

**Volume 1**

# **STATUTES OF CALIFORNIA**

**AND DIGESTS OF MEASURES**

**1991**

**Constitution of 1879 as Amended**

**General Laws, Amendments to the Codes,  
and Resolutions passed by the  
California Legislature**

**1991-92 Regular Session**



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# CONTENTS

	<i>Page of Statutes</i>
Effective Dates.....	A-5
Constitution of the State of California and Index.....	A-9
List of Officers.....	A-213
Table of Laws Enacted, 1991.....	A-227
Table of Resolutions Adopted, 1991.....	A-239
Text of Statutes and Code Amendments, 1991.....	3
Text of Resolutions, 1991.....	6025

	<i>Page of Summary Digest</i>
Statute Digests	
Regular Session, 1991.....	3
Resolution Digests	
Regular Session, 1991.....	591
Cross Reference Tables (Chapter Number of Bills)	
Regular Session, 1991.....	633
Regular Session Vetoed Bill List, 1991.....	643
New General Laws, 1989–1991.....	647
Index to Statutes Enacted and Measures Adopted in 1991.....	655
Statutory Record, 1989–1991.....	S-5

## APPENDIX

County, City, and City and County Charters and Charter Amendments.....	7
Governor's Reorganization Plan No. 1 of 1991.....	GRP 1





## EFFECTIVE DATES

### Regular Session

The 1991-92 Regular Session convened on December 3, 1990, and the interim study recess commenced on September 23, 1991. Statutes enacted in 1991, other than those taking immediate effect, will become effective January 1, 1992.

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

An initiative statute or referendum or a constitutional amendment proposed by the Legislature and adopted by the people takes effect the day after the election unless the measure provides otherwise.

*Statutes Which Take Effect Immediately.* An urgency statute, and a statute calling an election, providing for a tax levy, or making an appropriation for the usual current expenses of the state may take effect immediately. Such a statute becomes *effective* on the date it is filed with the Secretary of State.

*Operative Date.* The provisions of a statute normally become operative on the date it takes effect. However, any statute may, by its own terms, delay the *operation* of its provisions until the happening of some contingency or until a specified time. Also, a later statute or a general provision in a particular code may delay the operation of a statute to a time after its effective date.



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# **CONSTITUTION OF THE STATE OF CALIFORNIA**

**1879**

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# CONSTITUTION OF THE STATE OF CALIFORNIA\*

AS AMENDED AND IN FORCE NOVEMBER 6, 1990

## PREAMBLE

We, the People of the State of California, grateful to Almighty God for our freedom, in order to secure and perpetuate its blessings, do establish this Constitution.

## ARTICLE I

### DECLARATION OF RIGHTS

SECTION 1. [*Repealed November 5, 1974. See Section 1, below.*]

#### [*Inalienable Rights*]

SECTION 1. All people are by nature free and independent and have inalienable rights. Among these are enjoying and defending life and liberty, acquiring, possessing, and protecting property, and pursuing and obtaining safety, happiness, and privacy. [*New section adopted November 5, 1974.*]

SEC. 2. [*Repealed November 5, 1974. See Section 2, below.*]

#### [*Liberty of Speech and of the Press—Newspersons' Refusal to Disclose Information Sources Not Adjudged in Contempt*]

SEC. 2. (a) Every person may freely speak, write and publish his or her sentiments on all subjects, being responsible for the abuse of this right. A law may not restrain or abridge liberty of speech or press.

(b) A publisher, editor, reporter, or other person connected with or employed upon a newspaper, magazine, or other periodical publication, or by a press association or wire service, or any person who has been so connected or employed, shall not be adjudged in contempt by a judicial, legislative, or administrative body, or any other body having the power to issue subpoenas, for refusing to disclose the source of any information procured while so connected or employed for publication in a newspaper, magazine or other periodical publication, or for refusing to disclose any unpublished information obtained or prepared in gathering, receiving or processing of information for communication to the public.

Nor shall a radio or television news reporter or other person connected with or employed by a radio or television station, or any person who has been so connected or employed, be so adjudged in contempt for refusing to disclose the source of any information procured while so connected or employed for news or news commentary purposes on radio or television, or for refusing to disclose any unpublished informa-

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\* Adopted by the people on May 7, 1879. For effective date, see Art. XXII, Sec. 12, as adopted. Certain spelling and capitalization variances reflect State Printer's style in effect at time of adoption of amendments.

tion obtained or prepared in gathering, receiving or processing of information for communication to the public.

As used in this subdivision, "unpublished information" includes information not disseminated to the public by the person from whom disclosure is sought, whether or not related information has been disseminated and includes, but is not limited to, all notes, outtakes, photographs, tapes or other data of whatever sort not itself disseminated to the public through a medium of communication, whether or not published information based upon or related to such material has been disseminated. [*As amended June 3, 1980.*]

SEC. 3. [*Repealed November 7, 1972. See Section 3, below.*]

[*Right to Assemble and to Petition*]

SEC. 3. The people have the right to instruct their representatives, petition government for redress of grievances, and assemble freely to consult for the common good. [*New section adopted November 5, 1974.*]

SEC. 4. [*Repealed November 5, 1974. See Section 4, below.*]

[*Liberty of Conscience*]

SEC. 4. Free exercise and enjoyment of religion without discrimination or preference are guaranteed. This liberty of conscience does not excuse acts that are licentious or inconsistent with the peace or safety of the State. The Legislature shall make no law respecting an establishment of religion.

A person is not incompetent to be a witness or juror because of his or her opinions on religious beliefs. [*New section adopted November 5, 1974.*]

SEC. 5. [*Repealed November 5, 1974. See Section 5, below.*]

[*The Military*]

SEC. 5. The military is subordinate to civil power. A standing army may not be maintained in peacetime. Soldiers may not be quartered in any house in wartime except as prescribed by law, or in peacetime without the owner's consent. [*New section adopted November 5, 1974.*]

SEC. 6. [*Repealed November 5, 1974. See Section 6, below.*]

[*Slavery Prohibited*]

SEC. 6. Slavery is prohibited. Involuntary servitude is prohibited except to punish crime. [*New section adopted November 5, 1974.*]

SEC. 7. [*Repealed November 5, 1974. See Section 7, below.*]

[*Due Process of Law—Use of Pupil School Assignment or Pupil Transportation*]

SEC. 7. (a) A person may not be deprived of life, liberty, or property without due process of law or denied equal protection of the laws; provided, that nothing contained herein or elsewhere in this Constitution imposes upon the State of California or any public entity, board, or

official any obligations or responsibilities which exceed those imposed by the Equal Protection Clause of the 14th Amendment to the United States Constitution with respect to the use of pupil school assignment or pupil transportation. In enforcing this subdivision or any other provision of this Constitution, no court of this State may impose upon the State of California or any public entity, board, or official any obligation or responsibility with respect to the use of pupil school assignment or pupil transportation, (1) except to remedy a specific violation by such party that would also constitute a violation of the Equal Protection Clause of the 14th Amendment to the United States Constitution, and (2) unless a federal court would be permitted under federal decisional law to impose that obligation or responsibility upon such party to remedy the specific violation of the Equal Protection Clause of the 14th Amendment of the United States Constitution.

Except as may be precluded by the Constitution of the United States, every existing judgment, decree, writ, or other order of a court of this State, whenever rendered, which includes provisions regarding pupil school assignment or pupil transportation, or which requires a plan including any such provisions shall, upon application to a court having jurisdiction by any interested person, be modified to conform to the provisions of this subdivision as amended, as applied to the facts which exist at the time of such modification.

In all actions or proceedings arising under or seeking application of the amendments to this subdivision proposed by the Legislature at its 1979-80 Regular Session, all courts, wherein such actions or proceedings are or may hereafter be pending, shall give such actions or proceedings first precedence over all other civil actions therein.

Nothing herein shall prohibit the governing board of a school district from voluntarily continuing or commencing a school integration plan after the effective date of this subdivision as amended.

In amending this subdivision, the Legislature and people of the State of California find and declare that this amendment is necessary to serve compelling public interests, including those of making the most effective use of the limited financial resources now and prospectively available to support public education, maximizing the educational opportunities and protecting the health and safety of all public school pupils, enhancing the ability of parents to participate in the educational process, preserving harmony and tranquility in this State and its public schools, preventing the waste of scarce fuel resources, and protecting the environment.

*[Privileges and Immunities]*

(b) A citizen or class of citizens may not be granted privileges or immunities not granted on the same terms to all citizens. Privileges or immunities granted by the Legislature may be altered or revoked.  
*[As amended November 6, 1979.]*

SEC. 8. [*Repealed November 8, 1966. See Section 8, below.*]

[*Sex, Race, Etc., Not a Disqualification for Business*]

SEC. 8. A person may not be disqualified from entering or pursuing a business, profession, vocation, or employment because of sex, race, creed, color, or national or ethnic origin. [*Former Section 18 of Article XX, as renumbered and amended November 5, 1974.*]

SEC. 9. [*Repealed November 5, 1974. See Section 9, below.*]

[*Bill of Attainder—Ex Post Facto Law—Obligation of Contract*]

SEC. 9. A bill of attainder, ex post facto law, or law impairing the obligation of contracts may not be passed. [*New section adopted November 5, 1974.*]

SEC. 10. [*Repealed November 5, 1974. See Section 10, below.*]

[*Detention of Witnesses—No Imprisonment for Debt*]

SEC. 10. Witnesses may not be unreasonably detained. A person may not be imprisoned in a civil action for debt or tort, or in peacetime for a militia fine. [*New section adopted November 5, 1974.*]

SEC. 11. [*Repealed November 5, 1974. See Section 11, below.*]

[*Suspension of Habeas Corpus*]

SEC. 11. Habeas corpus may not be suspended unless required by public safety in cases of rebellion or invasion. [*New section adopted November 5, 1974.*]

SEC. 12. [*Repealed November 5, 1974. See Section 12, below.*]

[*Bail—Release on Own Recognizance*]

SEC. 12. A person shall be released on bail by sufficient sureties, except for:

(a) Capital crimes when the facts are evident or the presumption great;

(b) Felony offenses involving acts of violence on another person when the facts are evident or the presumption great and the court finds based upon clear and convincing evidence that there is a substantial likelihood the person's release would result in great bodily harm to others; or

(c) Felony offenses when the facts are evident or the presumption great and the court finds based on clear and convincing evidence that the person has threatened another with great bodily harm and that there is a substantial likelihood that the person would carry out the threat if released.

