; but let none be led thereby to distrust the principles to which I proved recreant, nor yet the ability of some to adorn them by a suitable life and conversation To unerring time be all this committed".—AMEN.

### PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker Unruh, Mr. Vasconcellos then led the Assembly in the pledge of allegiance to the Flag.

### MOTION 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. Bill Greene, on request of the Speaker.

Mr. Schabarum, on request of the Speaker

Mr. Townsend, on request of the Speaker.

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

Mr. Stacey, on request of the Speaker.

### EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

September 9, 1968

*Honorable Jesse M. Unruh*  
*Speaker of the Assembly*  
*Room 3164, State Capitol*

Dear Mr. Speaker: This is to request that I be excused from session on Tuesday, September 10, 1968, due to legislative business.

I will be meeting with Vice President Humphrey along with a group of constituents from my district

I can be reached through my district office—phone: (213) 778-0876.

Respectfully,

**BILL GREENE**, Assemblyman  
Fifty-third District

September 9, 1968

*The Honorable Jesse M. Unruh  
Speaker of the Assembly  
3164 State Capitol*

Dear Mr. Speaker: I respectfully request that I be excused from the session on Tuesday, September 10, on legislative business. I have a speaking engagement in my District and have several meetings scheduled with constituents.

Sincerely yours,

PETER F SCHABARUM, Assemblyman  
Forty-ninth District

September 9, 1968

*Hon. Jesse M. Unruh  
Speaker of the Assembly  
Room 3164, State Capitol, Sacramento, California*

Dear Mr. Speaker: I respectfully request that I be excused from session on September 10, 1968. I will be meeting with Vice President Humphrey and delivering a speech at Thompson-Ramo-Wooldridge in my district.

Sincerely yours,

L. E. TOWNSEND, Assemblyman  
Sixty-seventh District

**BIRTHDAY GREETINGS AND CONGRATULATIONS  
EXTENDED TO FATHER McALLISTER**

Speaker Unruh announced that today is the birthday of Father Leo McAllister, Chaplain of the Assembly.

Mr Priolo informed the Members of the Assembly that Father McAllister had been appointed pastor of the Immaculate Conception Church in Sacramento.

The Members of the Assembly joined in extending to Father McAllister their best wishes for a happy birthday and their congratulations upon his appointment as pastor of the Immaculate Conception Church.

**RESOLUTIONS**

The following resolution was offered:

By Assemblymen Conrad, McGee, Moorhead, Moretti, Negri, and Russell

**House Resolution No. 3**

Relative to congratulating Jesse F. McHam

WHEREAS, On September 19, 1968, the annual Fernando Award of San Fernando Valley "to honor the person who has done the most for the Valley as a whole" is to be presented to Jesse F. McHam; and

WHEREAS, The Fernando Award is only the latest of awards presented to him for his outstanding contribution to the Valley, for he was previously cited for 10 years of outstanding civic service to the

San Fernando Valley by the California Legislature, the Los Angeles County Board of Supervisors, and the Los Angeles City Council; and

WHEREAS, His outstanding leadership in the Valley is exemplified by his service as Chairman of the Board of Directors of the Valley Community Chest and of the San Fernando Valley United Way Building Committee, as a Director of the San Fernando Valley Red Cross, as a Member of the United Way General Board for the San Fernando Valley, Executive Board of the Valley Area United Way, General Budget Committee—Community Chest and United Way, and Welfare Planning Council of the San Fernando Valley; and

WHEREAS, He has also served as President and Vice President of the Los Angeles Parking Commission, as Vice President of Southern California Rapid Transit Foundation, as Chairman of the Mayor's Capital Improvement and Finance Committee for the Third Valley Council District, and as Member of the Greater Ventura Blvd. Committee and as Chairman of its Committee on Coordinated Signals; and

WHEREAS, His wide range of service to the Valley also includes serving as President, and being the Chairman of the Board and the Founder, of the East Woodland Hills Chamber of Commerce, as Chairman of the East Woodland Hills Property Owners Committee, as Member of the Executive Committee—West Valley Association of Chambers of Commerce, as President and a Charter Member of the Woodland Hills Rotary Club, President of Fernando Award, Inc and Secretary of its Award Committee, and as Member of Town Hall; and

WHEREAS, His outstanding leadership has been recognized by the business community as noted by his service as President of Temple-Dillon Corp., Maji Nail, Inc, Amco Cosmetics, Inc, Astor Cosmetics Corp, and California Toiletries Representatives of which he is a Charter Member; now, therefore, be it

*Resolved by the Assembly of the State of California, That the Members congratulate Jesse F McHam for having been chosen for the 1968 Fernando Award as "the person who has done the most for the Valley as a whole" and commend him for his unselfish devotion of his time, talent, and effort to the Valley; and be it further*

*Resolved, That the Chief Clerk of the Assembly transmit a suitably prepared copy of this resolution to Jesse F McHam.*

#### **Request for Unanimous Consent**

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

Resolution read, and adopted

#### **REQUEST FOR UNANIMOUS CONSENT TO TAKE UP ASSEMBLY BILL NO. 1**

Mr Fenton was granted unanimous consent to take up Assembly Bill No 1, without reference to committee or file, for purpose of final consideration at this time

**Resolution to Dispense With Constitutional Provision**

The following resolution was offered:

By Assemblyman Fenton

*Resolved.* That Assembly Bill No. 1 presents a case of urgency, as that term is used in Article IV, Section 8(b), 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 the bill be considered engrossed, and placed upon its passage.

Resolution read.

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

**AYES**—Badham, Barnes, Bear, Bee, Belotti, Beverly, Brathwaite, Britschgi, Burke, Chappie, Collier, Conrad, Cory, Crandall, Davis, Deddeh, Dent, Duffy, Dunlap, Elliott, Fenton, Fong, Foran, Gonsalves, Leroy F. Greene, Hayes, Harvey Johnson, Ray E. Johnson, Karabian, Ketchum, Knox, Lanterman, MacDonald, McMillan, Mobley, Monagan, Moorhead, Moretti, Mulford, Murphy, Negri, Pattee, Porter, Powers, Priolo, Russell, Shoemaker, Stull, Thomas, Vasconcellos, Veneman, Veysey, Wakefield, Warren, Zenovich, and Mr. Speaker—56

**NOES**—None

Article IV, Section 8(b) of the Constitution was declared dispensed with.

**CONSIDERATION OF ASSEMBLY BILL NO. 1****Second Reading of Assembly Bill No. 1**

**Assembly Bill No. 1**—An act to amend Sections 4368, 4453, 4454, 4460, 4701, 4702, 4707, and 5303 of, and to add Sections 3208.1 and 3208.2 to, the Labor Code, relating to workmen's compensation

Bill read second time

**Third Reading of Assembly Bill No. 1**

**Assembly Bill No. 1**—An act to amend Sections 4368, 4453, 4454, 4460, 4701, 4702, 4707, and 5303 of, and to add Sections 3208.1 and 3208.2 to, the Labor Code, relating to workmen's compensation

Bill read third time, and passed by the following vote:

**AYES**—Badham, Barnes, Bear, Bee, Belotti, Beverly, Biddle, Brathwaite, Briggs, Britschgi, Brown, Burke, Burton, Chappie, Collier, Conrad, Cory, Crandall, Davis, Deddeh, Dent, Duffy, Dunlap, Elliott, Fenton, Fong, Foran, Gonsalves, Leroy F. Greene, Hayes, Hineckley, Harvey Johnson, Ray E. Johnson, Karabian, Ketchum, Knox, Lanterman, MacDonald, McMillan, Meyers, Miller, Mobley, Monagan, Moorhead, Moretti, Mulford, Murphy, Negri, Pattee, Porter, Powers, Priolo, Quimby, Ralph, Russell, Ryan, Shoemaker, Sieroty, Stull, Thomas, Vasconcellos, Veneman, Veysey, Wakefield, Warren, Wilson, Z'berg, Zenovich, and Mr. Speaker—69

**NOES**—None

Bill ordered transmitted to the Senate.

**NOTE** For communication relative to Assembly Bill No. 1, see pages 21-22 of this day's Assembly Journal

**REQUEST FOR UNANIMOUS CONSENT TO TAKE UP  
ASSEMBLY BILL NO. 3**

Mr Zenovich was granted unanimous consent to take up Assembly Bill No. 3, without reference to committee or file, for purpose of final consideration at this time

**Resolution to Dispense With Constitutional Provision**

The following resolution was offered

By Assemblyman Zenovich

*Resolved*, That Assembly Bill No 3 presents a case of urgency, as that term is used in Article IV, Section 8(b), 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 the bill be considered engrossed, and placed upon its passage

Resolution read

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

**AYES**—Badham, Barnes, Bear, Bee, Belotti, Beverly, Biddle, Brathwaite, Britschgi, Burke, Chappie, Collier, Conrad, Cory, Crandall, Davis, Deddeh, Dent, Duffy, Dunlap, Elliott, Fenton, Fong, Foran, Gonsalves, Leroy F Greene, Hayes, Hinckley, Harvey Johnson, Ray E Johnson, Karabian, Ketchum, Knox, Lanterman, MacDonald, McMillan, Mobley, Monagan, Moorhead, Mulford, Murphy, Negri, Pattee, Porter, Priolo, Russell, Shoemaker, Sieroty, Stull, Thomas, Vasconcellos, Veneman, Veysey, Wakefield, Warren, Wilson, Zenovich, and Mr. Speaker —58.

**NOES**—None

Article IV, Section 8(b) of the Constitution was declared dispensed with.

**CONSIDERATION OF ASSEMBLY BILL NO. 3**

**Second Reading of Assembly Bill No. 3**

**Assembly Bill No. 3**—An act to amend Sections 2655 and 3271 of, and to add Sections 2604 5 and 2706 1 to, the Unemployment Insurance Code, relating to unemployment compensation disability insurance

Bill read second time

**Third Reading of Assembly Bill No. 3**

**Assembly Bill No. 3**—An act to amend Sections 2655 and 3271 of, and to add Sections 2604 5 and 2706 1 to, the Unemployment Insurance Code, relating to unemployment compensation disability insurance

Bill read third time, and passed by the following vote

**AYES**—Badham, Barnes, Bear, Bee, Belotti, Beverly, Biddle, Brathwaite, Briggs, Britschgi, Brown, Burke, Burton, Chappie, Collier, Conrad, Cory, Crandall, Davis, Deddeh, Dent, Duffy, Dunlap, Elliott, Fenton, Fong, Foran, Gonsalves, Leroy F Greene, Hayes, Hinckley, Harvey Johnson, Ray E Johnson, Karabian, Ketchum, Knox, Lanterman, MacDonald, McMillan, Meyers, Miller, Mobley, Monagan, Moorhead, Moretti, Mulford, Murphy, Negri, Pattee, Porter, Powers, Quimby,



Ralph, Russell, Ryan, Shoemaker, Sieroty, Stull, Thomas, Vasconcellos, Veneman, Veysey, Wakefield, Warren, Wilson, Z'berg, Zenovich, and Mr Speaker—68

NOES—None

Bill ordered transmitted to the Senate

NOTE For explanation of vote by Mr. Clown relative to Assembly Bill No. 3, see Assembly Journal for September 11, 1968, page 40

#### ROLLS PLACED UPON ROLL CALL ON ASSEMBLY BILL NO. 1

Messrs. Brown and Sieroty were granted unanimous consent that they be recorded as voting "Aye" on Assembly Bill No. 1.

#### REQUEST FOR UNANIMOUS CONSENT TO WITHDRAW ASSEMBLY CONCURRENT RESOLUTIONS NOS. 1 AND 2 FROM COMMITTEE

Mr. Chappie was granted unanimous consent that Assembly Concurrent Resolutions Nos. 1 and 2 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. 1

Assembly Concurrent Resolution No. 1—Relative to commending the 1968 Olympic Team

Resolution read.

Members Made Coauthors of Assembly Concurrent Resolution No. 1

Mr. Chappie was granted unanimous consent that all Members of the Assembly be placed upon Assembly Concurrent Resolution No. 1 as coauthors

#### Request for Unanimous Consent

Mr. Chappie was granted unanimous consent to take up Assembly Concurrent Resolution No. 1, as amended, without reference to print or file, and that the same be considered re-engrossed.

#### Consideration of Assembly Concurrent Resolution No. 1, as Amended

Assembly Concurrent Resolution No. 1: By Assemblymen Chappie, Badham, Bagley, Barnes, Bear, Bee, Belotti, Beverly, Biddle, Brathwaite, Briggs, Britschgi, Brown, Burke, Burton, Campbell, Collier, Conrad, Cory, Crandall, Crown, Cullen, Davis, Deddeh, Dent, Duffy, Dunlap, Elliott, Fenton, Fong, Foran, Gonsalves, Bill Greene, Leroy F. Greene, Hayes, Hinckley, Harvey Johnson, Ray E. Johnson, Karabian, Ketchum, Knox, Lanterman, MacDonald, McGee, McMillan, Meyers, Milius, Miller, Mobley, Monagan, Moorhead, Moretti, Mulford, Murphy, Negrí, Pattee, Porter, Powers, Priolo, Qumby, Ralph, Roberts, Russell, Ryan, Schaburum, Shoemaker, Sieroty, Stacey, Stull, Thomas, Townsend, Unruh, Vasconcellos, Veneman, Veysey, Wakefield, Warren, Wilson, Z'berg, and Zenovich—Relative to commending the 1968 Olympic Team.

Resolution read, as amended, and adopted unanimously.

Resolution ordered printed, and transmitted to the Senate.

**CONSIDERATION OF ASSEMBLY CONCURRENT  
RESOLUTION NO. 2**

**Assembly Concurrent Resolution No. 2**—Relative to proclaiming the week of October 6 to 13 as Angelo Noce Week.

Resolution read.

**Members Made Coauthors of Assembly Concurrent Resolution No. 2**

Mr. Chappie was granted unanimous consent that all Members of the Assembly be placed upon Assembly Concurrent Resolution No. 2 as coauthors.

**Request for Unanimous Consent**

Mr Chappie was granted unanimous consent to take up Assembly Concurrent Resolution No. 2, as amended, without reference to print or file, and that the same be considered re-engrossed

**Consideration of Assembly Concurrent Resolution No. 2, as Amended**

**Assembly Concurrent Resolution No. 2:** By Assemblymen Chappie, Badham, Bagley, Barnes, Bear, Bee, Belotti, Beverly, Biddle, Brathwaite, Briggs Britschgi, Brown, Burke, Burton, Campbell, Collier, Conrad, Cory, Crandall, Crown, Cullen, Davis, Deddeh, Dent, Duffy, Dunlap, Elliott, Fenton, Fong, Foran, Gonsalves, Bill Greene, Leroy F. Greene, Hayes, Hineckley, Harvey Johnson, Ray E Johnson, Karabian, Ketchum, Knox, Lanterman, MacDonald, McGee, McMillan, Meyers, Milas, Miller, Mobley, Monagan, Moorhead, Moretti, Mulford, Murphy, Negrì, Pattee, Porter, Powers, Priolo, Quimby, Ralph, Roberts, Russell, Ryan, Schabarum, Shoemaker, Sieroty, Stacey, Stull, Thomas, Townsend, Unruh, Vasconcellos, Veneman, Veysey, Wakefield, Warren, Wilson, Z'berg, and Zenovich—Relative to proclaiming the week of October 6 to 13 as Angelo Noce Week

Resolution read, as amended, and adopted unanimously

Resolution ordered printed, and transmitted to the Senate.

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

The following resolution was offered

**Assembly Concurrent Resolution No. 3:** By Assemblyman Barnes—Relative to proclaiming the week of September 23 to 29 as Cabrillo Festival Week

**Request for Unanimous Consent**

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

**CONSIDERATION OF ASSEMBLY CONCURRENT  
RESOLUTION NO. 3**

**Assembly Concurrent Resolution No. 3**—Relative to proclaiming the week of September 23 to 29 as Cabrillo Festival Week

Resolution read, and adopted

Resolution ordered printed, and transmitted to the Senate.

## RESOLUTIONS

The following resolutions were offered

By Assemblyman Murphy

## HOUSE RESOLUTION No. 4

Relative to congratulating Sig'ra Mary Carniglia

WHEREAS, It has been learned by the Members of the Assembly that the Italian community of Sestri Levante has honored Sig'ra Mary Carniglia by presenting her a gold medal in gratitude for her outstanding contributions to the Italian-American Community, and

WHEREAS, Sig'ra Mary Carniglia, born at Riva Trigoso in Sestri Levante, left for America in 1893, but has never forgotten her native land and her kinfolk, in addition to devoting herself to activities of concern to the welfare of the Italian community residing in America; and

WHEREAS, During World War I she gave both moral and material assistance to numerous Italian sailors in prisoner-of-war camps who had left Italy for America in Italian merchant ships engaged in commercial operations, and was instrumental in obtaining their release, now, therefore, be it

*Resolved by the Assembly of the State of California*, That the Members congratulate Sig'ra Mary Carniglia for the honor which has been bestowed upon her by the community of Sestri Levante, and be it further

*Resolved*, That the Chief Clerk of the Assembly transmit a suitably prepared copy of this resolution to Sig'ra Mary Carniglia

## Request for Unanimous Consent

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

Resolution read, and adopted

By Assemblyman Murphy

## HOUSE RESOLUTION No. 8

Relative to congratulating Mary Thersa Dambrosia

WHEREAS, It has come to the attention of the Assembly that on Sunday, September 15, 1968, Mary Thersa Dambrosia will celebrate the hundredth anniversary of her birth, and

WHEREAS, Mary Thersa Dambrosia was born in Gaumento, Italy on September 14, 1868, came to the United States in 1906 and made her home in Los Banos, with her husband Luize Dambrosia, where she has resided continually for some 62 years; and

WHEREAS, The union between Luize, who died in January 1936, and Mary was blessed with three children, a daughter Emma, who is deceased and two sons, Frank and Ben, both living in Los Banos; and

WHEREAS, Mary Thersa Dambrosia now has eight grandchildren and nine great-grandchildren and two great-great-grandchildren, and

WHEREAS, The members of the Los Banos Convalescent Hospital, in appreciation of Mary Thersa Dambrosia's activities around the con-

valescent hospital and in affection for her, plan a celebration to mark her 100th birthday; now, therefore, be it

*Resolved by the Assembly of the State of California.* That the Members note with pleasure the 100th birthday of Mary Thersa Dambrosia, of Los Banos, on September 14, 1968, commend and congratulate her upon her long and full life, and wish her many happy returns and years of continued health, success and happiness in the future, and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit a suitably prepared copy of this resolution to Mary Thersa Dambrosia of Los Banos

#### **Request for Unanimous Consent**

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

Resolution read, and adopted.

By Assemblymen Vasconcellos, Britschgi, Murphy, and Thomas

#### **House Resolution No. 9**

Relative to commending the Very Reverend Thomas Dutton Terry, S J

WHEREAS, It has come to the attention of the Members of the Assembly that on October 24, 1968, the University of Santa Clara is inaugurating the 25th President in its long and distinguished history; and

WHEREAS, The University of Santa Clara has maintained a tradition of excellence and is recognized by all as an outstanding educational institution; and

WHEREAS, The University of Santa Clara was one of the first institutions of higher education on the Pacific Coast and has contributed much to the heritage and prosperous development of the State of California, and

WHEREAS, The Very Reverend Thomas Dutton Terry, S J, has notably distinguished himself in the field of education as a student at St. Louis University and the University of California at Davis and as a teacher and administrator at Loyola High School in Los Angeles, Loyola University in Los Angeles and the University of Santa Clara; and

WHEREAS, The Very Reverend Thomas Dutton Terry, S J., has been an innovator and moving force behind new concepts in education and is committed to the positive development of scholarship, understanding, character and morality in our young people, and

WHEREAS, The Board of Trustees of the University of Santa Clara has elected the Very Reverend Thomas Dutton Terry, S J, to the University's highest administrative post and charged him with the responsibilities of guiding the future of the University; now, therefore, be it

*Resolved by the Assembly of the State of California.* That the Members congratulate the Very Reverend Thomas Dutton Terry, S J, on his inauguration as the President of the University of Santa Clara and wish him the greatest success in his endeavors, and be it further

*Resolved*, That the Chief Clerk of the Assembly transmit a suitably prepared copy of this resolution to the Very Reverend Thomas Dutton Terry, S.J.

**Request for Unanimous Consent**

Mr. Vasconcellos was granted unanimous consent to take up House Resolution No. 9 without reference to committee or file

Resolution read, and adopted.

**Hon. John T. Knox Presiding**

At 10 13 a m., Hon. John T. Knox, 11th District, presiding.

**REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL**

Mr Moretti was granted unanimous consent that the following communication relative to Assembly Bill No. 1 be printed in the Journal.

September 10, 1968

*Speaker of the Assembly*

*California Legislature*

*State Capitol, Sacramento, California*

Dear Mr Speaker: Unanimous consent is asked to print this statement on the legislative intent of Assembly Bill 1 of the 1968 First Extraordinary Session

**Section 3208.1**

To nullify the effect upon the law of Workmen's Compensation of certain recent decisions of the Court of Appeals and of the Supreme Court, including *Dow Chemical Co vs Workmen's Compensation Appeals Board*, 67 AC 488, *DeLuna vs Workmen's Compensation Appeals Board*, 258 ACA 271, *Miller vs Workmen's Compensation Appeals Board*, 258 ACA 589, and *Fruehauf Corporation vs Workmen's Compensation Appeals Board*, 252 ACA 600, this section declares that one incident or one exposure which produces any disability or need for treatment is a specific injury, that "cumulative injury" consists of repetitive traumatic activities extending over a period of time, the combined effect of which causes any disability or need for treatment, and declares that the date of a cumulative injury is the date when any disability is caused thereby.

**Section 3208.2**

To nullify the effect upon the law of Workmen's Compensation of certain recent decisions of the Court of Appeal and of the Supreme Court, including *Dow Chemical Co vs Workmen's Compensation Appeals Board*, 67 AC 488, *DeLuna vs Workmen's Compensation Appeals Board*, 258 ACA 271, *Miller vs Workmen's Compensation Appeals Board*, 258 ACA 589, and *Fruehauf Corporation vs Workmen's Compensation Appeals Board*, 252 ACA 600, this section declares that when disability, need for treatment, or death, results from the combined effects of any combination of injuries, specific, cumulative, or both, all questions of fact and of law shall be separately determined with respect to each such injury, including apportionment of liability for any kind of benefits under the Workmen's Compensation laws.

*Section 4454*

The amendment of this section is declaratory of the existing law and clarifies the definition of average earnings to exclude so-called "fringe benefits" such as savings, wage continuation, wage replacement or stock acquisition programs or any benefit programs for which the employer pays or contributes to any persons other than the employee or his family.

*Section 5303.*

To nullify the effect upon the law of Workmen's Compensation of certain recent decisions of the Court of Appeal and of the Supreme Court, including *Dow Chemical Co vs Workmen's Compensation Appeals Board*, 67 AC 488, *DeLuna vs Workmen's Compensation Appeals Board*, 252 ACA 271, *Miller vs Workmen's Compensation Appeals Board*, 258 ACA 589, and *Fruehauf Corporation vs Workmen's Compensation Appeals Board*, 252 ACA 600, the amendment of this section declares that no injury, whether specific or cumulative, shall, for any purpose whatsoever, merge into or form a part of another injury and that no award based on a cumulative injury shall include disability caused by any specific injury or by any other cumulative injury which caused or contributed to the existing disability, need for medical treatment or death.

Sincerely,

BOB MORETTI, Chairman  
Finance and Insurance Committee  
JACK FENTON, Chairman  
Subcommittee on Workman's Compensation

**RESOLUTIONS**

The following resolutions were offered.

By Assemblyman Unruh:

**House Resolution No. 10**

Relative to the September Hearings of the Advisory Commission  
on Intergovernmental Relations in San Francisco

WHEREAS, The Advisory Commission on Intergovernmental Relations is a high-level body, appointed by the President of the United States, to study outstanding issues involving the relations between the various levels of government within the federal system, and

WHEREAS, Last year the commission initiated a program whereby at least one hearing and commission meeting would be conducted each year at a major American city other than Washington, D C., where the commission is headquartered; and

WHEREAS, The Advisory Commission on Intergovernmental Relations will hold a hearing on September 19, 1968, followed by its regular quarterly meeting on September 20, 1968, in San Francisco, California, the subject to comprise the issue of state problems with the federal Medic-aid program; now, therefore, be it

*Resolved by the Assembly of the State of California, That the Members welcome the members and staff of the Advisory Committee on Intergovernmental Relations to San Francisco and wish them success in their meeting in this outstanding California city; and be it further*

*Resolved, That the Chief Clerk of the Assembly transmit a suitably prepared copy of this resolution to Governor Farris Bryant, Chairman of the commission, and to William Colman, Executive Director of the commission.*

**Request for Unanimous Consent**

Mr Unruh was granted unanimous consent to take up House Resolution No. 10 without reference to committee or file

Resolution read, and adopted.

By Assemblyman Chappie

**House Resolution No. 11**

Relative to commending District X of the Division of Highways

WHEREAS, The dedication of new highway maintenance stations at Cabbage Patch and Dorrington on Ebbetts Pass in Calaveras County is being held on September 23, 1968, and

WHEREAS, This occasion gives us a fitting opportunity to review the benefits to be derived from such development, and

WHEREAS, The benefits of the development of State Highway 4 in Ebbetts Pass include.

(1) The opening of a great area of the Sierra Nevadas to all-year use of the people of California

(2) The communication and transportation techniques necessary to develop and operate a magnificent new winter sports area,

(3) A level of maintenance and, consequently, traffic safety never before achieved on State Highway 4 in Calaveras County,

(4) The acceleration of the economy of Ebbetts Pass together with year-round employment of many of its residents; now, therefore, be it

*Resolved by the Assembly of the State of California, That the Members commend and congratulate District X of the Division of Highways and the California Highway Commission upon the dedication of the new maintenance stations on State Highway 4 in Calaveras County; and be it further*

*Resolved, That the Chief Clerk of the Assembly transmit suitably prepared copies of this resolution to the Honorable Ronald Reagan, Governor of California, the Board of Supervisors of Calaveras County, the California Highway Commission, and the District Engineer of District X of the Division of Highways*

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

By Assemblyman Veneman

**House Resolution No. 12**

Relative to local income taxes

WHEREAS, Testimony has been presented to the Assembly that cities and counties are approaching a fiscal crisis; and

WHEREAS, The Legislature at the 1968 Regular Session has moved to preempt the use of the sales tax; and

WHEREAS, One city and county has imposed a form of income tax; 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 committee for study the feasibility of using the income tax as a source of revenue for cities and counties

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

### **Speaker Presiding**

At 10 15 a m , Hon Jesse M Unruh, 65th District, presiding.

### **NAMES PLACED UPON ROLL CALLS**

Messrs. Burton, Quimby, and Ralph were granted unanimous consent that they be recorded as voting "Aye" on Assembly Bills Nos. 1 and 3.

Mr. Negri was granted unanimous consent that he be recorded as voting "Aye" on Assembly Bill No. 1

### **CAUCUS ANNOUNCEMENTS**

Mr. Mulford announced that there would be a Republican Caucus immediately upon adjournment of the first extraordinary session today in the Assembly Lounge

### **NAMES PLACED UPON ROLL CALLS**

Messrs. Z'berg, Ryan, Miller, and Briggs were granted unanimous consent that they be recorded as voting "Aye" on Assembly Bills Nos. 1 and 3.

### **QUORUM CALL OF THE ASSEMBLY DISPENSED WITH**

At 10 19 a m , by unanimous consent, the quorum call of the Assembly was dispensed with.

### **RECESS**

At 10 20 a m , Speaker Unruh declared the Assembly recessed until 2 30 p m .

### **REASSEMBLED**

At 2 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.

### **RESOLUTIONS**

The following resolution was offered:

By Assemblymen Davis, Fong, and Brathwaite:

### **House Resolution No. 13**

Relative to National Business Women's Week

WHEREAS, Working women constitute more than 26 million of the nation's working force, and are constantly striving to serve their communities, their state and their nation in civic and cultural programs; and



WHEREAS, A major goal of business and professional women is to help create better conditions for men and women through the study of social, educational, economic, and political problems; to help them be of greater service to their community, to promote "full partnership" in all phases of daily living, and to further friendship with women throughout the world, and

WHEREAS, Because of the highly specialized, technical, and clerical services which she renders, the American business woman has become increasingly important to the business and financial community and an integral part of the proper functioning of our government, and

WHEREAS, All of us are proud of their leadership in many fields of endeavor, and their acceptance of "The Responsibility of Full Partnership"; now, therefore, be it

*Resolved by the Assembly of the State of California, That the members request the Governor to proclaim October 20 through October 26, 1968, as National Business Women's Week, and urge all citizens, all civic and fraternal groups, all educational associations, all news media and other community organizations to join in a salute to working women by encouraging and promoting the celebration of the achievements of all business and professional women as they contribute daily to our economic, civic and cultural development, 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 Federation of Business and Professional Women's Clubs, Inc*

#### **Request for Unanimous Consent**

Mrs. Davis was granted unanimous consent to take up House Resolution No. 13 without reference to committee or file

Resolution read

#### **Members Made Coauthors of House Resolution No. 13**

Mrs. Davis was granted unanimous consent that all Members of the Assembly who are present on this day be placed upon House Resolution No. 13 as coauthors

Resolution read, as amended, and adopted unanimously.

#### **REQUEST FOR UNANIMOUS CONSENT TO WITHDRAW HOUSE RESOLUTION NO. 3 FROM COMMITTEE**

Mr. Porter was granted unanimous consent that House Resolution No. 3 be withdrawn from the Committee on Rules for purpose of consideration at this time, without reference to file

#### **Consideration of House Resolution No. 3**

**House Resolution No. 3—Relative to memorializing James Anderson, Jr.**

NOTE The full text of House Resolution No. 3 appears at page 7 of the Assembly Daily Journal for September 9, 1968

Resolution read, presented by Mr. Porter, and adopted.

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

The following resolution was offered.

**Assembly Concurrent Resolution No. 4:** By Assemblymen Powers, Leroy F. Greene, Z'berg, and Monagan (Senators Rodda and Short, coauthors)—Relative to congratulating the McGeorge School of Law of the University of the Pacific

#### **Request for Unanimous Consent**

Mr Powers was granted unanimous consent to take up Assembly Concurrent Resolution No 4 without reference to committee, print, or file, and that the same be considered engrossed.

### **CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 4**

**Assembly Concurrent Resolution No. 4**—Relative to congratulating the McGeorge School of Law of the University of the Pacific

Resolution read

#### **Members Made Coauthors of Assembly Concurrent Resolution No. 4**

Mr Powers was granted unanimous consent that all Members of the Assembly who are present on this day be placed upon Assembly Concurrent Resolution No 4 as coauthors

#### **Request for Unanimous Consent**

Mr Powers was granted unanimous consent to take up Assembly Concurrent Resolution No 4, as amended, without reference to print or file, and that the same be considered re-engrossed.

#### **Consideration of Assembly Concurrent Resolution No. 4, as Amended**

**Assembly Concurrent Resolution No. 4:** By Assemblymen Powers, Badham, Bagley, Barnes, Bear, Bee, Belotti, Beverly, Biddle, Brathwaite, Briggs, Britschgi, Brown, Burke, Burton, Campbell, Chappie, Collier, Conrad, Cory, Crandall, Crown, Cullen, Davis, Deddeh, Dent, Duffy, Dunlap, Elliott, Fenton, Fong, Foran, Gonsalves, Leroy F. Greene, Hayes, Hinckley, Harvey Johnson, Ray E Johnson, Karabian, Ketchum, Knox, Lanterman, MacDonald, McGee, McMillan, Meyers, Milas, Miller, Mobley, Monagan, Moorhead, Moretti, Mulford, Murphy, Negri, Pattee, Porter, Priolo, Quimby, Ralph, Roberti, Russell, Ryan, Shoemaker, Sieroty, Stull, Thomas, Unruh, Vasconcellos, Veneman, Veysey, Wakefield, Warren, Wilson, Z'berg, and Zenovich—Relative to congratulating the McGeorge School of Law of the University of the Pacific

Resolution read, as amended, and adopted unanimously.

Resolution ordered printed, and transmitted to the Senate.

### **NAME PLACED UPON ROLL CALLS**

Mr Meyers was granted unanimous consent that he be recorded as voting "Aye" on Assembly Bills Nos. 1 and 3.

**INTRODUCTION, FIRST READING, AND REFERENCE  
OF ASSEMBLY BILL 6 (RESUMED)**

The following resolution was offered:

**Assembly Concurrent Resolution No. 5:** By Assemblyman Burton—  
Relative to blind and visually handicapped persons.

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

**RESOLUTIONS**

The following resolutions were offered:

By Assemblyman Burton:

**House Resolution No. 14**

Relative to blind and visually handicapped persons

**WHEREAS**, It is the policy of the State of California to encourage and enable blind persons, visually handicapped persons, and other physically disabled persons to participate fully in the social and economic life of the state, and

**WHEREAS**, This policy has been expressly reaffirmed and set forth in Senate Bill 369, enacted by the 1968 Regular Session of the Legislature, and signed by the Governor (Chapter 461), and

**WHEREAS**, Such policy explicitly states that blind persons, visually handicapped persons, and other physically disabled persons shall have the same right as the able-bodied to the full and free use of the streets, highways, sidewalks, walkways, public buildings, public facilities, and other public places, and that blind persons, visually handicapped persons, and other physically disabled persons shall be entitled to full and equal access, as other members of the general public, to accommodations, advantages, facilities, and privileges of all common carriers, airplanes, motor vehicles, railroad trains, motor buses, streetcars, boats or any other public conveyances or modes of transportation, hotels, lodging places, places of public accommodation, amusement or resort, and other places to which the general public is invited, subject only to the conditions and limitations established by law, or state or federal regulation, and applicable alike to all persons, and

**WHEREAS**, It has come to the attention of the Legislature that blind persons have been denied such full and equal access to certain places and facilities of amusement at Cal Expo, and have furthermore been subjected to embarrassment and inconvenience as a result of attempting to assert their rights to such full and equal access; now, therefore, be it

*Resolved by the Assembly of the State of California*, That the California Exposition and Fair Executive Committee is requested to require immediately that full and equal access to all places and facilities of public accommodation, amusement, or resort at Cal Expo be assured to blind and visually handicapped persons, and be it further

*Resolved*, That the California Exposition and Fair Executive Committee is requested to require as a condition of acquiring and retaining concession rights at Cal Expo that concessionaires afford such full and

equal access to their places and facilities of public accommodation, amusement, or resort as is enjoyed by the general public; and be it further

*Resolved*, That the California Exposition and Fair Executive Committee is requested to report to the Assembly within 60 days of the adoption of this resolution concerning action taken pursuant to this resolution; and be it further

*Resolved*, That the Chief Clerk of the Assembly transmit a copy of this resolution to the California Exposition and Fair Executive Committee

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

By Assemblymen Wilson, Veneman, Monagan, Stull, Ketchum, Pattee, Vaseoncellos, Ryan, Dent, Powers, and Britschgi.

