

SUMMARY DIGEST

of

Statutes Enacted and Resolutions Adopted

Including Proposed Constitutional Amendments

and

Table of Sections Affected



CALIFORNIA LEGISLATURE

1968 First Extraordinary Session

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Secretary of the Senate

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PREFACE

Digest

The *Summary Digest* consists of a short summary of each law enacted, and each constitutional amendment or concurrent resolution adopted. Except as indicated, each digest is the Legislative Counsel's digest which appeared on the face of the legislative measure when placed on final passage by both houses.

Cross-reference Tables

The text of the summary is arranged numerically by chapters.

Cross-reference tables are included which designate chapter number of each legislative measure enacted by bill number or resolution number.

Index

A subject matter index to all measures including constitutional amendments and resolutions is included.

Sections Affected by 1968 Legislation

This edition of the *Summary Digest* includes a table of sections affected by laws enacted. This table shows each change made in existing law by listing each code section or general law affected by legislative action at the 1968 First Extraordinary Session. The table cites both bill number and chapter number by which the existing law was affected.

ABBREVIATIONS

SB	-----	Senate Bill
AB	-----	Assembly Bill
SCA	-----	Senate Constitutional Amendment
SCR	-----	Senate Concurrent Resolution
ACR	-----	Assembly Concurrent Resolution
Sec.	-----	Section
Art.	-----	Article
Ch.	-----	Chapter
Res. Ch.	-----	Resolution Chapter
Pt.	-----	Part
Div.	-----	Division
C C P	-----	Code of Civil Procedure
Ed C	-----	Education Code
Gov C	-----	Government Code
Lab C	-----	Labor Code
R & T C	-----	Revenue and Taxation Code
S & H C	-----	Streets and Highways Code
U I C	-----	Unemployment Insurance Code

NOTES ON EFFECTIVE DATES

The 1968 First Extraordinary Session convened on September 9, 1968, and adjourned sine die September 20, 1968. Statutes, other than those taking immediate effect, take effect on December 20, 1968. Digests note statutes taking effect by "*in effect immediately.*"

The effective date of a concurrent resolution is the date it is filed with the Secretary of State.

SUMMARY DIGEST
of
STATUTES ENACTED
1968 FIRST EXTRAORDINARY SESSION

BILL CHAPTERS

Ch. 1 (SB 8) MILLER Adds, amends, repeals various secs., Ed.C., Gov.C., R. & T.C., and Gen. Laws, re homeowners' property tax relief.

Exempts household furnishings and personal effects and 15 percent of the value of business inventories from property taxation and exempts \$750 of the assessed value of various dwellings occupied by an owner thereof on the lien date. Provides that the exemption shall first be applied to structures or other shelters and that the excess, if any, shall be applied to the land on which they are located. Makes exemption for dwellings, as well as many other provisions of the enactment, contingent upon the approval of the voters of Senate Constitutional Amendment No. 1 of the 1968 First Extraordinary Session of the Legislature.

Changes provisions which would cause the rate of the state's sales and use tax to be reduced from 4 to 3½ percent on October 1, 1968, to provide that the rate shall be so reduced on July 1, 1969, but only if Senate Constitutional Amendment No. 1 fails to win voter approval.

Provides that no assistance shall be granted under the Senior Citizens Property Tax Assistance Law if any member of the claimant's household receives public assistance for property taxes, rather than reducing such senior citizens assistance by that portion of public assistance specifically allowed for property tax obligations. Allocates \$1,500,000 to the State Department of Social Welfare to provide for the unmet shelter needs of recipients of public assistance.

Places Senate Constitutional Amendment No. 1 on the general election ballot of November 5, 1968.

Makes provision for local entities of government to exceed, by specified amounts, maximum tax rates established by law in order to offset loss of revenue due to exemption of household furnishings and personal effects.

States that most persons who do not itemize deductions on their personal income tax returns do not own real property and increases the standard deduction from \$500 to \$1000 for single persons and from \$1000 to \$2000 for married couples. Declares that the purpose of the increase in the standard deduction is to provide compensatory tax relief for tenants. Makes various conforming changes in the Personal Income Tax Law.

