
STATUTES OF CALIFORNIA

THIRD EXTRA SESSION OF THE FIFTY-THIRD LEGISLATURE

1940

BEGAN FRIDAY, SEPTEMBER THIRTEENTH
AND ADJOURNED FRIDAY, SEPTEMBER THIRTEENTH
NINETEEN HUNDRED FORTY

PROCLAMATION BY THE GOVERNOR
CONVENING THE LEGISLATURE IN
EXTRAORDINARY SESSION

EXECUTIVE DEPARTMENT,
STATE OF CALIFORNIA,
September 11, 1940.

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

I, Culbert L. Olson, Governor of the State of California, by virtue of the power and authority in me vested by Section 9, Article V of the Constitution of the State of California, do hereby convene the Legislature of the State of California to meet and assemble in extraordinary session, at Sacramento, California, on Friday, the thirteenth day of September, one thousand nine hundred forty, at two o'clock p.m. of said day, for the following purposes and to legislate upon the following subjects, to wit:

1. To consider and act upon an act providing an appropriation for the Ninety-second Fiscal Year to the Relief Administrator and Relief Commission for the relief of hardship and destitution due to and caused by unemployment to be expended by the Relief Administrator and Relief Commission in accordance with the provisions of the California Unemployment Relief Act of 1935 for the relief of persons qualifying thereunder.

2. To consider and act upon legislation providing for the establishment and organization in the executive department of the State Government of a California State Council of Defense, to be appointed by, and to act under the direction of, the Governor, in accordance with the plans of the Council of National Defense and its Advisory Commission and of other agencies of the United States Government, with power to plan for the mobilization of agricultural, industrial, communication and transportation facilities, for the preservation of the public peace, health, safety, and welfare, for the protection of individual rights and consumer interests, for the suppression of sabotage and subversive activities, to cooperate with similar agencies authorized to be established in the cities and counties, to formulate a program of State and local government participation in the National defense program, to gather and disseminate information in regard to such participation, to integrate State and local programs with the National program, to make adjustments necessary for the prompt assimilation and unification of such programs, and to coordinate properly governmental and private agencies in the defense effort; providing for participation in the work of the California State Council of Defense by members of the Legislature; and providing for an appropriation of money to the State Planning Board and to the California State Council of Defense in the executive department of the State Government for these purposes.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this eleventh day of September, A. D., one thousand nine hundred forty.

ATTEST:
PAUL PEEK,
Secretary of State.

CULBERT L. OLSON,
Governor of California.

[SEAL]

STATUTES OF CALIFORNIA

PASSED AT THE
THIRD EXTRA SESSION OF THE
FIFTY-THIRD LEGISLATURE

CHAPTER 1

An act to add Sections 3.2 and 3.8 to the Unemployment Relief Appropriation Act of 1940, relating to the money available for all forms of unemployment relief, declaring the urgency thereof, to take effect immediately.

Stats 1941,
p 122,
amended

[Approved by Governor September 14, 1940. Filed with Secretary of State September 14, 1940.]

In effect
immediately

The people of the State of California do enact as follows:

SECTION 1. Section 3.2 is hereby added to the act cited in the title, to read as follows: New section

Sec. 3.2. The sum of one million four hundred fifty thousand dollars (\$1,450,000) of the sum available for expenditure under subdivision (d) of Section 3 of this act for the third quarter of the Ninety-second Fiscal Year, or so much thereof as may be necessary, may be expended by the Relief Administrator and the Relief Commission during the remainder of the first quarter and during the second and third quarters of the Ninety-second Fiscal Year (in addition to money otherwise available during said quarters) for the purposes of this act. Appropriation
Unemployment relief

SEC. 2. Section 3.8 is hereby added to said act, to read as follows: New section

Sec. 3.8. (a) In lieu of the revolving fund of four hundred fifty thousand dollars (\$450,000) for Federal food stamp purposes established under Section 3.5 of this act, a revolving fund in the sum of one million dollars (\$1,000,000) is hereby created on the effective date of this section. This revolving fund hereby created shall be made available for use by the Relief Administrator during the first, second and third quarters of the Ninety-second Fiscal Year as a revolving fund where cash advances are necessary for the operation of the Federal food stamp plan. This sum of one million dollars (\$1,000,000) shall be made available by transfer by the Controller of three hundred fifty thousand dollars (\$350,000) from the Emergency Fund established by Item 212 of the Budget Act of 1939 and by transfer of six hundred fifty thousand dollars (\$650,000) from the money available for expenditure during the third quarter of the Ninety-second Fiscal Year under subdivision (d) of Section 3 of this act, to a special allotment for use as said revolving fund. Revolving
Fund:
Federal food
stamp