### House Resolution No. 15

Relative to the "Property Tax Limitation Initiative"

WHEREAS, An initiative measure to amend the State Constitution, known as the "Property Tax Limitation Initiative," will appear on the ballot at this year's November General Election; and

WHEREAS, Although purporting to afford relief to the overburdened taxpayer, it is irresponsibly shortsighted in concept and will inevitably prove to be disastrous in its execution; and

WHEREAS, It would drastically reduce the financial base of local government, and thereby cause a severe curtailment in the various services provided by local government and paid for primarily with property tax revenue; and

WHEREAS, It does not provide for any other source of revenue to replace that which would be lost by its adoption, so that as a consequence it will necessarily have the practical effect of forcing drastic increases in personal income and sales taxes, thereby shifting a disproportionate part of the tax burden from property to the individual; and

WHEREAS, The prime beneficiaries of the measure would be owners of commercial properties and large tracts of land, rather than single-family homeowners and the renters of property; and

WHEREAS, The measure poses a serious threat to the traditional American principle of local control and participation in community services, particularly with respect to the schools, and its adoption would inexorably lead to an ever-increasing dependency of local government upon State and Federal funding of local governmental services, and

WHEREAS, All claims of its sponsors to the contrary notwithstanding, the measure represents a "tax trap" in every possible sense of the term; and

WHEREAS, In addition, the measure is so carelessly and ambiguously worded that, if adopted, it would be the subject of years of litigation in order to ascertain its full and actual scope and application; and

WHEREAS, A more responsible and equitable kind of property tax relief is feasible; and

WHEREAS, This legislative body is greatly concerned with the necessity of doing everything possible to protect the people of California from having foisted on them so cruel a hoax as the "Property Tax Limitation Initiative", now, therefore, be it

*Resolved by the Assembly of the State of California.* That the Members are unalterably opposed to the adoption of the "Property Tax Limitation Initiative," and, in the interest of good government, request that all other citizens of this State join with them in doing everything humanly possible in spreading the word as to the inadvisability of the measure and the need for casting a "No" vote on it at the November election, and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit a copy of this resolution to the board of supervisors of each of the 58 counties of the State and to the California Taxpayers Association

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

#### OATH OF OFFICE—SEAFARER OF THE ASSEMBLY

The following oath of office of Father Leo McAllister, Chaplain-elect of the Assembly for the 1968 First Extraordinary Session, administered by Deputy Secretary of State Bert Clinkston, was presented by the Chief Clerk, and ordered printed in the Journal

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.

#### ADJOURNMENT

At 2 56 p.m. on motion of Mr Unruh, Speaker pro Tempore Bee declared the Assembly adjourned until 10 30 a.m., Wednesday, September 11, 1968

JESSE M UNRUH, Speaker

ANABEL WHANG, Minute Clerk



CALIFORNIA LEGISLATURE

1968 FIRST EXTRAORDINARY SESSION

# ASSEMBLY DAILY JOURNAL

Third Legislative Day

Third Calendar Day

IN ASSEMBLY

Assembly Chamber

Wednesday, September 11, 1968

The Assembly met at 10 17 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

Badham, Bagley, Barnes, Bear, Bee, Belotti, Beverly, Biddle, Brathwaite, Briggs, Britschgi, Brown, Burke, Campbell, Chappie, Collier, Conrad, Cory, Crandall, Crown, Cullen, Davis, Deddeh, Dent, Duffy, Dunlap, Elliott, Fenton, Fong, Foran, Gonsalves Bill Greene, Leroy F Greene, Hayes, Hinckley, Harvey Johnson, Ray E. Johnson, Karabian, Ketchum, Knox, Lanterman, MacDonald, McGee, McMillan, Meyers, Milas, Miller, Mobley, Monagan, Moorhead, Moretti, Mulford, Murphy, Negrì, Pattee, Porter, Powers, Priolo, Ralph, Roberts, Russell, Ryan, Schabarum, Shoemaker, Sicroty, Stacey, Stull, Thomas, Townsend, Vasconcellos, Veneman, Veysey, Wakefield, Warren, Wilson, Z'berg, Zenovich, and Mr Speaker—78.

Quorum present.

## PRAYER

The following prayer was offered by the Chaplain, Father Leo McAlister

*Father of Truth*, Of light, of unnumbered love, take away the pride that shutters the human intellect; take away the deceit that seeks to hide the human weakness, take away the fear of being rejected, so that we can breathe the air of freedom and be ourselves in union with the Divine —AMEN

**PLEDGE OF ALLEGIANCE TO THE FLAG**

Upon request of Speaker pro Tempore Bee, Mr Moorhead 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 Veysey

**LEAVES OF ABSENCE FOR THE DAY**

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

Mr. Qumby, on request of Acting Speaker Shoemaker.

Mr Burton, on request of Acting Speaker Shoemaker

**RESOLUTIONS**

The following resolution was offered.

By Assemblyman Veysey (Senator Cologne, coauthor):

**House Resolution No. 16**

Relative to the retirement of Richard Elliott

**WHEREAS**, Richard Elliott, after 38 years of dedicated service, retired on July 1, 1968, from the Board of Trustees of the Desert Sun School, which he co-founded in 1930, and

**WHEREAS**, A native of Tennessee, he came to California when 19, and was with the Citrus Experiment Station in Riverside until 1920, when he acquired, east of Mecca, a farm which eventually he had to give up because of his expanding involvement with the school; and

**WHEREAS**, In response to the urging of the farmers and ranchers in the area who realized the difficulties in educating children of varied background, he and his wife, Edith, a school teacher whom he married in 1923, founded the Desert Sun School in 1930; and

**WHEREAS**, He was instrumental in the continued growth of the school as exemplified by its increase in enrollment from five to over 100 boarding students, its modern facilities at Saunders Meadow, where full-time operation began in 1946, and its widespread reputation for the academic excellence of its college preparatory curriculum, and by his service as trustee, planner, counselor, teacher, and house parent; and

**WHEREAS**, During the past 22 years, his countless community activities include serving nearly 10 years on the Hemet Unified School District Board of Trustees representing Idyllwild, spending nine years in developing county school organization programs, and representing Idyllwild in civil defense and county developments; and

**WHEREAS**, In keeping with his belief that "Uselessness is the greatest curse of life, and I feel that I can be of service in many places," he will expand his activities with the Christian Science Church and Riverside County and will stand ready to help the Desert Sun School whenever necessary, now, therefore, be it

*Resolved by the Assembly of the State of California*, That the Members commend Richard Elliott for his lifelong dedication to the education of our youth and extend to him their sincerest wishes for continued success in future endeavors; and be it further



*Resolved*, That the Chief Clerk of the Assembly transmit a suitably prepared copy of this resolution to Richard Elliott.

#### **Request for Unanimous Consent**

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

Resolution read, and adopted

#### **REQUEST FOR UNANIMOUS CONSENT**

Mr Shoemaker was granted unanimous consent that a photographer be permitted on the floor of the Assembly

#### **RESOLUTIONS**

The following resolutions were offered

By Assemblymen Barnes, Deddeh, Stull, and Wilson

#### **House Resolution No. 17**

Relative to commending Dr. Ralph Dailard on his retirement

WHEREAS, The Members of the Assembly have learned of the impending retirement of one of the nation's outstanding educators, Dr. Ralph Dailard, and

WHEREAS, Dr. Ralph Dailard took his A. B. in education at Kearny State Teachers College in 1928, his M. A. in School Administration at the University of Nebraska in 1935, and his Ph. D. in School Administration at Columbia University in 1938, and

WHEREAS, For the past 28 years Dr. Dailard has served with the San Diego City Schools in the following capacities: Business Manager (1939-1941), Assistant Superintendent and Business Manager (1941-1947), Deputy Superintendent of Schools (1947-1949), Associate Superintendent of Schools (1949-1954), Superintendent of Schools (1954 to present); and

WHEREAS, Despite his heavy schedule Dr. Dailard has found time to actively aid his community through membership in the following organizations: Phi Delta Kappa, Kappa Delta Pi, National Education Association, California Teachers Association, American Association of School Administrators, California Association of School Administrators, California Public Schools Business Officials Association (Past President), Southwestern Regional Laboratory for Educational Research and Development (Advisory Council), The Research Council of the Great Cities Program for School Improvement, Member of Methodist Church, Masonic Lodge Scottish Rite KCCIL, City-County Camp Commission, San Diego County Council of Boy Scouts of America, The American Red Cross Youth Advisory Committee, Supplementary Educational Executive Committee, Executive Committee San Diego Area Instructional Television Authority (Chairman), and

WHEREAS, In 1962 Dr. Dailard received the "American Educators Medal" from the Freedoms Foundation at Valley Forge in recognition of his leadership in the development of the San Diego City Schools program of citizenship education (one of 13 educators nationally to receive this award in 1962), the citation for which reads "for a notable patriotic contribution to youth leadership"; and

WHEREAS, During the years of Dr Dailard's tenure the San Diego City School System has undergone tremendous changes in terms of pupil population, employment rolls, school buildings, and the size of capital and operating budgets; and

WHEREAS, Throughout these years of dramatic and dynamic change Dr Dailard through sound, mature, and imaginative educational leadership has fashioned a school system magnificently prepared to meet the challenging educational problems of the space age, and

WHEREAS, Dr. Dailard's leadership over the past three decades has justly earned for him the reputation of one of the nation's truly outstanding school district administrators; now, therefore, be it

*Resolved by the Assembly of the State of California*, That the Members extend their warmest commendation to Dr Ralph Dailard for the truly magnificent educational leadership he has provided the City of San Diego over the past three decades and wish him well in his leisure years; and be it further

*Resolved*, That the Chief Clerk of the Assembly transmit a suitably prepared copy of this resolution to Dr Ralph Dailard

#### **Request for Unanimous Consent**

Mr. Barnes was granted unanimous consent to take up House Resolution No. 17 without reference to committee or file.

Resolution read

#### **Members Made Coauthors of House Resolution No. 17**

Mr. Barnes was granted unanimous consent that all Members so desiring be placed upon House Resolution No. 17 as coauthors

#### **Roll Call**

The following Assemblymen indicated a desire to become coauthors:

Badham, Bear, Bee, Belotti, Beverly, Briggs, Britschgi, Brown, Burke, Campbell, Chappie, Collier, Conrad, Crandall, Cullen, Davis, Dent, Duffy, Dunlap, Elliott, Fenton, Foran, Gonsalves, Leroy F. Greene, Hayes, Hinckley, Harvey Johnson, Ray E. Johnson, Karabian, Ketchum, Knox, Lanterman, MacDonald, McGee, Meyers, Milias, Mobley, Monagan, Moorhead, Mulford, Murphy, Pattee, Porter, Priolo, Russell, Schabaram, Shoemaker, Stacey, Thomas, Unruh, Veneman, Veysey, Wakefield, and Zenovich.

Resolution read, as amended, and adopted unanimously

By Assemblyman Russell.

#### **House Resolution No. 18**

Relating to congratulating Ferd and Grace Allen Goodfellow on their 50th Wedding Anniversary

WHEREAS, It has come to the attention of the Members of the Assembly that Ferd and Grace Allen Goodfellow will celebrate their 50th Wedding Anniversary on September 18, 1968; and

WHEREAS, Married in North Dakota a half century ago, the Goodfellows shortly after moved to Southern California and are presently living in Sunland Tujunga; and

WHEREAS, Mr. Goodfellow has been a leader in the real estate and employment agency industries, and both Mr. and Mrs. Goodfellow have been active in their church; and

WHEREAS, The Goodfellows have been active in the political and civic life of their community, enlisting the support of business and civic leaders for candidates for public office; and

WHEREAS, Grace Allen Goodfellow is a charter member and first president of her political party's women's club in Burbank, past president of a similar club in Sunland Tujunga, and is a longtime member of the state and county central committees of her political party; and

WHEREAS, Working in the precinct and grass roots level of politics, the Goodfellows have been instrumental in electing candidates to the United States Congress and State Legislature; and

WHEREAS, The Goodfellows are parents of two outstanding sons, Allen and Richard; now, therefore, be it

*Resolved by the Assembly of the State of California, That the Members congratulate Ferd and Grace Allen Goodfellow on their 50th Wedding Anniversary, September 18, 1968, and commend them for the many years they have devoted to the political and civic life of their community; and be it further*

*Resolved, That the Chief Clerk of the Assembly transmit a suitably prepared copy of this resolution to Ferd and Grace Allen Goodfellow.*

#### **Request for Unanimous Consent**

Mr. Russell was granted unanimous consent to take up House Resolution No. 18 without reference to committee or file

Resolution read

#### **Members Made Coauthors of House Resolution No. 18**

Mr. Russell was granted unanimous consent that all Members so desiring be placed upon House Resolution No. 18 as coauthors

#### **Roll Call**

The following Assemblymen indicated a desire to become coauthors

Badham, Barnes, Bear, Bee, Belotti, Beverly, Briggs, Britschgi, Brown, Burke, Campbell, Chappie, Collier, Conrad, Crandall, Cullen, Davis, Deddeh, Dent, Duffy, Dunlap, Elliott, Fenton, Foran, Gonsalves, Leroy F. Greene, Hayes, Hunkley, Harvey Johnson, Ray E. Johnson, Karabian, Ketchum, Knox, Lanterman, MacDonald, McGee, Meyers, Milas, Mobley, Monagan, Moorhead, Mulford, Murphy, Pattee, Porter, Powers, Priolo, Schabarum, Shoemaker, Stacey, Stull, Thomas, Unruh, Vencman, Wakefield, Wilson, and Zenovich

Resolution read, as amended, and adopted unanimously

#### **RECESS**

At 10 21 a.m., Speaker pro Tempore Bee declared the Assembly recessed until 11 26 a.m.

#### **REASSEMBLED**

At 11 26 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.

**Hon. Winfield A. Shoemaker Presiding**

At 11 27 a m , Hon Winfield A Shoemaker, 36th District, presiding

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

The following resolution was offered

**Assembly Concurrent Resolution No. 6:** By Assemblyman Bee (Senator Petris, coauthor)—Relative to the contributions of Mexican-Americans.

**Request for Unanimous Consent**

Mr Bee was granted unanimous consent to take up Assembly Concurrent Resolution No 6 without reference to committee, print, or file, and that the same be considered engrossed.

**CONSIDERATION OF ASSEMBLY CONCURRENT  
RESOLUTION NO. 6**

\* **Assembly Concurrent Resolution No. 6**—Relative to the contributions of Mexican-Americans

Resolution read

**Members Made Coauthors of Assembly Concurrent Resolution No. 6**

Mr Bee was granted unanimous consent that all Members so desiring be placed upon Assembly Concurrent Resolution No. 6 as coauthors.

**Roll Call**

The following Assemblymen indicated a desire to become coauthors

Badham, Barnes, Bear, Belotti, Beverly, Biddle, Brathwaite, Briggs, Britschgi, Brown, Burke, Campbell, Chappie, Collier, Conrad, Cory, Crandall, Crown, Cullen, Davis, Deddeh, Dent, Duffy, Dunlap, Fenton, Foran, Bill Greene, Leroy F Greene, Hayes, Hincley, Harvey Johnson, Ray E Johnson, Karabian, Ketchum, Knox, Lanterman, MacDonald, McGee, McMillan, Meyers, Milas, Mobley, Monagan, Moorhead, Moretti, Mulford, Murphy, Negri, Pattee, Porter, Priolo, Ralph, Roberti, Russell, Schabarum, Shoemaker, Sieroty, Stull, Thomas, Unruh, Vasconcellos, Veysey, Wakefield, Warren, Wilson, Z'berg, and Zenovich

**Request for Unanimous Consent**

Mr Bee was granted unanimous consent to take up Assembly Concurrent Resolution No 6, as amended, without reference to print or file, and that the same be considered re-engrossed

**Consideration of Assembly Concurrent Resolution No. 6 as Amended**

**Assembly Concurrent Resolution No. 6:** By Assemblymen Bee, Badham, Barnes, Bear, Belotti, Beverly, Biddle, Brathwaite, Briggs, Britschgi, Brown, Burke, Campbell, Chappie, Collier, Conrad, Cory, Crandall, Crown, Cullen, Davis, Deddeh, Dent, Duffy, Dunlap, Fenton, Foran, Bill Green, Leroy F Greene, Hayes, Hincley, Harvey Johnson, Ray E Johnson, Karabian, Ketchum, Knox, Lanterman, MacDonald, McGee, McMillan, Meyers, Milas, Mobley, Monagan, Moorhead, Moretti, Mulford, Murphy, Negri, Pattee, Porter, Priolo, Ralph, Roberti, Russell, Schabarum, Shoemaker, Sieroty, Stull, Thomas, Unruh, Vasconcellos,

Veysey, Wakefield, Warren, Wilson, Z'berg, and Zenovich (Senator Petris, coauthor)—Relative to the contributions of Mexican-Americans.

Resolution read, as amended, and adopted unanimously

Resolution ordered printed, and transmitted to the Senate

#### RESOLUTIONS

The following resolutions were offered

By Assemblymen Davis and McGee

#### House Resolution No. 19

Relative to salmon

*Resolved by the Assembly of the State of California.* That the Department of Fish and Game is directed to make every effort on the highest priority to improve the salmon resource of this state and to include activities to enhance and develop the use of tributary streams, particularly below major water impoundments, as natural spawning areas, and to develop effective fish screens to protect salmon from water diversions as they return to the sea, with strict enforcement of the requirements of the law for installation of such fish screens; and be it further

*Resolved.* That the Chief Clerk of the Assembly transmit a copy of this resolution to the Director of the Department of Fish and Game

#### Request for Unanimous Consent

Mrs. Davis was granted unanimous consent to take up House Resolution No. 19 without reference to committee or file

Resolution read, and adopted

By Assemblyman Unruh:

#### House Resolution No. 20

Relative to police training programs

WHEREAS, The Legislature adopted at the 1968 Regular Session Assembly Bill 870, which provided for a two-year pilot program for the training of specially selected police officers in dealing with problems of urban unrest, to be administered by the Commission on Peace Officer Standards and Training of the State of California; and

WHEREAS, The Governor vetoed this bill, stating in his veto message that "the Commission on Peace Officer Standards and Training can accomplish the objectives of this bill without further statutory authority" and the Assembly, on September 9, 1968, sustained the Governor's veto; and

WHEREAS, The Members of the Assembly continue to believe that such police training programs are an important part of dealing with disorders in our cities and contributing to the maintenance of law and order; now, therefore, be it

*Resolved by the Assembly of the State of California.* That the Commission on Peace Officer Standards and Training is requested to plan for and conduct police training programs such as those proposed by A.B. 870, to be funded from increased penalties and fines collected pursuant to Assembly Bill 1203 (Ch. 1305, Stats. 1968); and be it further

*Resolved*, That the commission is requested to report to the Assembly on the status of such training programs not later than the 15th legislative day of the 1969 Regular Session of the Legislature; and be it further

*Resolved*, That the Chief Clerk of the Assembly transmit a copy of this resolution to the Commission on Peace Officer Standards and Training of the State of California.

Held at Desk by order of the Acting Speaker.

#### **ANNOUNCEMENTS OF COMMITTEE MEETINGS**

It was announced that the following committee would hold a meeting *Today*—

*Upon adjournment*—Education, Executive Meeting (Leroy F. Greene, Chairman), in Room 6017.

#### **RECESS**

At 11 35 a m, Acting Speaker Shoemaker declared the Assembly recessed until 3 p m.

#### **REASSEMBLED**

At 3 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**

Messrs. Stacey, Crandall, and Murphy were granted unanimous consent that a photographer be permitted on the floor of the Assembly

#### **RESOLUTIONS**

The following resolution was offered:

By Assemblymen Biddle and Veysey (Senator Cologne, coauthor)

#### **House Resolution No. 21**

Relative to the retirement of Dr. Everett Stone

WHEREAS, It has come to the attention of the Members that Dr. Everett Stone has retired as County Health Officer for Riverside County; and

WHEREAS, He has held the position of County Health Officer for eighteen and one-half years, and has worked for Riverside County for over twenty-nine years; and

WHEREAS, Dr. Stone has performed his job with diligence and dedication despite the amputation of both legs, a handicap which would overwhelm most ordinary men, and

WHEREAS, He was born in Bowling Green, Kentucky in 1900, attended Columbia Union College, and was admitted to the practice of medicine in California in 1931; and

WHEREAS, Dr. Stone married Bessie Shaw in 1931, and shortly thereafter entered private practice in Oceanside, California, beginning his work for Riverside County in 1939; and

WHEREAS, He has served variously as Secretary, Vice President and President of the Conference of Local Health Officers, and was also appointed as a member of the Water Resources Control Board; and

WHEREAS, Dr and Mrs Stone have two children, Eleanor and William, and a grandson, William, Jr ; now, therefore, be it

*Resolved by the Assembly of the State of California*, That the Members express their sincerest appreciation to Dr Everett Stone for his many years of devoted service to the people of Riverside County and this state, and extend their best wishes to Dr and Mrs Stone upon his retirement, and be it further

*Resolved*, That the Chief Clerk of the Assembly transmit a suitably prepared copy of this resolution to Dr and Mrs Everett Stone

#### **Request for Unanimous Consent**

Mr Biddle was granted unanimous consent to take up House Resolution No 21 without reference to committee or file

Resolution read, and adopted

#### **MESSAGES FROM THE SENATE**

Senate Chamber, Sacramento, September 11, 1968

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

ACR No 1

ACR No. 3

ACR No 2

ACR No. 4

J A BEEK Secretary of the Senate

By R W Lyons, Chief Assistant Secretary

Above resolutions ordered enrolled

#### **REQUEST FOR UNANIMOUS CONSENT**

Mr Vaseoncellos was granted unanimous consent that a photographer be permitted on the floor of the Assembly

#### **ANNOUNCEMENTS**

Mr Priolo announced that he had at his desk a bill which he intends to introduce, relative to odometers, and invited any Members who wished to become coauthors to come to his desk and sign the measure before its introduction

#### **NOTES**

At 3 27 p m, Speaker pro Tempore Bee declared the Assembly recessed until 5 p m

#### **REASSEMBLED**

At 5 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

#### **RESOLUTIONS**

The following resolution was offered

By Assemblyman Cullen

**House Resolution No. 22****Relative to crude oil pricing**

WHEREAS, The State of California has awarded many oil contracts from which it receives royalties or a share of profits and the taxpayers of the state have a direct economic concern amounting to millions of dollars a year in the price for the oil produced from these operations, and

WHEREAS, The price of California crude oil has not changed for ten years and yet the price of crude oil in other regions has increased and, in fact, some areas have received three price increases in the past two years, and

WHEREAS, Production costs for California producers have risen steadily; and

WHEREAS, The reported earnings of oil companies with refineries indicate that their profits have increased steadily and such oil companies have made large expenditures so as to utilize California crude oil in their refineries more profitably, and

WHEREAS, It is reported that refinery technology has improved so that the lower gravity crude oil in which this state has the greatest interest is penalized under present crude oil prices, and

WHEREAS, It is estimated that in the Wilmington Field alone such discrimination against low gravity crude oil may cost the state as much as 12 million dollars a year and if an increase in the price of California crude oil is not forthcoming the total loss to the state in the Wilmington Oil Field as compared to other oil regions could total 500 million dollars, and

WHEREAS, The ultimate economic impact of such comparative loss is of tremendous concern to the future of the state, now, therefore, be it

*Resolved by the Assembly of the State of California*, That the Assembly Rules Committee is hereby requested to assign to an appropriate committee for study the general subject of crude oil pricing in California and its effect on the future economy of the state; and be it further

*Resolved*, That said committee report its findings and recommendations to the Assembly not later than the fifth legislative day of the 1969 Regular Session of the Legislature

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

**EXPLANATION OF VOTE—ASSEMBLY BILL NO. 3**

September 11, 1968

It was impossible for me to be present when the final vote was taken in the Assembly on AB 3 (Zenovich), First Extraordinary Session, September 10, 1968.

Had I been present, I would have voted "aye".

ROBERT W. CROWN



**ADJOURNMENT**

At 5 20 p m . Speaker pro Tempore Bee declared the Assembly adjourned until 10 30 a m , Thursday, September 12, 1968.

JESSE M UNRUH, Speaker

ANABEL WHANG, Minute Clerk



CALIFORNIA LEGISLATURE  
1968 FIRST EXTRAORDINARY SESSION

# ASSEMBLY DAILY JOURNAL

Fourth Legislative Day

Fourth Calendar Day

## IN ASSEMBLY

Assembly Chamber  
Thursday, September 12, 1968

The Assembly met at 10 18 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.

Badham, Bagley, Barnes, Bear, Bee, Belotti, Beverly, Biddle, Brathwaite, Briggs, Britschgi, Brown, Burke, Burton, Campbell, Chappie, Collier, Conrad, Cory, Crandall, Crown, Cullen, Davis, Deddeh, Dent, Duffy, Dunlap, Elliott, Fenton, Fong, Foran, Gonsalves, Bill Greene, Leroy F. Greene, Hayes, Hunkley, Harvey Johnson, Ray E Johnson, Karabian, Ketchum, Knox, Lanterman, MacDonald, McGee McMillan, Meyers, Milas, Miller, Mobley, Monagan, Moorhead, Moretti, Mulford, Murphy, Negri, Pattee, Porter, Powers, Qumby, Ralph, Roberti, Russell, Ryan, Schabarum, Shoemaker, Sieroty, Stacey, Stull, Thomas, Townsend, Vasconcellos, Veneman, Veysey, Wakefield, Warren, Wilson, Z'berg, Zenovich, and Mr. Speaker—79.

Quorum present.

### PRAYER

The following prayer was offered by the Chaplain, Father Leo McAllister

*Heavenly Father, Creativity is often born of anguish Give us Lord such anguish, justice driven and unselfish, that our work will produce creative legislation for the city of man that is abuilding here —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 Brown, seconded by Mr. Knox

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**LEAVES OF ABSENCE FOR THE DAY**

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

Mr Priolo, on request of the Speaker pro Tempore.

**EXPLANATIONS OF ABSENCE**

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal

September 9, 1968

*The Honorable Jesse M Unruh  
Speaker of the Assembly  
State Capitol*

Dear Mr Speaker I respectfully request that I be excused from session on September 12, 1968, due to legislative business

I will be giving a speech for the Santa Monica Chamber of Commerce at a luncheon sponsored by several civic organizations to welcome new teachers to the school district

Sincerely yours,

PAUL PRIOLO, Assemblyman  
Sixtieth District

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

The following bill was introduced, and read the first time

**Assembly Bill No. 4:** By Assemblymen Bear and Unruh—An act to add Section 129 to the Code of Civil Procedure, relating to coroners, declaring the urgency thereof, to take effect immediately

Held at Desk by order of the Speaker pro Tempore

**MESSAGES FROM THE GOVERNOR**

The following Proclamation from the Governor was received, and, by unanimous consent ordered printed in the Journal

**Proclamation**

Executive Department State of California

WHEREAS, the Legislature of the State of California has been called in extraordinary session and has convened on September 9, 1968; and

WHEREAS, on account of an extraordinary occasion which has arisen and now exists, it is deemed desirable and necessary to submit an additional subject to the Legislature for consideration;

NOW, THEREFORE, I, RONALD REAGAN, Governor of the State of California, by virtue of the power vested in me by law, hereby amend and supplement my Proclamation dated September 5, 1968, by adding the following additional purpose thereto, and thereby permitting the Legislature to legislate upon the following subject, in addition to the subjects specified in the original Proclamation, to wit

Item No. 3 To consider and act upon legislation relative to property tax relief.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this 12th day of September, 1968.

RONALD REAGAN, Governor of California

(SEAL) Attest Frank M Jordan, Secretary of State

By Bert Clinkston, Deputy Secretary of State

### RESOLUTIONS

The following resolutions were offered:

By Assemblyman Warren

#### House Resolution No. 23

Relative to commending the Ruskin Art Club

WHEREAS, The Ruskin Art Club is the oldest women's organization in the City of Los Angeles, California, having been founded October 12, 1888, and

WHEREAS, It was the first such group to own its own club house and facility; and

WHEREAS, The purpose of the Club was the study of the technique and history of engraving and etching, and each year it studies the cultural arts of one of the nations of the world; and

WHEREAS, It held the first two public art exhibitions in the City of Los Angeles in the Crocker Building in 1890 and 1891, and it established, in 1919, and maintains the Hector Alio Memorial Library of Archaeology in the Southwest Museum; and

WHEREAS, It was incorporated under California State Law June 24, 1905; and

WHEREAS, It has been honored by the City of Los Angeles for its contribution to the city's cultural and educational growth; now, therefore, be it

*Resolved by the Assembly of the State of California, That the Members express their sincere appreciation to the Ruskin Art Club on its 80th anniversary for its invaluable contributions, dedicated efforts and outstanding achievements on behalf of the people of this state, and join the entire community in wishing the Ruskin Art Club many more fruitful years; and be it further*

*Resolved, That the Chief Clerk of the Assembly transmit a suitably prepared copy of this resolution to the Ruskin Art Club*

#### Request for Unanimous Consent

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

Resolution read, and adopted.

By Assemblyman Elliott

#### House Resolution No. 24

Relative to commending Gilbert Roland

WHEREAS, The internationally famous movie star, Gilbert Roland, has pursued an artistic career that, beginning in 1926, has spanned the distance between the golden era of silent motion pictures to the modern

day of films of highly sophisticated sound, multidimensional and intricate color, and

WHEREAS, Despite his fame and success, Mr. Roland has maintained an active and constructive interest in civic affairs, human problems, and the welfare of his community and nation, and

WHEREAS, Gilbert Roland was born in Ciudad Juarez, State of Chihuahua, Republic of Mexico, and came to El Paso, Texas, with his family as a child, moving later to California during his childhood, and

WHEREAS, He was born as Luis Danoso Alonso, but he adopted the stage name of Gilbert Roland when he assumed his acting and motion picture career, and

WHEREAS, He served as an officer in the United States Military Forces and has engaged in many charitable activities, and

WHEREAS, He has generously donated of his time and efforts for worthy causes, such as youth athletic programs, Little League Baseball, amateur boxing, and tennis (such programs designed to develop healthy and good citizens in America), and in friendly relations between the United States and Mexico, and

WHEREAS, Gilbert Roland has served as Grand Marshal for the March of Dimes in East Los Angeles parade for that cause and is currently active in the Athletic Exchange Program for the youth of Mexico and the United States, for which he has made numerous appearances, now, therefore, be it

*Resolved by the Assembly of the State of California*, That the Members extend their sincere commendations to Gilbert Roland for his professional attainments, beneficial contributions to good citizenship in America, and his successful promotion of friendly relationships between the United States and the neighboring Republic of Mexico, and be it further

*Resolved*, That the Chief Clerk of the Assembly transmit a suitably prepared copy of this resolution to Mr. Gilbert Roland.

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

#### **BIRTHDAY GREETINGS EXTENDED TO ASSEMBLYMAN DUNLAP**

Mr. Mobley announced that yesterday was the birthday of Assemblyman John F. Dunlap, of the 5th Assembly District, whereupon the Members of the Assembly joined in extending best wishes and birthday greetings to Mr. Dunlap.

#### **REQUEST FOR UNANIMOUS CONSENT**

Speaker pro Tempore Bee was granted unanimous consent that representatives of press and television be permitted on the floor of the Assembly.

#### **REQUEST FOR UNANIMOUS CONSENT TO TAKE UP HOUSE RESOLUTION NO. 20**

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

**Consideration of House Resolution No. 20**

**House Resolution No. 20**—Relative to police training programs.

NOTE The full text of House Resolution No. 20 appears at pages 37 and 38 of the Assembly Daily Journal for September 11, 1968

Resolution read, and presented by Mr Unruh

**Roll Call Demanded**

Messrs Miller, Burton, and Cadham demanded a roll call

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

AYES—Badham, Bear, Bee, Belotti, Beverly, Biddle, Brathwaite, Briggs, Britschgi, Brown, Burke, Burton, Campbell, Chappie, Crandall, Davis, Deddeh, Dent, Duffy, Dunlap, Elliott, Fenton, Fong, Foran, Gonsalves, Leroy F Greene, Harvey Johnson, Ray E Johnson, Ketchum, Knox, Lanterman, MacDonald, McGee, McMillan, Meyers, Miller, Mobley, Monagan, Moorhead, Mulford, Murphy, Negri, Pattee, Powers, Roberti, Russell, Ryan, Schabarum, Shoemaker, Sirotty, Stacey, Thomas, Vasconcellos, Veneman, Veysey, Wakefield, Wilson, and Mr Speaker—58.

NOES—None

**RECESS**

At 10 29 a m, Speaker pro Tempore Bee declared the Assembly recessed until 11 30 a m

**REASSEMBLED**

At 11 30 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

**REQUEST FOR UNANIMOUS CONSENT**

Speaker Unruh was granted unanimous consent that the Assembly Desk be held open for the purpose of permitting the introduction of a bill and a constitutional amendment relative to property tax relief, with the Assembly Committee of the Whole as authors, to permit the bill and the constitutional amendment to be printed, without reference to committee, and that the bill and the constitutional amendment be considered by the Assembly as a Committee of the Whole at 8 p m today

**REQUEST FOR UNANIMOUS CONSENT TO PRINT  
ASSEMBLY BILL NO. 4**

Mr Bear was granted unanimous consent that Assembly Bill No 4 be printed, without reference to committee, and that a rush order be placed upon the printing of the bill

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

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

**Assembly Bill No. 5:** By Assemblymen Priolo, Fenton, Beverly, Bear, Badham, Barnes, Campbell, Crandall, Harvey Johnson, Moorhead, Negri, Porter, Roberti, Schabarum, Sieroty, Stull, Thomas, Wakefield, and Warren (Senator Beilenson, coauthor)—An act to amend Section 28051 of the Vehicle Code, relating to motor vehicles, declaring the urgency thereof, to take effect immediately

Held at Desk by order of the Speaker

**REQUEST FOR UNANIMOUS CONSENT TO PRINT  
ASSEMBLY BILL NO. 5**

Speaker Unruh was granted unanimous consent that Assembly Bill No. 5 be printed, without reference to committee.

**REPORTS OF STANDING COMMITTEES****Committee on Rules**

Assembly Chamber, September 12, 1968

Mr. Speaker. Your Committee on Rules reports:

HR No. 11

With the recommendation: Be adopted.

GONSALVES, Chairman

Above resolution ordered on file

**MESSAGES FROM THE SENATE**

Senate Chamber, Sacramento, September 12, 1968

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

ACR No. 6

And respectfully requests your honorable body to concur in said amendments.

J A BEEK, Secretary of the Senate

By L D McConnell, Assistant Secretary

Above resolution ordered to unfinished business file.

**REQUEST FOR UNANIMOUS CONSENT TO TAKE UP  
HOUSE RESOLUTION NO. 11**

Mr. Chappie was granted unanimous consent to take up House Resolution No 11 without reference to file

**CONSIDERATION OF HOUSE RESOLUTION NO. 11**

**House Resolution No. 11**—Relative to commending District X of the Division of Highways

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NOTE: The full text of House Resolution No 11 appears at page 23 of the Assembly Daily Journal for September 10, 1968.

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Resolution read, presented by Mr. Chappie, and adopted.



### INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS (CONTINUED)

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

**Assembly Bill No. 6:** By the Assembly Committee of the Whole—An act to amend Sections 210, 251, 254, 401, 2611 6, 6051, 6052 5, 6201, 17171, 17204, 18401, 18402, 18403, 18410 6, and 19524 of the Revenue and Taxation Code, to add Sections 129, 218, 219, 224, and 235 1 to the Revenue and Taxation Code, to add Section 17910 to the Education Code, to repeal Section 6052 5 of the Revenue and Taxation Code, to add Section 11017 to the Welfare and Institutions Code, to repeal Sections 63 and 64 of Chapter 1209 of the Statutes of 1967, to repeal Section 21 of Chapter 940 of the Statutes of 1968, relating to tax relief, calling a special election for that purpose, making an appropriation, and declaring the urgency thereof, to take effect immediately.

Bill ordered printed, and held at the Desk by the Speaker.

**Assembly Constitutional Amendment No. 1:** By the Assembly Committee of the Whole—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 1d to Article XIII thereof, relating to the homeowners' property tax exemption.

Resolution ordered printed, and held at the Desk by the Speaker

### RETURNS

At 5.55 p.m., the Speaker declared the Assembly recessed until 8 p.m.