Appropriates various sums from the Homeowner's Property Tax Relief Fund, which the enactment creates and funds, the Property Tax Relief Fund and the General Fund as stated, including subventions to counties and payments of \$70 to qualified homeowners, which payments are in lieu of the homeowner's property tax exemption for the 1968-69 fiscal year.

In effect immediately.

Ch. 2 (SB 19) DANIELSON Amends Sec. 19532, R. & T.C., re senior citizens tax relief.

Extends deadline for filing claim for senior citizens property tax relief from August 31 to October 15.

In effect immediately.

Ch. 3 (AB 12) LANTERMAN Amends, adds, repeals various secs., Gov.C., S. & H.C., re highway relocation assistance.

Repeals existing provisions re relocation assistance in connection with state highway construction.

Provides that the Department of Public Works may compensate a displaced person for his actual and reasonable expense in moving himself, family, business or farm operation, including moving personal property.

Provides that a displaced person who moves from a dwelling may receive, at his option, in lieu of his actual and reasonable moving expense, up to \$200 in moving expense in addition to a \$100 dislocation allowance. Provides that in lieu of actual moving expense, an allowance equal to the average and reasonable annual net earnings, not to exceed \$5,000, of a business or farm may be made to the displaced owner, at his option.

Permits an additional payment of up to \$5,000 to an owner-occupant of a dwelling, or up to \$1,500 to a tenant, to enable the displaced owner or tenant to acquire a comparable dwelling.

Provides that such payments shall not be deducted from the amount of aid payable to a public assistance recipient.

Makes related changes.

Declares that provisions are to be known as the California Legislature Highway Relocation Assistance Act of 1968.

In effect immediately.

Ch. 4 (AB 1) FENTON Amends and adds various secs., Lab.C., re workmen's compensation.

Provides that injury, for purposes of workmen's compensation law, may be "specific" or "cumulative," as defined.

Provides that when disability, need for medical treatment, or death results from combined effects of two or more injuries, either specific or cumulative, or both, all questions of fact and law shall be separately determined with respect to each such injury.

Excludes from average weekly earnings the cost or the market value of any savings, wage continuation, wage replacement, or stock acquisition program, or of any employee benefit programs for which the employer pays or contributes to persons other than the employee or his family.

Increases maximum temporary disability benefit from \$70 to \$87.50 per week, death benefit in total dependency cases from \$17,500 to \$20,000 for dependents generally and from \$20,000 to \$23,000 for surviving widows with dependent children, and benefit for burial expenses from \$600 to \$1,000 generally and from \$300 to \$700 for disaster service workers.

Provides that no injury, whether specific or cumulative, shall merge into or form 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 causing or contributing to existing disability, need for medical treatment, or death.

To become operative January 1, 1969.

Ch. 5 (AB 3) ZENOVICH Amends Secs. 2655 and 3271, and adds Secs. 2604.5 and 2706.1, U.I.C., re disability benefits.

Increases maximum weekly disability benefit from \$80 to \$87.

Requires a first claim for disability benefits to be filed, together with a certificate on a form furnished by the Department of Employment, no later than the 20th day following the first compensable day of unemployment and disability for which claim is made. Authorizes filing of a completed claim if a first claim is not complete. Provides that time of filing may be extended on showing of good cause.

Specifies that such increase in the maximum weekly disability benefit amount shall be applicable with respect to periods of disability commencing on or after January 1, 1969, and shall not be applicable with respect to periods of disability commencing prior to this date.

Requires Director of Employment to make certain studies and determinations and to report to the Legislature regarding amendments proposed in SB 633, 1968 Regular Session.

Extends from January 1, 1968, to January 1, 1971, the time in which the Director of Employment is required to approve amendments to voluntary disability insurance plans, if specified standards are met.

Ch. 6 (AB 4) BEAR Adds Sec. 129, C.C.P., re autopsy photographs.