Excessive bail may not be required. In fixing the amount of bail, the court shall take into consideration the seriousness of the offense charged, the previous criminal record of the defendant, and the probability of his or her appearing at the trial or hearing of the case.

A person may be released on his or her own recognizance in the court's discretion. [*As amended June 8, 1982.*]



SEC. 13. *[Repealed November 5, 1974. See Section 13, below.]*

***[Unreasonable Seizure and Search—Warrant]***

SEC. 13. The right of the people to be secure in their persons, houses, papers, and effects against unreasonable seizures and searches may not be violated; and a warrant may not issue except on probable cause, supported by oath or affirmation, particularly describing the place to be searched and the persons and things to be seized. *[New section adopted November 5, 1974.]*

SEC. 14. *[Repealed November 5, 1974. See Section 14, below.]*

***[Felony Defendant Before Magistrate—Prosecutions]***

SEC. 14. Felonies shall be prosecuted as provided by law, either by indictment or, after examination and commitment by a magistrate, by information.

A person charged with a felony by complaint subscribed under penalty of perjury and on file in a court in the county where the felony is triable shall be taken without unnecessary delay before a magistrate of that court. The magistrate shall immediately give the defendant a copy of the complaint, inform the defendant of the defendant's right to counsel, allow the defendant a reasonable time to send for counsel, and on the defendant's request read the complaint to the defendant. On the defendant's request the magistrate shall require a peace officer to transmit within the county where the court is located a message to counsel named by defendant.

A person unable to understand English who is charged with a crime has a right to an interpreter throughout the proceedings. *[New section adopted November 5, 1974.]*

***[Felony—Prosecution by Indictment]***

SEC. 14.1. If a felony is prosecuted by indictment, there shall be no postindictment preliminary hearing. *[New section adopted June 5, 1990. Initiative measure.]*

SEC. 14½. *[Repealed November 5, 1974.]*

SEC. 15. *[Repealed November 5, 1974. See Section 15, below.]*

***[Criminal Prosecutions—Rights of Defendant—Due Process of Law—Jeopardy—Depositions—Assistance of Counsel]***

SEC. 15. The defendant in a criminal cause has the right to a speedy public trial, to compel attendance of witnesses in the defendant's behalf, to have the assistance of counsel for the defendant's defense, to be personally present with counsel, and to be confronted with the witnesses against the defendant. The Legislature may provide for the deposition of a witness in the presence of the defendant and the defendant's counsel.

Persons may not twice be put in jeopardy for the same offense, be compelled in a criminal cause to be a witness against themselves, or be deprived of life, liberty, or property without due process of law. [*New section adopted November 5, 1974.*]

SEC. 16. [*Repealed November 5, 1974. See Section 16, below.*]

[*Trial by Jury*]

SEC. 16. Trial by jury is an inviolate right and shall be secured to all, but in a civil cause three-fourths of the jury may render a verdict. A jury may be waived in a criminal cause by the consent of both parties expressed in open court by the defendant and the defendant's counsel. In a civil cause a jury may be waived by the consent of the parties expressed as prescribed by statute.

[*Number of Jurors in Civil Trials*]

In civil causes the jury shall consist of 12 persons or a lesser number agreed on by the parties in open court. In civil causes in municipal or justice court the Legislature may provide that the jury shall consist of eight persons or a lesser number agreed on by the parties in open court.

[*Number of Jurors in Criminal Trials*]

In criminal actions in which a felony is charged, the jury shall consist of 12 persons. In criminal actions in which a misdemeanor is charged, the jury shall consist of 12 persons or a lesser number agreed on by the parties in open court. [*As amended November 4, 1980.*]

SEC. 17. [*Repealed November 5, 1974. See Section 17, below.*]

[*Unusual Punishment—Excessive Fines*]

SEC. 17. Cruel or unusual punishment may not be inflicted or excessive fines imposed. [*New section adopted November 5, 1974.*]

SEC. 18. [*Repealed November 5, 1974. See Section 18, below.*]

[*Treason*]

SEC. 18. Treason against the State consists only in levying war against it, adhering to its enemies, or giving them aid and comfort. A person may not be convicted of treason except on the evidence of two witnesses to the same overt act or by confession in open court. [*New section adopted November 5, 1974.*]

SEC. 19. [*Repealed November 5, 1974. See Section 19, below.*]

[*Eminent Domain*]

SEC. 19. Private property may be taken or damaged for public use only when just compensation, ascertained by a jury unless waived, has first been paid to, or into court for, the owner. The Legislature may provide for possession by the condemnor following commencement of eminent domain proceedings upon deposit in court and prompt release to

the owner of money determined by the court to be the probable amount of just compensation. [*New section adopted November 5, 1974.*]

SEC. 20. [*Repealed November 5, 1974. See Section 20, below.*]

[*Rights of Noncitizens*]

SEC. 20. Noncitizens have the same property rights as citizens. [*New section adopted November 5, 1974.*]

SEC. 21. [*Repealed November 5, 1974. See Section 21, below.*]

[*Separate Property of Husband and Wife*]

SEC. 21. Property owned before marriage or acquired during marriage by gift, will, or inheritance is separate property. [*Former Section 8 of Article XX, as renumbered November 5, 1974.*]

SEC. 22. [*Repealed November 5, 1974. See Section 22, below.*]

[*No Property Qualification for Electors*]

SEC. 22. The right to vote or hold office may not be conditioned by a property qualification. [*New section adopted November 5, 1974.*]

SEC. 23. [*Repealed November 5, 1974. See Section 23, below.*]

[*Grand Juries*]

SEC. 23. One or more grand juries shall be drawn and summoned at least once a year in each county. [*New section adopted November 5, 1974.*]

SEC. 24. [*Repealed November 5, 1974. See Section 24, below.*]

[*Constitutional Rights—Rights Reserved*]

SEC. 24. Rights guaranteed by this Constitution are not dependent on those guaranteed by the United States Constitution.

In criminal cases the rights of a defendant to equal protection of the laws, to due process of law, to the assistance of counsel, to be personally present with counsel, to a speedy and public trial, to compel the attendance of witnesses, to confront the witnesses against him or her, to be free from unreasonable searches and seizures, to privacy, to not be compelled to be a witness against himself or herself, to not be placed twice in jeopardy for the same offense, and to not suffer the imposition of cruel or unusual punishment, shall be construed by the courts of this State in a manner consistent with the Constitution of the United States. This Constitution shall not be construed by the courts to afford greater rights to criminal defendants than those afforded by the Constitution of the United States, nor shall it be construed to afford greater rights to minors in juvenile proceedings on criminal causes than those afforded by the Constitution of the United States.

This declaration of rights may not be construed to impair or deny others retained by the people. [*As amended June 5, 1990. Initiative measure.*]

[*Right to Fish*]

SECTION 25. The people shall have the right to fish upon and from the public lands of the State and in the waters thereof, excepting upon lands set aside for fish hatcheries, and no land owned by the State shall ever be sold or transferred without reserving in the people the absolute right to fish thereupon; and no law shall ever be passed making it a crime for the people to enter upon the public lands within this State for the purpose of fishing in any water containing fish that have been planted therein by the State; *provided*, that the Legislature may by statute, provide for the season when and the conditions under which the different species of fish may be taken. [*New section adopted November 8, 1910.*]

SEC. 26. [*Renumbered Section 1 of Article II June 8, 1976. See Section 26, below.*]

[*Constitution Mandatory and Prohibitory*]

SEC. 26. The provisions of this Constitution are mandatory and prohibitory, unless by express words they are declared to be otherwise. [*Former Section 28, as renumbered June 8, 1976.*]

SEC. 26a. [*Repealed November 8, 1949.*]

[*Death Penalty*]

SEC. 27. All statutes of this State in effect on February 17, 1972, requiring, authorizing, imposing, or relating to the death penalty are in full force and effect, subject to legislative amendment or repeal by statute, initiative, or referendum.

The death penalty provided for under those statutes shall not be deemed to be, or to constitute, the infliction of cruel or unusual punishments within the meaning of Article 1, Section 6 nor shall such punishment for such offenses be deemed to contravene any other provision of this constitution. [*New section adopted November 7, 1972. Initiative measure.*]

SEC. 28. [*Renumbered Section 26 June 8, 1976. See Section 28, below.*]

[*"The Victims' Bill of Rights"*]

SEC. 28. (a) The People of the State of California find and declare that the enactment of comprehensive provisions and laws ensuring a bill of rights for victims of crime, including safeguards in the criminal justice system to fully protect those rights, is a matter of grave state-wide concern.

The rights of victims pervade the criminal justice system, encompassing not only the right to restitution from the wrongdoers for financial losses suffered as a result of criminal acts, but also the more basic expectation that persons who commit felonious acts causing injury to innocent victims will be appropriately detained in custody, tried by the

courts, and sufficiently punished so that the public safety is protected and encouraged as a goal of highest importance.

Such public safety extends to public primary, elementary, junior high, and senior high school campuses, where students and staff have the right to be safe and secure in their persons.

To accomplish these goals, broad reforms in the procedural treatment of accused persons and the disposition and sentencing of convicted persons are necessary and proper as deterrents to criminal behavior and to serious disruption of people's lives.

(b) Restitution. It is the unequivocal intention of the People of the State of California that all persons who suffer losses as a result of criminal activity shall have the right to restitution from the persons convicted of the crimes for losses they suffer.

Restitution shall be ordered from the convicted persons in every case, regardless of the sentence or disposition imposed, in which a crime victim suffers a loss, unless compelling and extraordinary reasons exist to the contrary. The Legislature shall adopt provisions to implement this section during the calendar year following adoption of this section.

(c) Right to Safe Schools. All students and staff of public primary, elementary, junior high and senior high schools have the inalienable right to attend campuses which are safe, secure and peaceful.