### REASSEMBLED

At 8 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

### RESOLUTIONS

The following resolution was offered

By Assemblyman Bill Greene

### House Resolution No. 25

Relative to commending Jimmy Lyons

WHEREAS, It has come to the attention of the Members of the Senate that Jimmy Lyons, the best known and most widely respected jazz disc jockey on the West Coast, has been instrumental in establishing the Monterey Jazz Festival; and

WHEREAS, Lyons, a natural promoter and visionary, saw the potential of Monterey as a site for an international jazz festival; and

WHEREAS, While the "festival" initially received a warm response from the community of Monterey and its businessmen, it has progressed to the point where it has been embraced by music lovers as an institution of jazz with an international appeal; and

WHEREAS, Mr Lyons has been given invaluable assistance in developing the Monterey Jazz Festival by the redoubtable John Lewis, the leader of the Modern Jazz Quartet, serving as the Festival's Musical Consultant Mr Lewis is a natural organizer, a prime mover, and a jazz giant in his own right; and

WHEREAS, The festival has featured during its 10 years the established and upcoming stars in the field of jazz, soul-blues and folk-rock, among which have been the Modern Jazz Quartet, the Genius of Miles Davis, Dizzy Gillespie; Louis Armstrong; Gerry Mulligan, Sonny Rollins, Max Roach; Dave Brubeck, the Harry James Band, the late Billie Holiday, Jon Hendricks, Woody Herman, Coleman Hawkins, Ben Webster, Ornette Coleman; Jimmy Witherspoon, Roy Eldridge, Earl "Fatha" Hines; Thelonious Monk; the late John Coltrane, Lou Rawls, Carmen McRae, Illinois Jacquet, the late Jack Teagarden, Charlie Mingus, Horace Silver, Cal Tjader; Count Basie, Miriam Makeba; Duke Ellington; J. J. Johnson, Lalo Schiffrin, Bill Perkins, Joe Williams, Big Joe Turner, "The Boss of the Blues," B.B. King; "Big Mama" Wilhe Mae Thornton, Muddy Waters, Memphis Slim; T-Bone Walker, Jimmy Rushing; the Paul Butterfield Blues Band, The Jefferson Airplane; Richie Havens, and Big Brother and the Holding Company; and

WHEREAS, By the talent and genius of the man that is Jimmy Lyons, the City of Monterey and this state have an annual musical attraction that is a mecca for jazz lovers throughout the world; now, therefore, be it

*Resolved by the Assembly of the State of California, That the Members commend the unselfish and untiring efforts of Jimmy Lyons, who interrupted his career at the pinnacle of his popularity to organize and direct this great annual event, and be it further*

*Resolved, That the Chief Clerk of the Assembly transmit a suitably prepared copy of this resolution to Mr Jimmy Lyons*

Resolution read, and held at Desk by order of the Speaker pro Tempore

**REQUEST FOR UNANIMOUS CONSENT TO WITHDRAW  
HOUSE RESOLUTION NO. 24 FROM COMMITTEE**

Mr Elhott was granted unanimous consent that House Resolution No 24 be withdrawn from the Committee on Rules for purpose of consideration at this time, without reference to file

**Consideration of House Resolution No. 24**

**House Resolution No. 24—Relative to commending Gilbert Roland**

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NOTE The full text of House Resolution No 24 appears at pages 45-46 of the Assembly Daily Journal for this day

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Resolution read, and presented by Mr Elhott

### Members Made Coauthors of House Resolution No. 24

Mr Elliott was granted unanimous consent that all Members of the Assembly be placed upon House Resolution No. 24 as coauthors

Resolution read, as amended, and adopted unanimously.

### REQUEST FOR UNIFORM CONSENT TO PRINT IN JOURNAL

Speaker pro Tempore Bee was granted unanimous consent that the following communication be read in full, and printed in the Journal:

#### Citation for Air Medal with "V" Device

CWO Ray E Johnson, Jr

On 6 and 7 September 1967 Warrant Officer Ray E Johnson, Jr, W3155438, United States Army, distinguished himself by heroism while engaged in aerial flight evidenced by voluntary action above and beyond the call of duty. On 6 September a light fire team was scrambled from Dong Ba Thin to Toy Hoa, Republic of Vietnam, to assist a Republic of Korea unit that was still in heavy contact with a North Vietnamese army unit after five hours of fierce fighting. While enroute to the area Warrant Officer Johnson, pilot of the wing ship, was informed by his team leader that the NVA unit was surrounded by the ROE's in a village and were extremely well entrenched. After the lead ship began its run Warrant Officer Johnson followed him into the hostile area. Immediately he was taken under heavy 50 calibre machine gun fire. Drawing upon all the skills at his disposal Warrant Officer Johnson skillfully returned the enemy fire with his mini-guns, silencing several enemy targets. On repeated passes over the area he continually supplied superb suppressive fire over the entire village with his mini-gun until all the ship's ordnance was expended. His extraordinary skill helped to account for 43 NVA (confirmed by body count), 30 NBA, 3 machine gun positions, 6 structures, and one ammunition bunker destroyed.

On 7 September two light fire teams were called back to Toy Hoa and Warrant Officer Johnson was again pilot of the wing ship. Upon arriving at the area a call was sent out for a light team to escort a "dust-off" helicopter into a "hot" LZ. The ground unit was in heavy contact with an unknown size force of NVA and a forward air controller reported that an American Special Forces leader was killed and other American and Vietnamese soldiers were wounded. Working directly with the F A C Warrant Officer Johnson covered the MedEvac ship with accurate suppressive fire so successfully that it was able to evacuate all the necessary personnel while sustaining no damage. Later on in the same day the Sidewinders were called out to engage several enemy bunkers. After successfully destroying these difficult targets the team was required to perform a low-level visual reconnaissance through the enemy infested area. While on the recon the team was sent to engage a hill that had been a favorite hiding place for the Viet Cong. Several runs were made over this area, destroying key hostile positions. Low on fuel and ordnance, Warrant Officer Johnson was given the word to return to Toy Hoa. While enroute to Toy Hoa a F A C made a blanket transmission on emergency transmission frequency asking any ship in the area to help him capture a wounded NVA officer for intelligence purposes. After receiving permission from his team

leader Warrant Officer Johnson broke formation and returned to the last battle site. He flew low and slow over the area in order to divert the attention of the officer while his other ship went in to pick up the officer, who turned out to be the assistant regimental commander. This final mission was accomplished after dusk and with his twenty minute fuel light on. His voluntary acts of heroism and tremendous firepower, combined with his skill as an army aviator were responsible for numerous enemy casualties and were key factors in the success of this important mission. His actions are in keeping with the highest traditions of the military service and reflect great credit upon himself, his unit, and the United States Army.

DAVID G. JAYNE,  
Major Commanding

**REPORTS OF STANDING COMMITTEES**  
**Committee on Engrossment and Enrollment**

Assembly Chamber, September 12, 1968

Mr. Speaker: Your Committee on Engrossment and Enrollment has examined:

**Assembly Concurrent Resolution No. 1**—Relative to commending the 1968 Olympic Team;

**Assembly Concurrent Resolution No. 2**—Relative to proclaiming the week of October 6 to 13 as Angelo Noyce Week;

**Assembly Concurrent Resolution No. 3**—Relative to proclaiming the week of September 23 to 29 as Cabrillo Festival Week,

**Assembly Concurrent Resolution No. 4**—Relative to congratulating the McGeorge School of Law of the University of the Pacific;

And reports the same correctly enrolled, and presented to the Secretary of State on the 12th day of September, 1968, at 4 p.m.

VEYSEY, Chairman

**MOTION FOR COMMITTEE OF THE WHOLE**

Mr. Veneman moved that the Assembly resolve itself into a Committee of the Whole for the purpose of considering Assembly Bill No. 6 and Assembly Constitutional Amendment No. 1.

Motion carried.

**REQUEST FOR UNANIMOUS CONSENT**

Mr. Veneman was granted unanimous consent that representatives of the Department of Finance, Legislative Analyst, and other witnesses be permitted on the floor of the Assembly during consideration of Assembly Bill No. 6 and Assembly Constitutional Amendment No. 1.

Speaker pro Tempore Bee was granted unanimous consent that representatives of television and the press be permitted on the floor of the Assembly.

**REQUEST FOR UNANIMOUS CONSENT**  
**TO PRINT IN JOURNAL**

Speaker Unruh was granted unanimous consent that the proceedings of the Committee of the Whole on Assembly Bill No. 6 and Assembly Constitutional Amendment No. 1 be printed in the Journal.

# IN COMMITTEE OF THE WHOLE

Speaker pro Tempore Carlos Bee presiding.

## Presentation of Assembly Bill No. 6 and Assembly Constitutional Amendment No. 1

Mr Veneman presented Assembly Bill No. 6 and Assembly Constitutional Amendment No. 1 to the Committee of the Whole.

### Amendments Offered by Mr. Duffy

Mr Duffy moved the adoption of the following amendment to Assembly Constitutional Amendment No. 1

#### Amendment No. 1

At the end of the printed measure, insert

"Land used for production of food and fiber, including timber, shall be assessed at a ratio 80 percent of that applied to property subject to general property taxation. No person or corporation shall claim a reduced ratio on more than 160 acres within this State. The Legislature shall provide by law for subventions to the entities of local government in this State in an amount equal to the amount of revenue lost by each such entity by reason of the reduced ratio applied to such land "

Amendment read

#### Speaker Presiding

At 8.44 p.m , Hon Jesse M Unruh, 65th District, presiding.

#### Point of information

Mr. Britschgi arose to the following point of information: Do the rules governing Assembly standing committees not also govern the proceedings of a Committee of the Whole?

#### Reply by the Speaker

Speaker Unruh replied in the negative; that the rules governing the proceedings of a Committee of the Whole are contained in Mason's Manual, and do not permit moving the previous question or a roll call vote.

#### Amendment to Amendment Offered by Mr. Duffy

Mr Duffy moved to amend the amendment which he offered to Assembly Constitutional Amendment No. 1, by striking out the second sentence of the amendment, to wit

#### Amendment No. 1

At the end of the printed measure, insert

"Land used for production of food and fiber, including timber, shall be assessed at a ratio 80 percent of that applied to property subject to general property taxation. No person or corporation shall claim a reduced ratio on more than 160 acres within this State. The Legislature shall provide by law for subventions to the entities of local government in this State in an amount equal to the amount of revenue lost by each such entity by reason of the reduced ratio applied to such land "

The question being on the motion to amend the amendment offered by Mr Duffy to Assembly Constitutional Amendment No. 1.

Motion lost.

**Speaker pro Tempore Presiding**

At 8.49 p m , Hon Carlos Bee, 13th District, presiding.

The question being on the adoption of the amendment offered by Mr Duffy to Assembly Constitutional Amendment No 1

Amendment lost

**Witness Appearing Before Committee of the Whole**

Mr Charles Dixon of the Department of Finance addressed the Committee of the Whole, and responded to questions of the members of the committee

**Speaker Presiding**

At 8 52 p m , Hon Jesse M Unruh, 65th District presiding

**Amendments Proposed By Mr. Burton**

Mr Burton proposed a set of amendments to Assembly Bill No 6.

Without objection, the amendments offered by Mr Burton were withdrawn

**Witness Appearing Before Committee of the Whole**

Mr Bud Carpenter, representing the League of California Cities, addressed the Committee of the Whole and responded to questions of the members of the committee

**Motion Relative to Assembly Bill No. 6**

Mr Qumby moved that Assembly Bill No 6 be reported to the Assembly by the Committee of the Whole, with the recommendation Do pass

Motion carried

**Motion Relative to Assembly Constitutional Amendment No. 1**

Mr Qumby moved that Assembly Constitutional Amendment No 1 be reported to the Assembly by the Committee of the Whole, with the recommendation Be adopted

Motion carried

**Motion to Report Back to Assembly**

At 10 23 p m , on motion of Mr Veneman, the committee did arise and report back to the Assembly

**IN ASSEMBLY**

At 10 24 p m , the Assembly reconvened

Hon. Jesse M Unruh, Speaker of the Assembly, presiding

Chief Clerk James D Driscoll at the Desk

**REPORT OF ASSEMBLY COMMITTEE OF THE WHOLE**

Assembly Chamber, September 12, 1968

Mr Speaker · Your Committee of the Whole reports ·

ACA No. 1

With the recommendation · Be adopted

JESSE M UNRUH, Chairman

Assembly Chamber, September 12, 1968

Mr Speaker Your Committee of the Whole reports·

AB No 6

With the recommendation. Do pass

JESSE M UNRUH, Chairman

**REQUEST FOR UNANIMOUS CONSENT TO TAKE UP  
ASSEMBLY BILL NO. 6**

Mr. Veneman was granted unanimous consent to take up Assembly Bill No 6, without reference to file, for purpose of final consideration at this time.

**Resolution to Dispense with Constitutional Provision**

The following resolution was offered

*Resolved*, That Assembly Bill No 6 presents a case of urgency, as that term is used in Article IV, Section 8(b), 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 the bill be considered engrossed, and placed upon its passage.

Resolution read.

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

**AYES**—Badham, Bagley, Barnes, Bear, Bee, Belotti, Beverly, Biddle, Brathwaite, Briggs, Britschgi, Brown, Burke, Burton, Campbell, Chappe, Collier, Conrad, Crandall, Crown, Cullen, Davis, Deddeh, Dent, Duffy, Dunlap, Elliott, Fenton, Fong, Foran, Bill Greene, Leroy F. Greene, Hayes, Hinckley, Harvey Johnson, Ray E Johnson, Karabian, Ketchum, Knox, Lanterman, MacDonald, McMillan, Meyers, Milias, Miller, Mobley, Monagan, Moorhead, Moretti, Mulford, Murphy, Negri, Pattee, Porter, Powers, Qumby, Ralph, Roberti, Russell, Ryan, Schabarum, Shoemaker, Sieroty, Stacey, Stull, Thomas, Townsend, Vasconcellos, Veneman, Veysey, Wakefield, Warren, Wilson, Z'berg, Zenovich, and Mr. Speaker—76.

**NOES**—None

Article IV, Section 8(b) of the Constitution was declared dispensed with

**CONSIDERATION OF ASSEMBLY BILL NO. 3**

**Second Reading of Assembly Bill No. 3**

**Assembly Bill No. 3**—An act to amend Sections 210, 251, 254, 401, 2611.6, 6051, 6052.5, 6201, 17171, 17204, 18401, 18402, 18405, 18410.6, and 19524 of the Revenue and Taxation Code, to add Sections 129, 218, 219, 224, and 255.1 to the Revenue and Taxation Code, to add Section 17910 to the Education Code, to repeal Section 6052.5 of the Revenue and Taxation Code, to add Section 11017 to the Welfare and Institutions Code, to repeal Sections 63 and 64 of Chapter 1209 of the Statutes of 1967, to repeal Section 21 of Chapter 940 of the Statutes of 1968, relating to tax relief, calling a special election for that purpose, making an appropriation, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

### Minority Floor Leader Presiding

At 10 26 p.m., Hon Robert T Monagan, 12th District, presiding

### Third Reading of Assembly Bill No. 6

**Assembly Bill No. 6**—An act to amend Sections 210, 251, 254, 401, 2611 6, 6051, 6052 5, 6201, 17171, 17204, 18401, 18402, 18405, 18410 6, and 19524 of the Revenue and Taxation Code, to add Sections 129, 218, 219, 224, and 255 1 to the Revenue and Taxation Code, to add Section 17910 to the Education Code, to repeal Section 6052 5 of the Revenue and Taxation Code, to add Section 11017 to the Welfare and Institutions Code, to repeal Sections 63 and 64 of Chapter 1209 of the Statutes of 1967, to repeal Section 21 of Chapter 940 of the Statutes of 1968, relating to tax relief, calling a special election for that purpose, making an appropriation, and declaring the urgency thereof, to take effect immediately.

Bill read third time

### Urgency Clause

Urgency clause read, and adopted by the following vote.

**AYES**—Badham, Bagley, Barnes, Bear, Bee, Belotti, Beverly, Biddle, Brathwaite, Briggs, Britschgi, Brown, Burke, Burton, Campbell, Chap-  
pie, Collier, Conrad, Cory, Crandall, Crown, Cullen, Davis, Deddeh,  
Dent, Duffy, Dunlap, Elliott, Fenton, Fong, Foran, Bill Greene, Leroy  
F. Greene, Hayes, Hunkley, Harvey Johnson, Ray E Johnson, Kara-  
bian, Ketchum, Knox, Lanterman, MacDonald, McMillan, Meyers,  
Milius, Miller, Mobley, Monagan, Moorhead, Moretti, Mulford, Murphy,  
Negri, Pattee, Porter, Powers, Qumby, Ralph, Roberti, Russell, Ryan,  
Schabarum, Shoemaker, Sieroty, Stacey, Stull, Thomas, Townsend, Vas-  
concellos, Veneman, Veysey, Wakefield, Warren, Wilson, Z'berg, Zeno-  
vich, and Mr. Speaker—77

**NOES**—Gonsalves and McGee—2.

The question being on the passage of the bill

Bill passed by the following vote

**AYES**—Badham, Bagley, Barnes, Bear, Bee, Belotti, Beverly, Biddle,  
Brathwaite, Briggs, Britschgi, Brown, Burke, Burton, Campbell, Chap-  
pie, Collier, Conrad, Cory, Crandall, Crown, Cullen, Davis, Deddeh,  
Dent, Duffy, Dunlap, Elliott, Fenton, Fong, Foran, Bill Greene, Leroy  
F. Greene, Hayes, Hunkley, Harvey Johnson, Ray E. Johnson, Kara-  
bian, Ketchum, Knox, Lanterman, MacDonald, McMillan, Meyers,  
Milius, Miller, Mobley, Monagan, Moorhead, Moretti, Mulford, Murphy,  
Negri, Pattee, Porter, Powers, Qumby, Ralph, Roberti, Russell, Ryan,  
Schabarum, Shoemaker, Sieroty, Stacey, Stull, Thomas, Townsend, Vas-  
concellos, Veneman, Veysey, Wakefield, Warren, Wilson, Z'berg, Zeno-  
vich, and Mr. Speaker—77

**NOES**—Gonsalves and McGee—2

Bill ordered transmitted to the Senate.

### Request for Unanimous Consent

Acting Speaker Monagan was granted unanimous consent that the  
Chief Clerk be permitted to make technical corrections to Assembly Bill  
No. 6.



**REQUEST FOR UNANIMOUS CONSENT TO TAKE UP  
ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 1**

Mr Veneman was granted unanimous consent to take up Assembly Constitutional Amendment No 1 without reference to file, and that the same be considered engrossed

**CONSIDERATION OF ASSEMBLY CONSTITUTIONAL  
AMENDMENT NO. 1**

**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 adding Section 1d to Article XIII thereof, relating to the homeowners' property tax exemption

Resolution read

**Motion to Amend**

Mr Mobley moved the adoption of the following amendment:

**Amendment No. 1**

On page 2, line 5, of the printed resolution, after "taxation", insert "Also, there is exempt from taxation the amount of \$5,000 of the assessed value of agricultural property on a flat rate"

Amendment read, and refused adoption.

The question being on the adoption of Assembly Constitutional Amendment No 1

Resolution adopted by the following vote

AYES—Badham, Bagley, Barnes, Bear, Bee, Belotti, Beverly, Bidle, Brathwaite, Briggs, Britschgi, Brown, Burke, Burton, Campbell, Chappie, Collier, Conrad, Cory, Crandall, Crown, Cullen, Davis, Deddeh, Dent, Duffy, Dunlap, Elliott, Fenton, Fong, Foran, Bill Greene, Leroy F. Greene, Hayes, Hinckley, Harvey Johnson, Ray E Johnson, Karabian, Ketchum, Knox, Lanterman, MacDonald, Meyers, Milias, Miller, Monagan, Moorhead, Moretti, Mulford, Murphy, Negri, Pattee, Porter, Powers, Qumby, Ralph, Roberti, Russell, Ryan, Schabarum, Shoemaker, Sieroty, Stacey, Stull, Thomas, Townsend, Vasconcellos, Veneman, Veysey, Wakefield, Warren, Wilson, Z'berg, Zenovich, and Mr. Speaker—75.

NOES—Gonsalves, McGee, McMillan, and Mobley—4

Resolution ordered transmitted to the Senate

**RESOLUTIONS**

The following resolution was offered:

By Assemblyman MacDonald:

**House Resolution No. 26**

Relative to proclaiming Venture Week

WHEREAS, The Venture Club Council of the Americas, sponsored by the Soroptimist Federation of the Americas, Inc, is in its twenty-ninth year; and

WHEREAS, There are one hundred and thirty-seven Venture Clubs chartered in the United States, Canada and Mexico; and

WHEREAS, These Venture Clubs have given many hours of service, sponsored countless projects and made numerous contributions to their respective communities, and

WHEREAS, Venture is dedicated to the end that wherever possible Soroptimist Clubs one day will sponsor a Venture Club, and

WHEREAS, It is appropriate that we pause to recall the principles and ideals upon which Venture was founded by its sponsoring organization, now, therefore, be it

*Resolved by the Assembly of the State of California, That the Governor is requested to issue a proclamation designating the week beginning October 6, 1968, as "Venture Week," and to invite each of the Venture Clubs of the Venture Club Council of the Americas, along with the people of California to participate in this occasion with an appropriate observance; and be it further*

*Resolved, That the Chief Clerk of the Assembly transmit a copy of this resolution to the Governor*

#### **Request for Unanimous Consent**

Mr MacDonald was granted unanimous consent to take up House Resolution No 26 without reference to committee or file

Resolution Read

#### **Members Made Coauthors of House Resolution No. 26**

Mr MacDonald was granted unanimous consent that all Members of the Assembly be placed upon House Resolution No 26 as coauthors. Resolution read, as amended, and adopted unanimously

#### **REQUEST FOR UNANIMOUS CONSENT TO TAKE UP HOUSE RESOLUTION NO. 25**

Mr Bill Greene was granted unanimous consent to take up House Resolution No 25 without reference to committee or file

#### **Consideration of House Resolution No. 25**

**House Resolution No. 25—Relative to commending Jimmy Lyons**

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NOTE The full text of House Resolution No 25 appears at pages 49-50 of the Assembly Daily Journal for this day

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Resolution read, presented by Mr Bill Greene, and adopted

#### **Members Made Coauthors of House Resolution No. 25**

Mr Bill Greene was granted unanimous consent that Mr. Sieroty be placed upon House Resolution No 25 as a coauthor.

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

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

**Assembly Bill No. 7:** By Assemblymen Dunlap, Sieroty, Vasconcellos, Schabarum, Bear, Burton, Campbell, Cory, Elliott, Foran, Bill Greene, Karabian, MacDonald, McMillan, Miller, Mobley, Negri, Powers, Quimby, Ralph, Roberti, Ryan, Thomas, and Warren—An act

to amend Sections 19523 and 19524 of the Revenue and Taxation Code, and to add Section 11017 to the Welfare and Institutions Code, relating to the Senior Citizens Property Tax Assistance Law

Held at Desk by order of the Acting Speaker

**Assembly Bill No. 8:** By Assemblymen Leroy F. Greene and Cory—An act to amend Sections 6425, 11501, and 17303.5 of the Education Code, relating to property tax relief by providing state financial support for the public schools, and making an appropriation therefor

Held at Desk by order of the Acting Speaker

**Assembly Bill No. 9:** By Assemblyman Leroy F. Greene—An act to add Chapter 7.5 (commencing with Section 6775) to Division 6 of the Education Code, relating to property tax relief through state support of educational improvement and cost effectiveness programs maintained by school districts, and making an appropriation therefor

Held at Desk by order of the Acting Speaker

**Assembly Bill No. 10:** By Assemblyman Gonsalves—An act calling a special election to be consolidated with the November general election, and providing for the submission at that election of Assembly Constitutional Amendment No. 2, to take effect immediately.

Held at Desk by order of the Acting Speaker

**Assembly Constitutional Amendment No. 2:** By Assemblyman Gonsalves—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 XIII thereof, and by adding Section 1d to Article XIII thereof, relating to taxation

Held at Desk by order of the Acting Speaker

#### REQUEST FOR UNANIMOUS CONSENT

Acting Speaker Monagan was granted unanimous consent that all bills introduced on this day be printed, without reference to committee, and that a rush order be placed upon the printing of all bills

#### ADJOURNMENT

At 10 58 p.m., Acting Speaker Monagan declared the Assembly adjourned until 10 30 a.m. Friday, September 13, 1968

JESSE M. UNRUH, Speaker

ANABEL WHANG, Minute Clerk



CALIFORNIA LEGISLATURE

1968 FIRST EXTRAORDINARY SESSION

# ASSEMBLY DAILY JOURNAL

Fifth Legislative Day

Fifth Calendar Day

## IN ASSEMBLY

Assembly Chamber  
Friday, September 13, 1968

The Assembly met at 10.22 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:

Badham, Bagley, Barnes, Bear, Bee, Belotti, Beverly, Brathwaite, Briggs, Britschgi, Brown, Burke, Campbell, Chappie, Collier, Conrad, Cory, Crandall, Crown, Cullen, Davis, Deddeh, Dent, Duffy, Dunlap, Elliott, Fenton, Fong, Foran, Leroy F. Greene, Hayes, Hineckley, Harvey Johnson, Ray E. Johnson, Karabian, Ketchum, Knox, Lanterman, MacDonald, McGee, McMullan, Meyers, Milias, Miller, Mobley, Monagan, Moorhead, Moretti, Mulford, Murphy, Negri, Pattee, Porter, Powers, Priolo, Ralph, Roberti, Russell, Schabarum, Shoemaker, Sirotty, Stacey, Stull, Thomas, Townsend, Vasconcellos, Veneman, Veysey, Wakefield, Warren, Wilson, Zcnovich, and Mr. Speaker—73.

Quorum present.

### PRAYER

The following prayer was offered by the Chaplain, Father Leo McAllister:

I asked God for strength, that I might achieve;  
I was made weak, that I might learn humbly to obey  
I asked for health, that I might do greater things;  
I was given infirmity, that I might do better things.  
I asked for riches, that I might be happy;  
I was given poverty, that I might be wise.  
I asked for power, that I might have the praise of men;  
I was given weakness, that I might feel the need of God.  
I asked for all things, that I might enjoy life;  
I was given life, that I might enjoy all things.  
I got nothing that I asked for—but everything I had hoped for;  
Almost despite myself, my unspoken prayers were answered.  
I am among men, most richly blessed.—AMEN.

**PLEDGE OF ALLEGIANCE TO THE FLAG**

Upon request of Speaker pro Tempore Bee, Mr Crandall 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 Deddeh, seconded by Mr Stull

**LEAVES OF ABSENCE FOR THE DAY**

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

Mr Gonsalves, on request of Acting Speaker Fenton

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

Mr Bill Greene, on request of Acting Speaker Fenton

Mr. Burton, on request of Acting Speaker Fenton

Mr Ryan, on request of Acting Speaker Fenton

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

Mr Biddle, on request of Acting Speaker Fenton

Mr Quimby, on request of Acting Speaker Fenton

Mr Z'berg, on request of Acting Speaker Fenton

**EXPLANATIONS OF ABSENCE**

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

September 12, 1968

*Hon Jesse M Unruh*

*Speaker of the Assembly*

*State Capitol, Sacramento, California*

Dear Mr Speaker This is to respectfully request that I be excused from the legislative session on Friday, September 13, 1968

I will be meeting with constituents in the District Office to discuss problems concerning BART and Tax Relief

Sincerely,

JOHN L BURTON, Assemblyman  
Twentieth District

September 13, 1968

*Honorable Jesse M. Unruh*

*Speaker of the Assembly*

*Room 3164, State Capitol, Sacramento, California*

Dear Jess: Please have me excused from my legislative duties on Friday, 13 September 1968

I will be meeting with various businessmen and educators in my district on legislative matters

Sincerely yours,

LEO J RYAN, Assemblyman  
Twenty-seventh District

**WHOSEAS ALSO A THE GOVERNOR**

The following proclamation from the Governor was received, and, by unanimous consent ordered printed in the Journal

**Proclamation**

Executive Department State of California

WHEREAS, the Legislature of the State of California has been called in extraordinary session and has convened on September 9, 1968; and

WHEREAS, on account of an extraordinary occasion which has arisen and now exists, it is deemed desirable and necessary to submit an additional subject to the Legislature for consideration,

NOW, THEREFORE, I, RONALD REAGAN, Governor of the State of California, by virtue of the power vested in me by law, hereby amend and supplement my Proclamation dated September 5, 1968, by adding the following additional purpose thereto, and thereby permitting the Legislature to legislate upon the following subject, in addition to the subjects specified in the original Proclamation, to wit

Item No 4 To consider and act upon legislation relative to photographs, negatives, or prints made in the course of post mortem examinations

IN WITNESS WHEREOF, I have herunto set my hand and caused the Great Seal of the State of California to be affixed this 13th day of September, 1968

(SEAL) Attest RONALD REAGAN, Governor of California  
Frank M Jordan, Secretary of State  
By Bert Clinkston, Deputy Secretary of State

**MESSAGE FROM THE SENATE**

Senate Chamber, Sacramento, September 13, 1968

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

SCR No 3

J A BEEK, Secretary of the Senate  
By L D McConnell, Assistant Secretary

**FIRST READING AND FIRST AMENDMENT OF SENATE BILLS**

The following resolution was read the first time

**Senate Concurrent Resolution No. 3**—Relative to the retirement of W R "Ralph" Currie

Held at Desk by order of the Speaker pro Tempore

**CONSIDERATION OF DAILY FILE****UNFINISHED BUSINESS****CONSIDERATION OF SENATE AMENDMENTS**

**Assembly Concurrent Resolution No. 6**—Relative to the contributions of Mexican-Americans.

The question being Shall the Assembly concur in the following Senate amendment to Assembly Concurrent Resolution No. 6?

**Amendment No. 1**

In the heading of the printed bill, add the following coauthors “(Senators Alquist, Beilenson, Bradley, Burgener, Burns, Carrell, Collier, Cologne, Coombs, Cusanovich, Danielson, Deukmejian, Dills, Dolwig, Dymally, Grunsky, Harmer, Kennick, Lagomarsino, Marks, Marler, McCarthy, Miller, Mills, Mosecone, Richardson, Rodda, Schmitz, Schrader, Sherman, Short, Song, Stevens, Stiern, Teale, Walsh, Way, Wedworth, and Whetmore, coauthors)”.

The Assembly concurred in the above Senate amendment.

Above resolution ordered enrolled.

**RECESS**

At 10:25 a m., Speaker pro Tempore Bee declared the Assembly recessed until 10:29 a m.

**REASSEMBLED**

At 10:29 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 representatives of the press and television be permitted on the floor of the Assembly during consideration of Assembly Bill No. 4

**REQUEST FOR UNANIMOUS CONSENT TO TAKE UP  
ASSEMBLY BILL NO. 4**

Mr. Bear was granted unanimous consent to take up Assembly Bill No. 4, without reference to committee or file

**Resolution to Dispense With Constitutional Provision**

The following resolution was offered:

By Assemblyman Bear:

*Resolved*, That Assembly Bill No. 4 presents a case of urgency, as that term is used in Article IV, Section 8(b), 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 the bill be considered engrossed, and placed upon its passage.

Resolution read.



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

**AYES**—Barnes, Bear, Bee, Belotti, Beverly, Briggs, Brown, Burke, Campbell, Collier, Conrad, Cory, Crandall, Cullen, Davis, Deddeli, Dent, Duffy, Dunlap, Fenton, Fong, Foran, Leroy F. Greene, Hayes, Hinckley, Harvey Johnson, Karabian, Knox, Lanterman, McMillan, Meyers, Mihos, Mobley, Monagan, Moorhead, Moretti, Mulford, Murphy, Pattee, Porter, Powers, Priolo, Ralph, Russell, Schabarum, Shoemaker, Sieroty, Stacey, Stull, Thomas, Vasconcellos, Veneman, Wakefield, Warren, Wilson, and Mr. Speaker—56.

**NOES**—None.

Article IV, Section 8(b) of the Constitution was declared dispensed with

### **CONSIDERATION OF ASSEMBLY BILL NO. 4**

#### **Second Reading of Assembly Bill No. 4**

**Assembly Bill No. 4**—An act to add Section 129 to the Code of Civil Procedure, relating to coroners, declaring the urgency thereof, to take effect immediately.

Bill read second time.

#### **Motion to Amend**

Mr. Bear moved the adoption of the following amendments

#### **Amendment No. 1**

On page 2, line 2, of the printed bill, strike out "any legitimate".

#### **Amendment No. 2**

On page 2, line 3, strike out "or the field of", and insert a comma.

#### **Amendment No. 3**

On page 2, line 4, after "research", insert ", or for use by any law enforcement agency in this or any other state, the United States, or any foreign country".

Amendments read, and adopted

Bill ordered reprinted.

#### **Request for Unanimous Consent**

Mr. Bear was granted unanimous consent that Assembly Bill No. 4 be placed upon its final passage subsequent to reprinting

### **RESOLUTIONS**

The following resolution was offered

By Assemblyman Lanterman:

#### **House Resolution No. 27**

Relative to Phillip Kirst

**WHEREAS**, Phillip Kirst is a native of La Canada in Los Angeles County; and

**WHEREAS**, His pioneer family has set a standard of public and community service of constructive benefit to the entire state; and

**WHEREAS**, Phillip Kirst has himself been a general contractor in

Los Angeles County, providing substantial employment, and enhancing his neighbors' environment with the fruits of his labors; and

WHEREAS, His latest endeavor has been to create the Plaza de La Canada Marketing Center, wherein he has successfully portrayed the atmosphere and esthetics of the community in its highest degree, reflecting the colorful Spanish-Mexican, early California heritage of La Canada; and

WHEREAS, Plaza de La Canada will be regarded as an outstanding example of commercial development wholly in keeping with the efforts of the State of California to promote civic concepts of historic color and design; now, therefore, be it

*Resolved by the Assembly of the State of California*, That the Members do hereby highly commend Phillip Kirst for his handsome contribution to the benefit of his neighbors and to the beauty of his community; and be it further

*Resolved*, That the Chief Clerk of the Assembly transmit a suitably prepared copy of this resolution to Phillip Kirst

#### **Request for Unanimous Consent**

Mr. Lanterman was granted unanimous consent to take up House Resolution No 27 without reference to committee or file

Resolution read, and adopted.

#### **RECESS**

At 10 38 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. Jack R Fenton, Member of the Assembly, 51st District, presiding

Chief Clerk James D Driscoll at the Desk.

Assistant Clerk Malcolm MacIntyre reading.

#### **FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 4**

##### **THIRD READING OF ASSEMBLY BILLS**

**Assembly Bill No. 4**—An act to add Section 129 to the Code of Civil Procedure, relating to coroners, declaring the urgency thereof, to take effect immediately.

Bill read third time

#### **Urgency Clause**

Urgency clause read, and adopted by the following vote:

AYES—Badham, Bagley, Barnes, Bear, Bee, Belotti, Beverly, Brathwaite, Briggs, Britschgi, Brown, Burke, Campbell, Chappie, Collier, Conrad, Cory, Crandall, Crown, Cullen, Davis, Deddeh, Dent, Duffy, Dunlap, Elliott, Fenton, Fong, Foran, Leroy F. Greene, Hayes, Hinkley, Harvey Johnson, Ray E Johnson, Karabian, Ketchum, Knox, Lanterman, MacDonald, McMillan, Meyers, Milias, Miller, Mobley, Monagan, Moorhead, Moretti, Mulford, Murphy, Negri, Pattee, Porter, Powers, Priolo, Ralph, Roberti, Russell, Schabarum, Shoemaker, Sieroty,

Stacey, Stull, Thomas, Townsend, Vasconcellos, Veneman, Veysey, Wakefield, Warren, Wilson, Zenovich, and Mr Speaker--72.