Provides that no copy, reproduction, or facsimile of any kind shall be made of any photograph, negative, or print of a body or a portion thereof taken in the course of a post mortem examination or autopsy made or caused to be made by the coroner, with specified exceptions relating to certain criminal cases, law enforcement, good cause shown, or science.

In effect immediately.

Ch. 7 (AB 9) LEROY F. GREENE Amends Sec. 17303.5, Ed.C., re property tax relief: schools.

Revises allocation of fiscal year appropriation to State School Fund to include a \$3.50 allowance per statewide a.d.a. for educationally handicapped minors.

Specifies that provisions of act constitute "property tax relief."

Specifies that act shall be deemed operative for entire 1968-1969 fiscal year.

RESOLUTION CHAPTERS

- Res. Ch. 1 (ACR 1) CHAPPIE 1968 Olympic Team.**
Commends the 1968 Olympic Team and wishes them success at the XIX Olympiad to be held in Mexico City beginning October 12, 1968.
- Res. Ch. 2 (ACR 2) CHAPPIE Angelo Noce Week.**
Request the Governor to proclaim October 6 to 13 as Angelo Noce Week.
- Res. Ch. 3 (ACR 3) BARNES Cabrillo Festival Week.**
Proclaims the week of September 23 through September 29 as Cabrillo Festival Week and encourages citizens to pay tribute to Juan Rodriguez Cabrillo.
- Res. Ch. 4 (ACR 4) POWERS McGeorge School of Law.**
Congratulates the McGeorge School of Law of the University of the Pacific on the occasion of the celebration commemorating the school's 45th anniversary.
- Res. Ch. 5 (ACR 6) BEE Contribution of Mexican-Americans.**
Recognizes the role that the ancestors of this state's Mexican-American citizens played in struggle for independence from Spain.
- Res. Ch. 6 (SCR 3) STIERN The retirement of W. R. "Ralph" Currie.**
Expresses the personal esteem of the members for W. R. "Ralph" Currie, and their heartfelt sentiments upon his retirement as chief financial economist for the Budget Division of the State Department of Finance.
- Res. Ch. 7 (SCR 1) COOMBS Designation of state highway.**
Officially designates State Highway Route 40, between Barstow and the Arizona state line, which runs through the City of Needles, as the Needles Freeway.
- Res. Ch. 8 (SCR 5) KENNICK Relative to routing of Century Freeway.**
Relative to rehearing on the routing of Route 105 (Century) Freeway through City of Lynwood.
- Res. Ch. 9 (SCA 1) MILLER Adds Sec. 1d, Art. XIII, Cal. Const., re homeowners' property tax relief.**
Establishes the homeowners' property tax exemption for each dwelling, as defined by the Legislature, occupied by the owner thereof on the lien date as his principal place of residence in the amount of \$750 of assessed value of the dwelling. Authorizes the Legislature, by a majority vote, to increase or decrease the amount of the exemption but not below \$750. Specified that the Legislature shall provide for subventions to counties, cities and counties, cities and districts to compensate for revenues lost by reason of the homeowners' property tax exemption and provides that no increase in the exemption above \$750 shall be effective for any fiscal year unless the Legislature increases state taxes in an amount sufficient to compensate local government for revenues lost by reason of such increase.
Excludes property from the exemption, if the owner has been granted an exemption as a veteran, blind veteran or disabled veteran and authorizes the Legislature to exclude other property if all or part of the tax on such property is paid by the state or any political subdivision thereof, either directly or indirectly.
Specifies that any revenues subvented to local government by the state to replace revenues lost by reason of the homeowners' property tax exemption may be used by local government for state or local purposes.
Provides that nothing in the Constitution shall constitute a limitation on the taxation of property or on the bonding capacity of government, when based on a percentage or market value of property; provided, however, that the Legislature may establish maximum property tax rates and bonding limitations for units of local government.
Specifies that this measure and Proposition 9 on the ballot on the November election conflict and if both measures are approved by the electorate, the one receiving the higher vote shall prevail.

Authorizes Legislature, for 1968-69 fiscal year only, to effect exemption by reimbursement of \$70 in manner specified in SB 8 of 1968 First Extraordinary Session.