(d) Right to Truth-in-Evidence. Except as provided by statute hereafter enacted by a two-thirds vote of the membership in each house of the Legislature, relevant evidence shall not be excluded in any criminal proceeding, including pretrial and post conviction motions and hearings, or in any trial or hearing of a juvenile for a criminal offense, whether heard in juvenile or adult court. Nothing in this section shall affect any existing statutory rule of evidence relating to privilege or hearsay, or Evidence Code, Sections 352, 782 or 1103. Nothing in this section shall affect any existing statutory or constitutional right of the press.

(e) Public Safety Bail. A person may be released on bail by sufficient sureties, except for capital crimes when the facts are evident or the presumption great. Excessive bail may not be required. In setting, reducing or denying bail, the judge or magistrate shall take into consideration the protection of the public, the seriousness of the offense charged, the previous criminal record of the defendant, and the probability of his or her appearing at the trial or hearing of the case. Public safety shall be the primary consideration.

A person may be released on his or her own recognizance in the court's discretion, subject to the same factors considered in setting bail. However, no person charged with the commission of any serious felony shall be released on his or her own recognizance.

Before any person arrested for a serious felony may be released on bail, a hearing may be held before the magistrate or judge, and the prosecuting attorney shall be given notice and reasonable opportunity to be heard on the matter.

When a judge or magistrate grants or denies bail or release on a person's own recognizance, the reasons for that decision shall be stated in the record and included in the court's minutes.

(f) Use of Prior Convictions. Any prior felony conviction of any person in any criminal proceeding, whether adult or juvenile, shall subsequently be used without limitation for purposes of impeachment or enhancement of sentence in any criminal proceeding. When a prior felony conviction is an element of any felony offense, it shall be proven to the trier of fact in open court.

(g) As used in this article, the term "serious felony" is any crime defined in Penal Code, Section 1192.7(c). [*New section adopted June 8, 1982. Initiative measure.*]

[*Criminal Cases—Due Process of Law—Speedy and Public Trial*]

SEC. 29. In a criminal case, the people of the State of California have the right to due process of law and to a speedy and public trial. [*New section adopted June 5, 1990. Initiative measure.*]

[*Criminal Cases—Jointure-Hearsay Evidence—Discovery*]

SEC. 30. (a) This Constitution shall not be construed by the courts to prohibit the joining of criminal cases as prescribed by the Legislature or by the people through the initiative process.

(b) In order to protect victims and witnesses in criminal cases, hearsay evidence shall be admissible at preliminary hearings, as prescribed by the Legislature or by the people through the initiative process.

(c) In order to provide for fair and speedy trials, discovery in criminal cases shall be reciprocal in nature, as prescribed by the Legislature or by the people through the initiative process. [*New section adopted June 5, 1990. Initiative measure.*]

ARTICLE II. [*Repealed November 7, 1972. See Article II, below.*]

## ARTICLE II

### VOTING, INITIATIVE AND REFERENDUM, AND RECALL

#### [*Heading as amended June 8, 1976.*]

SEC. 1. [*Renumbered Section 2 June 8, 1976. See Section 1, below.*]

#### [*Purpose of Government*]

SECTION 1. All political power is inherent in the people. Government is instituted for their protection, security, and benefit, and they have the right to alter or reform it when the public good may require. [*Former Section 26 of Article I, as renumbered June 8, 1976.*]

SEC. 1½. [*Repealed November 7, 1972.*]

SEC. 2. [*Renumbered Section 3 June 8, 1976. See Section 2, below.*]

[*Right to Vote*]

SEC. 2. A United States citizen 18 years of age and resident in this State may vote. [*Former Section 1, as renumbered June 8, 1976.*]

SEC. 2.5. [*Repealed November 7, 1972.*]

SEC. 2¾. [*Repealed November 7, 1972.*]

SEC. 3. [*Renumbered Section 4 June 8, 1976. See Section 3, below.*]

[*Residence—Registration—Free Elections*]

SEC. 3. The Legislature shall define residence and provide for registration and free elections. [*Former Section 2, as renumbered June 8, 1976.*]

SEC. 4. [*Renumbered Section 5 June 8, 1976. See Section 4, below.*]

[*Improper Practices That Affect Elections—Mentally Incompetent, Etc.*]

SEC. 4. The Legislature shall prohibit improper practices that affect elections and shall provide for the disqualification of electors while mentally incompetent or imprisoned or on parole for the conviction of a felony. [*Former Section 3, as renumbered June 8, 1976.*]

SEC. 5. [*Renumbered Section 6 June 8, 1976. See Section 5, below.*]

[*Primary Elections for Partisan Offices—Open Presidential Primary*]

SEC. 5. The Legislature shall provide for primary elections for partisan offices, including an open presidential primary whereby the candidates on the ballot are those found by the Secretary of State to be recognized candidates throughout the nation or throughout California for the office of President of the United States, and those whose names are placed on the ballot by petition, but excluding any candidate who has withdrawn by filing an affidavit of noncandidacy. [*Former Section 4, as renumbered June 8, 1976.*]

SEC. 6. [*Renumbered Section 7 June 8, 1976. See Section 6, below.*]

[*Nonpartisan Offices*]

SEC. 6. (a) All judicial, school, county, and city offices shall be nonpartisan.

(b) No political party or party central committee may endorse, support, or oppose a candidate for nonpartisan office. [*As amended June 3, 1986.*]

SEC. 7. [*Repealed November 7, 1972. See Section 7, below.*]

[*Voting—Secret*]

SEC. 7. Voting shall be secret. [*Former Section 6, as renumbered June 8, 1976.*]

SEC. 8. [*Repealed November 7, 1972. See Section 8, below.*]

[*Initiative*]

SEC. 8. (a) The initiative is the power of the electors to propose statutes and amendments to the Constitution and to adopt or reject them.

(b) An initiative measure may be proposed by presenting to the Secretary of State a petition that sets forth the text of the proposed statute or amendment to the Constitution and is certified to have been signed by electors equal in number to 5 percent in the case of a statute, and 8 percent in the case of an amendment to the Constitution, of the votes for all candidates for Governor at the last gubernatorial election.

(c) The Secretary of State shall then submit the measure at the next general election held at least 131 days after it qualifies or at any special statewide election held prior to that general election. The Governor may call a special statewide election for the measure.

(d) An initiative measure embracing more than one subject may not be submitted to the electors or have any effect. [*Former Section 22 of Article IV, as renumbered June 8, 1976.*]

[*Referendum*]

SEC. 9. (a) The referendum is the power of the electors to approve or reject statutes or parts of statutes except urgency statutes, statutes calling elections, and statutes providing for tax levies or appropriations for usual current expenses of the State.

(b) A referendum measure may be proposed by presenting to the Secretary of State, within 90 days after the enactment date of the statute, a petition certified to have been signed by electors equal in number to 5 percent of the votes for all candidates for Governor at the last gubernatorial election, asking that the statute or part of it be submitted to the electors. In the case of a statute enacted by a bill passed by the Legislature on or before the date the Legislature adjourns for a joint recess to reconvene in the second calendar year of the biennium of the legislative session, and in the possession of the Governor after that date, the petition may not be presented on or after January 1 next following the enactment date unless a copy of the petition is submitted to the Attorney General pursuant to subdivision (d) of Section 10 of Article II before January 1.

(c) The Secretary of State shall then submit the measure at the next general election held at least 31 days after it qualifies or at a special statewide election held prior to that general election. The Governor may call a special statewide election for the measure. [*As amended June 5, 1990.*]

[*Initiative and Referendum—Vote and Effective Date—Conflicts—Legislative Repeal or Amendment—Titling*]

SEC. 10. (a) An initiative statute or referendum approved by a majority of votes thereon takes effect the day after the election unless the



measure provides otherwise. If a referendum petition is filed against a part of a statute the remainder shall not be delayed from going into effect.

(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.

(c) The Legislature may amend or repeal referendum statutes. It may amend or repeal an initiative statute by another statute that becomes effective only when approved by the electors unless the initiative statute permits amendment or repeal without their approval.

(d) Prior to circulation of an initiative or referendum petition for signatures, a copy shall be submitted to the Attorney General who shall prepare a title and summary of the measure as provided by law.

(e) The Legislature shall provide the manner in which petitions shall be circulated, presented, and certified, and measures submitted to the electors. [*Former Section 24 of Article IV, as renumbered June 8, 1976.*]

*[Initiative and Referendum—Cities or Counties]*

SEC. 11. Initiative and referendum powers may be exercised by the electors of each city or county under procedures that the Legislature shall provide. This section does not affect a city having a charter. [*Former Section 25 of Article IV, as renumbered June 8, 1976.*]

*[Naming Individual or Private Corporation to Office or Duty Prohibited]*

SEC. 12. No amendment to the Constitution, and no statute proposed to the electors by the Legislature or by initiative, that names any individual to hold any office, or names or identifies any private corporation to perform any function or to have any power or duty, may be submitted to the electors or have any effect. [*Former Section 26 of Article IV, as renumbered June 8, 1976.*]

*[Recall Defined]*

SEC. 13. Recall is the power of the electors to remove an elective officer. [*New section adopted June 8, 1976.*]

*[Recall Petitions]*

SEC. 14. (a) Recall of a State officer is initiated by delivering to the Secretary of State a petition alleging reason for recall. Sufficiency of reason is not reviewable. Proponents have 160 days to file signed petitions.

(b) A petition to recall a statewide officer must be signed by electors equal in number to 12 percent of the last vote for the office, with signatures from each of 5 counties equal in number to 1 percent of the last vote for the office in the county. Signatures to recall Senators, members

of the Assembly, members of the Board of Equalization, and judges of courts of appeal and trial courts must equal in number 20 percent of the last vote for the office.