NOES--None.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES--Badham, Bagley, Barnes, Bear, Bee, Belotti, Beverly, Brathwaite, Briggs, Britschgi, Brown, Burke, Campbell, Chappie, Collier, Conrad, Cory, Crandall, Crown, Cullen, Davis, Deddeh, Dent, Duffy, Dunlap, Elhott, Fenton, Fong, Foran, Leroy F. Greene, Hayes, Hineckley, Harvey Johnson, Ray E Johnson, Karabian, Ketchum, Knox, Lanterman, MacDonald, McMillan, Meyers, Milias, Miller, Mobley, Monagan, Moorhead, Moretti, Mulford, Murphy, Negri, Pattce, Porter, Powers, Priolo, Ralph, Roberti, Russell, Schabarum, Shoemaker, Sieroty, Stacey, Stull, Thomas, Townsend, Vasconcellos, Veneman, Veysey, Wakefield, Warren, Wilson, Zenovich, and Mr Speaker--72

NOES--None

Bill ordered transmitted to the Senate.

#### **Explanation of Vote--Assembly Bill No. 4**

September 13, 1968

Dear Mr Speaker Had I been able to attend today's session, I would have voted "Aye" on Assembly Bill No. 4, as I am strongly in favor of this legislation

JOE A GONSALVES, Member of the Assembly  
Sixty-sixth District

#### **REQUEST FOR UNANIMOUS CONSENT TO TAKE UP ASSEMBLY BILLS NOS. 8 AND 9**

Mr Leroy F Greene was granted unanimous consent to take up Assembly Bills Nos 8 and 9, without reference to committee or file, for the purpose of reading the bills a second time

#### **SECOND READING OF ASSEMBLY BILLS (BY UNANIMOUS CONSENT)**

**Assembly Bill No. 8**--An act to amend Sections 6426, 11301, and 17303 5 of the Education Code, relating to property tax relief by providing state financial support for the public schools, and making an appropriation therefor.

Bill read second time, and ordered to third reading

**Assembly Bill No. 9**--An act to add Chapter 7 5 (commencing with Section 6775) to Division 6 of the Education Code, relating to property tax relief through state support of educational improvement and cost effectiveness programs maintained by school districts, and making an appropriation therefor

Bill read second time, and ordered to third reading

#### **APPROVAL OF JOURNALS**

On motion of Mr Zenovich, the Assembly Daily Journals for Monday, September 9, 1968, Tuesday, September 10, 1968; Wednesday,

September 11, 1968; Thursday, September 12, 1968, and Friday, September 13, 1968, were approved as corrected by the Minute Clerk.

### RESOLUTIONS

The following resolution was offered

By Assemblymen Unruh and Townsend

#### House Resolution No. 28

Relative to commending Hugh Cunningham

WHEREAS, Hugh Cunningham has served with distinction as a member of the Hawthorne City Council since April 14, 1964, and since January 9, 1967, he has served as Mayor of the City of Hawthorne; and

WHEREAS, During his term of office, Councilman Cunningham has prompted unprecedented growth in the City of Hawthorne, but more significantly, has directed the establishment of plans and programs which have provided the basis for tremendous economic, geographic, and population growth for the City of Hawthorne; and

WHEREAS, Councilman Cunningham has elected to step down as Mayor offering the reins of city government to one of his colleagues on the City Council, now, therefore, be it

*Resolved by the Assembly of the State of California.* That the Members congratulate and commend Hugh Cunningham for his forthright and constructive leadership as Mayor of the City of Hawthorne and wish him well in his future public and private endeavors; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit a suitably prepared copy of this resolution to Hugh Cunningham

#### Request for Unanimous Consent

Mr Unruh was granted unanimous consent to take up House Resolution No 28 without reference to committee or file

Resolution read, and adopted

#### NAME PLACED UPON ROLL CALL ON ASSEMBLY BILL NO. 4

Mr Crown was granted unanimous consent that he be recorded as voting "Aye" on the urgency clause to Assembly Bill No 4, and on the passage of the bill

#### ADJOURNMENT

At 11 05 a.m., on motion of Mr Unruh, Acting Speaker Fenton declared the Assembly adjourned until 3 p.m., Monday, September 16, 1968

JESSE M UNRUH, Speaker

ANABEL WHANG, Minute Clerk

CALIFORNIA LEGISLATURE

1968 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

Sixth Legislative Day

Eighth Calendar Day

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IN ASSEMBLY

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Assembly Chamber  
Monday, September 16, 1968

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

**Quorum Call of the Assembly**

Mr Veneman moved a quorum call of the Assembly.

Mr Beverly seconded the motion

Motion carried Time, 3:10 p m.

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

**Quorum Call of the Assembly Dispensed With**

At 3 12 p m, on motion of Mr. MacDonald, the quorum call of the Assembly was dispensed with.

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

Bagley, Barnes, Bear, Bee, Belotti, Beverly, Brathwaite, Britschgi, Brown, Burton, Campbell, Chappie, Collier, Conrad, Crandall, Crown, Cullen, Davis, Deddeh, Dent, Duffy, Dunlap, Elliott, Fong, Foran, Gonsalves, Bill Greene, Leroy F. Greene, Hinckley, Harvey Johnson, Ray E Johnson, Ketchum, Knox, Lanterman, MacDonald, McGee, McMillan, Mobley, Monagan, Moorhead, Moretti, Mulford, Murphy, Negri, Porter, Powers, Priolo, Quimby, Ryan, Shoemaker, Stacey, Stull, Thomas, Townsend, Vasconcellos, Veneman, Veysey, Wakefield, Warren, Wilson, Z'berg, Zenovich, and Mr. Speaker—63

Quorum present.

**PRAYER**

The following prayer was offered by the Chaplain, Father Leo McAllister:

*God of Abraham, God of Isaac and God of Jacob, Who led Your chosen people out of the land of bondage, going before them as a pillar of cloud by day and a pillar of fire by night, we ask today that You will likewise walk before us here to dissipate the night of error with the light of truth and guide us to the accomplishment of Your will in justice always.—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 Britschgi, 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. Sieroty, 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 request of the Speaker pro Tempore

Mr Briggs, on request of the Speaker pro Tempore.

Mr. Cory, on request of the Speaker pro Tempore

Mr Fenton, on request of the Speaker pro Tempore

Mr Hayes, on request of the Speaker pro Tempore

Mr. Karabian, on request of the Speaker pro Tempore

Mr. Meyers, on request of the Speaker pro Tempore

Mr Milas, on request of the Speaker pro Tempore.

Mr. Miller, on request of the Speaker pro Tempore

Mr. Ralph, on request of the Speaker pro Tempore.

Mr. Russell, 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 diem:

Mr. Biddle, on request of the Speaker pro Tempore.

Mr Burke, on request of the Speaker pro Tempore.

Mr Pattee, on request of the Speaker pro Tempore

Mr. Roberti, on request of the Speaker pro Tempore.

Mr. Schabarum, on request of the Speaker pro Tempore.

**EXPLANATIONS OF ABSENCE**

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal

September 13, 1968

*Honorable Jesse M. Unruh*  
*Speaker of the Assembly*  
*State Capitol, Sacramento, California*

Dear Jesse I would herewith request that I be excused from attendance from the Legislative session on Monday and Tuesday, September 16 and 17, because I must meet with constituent groups in my district on those days I also will speak to the Auxiliary of the California Medical Association which is meeting in my district on Tuesday.

Cordially,

ROBERT E. BADHAM, Assemblyman  
Seventy-first District

September 13, 1968

*Honorable Jesse M. Unruh*  
*Speaker of the Assembly*  
*State Capitol, Sacramento, California*

Dear Mr. Speaker I respectfully request that I be excused from Session on Monday, September 16, 1968 on legislative business

I will be meeting with the City Manager and City officials of Buena Park, and with constituents in my district office

Sincerely,

JOHN V. BRIGGS, Assemblyman  
Thirty-fifth District

September 16, 1968

*The Honorable Jesse M. Unruh*  
*Speaker of the Assembly*  
*State Capitol, Sacramento, California*

Dear Mr. Speaker I respectfully request that I be excused September 16, 1968, on account of legislative business I will be conferring with Dr. Spencer Covert and Mr. Bauma of the Magnolia School District.

Sincerely yours,

KENNETH CORY, Assemblyman  
Sixty-ninth District

September 13, 1968

*The Honorable Jesse M. Unruh*  
*Speaker of the Assembly*  
*State Capitol, Sacramento, California*

Dear Mr. Speaker. I respectfully request that, pursuant to Rule 118, I be excused on Monday, September 16, 1968

I will be participating in the Mexican Independence Day Parade in Los Angeles.

Sincerely,

JACK R. FENTON, Assemblyman  
Fifty-first District

September 16, 1968

*The Honorable Jesse M. Unruh*  
*Speaker of the Assembly*

Dear Mr. Speaker: I respectfully request that I be excused from session on Monday, September 16, 1968, due to legislative business. I will be speaking to a large group of constituents in my district and it was impossible to make a change of program.

Respectfully yours,

JAMES A. HAYES, Assemblyman  
Thirty-ninth District

September 16, 1968

*Honorable Jesse M. Unruh*  
*Speaker of the Assembly*  
*Room 3164, State Capitol, Sacramento, California*

Dear Speaker Unruh: Kindly excuse me from the legislative session on Monday, September 16, 1968, as I will be participating in the Mexican Independence parade in the 45th Assembly District.

Respectfully,

WALTER KARABIAN, Assemblyman  
Forty-fifth District

September 16, 1968

*Honorable Jesse M. Unruh*  
*Speaker of the Assembly*  
*Room 3164, State Capitol, Sacramento, California*

Dear Speaker Unruh: I respectfully request that I be excused from session on Monday, September 16th, on legislative business.

I will be in San Francisco meeting with constituents of my district.

With kindest personal regards, I am,

Very sincerely,

CHARLES W. MEYERS, Assemblyman  
Nineteenth District

September 16, 1968

*Honorable Jesse M. Unruh*  
*Speaker of the Assembly*  
*State Capitol, Sacramento, California*

Dear Jesse: This is to request that I be excused from today's session on legislative business.

I will be conferring with school officials in my district.

Sincerely,

GEORGE W. MILIAS, Assemblyman  
Twenty-second District

September 13, 1968

*Honorable Jesse M. Unruh*  
*Speaker of the Assembly*  
*State Capitol, Sacramento, California*

Dear Mr. Speaker: I respectfully request to be excused from session Monday, September 16, 1968, on legislative business.



A very important meeting concerning police relations is scheduled for Monday afternoon. It is imperative that I be there.

Sincerely,

JOHN J. MILLER, Assemblyman  
Seventeenth District

September 16, 1968

*Honorable Jesse M. Unruh*  
*Speaker of the Assembly*  
*Room 3164, State Capitol, Sacramento, California*

Dear Jesse: I respectfully request to be excused from session on Monday, September 16, 1968 due to legislative business.

I will be meeting with constituents in my district to discuss various matters relating to the Assembly Ways and Means Subcommittee on Urban Problems.

Sincerely,

LEON D. RALPH, Assemblyman  
Fifty-fifth District

September 16, 1968

*The Honorable Jesse M. Unruh*  
*Speaker of the Assembly*  
*State Capitol, Sacramento, California*

Dear Mr. Speaker: I respectfully request that I be excused on Monday, September 16, 1968, on legislative business.

It is necessary for me to honor a commitment of long-standing to speak before the Burbank Chamber of Commerce.

Sincerely,

NEWTON R. RUSSELL, Assemblyman  
Sixty-second District

#### REPORTS

The following report was presented by the Chief Clerk:

**Bulletin No. 143-3. Delancey Institute Investigation. August 1968.**

Above transmitted report, together with letter of transmittal from W. R. Gianelli, Director, Department of Water Resources, Sacramento, dated September 10, 1968, referred by the Speaker pro Tempore to the Committee on Water.

#### REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following resolution was referred to committee:

*Senate Concurrent*

*Resolution No.*

*Committee*

3..... Rules

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

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

**Assembly Bill No. 31:** By Assemblyman Leroy F. Greene—An act to add Chapter 75 (commencing with Section 6775) to Division 6 of

the Education Code, relating to property tax relief through state support of educational improvement and cost effectiveness programs maintained by school districts, and making an appropriation therefor.

Held at Desk by order of the Speaker pro Tempore.

#### **Request for Unanimous Consent**

Mr. Leroy F. Greene was granted unanimous consent that Assembly Bill No. 11 be printed, without reference to committee.

**Assembly Constitutional Amendment No. 3:** By Assemblymen Bear, Gonsalves, and Karabian—A resolution to propose to the people of the State of California an amendment to the Constitution of the state, by adding Section 30 to Article XIII thereof, relating to property tax relief

Held at Desk by order of the Speaker pro Tempore

#### **Request for Unanimous Consent**

Mr. Bear was granted unanimous consent that Assembly Constitutional Amendment No. 3 be printed, without reference to committee

### **REPORTS OF STANDING COMMITTEES**

#### **Committee on Engrossment and Enrollment**

Assembly Chamber, September 13, 1968

Mr. Speaker: Your Committee on Engrossment and Enrollment has examined:

AB No. 8

AB No. 9

And reports the same correctly engrossed

VEYSEY, Chairman

Above bills ordered to third reading.

### **MESSAGES FROM THE SENATE**

Senate Chamber, Sacramento, September 16, 1968

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

AB No. 3

R. W. LYONS, Acting Secretary of the Senate

By Larry D. McConnell, Assistant Secretary

Above bill ordered enrolled.

Senate Chamber, Sacramento, September 16, 1968

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

SCR No 1

R. W. LYONS, Acting Secretary of the Senate  
By Larry D. McConnell, Assistant Secretary

#### **FIRST READING AND REFERENCE OF SENATE BILLS**

The following resolution was read

**Senate Concurrent Resolution No. 1**—Relative to official designation of Needles Freeway

#### **REQUEST FOR UNANIMOUS CONSENT TO TAKE UP SENATE CONCURRENT RESOLUTION NO. 1**

Mr Hinckley was granted unanimous consent to take up Senate Concurrent Resolution No 1 without reference to committee or file

#### **Consideration of Senate Concurrent Resolution No. 1**

**Senate Concurrent Resolution No. 1**—Relative to official designation of Needles Freeway.

Resolution read, and presented by Mr Hinckley.

#### **Member Made Coauthor of Senate Concurrent Resolution No. 1**

Mr Hinckley was granted unanimous consent that he be added as a coauthor of Senate Concurrent Resolution No 1

#### **Request for Unanimous Consent**

Mr Hinckley 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:** By Senator Stiern (Assemblyman Hinckley, coauthor)—Relative to official designation of Needles Freeway.

Resolution read, as amended, and adopted unanimously

Resolution ordered printed, and transmitted to the Senate

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

Mr Veneman was granted unanimous consent that Senate Concurrent Resolution No 3 be withdrawn from the Committee on Rules for purpose of consideration at this time, without reference to file

#### **Consideration of Senate Concurrent Resolution No. 3**

**Senate Concurrent Resolution No. 3**—Relative to the retirement of W R "Ralph" Currie

Resolution read, presented by Mr Veneman, and adopted.

Resolution ordered transmitted to the Senate

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

**Assembly Bill No. 8**—An act to amend Sections 6426, 11301, and 17303 5 of the Education Code, relating to property tax relief by providing state financial support for the public schools, and making an appropriation therefor

Bill read third time

**Request for Unanimous Consent to Temporarily Suspend the Rules**

Mr. Leroy F. Greene was granted unanimous consent that the Rules be temporarily suspended for the purpose of permitting him to offer amendments to Assembly Bill No. 8, which add a total of more than 25 words to the bill, without having copies of the amendments placed upon the Members' desks

**Motion to Amend**

Mr. Leroy F. Greene moved the adoption of the following amendments:

**Amendment No. 1**

On page 2, line 49, of the printed bill, strike out "aid", and insert "aide".

**Amendment No. 2**

On page 4, lines 4 and 5, strike out "Fifty-seven dollars and sixty-three cents (\$57.63)", and insert "Fifty-six dollars and ninety-three cents (\$56.93)".

**Amendment No. 3**

On page 4, line 13 strike out "Two dollars and eighty cents (\$2.80)", and insert "Three dollars and fifty cents (\$3.50)".

**Amendment No. 4**

On page 4, strike out lines 17 to 19, inclusive, and insert "tuition funds for purposes of Chapter 7.1 (commencing with Section 6750) of Division 6."

**Amendment No. 5**

On page 4, between lines 31 and 32, insert

"Sec. 45 The sum of fourteen million dollars (\$14,000,000) is hereby appropriated from the General Fund in the State Treasury to the Department of Education, in augmentation of Item 279 of the Budget Act of 1968 (Chapter 430 of the Statutes of 1968)."

Amendments read, and adopted

Bill ordered reprinted, and to third reading

**Assembly Bill No. 9**—An act to add Chapter 7.5 (commencing with Section 6775) to Division 6 of the Education Code, relating to property tax relief through state support of educational improvement and cost effectiveness programs maintained by school districts, and making an appropriation therefor.

Bill read third time.

**Request for Unanimous Consent to Temporarily Suspend the Rules**

Mr Leroy F. Greene was granted unanimous consent that the Rules be temporarily suspended for the purpose of permitting him to offer amendments to Assembly Bill No 9, which add a total of more than 25 words to the bill, without having copies of the amendments placed upon the Members' desks

**Motion to Amend**

Mr Leroy F. Greene moved the adoption of the following amendments

**Amendment No. 1**

Strike out lines 1 to 5, inclusive, of the title of the printed bill, and insert "An act to amend Section 17303.5 of the Education Code, relating to property tax relief through state financial support for public school districts."

**Amendment No. 2**

On page 1, strike out line 1 and insert

"SECTION 1 Section 17303.5 of the Education Code is amended to read

17303.5 The amount transferred pursuant to subdivision (b) of Section 17301 shall be expended in accordance with the following schedule

(a) 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, but not to exceed an amount equal to one dollar and sixty cents (\$1.60) multiplied by the average daily attendance credited during the preceding fiscal year to all kindergarten, elementary, high school, junior college and adult schools in the state and to county school tuition funds, for allowance to county school service funds pursuant to subdivision (a) of Section 18352

(b) Four dollars (\$4) multiplied by the total average daily attendance credited to all kindergarten, elementary, high school, junior college and adult schools in the state and to county school tuition funds during the preceding school year for the purposes of Article 10 (commencing with Section 18051) of Chapter 3 of this division

(c) Twelve dollars and eighty-five cents (\$12.85) multiplied by the total average daily attendance credited to all kindergarten, elementary, high school, junior college and adult schools in the state and to county school tuition funds during the preceding school year, for the purposes of Sections 18060 and 18062, and Articles 11, 12 and 13 (commencing with Sections 18102, 18152, and 18202, respectively) Article 11 (commencing with Section 18101) of Chapter 3 of this division

(d) Three dollars and six cents (\$3.06) multiplied by the total average daily attendance credited to all kindergarten, elementary, high school, junior college and adult schools in the state and to county school

tuition funds during the preceding school year for allowances to county school service funds pursuant to subdivision (b) of Section 18352.

(e) Ninety-six cents (\$.96); multiplied by the average daily attendance during the preceding fiscal year credited to all kindergarten, elementary, high school, junior college and adult schools in the state and to county school tuition funds for allowances to school districts for the purposes of Section 6426

(f) ~~Sixty dollars and sixty-seven cents (\$60.67)~~ *Fifty-seven dollars and seventeen cents (\$57.17)* multiplied by the average daily attendance during the preceding fiscal year credited to all kindergarten, elementary, high school, junior college and adult schools in the state and to county school tuition funds during the preceding school year for basic aid, equalization aid, *supplemental support*, allowances for adults, and allowances to the county school tuition funds to be apportioned on account of average daily attendance

(g) *Three dollars and fifty cents (\$3.50) multiplied by the average daily attendance during the preceding school year credited to all kindergarten, elementary, high school, junior college and adult schools in the state and to county school tuition funds for purposes of Chapter 7.1 (commencing with Section 6750) of Division 6.*"

#### Amendment No. 3

On page 1, strike out lines 2 to 10, inclusive; strike out all of pages 2 to 6, inclusive; and on page 7, strike out lines 1 to 27, inclusive.

#### Amendment No. 4

On page 7, strike out lines 32 to 41, inclusive, and insert

"Sec. 3. 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 1968-1969. Notwithstanding the provisions of Sections 20951 and 21001, and any other provisions 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 1968-1969 fiscal year pursuant to the provisions of this act without repetition of any publication or other budgeting procedures which would otherwise be required.

Sec 4 This act shall be deemed operative for the entire 1968-1969 fiscal year as though the same had been enacted into law and become operative on July 1, 1968. The Superintendent of Public Instruction shall, for such purposes, have authority to take all necessary steps to effect the mid-fiscal-year transition involved, including the authority to adjust allowance computations, apportionments, and disbursements ordered from the State School Fund."

Amendments read, and adopted.

Bill ordered reprinted, and to third reading.

**Hon. James W. Dent Presiding**

At 3 22 p m, Hon James W. Dent, 10th District, presiding.

**RESOLUTIONS**

The following resolution was offered:

By Assemblymen Badham and Bee:

**House Resolution No. 29**

Relative to commending Chief Warrant Officer Ray E Johnson, Jr.

WHEREAS, On September 6 and 7, 1967, in Tay Hoa, Vietnam, Chief Warrant Officer Ray E Johnson, Jr., of the United States Army, distinguished himself by displaying extraordinary courage and coolness under fire; and

WHEREAS, On an air mission in close support of ground forces, Chief Warrant Officer Johnson, using great skill and determination, made repeated sorties over forward Republic of Korea troops under heavy attack, suppressing enemy fire and causing the North Vietnam units to break off their attack, thereby saving many casualties among our Korean allies; and

WHEREAS, On the next day, and at great personal risk, Chief Warrant Officer Johnson was instrumental in the capture of a wounded North Vietnamese officer and responsible for the safe evacuation of many wounded Korean and American soldiers, and

WHEREAS, Chief Warrant Officer Johnson's voluntary acts of heroism and tremendous skill as an aviator were responsible for many enemy casualties and the saving of many allied lives, and

WHEREAS, In recognition of his heroism, the United States Army has awarded Chief Warrant Officer Johnson the Air Medal with "V" device; now, therefore, be it

*Resolved by the Assembly of the State of California*, That the Members commend Chief Warrant Officer Ray E Johnson, Jr. on his unselfish acts of heroism showing his great dedication to his country and respect and love for the lives of his comrades in arms, and be it further

*Resolved*, That the Chief Clerk of the Assembly transmit a suitably prepared copy of this resolution to Chief Warrant Officer Ray E Johnson, Jr.

**Request for Unanimous Consent**

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

Resolution read.

**Members Made Coauthors of House Resolution No. 29**

Mr. Bee was granted unanimous consent that all Members of the Assembly be placed upon House Resolution No. 29 as coauthors

Resolution read, as amended, and adopted unanimously

**Speaker pro Tempore Presiding**

At 3 24 p m, Hon Carlos Bee, 13th District, presiding.

**RECESS**

At 3 25 p m., Speaker pro Tempore Bee declared the Assembly recessed until 4 p.m.

**REASSEMBLED**

At 4 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 TAKE UP****ASSEMBLY BILL NO. 9**

Mr Leroy F. Greene was granted unanimous consent to take up Assembly Bill No 9 without reference to file, and that the same be considered re-engrossed

**Consideration of Assembly Bill No. 9**

**Assembly Bill No. 9**—An act to amend Section 17303 5 of the Education Code, relating to property tax relief through state financial support for public school districts.

Bill read third time.

**ABSENCE OF A QUORUM SUGGESTED**

Mr Monagan suggested the absence of a quorum.

**Quorum Call of the Assembly**

Mr. Monagan moved a quorum call of the Assembly.

Mr. Shoemaker seconded the motion.

Motion carried Time, 4 08 p m.

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

**RECESS**

By unanimous consent, at 4 13 p m, Speaker pro Tempore Bee declared the Assembly recessed until 4 30 p m

**REASSEMBLED**

At 4 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.

**QUORUM CALL OF THE ASSEMBLY DISPENSED WITH**

At 4 31 p m, on motion of Mr MacDonald, and in the absence of any objection, the quorum call of the Assembly was dispensed with

**FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 9**

**Assembly Bill No. 9**—An act to amend Section 17303 5 of the Education Code, relating to property tax relief through state financial support for public school districts

Bill read third time

**RECESS**

By unanimous consent, at 4 35 p m, on motion of Mr Unruh, the Assembly recessed until 5 03 p m



**REASSEMBLED**

At 5 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

**FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 9**

The question being on the passage of Assembly Bill No 9

Bill passed by the following vote

**AYES**—Bagley, Bear, Bee, Belotti, Beverly, Brathwaite, Britschgi, Brown, Burton, Campbell Chappie, Collier Conrad, Crandall, Crown, Cullen, Davis, Deddeh, Dent, Duffy, Dunlap, Elliott, Fong, Foran, Gonsalves, Bill Greene, Leroy F Greene, Hineckley, Harvey Johnson, Ray E Johnson, Ketchum, Knox, MacDonald, McGee, McMillan, Mobley, Monagan, Moorhead, Moretti, Mulford, Murphy, Negri, Porter, Powers, Priolo, Qumby, Ryan, Shoemaker, Stacey, Stull, Thomas, Townsend, Vasconcellos, Veneman Veysey, Wakefield, Warren, Wilson, Z'berg, Zenovich, and Mr. Speaker—61

**NOES**—None.

Bill ordered transmitted to the Senate.

**REQUEST FOR UNANIMOUS CONSENT TO TAKE UP**

**ASSEMBLY BILL NO. 8**

Mr. Leroy F. Greene asked for unanimous consent to take up Assembly Bill No 8 without reference to file, and that the same be considered re-engrossed

**Assembly Bill No. 8 Passed and Retained**

At the request of Mr Monagan, and in the absence of any objection, consideration of Assembly Bill No. 8 was ordered passed on file, and to retain its place on file

**Request for Unanimous Consent to Consider Assembly Bill No. 8**

**By Committee of the Whole**

Mr. Unruh was granted unanimous consent that Assembly Bill No. 8 be considered by the Assembly sitting as a Committee of the Whole on Tuesday, September 17, 1968, at 10 a.m.

**NAME PLACED UPON ROLL CALL ON**

**ASSEMBLY BILL NO. 9**

Mrs. Fong was granted unanimous consent that she be recorded as voting "Aye" on Assembly Bill No 9.

**ADJOURNMENT**

At 5 20 p m , Speaker pro Tempore Bee declared the Assembly adjourned until 10 a m , Tuesday, September 17, 1968.

JESSE M UNRUH, Speaker

ANABEL WHANG, Minute Clerk



# CALIFORNIA LEGISLATURE

1968 FIRST EXTRAORDINARY SESSION

# ASSEMBLY DAILY JOURNAL

Seventh Legislative Day

Ninth Calendar Day

IN ASSEMBLY

Assembly Chamber

Tuesday, September 17, 1968

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

### Quorum Call of the Assembly

Mr Veneman moved a quorum call of the Assembly.

Mr Powers seconded the motion

Motion carried Time, 10 04 a m.

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

### Quorum Call of the Assembly Dispensed With

At 10 16 a m , on motion of Mrs Davis, the quorum call of the Assembly was dispensed with

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

Bagley, Barnes, Bear, Bee, Belotti, Beverly, Brathwaite, Briggs, Britschgi, Brown, Burke, Burton, Campbell, Chappie, Collier, Conrad, Crandall, Crown, Cullen, Davis, Deddeh, Dent, Dunlap, Elliott, Fong, Foran, Gonsalves, Bill Greene, Leroy F Greene, Hayes, Hinkleley, Harvey Johnson, Ray E Johnson, Karabian, Ketchum, Knox, Lanterman, MacDonald, McGee, McMillan, Meyers, Milas, Miller, Mobley, Monagan, Moorhead, Moretti, Mulford, Murphy, Negri, Porter, Powers,

Priolo, Qumby, Ralph, Roberti, Russell, Ryan, Shoemaker, Stacey, Stull, Thomas, Townsend, Vasconcellos, Veneman, Veysey, Wakefield, Warren, Wilson, Z'berg, Zenovich, and Mr Speaker—72

Quorum present

#### PRAYER

The following prayer was offered by the Chaplain, Father Leo McAllister

*Heavenly Father, Help us to be able to suffer but not always suffering, to be able to laugh but not always laughing; to be able to empathize but not commiserate, to be able to be alone, but not lonely, to be all things to all men and loyal and true to oneself —AMEN*

#### PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Bee, Mr Hayes 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 ~~the~~ previous legislative day was dispensed with on motion of Mr Qumby, seconded by Mr Gonsalves

#### LEAVES OF ABSENCE FOR THE DAY

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

Mr Sieroty, on request of the Speaker pro Tempore.

The following Member was granted leave of absence for the day, because of illness in his immediate family:

Mr Fenton, on request of the Speaker pro Tempore

The following Member was granted leave of absence for the day, because of legislative business elsewhere, and desired to waive his per diem.

Mr Cory, 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 request of the Speaker pro Tempore

Mr. Schabarum, on request of the Speaker pro Tempore

Mr Duffy, 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 diem

Mr Pattee, on request of the Speaker pro Tempore

Mr Biddle, on request of the Speaker pro Tempore

# EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal.

September 17, 1968

*The Honorable Jesse M. Unruh*  
*Speaker of the Assembly*  
*State Capitol, Sacramento, California*

Dear Mr Speaker I respectfully request that I be excused from session on September 17, 1968, due to legislative business I am scheduled to speak before the California Medical Association Auxiliary in Newport Beach I further request that my per diem be waived this date

Sincerely yours,

KENNETH CORY, Assemblyman  
 Sixty-ninth District

September 16, 1968

*The Honorable Jesse M. Unruh*  
*Speaker of the Assembly*  
*3164 State Capitol*

Dear Mr Speaker I respectfully request that I be excused from the session on Tuesday, September 17, on legislative business I have a speaking engagement in my District and have several meetings scheduled with constituents

Sincerely yours,

PETER F SCHABARUM, Assemblyman  
 Forty-ninth District

September 16, 1968

*Honorable Jesse M Unruh*  
*Speaker of the Assembly*  
*Room 3164, State Capitol, Sacramento, California*

Dear Mr Speaker Pursuant to house procedures I would like to inform your office that it is necessary for me to be in Tulare on Tuesday, September 17 1968 to confer with constituents It will, therefore, be necessary for me to be excused from the Session on legislative business

Yours very truly,

GORDON DUFFY Assemblyman  
 Twenty-first District

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NOTE For letter explaining the absence of Mr Badham on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for September 16, 1968, page 71

**REQUEST FOR UNANIMOUS CONSENT**

Mr Chappie was granted unanimous consent that a photographer be permitted on the floor of the Assembly.

**QUORUM CALL OF THE ASSEMBLY**

Mr. Shoemaker moved a quorum call of the Assembly

Mr Belotti seconded the motion

Motion carried Time, 10 22 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****CONSIDERATION OF DAILY FILE****THIRD READING OF ASSEMBLY BILLS**

**Assembly Bill No. 8**—An act to amend Sections 6426, 11301, and 17303 5 of the Education Code, relating to property tax relief by providing state financial support for the public schools, and making an appropriation therefor.

Bill read third time

**Speaker Presiding**

At 10 54 a m , Hon Jesse M Unruh, 65th District, presiding

The question being on the passage of Assembly Bill No 8

Bill passed by the following vote

**AYES**—Barnes, Bear, Bee, Belotti, Beverly, Brathwaite, Briggs, Britschgi, Brown, Burton, Campbell, Chappie, Crandall, Crown, Cullen, Davis, Deddeh, Dent, Dunlap, Elliott, Fong, Foran, Gonsalves, Bill Greene, Leroy F Greene, Haves Harvey Johnson, Ray E Johnson, Karabian, Ketchum, Knox, MacDonald McMillan, Mevers, Milias, Miller, Mobley, Monagan, Moorhead, Moretti, Mulford, Murphy, Negri, Porter, Powers, Priolo, Qumby, Ralph, Roberti, Russell, Ryan, Shoemaker, Stacey, Stull, Thomas, Vasconcellos, Veneman, Veysey, Warren, Wilson, Z'berg, Zenovich, and Mr Speaker—63

**NOES**—Burke, Collier, Conrad, Hineckley, Lanterman, and McGee—6

Bill ordered transmitted to the Senate.

**Speaker pro Tempore Presiding**

At 10 57 a.m., Hon Carlos Bee, 13th District, presiding

**RECESS**

At 10 58 a m , Speaker pro Tempore Bee declared the Assembly recessed until 11 05 a m , and appointed Messrs Chappie and Belotti and Mrs Davis as a Committee to Escort Mr W R Schroeder, Chairman of the Olympic Fund, who introduced a distinguished group of Olympic athletes to the Members of the Assembly The Members of the Assembly joined in welcoming the above guests on their visit to the Assembly Chamber.

# **REASSEMBLED**

At 11 05 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

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

The following bill was introduced and read the first time

**Assembly Bill No. 12:** By Assemblymen Lanterman, Monagan, and Furan (Senators Carrell and Collier, coauthors)—An act to amend Sections 15952 and 15956 of the Government Code, to add Article 3 5 (commencing with Section 156) to Chapter 1 of Division 1 of, and to repeal Sections 103 8, 103 9, 135 1, and 135 2 of, the Streets and Highways Code, relating to highway relocation assistance, and declaring the urgency thereof, to take effect immediately.

Held at Desk by order of the Speaker.

## **REQUEST FOR UNANIMOUS CONSENT**

Mr. Lanterman was granted unanimous consent that Assembly Bill No 12 be printed, without reference to committee

## **MESSAGES FROM THE SENATE**

Senate Chamber, Sacramento, September 17, 1968

Mr. Speaker I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to.

SCR No. 1

R W LYONS, Acting Secretary of the Senate  
By L D McConnell, Assistant Secretary

## **QUORUM CALL OF THE ASSEMBLY DISPENSED WITH**

At 11 06 a.m., by unanimous consent, the quorum call of the Assembly was dispensed with

## **NAME PLACED UPON ROLL CALL ON ASSEMBLY BILL NO. 8**

Mr Bill Greene was granted unanimous consent that he be recorded as voting "Aye" on Assembly Bill No 8.

## **REPORTS OF STANDING COMMITTEES**

Committee on Engrossment and Enrollment

Assembly Chamber, September 17, 1968

Mr. Speaker Your Committee on Engrossment and Enrollment has examined

**Assembly Bill No. 3**—An act to amend Sections 2655 and 3271 of, and to add Sections 2604 5 and 2706 1 to, the Unemployment Insurance Code, relating to unemployment compensation disability insurance;

And reports the same correctly enrolled and presented to the Governor at 10 15 a.m., September 17, 1968.

VEYSEY, Chairman

**RECESS**

At 11 07 a.m. Speaker Unruh declared the Assembly recessed until 3 p.m.