Res. Ch. 10 (SCR 4) SCHMITZ Appointment of Eldridge Cleaver.

Censures Regents and President of University of California and Chancellor and Academic Senate of University of California at Berkeley for approving appointment of Eldridge Cleaver as lecturer.

Res. Ch. 11 (SCR 6) STIERN Retirement of Frank E. Caine.

Commends Frank E. Caine on his retirement from state service.

Res. Ch. 12 (SCR 7) BURNS Legislature: adjournment sine die.

Adjourns 1968 First Extraordinary Session at 5 o'clock p.m. on September 20, 1968.

Res. Ch. 13 (SCR 2) CARRELL Sylmar Park lands.

Requests Director of Parks and Recreation to conduct feasibility study of state lands situate at Hubbard and Eldridge Streets, Sylmar, California, re inclusion in state park system, and to report to Legislature at 1969 Regular Session.

Requests Director of General Services to remove such property from list of surplus lands to be offered for public sale pending results of feasibility study.

CROSS-REFERENCE TABLE

ASSEMBLY BILLS

Assembly Bill 1 3	Chapter 4 5	Assembly Bill 4 9	Chapter 6 7	Assembly Bill 12	Chapter 3
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SENATE BILLS

Senate Bill 8	Chapter 1	Senate Bill 19	Chapter 2
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ASSEMBLY CONCURRENT RESOLUTIONS

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SENATE CONSTITUTIONAL AMENDMENT

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SENATE CONCURRENT RESOLUTIONS

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BILLS VETOED BY GOVERNOR

Assembly Bill 8

TABLE OF SECTIONS AFFECTED

1968 FIRST EXTRAORDINARY SESSION

SECTIONS AFFECTED BY 1968 FIRST EXTRAORDINARY SESSION

Ad = Added
Am = Amended
R = Repealed
S = Supplemented

CODE OF CIVIL PROCEDURE

Section	Bill No.	Chapter No.	Effect	Section	Bill No.	Chapter No.	Effect
129	AB	4	6	Ad*			

EDUCATION CODE

Section	Bill No.	Chapter No.	Effect	Section	Bill No.	Chapter No.	Effect		
17303.5	AB	9	7	Am ¹¹¹⁸	20951	AB	9	7	S ¹¹¹⁶
17910	SB	8	1	Ad*	21001	AB	9	7	S ¹¹¹⁸
20816	SB	8	1	Ad					

GOVERNMENT CODE

Section	Bill No.	Chapter No.	Effect	Section	Bill No.	Chapter No.	Effect		
15952	AB	12	3	Am*	29100.5	SB	8	1	Ad ¹¹⁹⁰
15956	AB	12	3	Am*					

LABOR CODE

Section	Bill No.	Chapter No.	Effect	Section	Bill No.	Chapter No.	Effect		
3208.1	AB	1	4	Ad ¹⁰⁸⁸	4460	AB	1	4	Am ¹⁰⁸⁸
3208.2	AB	1	4	Ad ¹⁰⁸⁸	4701	AB	1	4	Am ¹⁰⁸⁸
4368	AB	1	4	Am ¹⁰⁸⁸	4702	AB	1	4	Am ¹⁰⁸⁸
4453	AB	1	4	Am ¹⁰⁸⁸	4707	AB	1	4	Am ¹⁰⁸⁸
4454	AB	1	4	Am ¹⁰⁸⁸	5303	AB	1	4	Am ¹⁰⁸⁸

* Immediate effect.

¹⁰⁸⁸ Operative on January 1, 1969.

¹¹¹⁶ Operative for entire 1968-1969 fiscal year.

¹¹⁹⁰ Operative November 5, 1968.