(c) The Secretary of State shall maintain a continuous count of the signatures certified to that office. [*New section adopted June 8, 1976.*]

**[Recall Elections]**

SEC. 15. An election to determine whether to recall an officer and, if appropriate, to elect a successor shall be called by the Governor and held not less than 60 days nor more than 80 days from the date of certification of sufficient signatures. If the majority vote on the question is to recall, the officer is removed and, if there is a candidate, the candidate who receives a plurality is the successor. The officer may not be a candidate, nor shall there be any candidacy for an office filled pursuant to subdivision (d) of Section 16 of Article VI. [*New section adopted June 8, 1976.*]

**[Legislature to Provide for Petitions, Etc.]**

SEC. 16. The Legislature shall provide for circulation, filing, and certification of petitions, nomination of candidates, and the recall election. [*New section adopted June 8, 1976.*]

**[Recall of Governor or Secretary of State]**

SEC. 17. If recall of the Governor or Secretary of State is initiated, the recall duties of that office shall be performed by the Lieutenant Governor or Controller, respectively. [*New section adopted June 8, 1976.*]

**[Reimbursement of Recall Election Expenses]**

SEC. 18. A State officer who is not recalled shall be reimbursed by the State for the officer's recall election expenses legally and personally incurred. Another recall may not be initiated against the officer until six months after the election. [*New section adopted June 8, 1976.*]

**[Recall of Local Officers]**

SEC. 19. The Legislature shall provide for recall of local officers. This section does not affect counties and cities whose charters provide for recall. [*New section adopted June 8, 1976.*]

**[Terms of Elective Offices]**

SEC. 20. Terms of elective offices provided for by this Constitution, other than Members of the Legislature, commence on the Monday after January 1 following election. The election shall be held in the last even-numbered year before the term expires. [*New section adopted June 8, 1976.*]

**ARTICLE III. [Repealed November 7, 1972. See Article III, below.]****ARTICLE III \*****STATE OF CALIFORNIA****[United States Constitution Supreme Law]**

SEC. 1. The State of California is an inseparable part of the United States of America, and the United States Constitution is the supreme law of the land. [*New section adopted November 7, 1972.*]

**[Boundaries of the State—Sacramento Seat of Government]**

SEC. 2. The boundaries of the State are those stated in the Constitution of 1849 as modified pursuant to statute. Sacramento is the capital of California. [*New section adopted November 7, 1972.*]

**[Separation of Powers]**

SEC. 3. The powers of State government are legislative, executive, and judicial. Persons charged with the exercise of one power may not exercise either of the others except as permitted by this Constitution. [*New section adopted November 7, 1972.*]

**[Administrative Agencies: Declaration Statute Unenforceable or Unconstitutional Prohibited]**

SEC. 3.5. An administrative agency, including an administrative agency created by the Constitution or an initiative statute, has no power:

(a) To declare a statute unenforceable, or refuse to enforce a statute, on the basis of it being unconstitutional unless an appellate court has made a determination that such statute is unconstitutional;

(b) To declare a statute unconstitutional;

(c) To declare a statute unenforceable, or to refuse to enforce a statute on the basis that federal law or federal regulations prohibit the enforcement of such statute unless an appellate court has made a determination that the enforcement of such statute is prohibited by federal law or federal regulations. [*New section adopted June 6, 1978.*]

**[Salaries of Elected State Officers—Salaries of Judges]**

SEC. 4. (a) Except as provided in subdivision (b), salaries of elected State officers may not be reduced during their term of office. Laws that set these salaries are appropriations.

(b) Beginning on January 1, 1981, the base salary of a judge of a court of record shall equal the annual salary payable as of July 1, 1980, for that office had the judge been elected in 1978. The Legislature may

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\* New Article III adopted November 7, 1972

prescribe increases in those salaries during a term of office, and it may terminate prospective increases in those salaries at any time during a term of office, but it shall not reduce the salary of a judge during a term of office below the highest level paid during that term of office. Laws setting the salaries of judges shall not constitute an obligation of contract pursuant to Section 9 of Article I or any other provision of law. [*As amended November 4, 1980.*]

[*Suits Against State*]

SEC. 5. Suits may be brought against the State in such manner and in such courts as shall be directed by law. [*New section adopted November 7, 1972.*]

[*Official State Language*]

SEC. 6. (a) Purpose.

English is the common language of the people of the United States of America and the State of California. This section is intended to preserve, protect and strengthen the English language, and not to supersede any of the rights guaranteed to the people by this Constitution.

(b) English as the Official Language of California.

English is the official language of the State of California.

(c) Enforcement.

The Legislature shall enforce this section by appropriate legislation. The Legislature and officials of the State of California shall take all steps necessary to insure that the role of English as the common language of the State of California is preserved and enhanced. The Legislature shall make no law which diminishes or ignores the role of English as the common language of the State of California.

(d) Personal Right of Action and Jurisdiction of Courts.

Any person who is a resident of or doing business in the State of California shall have standing to sue the State of California to enforce this section, and the Courts of record of the State of California shall have jurisdiction to hear cases brought to enforce this section. The Legislature may provide reasonable and appropriate limitations on the time and manner of suits brought under this section. [*New section adopted November 4, 1986. Initiative measure.*]

[*Retirement Benefits for Elected Constitutional Officers*]

SEC. 7. (a) The retirement allowance for any person, all of whose credited service in the Legislators' Retirement System was rendered or was deemed to have been rendered as an elective officer of the State whose office is provided for by the California Constitution, other than a judge and other than a Member of the Senate or Assembly, and all or any part of whose retirement allowance is calculated on the basis of the compensation payable to the officer holding the office which the member last held prior to retirement, or for the survivor or beneficiary of such a person, shall not be increased or affected in any manner by

changes on or after November 5, 1986, in the compensation payable to the officer holding the office which the member last held prior to retirement.

(b) This section shall apply to any person, survivor, or beneficiary described in subdivision (a) who receives, or is receiving, from the Legislators' Retirement System a retirement allowance on or after November 5, 1986, all or any part of which allowance is calculated on the basis of the compensation payable to the officer holding the office which the member last held prior to retirement.

(c) It is the intent of the people, in adopting this section, to restrict retirement allowances to amounts reasonably to be expected by certain members and retired members of the Legislators' Retirement System and to preserve the basic character of earned retirement benefits while prohibiting windfalls and unforeseen advantages which have no relation to the real theory and objective of a sound retirement system. It is not the intent of this section to deny any member, retired member, survivor, or beneficiary a reasonable retirement allowance. Thus, this section shall not be construed as a repudiation of a debt nor the impairment of a contract for a substantial and reasonable retirement allowance from the Legislators' Retirement System.

(d) The people and the Legislature hereby find and declare that the dramatic increase in the retirement allowances of persons described in subdivision (a) which would otherwise result when the compensation for those offices increases on November 5, 1986, or January 5, 1987, are not benefits which could have reasonably been expected. The people and the Legislature further find and declare that the Legislature did not intend to provide in its scheme of compensation for those offices such windfall benefits. [*New section adopted November 4, 1986.*]

[*California Citizens Compensation Commission*]

SEC. 8. (a) The California Citizens Compensation Commission is hereby created and shall consist of seven members appointed by the Governor. The commission shall establish the annual salary and the medical dental, insurance, and other similar benefits of State officers.

(b) The commission shall consist of the following persons:

(1) Three public members, one of whom has expertise in the area of compensation, such as an economist, market researcher, or personnel manager; one of whom is a member of a nonprofit public interest organization; and one of whom is representative of the general population and may include, among others, a retiree, homemaker, or person of median income. No person appointed pursuant to this paragraph may, during the 12 months prior to his or her appointment, have held public office, either elective or appointive, have been a candidate for elective public office, or have been a lobbyist, as defined by the Political Reform Act of 1974.

(2) Two members who have experience in the business community, one of whom is an executive of a corporation incorporated in this State which ranks among the largest private sector employers in the State

based on the number of employees employed by the corporation in this State and one of whom is an owner of a small business in this State.

(3) Two members, each of whom is an officer or member of a labor organization.

(c) The Governor shall strive insofar as practicable to provide a balanced representation of the geographic, gender, racial, and ethnic diversity of the State in appointing commission members.

(d) The Governor shall appoint commission members and designate a chairperson for the commission not later than 30 days after the effective date of this section. The terms of two of the initial appointees shall expire on December 31, 1992, two on December 31, 1994, and three on December 31, 1996, as determined by the Governor. Thereafter, the term of each member shall be six years. Within 15 days of any vacancy, the Governor shall appoint a person to serve the unexpired portion of the term.

(e) No current or former officer or employee of this State is eligible for appointment to the commission.

(f) Public notice shall be given of all meetings of the commission, and the meetings shall be open to the public.

(g) On or before December 3, 1990, the commission shall, by a single resolution adopted by a majority of the membership of the commission, establish the annual salary and the medical, dental, insurance, and other similar benefits of State officers. The annual salary and benefits specified in that resolution shall be effective on and after December 3, 1990.

Thereafter, at or before the end of each of each fiscal year, the commission shall, by a single resolution adopted by a majority of the membership of the commission, adjust the annual salary and the medical, dental, insurance, and other similar benefits of State officers. The annual salary and benefits specified in the resolution shall be effective on and after the first Monday of the next December.

(h) In establishing or adjusting the annual salary and the medical, dental, insurance, and other similar benefits, the commission shall consider all of the following:

(1) The amount of time directly or indirectly related to the performance of the duties, functions, and services of a State officer.

(2) The amount of the annual salary and the medical, dental, insurance, and other similar benefits for other elected and appointed officers and officials in this State with comparable responsibilities, the judiciary, and, to the extent practicable, the private sector, recognizing, however, that State officers do not receive, and do not expect to receive, compensation at the same levels as individuals in the private sector with comparable experience and responsibilities.

(3) The responsibility and scope of authority of the entity in which the State officer serves.

(i) Until a resolution establishing or adjusting the annual salary and the medical, dental, insurance, and other similar benefits for State

officers takes effect, each State officer shall continue to receive the same annual salary and the medical, dental, insurance, and other similar benefits received previously.

(j) All commission members shall receive their actual and necessary expenses, including travel expenses, incurred in the performance of their duties. Each member shall be compensated at the same rate as members, other than the chairperson, of the Fair Political Practices Commission, or its successor, for each day engaged in official duties, not to exceed 45 days per year.