**REASSEMBLED**

At 3 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

**RECORD EXPUNGED AND ACTION RESCINDED  
ON HOUSE RESOLUTION NO. 12**

By unanimous consent, the record was expunged and the action rescinded whereby on September 16, 1968, the Assembly received the report of the Committee on Rules relative to House Resolution No. 12, and whereby the resolution was re-referred to the Committee on Revenue and Taxation

**MESSAGES FROM THE GOVERNOR**

The following Proclamations from the Governor were 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 September 9, 1968, and

WHEREAS, on account of an extraordinary occasion which has arisen and now exists, it is deemed desirable and necessary to submit an additional subject to the Legislature for consideration,

NOW, THEREFORE, I, RONALD REAGAN, Governor of the State of California, by virtue of the power vested in me by law, hereby amend and supplement my Proclamation dated September 5, 1968, by adding the following additional purpose thereto, and thereby permitting the Legislature to legislate upon the following subject, in addition to the subjects specified in the original Proclamation, to wit

Item No 5 To consider and act upon legislation relative to relocation assistance in connection with state highway construction

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this 17th day of September, 1968

RONALD REAGAN, Governor of California

(SEAL) Attest Frank M. Jordan, Secretary of State

By H. P. Sullivan, Deputy Secretary of State

**Proclamation**

Executive Department, State of California

WHEREAS, the Legislature of the State of California has been called in extraordinary session and has convened on September 9, 1968, and



WHEREAS, on account of an extraordinary occasion which has arisen and now exists, it is deemed desirable and necessary to submit an additional subject to the Legislature for consideration;

NOW, THEREFORE, I, RONALD REAGAN, Governor of the State of California, by virtue of the power vested in me by law, hereby amend and supplement my Proclamation dated September 5, 1968, by adding the following additional purpose thereto, and thereby permitting the Legislature to legislate upon the following subject, in addition to the subjects specified in the original Proclamation, to wit:

Item No 6 To consider and act upon legislation relative to the San Francisco Bay Area Rapid Transit District

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this 17th day of September, 1968

RONALD REAGAN, Governor of California

(SEAL) Attest Frank M. Jordan, Secretary of State

By Bert Clinkston, Deputy Secretary of State

Speaker Presiding

At 3 10 p m, Hon Jesse M Unruh, 65th District, presiding

MESSAGERS FROM THE SENATE

Senate Chamber, Sacramento, September 17, 1968

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

AB No 1

R. W LYONS, Acting Secretary of the Senate

By Larry D. McConnell, Assistant Secretary

Above bill ordered enrolled.

Senate Chamber, Sacramento, September 17, 1968

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

SCR No 5

R W LYONS, Acting Secretary of the Senate

By Larry D. McConnell, Assistant Secretary

THREE READING AND REFERENCE OF SENATE BILLS

The following resolution was read:

Senate Concurrent Resolution No. 5—Relative to a California Highway Commission rehearing of the routing of the Century Freeway through the City of Lynwood.

Held at Desk by order of the Speaker

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

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

Assembly Bill No. 13: By Assemblymen Foran, Knox, Bee, Dent, Brown, Burton, and Meyers—An act to add Sections 29235 and 29240 1

to the Public Utilities Code, and to amend Sections 30770, 30771, 30775 and 30778 of the Streets and Highways Code, relating to the San Francisco Bay Area Rapid Transit District

Held at Desk by order of the Speaker

#### **Request for Unanimous Consent**

Mr. Foran was granted unanimous consent that Assembly Bill No. 13 be printed, without reference to committee

#### **REQUEST FOR UNANIMOUS CONSENT TO TAKE UP ASSEMBLY BILL NO. 12**

Mr. Lanterman was granted unanimous consent to take up Assembly Bill No. 12, without reference to committee or file, for purpose of final consideration at this time

#### **Resolution to Dispense With Constitutional Provision**

The following resolution was offered

By Assemblyman Lanterman

*Resolved.* That Assembly Bill No. 12 presents a case of urgency, as that term is used in Article IV, Section 8(b), 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 the bill be considered engrossed, and placed upon its passage

Resolution read.

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

AYES—Barnes, Bear, Bee, Beverly, Brathwaite, Britschgi, Burke, Burton, Campbell, Chappie Conrad, Crandall, Crown, Davis, Deddeh, Dent Elliott, Foran, Gonsalves, Leroy F. Greene, Hayes, Hunkley, Harvey Johnson, Ray E. Johnson, Karabian, Ketchum, Knox, Lanterman, MacDonald, McGee, McMillan, Mihos, Mobley, Monagan Moorhead, Mulford, Murphy, Negrì, Porter, Powers, Priolo, Russell, Shoemaker, Stacey, Stull, Thomas, Vasconcellos, Veneman, Veysey, Wakefield, Warren, Wilson, Z'berg, Zenovich, and Mr. Speaker—55

NOES—None

Article IV, Section 8(b) of the Constitution was declared dispensed with

#### **CONSIDERATION OF ASSEMBLY BILL NO. 12**

##### **Second Reading of Assembly Bill No. 12**

**Assembly Bill No. 12**—An act to amend Sections 15952 and 15956 of the Government Code, to add Article 35 (commencing with Section 156) to Chapter 1 of Division 1 of, and to repeal Sections 1038, 1039, 1351, and 1352 of, the Streets and Highways Code, relating to highway relocation assistance, and declaring the urgency thereof, to take effect immediately.

Bill read second time

##### **Third Reading of Assembly Bill No. 12**

**Assembly Bill No. 12**—An act to amend Sections 15952 and 15956 of the Government Code, to add Article 35 (commencing with Section

156) to Chapter 1 of Division 1 of, and to repeal Sections 103 S. 103 9, 135 1, and 135 2 of, the Streets and Highways Code, relating to highway relocation assistance, 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—Bagley, Barnes, Bear, Bee, Belotti, Beverly, Brathwaite, Britschgi, Brown, Burke, Burton, Campbell, Chappie, Collier, Conrad, Crandall, Crown, Davis, Deddeh, Dent, Dunlap, Elliott, Fong, Foran, Gonsalves, Leroy F. Greene, Hayes, Hinkley, Harvey Johnson, Ray E. Johnson, Karabian, Ketchum, Knox, Lanterman, MacDonald, McGee, McMillan, Meyers, Milas, Miller, Mobley, Monagan, Moorhead, Mulford, Murphy, Negri, Porter, Powers, Priolo, Qumby, Ralph, Russell, Ryan, Shoemaker, Stacey, Stull, Thomas, Vasconcellos, Veneman, Veysey, Warren, Wilson, Z'berg, Zenovich, and Mr. Speaker—65

NOES—Briggs—1

The question being on the passage of the bill

Bill passed by the following vote:

AYES—Bagley, Barnes, Bear, Bee, Belotti, Beverly, Brathwaite, Britschgi, Brown, Burke, Burton, Campbell, Chappie, Collier, Conrad, Crandall, Crown, Davis, Deddeh, Dent, Dunlap, Elliott, Fong, Foran, Gonsalves, Leroy F. Greene, Hayes, Hinkley, Harvey Johnson, Ray E. Johnson, Karabian, Ketchum, Knox, Lanterman, MacDonald, McGee, McMillan, Meyers, Milas, Miller, Mobley, Monagan, Moorhead, Mulford, Murphy, Negri, Porter, Powers, Priolo, Qumby, Ralph, Russell, Ryan, Shoemaker, Stacey, Stull, Thomas, Vasconcellos, Veneman, Veysey, Warren, Wilson, Z'berg, Zenovich, and Mr. Speaker—65

NOES—Briggs—1.

Bill ordered transmitted to the Senate.

#### REQUEST FOR JUDICIAL CONSENT

Mr. Gonsalves asked for unanimous consent to take up Assembly Constitutional Amendment No. 2 and Assembly Bill No. 10 without reference to committee or file.

Mr. Wilson withheld unanimous consent to taking the measures up without reference to file.

#### Request for Unanimous Consent

Speaker Unruh was granted unanimous consent that Assembly Bill No. 10 and Assembly Constitutional Amendment No. 2 be placed on file on the next legislative day.

#### RESOLUTIONS

The following resolution was offered:

By Assemblyman Fong:

**House Resolution No. 30**

Relative to the American Dietetic Association

WHEREAS, A balanced diet and good nutrition are essential to the physical well-being of our citizenry and

WHEREAS, To that end, the American Dietetic Association and its many members have rendered exceptional service to the citizens of this nation for 51 years, since the founding of the association, and

WHEREAS, The 51st Annual Meeting of the American Dietetic Association will be held this year for the first time in San Francisco, during the week of October 14-18, keynoting the theme "Who Feeds the Nation?"; and

WHEREAS, The annual meeting, ably led by Mary C Zahasky, President of the American Dietetic Association, will encourage the greater exchange of knowledge of recent advancements in the science of dietetics, now, therefore, be it

*Resolved by the Assembly of the State of California*, That the Members of the Assembly wish to welcome the members of the American Dietetic Association to California for their annual meeting and commend the Association for its 51 years of dedicated service to the health of the citizens of this nation, and be it further

*Resolved*, That the Chief Clerk of the Assembly transmit a suitably prepared copy of this resolution to the American Dietetic Association

**Request for Unanimous Consent**

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

Resolution read, and adopted

**REQUEST FOR UNANIMOUS CONSENT TO TAKE UP  
SENATE CONCURRENT RESOLUTION NO. 5**

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

**CONSIDERATION OF SENATE CONCURRENT  
RESOLUTION NO. 5**

**Senate Concurrent Resolution No. 5**—Relative to a California Highway Commission rehearing of the routing of the Century Freeway through the City of Lynwood.

Resolution read, presented by Mr Porter, and adopted

Resolution ordered transmitted to the Senate

**NAMES PLACED UPON ROLL CALL ON  
ASSEMBLY BILL NO. 8**

Messrs Briggs and Meyers were granted unanimous consent that they be recorded as voting "Aye" on Assembly Bill No 8

**RECESS**

At 3 37 p m, Speaker Unruh declared the Assembly in recess, until 4 37 p m, and permitted Assemblyman Barnes, of the 78th District, to introduce Mr Tony Codina, representing "Cabrillo", and Miss Linnette Rosa, Queen of the Cabrillo Festival, to be held in San Diego September 23-29.

**REASSEMBLED**

At 4 37 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

**MESSAGED TO THE SENATE**

Senate Chamber, Sacramento, September 17, 1968

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

AB No. 4

And respectfully requests your honorable body to concur in said amendments

R. W. LYONS, Acting Secretary of the Senate

By Larry D. McConnell, Assistant Secretary

Above bill ordered to unfinished business file

Senate Chamber, Sacramento, September 17, 1968

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

SB No. 8

R. W. LYONS, Acting Secretary of the Senate

Senate Chamber, Sacramento, September 17, 1968

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

SCA No. 1

R. W. LYONS, Acting Secretary of the Senate

By Larry D. McConnell, Assistant Secretary

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

The following bills were read the first time

**Senate Bill No. 8**—An act to amend Sections 210, 251, 254, 401, 2611 6, 6051, 6052 5, 6201, 17171, 17204, 18401, 18402, 18405, 18410 6, and 19524 of the Revenue and Taxation Code, to add Sections 129, 218, 219, 224, and 255 1 to the Revenue and Taxation Code, to add Section 17910 to the Education Code, to repeal Section 6052 5 of the Revenue and Taxation Code, to repeal Sections 63 and 64 of Chapter 1209 of the Statutes of 1967, to repeal Section 21 of Chapter 940 of the Statutes of 1968, relating to tax relief, calling a special election for that purpose, making an appropriation, and declaring the urgency thereof, to take effect immediately

Held at Desk by order of the Speaker pro Tempore

**Senate Constitutional Amendment No. 1**—A resolution to propose to the people of the State of California an amendment to the Constitution of the state, by adding Section 1d to Article XIII thereof, relating to the homeowners' property tax exemption

Held at Desk by order of the Speaker pro Tempore.

**REQUEST FOR UNANIMOUS CONSENT TO TAKE UP SENATE AMENDMENTS TO ASSEMBLY BILL NO. 4**

Mr Bear was granted unanimous consent to take up consideration of Senate amendments to Assembly Bill No 4, without reference to file

**CONSIDERATION OF SENATE AMENDMENTS TO ASSEMBLY BILL NO. 4**

**Assembly Bill No. 4**—An act to add Section 129 to the Code of Civil Procedure, relating to coroners, declaring the urgency thereof, to take effect immediately

The question being Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 4?

**Amendment No. 1**

On page 2, line 5, of the printed bill, as amended in Assembly September 13, 1968, strike out “, the United States, or any”; and strike out line 6, and insert “or the United States”

The roll was called, and the Assembly concurred in the above Senate amendment by the following vote:

**AYES**—Bagley, Barnes, Bear, Bee, Belotti, Beverly, Brathwaite, Briggs, Britschgi, Campbell, Chappie, Collier, Conrad, Crandall, Crown, Deddeh, Dent, Dunlap, Elhott, Fong, Foran, Gonsalves, Bill Greene, Leroy F. Greene, Hayes, Hunkley, Harvey Johnson, Ray E. Johnson, Karabian, Ketchum, Knox, Lanterman, MacDonald, McGee, McMillan, Milius, Mobley, Monagan, Moorhead, Mulford, Murphy, Negri, Porter, Powers, Priolo, Qumby, Russell, Ryan, Shoemaker, Stacey, Stull, Thomas, Veneman, Wakefield, Warren, Wilson, Z'berg, Zenovich, and Mr Speaker—59.

**NOES**—None

Above bill ordered enrolled.

**REQUEST FOR UNANIMOUS CONSENT TO TAKE UP ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 2**

Mr Gonsalves asked for unanimous consent to take up Assembly Constitutional Amendment No 2, without reference to file, for purpose of amendment

Mr Veneman withheld unanimous consent

**RESOLUTIONS**

The following resolution was offered:

By Assemblyman Harvey Johnson.

**House Resolution No. 31**

Relative to memorializing Olive Stem

**WHEREAS**, The Members have learned with sincere and profound regret of the death on July 7, 1968, of Mrs Olive Stem, civic leader in El Monte and the surrounding area; and

**WHEREAS**, Olive Stem was born in Pulaski, Tennessee, in 1896; she was married to William H Stem in Lewisburg, Tennessee, on April 28, 1919; and together they moved to El Monte, California, in 1935; and

WHEREAS, Mrs Stem was well known in El Monte and the surrounding area for her many community activities, and

WHEREAS, She gave 40 years of continuous service to parent-teacher work and was a charter member of the Cherrylee, Frank Wright, and Ann Legore Parent-Teacher Associations, an officer in the Columbia High School P T A and El Monte High School P T A, and the recipient of an honorary life membership from the El Monte P T A Council; and

WHEREAS, Other community service included charter member and board member of the El Monte Coordinating Council and Family Service Organization, member of the board of the local chapter of the American Red Cross, the American Legion Auxiliary, the Gold Star Mothers, and the Christian Women's Fellowship of the First Christian Church, and

WHEREAS, Mrs Olive Stem was influential in the acquisition of Lambert Park, the municipal plunge, and many other civic projects for the betterment of greater El Monte, and

WHEREAS, She was an active worker in her political party and a nonpartisan worker in local and school elections, and

WHEREAS, Her only son, Bill, holder of the Silver Star, was taken from her when, at age 20, he gave his life to defend his country at the Battle of the Bulge in World War II, and

WHEREAS, Survivors include her husband, William Stem, four daughters, Mary Parker of Temple City, Martha Irvine of Covina, Jean Moorhead of Oakland, and Bobbie Webb of Rosemead, 13 grandchildren, and seven great-grandchildren, now, therefore, be it

*Resolved by the Assembly of the State of California.* That the Members express their deepest regrets at the passing of Olive Stem and extend their sincere condolences to her family and many friends; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit suitably prepared copies of this resolution to William Stem, Mary Parker, Martha Irvine, Jean Moorhead, and Bobbie Webb

#### **Request for Unanimous Consent**

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

Resolution read, and adopted.

#### **INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILL (RESERVED)**

The following bill was introduced, and read the first time

**Assembly Bill No. 14:** By Assemblyman Shoemaker—An act to amend Section 28051 of the Vehicle Code, relating to motor vehicles, declaring the urgency thereof, to take effect immediately

Held at Desk by order of the Speaker pro Tempore

#### **Request for Unanimous Consent**

Mr Shoemaker was granted unanimous consent that Assembly Bill No. 14 be printed, without reference to committee.

**CONSIDERATION OF ASSEMBLY BILL NO. 13—BY  
UNANIMOUS CONSENT**

By unanimous consent, Assembly Bill No. 13 was taken up without reference to committee or file, for purpose of final consideration at this time.

**Resolution to Dispense With Constitutional Provision**

The following resolution was offered.

By Assemblyman Foran.

*Resolved*, That Assembly Bill No. 13 presents a case of urgency, as that term is used in Article IV Section 8(b), 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 the bill be considered engrossed, and placed upon its passage

Resolution read.

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

**AYES**—Bagley, Barnes, Bear, Bee, Belotti, Beverly, Brathwaite, Briggs, Britschgi, Burke, Burton, Campbell, Chappie, Collier, Crandall, Davis, Deut, Dunlap, Elliott, Fong, Foran, Gonsalves, Bill Greene, Leroy F. Greene, Hayes, Hinckley, Harvey Johnson, Ray E. Johnson, Karabian, Ketchum, Knox, Lanterman, MacDonald, McGee, McMillan, Meyers, Miller, Mobley, Monagan, Moorhead, Moretti, Mulford, Murphy, Porter, Powers, Priolo, Quimby, Roberti, Russell, Ryan, Shoemaker, Stacey, Stull, Thomas, Veneman, Veysey, Warren, Wilson, Zenovich, and Mr. Speaker—60.

**NOES**—None.

Article IV, Section 8(b) of the Constitution was declared dispensed with

**Second Reading of Assembly Bill No. 13**

**Assembly Bill No. 13**—An act to add Sections 29235 and 29240.1 to the Public Utilities Code, and to amend Sections 30770, 30771, 30775 and 30778 of the Streets and Highways Code, relating to the San Francisco Bay Area Rapid Transit District.

Bill read second time.

**Third Reading of Assembly Bill No. 13**

**Assembly Bill No. 13**—An act to add Sections 29235 and 29240.1 to the Public Utilities Code, and to amend Sections 30770, 30771, 30775 and 30778 of the Streets and Highways Code, relating to the San Francisco Bay Area Rapid Transit District

Bill read third time.

**Speaker Presiding**

At 5 05 p.m., Hon. Jesse M. Unruh, 65th District, presiding

**Motion to Amend**

Mr. Ryan moved the adoption of the following amendment

**Amendment No. 1**

On page 6, line 19, of the printed bill, after the period, insert "The department shall not conduct any further study or commence construction of the southern crossing at the Indio Basin location until the Legis-



lature determines by law that the financial condition of the district justifies construction of the southern crossing at that location."

Amendment read, and refused adoption

The question being on the passage of Assembly Bill No. 13.

#### **Demand for Previous Question**

Messrs Burton, Ketchum, Fong, Moorhead, and Priolo demanded the previous question. Demand sustained by the following vote:

AYES—Barnes, Bear, Brown, Burton, Davis, Dunlap, Fong, Foran, Bill Greene, Leroy F. Greene, Hayes, Hinckley, Harvey Johnson, Karabian, Ketchum, McMillan, Milas, Mobley, Moorhead, Moretti, Negri, Porter, Priolo, Roberti, Stacey, Thomas, and Townsend—27.

NOES—Belotti, Beverly, Briggs, Britschgi, Crandall, Crown, Cullen, Dent, Knox, Lanterman, MacDonald, Meyers, Miller, Mulford, Murphy, Russell, Ryan, Stull, Vasconcellos, Veysey, Wilson, and Z'berg—22.

The question being on the passage of Assembly Bill No. 13.

#### **Request for Unanimous Consent to Grant Time for Debate**

Speaker Unruh was granted unanimous consent that Mr. Crown be granted five minutes to debate Assembly Bill No. 13.

The question being on the passage of Assembly Bill No. 13.

The roll was called.

#### **Call of the Assembly**

Pending the announcement of the vote, Mr. Foran moved a call of the Assembly.

Motion carried. Time, 5.40 p.m.

The Speaker directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

#### **PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT**

#### **TEMPORARY SUSPENSION OF ASSEMBLY RULES**

By unanimous consent the Assembly Rules were temporarily suspended for the purpose of placing a call of the Assembly on any matter before the House, and to permit the Assembly to conduct further business while under a call of the House.

#### **RESOLUTIONS**

The following resolution was offered:

By Assemblyman Bill Greene:

#### **House Resolution No. 32**

Relating to fire suppression work by juvenile court wards

WHEREAS, It has come to the attention of the Members of the Assembly that it is the present practice in some areas to use wards of the juvenile court in juvenile facilities for fire suppression work; and

WHEREAS, These minors are untrained in firefighting and as a result several have been killed or injured, now, therefore, be it

*Resolved by the Assembly of the State of California*, That the Assembly Committee on Rules is hereby requested to assign to the Assembly Committee on Criminal Procedure for study, the subject of the

use of juvenile court wards in juvenile facilities for fire suppression work, including development of legislation to exempt such wards under 18 years of age from such work and establishment of guidelines for the use of such wards over 18 years of age; and be it further

*Resolved*, That such committee report its findings and recommendations to the Assembly not later than the fifth legislative day of the 1969 Regular Session of the Legislature

#### **Request for Unanimous Consent**

Mr Bill Greene was granted unanimous consent to take up House Resolution No 32 without reference to committee or file.

Resolution read, and adopted.

#### **CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 13**

At 5:42 p.m., on motion of Mr. Foran, and in the absence of any objection, 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. Foran moved a call of the Assembly.

Motion carried. Time, 5:44 p.m.

The Speaker directed the Sergeant at Arms to close the doors, and to bring in the absent Members

#### **PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT**

#### **ANNOUNCEMENTS**

Speaker Unruh announced that the Senate has been invited to meet with the Assembly in joint convention on Thursday, September 19, 1968, to hear an address by the Hon. Edmund S. Muskie, United States Senator from Maine and Democratic candidate for Vice President of the United States.

#### **CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 13**

At 5:55 p.m., on motion of Mr. Foran, and in the absence of any objection, 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. Foran moved a call of the Assembly.

Motion carried. Time, 5:57 p.m.

The Speaker directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

**PROCEEDINGS UNDER CALL OF THE ASSEMBLY  
BY UNANIMOUS CONSENT  
CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 13**

At 6.06 p.m., on motion of Mr. Foran, and in the absence of any objection, 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. Foran moved a call of the Assembly.

Motion carried. Time, 6.08 p.m.

The Speaker directed the Sergeant at Arms to close the doors, and to bring in the absent Members

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 13**

At 6.16 p.m., on motion of Mr. Foran, and in the absence of any objection, 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. Crown moved a call of the Assembly.

Motion carried. Time, 6.20 p.m.

The Speaker directed the Sergeant at Arms to close the doors, and to bring in the absent Members

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 13**

At 6.32 p.m., by unanimous consent, further proceedings under the call of the Assembly were dispensed with

The names of the absentees were called, and Assembly Bill No. 13 passed by the following vote:

**AYES**—Bagley, Barnes, Bear, Bee, Beverly, Brown, Burton, Campbell, Collier, Dent, Dunlap, Elliott, Fong, Foran, Gonsalves, Bill Greene, Leroy F. Greene, Hayes, Harvey Johnson, Ray E. Johnson, Ketchum, Knox, MacDonald, McGee, McMillan, Meyers, Milias, Mobley, Moretti, Mulford, Murphy, Negri, Porter, Powers, Qumby, Roberti, Shoemaker, Thomas, Townsend, Warren, and Mr. Speaker—41.

**NOES**—Belotti, Briggs, Britschgi, Burke, Crandall, Crown, Cullen, Davis, Hinekey, Karabian, Lanterman, Miller, Monagan, Moorhead, Priolo, Russell, Ryan, Stacey, Stull, Vasconcellos, Veysey, Wakefield, Wilson, and Z'berg—24

**MOTION TO RECONSIDER ASSEMBLY BILL NO. 13  
ON NEXT LEGISLATIVE DAY**

Mr. Crown moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 13 was this day passed.

**MOTION TO TEMPORARILY SUSPEND RULES TO TAKE UP  
MOTION TO RECONSIDER ASSEMBLY BILL NO. 13**

Mr. Foran moved that the Assembly Rules be temporarily suspended for the purpose of taking up the motion to reconsider the vote on Assembly Bill No. 13 on this day.

Rules refused suspension by the following vote:

AYES—Bee, Beverly, Burke, Burton, Dent, Foran, Harvey Johnson, Ketchum, Knox, McMillan, Porter, and Stull—12.

NOES—Bagley, Briggs, Campbell, Crown, Ray E. Johnson, McGee, Ralph, Ryan, Stacey, Vasconcellos, Veysey, and Z'berg—12

Assembly Bill No. 13 ordered to the unfinished business file.

**ADJOURNMENT**

At 6.36 p m, Speaker Unruh declared the Assembly adjourned until 10 a m., Wednesday, September 18, 1968.

JESSE M UNRUH, Speaker

ANABEL WHANG, Minute Clerk

CALIFORNIA LEGISLATURE

1968 FIRST EXTRAORDINARY SESSION

# ASSEMBLY DAILY JOURNAL

Eighth Legislative Day

Tenth Calendar Day

IN ASSEMBLY

Assembly Chamber

Wednesday, September 18, 1968

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

### Quorum Call of the Assembly

Mr Conrad moved a quorum call of the Assembly.

Mr. Moorhead seconded the motion.

Motion carried. Time, 10.15 a.m

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

### Quorum Call of the Assembly Dispensed With

At 10:20 a.m, on motion of Mr. Karabian, the quorum call of the Assembly was dispensed with.

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

Badham, Bagley, Barnes, Bear, Bee, Belotti, Beverly, Brathwaite, Briggs, Britschgi, Brown, Burke, Burton, Campbell, Collier, Conrad, Crandall, Crown, Davis, Dent, Duffy, Dunlap, Elliott, Fong, Foran, Gonsalves, Leroy F Greene, Hayes, Harvey Johnson, Ray E Johnson, Karabian, Knox, Lanterman, MacDonald, McGee, McMillan, Meyers, Milas, Miller, Monagan, Moorhead, Moretti, Mulford, Murphy, Negri, Porter, Powers, Priolo, Quimby, Ralph, Roberti, Ryan, Schabaram, Shoemaker, Sieroty, Stull, Thomas, Townsend, Vasconcellos, Veysey, Wakefield, Warren, Wilson, Z'berg, Zenovich, and Mr. Speaker—66.  
Quorum present.

**PRAYER**

The following prayer was offered by the Chaplain, Father Leo McAllister:

*Eternal God, From Whose infinite mind was born the concept of freedom, help us, who are so blessed by its presence, especially in these days of protest and violence, not to fail in our responsibility to carefully consider and evaluate freedom's thrust and freedom's longings. Help us to guard it well and guarantee it faithfully to all of our people. In each day's work may there be a consciousness of its scope. In each man's heart may there be a consciousness of its worth --AMEN.*

**PLEDGE OF ALLEGIANCE TO THE FLAG**

Upon request of Speaker pro Tempore Bee, Mr Townsend 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. Powers, seconded by Mr. Beverly.

**LEAVES OF ABSENCE FOR THE DAY**

The following Member was granted leave of absence for the day, because of illness in his immediate family:

Mr. Fenton

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

Mr. Cory.

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

Mr. Chappie.

Mr. Bill Greene.

Mr. Deddeh.

Mr. Russell.

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

Mr. Pattee.

Mr. Biddle.

Mr. Veneman

The following Members were granted leaves of absence for the day, on personal business, and their per diem was waived:

Mr. Stacey.

Mr. Mobley.

Mr. Hinckley.

Mr. Cullen

Mr. Ketchum.

**EXPLANATIONS OF ABSENCE**

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

September 18, 1968

*The Honorable Jesse M. Unruh  
Speaker of the Assembly  
State Capitol, Sacramento, California*

Dear Mr. Speaker: I respectfully request that I be excused from session on September 18, 1968, due to a commitment in my district. I further request that my per diem for this date be waived.

Sincerely yours,

KENNETH CORY, Assemblyman  
Sixty-ninth District

September 18, 1968

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

Dear Mr. Speaker: I respectfully request to be excused from session on September 18, 1968, on legislative business, meeting with local officials at South Lake Tahoe

Sincerely,

GENE CHAPPIE, Assemblyman  
Sixth District

September 18, 1968

*Honorable Jesse M. Unruh  
Speaker of the Assembly  
State Capitol, Sacramento, California*

Dear Mr. Speaker: I respectfully request that I be excused from session on September 18, 1968, due to legislative business. I will be conferring with educators in my district on pending school legislation

Sincerely,

WADIE P. DEDDEH, Assemblyman  
Seventy-seventh District

September 17, 1968

*Honorable Jesse M. Unruh  
Speaker of the Assembly  
Room 3164, State Capitol*

Dear Mr. Speaker: This is to request that I be excused from session on Wednesday, September 18, 1968, morning session only, on legislative business

I will be meeting with Blue Cross people and the administrators of several hospitals in my district on problems surrounding Medi-Cal

I can be contacted through my district office—(213) 778-0876.

Thank you for your consideration in this matter.

Respectfully,

BILL GREENE, Assemblyman  
Fifty-third District

September 18, 1968

*The Honorable Jesse M Unruh**Speaker of the Assembly**State Capitol, Sacramento, California*

Dear Mr. Speaker: I respectfully request that I be excused on Wednesday, September 18, 1968, on legislative business

It is necessary for me to honor a commitment of long-standing to speak before the Burbank Woman's Club.

Sincerely,

NEWTON R. RUSSELL, Assemblyman  
Sixty-second District

### REPORTS OF STANDING COMMITTEES

#### Committee on Engrossment and Enrollment

Assembly Chamber, September 18, 1968

Mr. Speaker. Your Committee on Engrossment and Enrollment has examined:

**Assembly Concurrent Resolution No. 6**—Relative to the contributions of Mexican-Americans,

And reports the same correctly enrolled, and presented to the Secretary of State on the 18th day of September, 1968, at 10 a m.

VEYSEY, Chairman

Assembly Chamber, September 18, 1968

Mr. Speaker. Your Committee on Engrossment and Enrollment has examined:

ACA No. 2

And reports the same correctly engrossed

VEYSEY, Chairman

Above resolution ordered on file

### MESSAGES FROM THE SENATE

Senate Chamber, Sacramento, September 17, 1968

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

SCR No. 4

R. W. LYONS, Acting Secretary of the Senate

By Larry D. McConnell, Assistant Secretary

### FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read.

**Senate Concurrent Resolution No. 4**—Relative to the appointment of Eldridge Cleaver as a lecturer at the University of California at Berkeley.

### MOTION TO TEMPORARILY SUSPEND THE RULES

Mr. Badham moved that the Rules be temporarily suspended for the purpose of considering Senate Concurrent Resolution No. 4, without reference to committee or file.

The roll was called.



**Call of the Assembly**

Pending the announcement of the vote, Mr. Badham moved a call of the Assembly.

Mr. Mulford seconded the motion

Motion carried. Time, 10 27 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 RULES**

Mr. Shoemaker was granted unanimous consent that the Assembly Rules be temporarily suspended for the purpose of placing a call of the Assembly on any matter before the House, and to permit the Assembly to conduct further business while under a call of the House.

**ANNOUNCEMENTS**

Speaker pro Tempore Bee announced that the floral arrangement on the rostrum had been sent by the Honorable Leverette D. House, former Member of the Assembly from Imperial County. The Members of the Assembly joined in expressing their appreciation to Mr. House.

**RESOLUTIONS**

The following resolution was offered.

By Assemblymen Belotti and Davis:

**House Resolution No. 33**

Relative to air transportation

WHEREAS, The Members of the Assembly have learned that the newly formed airline, Air West Inc., has eliminated service between the cities of Santa Rosa and Eureka and Crescent City; and

WHEREAS, This elimination of service occurred without sufficient notice to the public served by the airline; and

WHEREAS, Since Santa Rosa is an important distribution and transportation center, its links with the cities of the northern part of the state are vital to a rational, effective transportation system; and

WHEREAS, Air carriers ought to be, and are, under an obligation to provide adequate service to the people whom they serve; and

WHEREAS, Curtailment or elimination of needed service represents an attitude on the part of air carriers completely out of accord of this recognized obligation, now, therefore be it

*Resolved by the Assembly of the State of California*, That the Members express their extreme dissatisfaction with the elimination of air service between the cities of Santa Rosa and Eureka and Crescent City and urge the officers and stockholders of Air West, Inc., to reconsider this shortsighted and harmful act with the purpose of increasing, rather than decreasing, the efficiency of the air transportation network of Northern California; and be it further

*Resolved*, That the Chief Clerk of the Assembly transmit a copy of this resolution to Mr. G. Robert Henry, President of Air West, Inc.

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

**ASSEMBLY COMMITTEES REACTIVATED**

Speaker Unruh announced that all Assembly committees are reactivated as of this date, with the same membership and chairmen as the Assembly Standing Committees of the 1968 Regular Session.

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

**Assembly Bill No. 10**—An act calling a special election to be consolidated with the November general election, and providing for the submission at that election of Assembly Constitutional Amendment No. 2, to take effect immediately.

Bill read second time, and ordered to third reading.

**THIRD READING OF ASSEMBLY BILLS**

**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 XIII thereof, and by adding Section 1d to Article XIII thereof, relating to taxation.

Resolution read.

**Motion to Amend**

Mr Gonsalves moved the adoption of the following amendments.

**Amendment No. 1**

On page 2 of the printed measure, strike out lines 21 to 29, inclusive, and insert "tion."

**Amendment No. 2**

On page 2, line 30, strike out "for school purposes", and insert "upon any single family dwelling occupied by the owner thereof on the lien date for the support of the public school system,".

Amendments read, and adopted.

Resolution ordered reprinted, and on file.

**REPORT OF AUDITOR GENERAL**

The following letter, transmitting the report of the Auditor General on excess lands held by the State Division of Highways was presented by Mr Thomas, and ordered printed in the Journal

**Letter of Transmittal**

Joint Legislative Audit Committee, Sacramento

September 18, 1968

*The Honorable President of the Senate*

*The Honorable Speaker of the Assembly*

*The Honorable Members of the Senate and the*

*Assembly of the Legislature of California*

Gentlemen: A copy of the Auditor General's report on a review of the excess lands held by the State Division of Highways is hereby transmitted for your consideration.

The purpose of this review was to determine the conditions under which property in excess of that necessary for highway right of way

is acquired, the controls exercised over excess parcels during the time they are held by the state, and the methods of disposing of such excess lands

The informal excess land records maintained by the Highway District Right of Way Departments show an inventory of 10,990 parcels, aggregating 30,016 acres, with a recorded cost of \$52,876,173, as of June 30, 1967.

Present methods of documenting and accounting for the acquisition of excess land are deficient in a number of respects, and the Auditor General has submitted a total of ten recommendations to improve this procedure.

The stated policy of the Division of Highways is to return excess land to private ownership as soon as possible. However, as a general rule efforts to dispose of excess parcels are not made until after the completion of construction. As of June 30, 1967, less than 25 percent of the value and only 15 percent of the recorded excess land inventory was classified as available for sale.

Our review of the records indicates that the average time period between acquisition and sale is approximately five years, and value of the recorded excess land inventory is equal to from 20 to 25 percent of the current annual expenditure for right of way. This investment in excess land represents the utilization of a substantial amount of highway money for other than its intended use.

Respectfully submitted.

VINCENT THOMAS, Chairman

Accompanying report referred to the Committee on Ways and Means

#### **REFERENCE OF BILLS TO COMMITTEE**

Speaker pro Tempore Bee announced that Senate Constitutional Amendment No. 1 and Senate Bill No. 8 had been referred to the Committee on Revenue and Taxation.

#### **REPORTS OF STANDING COMMITTEES**

##### **Committee on Engrossment and Enrollment**

Assembly Chamber, September 18, 1968

Mr. Speaker: Your Committee on Engrossment and Enrollment has examined:

AB No. 10

And reports the same correctly engrossed.

VEYSEY, Chairman

Above bill ordered to third reading

#### **MESSAGES FROM THE SENATE**

Senate Chamber, Sacramento, September 18, 1968

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

SCR No. 6

R. W. LYONS, Acting Secretary of the Senate  
By Larry D. McConnell, Assistant Secretary

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

The following resolution was read.