REVENUE AND TAXATION CODE

Section	Bill No.	Chapter No.	Effect	Section	Bill No.	Chapter No.	Effect
129	SB	8	1 Ad ¹²⁰⁷	6052.5	SB	8	1 Am, S (as
210	SB	8	1 Am ¹²⁰⁷				am by
218	SB	8	1 Ad, S ¹²⁰⁷				Stats.
219	SB	8	1 Ad, S ¹²⁰⁷				1968, Ch.
224	SB	8	1 Ad ¹²⁰⁷				940, Sec.
251	SB	8	1 Am (as				4.5) ⁸²
			am by				R (as am
			Stats.				by Stats.
			1968, Ch.				1968, Ch.
			279) ¹²⁰⁷				408)*
254	SB	8	1 Am ¹²⁰⁷	6201	SB	8	1 Am (as am
257.1	SB	8	1 Ad ¹²⁰⁷				by Stats.
401	SB	8	1 Am*				1968, Ch.
471	SB	8	1 Ad ¹²⁰⁷				408) ⁸²
2611.6	SB	8	1 Am ¹²⁰⁷	17171	SB	8	1 Am ^{1208, 1209}
6051	SB	8	1 Am (as	17204	SB	8	1 Am ^{1206, 1208}
			am by	18401	SB	8	1 Am ^{1206, 1209}
			Stats.	18402	SB	8	1 Am ^{1206, 1209}
			1968, Ch.	18405	SB	8	1 Am ^{1206, 1209}
			408) ⁸²	18410.6	SB	8	1 Am ^{1208, 1209}
				19507	SB	8	1 Am ^{1211, 1209}
				19524	SB	8	1 Am, S* ¹²¹⁰
				19532	SB	19	2 Am*

STREETS AND HIGHWAYS CODE

Section	Bill No.	Chapter No.	Effect	Section	Bill No.	Chapter No.	Effect
103.8	AB	12	3 R*	157.5	AB	12	3 Ad*
103.9	AB	12	3 R*	158	AB	12	3 Ad*
135.1	AB	12	3 R*	158.5	AB	12	3 Ad*
135.2	AB	12	3 R*	159	AB	12	3 Ad*
156	AB	12	3 Ad*	159.3	AB	12	3 Ad*
156.5	AB	12	3 Ad*	159.5	AB	12	3 Ad*
157	AB	12	3 Ad*	159.6	AB	12	3 Ad*

UNEMPLOYMENT INSURANCE CODE

Section	Bill No.	Chapter No.	Effect	Section	Bill No.	Chapter No.	Effect
2604.5	AB	3	5 Ad ¹¹⁹⁸	2706.1	AB	3	5 Ad
2655	AB	3	5 Am ¹¹⁹⁹	3271	AB	3	5 Am ¹²⁰⁴

* Immediate effect.

⁸² Not operative.

¹¹⁹⁸ Report to Governor and Legislature not later than March 31, 1969, re cost to disability fund

¹¹⁹⁹ Applicable to periods of disability commencing on and after January 1, 1969

¹²⁰⁴ Until January 1, 1971, allows approval of certain amendments to voluntary plans of unemployment compensation disability benefits.

¹²⁰⁷ Operative on lien date in 1969.

¹²⁰⁸ Provisions affecting personal income taxes applicable in computation of taxes for income years beginning on and after January 1, 1968.

¹²⁰⁹ Operative November 5, 1968.

¹²¹⁰ Applicable to claims filed for property tax assistance for fiscal years ending on and after June 30, 1968.

¹²¹¹ Applicable to claims filed for property tax assistance for fiscal years ending on and after June 30, 1969.

STATUTES OTHER THAN CODES

Statute Affected Chapter	Bill No	Chapter No	Effect	Statute Affected Chapter	Bill No	Chapter No	Effect		
1967				1968					
963	SB	8	1	S 152 ¹²⁰⁰	408	AB	9	7	S 4 ¹¹¹⁶
1209	SB	8	1	R 63 ¹¹⁰⁴	940	SB	8	1	R 21*
				R 64 (as	1318	SCR	2	R 13#	S
				am by					
				Stats.					
				1968, Ch.					
				408)*					
	AB	9	7	S 64 ¹¹¹⁶					

* Immediate effect.

Resolution chapter.

¹¹¹⁶ Operative for entire 1968-1969 fiscal year.