(k) It is the intent of the Legislature that the creation of the commission should not generate new State costs for staff and services. The Department of Personnel Administration, the Board of Administration of the Public Employees' Retirement System, or other appropriate agencies, or their successors, shall furnish, from existing resources, staff and services to the commission as needed for the performance of its duties.

(l) "State officer," as used in this section, means the Governor, Lieutenant Governor, Attorney General, Controller, Insurance Commissioner, Secretary of State, Superintendent of Public Instruction, Treasurer, member of the State Board of Equalization, and Member of the Legislature. [*New section adopted June 5, 1990.*]

## ARTICLE IV

### LEGISLATIVE

[*Heading as amended November 8, 1966.*]

SECTION 1. [*Repealed November 8, 1966. See Section 1, below.*]

#### [*Legislative Power*]

SEC. 1. The legislative power of this State is vested in the California Legislature which consists of the Senate and Assembly, but the people reserve to themselves the powers of initiative and referendum. [*New section adopted November 8, 1966.*]

SEC. 1a. [*Renumbered Section 20 of Article XIII and amended November 8, 1966.*]

SEC. 1b. [*Repealed November 8, 1966.*]

SEC. 1c. [*Repealed November 8, 1966.*]

SEC. 1d. [*Repealed November 8, 1966.*]

#### [*Legislators—Limitation on Incumbency—Restriction of Retirement Benefits—Limitation of Staff and Support Services—Number of Terms*]

SEC. 1.5. The people find and declare that the Founding Fathers established a system of representative government based upon free, fair, and competitive elections. The increased concentration of political

power in the hands of incumbent representatives has made our electoral system less free, less competitive, and less representative.

The ability of legislators to serve unlimited number of terms, to establish their own retirement system, and to pay for staff and support services at State expense contribute heavily to the extremely high number of incumbents who are reelected. These unfair incumbent advantages discourage qualified candidates from seeking public office and create a class of career politicians, instead of the citizen representatives envisioned by the Founding Fathers. These career politicians become representatives of the bureaucracy, rather than of the people whom they are elected to represent.

To restore a free and democratic system of fair elections, and to encourage qualified candidates to seek public office, the people find and declare that the powers of incumbency must be limited. Retirement benefits must be restricted, state-financed incumbent staff and support services limited, and limitations placed upon the number of terms which may be served. [*New section adopted November 6, 1990. Initiative measure.*]

SEC. 2. [*Repealed November 8, 1966. See Section 2, below.*]

[*Senate and Assembly—Membership—Elections—Number of Terms—Qualifications—Vacancies*]

SEC. 2. (a) The Senate has a membership of 40 Senators elected for 4-year terms, 20 to begin every 2 years. No Senator may serve more than 2 terms.

The Assembly has a membership of 80 members elected for 2-year terms. No member of the Assembly may serve more than 3 terms.

Their terms shall commence on the first Monday in December next following their election.

(b) Election of members of the Assembly shall be on the first Tuesday after the first Monday in November of even-numbered years unless otherwise prescribed by the Legislature. Senators shall be elected at the same time and places as members of the Assembly.

(c) A person is ineligible to be a member of the Legislature unless the person is an elector and has been a resident of the legislative district for one year, and a citizen of the United States and a resident of California for 3 years, immediately preceding the election.

(d) When a vacancy occurs in the Legislature the Governor immediately shall call an election to fill the vacancy. [*As amended November 6, 1990. Initiative measure.*]

SEC. 3. [*Repealed November 8, 1966. See Section 3, below.*]

[*Legislative Sessions—Regular and Special Sessions*]

SEC. 3. (a) The Legislature shall convene in regular session at noon on the first Monday in December of each even-numbered year and each house shall immediately organize. Each session of the Legis-



lature shall adjourn sine die by operation of the Constitution at midnight on November 30 of the following even-numbered year.

(b) On extraordinary occasions the Governor by proclamation may cause the Legislature to assemble in special session. When so assembled it has power to legislate only on subjects specified in the proclamation but may provide for expenses and other matters incidental to the session. [*As amended June 8, 1976.*]

SEC. 4. [*Repealed November 8, 1966. See Section 4, below.*]

**[Legislators—Conflict of Interest—Prohibited Compensation—Earned Income]**

SEC. 4. (a) To eliminate any appearance of a conflict with the proper discharge of his or her duties and responsibilities, no Member of the Legislature may knowingly receive any salary, wages, commissions, or other similar earned income from a lobbyist or lobbying firm, as defined by the Political Reform Act of 1974, or from a person who, during the previous 12 months, has been under a contract with the Legislature. The Legislature shall enact laws that define earned income. However, earned income does not include any community property interest in the income of a spouse. Any Member who knowingly receives any salary, wages, commissions, or other similar earned income from a lobbyist employer, as defined by the Political Reform Act of 1974, may not, for a period of one year following its receipt, vote upon or make, participate in making, or in any way attempt to use his or her official position to influence an action or decision before the Legislature, other than an action or decision involving a bill described in subdivision (c) of Section 12 of this article, which he or she knows, or has reason to know, would have a direct and significant financial impact on the lobbyist employer and would not impact the public generally or a significant segment of the public in a similar manner. As used in this subdivision, “public generally” includes an industry, trade, or profession.

**[Legislators—Travel and Living Expenses]**

(b) Travel and living expenses for Members of the Legislature in connection with their official duties shall be prescribed by statute passed by rollcall vote entered in the journal, two-thirds of the membership of each house concurring. A Member may not receive travel and living expenses during the times that the Legislature is in recess for more than three calendar days, unless the Member is traveling to or from, or is in attendance at, any meeting of a committee of which he or she is a member, or a meeting, conference, or other legislative function or responsibility as authorized by the rules of the house of which he or she is a member, which is held at a location at least 20 miles from his or her place of residence.

**[Legislators—Retirement]**

(c) The Legislature may not provide retirement benefits based on any portion of a monthly salary in excess of five hundred dollars (\$500)

paid to any Member of the Legislature unless the Member receives the greater amount while serving as a Member in the Legislature. The Legislature may, prior to their retirement, limit the retirement benefits payable to Members of the Legislature who serve during or after the term commencing in 1967.

When computing the retirement allowance of a Member who serves in the Legislature during the term commencing in 1967 or later, allowance may be made for increases in cost of living if so provided by statute, but only with respect to increases in the cost of living occurring after retirement of the Member. However, the Legislature may provide that no Member shall be deprived of a cost of living adjustment based on a monthly salary of five hundred dollars (\$500) which has accrued prior to the commencement of the 1967 Regular Session of the Legislature. [*As amended June 5, 1990.*]

[*Legislators—Retirement*]

SEC. 4.5. Notwithstanding any other provision of this Constitution or existing law, a person elected to or serving in the Legislature on or after November 1, 1990, shall participate in the Federal Social Security (Retirement, Disability, Health Insurance) Program and the State shall pay only the employer's share of the contribution necessary to such participation. No other pension or retirement benefit shall accrue as a result of service in the Legislature, such service not being intended as a career occupation. This Section shall not be construed to abrogate or diminish any vested pension or retirement benefit which may have accrued under an existing law to a person holding or having held office in the Legislature, but upon adoption of this Act no further entitlement to nor vesting in any existing program shall accrue to any such person, other than Social Security to the extent herein provided. [*New section adopted November 6, 1990. Initiative measure.*]

SEC. 5. [*Repealed November 8, 1966. See Section 5, below.*]

[*Legislators—Qualifications—Expulsion*]

SEC. 5. (a) Each house shall judge the qualifications and elections of its Members and, by rollcall vote entered in the journal, two thirds of the membership concurring, may expel a Member.

[*Legislators—Honoraria*]

(b) No Member of the Legislature may accept any honorarium. The Legislature shall enact laws that implement this subdivision.

[*Legislators—Gifts—Conflict of Interest*]

(c) The Legislature shall enact laws that ban or strictly limit the acceptance of a gift by a Member of the Legislature from any source if the acceptance of the gift might create a conflict of interest.

**[Legislators—Prohibited Compensation or Activity]**

(d) No Member of the Legislature may knowingly accept any compensation for appearing, agreeing to appear, or taking any other action on behalf of another person before any State government board or agency. If a Member knowingly accepts any compensation for appearing, agreeing to appear, or taking any other action on behalf of another person before any local government board or agency, the Member may not, for a period of one year following the acceptance of the compensation, vote upon or make, participate in making, or in any way attempt to use his or her official position to influence an action or decision before the Legislature, other than an action or decision involving a bill described in subdivision (c) of Section 12 of this article, which he or she knows, or has reason to know, would have a direct and significant financial impact on that person and would not impact the public generally or a significant segment of the public in a similar manner. As used in this subdivision, "public generally" includes an industry, trade, or profession. However, a Member may engage in activities involving a board or agency which are strictly on his or her own behalf, appear in the capacity of an attorney before any court or the Workers' Compensation Appeals Board, or act as an advocate without compensation or make an inquiry for information on behalf of a person before a board or agency. This subdivision does not prohibit any action of a partnership or firm of which the Member is a member if the Member does not share directly or indirectly in the fee, less any expenses attributable to that fee, resulting from that action.

**[Legislators—Lobbying]**

(e) The Legislature shall enact laws that prohibit a Member of the Legislature whose term of office commences on or after December 3, 1990, from lobbying, for compensation, as governed by the Political Reform Act of 1974, before the Legislature for 12 months after leaving office.

**[Legislators—Conflict of Interest]**

(f) The Legislature shall enact new laws, and strengthen the enforcement of existing laws, prohibiting Members of the Legislature from engaging in activities or having interests which conflict with the proper discharge of their duties and responsibilities. However, the people reserve to themselves the power to implement this requirement pursuant to Article II. *[As amended June 5, 1990. Subdivision (b) operative December 3, 1990.]*

SEC. 6. *[Repealed June 3, 1980. See Section 6, below.]*

**[Senatorial and Assembly Districts]**

SEC. 6. For the purpose of choosing members of the Legislature, the State shall be divided into 40 Senatorial and 80 Assembly districts to be called Senatorial and Assembly Districts. Each Senatorial district

shall choose one Senator and each Assembly district shall choose one member of the Assembly. [*New section adopted June 3, 1980.*]

SEC. 7. [*Repealed November 8, 1966. See Section 7, below.*]

[*House Rules—Officers—Quorum*]

SEC. 7. (a) Each house shall choose its officers and adopt rules for its proceedings. A majority of the membership constitutes a quorum, but a smaller number may recess from day to day and compel the attendance of absent members.