**Senate Concurrent Resolution No. 6**—Relating to the retirement of Frank E. Caine

Referred by the Speaker pro Tempore to the Committee on Rules

**REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY  
SUSPEND THE RULES**

Mr Unruh asked for unanimous consent that the Assembly Rules be temporarily suspended for the purpose of setting Senate Constitutional Amendment No. 1 and Senate Bill No. 8 for hearing in the Committee on Revenue and Taxation today at 4 p m

Mr. Britschgi withheld unanimous consent.

**Majority Floor Leader Presiding**

At 10 50 a m., Hon George N Zenovich, 32nd District, presiding

**REQUEST FOR UNANIMOUS CONSENT**

At 10 51 a m., Mr Mulford was granted unanimous consent that the Republican Caucus be permitted to meet at this time in the Assembly Lounge

**CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO  
SUSPEND RULES TO CONSIDER SENATE CONCURRENT  
RESOLUTION NO. 4**

At 11 52 a m., on motion of Mr Badham, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the motion to suspend the Rules to permit consideration of Senate Concurrent Resolution No 4 without reference to committee or file lost by the following vote:

**AYES**—Badham, Barnes, Belotti, Beverly, Briggs, Britschgi, Burke, Campbell, Collier, Conrad, Crandall, Davis, Dent, Duffy, Hayes, Lanterman, MacDonald, Mibas, Moorhead, Mulford, Murphy, Porter, Powers, Priolo, Schabarum, Stull, Thomas, Wakefield, and Wilson—29

**NOES**—Bagley, Bee, Brathwaite, Brown, Burton, Crown, Dunlap, Elliott, Leroy F. Greene, Harvey Johnson, Karabian, Knox, McMillan, Meyers, Miller, Negri, Ralph, Roberti, Ryan, Shoemaker, Sieroty, Vasconcellos, Warren, Z'berg, Zenovich, and Mr Speaker—26.

**SENATE CONCURRENT RESOLUTION NO. 4 REFERRED  
TO COMMITTEE**

Acting Speaker Zenovich announced that Senate Concurrent Resolution No. 4 had been referred to the Committee on Rules

**MOTION TO RECONSIDER ASSEMBLY BILL NO. 13 LAPSED**

The motion to reconsider the vote on Assembly Bill No. 13 lapsed.

Assembly Bill No 13 ordered transmitted to the Senate.

**ADJOURNMENT**

At 11.55 a m , on motion of Mr Unruh, Acting Speaker Zenovich declared the Assembly adjourned until 10 a m., Thursday, September 19, 1968.

JESSE M. UNRUH, Speaker

ANABEL WHANG, Minute Clerk



# CALIFORNIA LEGISLATURE

1968 FIRST EXTRAORDINARY SESSION

## ASSEMBLY DAILY JOURNAL

Ninth Legislative Day

Eleventh Calendar Day

### IN ASSEMBLY

Assembly Chamber

Thursday, September 19, 1968

The Assembly met at 10 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

### Quorum Call of the Assembly

Mr. Conrad moved a quorum call of the Assembly.

Motion carried Time, 10.08 a m

The Speaker directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

### QUORUM OF THE ASSEMBLY DECLARED PRESENT

At 10 10 a m the Speaker declared a quorum of the Assembly present.

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

Badham, Bagley, Barnes, Bear, Bee, Belotti, Beverly, Biddle, Brathwaite, Briggs, Britschgi, Brown, Burke, Burton, Campbell, Chappie, Collier, Conrad, Cory, Crandall, Crown, Cullen, Davis, Deddeh, Dent, Duffy, Dunlap, Elhott, Fenton, Fong, Foran, Gonsalves, Bill Greene, Leroy F Greene, Hayes Hinckley, Harvey Johnson, Ray E Johnson, Karabian, Ketchum, Knox Lantelman, MacDonald, McGee, McMillan, Meyers, Milas, Miller, Mobley, Monagan, Moorhead, Moretti, Mulford, Murphy, Negri, Pattee, Porter, Powers, Priolo, Quimby, Ralph, Roberti, Russell, Ryan, Schabarum, Shoemaker, Sieroty, Stacey, Stull, Thomas, Townsend, Vasconcellos, Veneman, Veysey, Wakefield, Warren, Wilson, Z'berg, Zenovich, and Mr Speaker—80.

**PROCEEDINGS UNDER QUORUM CALL OF THE  
ASSEMBLY BY UNANIMOUS CONSENT**

**PRAYER**

The following prayer was offered by the Chaplain, Father Leo McAllister:

*Father, May we reflect on the words of the late Dag Hammarskjold, "How am I to find the strength to live as a free man, detached from all that was unjust in my past and all that is petty in my present, and so, daily to forgive myself?"*

*Life will judge me by the measure of the love I myself am capable of, and with patience according to the measure of my honesty in attempting to meet its demands, and with an equity before which the feeble explanations and excuses of self-importance carry no weight whatsoever"—AMEN.*

**PLEDGE OF ALLEGIANCE TO THE FLAG**

Upon request of Speaker Unruh, Mr. Crandall then led the Assembly in the pledge of allegiance to the Flag

**MOTION TO DISPENSE WITH READING OF THE JOURNAL**

By unanimous consent, reading of the Journal of the previous legislative day was dispensed with.

**REPORTS**

The following report was presented by the Chief Clerk

**Bulletin No. 164. Tehachapi Crossing Design Studies.**

**Book VI. August 1968.**

Above transmitted report, together with letter of transmittal from W R Gianelli, Director, Department of Water Resources, Sacramento, dated September 17, 1968, referred by the Speaker to the Committee on Water.

**REPORTS OF STANDING COMMITTEES**

**Committee on Engrossment and Enrollment**

Assembly Chamber, September 19, 1968

Mr. Speaker: Your Committee on Engrossment and Enrollment has examined:

ACA No. 2

And reports the same correctly re-engrossed.

VEYSEY, Chairman

Above resolution ordered on file.

**MESSAGES FROM THE SENATE**

Senate Chamber, Sacramento, September 18, 1968

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

SCR No. 2

R W. LYONS, Acting Secretary of the Senate  
By John W. Rovane, Assistant Secretary



Senate Chamber, Sacramento, September 18, 1968

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

SCR No. 7

R. W. LYONS, Acting Secretary of the Senate  
By John W. Rovane, Assistant Secretary

**FIRST READING AND REFERENCE OF SENATE BILLS**

The following resolutions were read:

Senate Concurrent Resolution No. 2—Relative to feasibility of inclusion of certain land in Sylmar, California, in state park system.

Held at Desk by order of the Speaker.

Senate Concurrent Resolution No. 7—Relative to final adjournment of the 1968 First Extraordinary Session of the Legislature.

Held at Desk by order of the Speaker.

**REQUEST FOR UNANIMOUS CONSENT TO TAKE UP  
SENATE CONCURRENT RESOLUTION NO. 4**

Mr. Gonsalves was granted unanimous consent that Senate Concurrent Resolution No. 4 be withdrawn from the Committee on Rules for purpose of consideration at this time, without reference to file. Mr. Gonsalves further indicated that this procedure had been agreed upon by the Assembly Rules Committee at its meeting this morning.

**REQUEST FOR UNANIMOUS CONSENT TO HOLD CAUCUSES**

At 10:17 a.m., Mr. Mulford was granted unanimous consent that the Republican Caucus be permitted to meet in the Assembly Lounge.

At 10:18 a.m., Mr. Shoemaker was granted unanimous consent that the Democratic Caucus be permitted to meet in the Sergeant at Arms Office.

Majority Floor Leader Presiding

At 10:37 a.m., Hon. George N. Zenovich, 32nd District, presiding.

**REQUEST FOR UNANIMOUS CONSENT**

Acting Speaker Zenovich was granted unanimous consent that television and press photographers be permitted on the floor of the Assembly during consideration of Senate Concurrent Resolution No. 4.

**CONSIDERATION OF SENATE CONCURRENT  
RESOLUTION NO. 4**

Senate Concurrent Resolution No. 4—Relative to the appointment of Eldridge Cleaver as a lecturer at the University of California at Berkeley.

Resolution read, and presented by Mr. Badham.

Motion to Amend by Mr. Wilson

Mr. Wilson moved the adoption of the following amendment:

**Amendment No. 1**

On page 1, line 16, of the printed resolution, as amended in the Senate on September 17, 1968, after the word "censure", insert "the Regents,".

Amendment read.

**REQUEST FOR UNANIMOUS CONSENT TO HOLD CAUCUS**

At 11:12 a.m., Mr. Mulford asked for unanimous consent that the Republican Caucus be permitted to meet at this time.

Mr. Unruh withheld unanimous consent.

**FURTHER CONSIDERATION OF SENATE  
CONCURRENT RESOLUTION NO. 4**

The question being on the adoption of the amendment offered by Mr. Wilson to Senate Concurrent Resolution No. 4.

The roll was called.

**Motion for Call of the Assembly**

Pending the announcement of the vote, Mr. Murphy moved a call of the Assembly.

Motion for a call of the Assembly lost

The question being on the adoption of the amendment offered by Mr. Wilson to Senate Concurrent Resolution No. 4

Amendment adopted by the following vote

**AYES**—Bear, Bee, Belotti, Brathwaite, Britschgi, Brown, Burton, Davis, Dunlap, Elliott, Fenton, Fong, Gonsalves, Leroy F. Greene, Knox, MacDonald, McMillan, Meyers, Mihos, Miller, Moretti, Negri, Qumby, Ralph, Roberti, Ryan, Shoemaker, Townsend, Vasconcellos, Wilson, Z'berg, Zenovich, and Mr. Speaker—33

**NOES**—Badham, Bagley, Barnes, Beverly, Biddle, Briggs, Burke, Campbell, Collier, Courad, Crandall, Dent, Hayes, Hinckley, Ray E. Johnson, Lanterman, Mobley, Mulford, Murphy, Pattee, Porter, Powers, Russell, Schabarum, Stacey, Stull, Thomas, Veneman, Veysey, and Wakefield—30.

Resolution ordered reprinted, and on file.

**REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY  
SUSPEND THE RULES**

Mr. Unruh asked for unanimous consent that the Rules be temporarily suspended for the purpose of taking up Senate Concurrent Resolution No. 4, as amended, without reference to print or file, at this time

Mr. Mulford withheld unanimous consent

**Motion to Temporarily Suspend the Rules**

Mr. Unruh moved that the Rules be temporarily suspended for the purpose of taking up Senate Concurrent Resolution No. 4, as amended, without reference to print or file, at this time

Motion for temporary suspension of the Rules lost by the following vote:

**AYES**—Bear, Bee, Brathwaite, Brown, Burton, Collier, Crown, Davis, Dent, Dunlap, Elliott, Fong, Foran, Gonsalves, Leroy F. Greene, Harvey Johnson, Knox, MacDonald, McMillan, Meyers, Miller, Moretti, Negri, Porter, Powers, Quimby, Ralph, Roberti, Ryan, Shoemaker, Stacey, Thomas, Townsend, Vasconcellos, Z'berg, Zenovich, and Mr. Speaker—37.

**NOES**—Badham, Bagley, Barnes, Beverly, Biddle, Briggs, Burke, Conrad, Crandall, Hayes, Hineckley, Ray E. Johnson, Lanterman, Mobley, Mulford, Murphy, Pattee, Russell, Schabarum, Stull, Veneman, and Wakefield—22.

#### **Name Placed Upon Role Call on Motion to Suspend Rules**

Mr. Briggs was granted unanimous consent that he be recorded as voting "No" on the motion by Mr. Unruh to take up Senate Concurrent Resolution No. 4 without reference to print or file

#### **PARLIAMENTARY INQUIRY**

Mr. Ryan arose to the following parliamentary inquiry: Would a motion to temporarily suspend the Rules to take up Senate Concurrent Resolution No. 4 without reference to print or file at this time be out of order?

#### **Reply by the Acting Speaker**

The Acting Speaker replied in the affirmative, and stated that such a motion is out of order, as there has been no intervening business since Mr. Unruh made the same motion.

#### **CONSIDERATION OF DAILY FILE**

##### **THIRD READING OF ASSEMBLY BILLS**

**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 XIII thereof, and by adding Section 1d to Article XIII thereof, relating to taxation

Resolution read, and refused adoption by the following vote:

**AYES**—Barnes, Bear, Bee, Beverly, Brathwaite, Briggs, Brown, Burton, Chappie, Crown, Davis, Deddeh, Elliott, Fenton, Fong, Foran, Gonsalves, Harvey Johnson, Knox, MacDonald, McGee, McMillan, Meyers, Moretti, Negri, Porter, Powers, Roberti, Ryan, Shoemaker, Thomas, Townsend, Z'berg, Zenovich, and Mr. Speaker—35

**NOES**—Bagley, Belotti, Biddle, Britschgi, Burke, Collier, Conrad, Crandall, Dent, Dunlap, Hayes, Hineckley, Ray E. Johnson, Lanterman, Milas, Miller, Mobley, Mulford, Murphy, Pattee, Ralph, Russell, Schabarum, Sieroty, Stacey, Stull, Vasconcellos, Veneman, Veysey, Wakefield, and Wilson—31

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**NOTE**—For explanation of vote by Mr. Karabian relative to Assembly Constitutional Amendment No. 2, see Assembly Journal for September 20, 1968, page 156

**MOTION TO TEMPORARILY SUSPEND THE RULES**

Mr. Unruh moved that the Rules be temporarily suspended for the purpose of taking up Senate Concurrent Resolution No. 4, as amended, without reference to print or file, at this time.

Motion for temporary suspension of the Rules lost by the following vote:

**AYES**—Bee, Brathwaite, Brown, Burke, Burton, Campbell, Collier, Crown, Davis, Dunlap, Fong, Foran, Harvey Johnson, Knox, MacDonald, McMillan, Meyers, Miller, Moretti, Negri, Porter, Powers, Ralph, Roberti, Ryan, Shoemaker, Sieroty, Thomas, Townsend, Vasconcellos, Z'berg, Zenovich, and Mr. Speaker—33.

**NOES**—Bagley, Barnes, Belotti, Beverly, Biddle, Briggs, Britschgi, Chappie, Conrad, Crandall, Dent, Hayes, Hineckley, Ray E. Johnson, Lanterman, McGee, Milias, Mobley, Mulford, Murphy, Pattee, Russell, Schabarum, Stull, Veneman, Veysey, Wakefield, and Wilson—28.

**REQUEST FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND THE RULES**

Mr. Veneman was granted unanimous consent that the Assembly Rules be temporarily suspended for the purpose of setting Senate Constitutional Amendment No. 1 and Senate Bill No. 8 for hearing in the Committee on Revenue and Taxation today

**REQUEST FOR UNANIMOUS CONSENT TO HOLD SPECIAL MEETING OF COMMITTEE**

At 11:56 a.m., Mr. Veneman was granted unanimous consent to hold a special meeting of the Committee on Revenue and Taxation at this time to consider Senate Constitutional Amendment No. 1 and Senate Bill No. 8.

**RESOLUTIONS**

The following resolution was offered.

By Assemblymen Barnes, Wilson, and Stull (Coauthors: Senators Schrade and Burgener):

**House Resolution No. 34**

Relative to memorializing Lt. Cmdr. Lloyd M. Harmon, Sr.,  
USN, Ret.

WHEREAS, The Members of the Assembly were deeply saddened to learn of the recent death of Lt. Cmdr. Lloyd M. Harmon, Sr., former mayor and city councilman of Coronado; and

WHEREAS, A native of Kokomo, Indiana, he enlisted at the age of 17 in the United States Navy in which he served for 38 years until his retirement in 1946; and

WHEREAS, During his naval service he served from 1936 to 1938 as chief of industries, Naval Government of Guam, where he surveyed and directed construction of the first road to penetrate the interior jungle of Guam, which road the United States, upon recommendation of the Guam Congress, named "The Harmon Highway"; and

WHEREAS, He also served at various navy installations and aboard various ships, including the USS Wadsworth, DD60, the first United States destroyer to reach the European war zone during World War I, and during World War II, he served as the officer in charge of several facilities designed to train aerial gunners; and

WHEREAS, After his retirement in 1946 Lt Cmdr Harmon attended Balboa University, now California Western University, where he studied political science; and

WHEREAS, In 1947 Lt. Cmdr. Harmon presented to the Museum of Man his collection of more than 100 specimens representing modern culture on Guam; and

WHEREAS, Lt Cmdr Harmon served on the Coronado city council for eight years, two of which he served as mayor, and

WHEREAS, He had been a member of the San Diego County Republican Central Committee since 1956; and

WHEREAS, He was a past president of the San Diego Chapter of the Sons of the American Revolution and historian of the state unit and won the 1967 Patriot Medal for service to the community and the San Diego chapter; and

WHEREAS, He was a past commander of the Coronado Post of the American Legion; and

WHEREAS, During his many years of community leadership Lt. Cmdr Harmon won the deep affection, respect and admiration of his community; and

WHEREAS, Lt. Cmdr Harmon is survived by his widow, Mrs. Olive Harmon, a son, Lloyd Harmon, Jr., a daughter, Mrs. Mary Ann Johnson, and nine grandchildren; now, therefore, be it

*Resolved by the Assembly of the State of California,* That the Members hereby express their heartfelt sorrow and deepest sympathy to the family of Lt. Cmdr Harmon; 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. Olive Harmon, Mr. Lloyd Harmon, Jr., and Mrs. Mary Ann Johnson.

#### Request for Unanimous Consent

Mr. Barnes was granted unanimous consent to take up House Resolution No. 34 without reference to committee or file.

Resolution read

#### Members Waid Occurrence of House Resolution No. 34

Mr. Barnes was granted unanimous consent that all Members of the Assembly be placed upon House Resolution No. 34 as coauthors

Resolution read, as amended, and adopted unanimously

#### BIRTHDAY GREETINGS EXTENDED TO ASSEMBLYMAN McMILLAN

Mr. Pattee announced that today is the birthday of Assemblyman Lester A. McMillan, of the 61st Assembly District, whereupon the Members of the Assembly joined in extending best wishes and birthday greetings to Mr. McMillan.

**NAME PLACED UPON ROLL CALL ON MOTION TO TAKE  
UP SENATE CONCURRENT RESOLUTION NO. 4**

Mr. Campbell was granted unanimous consent that he be recorded as voting "Aye" on the second motion by Mr. Unruh to take up Senate Concurrent Resolution No. 4, as amended, without reference to print or file.

**RESOLUTIONS**

The following resolution was offered:

By Assemblyman Veysey:

**House Resolution No. 35**

Relative to memorializing Melba Berry Bennett

WHEREAS, The Members of the Assembly of the State of California have learned with great sadness of the recent death of Melba Berry Bennett; and

WHEREAS, A third-generation Californian, Melba Berry Bennett was born in Los Angeles August 2, 1901, a daughter of William Henry and Mrs. Edna (Bush) Berry; and

WHEREAS, Mrs. Bennett was graduated from Stanford University in 1922; and

WHEREAS, In her junior year she eloped with Frank Henry Bennett, beginning a marriage of 47 years; and

WHEREAS, The Bennetts settled in Palm Springs in the late 1920's and in 1932 opened the Deep Well Guest Ranch, which gained national fame and which they continued to operate until their retirement in 1948; and

WHEREAS, Mrs. Bennett was the author of half a dozen books, the best known of which was her widely heralded biography of California poet Robinson Jeffers, "The Stone Mason of Tor House," published in 1965; and

WHEREAS, Mrs. Bennett's other books are "Robinson Jeffers and the Sea" (1936), "Often I Wonder" (1939), "In Review" (1946), "Palm Springs Garden Book" (1957), and "Famous Libraries of Europe" (1958); and

WHEREAS, Always vitally interested in the welfare and development of others, Mrs. Bennett was active on behalf of the Palm Springs community, including the Desert Museum, Historical Society, the school board, library board, Child Development Center, the garden club, and the Desert Riders; now, therefore, be it

*Resolved by the Assembly of the State of California, That the Members express their deep sorrow at the passing of this estimable lady, Melba Berry Bennett, and extend to her grieving family their heartfelt condolences; and be it further*

*Resolved, That the Chief Clerk of the Assembly transmit a suitably prepared copy of this resolution to Mr. Frank Henry Bennett, Mr. Peter Bennett, Mrs. Ralph Bush, and Mrs. Benjamin Charles.*

**Request for Unanimous Consent**

Mr. Veysey was granted unanimous consent to take up House Resolution No. 35 without reference to committee or file.

Resolution read, and adopted.

**REPORTS OF STANDING COMMITTEES**

**Committee on Engrossment and Enrollment**

Assembly Chamber, September 19, 1968

Mr. Speaker Your Committee on Engrossment and Enrollment has examined:

**Assembly Bill No. 1**—An act to amend Sections 4368, 4453, 4454, 4460, 4701, 4702, 4707, and 5303 of, and to add Sections 3208.1 and 3208.2 to, the Labor Code, relating to workmen's compensation;

**Assembly Bill No. 4**—An act to add Section 129 to the Code of Civil Procedure, relating to coroners, declaring the urgency thereof, to take effect immediately;

And reports the same correctly enrolled, and presented to the Governor at 11:45 a m., September 19, 1968

VEYSEY, Chairman

**Committee on Revenue and Taxation**

Assembly Chamber, September 19, 1968

Mr. Speaker. Your Committee on Revenue and Taxation reports SCA No. 1

With the recommendation: Be adopted.

VENEMAN, Chairman

Above resolution ordered on file.

Assembly Chamber, September 19, 1968

Mr. Speaker. Your Committee on Revenue and Taxation reports SB No. 8

With the recommendation. Do pass.

VENEMAN, Chairman

Above bill ordered to second reading.

**REQUESTS FOR UNANIMOUS CONSENT TO TEMPORARILY SUSPEND THE RULES**

Mr. Crown was granted unanimous consent that the Rules be temporarily suspended for the purpose of permitting consideration of Senate Bill No. 8 by the Assembly, without reference of the bill to the Committee on Ways and Means

Mr. Elliott was granted unanimous consent that the Rules be temporarily suspended for the purpose of permitting consideration of Senate Constitutional Amendment No. 1 by the Assembly, without reference of the resolution to the Committee on Constitutional Amendments.

**REQUEST FOR UNANIMOUS CONSENT TO TAKE UP  
SENATE BILL NO. 8**

Mr. Veneman was granted unanimous consent to take up Senate Bill No. 8, without reference to file.

**Resolution to Dispense With Constitutional Provision**

The following resolution was offered.

By Assemblyman Veneman:

*Resolved*, That Senate Bill No. 8 presents a case of urgency, as that term is used in Article IV, Section 8(b), 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 the bill be placed upon its passage.

Resolution read.

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

**AYES**—Badham, Bagley, Barnes, Bear, Bee, Belotti, Beverly, Biddle, Brathwaite, Briggs, Britschgi, Brown, Burke, Campbell, Chappie, Collier, Conrad, Crandall, Crown, Davis, Dent, Dunlap, Elliott, Fong, Foran, Gonsalves, Leroy F. Greene, Hayes, Hinckley, Harvey Johnson, Ray E. Johnson, Knox, Lanterman, MacDonald, McGee, McMillan, Meyers, Milias, Miller, Mobley, Moorhead, Moretti, Mulford, Murphy, Negri, Pattee, Porter, Powers, Ralph, Roberti, Russell, Ryan, Schabarum, Shoemaker, Sieroty, Stacey, Stull, Thomas, Townsend, Vasconcellos, Veneman, Veysey, Wakefield, Z'berg, Zenovich, and Mr. Speaker—66.

**NOES**—None.

Article IV, Section 8(b) of the Constitution was declared dispensed with.

**CONSIDERATION OF SENATE BILL NO. 8**

**Senate Bill No. 8**—An act to amend Sections 210, 251, 254, 401, 2611.6, 6051, 6052 5, 6201, 17171, 17204, 18401, 18402, 18405, 18410.6, 19507, and 19524 of the Revenue and Taxation Code, to add Sections 129, 218, 219, 224, 255 1, and 471 to the Revenue and Taxation Code, to add Section 29100.5 to the Government Code, to add Sections 17910 and 20816 to the Education Code, to repeal Section 6052 5 of the Revenue and Taxation Code, to repeal Sections 63 and 64 of Chapter 1209 of the Statutes of 1967, to repeal Section 21 of Chapter 940 of the Statutes of 1968, relating to tax relief, making an appropriation, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

**REQUEST FOR UNANIMOUS CONSENT TO TAKE UP  
SENATE CONCURRENT RESOLUTION NO. 7**

Mr. Unruh was granted unanimous consent to take up Senate Concurrent Resolution No. 7 without reference to committee, print, or file.



**CONSIDERATION OF SENATE CONCURRENT  
RESOLUTION NO. 7**

**Senate Concurrent Resolution No. 7**—Relative to final adjournment of the 1968 First Extraordinary Session of the Legislature.

Resolution read, presented by Mr. Unruh, and adopted by the following vote:

**AYES**—Barnes, Bear, Bee, Belotti, Beverly, Biddle, Brathwaite, Briggs, Britschgi, Brown, Burke, Campbell, Collier, Conrad, Crandall, Davis, Dent, Dunlap, Elliott, Fong, Foran, Gonsalves, Hayes, Hinckley, Harvey Johnson, Lanterman, MacDonald, McGee, McMillan, Meyers, Milas, Mobley, Moorhead, Moretti, Murphy, Negri, Pattee, Porter, Priolo, Qumby, Ralph, Roberti, Russell, Ryan, Shoemaker, Stacey, Stull, Thomas, Townsend, Vasconcellos, Veneman, Wakefield, Wilson, Z'berg, Zenovich, and Mr Speaker—56.

**NOES**—Bagley, Crown, and Mulford—3.

Resolution ordered transmitted to the Senate.

**CAUCUS ANNOUNCEMENTS**

Mr. Mulford announced that there would be a Republican Caucus upon recessing today.

**Speaker Presiding**

At 12 19 p m, Hon Jesse M Unruh, 65th District, presiding

**REQUEST FOR UNANIMOUS CONSENT TO WITHDRAW SENATE CONCURRENT RESOLUTION NO. 6 FROM COMMITTEE**

Mrs Fong was granted unanimous consent that Senate Concurrent Resolution No 6 be withdrawn from the Committee on Rules for purpose of consideration at this time, without reference to file.

**CONSIDERATION OF SENATE CONCURRENT  
RESOLUTION NO. 6**

**Senate Concurrent Resolution No. 6**—Relating to the retirement of Frank E Caine.

Resolution read, presented by Mrs Fong, and adopted

Resolution ordered transmitted to the Senate

**RESOLUTIONS**

The following resolution was offered

By Assemblyman Veysey (Coauthor, Senator Cologne):

**House Resolution No. 36**

Relative to Stagecoach Days in Banning

WHEREAS, Stagecoach Days will be celebrated in Banning, California on October 9th, 10th, 11th, 12th and 13th, 1968, in commemoration of the historic development of San Geronio Pass as a route to the coast of Southern California; and

WHEREAS, The celebration will be held under the auspices of the Banning Junior Chamber of Commerce whose officers are Mike Buoye,

President; Dick Sanchez, Vice President; John Skibba, Vice President, Gene Woodley, Secretary; Wes O'dell, Treasurer; J R Newcomb, and Bryan Peterson, Directors, and the Stagecoach Committee composed of Mike Mellor, Chairman and Dick Sanchez, Parade Chairman; Arthur Jurado and Gene Woodley, and

WHEREAS, Wednesday, October 9, 1968, a queen contest will be held to select a queen to reign over the festivities; and

WHEREAS, Thursday, October 10, 1968 all citizens of Banning are invited to the costume promenade on Ramsey Street, where a mobile jail, the "Black Maria" will be run by the Rotary Club, and parade programs and immunity badges will be distributed by the JayCee Jaynes, as well as invitations to the Pass Pioneers to sit in the reviewing stands and bleachers courtesy of the Junior Chamber of Commerce; and

WHEREAS, Friday, October 11, 1968, the Elks Club will host a barbecue from 5 30 to 8 00 p m on the high school athletic field followed by a play put on by the Junior Women's Club in the Play House Bowl; and

WHEREAS, Saturday, October 12, 1968, at 10 00 a m the festivities will be highlighted by a colorful street parade featuring stagecoaches, wagons and other horse-drawn vehicles from the period 1880 to 1910 and a teenage dance from 8 00 to 11 00 p m ; now, therefore, be it

*Resolved by the Assembly of the State of California.* That the Members express their best wishes regarding the coming public celebrations of the living pageantry of the past heritage of San Geronio Pass, in honor of the historic development of the Pass area and a route to the coast of Southern California; and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit suitably prepared copies of this resolution to Stagecoach Days, Inc , the Banning Junior Chamber of Commerce, the San Geronio Pass Business and Professional Women's Club, the Kiwanis Club, the Rotary Club, the Lions Club, Banning Toastmasters, Senior Federated Women's Clubs, the Junior Chamber of Commerce, the Banning High School Concert Band and the JayCee Jaynes

#### **Request for Unanimous Consent**

Mr. Veysey was granted unanimous consent to take up House Resolution No. 36 without reference to committee or file

Resolution read, and adopted.

#### **Speaker pro Tempore Presiding**

At 12 24 p.m , Hon. Carlos Bee, 13th District, presiding

#### **REQUEST FOR UNANIMOUS CONSENT**

Speaker pro Tempore Bee was granted unanimous consent that press and television photographers be permitted on the floor of the Assembly during the following recess

**APPOINTMENT OF COMMITTEE ON ESCORT**

Speaker pro Tempore Bee appointed Messrs Zenovich, Shoemaker, and Bagley as a committee to escort the Honorable Edmund S. Muskie, United States Senator from Maine and Democratic candidate for Vice President of the United States, to the Assembly rostrum.

**RECESS**

By unanimous consent, at 12 30 p m, Speaker pro Tempore Bee declared the Assembly in recess, for the purpose of hearing an address by the Honorable Edmund S. Muskie, United States Senator from Maine and Democratic candidate for Vice President of the United States

**REASSEMBLED**

At 12.50 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.

**QUORUM CALL OF THE ASSEMBLY DISPENSED WITH**

At 12 51 p m, by unanimous consent, the quorum call of the Assembly was dispensed with.

**Speaker pro Tempore Presiding**

At 12.51 p m, Hon. Carlos Bee, 13th District, presiding.

**RECESS**

At 12 52 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

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

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

**Assembly Bill No. 15:** By Assemblymen Miller, Ralph, Crown, Warren, and Dunlap (Senator Moscone, coauthor)—An act to add Chapter 7.1 (commencing with Section 29140) to Part 2 of Division 10 of the Public Utilities Code, and to add Sections 30775.1, 30775.2, and 30780.1 to, and to amend Sections 30775 and 30778 of, the Streets and Highways Code, relating to the San Francisco Bay Area Rapid Transit District, and declaring the urgency thereof, to take effect immediately.

Held at Desk by order of the Speaker pro Tempore.

**Assembly Bill No. 16:** By Assemblyman Bear—An act to amend Sections 17602, 17602.5, and 17603 of, and to repeal Sections 17603.5

and 17605 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

### RESOLUTIONS

The following resolution was offered

By Assemblyman MacDonald:

#### House Resolution No. 37

Relative to the Public Employees' Retirement Law

WHEREAS, The Members of the Assembly have learned that putative spouses are not entitled to various benefits under the Public Employees' Retirement Law, as interpreted by the board; and

WHEREAS, Great unfairness to members and their beneficiaries might result from this interpretation; 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 committee for study the subject of the recognition of the rights of putative spouses under the Public Employees' Retirement Law, and to direct such committee to report thereon to the Assembly not later than the 30th calendar day of the 1969 Regular Session of the Legislature.

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

### MESSAGES FROM THE SENATE

Senate Chamber, Sacramento, September 19, 1968

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

SB No. 19

R. W. LYONS, Acting Secretary of the Senate

By Larry D. McConnell, Assistant Secretary

### FIRST READING AND REFERENCE OF SENATE BILLS (RESUMED)

The following bill was read the first time:

**Senate Bill No. 19**—An act to amend Section 19532 of the Revenue and Taxation Code, relating to tax relief.

Held at Desk by order of the Speaker pro Tempore.

### CONSIDERATION OF DAILY FILE (RESUMED)

#### THIRD READING OF SENATE BILLS (RESUMED)

**Senate Concurrent Resolution No. 4**—Relative to the appointment of Eldridge Cleaver as a lecturer at the University of California at Berkeley.

Resolution read, and presented by Mr. Mulford.

### ABSENCE OF QUORUM SUGGESTED

Mr. Knox suggested the absence of a quorum.

**Quorum Call of the Assembly**

Mr. Knox moved a quorum call of the Assembly.

Mr. Lanterman seconded the motion

Motion carried Time, 3:36 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****NAME PLACED UPON ROLL CALLS**

Mr. Fenton was granted unanimous consent that he be recorded as voting "Aye" on Assembly Constitutional Amendment No. 2 and on the amendments offered by Mr. Wilson to Senate Concurrent Resolution No. 4.

**Quorum Call of the Assembly Dispensed With**

At 3:40 p.m., a quorum of the Assembly was declared present, and by unanimous consent the quorum call of the Assembly was dispensed with.

**FURTHER CONSIDERATION OF SENATE CONCURRENT  
RESOLUTION NO. 4**

The question being on the adoption of Senate Concurrent Resolution No. 4.

**Request for Unanimous Consent**

Speaker pro Tempore Bee asked for unanimous consent that television and press photographers be permitted on the floor of the Assembly during consideration of Senate Concurrent Resolution No. 4

Mr. Monagan withheld unanimous consent

**Hon. Wadie P. Deddeh Presiding**

At 4:15 p.m., Hon. Wadie P. Deddeh, 77th District, presiding

**Hon. Bob Moretti Presiding**

At 4:37 p.m., Hon. Bob Moretti, 42nd District, presiding

**Demand for Previous Question**

Messrs. Thomas, Pattee, McMillan, Conrad, and Belotti demanded the previous question. Demand sustained.

The question being on the adoption of Senate Concurrent Resolution No. 4.

Resolution adopted by the following vote—

**AYES**—Barnes, Bee, Belotti, Beverly, Biddle, Briggs, Britschgi, Burke, Campbell, Chappie, Collier, Conrad, Crandall, Davis, Deddeh, Dent, Duffy, Fenton, Foran, Gonsalves, Hinckley, Harvey Johnson, Ray E. Johnson, Lanterman, MacDonald, McGee, Meyers, Milias, Mobley, Monagan, Moorhead, Mulford, Murphy, Pattee, Porter, Powers, Priolo, Quimby, Russell, Schabarum, Stacey, Thomas, Townsend, Veneman, Wakefield, and Wilson—46

**NOES**—Bagley, Brathwaite, Brown, Burton, Crown, Dunlap, Elliott, Fong, Bill Greene, Leroy F. Greene, Knox, McMillan, Miller, Ralph, Roberti, Ryan, Shoemaker, Sieroty, Vasconcellos, Warren, Z'berg, and Mr. Speaker—22.

Resolution ordered transmitted to the Senate.

NOTE. For explanations of vote by Messrs Badham, Stull, Ketchum, Karabian and Hayes relative to Senate Concurrent Resolution No 4, see Assembly Journal for September 20, 1968, pages 155-156.

### MESSAGES FROM THE SENATE

Senate Chamber, Sacramento, September 19, 1968

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

AB No. 12

And respectfully requests your honorable body to concur in said amendments.

R. W. LYONS, Acting Secretary of the Senate  
By Larry D. McConnell, Assistant Secretary

Above bill ordered to unfinished business file.