¹¹⁰⁴ Operative at 12 o'clock p.m. on September 30, 1968

¹²⁰⁰ Operative November 5, 1968.

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ERRATA

The following insertions, deletions and corrections are necessary to remedy defects in Tables of Sections Affected, which commence on page 291 of the 1969 Summary Digest.

Section	Bill No	Chapter No	Effect	Section	Bill No.	Chapter No	Effect
EDUCATION CODE				HARBORS AND NAVIGATION CODE			
Delete—				Insert—			
6425	AB 606	784	S* 19 123	704	AB 538	406	Am
Correction—				Insert—			
6751.1	AB 606	784	Ad, S* 19	6241.1	AB 814	413	Ad
Correction—				HEALTH AND SAFETY CODE			
6752.1	AB 606	784	Ad, S* 19	Delete—			
Correction—				704	AB 538	406	Am
6752.2	AB 606	784	Ad, S* 19	Delete—			
Insert—				6241.1	AB 814	413	Ad
6902.05	AB 606	784	Ad, S* 19	Correction—			
Correction—				Div. 12,			
6903.2	AB 606	784	Ad, S* 19	Pt. 2,			
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10956	AB 140	1368	Ad (RN) 53	Art. 4,			
Correction—				(heading)	SB 138	39	Am & RN
11003	AB 606	784	Am, S* 19 74	PUBLIC UTILITIES CODE			
Correction—				Insert—			
13893	AB 1728	896	Ad ¹⁹⁷ 212	2754.1	AB 328	162	Ad*
Correction—				REVENUE AND TAXATION CODE			
14001	AB 1728	896	R & Ad ⁵³ 212	Delete—			
Insert—				5294	SB 316	1362	Am ²³ , S ¹⁴⁶
21800	AB 2056	600	Am*	STREETS AND HIGHWAYS CODE			
Delete—				Insert—			
28100	AB 2056	600	Am*	5294	SB 316	1362	Am ²³ , S ¹⁴⁶
ELECTIONS CODE				WATER CODE			
Delete—				Delete—			
22540	AB 1676	438	Am	12949.5	SB 130	68	R (as Ad by Stats. 1965, Ch. 991)
Insert—				FINANCIAL CODE			
23540	AB 1676	438	Am	Correction—			
FINANCIAL CODE				13030	AB 687	409	Ad ²⁴²
Insert—				Correction—			
8404	AB 763	612	R	13031	AB 687	409	Ad ²⁴³
GOVERNMENT CODE				Correction—			
Correction—				13032	AB 687	409	Ad ²⁴³
6904	AB 968	1370	Am ⁵³	Correction—			
Insert—				13033	AB 687	409	Ad ²⁴²
8373	SB 1115	1161	R	Correction—			
Correction—				13169	AB 687	409	Ad ²⁵
9359.11	AB 1868	776	S* 184	WELFARE AND INSTITUTIONS CODE			
Correction—				Correction—			
9359.12	AB 1868	776	S* 184	6002	AB 986	722	Am* 21
Delete—				WELFARE AND INSTITUTIONS CODE			
11559.5	SB 363	1599	R	WELFARE AND INSTITUTIONS CODE			
Correction—				WELFARE AND INSTITUTIONS CODE			
31558.1	AB 776	1247	Am ²⁴¹	WELFARE AND INSTITUTIONS CODE			

* Effective immediately.

¹⁹ Operative for entire 1969-1970 fiscal year.

²¹ Operative on July 1, 1969.

²³ Operative on January 1, 1970.

²⁵ Operative January 1, 1971.

⁷⁴ No force or effect after June 30, 1971.

⁵³ Not operative

¹³⁴ Provisions control over conflicting provisions of Section 9359.1.

¹⁴⁶ See Sec 12 of Ch re conflicting provisions.

¹⁹⁷ Ceases to be operative June 30, 1973.

²¹² See Sec 4 of Ch re prior prevailing enactments.

²⁴¹ Operative only until April 1, 1970.

²⁴² Operative until January 1, 1970