[*Journals*]

(b) Each house shall keep and publish a journal of its proceedings. The rollcall vote of the members on a question shall be taken and entered in the journal at the request of 3 members present.

[*Public Proceedings—Closed Sessions*]

(c) (1) The proceedings of each house and the committees thereof shall be open and public. However, closed sessions may be held solely for any of the following purposes:

(A) To consider the appointment, employment, evaluation of performance, or dismissal of a public officer or employee, to consider or hear complaints or charges brought against a Member of the Legislature or other public officer or employee, or to establish the classification or compensation of an employee of the Legislature.

(B) To consider matters affecting the safety and security of Members of the Legislature or its employees or the safety and security of any buildings and grounds used by the Legislature.

(C) To confer with, or receive advice from, its legal counsel regarding pending or reasonably anticipated, or whether to initiate, litigation when discussion in open session would not protect the interests of the house or committee regarding the litigation.

(2) A caucus of the Members of the Senate, the Members of the Assembly, or the Members of both houses, which is composed of the members of the same political party, may meet in closed session.

(3) The Legislature shall implement this subdivision by concurrent resolution adopted by rollcall vote entered in the journal, two-thirds of the membership of each house concurring, or by statute, and shall prescribe that, when a closed session is held pursuant to paragraph (1), reasonable notice of the closed session and the purpose of the closed session shall be provided to the public. If there is a conflict between a concurrent resolution and statute, the last adopted or enacted shall prevail.

[*Recess*]

(d) Neither house without the consent of the other may recess for more than 10 days or to any other place. [*As amended June 5, 1990. Subdivision (c) operative December 3, 1990.*]

**[Legislature—Total Aggregate Expenditures]**

SEC. 75. In the fiscal year immediately following the adoption of this Act, the total aggregate expenditures of the Legislature for the compensation of members and employees of, and the operating expenses and equipment for, the Legislature may not exceed an amount equal to nine hundred fifty thousand dollars (\$950,000) per member for that fiscal year or 80 percent of the amount of money expended for those purposes in the preceding fiscal year, whichever is less. For each fiscal year thereafter, the total aggregate expenditures may not exceed an amount equal to that expended for those purposes in the preceding fiscal year, adjusted and compounded by an amount equal to the percentage increase in the appropriations limit for the State established pursuant to Article XIII B. *[New section adopted November 6, 1990. Initiative measure.]*

SEC. 8. *[Repealed November 8, 1966. See Section 8, below.]*

**[Bills and Statutes—30-day Waiting Period]**

SEC. 8. (a) At regular sessions no bill other than the budget bill may be heard or acted on by committee or either house until the 31st day after the bill is introduced unless the house dispenses with this requirement by rollcall vote entered in the journal, three fourths of the membership concurring.

**[Bills and Statutes—3 Readings]**

(b) The Legislature may make no law except by statute and may enact no statute except by bill. No bill may be passed unless it is read by title on 3 days in each house except that the house may dispense with this requirement by rollcall vote entered in the journal, two thirds of the membership concurring. No bill may be passed until the bill with amendments has been printed and distributed to the members. No bill may be passed unless, by rollcall vote entered in the journal, a majority of the membership of each house concurs.

**[Bills and Statutes—Effective Date]**

(c) (1) Except as provided in paragraphs (2) and (3) of this subdivision, a statute enacted at a regular session shall go into effect on January 1 next following a 90-day period from the date of enactment of the statute and a statute enacted at a special session shall go into effect on the 91st day after adjournment of the special session at which the bill was passed.

(2) A statute, other than a statute establishing or changing boundaries of any legislative, congressional, or other election district, enacted by a bill passed by the Legislature on or before the date the Legislature adjourns for a joint recess to reconvene in the second calendar year of the biennium of the legislative session, and in the possession of the Governor after that date, shall go into effect on January 1 next following the enactment date of the statute unless, before January 1, a copy of a

referendum petition affecting the statute is submitted to the Attorney General pursuant to subdivision (d) of Section 10 of Article IV, in which event the statute shall go into effect on the 91st day after the enactment date unless the petition has been presented to the Secretary of State pursuant to subdivision (b) of Section 9 of Article II.

(3) Statutes calling elections, statutes providing for tax levies or appropriations for the usual current expenses of the State, and urgency statutes shall go into effect immediately upon their enactment.

*[Bills and Statutes—Urgency Statutes]*

(d) Urgency statutes are those necessary for immediate preservation of the public peace, health, or safety. A statement of facts constituting the necessity shall be set forth in one section of the bill. In each house the section and the bill shall be passed separately, each by rollcall vote entered in the journal, two thirds of the membership concurring. An urgency statute may not create or abolish any office or change the salary, term, or duties of any office, or grant any franchise or special privilege, or create any vested right or interest. *[As amended June 5, 1990.]*

SEC. 9. *[Repealed November 8, 1966. See Section 9, below.]*

*[Statutes—Title—Section]*

SEC. 9. A statute shall embrace but one subject, which shall be expressed in its title. If a statute embraces a subject not expressed in its title, only the part not expressed is void. A statute may not be amended by reference to its title. A section of a statute may not be amended unless the section is re-enacted as amended. *[New section adopted November 8, 1966.]*

SEC. 10. *[Repealed November 8, 1966. See Section 10, below.]*

*[Governor's Veto—Bill Introduction in Biennial Session]*

SEC. 10. (a) Each bill passed by the Legislature shall be presented to the Governor. It becomes a statute if it is signed by the Governor. The Governor may veto it by returning it with any objections to the house of origin, which shall enter the objections in the journal and proceed to reconsider it. If each house then passes the bill by rollcall vote entered in the journal, two thirds of the membership concurring, it becomes a statute.

(b) (1) Any bill, other than a bill which would establish or change boundaries of any legislative, congressional, or other election district, passed by the Legislature on or before the date the Legislature adjourns for a joint recess to reconvene in the second calendar year of the biennium of the legislative session, and in the possession of the Governor after that date, that is not returned within 30 days after that date becomes a statute.

(2) Any bill passed by the Legislature before September 1 of the second calendar year of the biennium of the legislative session and in the

possession of the Governor on or after September 1 that is not returned on or before September 30 of that year becomes a statute.

(3) Any other bill presented to the Governor that is not returned within 12 days becomes a statute.

(4) If the Legislature by adjournment of a special session prevents the return of a bill with the veto message, the bill becomes a statute unless the Governor vetoes the bill within 12 days after it is presented by depositing it and the veto message in the office of the Secretary of State.

(5) If the 12th day of the period within which the Governor is required to perform an act pursuant to paragraph (3) or (4) of this subdivision is a Saturday, Sunday, or holiday, the period is extended to the next day that is not a Saturday, Sunday, or holiday.

(c) Any bill introduced during the first year of the biennium of the legislative session that has not been passed by the house of origin by January 31 of the second calendar year of the biennium may no longer be acted on by the house. No bill may be passed by either house on or after September 1 of an even-numbered year except statutes calling elections, statutes providing for tax levies or appropriations for the usual current expenses of the State, and urgency statutes, and bills passed after being vetoed by the Governor.

(d) The Legislature may not present any bill to the Governor after November 15 of the second calendar year of the biennium of the legislative session.

(e) The Governor may reduce or eliminate one or more items of appropriation while approving other portions of a bill. The Governor shall append to the bill a statement of the items reduced or eliminated with the reasons for the action. The Governor shall transmit to the house originating the bill a copy of the statement and reasons. Items reduced or eliminated shall be separately reconsidered and may be passed over the Governor's veto in the same manner as bills. [*As amended June 5, 1990.*]

SEC. 11. [*Repealed November 8, 1966. See Section 11, below.*]

#### [Committees]

SEC. 11. The Legislature or either house may by resolution provide for the selection of committees necessary for the conduct of its business, including committees to ascertain facts and make recommendations to the Legislature on a subject within the scope of legislative control. [*As amended November 7, 1972.*]

SEC. 12. [*Repealed November 8, 1966. See Section 12, below.*]

#### [Governor's Budget—Budget Bill—Other Appropriations]

SEC. 12. (a) Within the first 10 days of each calendar year, the Governor shall submit to the Legislature, with an explanatory message, a budget for the ensuing fiscal year containing itemized statements for recommended State expenditures and estimated State revenues. If

recommended expenditures exceed estimated revenues, the Governor shall recommend the sources from which the additional revenues should be provided.

(b) The Governor and the Governor-elect may require a State agency, officer or employee to furnish whatever information is deemed necessary to prepare the budget.

(c) The budget shall be accompanied by a budget bill itemizing recommended expenditures. The bill shall be introduced immediately in each house by the persons chairing the committees that consider appropriations. The Legislature shall pass the budget bill by midnight on June 15 of each year. Until the budget bill has been enacted, the Legislature shall not send to the Governor for consideration any bill appropriating funds for expenditure during the fiscal year for which the budget bill is to be enacted, except emergency bills recommended by the Governor or appropriations for the salaries and expenses of the Legislature.

(d) No bill except the budget bill may contain more than one item of appropriation, and that for one certain, expressed purpose. Appropriations from the General Fund of the State, except appropriations for the public schools, are void unless passed in each house by rollcall vote entered in the journal, two thirds of the membership concurring.