### REQUEST FOR UNANIMOUS CONSENT TO TAKE UP SENATE BILL NO. 19

Mr Elliott was granted unanimous consent to take up Senate Bill No 19, without reference to committee or file, for purpose of final consideration at this time, and that the Rules be temporarily suspended for the purpose of permitting consideration of Senate Bill No. 19 by the Assembly, without reference of the bill to the Committee on Ways and Means

### Speaker Presiding

At 5 13 p m , Hon. Jesse M. Unruh, 65th District, presiding

### Resolution to Dispense With Constitutional Provision

The following resolution was offered:

By Assemblyman Elliott:

*Resolved*, That Senate Bill No. 19 presents a case of urgency, as that term is used in Article IV, Section 8(b), 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 the bill be placed upon its passage

Resolution read

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

AYES—Bagley, Barnes, Bear, Bee, Belotti, Beverly, Biddle, Brathwaite, Briggs, Brutschgi, Brown, Burke, Burton, Chappie, Collier, Conrad, Cory, Crandall, Crown, Davis, Deddeh, Dent, Elliott, Fong, Foran, Gonsalves, Bill Greene, Leroy F. Greene, Hayes, Harvey Johnson, Ray E. Johnson, Karabian, Ketchum, Knox, Lanterman, MacDonald, McGee, McMillan, Meyers, Miller, Mobley, Monagan, Moorhead, Moretti, Mulford, Murphy, Negri, Pattee, Porter, Priolo, Ralph, Roberti, Ryan, Schabarum, Sieroty, Stacey, Thomas, Townsend, Vasconcellos, Vene-man, Wakefield, Warren, Wilson, Z'berg, and Mr. Speaker—65

NOES—None.

Article IV, Section 8(b) of the Constitution was declared dispensed with.

**CONSIDERATION OF SENATE BILL NO. 19**

**Second Reading of Senate Bill No. 19**

**Senate Bill No. 19**—An act to amend Section 19532 of the Revenue and Taxation Code, relating to tax relief.

Bill read second time.

**Third Reading of Senate Bill No. 19**

**Senate Bill No. 19**—An act to amend Section 19532 of the Revenue and Taxation Code, relating to tax relief.

Bill read third time, and presented by Mr. Elliott

Bill passed by the following vote:

**AYES**—Bagley, Barnes, Bear, Bee, Belotti, Beverly, Biddle, Brathwaite, Briggs, Britschgi, Burton, Campbell, Chappie, Collier, Conrad, Cory, Crandall, Crown, Davis, Deddeh, Dent, Duffy, Dunlap, Elliott, Fong, Foran, Gonsalves, Bill Greene, Leroy F. Greene, Hayes, Hinckley, Harvey Johnson, Ray E. Johnson, Karabian, Knox, Lanterman, MacDonald, McGee, McMillan, Meyers, Milhas, Miller, Mobley, Monagan, Moorhead, Moretti, Mulford, Murphy, Negri, Pattee, Porter, Powers, Priolo, Ralph, Roberti, Russell, Ryan, Schabarum, Shoemaker, Sieroty, Stacey, Thomas, Townsend, Vasconcellos, Veneman, Wakefield, Warren, Wilson, Z'berg, Zenovich, and Mr. Speaker—71.

**NOES**—None.

Bill ordered transmitted to the Senate.

**REQUEST FOR UNANIMOUS CONSENT TO PRINT**

**ASSEMBLY BILL NO. 15**

Mr. Miller was granted unanimous consent that Assembly Bill No. 15 be printed, without reference to committee, and that a rush order be placed upon the bill.

**NAME PLACED UPON ROLL CALL ON SENATE**

**CONCURRENT RESOLUTION NO. 4**

Mr. Hinckley was granted unanimous consent that he be recorded as voting "Aye" on Senate Concurrent Resolution No. 4

**Hon. Bob Moretti Presiding**

At 5.15 p.m., Hon. Bob Moretti, 42nd District, presiding.

**REQUEST FOR UNANIMOUS CONSENT TO TAKE UP**

**SENATE AMENDMENTS TO ASSEMBLY BILL NO. 12**

Mr. Lanterman was granted unanimous consent to take up consideration of Senate amendments to Assembly Bill No. 12, without reference to file

**CONSIDERATION OF SENATE AMENDMENTS TO**

**ASSEMBLY BILL NO. 12**

**Assembly Bill No. 12**—An act to amend Sections 15952 and 15956 of the Government Code, to add Article 3.5 (commencing with Section 156) to Chapter 1 of Division 1 of, and to repeal Sections 103.8, 103.9,

135 1, and 135 2 of, the Streets and Highways Code, relating to highway relocation assistance, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 12?

#### **Amendment No. 1**

On page 5, line 2, of the printed bill, after "Law", insert " , nor shall such payments be considered as income or resources to any recipient of public assistance and such payments shall not be deducted from the amount of aid to which the recipient would otherwise be entitled under Part 3 (commencing with Section 11000) of Division 9 of the Welfare and Institutions Code".

The roll was called, and the Assembly concurred in the above Senate amendment by the following vote:

**AYES**—Bagley, Barnes, Bear, Bee, Belotta, Beverly, Biddle, Brathwaite, Britschgi, Burke, Burton, Campbell, Chappie, Collier, Conrad, Cory, Crandall, Crown, Davis, Deddeh, Dent, Duffy, Dunlap, Elliott, Fenton, Fong, Foran, Gonsalves, Bill Greene, Leroy F. Greene, Hayes, Hineckley, Harvey Johnson, Ray E. Johnson, Karabian, Ketchum, Knox, Lanterman, MacDonald, McGee, McMillan, Meyers, Miliias, Miller, Mobley, Monagan, Moorhead, Moretti, Mulford, Murphy, Negri, Pattee, Porter, Powers, Priolo, Ralph, Roberti, Russell, Ryan, Shoemaker, Sirotty, Thomas, Townsend, Vasconcellos, Veneman, Warren, Wilson, Z'berg, Zenovich, and Mr. Speaker—70.

**NOES**—Briggs, Schabarum, and Wakefield—3.

Above bill ordered enrolled.

#### **NAMES PLACED UPON ROLL CALLS**

Mr Deddeh was granted unanimous consent that he be recorded as voting "Aye" on Assembly Constitutional Amendment No. 2.

Mr Dunlap was granted unanimous consent that he be recorded as voting "Aye" on Senate Bill No. 19.

Messrs Fenton and Russell were granted unanimous consent that they be recorded as voting "Aye" on Senate Concurrent Resolution No. 4

#### **RESOLUTIONS**

The following resolution was offered:

By Assemblymen Brown, Bagley, and Elliott:

#### **House Resolution No. 38**

Relative to proclaiming 1968 as Human Rights Year

**WHEREAS**, Recognition of the inherent dignity and of the equal and inalienable rights of all members of the human family is the foundation of freedom, justice and peace in the world; and

**WHEREAS**, The year 1968 marks the twentieth anniversary of the Universal Declaration of Human Rights by the United Nations—an historic document of freedom that expresses man's deepest beliefs about the rights that every human being is born with, and which no government is entitled to deny; and



WHEREAS, To Americans, the rights embodied in the Declaration are familiar, but to many other people, in other lands, they are rights never enjoyed and only recently even aspired to; and

WHEREAS, There is no society so advanced that it no longer needs periodic recommitment to human rights; and

WHEREAS, The United Nations has designated 1968 as International Human Rights Year and has invited its members to intensify their domestic efforts to realize the aims of the Declaration; and

WHEREAS, The year 1968 also marks the 100th anniversary of the adoption of the Fourteenth Amendment to the United States Constitution which, to Americans, embodies many of our most fundamental human rights; and

WHEREAS, The President of the United States of America in honor of the ratification of the American Bill of Rights, December 15, 1791, and in honor of the adoption by the General Assembly of the United Nations of the Universal Declaration of Human Rights on December 10, 1948, proclaimed the year 1968 to be Human Rights Year; now, therefore, be it

*Resolved by the Assembly of the State of California*, That the Members proclaim the year 1968 to be Human Rights Year, and call upon the citizens of California to deepen our commitment to the defense of human rights and to strengthen our efforts for their full and effective realization, and be it further

*Resolved*, That the Chief Clerk of the Assembly transmit a suitably prepared copy of this resolution to the United Nations International Commission on Human Rights.

#### **Request for Unanimous Consent**

Mr. Brown was granted unanimous consent to take up House Resolution No. 38 without reference to committee or file.

Resolution read, and adopted.

#### **NAMES PLACED UPON ROLL CALL ON SENATE CONCURRENT RESOLUTION NO. 4**

Messrs. Quimby and Meyers were granted unanimous consent that they be recorded as voting "Aye" on Senate Concurrent Resolution No. 4.

#### **REQUEST FOR UNANIMOUS CONSENT TO TAKE UP SENATE CONSTITUTIONAL AMENDMENT NO. 1 AND SENATE BILL NO. 8**

Mr. Veneman was granted unanimous consent to take up Senate Constitutional Amendment No. 1 and Senate Bill No. 8, without reference to file, for purpose of consideration at this time

#### **CONSIDERATION OF SENATE CONSTITUTIONAL AMENDMENT NO. 1**

**Senate Constitutional Amendment No. 1**—A resolution to propose to the people of the State of California an amendment to the Constitution of the state, by adding Section 1d to Article XIII thereof, relating to the homeowners' property tax exemption.

Resolution read, and presented by Mr. Veneman.

**Hon. John J. Miller Presiding**

At 5:26 p.m., Hon. John J. Miller, 17th District, presiding.

**Hon. Bob Moretti Presiding**

At 5:35 p.m., Hon. Bob Moretti, 42nd District, presiding.

**Demand for Previous Question**

Messrs. Quimby, Thomas, Bill Greene, Russell, and Mobley demanded the previous question. Demand sustained.

The question being on the adoption of Senate Constitutional Amendment No. 1.

Resolution adopted by the following vote:

**AYES**—Badham, Bagley, Barnes, Bear, Bee, Belotti, Beverly, Biddle, Brathwaite, Briggs, Britschgi, Brown, Burke, Burton, Campbell, Chappe, Collier, Conrad, Cory, Crandall, Crown, Cullen, Davis, Deddeh, Dent, Duffy, Dunlap, Elliott, Fenton, Fong, Foran, Bill Greene, Leroy F. Greene, Hayes, Hinckley, Harvey Johnson, Ray E. Johnson, Karabian, Ketchum, Knox, Lanterman, MacDonald, McMillan, Meyers, Milias, Miller, Mobley, Monagan, Moorhead, Moretti, Mulford, Murphy, Negri, Pattee, Porter, Powers, Priolo, Quimby, Ralph, Roberti, Russell, Ryan, Schabarum, Shoemaker, Sieroty, Stacey, Stull, Thomas, Townsend, Vasconcellos, Veneman, Veysey, Wakefield, Warren, Wilson, Z'berg, Zenovich, and Mr. Speaker—78.

**NOES**—Gonsalves and McGee—2.

Resolution ordered transmitted to the Senate.

**REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL**

Mr. Unruh was granted unanimous consent that the following Opinion of Legislative Counsel relative to Senate Constitutional Amendment No. 1 be printed in the Journal:

**Opinion of Legislative Counsel**

Legislative Counsel of California, Sacramento, California

September 18, 1968

*Honorable Jesse M. Unruh*  
*Assembly Chamber*

**Property Tax Relief (S.C.A. 1)—#16381**

Dear Mr. Unruh:

**Question**

If the second "resolved clause" were deleted from Senate Constitutional Amendment No. 1 of the 1968 First Extraordinary Session of the Legislature, as amended in Senate September 16, 1968, would Proposition No. 9 still take effect, if both measures are approved by the voters at the November election?

**Opinion**

If the second resolved clause is removed, it is our opinion that Proposition No. 9 will not take effect, if Senate Constitutional Amendment No. 1 receives the higher affirmative vote.

*Analysis*

In general, Proposition No 9 proposes to add Section 30 to Article XIII of the State Constitution to place limitations on property taxes and the issuance of bonds and these limitations are couched in terms of percentages of assessed and market value of property.

The first resolved clause of Senate Constitutional Amendment No. 1 proposes to add Section 1d to Article XIII to the Constitution to provide a \$750 property tax exemption for homeowners. Moreover, the next-to-last paragraph in this resolved clause provides:

"Nothing in this Constitution shall constitute a limitation on the taxation of property, or on the bonding capacity of the state or of any city, city and county, county, or district, when based on a percentage of assessed or market value of property, provided, however, that the Legislature may establish maximum property tax rates and bonding limitations for units of local government."

The second resolved clause in this measure then goes on to state:

"AND BE IT FURTHER RESOLVED, That there is a conflict within the meaning of subdivision (b) of Section 24 of Article IV of the Constitution between this measure and Proposition No 9 and, therefore, as provided in that subdivision, if both measures are approved by the voters, the measure receiving the higher affirmative vote shall prevail."

In our opinion, there is a conflict between the next-to-last paragraph of the first resolved clause of Senate Constitutional Amendment No. 1 and Proposition No 9 within the meaning of subdivision (b) of Section 24 of Article IV of the Constitution. This subdivision provides:

"(b) If provisions of 2 or more measures approved at the same election conflict, those of the measure receiving the highest affirmative vote shall prevail."

On this basis, even if the second resolved clause were deleted from Senate Constitutional Amendment No. 1 and it received the higher affirmative vote at the November election, it is our opinion that Proposition No. 9 would not become effective.

However, it should be noted that if this second resolved clause is deleted and both measures win the approval of the voters and *Proposition 9 receives the higher vote*, there is a good possibility that the provisions of both Proposition 9 and many of the provisions of Senate Constitutional Amendment No. 1 would be given effect.

Very truly yours,

GEORGE H. MURPHY, Legislative Counsel

By Russell L. Sparling, Deputy Legislative Counsel

**CONSIDERATION OF SENATE BILL NO. 8**

**Senate Bill No. 8**—An act to amend Sections 210, 251, 254, 401, 2611.6, 6051, 6052.5, 6201, 17171, 17204, 18401, 18402, 18405, 18410.6, 19507, and 19524 of the Revenue and Taxation Code, to add Sections 129, 218, 219, 224, 255 1, and 471 to the Revenue and Taxation Code,

to add Section 29100 5 to the Government Code, to add Sections 17910 and 20816 to the Education Code, to repeal Section 6052 5 of the Revenue and Taxation Code, to repeal Sections 63 and 64 of Chapter 1209 of the Statutes of 1967, to repeal Section 21 of Chapter 940 of the Statutes of 1968, relating to tax relief, making an appropriation, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Mr. Veneman.

### **Urgency Clause**

Urgency clause read, and adopted by the following vote:

AYES—Badham, Bagley, Barnes, Bear, Bee, Belotti, Beverly, Bidle, Brathwaite, Briggs, Britschgi, Brown, Burke, Burton, Campbell, Chappie, Collier, Conrad, Cory, Crandall, Crown, Cullen, Davis, Deddeh, Dent, Duffy, Dunlap, Elliott, Fenton, Fong, Foran, Bill Greene, Leroy F. Greene, Hayes, Hinckley, Harvey Johnson, Ray E. Johnson, Karabian, Ketchum, Knox, Lanterman, MacDonald, McMillan, Meyers, Milias, Miller, Mobley, Monagan, Moorhead, Moretti, Mulford, Murphy, Negri, Pattee, Porter, Powers, Priolo, Quimby, Ralph, Roberti, Russell, Ryan, Schabarum, Shoemaker, Sieroty, Stacey, Stull, Thomas, Townsend, Vasconcellos, Veneman, Veysey, Wakefield, Warren, Wilson, Z'berg, Zenovich, and Mr. Speaker—78.

NOES—Gonsalves and McGee—2.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—Badham, Bagley, Barnes, Bear, Bee, Belotti, Beverly, Bidle, Brathwaite, Briggs, Britschgi, Brown, Burke, Burton, Campbell, Chappie, Collier, Conrad, Cory, Crandall, Crown, Cullen, Davis, Deddeh, Dent, Duffy, Dunlap, Elliott, Fenton, Fong, Foran, Bill Greene, Leroy F. Greene, Hayes, Hinckley, Harvey Johnson, Ray E. Johnson, Karabian, Ketchum, Knox, Lanterman, MacDonald, McMillan, Meyers, Milias, Miller, Mobley, Monagan, Moorhead, Moretti, Mulford, Murphy, Negri, Pattee, Porter, Powers, Priolo, Quimby, Ralph, Roberti, Russell, Ryan, Schabarum, Shoemaker, Sieroty, Stacey, Stull, Thomas, Townsend, Vasconcellos, Veneman, Veysey, Wakefield, Warren, Wilson, Z'berg, Zenovich, and Mr. Speaker—78.

NOES—Gonsalves and McGee—2.

Bill ordered transmitted to the Senate

### **RESOLUTIONS**

The following resolution was offered:

By Assemblyman Veneman:

#### **House Resolution No. 39**

##### **Relative to property tax relief**

WHEREAS, The Legislature has embarked on a program of property tax relief for homeowners and renters; and

WHEREAS, Homeowners will be required to file a timely application by April 15 of 1969 in order to be eligible for such property tax relief; and

WHEREAS, It is imperative that the homeowner be apprised of the availability of such relief and his responsibilities in securing such relief, now, therefore, be it

*Resolved by the Assembly of the State of California, That the Members request as follows*

First, that the Franchise Tax Board disseminate information about the homeowners' property tax relief program by printing on the cover of the income tax booklet such timely information as to fully inform the homeowner of the availability of such tax relief and how he should secure it;

Second, that the State Board of Equalization publicize, through the forms and publications which it circulates, the availability of homeowners' property tax relief and the requirements for filing for such relief;

Third, that the Department of Motor Vehicles include in the mailing of the license renewal notice to motorists the information that homeowners' property tax relief is available and details on how it is to be secured,

Fourth, that all counties include information on property tax relief when distributing tax bills to homeowners,

Fifth, that all other units of state and local government publicize to the fullest extent possible the availability of property tax relief for homeowners and the requirements for obtaining such relief; and be it further

*Resolved, That the Chief Clerk of the Assembly transmit copies of this resolution to the Franchise Tax Board, the State Board of Equalization, the Department of Motor Vehicles, and to the board of supervisors of each county.*

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

#### **NAME PLACED UPON ROLL CALL ON ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 2**

Mr. Beverly was granted unanimous consent that he be recorded as voting "Aye" on Assembly Constitutional Amendment No. 2.

#### **ADJOURNMENT**

At 6 p.m., Acting Speaker Moretti declared the Assembly adjourned until 11 a.m., Friday, September 20, 1968

JESSE M. UNRUH, Speaker

ANABEL WHANG, Minute Clerk



CALIFORNIA LEGISLATURE  
1968 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

Tenth Legislative Day  
Twelfth Calendar Day

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## IN ASSEMBLY

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Assembly Chamber  
Friday, September 20, 1968

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

#### Quorum Call of the Assembly

Mr. Conrad moved a quorum call of the Assembly  
Mr Campbell 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

#### Quorum Call of the Assembly Dispensed With

At 11 13 a m, on motion of Mr Schabarum, the quorum call of the Assembly was dispensed with

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

Badham, Barnes, Bear, Bee, Belotti, Beverly, Biddle, Brathwaite, Britschgi, Brown, Burke, Burton, Campbell, Chappie, Colher, Conrad, Crandall, Crown, Davis, Deddeh, Dent, Duffy, Dunlap, Elliott, Fong, Foran, Gonsalves, Bill Greene, Leroy F Greene, Hayes, Hinckley, Harvey Johnson, Ray E Johnson, Karabian, Ketchum, Knox, Lanterman, MacDonald, McGee, McMillan, Meyers, Milas, Miller, Mobley, Monagan, Moorhead, Moretti, Murphy, Porter, Priolo, Ralph, Roberti, Schabarum, Shoemaker, Sieroty, Stacey, Stull, Thomas, Vasconcellos, Vene-man, Wakefield, Warren, Wilson, Z'berg, Zenovich, and Mr. Speaker

—66.  
Quorum present.

**PRAYER**

The following prayer was offered by the Chaplain, Father Leo McAllister

*Heavenly Father.* As we reach the end of a long and sometimes weary session may we ask You to look with favor upon the efforts of our legislators. They have borne the heat of the day in this vineyard of service. They have been separated from their families. They have carried the burden of responsibility to their constituents. They have withstood the pressure of dissent and debate. They have tasted the sweetness of victory and the bitterness of defeat. They have experienced many moods from within and from without. They have succeeded and they have failed. But at all times they have tried, and thus is what really counts. We are thankful to You Father, for them and we are thankful to them for their service —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. Unruh, seconded by Mr. Burton

**LEAVES OF ABSENCE FOR THE DAY**

The following Member was granted leave of absence for the day, because of illness in his immediate family

Mr. Fenton, on request of the Speaker

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

Mr. Mulford, on request of the Speaker

Mr. Powers, on request of the Speaker

Mr. Ryan, on request of the Speaker.

Mr. Briggs, on request of the Speaker

Mr. Negri, on request of the Speaker

Mr. Pattee, on request of the Speaker

Mr. Russell, on request of the Speaker.

Mr. Veysey, on request of the Speaker.

Mr. Townsend, on request of the Speaker.

Mr. Qumby, on request of the Speaker

Mr. Bagley, on request of the Speaker

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

Mr. Cory, on request of the Speaker.

Mr. Cullen, on request of the Speaker



**EXPLANATIONS OF ABSENCE**

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal.

September 19, 1968

*Honorable Jesse M. Unruh  
Speaker of the Assembly  
State Capitol, Sacramento, California*

Dear Mr. Speaker I respectfully request that I be excused from Session on Friday, September 20, 1968 on legislative business.

I will be meeting with my staff and officials concerning the legislative hearing I am participating in on Monday.

Sincerely,

JOHN V. BRIGGS, Assemblyman  
Thirty-fifth District

September 20, 1968

*Honorable Robert Monagan  
Room 4112, State Capitol  
Sacramento, California*

Dear Bob: Will you please have me excused today because of legislative business in my district.

Cordially,

DON MULFORD, Assemblyman  
Sixteenth District

September 17, 1968

*Honorable Jesse M. Unruh  
Speaker of the Assembly  
State Capitol, Sacramento, California*

Dear Jesse I respectfully request that I be excused from session on Friday, September 20, 1968, on legislative business.

I will be meeting with the Department of Highways in my district with regard to the Simi Freeway which runs through my district and later on that day will meet with constituents on the same matter.

Sincerely,

DAVID NEGRI, Assemblyman  
Forty-first District

September 19, 1968

*Honorable Jesse M. Unruh  
Speaker of the Assembly  
State Capitol, Sacramento, California*

Dear Mr. Speaker I respectfully request that I be excused from the legislative session on Friday, September 20, 1968, because of legislative business in my district. I have a commitment to speak to a group of constituents in Salinas.

Sincerely,

ALAN G. PATTEE, Assemblyman  
Thirty-fourth District

September 20, 1968

*Hon Jesse M. Unruh*  
*Speaker of the Assembly*  
*State Capitol, Room 3164*

Dear Jesse I will be absent today from the legislative session. Please have me excused on legislative business as I will be attending a dedication of the Rio Linda Post Office.

Thank you.

Sincerely,

WALTER W. POWERS, Assemblyman  
Eighth District

September 20, 1968

*Honorable Jesse M. Unruh*  
*Speaker of the Assembly*  
*State Capitol, Sacramento, California*

My dear Mr. Speaker: I respectfully request that I be excused from the session on Friday, September 20, for legislative business

I have a meeting with some of my county officials

Very sincerely yours,

JOHN P. QUIMBY, Assemblyman  
Seventy-second District

September 20, 1968

*The Honorable Jesse M. Unruh*  
*Speaker of the Assembly*  
*State Capitol, Sacramento, California*

Dear Mr. Speaker: I respectfully request that I be excused on Friday, September 20, 1968, on legislative business.

It is necessary for me to be in my district to meet with the members of the Sunland-Tujunga Coordinating Council

Sincerely,

NEWTON R. RUSSELL, Assemblyman  
Sixty-second District

September 20, 1968

*Honorable Jesse M. Unruh*  
*Speaker of the Assembly*  
*State Capitol, Sacramento, California*

Dear Jess Please have me excused from my legislative duties Friday, 20 September 1968.

I will be meeting with businessmen on local matters in my district

Sincerely yours,

LEO J. RYAN, Assemblyman  
Twenty-seventh District

September 19, 1968

*The Hon Jesse M. Unruh*  
*Speaker of the Assembly*  
*State Capitol, Sacramento, California*

Dear Mr Speaker I respectfully request that I be excused from Session on Friday, September 20, 1968 on legislative business  
 I will be attending the California Arts Commission meeting in Monterey.

Sincerely yours,

VICTOR V. VEYSEY, Assemblyman  
 Seventy-fifth District

**CHAPLAIN COMMENDED**

Speaker Unruh was joined by the Members of the Assembly in thanking and commending Father Leo McAllister for his services as Chaplain of the Assembly

**REPORTS OF STANDING COMMITTEES**

**Committee on Rules**

Assembly Chamber, September 20, 1968

Mr Speaker: Your Committee on Rules reports:

HR No 12

HR No 37

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 committee for study.

GONSALVES, Chairman

Subject matter of the above resolutions referred to the Committee on Rules

**MESSAGES FROM THE SENATE**

Senate Chamber, Sacramento, September 19, 1968

Mr Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

SCR No. 4

R. W. LYONS, Acting Secretary of the Senate  
 By Larry D. McConnell, Assistant Secretary

Senate Chamber, Sacramento, September 19, 1968

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

AB No. 8

AB No. 9

And respectfully requests your honorable body to concur in said amendments

R. W. LYONS, Acting Secretary of the Senate  
 By Larry D. McConnell, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, Sacramento, September 19, 1968

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

SCR No. 8

LARRY D. McCONNELL, Acting Secretary of the Senate  
By J. W. Lindsay, Assistant Secretary

### FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read

**Senate Concurrent Resolution No. 8**—Relative to the Joint Committee on Legislative Building Space Needs

Referred by the Speaker pro Tempore to the Committee on Rules

**Hon. John G. Veneman Presiding**

At 11:20 a m., Hon John G. Veneman, 30th District, presiding.

### RESOLUTIONS

The following resolutions were offered

By Assemblyman Bee:

#### House Resolution No. 40

Relative to commending the 234th Mobile Communication Squadron

WHEREAS, It has come to the attention of the Members of the Assembly that the 234th Mobile Communication Squadron of the California Air National Guard has been awarded the Air Force Communication Service Outstanding Unit Trophy award: and

WHEREAS, This most coveted trophy is a special distinction for this fine group of men and is the first award of this type the unit has received; and

WHEREAS, As the 234th Mobile Communication Squadron competed with 40 air national guard units and 41 air national guard communication flights on a point basis, this trophy represents hard work and a high degree of professionalism on the part of all of the officers and men of the unit, and

WHEREAS, The units were judged on operational readiness, manning capabilities, and training efficiency, and the 234th Mobile Communication Squadron received 2005 points out of a possible 2700; and

WHEREAS, This award-winning unit contains 125 men, commanded by Lt Col Edmund M. Petracek, and is located at the Hayward Air National Guard Base, and

WHEREAS, This Outstanding Unit Trophy award will be presented to Colonel Petracek and his men at a special ceremony at the Hayward Air National Guard Base on September 29, 1968, now, therefore, be it

*Resolved by the Assembly of the State of California, That the Members commend the officers and men of the 234th Mobile Communication Squadron for this outstanding achievement and wish them well in future competition; and be it further*

*Resolved, That the Chief Clerk of the Assembly transmit a suitably prepared copy of this resolution to the 234th Mobile Communication Squadron, California Air National Guard*

**Request for Unanimous Consent**

Mr Bee was granted unanimous consent to take up House Resolution No 40 without reference to committee or file

Resolution read, and adopted.

By Assemblyman Belotti:

**House Resolution No. 41**

Relative to commending Mr and Mrs Charles Frederick Meyers  
on their 50th Wedding Anniversary

WHEREAS, It has come to the attention of the Members of the Assembly that October 6, 1968, marks the 50th Wedding Anniversary of Mr and Mrs Charles Frederick Meyers of San Francisco, to be celebrated at a Golden Wedding Jubilee Mass at Saint Paul's Church in San Francisco; and

WHEREAS, The Members desire to acknowledge this happy and memorable occasion in the name of the people of California; and

WHEREAS, Charles Frederick Meyers, a highly respected member of the San Francisco automotive industry, and his wife, the former Lucy Elizabeth Schmidt, both survivors of the 1906 San Francisco earthquake and fire, are native San Franciscans, widely known and esteemed in the community and active participants in many civic and fraternal organizations, including the Native Sons and Native Daughters of the Golden West, Fraternal Order of Eagles, South of Market Boys, Knights of Columbus, Disabled American Veterans Auxiliary, and the Zane Irwin Auxiliary; and

WHEREAS, Mrs Meyers' family has long been noted for public service, her brother, the late Walter J Schmidt, having served in the State Assembly and on the San Francisco Board of Supervisors; and

WHEREAS, Mr and Mrs Meyers are the parents of Charles W. Meyers, longtime San Francisco Assemblyman from the 19th District; and

WHEREAS, Throughout these past 50 years the marriage of Charles and Lucy Meyers has presented a singular example of a happy and blessed matrimonial union, both members of which have been deeply admired and warmly loved by all who have known them; now, therefore, be it

*Resolved by the Assembly of the State of California, That the Members hereby congratulate Mr. and Mrs. Meyers on the happy occasion of their 50th Wedding Anniversary, and wish them both many years of continued health and happiness; and be it further*

*Resolved, That the Chief Clerk of the Assembly transmit a suitably prepared copy of this resolution to Mr and Mrs. Meyers.*

**Request for Unanimous Consent**

Mr Belotti was granted unanimous consent to take up House Resolution No. 41 without reference to committee or file.

Resolution read.

**Members Made Coauthors of House Resolution No. 41**

Mr. Belotti was granted unanimous consent that all Members of the Assembly be placed upon House Resolution No. 41 as coauthors.

Resolution read, as amended, and adopted unanimously.

**REQUEST FOR UNANIMOUS CONSENT TO TAKE UP  
SENATE CONCURRENT RESOLUTION NO. 2**

Mr MacDonald was granted unanimous consent to take up Senate Concurrent Resolution No 2 without reference to committee or file for purpose of consideration at this time.

**Consideration of Senate Concurrent Resolution No. 2**

**Senate Concurrent Resolution No. 2**—Relative to feasibility of inclusion of certain land in Sylmar, California, in state park system.

Resolution read, presented by Mr. MacDonald, and adopted

Resolution ordered transmitted to the Senate.

**RESOLUTIONS**

The following resolution was offered.

By Assemblyman Crandall:

**House Resolution No. 42**

Relative to commending Catherine A. Griffin

WHEREAS, It has come to the attention of the Members of the Assembly that Catherine A Griffin of San Jose has volunteered to go to the University of Minnesota Clinic to participate in a kidney transplant for her 14 year old nephew, John O'Donnell; and

WHEREAS, The mother of four children, she will participate in the 125th kidney transplant operation at the University of Minnesota Clinic, one of the leading hospitals for kidney transplants; and

WHEREAS She satisfactorily completed tests at the University of California to determine that she could be a donor for her nephew, as the doctors predict a higher chance of success when the donor is a blood relative; and

WHEREAS, She has been a matron with the Santa Clara County Sheriff's Office for three years, and she started "Socrates," the sheriff's office community relations auxiliary team, which helps officers understand problems of the community and operates from the premise that truth should be sought through dialogue, and

WHEREAS, Dedicated to the helping of others, she wants to go to New Mexico to open a home for city children from the ghettos; now, therefore, be it

*Resolved by the Assembly of the State of California.* That the Members of the Assembly express their sincerest commendation to Catherine A Griffin for her humanitarian efforts in connection with a kidney transplant operation for her 14 year old nephew, John O'Donnell and for her untiring endeavors in behalf of her community, and be it further

*Resolved,* That the Chief Clerk of the Assembly transmit a suitably prepared copy of this resolution to Catherine A Griffin.

**Request for Unanimous Consent**

Mr Crandall was granted unanimous consent to take up House Resolution No. 42 without reference to committee or file

Resolution read, and adopted

**REQUEST FOR UNANIMOUS CONSENT TO TAKE UP SENATE AMENDMENTS TO ASSEMBLY BILLS NOS. 8 AND 9**

Mr Leroy F Greene was granted unanimous consent to take up consideration of Senate amendments to Assembly Bills Nos 8 and 9, without reference to file

**CONSIDERATION OF SENATE AMENDMENTS  
TO ASSEMBLY BILL NO. 9**

**Assembly Bill No. 9**—An act to amend Section 17303 5 of the Education Code, relating to property tax relief through state financial support for public school districts

The question being Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 9?

**Amendment No. 1**

In line 1 of the heading of the printed bill, as amended in Assembly September 16, 1968, strike out "Assemblyman Leroy F Greene", and insert "Assemblymen Leroy F. Greene and Cory".

The roll was called, and the Assembly concurred in the above Senate amendment by the following vote:

**AYES**—Badham, Barnes, Bear, Bee, Belotti, Beverly, Biddle, Brathwaite, Britschgi, Brown, Burke, Burton, Campbell, Chappie, Conrad, Crandall, Crown, Davis, Deddeh, Dent, Duffy, Dunlap, Elliott, Fong, Foran, Gonsalves, Bill Greene, Leroy F. Greene, Hayes, Hinckley, Harvey Johnson, Ray E Johnson, Ketchum, Knox, Lanterman, MacDonald, McGee, Meyers, Mihos, Mobley, Monagan, Moorhead, Moretti, Murphy, Porter, Priolo, Roberti, Schabarum, Sieroty, Stacey, Stull, Thomas, Vasconcellos, Veneman, Wakefield, Warren, Wilson, Z'berg, Zenovich, and Mr Speaker—60

**NOES**—None.

Above bill ordered enrolled

**CONSIDERATION OF SENATE AMENDMENTS  
TO ASSEMBLY BILL NO. 8**

**Assembly Bill No. 8**—An act to amend Sections 6426, 11301, and 17303 5 of, and to add Sections 11301 and 17677 to, the Education Code, relating to property tax relief by providing state financial support for the public schools, and making an appropriation therefor.

The question being Shall the Assembly concur in the following Senate amendments to Assembly Bill No 8?

**Senate Amendments of September 18, 1968****Amendment No. 1**

In line 1 of the heading of the printed bill, as amended in Assembly September 16, 1968, strike out "and Cory", and insert " , Cory, Bee,

Bear, Belotti, Brathwaite, Britschgi, Brown, Crandall, Deddeh, Dent, Dunlap, Foran, Harvey Johnson, Knox, MacDonald, Milas, Negri, Porter, Powers, Shoemaker, Vasconcellos, Veysey, and ~~Zberg~~.

### **Senate Amendments of September 19, 1968**

#### **Set No. 1**

##### **Amendment No. 1**

After line 4 of the heading of the printed bill, as amended in Senate September 18, 1968, insert "(Coauthors Senators Teale and Rodda)".

#### **Set No. 2**

##### **Amendment No. 1**

In line 1 of the title of the printed bill, as amended in Senate September 18, 1968, after "of", insert ", and to add Sections 11301 and 17677 to,"

##### **Amendment No. 2**

On page 2, line 9, strike out the first "The", and insert "For the 1968-1969 fiscal year only, the".