Stats 1939,
p 1855

Withdrawals may be made from said revolving fund without at the time furnishing vouchers and itemized statements therefor, but the Relief Administrator shall at any time on demand of the Controller account for any expenditures and substantiate them by vouchers and itemized statements. At the close of the third quarter of the Ninety-second Fiscal Year the money in the revolving fund created by this section shall be returned to the fund or funds from which the transfers were made.

(b) The revolving fund of four hundred fifty thousand dollars (\$450,000) for the Federal food stamp plan, established by Section 35 of this act, is hereby abolished and the money in said fund shall be returned to the fund or funds from which it was taken to establish the said revolving fund. This section does not affect the revolving fund of twenty-five thousand dollars (\$25,000) established by Section 3.5.

Urgency SEC. 3. This act is hereby declared to be an urgency measure, necessary for the immediate preservation of the public peace, health and safety within the meaning of Section 1 of Article IV of the Constitution and as such shall take effect immediately. The facts constituting such necessity are as follows:

The money available for unemployment relief is about to be totally expended and it is necessary that additional funds be made available immediately for unemployment relief and the operation of the Federal food stamp plan in connection therewith. Unless this act providing immediate funds takes effect immediately relief operations will have to be suspended at a time when the need is great, which will result in untold hardship and suffering to a great number of persons receiving relief in this State at this time, and will cause serious unrest throughout the State.

CONCURRENT RESOLUTIONS

THIRD EXTRA SESSION, 1940

CONCURRENT RESOLUTIONS

ADOPTED AT THE THIRD EXTRA SESSION OF THE FIFTY-THIRD LEGISLATURE

CHAPTER 1

Senate Concurrent Resolution No. 1—Relative to the construction of a viaduct between Sacramento and North Sacramento, California.

[Filed with Secretary of State September 17, 1940.]

WHEREAS, The present highway between Sacramento and North Sacramento, California, is subject to flooding during the annually recurring high water period; and

Viaduct
between
Sacramento
and North
Sacramento

WHEREAS, Such flooding virtually cuts off the Air Corps Supply and Repair Depot at North Sacramento from the San Francisco Bay area during stormy seasons, clogs traffic to and from the depot and seriously obstructs the National defense; and

WHEREAS, The Secretary of War of the United States has requested the Governor of the State of California to expedite construction of a viaduct to carry highway traffic from the American River Bridge on Auburn Boulevard to a point beyond the levee protecting North Sacramento in order to eliminate the interference caused by floods to operations at the depot; and

WHEREAS, It is estimated that the cost of a viaduct such as is requested by the Secretary of War of the United States would be in the neighborhood of six hundred thousand dollars (\$600,000); and

WHEREAS, The Governor and the Director of Public Works of this State are referring the matter to the California Highway Commission with recommendations for favorable action; now, therefore, be it

Resolved by the Senate of the State of California, the Assembly thereof concurring, That the California Highway Commission is hereby requested to investigate the possibility of finding ways and means of financing the construction of such a viaduct and to commence the construction thereof at the earliest possible moment and to report its findings and actions to the Senate and to the Assembly at the next regular (fifty-fourth) session of the Legislature; and be it further

Resolved, That the Secretary of the Senate is hereby directed to transmit a copy of this resolution to the California Highway Commission, through its secretary.

CHAPTER 2

Senate Concurrent Resolution No. 2—Relative to adjournment sine die of the Third Extraordinary Session of the Fifty-third Legislature of the State of California.

[Filed with Secretary of State September 17, 1940.]

Adjournment
sine die *Resolved by the Senate of the State of California, the Assembly thereof concurring, That the Third Extraordinary Session of the Fifty-third Legislature of the State of California, which convened at 2 o'clock p.m. on the thirteenth day of September, 1940, pursuant to a proclamation issued by the Governor of the State of California under date of September 12, 1940, shall adjourn sine die at 9 o'clock p.m., September 13, 1940.*