(e) The Legislature may control the submission, approval, and enforcement of budgets and the filing of claims for all State agencies. [*As amended June 4, 1974, and November 5, 1974.*]

SEC. 13. [*Repealed November 8, 1966. See Section 13, below.*]

[*Legislators—Ineligible for Certain Offices*]

SEC. 13. A member of the Legislature may not, during the term for which the member is elected, hold any office or employment under the State other than an elective office. [*As amended November 5, 1974.*]

SEC. 14. [*Repealed November 8, 1966. See Section 14, below.*]

[*Members—Not Subject to Civil Process*]

SEC. 14. A member of the Legislature is not subject to civil process during a session of the Legislature or for 5 days before and after a session. [*New section adopted November 8, 1966.*]

SEC. 15. [*Repealed November 8, 1966. See Section 15, below.*]

[*Influencing Action or Vote of a Member—Felony*]

SEC. 15. A person who seeks to influence the vote or action of a member of the Legislature in the member's legislative capacity by bribery, promise of reward, intimidation, or other dishonest means, or a member of the Legislature so influenced, is guilty of a felony. [*As amended November 5, 1974.*]



SEC. 16. *[Repealed November 8, 1966. See Section 16, below.]*

*[Uniform Operation of General Laws—Special Statute—Invalid]*

SEC. 16. (a) All laws of a general nature have uniform operation.

(b) A local or special statute is invalid in any case if a general statute can be made applicable. *[As amended November 5, 1974.]*

SEC. 17. *[Repealed November 8, 1966. See Section 17, below.]*

*[Grant of Extra Compensation or Allowance Prohibited]*

SEC. 17. The Legislature has no power to grant, or to authorize a city, county, or other public body to grant, extra compensation or extra allowance to a public officer, public employee, or contractor after service has been rendered or a contract has been entered into and performed in whole or in part, or to authorize the payment of a claim against the State or a city, county, or other public body under an agreement made without authority of law. *[New section adopted November 8, 1966.]*

SEC. 18. *[Repealed November 8, 1966. See Section 18, below.]*

*[Impeachment]*

SEC. 18. (a) The Assembly has the sole power of impeachment. Impeachments shall be tried by the Senate. A person may not be convicted unless, by rollcall vote entered in the journal, two thirds of the membership of the Senate concurs.

(b) State officers elected on a statewide basis, members of the State Board of Equalization, and judges of State courts are subject to impeachment for misconduct in office. Judgment may extend only to removal from office and disqualification to hold any office under the State, but the person convicted or acquitted remains subject to criminal punishment according to law. *[New section adopted November 8, 1966.]*

SEC. 19. *[Repealed November 8, 1966. See Section 19, below.]*

*[Lotteries—Horse Races Regulated—Bingo Games for Charitable Purposes]*

SEC. 19. (a) The Legislature has no power to authorize lotteries and shall prohibit the sale of lottery tickets in the State.

(b) The Legislature may provide for the regulation of horse races and horse race meetings and wagering on the results.

(c) Notwithstanding subdivision (a) the Legislature by statute may authorize cities and counties to provide for bingo games, but only for charitable purposes.

(d) Notwithstanding subdivision (a), there is authorized the establishment of a California State Lottery.

(e) The Legislature has no power to authorize, and shall prohibit casinos of the type currently operating in Nevada and New Jersey. *[As amended November 6, 1984. Initiative measure.]*

SEC. 20. [*Repealed November 8, 1966. See Section 20, below.*]

**[Fish and Game—Districts and Commission]**

SEC. 20. (a) The Legislature may provide for division of the State into fish and game districts and may protect fish and game in districts or parts of districts.

(b) There is a Fish and Game Commission of 5 members appointed by the Governor and approved by the Senate, a majority of the membership concurring, for 6-year terms and until their successors are appointed and qualified. Appointment to fill a vacancy is for the unexpired portion of the term. The Legislature may delegate to the commission such powers relating to the protection and propagation of fish and game as the Legislature sees fit. A member of the commission may be removed by concurrent resolution adopted by each house, a majority of the membership concurring. [*New section adopted November 8, 1966.*]

SEC. 21. [*Repealed November 8, 1966. See Section 21, below.*]

**[War- or Enemy-Caused Disaster]**

SEC. 21. To meet the needs resulting from war-caused or enemy-caused disaster in California, the Legislature may provide for:

(a) Filling the offices of members of the Legislature should at least one fifth of the membership of either house be killed, missing, or disabled, until they are able to perform their duties or successors are elected.

(b) Filling the office of Governor should the Governor be killed, missing, or disabled, until the Governor or the successor designated in this Constitution is able to perform the duties of the office of Governor or a successor is elected.

(c) Convening the Legislature.

(d) Holding elections to fill offices that are elective under this Constitution and that are either vacant or occupied by persons not elected thereto.

(e) Selecting a temporary seat of State or county government. [*As amended November 5, 1974.*]

SEC. 22. [*Renumbered Section 8 of Article II June 8, 1976. See Section 22, below.*]

**[Accountability—Session Goals and Objectives]**

SEC. 22. It is the right of the people to hold their legislators accountable. To assist the people in exercising this right, at the convening of each regular session of the Legislature, the President pro Tempore of the Senate, the Speaker of the Assembly, and the minority leader of each house shall report to their house the goals and objectives of that house during that session and, at the close of each regular session, the progress made toward meeting those goals and objectives. [*New section adopted June 5, 1990.*]

SEC. 22a. [*Repealed November 8, 1966.*]

SEC. 23. [*Renumbered Section 9 of Article II June 8, 1976.*]

SEC. 23a. [*Repealed November 8, 1966.*]

SEC. 23b. [*Repealed November 8, 1966.*]

SEC. 24. [*Renumbered Section 10 of Article II June 8, 1976.*]

SEC. 25. [*Renumbered Section 11 of Article II June 8, 1976.*]

SEC. 25a. [*Repealed November 8, 1966.*]

SEC. 25½. [*Repealed November 8, 1966.*]

SEC. 25⅝. [*Renumbered Section 22 of Article XIII and amended November 8, 1966.*]

SEC. 25¾. [*Renumbered Section 25.7 and amended November 6, 1962.*]

SEC. 25.7. [*Repealed November 8, 1966.*]

SEC. 26. [*Renumbered Section 12 of Article II June 8, 1976.*]

SEC. 27. [*Repealed June 3, 1980.*]

SEC. 28. [*Repealed June 8, 1976. See Section 28, below.*]

[*State Capitol Maintenance—Appropriations*]

SEC. 28. (a) Notwithstanding any other provision of this Constitution, no bill shall take effect as an urgency statute if it authorizes or contains an appropriation for either (1) the alteration or modification of the color, detail, design, structure or fixtures of the historically restored areas of the first, second, and third floors and the exterior of the west wing of the State Capitol from that existing upon the completion of the project of restoration or rehabilitation of the building conducted pursuant to Section 9124 of the Government Code as such section read upon the effective date of this section, or (2) the purchase of furniture of different design to replace that restored, replicated, or designed to conform to the historic period of the historically restored areas specified above, including the legislators' chairs and desks in the Senate and Assembly Chambers.

(b) No expenditures shall be made in payment for any of the purposes described in subdivision (a) of this section unless funds are appropriated expressly for such purposes.

(c) This section shall not apply to appropriations or expenditures for ordinary repair and maintenance of the State Capitol building, fixtures and furniture. [*New Section adopted June 3, 1980.*]

SEC. 29. [*Renumbered Section 23 of Article XIII and amended November 8, 1966.*]

SEC. 30. [*Renumbered Section 24 of Article XIII and amended November 8, 1966.*]

SEC. 31. [*Renumbered Section 25 of Article XIII and amended November 8, 1966.*]

SEC. 31a. [*Renumbered Section 26 of Article XIII and amended November 8, 1966.*]

SEC. 31b. [*As adopted by Assembly Constitutional Amendment 14 of 1931, repealed November 6, 1956.*]

SEC. 31b. [*As adopted November 8, 1932, renumbered Section 27 of Article XIII and amended November 8, 1966.*]

SEC. 31c. [*As adopted November 3, 1936, renumbered Section 28 of Article XIII and amended November 8, 1966.*]

SEC. 31c. [*As adopted November 3, 1942, repealed November 6, 1956.*]

SEC. 31d. [*Repealed November 6, 1956.*]

SEC. 32. [*Repealed November 8, 1966.*]

SEC. 33. [*Repealed November 8, 1966.*]

SEC. 34. [*Repealed November 8, 1966.*]

SEC. 34a. [*Repealed November 8, 1966.*]

SEC. 35. [*Repealed November 8, 1966.*]

SEC. 36. [*Repealed November 8, 1966.*]

SEC. 37. [*Repealed November 8, 1966.*]

SEC. 38. [*Repealed November 8, 1966.*]

ARTICLE V. [*Repealed November 8, 1966. See Article V, below.*]

## ARTICLE V \*

### EXECUTIVE

SECTION 1. [*Repealed November 8, 1966. See Section 1, below.*]

#### [*Executive Power Vested in Governor*]

SECTION 1. The supreme executive power of this State is vested in the Governor. The Governor shall see that the law is faithfully executed. [*As amended November 5, 1974.*]

SEC. 2. [*Repealed November 8, 1966. See Section 2, below.*]

#### [*Election—Eligibility—Number of Terms*]

SEC. 2. The Governor shall be elected every fourth year at the same time and places as members of the Assembly and hold office from the Monday after January 1 following the election until a successor qualifies. The Governor shall be an elector who has been a citizen of the United States and a resident of this State for 5 years immediately preceding the Governor's election. The Governor may not hold other public office. No Governor may serve more than 2 terms. [*As amended November 6, 1990. Initiative measure.*]

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\* New Article V adopted November 8, 1966

SEC. 3. [*Repealed November 8, 1966. See Section 3, below.*]

**[Report to Legislature—Recommendations]**

SEC. 3. The Governor shall report to the Legislature each calendar year on the condition of the State and may make recommendations. [*As amended November 7, 1972.*]

SEC. 4. [*Repealed November 8, 1966. See Section 4, below.*]

**[Information From Executive Officers, Etc.]**

SEC. 4. The Governor may require executive officers and agencies and their employees to furnish information relating to their duties. [*New section adopted November 8, 1966.*]

SEC. 4.5. [*Renumbered Section 4 and amended November 8, 1960.*]

SEC. 5. [*Repealed November 8, 1966. See Section 5, below.*]

**[Filling Vacancies—Confirmation by Legislature]**

SEC. 5. (a) Unless the law otherwise provides, the Governor may fill a vacancy in office by appointment until a successor qualifies.