##### **Amendment No. 3**

On page 3, between lines 13 and 14, insert

"Sec 25 Section 11301 is added to the Education Code, to read:

11301 For the 1969-1970 fiscal year only, the units of average daily attendance in the regular day elementary schools of a district shall be computed as follows:

(a) Record the actual attendance for the last schoolday of each school month. Include attendance authorized under Section 10955

(b) Divide the sum of the recorded days of actual attendance under (a) above by the number of school months the schools are maintained. For the purposes of this section, any school month of less than 20 days is a school month

(c) The resulting quotient, plus the attendance credited to the district on account of education of seventh and eighth grade pupils in a junior high school pursuant to Section 11401, is the average daily attendance for the fiscal year

For the purposes of this article, a day of kindergarten attendance or a day of attendance in special training schools or classes defined by Section 6903 is based on the 180-minute minimum day. When the minimum day is less than 180 minutes as authorized by Section 11003, the average daily attendance for each pupil shall be adjusted by a multiplication factor of 556 in kindergarten, and a multiplication factor of 500 in special training schools and classes for mentally retarded minors as defined by Section 6903

Notwithstanding any provision to the contrary, the average daily attendance of pupils in a kindergarten shall be adjusted by a multiplication factor of 12 under all of the following conditions:

(a) The kindergarten day class is a minimum of 180 minutes

(b) The kindergarten teacher is assigned primary responsibility for no more than one session of kindergarten daily.

(c) Each kindergarten class shall not exceed a maximum enrollment of 30 pupils



(d) The kindergarten teacher shall be a full-time certificated employee and the full-time duties required of the kindergarten teacher shall be directly related to the kindergarten program

The provisions of subdivision (c) shall be deemed to be fulfilled for any school with a total kindergarten enrollment of less than 75 pupils if each kindergarten class in such school does not exceed a maximum enrollment of 39 pupils and a full-time teacher and a full-time teacher's aid are assigned to the class

SEC. 26 Section 11301 is added to the Education Code, to read:

11301. For the 1970-1971 fiscal year only, the units of average daily attendance in the regular day elementary schools of a district shall be computed as follows:

(a) Record the actual attendance for the last schoolday of each school month. Include attendance authorized under Section 10955

(b) Divide the sum of the recorded days of actual attendance under (a) above by the number of school months the schools are maintained. For the purposes of this section, any school month of less than 20 days is a school month.

(c) The resulting quotient, plus the attendance credited to the district on account of education of seventh and eighth grade pupils in a junior high school pursuant to Section 11401, is the average daily attendance for the fiscal year.

For the purposes of this article, a day of kindergarten attendance or a day of attendance in special training schools or classes for mentally retarded minors defined by Section 6903 is based on the 180-minute minimum day. When the minimum day is less than 180 minutes as authorized by Section 11003, the average daily attendance for each pupil shall be adjusted by a multiplication factor of .417 in kindergarten, and a multiplication factor of .500 in special training schools and classes for mentally retarded minors as defined by Section 6903

SEC. 27. Section 11301 is added to the Education Code, to read

11301. Commencing with the 1971-1972 fiscal year, the units of average daily attendance in the regular day elementary schools of a district shall be computed as follows:

(a) Record the actual attendance for the last schoolday of each school month. Include attendance authorized under Section 10955

(b) Divide the sum of the recorded days of actual attendance under (a) above by the number of school months the schools are maintained. For the purposes of this section, any school month of less than 20 days is a school month.

(c) The resulting quotient, plus the attendance credited to the district on account of education of seventh and eighth grade pupils in a junior high school pursuant to Section 11401, is the average daily attendance for the fiscal year.

For purposes of this article, a day of kindergarten attendance or a day of attendance in special training schools or classes for mentally retarded minors defined by Section 6903 is based upon the 180-minute schoolday. No average daily attendance shall be credited for a minimum schoolday of less than 180 minutes in such kindergartens or special training schools and classes."

**Amendment No. 4**

On page 4, between lines 23 and 24, insert

"SEC 3 5 Section 17677 is added to the Education Code, to read:  
17677 Commencing in the 1969-1970 fiscal year, notwithstanding any provision to the contrary, in addition to all other increases in the foundation program computed for a district pursuant to this article, the foundation program computed for a district pursuant to Article 2 (commencing with Section 17651) of this chapter shall be increased by an additional amount of two thousand six hundred dollars (\$2,600) for each kindergarten class maintained under all of the following conditions:

(a) The kindergarten day of the class is a minimum of 200 minutes  
(b) The kindergarten teacher is assigned primary responsibility for no more than one session of kindergarten daily and such session is limited to a maximum active enrollment of 30 pupils The Superintendent of Public Instruction shall adopt rules and regulations which he may deem necessary for the effective administration of the maximum active enrollment requirement

(c) The kindergarten teacher shall be a full-time certificated employee

(d) The full-time duties required of the kindergarten teacher shall be directly related to and restricted to the kindergarten program "

**Amendment No. 5**

On page 4, line 47, strike out "This", and insert

"Except with respect to provisions otherwise specifically limited in operative effect, this".

**Amendment No. 6**

On page 5, after line 8, insert

"SEC. 8. Section 2 5 of this act shall become operative on July 1, 1969 On July 1, 1969, Section 11301 of the Education Code, as amended by Section 2 of this act, shall be repealed.

Section 2 6 of this act shall become operative on July 1, 1970. On July 1, 1970, Section 11301 of the Education Code, as added by Section 2.5 of this act, shall be repealed.

Section 2 7 of this act shall become operative on July 1, 1971. On July 1, 1971, Section 11301 of the Education Code, as added by Section 2 6 of this act, shall be repealed."

The roll was called, and the Assembly concurred in the above Senate amendments by the following vote:

AYES—Barnes, Bear, Bee, Belotti, Beverly, Biddle, Brathwaite, Britschgi, Brown, Burton, Campbell, Chappie, Crandall, Crown, Davis, Deddeh, Dent, Duffy, Dunlap, Elliott, Fong, Foran, Gonsalves, Bill Greene, Leroy F. Greene, Hayes, Hinckley, Harvey Johnson, Ray E. Johnson, Karabian, Ketchum, Knox, Lanterman, MacDonald, McGee, Meyers, Millias, Miller, Mobley, Monagan, Moorhead, Moretti, Murphy, Porter, Priolo, Ralph, Roberti, Schabarum, Shoemaker, Sieroty, Stacey, Stull, Thomas, Vasconcellos, Veneman, Wakefield, Warren, Wilson, Z'berg, Zenovich, and Mr Speaker—61

NOES—Burke—1.

Above bill ordered enrolled.

**Speaker pro Tempore Presiding**

At 11 32 a.m., Hon Carlos Bee, 13th District, presiding.

**BIRTHDAY GREETINGS EXTENDED TO  
ASSEMBLYMAN MILIAS**

Mr. Z'berg announced that today is the birthday of Assemblyman George W Milias, of the 22nd Assembly District, whereupon the Members of the Assembly joined in extending best wishes and birthday greetings to Mr. Milias

**RESOLUTIONS**

The following resolution was offered:

By Assemblymen Bill Greene and Ralph

**House Resolution No. 43**

Relative to commending LeRoy Ellis

WHEREAS, LeRoy Ellis of the Baltimore Bullets is known and respected throughout the nation as one of professional basketball's most talented stars; and

WHEREAS, There is another LeRoy Ellis, possibly not as well known to the public at large, but surely as deserving of his nation's respect and admiration; and

WHEREAS, Both men are one and the same, for during the summer, when LeRoy Ellis is not playing basketball with the Baltimore Bullets, he is a star salesman for the Watts Manufacturing Company of Compton, California; and

WHEREAS, The Watts Manufacturing Company is no ordinary enterprise, but a public-spirited operation, formed in response to Vice President Hubert Humphrey's impassioned plea for industry to help fight the problems of unemployment in blighted or so-called "ghetto" areas, and

WHEREAS, Watts Manufacturing is a subsidiary of Aerojet-General Corporation which was started in late 1965 by the Chairman of Aerojet's Executive Board, Dan A Kimball, who named Jim Woods as President of Watts Manufacturing and Woods' 25-year-old son, Leon, as General Manager of the firm; and

WHEREAS, Leroy Ellis spent the summer of 1968 traveling across the western states as a sales representative, helping Watts Manufacturing to expand not only its outlets but its output, and to broaden its operations from tentmaking to wood and metal products, petroleum processing and electronic sub-assembly; and

WHEREAS, The dedicated efforts of LeRoy Ellis to promote the Watts Manufacturing Company may not be as spectacular as his dazzling play on the basketball court, but they have helped to provide jobs for people who desperately needed them—people who may someday help to build a better world, now, therefore, be it

*Resolved by the Assembly of the State of California, That the Members extend their heartiest commendations and sincerest appreciation to*

LeRoy Ellis, not only for his outstanding play with the Baltimore Bullets, but also for his selfless and dedicated efforts on behalf of the Watts Manufacturing Company and all of the persons that company is trying to help, and be it further

*Resolved*, That the Chief Clerk of the Assembly transmit a suitably prepared copy of this resolution to LeRoy Ellis

#### **Request for Unanimous Consent**

Mr. Bill Greene was granted unanimous consent to take up House Resolution No. 43 without reference to committee or file

Resolution read

#### **Member Made Coauthor of House Resolution No. 43**

Mrs. Brathwaite was granted unanimous consent that her name be placed upon House Resolution No. 43 as a coauthor

Resolution read, as amended, and adopted unanimously

#### **NAMES PLACED UPON ROLL CALLS**

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

Mr. Wakefield was granted unanimous consent that he be recorded as voting "Aye" instead of "No" on concurrence in Senate amendments to Assembly Bill No. 8

Mr. Crown was granted unanimous consent that he be recorded as voting "Aye" on concurrence in Senate amendments to Assembly Bills Nos. 8 and 9

Mr. Moorhead, Mrs. Brathwaite, Mr. Vasconcellos, and Mrs. Fong were granted unanimous consent that they be recorded as voting "Aye" on concurrence in Senate amendments to Assembly Bill No. 9

#### **Speaker Presiding**

At 11:39 a.m., Hon. Jesse M. Unruh, 65th District, presiding

#### **REQUEST FOR UNANIMOUS CONSENT TO TAKE UP ASSEMBLY BILL NO. 15**

Mr. Miller was granted unanimous consent to take up Assembly Bill No. 15, without reference to committee or file, for purpose of final consideration at this time

#### **Resolution to Dispense With Constitutional Provision**

The following resolution was offered.

By Assemblyman Miller:

*Resolved*, That Assembly Bill No. 15 presents a case of urgency, as that term is used in Article IV, Section 8(b), 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 the bill be considered engrossed, and placed upon its passage

Resolution read

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

**AYES**—Badham, Barnes, Bear, Bee, Belotti, Beverly, Biddle, Brathwaite, Britschgi, Brown, Burke, Burton, Campbell, Chappie, Collier, Conrad, Crandell, Crown, Davis, Deddeh, Dent, Duffy, Dunlap, Elliott, Fong, Foran, Gonsalves, Bill Greene, Leroy F. Greene, Hayes, Hinckley, Harvey Johnson, Ray E. Johnson, Karabian, Ketchum, Knox, MacDonald, McGee, Meyers, Milas, Muller, Mobley, Monagan, Moorhead, Moretti, Murphy, Porter, Priolo, Roberti, Schabarum, Shoemaker, Sieroty, Stacey, Stull, Thomas, Vasconcellos, Veneman, Wakefield, Warren, Wilson, Z'berg, and Mr. Speaker—62.

**NOES**—None

Article IV, Section 8(b) of the Constitution was declared dispensed with.

#### **Second Reading of Assembly Bill No. 15**

**Assembly Bill No. 15**—An act to add Chapter 71 (commencing with Section 29140) to Part 2 of Division 10 of the Public Utilities Code, and to add Sections 30775.1, 30775.2, and 30780.1 to, and to amend Sections 30775 and 30778 of, the Streets and Highways Code, relating to the San Francisco Bay Area Rapid Transit District, and declaring the urgency thereof, to take effect immediately

Bill read second time.

#### **Third Reading of Assembly Bill No. 15**

**Assembly Bill No. 15**—An act to add Chapter 71 (commencing with Section 29140) to Part 2 of Division 10 of the Public Utilities Code, and to add Sections 30775 1, 30775 2, and 30780 1 to, and to amend Sections 30775 and 30778 of, the Streets and Highways Code, relating to the San Francisco Bay Area Rapid Transit District, and declaring the urgency thereof, to take effect immediately.

Bill read third time

#### **Urgency Clause**

Urgency clause read.

The roll was called

#### **Call of the Assembly**

Pending the announcement of the vote, Mr. Miller moved a call of the Assembly

Motion carried Time, 11 45 a m

The Speaker directed the Sergeant at Arms to close the doors, and to bring in the absent Members

#### **PROCEEDINGS UNDER CALL OF THE ASSEMBLY BY UNANIMOUS CONSENT**

#### **TEMPORARY SUSPENSION OF ASSEMBLY RULES**

By unanimous consent the Assembly Rules were temporarily suspended for the purpose of placing a call of the Assembly on any matter

before the House, and to permit the Assembly to conduct further business while under a call of the House

**NAME PLACED UPON ROLL CALL ON ASSEMBLY BILL NO. 9**

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

**RESOLUTIONS**

The following resolution was offered

By Assemblyman Veneman:

**House Resolution No. 44**

Relative to property tax relief

WHEREAS, The Legislature has embarked on a program of property tax relief for homeowners and renters; and

WHEREAS, Homeowners will be required to file a timely application by April 15 of 1969 in order to be eligible for such property tax relief; and

WHEREAS, It is imperative that the homeowner be apprised of the availability of such relief and his responsibilities in securing such relief; now, therefore, be it

*Resolved by the Assembly of the State of California*, That the Members request as follows:

First, that the Franchise Tax Board disseminate information about the homeowners' property tax relief program on the cover of the income tax booklet;

Second, that the Department of Motor Vehicles include information in the mailing of the license renewal notice to motorists, and be it further

*Resolved*, that the information disseminated by these government agencies pursuant to this resolution shall be precisely as follows:

The 1968 Legislature has passed a comprehensive program of property tax relief. Homeowners will receive a \$70 property tax reduction payment in June, 1969, and thereafter a \$750 exemption on the assessed value of homes.

To receive this relief, the owner-occupant of a single family dwelling, condominium or duplex must file an application with the county assessor between March 1 and April 15, 1969.

Renters will benefit from this program by a doubling of their state personal income tax standard deduction.

The Legislative tax relief program also exempted all household furnishings from property taxes and be it further

*Resolved*, That the Chief Clerk of the Assembly transmit copies of this resolution to the Franchise Tax Board and the Department of Motor Vehicles.

**Request for Unanimous Consent**

Mr. Veneman was granted unanimous consent to take up House Resolution No. 44 without reference to committee or file.

Resolution read, and adopted

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
URGENCY CLAUSE TO ASSEMBLY BILL NO. 15**

At 11 52 a m, on motion of Mr. Miller, and in the absence of any objection, 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. Miller moved a call of the Assembly.

Motion carried Time, 11 59 a m

The Speaker directed the Sergeant at Arms to close the doors, and to bring in the absent Members

**PROCEEDINGS UNDER CALL OF THE ASSEMBLY  
BY UNANIMOUS CONSENT****TEMPORARY SUSPENSION OF ASSEMBLY RULES**

By unanimous consent the Assembly Rules were temporarily suspended for the purpose of placing a call of the Assembly on any matter before the House, and to permit the Assembly to conduct further business while under a call of the House.

**RESOLUTIONS**

The following resolutions were offered.

By Assemblyman Gonsalves

**House Resolution No. 45**

Relative to commending the Assembly Sergeant-at-Arms

WHEREAS, Tony Beard, Sergeant-at-Arms of the Assembly, and his staff have performed in a manner such as to assure the smooth functioning of the Assembly, and

WHEREAS, Members of the Assembly and their staffs have often had occasion to secure pertinent information and assistance from the members of the Sergeant-at-Arms staff, which includes the following persons: Fred Galli, Western Munroe, Tom Guilmo, Harold Lewright, Jim Rooney, Dick Hicks, Ed Mount, John Finnegan, Ken Fitzgerald, Dennis Artz, Jay Kaspari, Hunt Cameron, Jack Belcher, Albert Bonetti, Ernest Thomas, James Estabrook, Joe Genshlea, Charles Gaines, Al Westlake, Charles Gray, Dimmon Hackler, John Hamilton, James Jasper, Jack Cooper, Dennis Wagoner, James Musante, Seth Martin, Dale Michael, Robert Rivet, James Thomas, George Miller, George

Hume, C McCollough, Jack Ford, Bert Silva, Bill Sim, Doug Skewes, and Betty Jo Wilson; now therefore, be it

*Resolved by the Assembly of the State of California*, That the Members of the Assembly congratulate Tony Beard and his fine staff and express their appreciation for the excellent manner in which they performed their duties, and be it further

*Resolved*, That the Chief Clerk of the Assembly be directed to transmit suitably prepared copies of this resolution to Tony Beard and each member of his staff.

#### **Request for Unanimous Consent**

Mr. Gonsalves was granted unanimous consent to take up House Resolution No. 45 without reference to committee or file.

Resolution read

#### **Members Made Coauthors of House Resolution No. 45**

Mr. Gonsalves was granted unanimous consent that all Members of the Assembly be placed upon House Resolution No. 45 as coauthors.

Resolution read, as amended, and adopted unanimously.

By Assemblyman Gonsalves:

#### **House Resolution No. 46**

Relative to commending the Assembly Desk staff.

WHEREAS, James D. Driscoll, Chief Clerk of the Assembly, and his staff have performed in a manner such as to assure the smooth functioning of the Desk; and

WHEREAS, Members of the Assembly and their staffs have often had occasion to secure pertinent information and assistance from Wiloughby Lyons, History Clerk, and her assistant, Gunvor Engle, Ruth Riley, File Clerk; William Gunlock, Engrossing and Enrolling Clerk, and his assistants, Freda Benard, Sally Carter, Florence Price and Gene Taylor; Art Marsden, Dorothy Gabrielli, Leo White and Gene Berg, proofreaders; James Doyle, Console Operator; Charlotte Randall, Journal Clerk; Karin Brown, Amending Clerk; Richard M. Withrow, Assistant to the Chief Clerk; Linda D. Bickford, Office Secretary, Anabel Whang, Minute Clerk, and her assistants, Eleanor Danielson and Gail Vessels; R. Brian Kidney, Assistant Chief Clerk, and his assistants, Darryl R. White, Lawrence A. Murman and Malcolm MacIntyre; 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 they performed their duties; and be it further

*Resolved*, That the Assistant Chief Clerk of the Assembly be directed to transmit suitably prepared copies of this resolution to James D. Driscoll and each member of his staff.



**Request for Unanimous Consent**

Mr. Gonsalves was granted unanimous consent to take up House Resolution No. 46 without reference to committee or file.

Resolution read.

**Members Made Coauthors of House Resolution No. 46**

Mr. Unruh was granted unanimous consent that all Members of the Assembly be placed upon House Resolution No. 46 as coauthors

Resolution read, as amended, and adopted unanimously

**APPROVAL OF JOURNALS**

On motion of Mr. Shoemaker, the Assembly Daily Journals for Monday, September 16, 1968, Tuesday, September 17, 1968, Wednesday, September 18, 1968; Thursday, September 19, 1968, and Friday, September 20, 1968, were approved as corrected by the Minute Clerk

**RESOLUTIONS**

The following resolution was offered

By Assemblymen Biddle and Veysey (Coauthor Senator Cologne)

**House Resolution No. 47**

Relative to commending Burnell Phillips

WHEREAS, It has come to the attention of the Members of the Assembly that Burnell Phillips has this year reached a milestone of twenty years' service on the Riverside Central Labor Council as its Secretary-Treasurer; and

WHEREAS, Since moving to Riverside in 1948, Burnell Phillips has consistently represented and served his community in a superlative manner; and

WHEREAS, His ability has been especially manifested by his exemplary work in the labor field in which he presently serves as consultant to Local 1239, County and Municipal Employees which he helped organize, Liaison Officer between local labor and the Air Force, Building Manager of the Labor Center, the construction of which was aided by his efforts in raising \$40,000 worth of donated labor, and by his two-term Presidency of the Western Conference of Office and Professional Employees; and

WHEREAS, He has been an active and prominent participant in the affairs of a multitude of civic, social, and charitable organizations including the Chamber of Commerce, the American Legion, the United Fund, the Citizens Coordinating Commission, and the County Grand Jury; and

WHEREAS, The concern of Burnell Phillips for the health and well-being of his fellow citizens prompted his unselfish contributions as a member of the original County Air Pollution Study Committee, member of the committee which originated the campaign to bring Colorado River water to Riverside, Chairman of the Riverside County Parole Board, member of the Riverside Community Hospital Board and the

Regional Hospital Planning Commission, and Director of the Cancer Society; and

WHEREAS, The youth of his community have benefited from Mr Phillips' efforts while serving on the committee to study separation of Riverside Polytechnic High School and Riverside City College facilities, the Executive Committee of the Boy Scouts where he worked with the committee to build a new Scout building, and his proposal to establish a pre-apprentice program for disadvantaged youth, now, therefore, be it

*Resolved by the Assembly of the State of California*, That the Members take pride in commending Burnell Phillips on his outstanding record of civic achievements, and be it further

*Resolved*, That the Chief Clerk of the Assembly transmit a suitably prepared copy of this resolution to Burnell Phillips.

#### **Request for Unanimous Consent**

Mr. Biddle was granted unanimous consent to take up House Resolution No. 47 without reference to committee or file.

Resolution read, and adopted.

#### **CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY CLAUSE TO ASSEMBLY BILL NO. 15**

At 12.32 p m., by unanimous consent, further proceedings under the call of the Assembly were dispensed with.

The names of the absentees were called, and the urgency clause to Assembly Bill No 15 adopted by the following vote:

AYES—Badham, Barnes, Belotti, Beverly, Biddle, Brathwaite, Britschgi, Burke, Campbell, Chappie, Conrad, Crandall, Crown, Deddeh, Duffy, Dunlap, Elliott, Foran, Gonsalves, Bill Greene, Leroy F Greene, Hayes, Hinckley, Harvey Johnson, Ray E. Johnson, Karabian, Ketchum, Knox, Lanterman, MacDonald, McGee, McMillan, Meyers, Milias, Miller, Mobley, Monagan, Moorhead, Moretti, Murphy, Porter, Priolo, Roberti, Shoemaker, Sieroty, Stacey, Stull, Vasconcellos, Veneman, Wakefield, Warren, Wilson, Z'berg, Zenovich, and Mr. Speaker—55.

NOES—Bee, Brown, Burton, Dent, and Fong—5.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—Badham, Barnes, Belotti, Beverly Biddle, Brathwaite, Britschgi, Burke, Campbell, Chappie, Conrad, Crandall, Crown, Deddeh, Duffy, Dunlap, Elliott, Foran, Gonsalves, Bill Greene, Leroy F. Greene, Hayes, Hinckley, Harvey Johnson, Ray E Johnson, Karabian, Ketchum, Knox, Lanterman, MacDonald, McGee, McMillan, Meyers, Milias, Miller, Mobley, Monagan, Moorhead, Moretti, Murphy, Porter, Priolo, Roberti, Shoemaker, Sieroty, Stacey, Stull, Vasconcellos, Veneman, Wakefield, Warren, Wilson, Z'berg, Zenovich, and Mr. Speaker—55

NOES—Bee, Brown, Burke, Dent, and Fong—5.

Bill ordered transmitted to the Senate.

**NAMES PLACED UPON ROLL CALLS**

Messrs. Lanterman and Zenovich were granted unanimous consent that they be recorded as voting "Aye" on concurrence in Senate amendments to Assembly Bills Nos. 8 and 9.

**EXPLANATIONS OF VOTE—SENATE CONCURRENT  
RESOLUTION NO. 4**

September 20, 1968

*Mr. James D. Driscoll**Chief Clerk of the Assembly**State Capitol, Sacramento, California*

Dear Jim: I was necessarily off the floor when the Body voted on SCR No. 4. Had I been present, I would have voted for this resolution because, as my previous remarks indicated, I favor censuring the University for the irresponsible action taken by allowing Eldridge Cleaver to lecture at the University.

Cordially,

ROBERT E. BADHAM, Assemblyman  
Seventy-first District

September 20, 1968

*Honorable Jesse M. Unruh**Speaker of the Assembly**State Capitol, Sacramento, California**Attention: Chief Clerk*

Dear Mr. Speaker: It was necessary for me to be absent from the Floor on September 19 when the vote was taken on SCR 4.

It is respectfully requested that an entry be inserted in the Journal that had I been on the Floor, I would have voted YES on SCR 4.

Thank you

Sincerely,

JOHN STULL, Assemblyman  
Eightieth District

September 20, 1968

*Mr. James D. Driscoll**Chief Clerk**Assembly Chamber**Sacramento, California*

Dear Mr. Driscoll: When the vote was taken on SCR No. 4 I was absent from the floor. Had I been present, I would have recorded a strong aye vote.

Sincerely yours,

WILLIAM M. KETCHUM, Assemblyman  
Twenty-ninth District

September 20, 1968

*Mr. James Driscoll**Chief Clerk of the Assembly**State Capitol, Sacramento, California*

Re: SCR-4

Dear Mr. Driscoll I was unavoidably detained from appearing on the Assembly floor to cast my vote in favor of SCR-4 censuring the Board of Regents and the Administration of the University of California for hiring Eldridge Cleaver

I respectfully wish to be recorded in the Journal as voting in support of SCR-4.

Sincerely,

WALTER KARABIAN, Assemblyman  
Forty-fifth District

September 20, 1968

*Mr. James D Driscoll**Chief Clerk of the Assembly*

Dear Mr. Driscoll I was unavoidably off the floor of the Assembly when SCR 4 was taken up I want the record to show that had I been on the floor and thereby able to cast my vote, I would have voted "aye" in favor of the resolution to censure the University of California officials and regents for the hiring and use of Eldridge Cleaver in connection with a course at Berkeley

Cordially,

JAMES A HAYES, Assemblyman  
Thirty-ninth District

**EXPLANATION OF VOTE—ASSEMBLY CONSTITUTIONAL  
AMENDMENT NO. 2**

September 20, 1968

*Mr. James Driscoll**Chief Clerk of the Assembly**State Capitol, Sacramento, California*

Re: ACA-2 (Gonsalves)

Dear Mr. Driscoll During the floor vote on ACA-2 I was off the floor participating in an important conference and was unable to cast my vote in favor of Mr Gonsalves' Constitutional Amendment limiting property taxes.

I wish to be recorded in the Journal in support of this important measure.

Respectfully submitted,

WALTER KARABIAN, Assemblyman  
Forty-fifth District

# **REPORTS OF STANDING COMMITTEES**

## **Committee on Engrossment and Enrollment**

Assembly Chamber, September 20, 1968

Mr Speaker. Your Committee on Engrossment and Enrollment has examined:

**Assembly Bill No. 12**—An act to amend Sections 15952 and 15956 of the Government Code, to add Article 3 5 (commencing with Section 156) to Chapter 1 of Division 1 of, and to repeal Sections 103 8, 103 9, 135.1, and 135 2 of, the Streets and Highways Code, relating to highway relocation assistance, and declaring the urgency thereof, to take effect immediately;

And reports the same correctly enrolled, and presented to the Governor at 3 30 p m, September 20, 1968.

VEYSEY, Chairman

## **Committee on Rules**

Assembly Chamber, September 20, 1968

Mr Speaker: Your Committee on Rules reports

ACR No. 5

Without action.

GONSALVES, Chairman

Assembly Chamber, September 20, 1968

Mr Speaker Your Committee on Rules reports

SCR No. 8

Without action.

GONSALVES, Chairman

Above resolution ordered transmitted to the Senate

Assembly Chamber, September 20, 1968

Mr Speaker Your Committee on Rules reports

HR No. 12

HR No. 22

HR No. 37

HR No. 14

HR No. 33

HR No. 39

HR No. 15

Without action

GONSALVES, Chairman

## **ASSEMBLY BILLS HELD AT DESK WITHOUT FURTHER ACTION**

The following bills were held at the Assembly Desk, without further action

**Assembly Bills Nos. 2, 5, 7, 11, 14, and 16.**

**Assembly Constitutional Amendment No. 3.**

**ASSEMBLY BILLS REMAINING ON THIRD READING FILE  
WITHOUT FURTHER ACTION****Assembly Bill No. 10.****ADJOURNMENT SINE DIE**

Pursuant to the provisions of Senate Concurrent Resolution No. 7, the time for the final adjournment of the 1968 First Extraordinary Session of the Legislature having arrived, the Assembly adjourned sine die

JESSE M UNRUH, Speaker

ANABEL WHANG, Mmute Clerk

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**COMMUNICATIONS AND REPORTS RECEIVED AFTER  
ADJOURNMENT SINE DIE**

The following messages and committee reports were received after adjournment sine die of the Assembly for the 1968 First Extraordinary Session of the Legislature:

**MESSAGES FROM THE SENATE**

Senate Chamber, Sacramento, September 19, 1968

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

AB No. 13

LARRY D McCONNELL, Acting Secretary of the Senate  
By Richard A Robyn, Assistant Secretary

Senate Chamber Sacramento, September 20, 1968

Mr Speaker: I am directed to inform your honorable body that the Senate on this day returned without further action:

AB No. 6

AB No. 15

LARRY D McCONNELL, Acting Secretary of the Senate  
By Richard A Robyn, Assistant Secretary

Senate Chamber, Sacramento, September 20, 1968

Mr Speaker I am directed to inform your honorable body that the Senate on this day returned without further action

ACA No. 1

LARRY D. McCONNELL, Acting Secretary of the Senate  
By Richard A Robyn, Assistant Secretary

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**REPORTS OF STANDING COMMITTEES**

**Committee on Engrossment and Enrollment**

Assembly Chamber, September 23, 1968

Mr. Speaker Your Committee on Engrossment and Enrollment has examined.

**Assembly Bill No. 8**—An act to amend Sections 6426, 11301, and 17303 5 of, and to add Sections 11301 and 17677 to, the Education Code, relating to property tax relief by providing state financial support for the public schools, and making an appropriation therefor;

**Assembly Bill No. 9**—An act to amend Section 17303 5 of the Education Code, relating to property tax relief through state financial support for public school districts;

And reports the same correctly enrolled, and presented to the Governor at 11 45 a m , September 23, 1968.

VEYSEY, Chairman

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**APPENDIX TO ASSEMBLY JOURNAL**  
**1968 FIRST EXTRAORDINARY SESSION**

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## TABLE OF CONTENTS

	Page
Appointment of Members to Write Arguments For and Against Measure to be Submitted to a Vote of the Electors-----	163
Text of Measure Which Has Been Approved by Both Houses of the Legislature, Together With the Votes Taken Thereon-----	164

**APPOINTMENT OF MEMBERS TO WRITE ARGUMENTS FOR  
AND AGAINST MEASURE TO BE SUBMITTED TO A VOTE  
OF THE ELECTORS**

Pursuant to the provisions of Sections 3555 and 3556 of the Elections Code, the following Member of the Assembly was appointed by Speaker Unruh to write arguments for Senate Constitutional Amendment No. 1, which will be submitted to a vote of the electors:

**Senate Constitutional Amendment No. 1—**

**Affirmative: Mr. Unruh**

**TEXT OF PROPOSED CONSTITUTIONAL AMENDMENT WHICH  
HAS BEEN APPROVED BY BOTH HOUSES OF THE LEGISLA-  
TURE, TOGETHER WITH THE YEAS AND NAYS TAKEN  
THEREON**

**SENATE CONSTITUTIONAL AMENDMENT NO. 1**

A resolution to propose to the people of the State of California an amendment to the Constitution of the state, by adding Section 1d to Article XIII thereof, relating to the homeowners' property tax exemption.

(Filed with Secretary of State September 20, 1968, Resolution Chapter 9 )

*Resolved by the Senate, the Assembly concurring*, That the Legislature of the State of California at its 1968 First Extraordinary Session commencing on the ninth day of September, 1968, 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 adding Section 1d to Article XIII thereof, to read:

Sec. 1d. The homeowners' property tax exemption shall apply to each dwelling, as defined by the Legislature, occupied by an owner thereof on the lien date as his principal place of residence. This exemption shall not apply to any dwelling if an owner thereof has been granted an exemption for the assessment year pursuant to Section 14, 14a or 14b of this article, nor shall it apply to any property which the Legislature, by general laws, excludes from the exemption by reason of the fact that the tax on such property is paid either in whole or in part, either directly or indirectly, by the state or any political subdivision thereof. Only one homeowners' property tax exemption shall apply to each dwelling.

There is exempt from taxation the amount of \$750 of the assessed value of the dwelling and this shall be known as the homeowners' property tax exemption. The amount of the exemption may be increased or decreased by the Legislature, a majority of all of the members elected to each of the two houses voting in favor thereof, but such exemption shall not be reduced below \$750 of such assessed value.

The Legislature shall provide by general laws for subventions to counties, cities and counties, cities, and districts in this state in an amount equal to the amount of revenue lost by each such county, city and county, city, and district by reason of the homeowners' property tax exemption. No increase by the Legislature in the homeowners' property tax exemption above the amount of \$750 shall be effective for any fiscal year, unless the Legislature increases the rate of state taxes in an amount sufficient to provide subventions, and shall provide subventions, during such fiscal year to each county, city and county, city and district in this state a sum equal to the amount of revenue lost by each by reason of such increase.

Any revenues subvented by the state to replace revenues lost by reason of the homeowners' property tax exemption may be used by a county, city and county, city, or district for state purposes or for

county, city and county, city, or district purposes, as the case may be.

Nothing in this Constitution shall constitute a limitation on the taxation of property, or on the bonding capacity of the state or of any city, city and county, county, or district, when based on a percentage of assessed or market value of property; provided, however, that the Legislature may establish maximum property tax rates and bonding limitations for units of local government.

For the 1968-1969 fiscal year only, the Legislature may effect the exemption by payment of \$70 to taxpayers in the manner specified in Senate Bill No. 8 of the 1968 First Extraordinary Session of the Legislature, the provisions of which are hereby ratified.

*And be it further resolved*, That there is a conflict within the meaning of subdivision (b) of Section 24 of Article IV of the Constitution between this measure and Proposition No. 9 and, therefore, as provided in that subdivision, if both measures are approved by the voters, the measure receiving the higher affirmative vote shall prevail.

#### **Yeas and Nays on Senate Constitutional Amendment No. 1**

*Excerpt from Senate Journal of September 17, 1968,  
page 86 (Senate adopts).*

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

**AYES**—Senators Alquist, Beilenson, Burgener, Burns, Carrell, Collier, Cologne, Coombs, Cusanovich, Danielson, Deukmejian, Dills, Dolwig, Kennick, Lagomarsino, Marks, Marler, McCarthy, Miller, Mills, Moscone, Petris, Richardson, Rodda, Schrade, Sherman, Short, Song, Stevens, Stern, Teale, Walsh, Way, Wedworth, and Whetmore—35.

**NOES**—Senators Bradley and Schmitz—2.

*Excerpt from Assembly Journal of September 19, 1968,  
page 130 (Assembly adopts).*

Resolution adopted by the following vote:

**AYES**—Badham, Bagley, Barnes, Bear, Bee, Belotti, Beverly, Biddle, Brathwaite, Briggs, Britschgi, Brown, Burke, Burton, Campbell, Chapie, Collier, Conrad, Cory, Crandall, Crown, Cullen, Davis, Deddeh, Dent, Duffy, Dunlap, Elliott, Fenton, Fong, Foran, Bill Greene, Leroy F. Greene, Hayes, Hinckley, Harvey Johnson, Ray E. Johnson, Karabian, Ketchum, Knox, Lanterman, MacDonald, McMillan, Meyers, Mihas, Miller, Mobley, Monagan, Moorhead, Moretti, Mulford, Murphy, Negri, Pattee, Porter, Powers, Priolo, Quimby, Ralph, Roberti, Russell, Ryan, Schabarum, Shoemaker, Sieroty, Stacey, Stull, Thomas, Townsend, Vasconcellos, Veneman, Veysey, Wakefield, Warren, Wilson, Z'berg, Zenovich, and Mr. Speaker—78

**NOES**—Gonsalves and McGee—2