(b) Whenever there is a vacancy in the office of the Superintendent of Public Instruction, the Lieutenant Governor, Secretary of State, Controller, Treasurer, or Attorney General, or on the State Board of Equalization, the Governor shall nominate a person to fill the vacancy who shall take office upon confirmation by a majority of the membership of the Senate and a majority of the membership of the Assembly and who shall hold office for the balance of the unexpired term. In the event the nominee is neither confirmed nor refused confirmation by both the Senate and the Assembly within 90 days of the submission of the nomination, the nominee shall take office as if he or she had been confirmed by a majority of the Senate and Assembly; provided, that if such 90-day period ends during a recess of the Legislature, the period shall be extended until the sixth day following the day on which the Legislature reconvenes. [*As amended November 2, 1976.*]

SEC. 6. [*Repealed November 8, 1966. See Section 6, below.*]

**[Executive Assignment and Agency Reorganization]**

SEC. 6. Authority may be provided by statute for the Governor to assign and reorganize functions among executive officers and agencies and their employees, other than elective officers and agencies administered by elective officers. [*New section adopted November 8, 1966.*]

SEC. 7. [*Repealed November 8, 1966. See Section 7, below.*]

**[Commander of Militia]**

SEC. 7. The Governor is commander in chief of a militia that shall be provided by statute. The Governor may call it forth to execute the law. [*As amended November 5, 1974.*]

SEC. 8. [*Repealed November 8, 1966. See Section 8, below.*]

**[Reprieves—Pardons—Commutations]**

SEC. 8. (a) Subject to application procedures provided by statute, the Governor, on conditions the Governor deems proper, may grant a reprieve, pardon, and commutation, after sentence, except in case of impeachment. The Governor shall report to the Legislature each reprieve, pardon, and commutation granted, stating the pertinent facts and the reasons for granting it. The Governor may not grant a pardon or commutation to a person twice convicted of a felony except on recommendation of the Supreme Court, 4 judges concurring.

(b) No decision of the parole authority of this State with respect to the granting, denial, revocation, or suspension of parole of a person sentenced to an indeterminate term upon conviction of murder shall become effective for a period of 30 days, during which the Governor may review the decision subject to procedures provided by statute. The Governor may only affirm, modify, or reverse the decision of the parole authority on the basis of the same factors which the parole authority is required to consider. The Governor shall report to the Legislature each parole decision affirmed, modified, or reversed, stating the pertinent facts and reasons for the action. [*As amended November 8, 1988.*]

SEC. 9. [*Repealed November 8, 1966. See Section 9, below.*]

**[Lieutenant Governor—Qualifications—Casting Vote]**

SEC. 9. The Lieutenant Governor shall have the same qualifications as the Governor. The Lieutenant Governor is President of the Senate but has only a casting vote. [*As amended November 5, 1974.*]

SEC. 10. [*Repealed November 8, 1966. See Section 10, below.*]

**[Succession]**

SEC. 10. The Lieutenant Governor shall become Governor when a vacancy occurs in the office of Governor.

The Lieutenant Governor shall act as Governor during the impeachment, absence from the State, or other temporary disability of the Governor or of a Governor-elect who fails to take office.

The Legislature shall provide an order of precedence after the Lieutenant Governor for succession to the office of Governor and for the temporary exercise of the Governor's functions.

The Supreme Court has exclusive jurisdiction to determine all questions arising under this section.

Standing to raise questions of vacancy or temporary disability is vested exclusively in a body provided by statute. [*As amended November 5, 1974.*]

SEC. 11. [*Repealed November 8, 1966. See Section 11, below.*]

**[Other State Officers—Election—Number of Terms]**

SEC. 11. The Lieutenant Governor, Attorney General, Controller, Secretary of State, and Treasurer shall be elected at the same time and

places and for the same term as the Governor. No Lieutenant Governor, Attorney General, Controller, Secretary of State, or Treasurer may serve in the same office for more than 2 terms. [*As amended November 6, 1990. Initiative measure.*]

SEC. 12. [*Repealed June 5, 1990.*]

SEC. 13. [*Repealed November 8, 1966. See Section 13, below.*]

[*Attorney General—Chief Law Officer*]

SEC. 13. Subject to the powers and duties of the Governor, the Attorney General shall be the chief law officer of the State. It shall be the duty of the Attorney General to see that the laws of the State are uniformly and adequately enforced. The Attorney General shall have direct supervision over every district attorney and sheriff and over such other law enforcement officers as may be designated by law, in all matters pertaining to the duties of their respective offices, and may require any of said officers to make reports concerning the investigation, detection, prosecution, and punishment of crime in their respective jurisdictions as to the Attorney General may seem advisable. Whenever in the opinion of the Attorney General any law of the State is not being adequately enforced in any county, it shall be the duty of the Attorney General to prosecute any violations of law of which the superior court shall have jurisdiction, and in such cases the Attorney General shall have all the powers of a district attorney. When required by the public interest or directed by the Governor, the Attorney General shall assist any district attorney in the discharge of the duties of that office. [*As amended November 5, 1974.*]

SEC. 14. [*Repealed November 8, 1966. See Section 14, below.*]

[*State Officers—Conflict of Interest—Prohibited Compensation—Earned Income*]

SEC. 14. (a) To eliminate any appearance of a conflict with the proper discharge of his or her duties and responsibilities, no State officer may knowingly receive any salary, wages, commissions, or other similar earned income from a lobbyist or lobbying firm, as defined by the Political Reform Act of 1974, or from a person who, during the previous 12 months, has been under a contract with the State agency under the jurisdiction of the State officer. The Legislature shall enact laws that define earned income. However, earned income does not include any community property interest in the income of a spouse. Any State officer who knowingly receives any salary, wages, commissions, or other similar earned income from a lobbyist employer, as defined by the Political Reform Act of 1974, may not, for a period of one year following its receipt, vote upon or make, participate in making, or in any way attempt to use his or her official position to influence an action or decision before the agency for which the State officer serves, other than an action or decision involving a bill described in subdivision (c) of Section 12 of Article IV, which he or she knows, or has reason to know, would have a direct and significant financial impact on the

lobbyist employer and would not impact the public generally or a significant segment of the public in a similar manner. As used in this subdivision, "public generally" includes an industry, trade, or profession.

*[State Officers—Honoraria]*

(b) No State officer may accept any honorarium. The Legislature shall enact laws that implement this subdivision.

*[State Officers—Gifts—Conflict of Interest]*

(c) The Legislature shall enact laws that ban or strictly limit the acceptance of a gift by a State officer from any source if the acceptance of the gift might create a conflict of interest.

*[State Officers—Prohibited Compensation or Activity]*

(d) No State officer may knowingly accept any compensation for appearing, agreeing to appear, or taking any other action on behalf of another person before any State government board or agency. If a State officer knowingly accepts any compensation for appearing, agreeing to appear, or taking any other action on behalf of another person before any local government board or agency, the State officer may not, for a period of one year following the acceptance of the compensation, make, participate in making, or in any way attempt to use his or her official position to influence an action or decision before the State agency for which the State officer serves, other than an action or decision involving a bill described in subdivision (c) of Section 12 of Article IV, which he or she knows, or has reason to know, would have a direct and significant financial impact on that person and would not impact the public generally or a significant segment of the public in a similar manner. As used in this subdivision, "public generally" includes an industry, trade, or profession. However, a State officer may engage in activities involving a board or agency which are strictly on his or her own behalf, appear in the capacity of an attorney before any court or the Workers' Compensation Appeals Board, or act as an advocate without compensation or make an inquiry for information on behalf of a person before a board or agency. This subdivision does not prohibit any action of a partnership or firm of which the State officer is a member if the State officer does not share directly or indirectly in the fee, less any expenses attributable to that fee, resulting from that action.

*[State Officers—Lobbying]*

(e) The Legislature shall enact laws that prohibit a State officer, or a secretary of an agency or director of a department appointed by the Governor, who has not resigned or retired from State service prior to January 7, 1991, from lobbying, for compensation, as governed by the Political Reform Act of 1974, before the executive branch of State government for 12 months after leaving office.



**[State Officer—Definition]**

(f) “State officer,” as used in this section, means the Governor, Lieutenant Governor, Attorney General, Controller, Insurance Commissioner, Secretary of State, Superintendent of Public Instruction, Treasurer, and member of the State Board of Equalization. *[New section adopted June 5, 1990. Subdivision (b) operative December 3, 1990.]*

SEC. 15. *[Repealed November 8, 1966.]*

SEC. 16. *[Repealed November 8, 1966.]*

SEC. 17. *[Repealed November 8, 1966.]*

SEC. 18. *[Repealed November 8, 1966.]*

SEC. 19. *[Repealed November 8, 1960.]*

SEC. 20. *[Repealed November 8, 1966.]*

SEC. 21. *[Repealed November 8, 1966.]*

SEC. 22. *[Repealed November 8, 1966.]*

ARTICLE VI. *[Repealed November 8, 1966. See Article VI, below.]*

**ARTICLE VI \*****JUDICIAL**

SECTION 1. *[Repealed November 8, 1966. See Section 1, below.]*

**[Judicial Power Vested in Courts]**

SEC. 1. The judicial power of this State is vested in the Supreme Court, courts of appeal, superior courts, municipal courts, and justice courts. All courts are courts of record. *[As amended November 8, 1988. Operative January 1, 1990.]*

SEC. 1a. *[Repealed November 8, 1966.]*

SEC. 1b. *[Repealed November 8, 1966.]*

SEC. 1c. *[Repealed November 8, 1966.]*

SEC. 2. *[Repealed November 8, 1966. See Section 2, below.]*

**[Supreme Court—Composition]**

SEC. 2. The Supreme Court consists of the Chief Justice of California and 6 associate justices. The Chief Justice may convene the court at any time. Concurrence of 4 judges present at the argument is necessary for a judgment.

An acting Chief Justice shall perform all functions of the Chief Justice when the Chief Justice is absent or unable to act. The Chief Justice or, if the Chief Justice fails to do so, the court shall select an associate justice as acting Chief Justice. *[As amended November 5, 1974.]*

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\* New Article VI adopted November 8, 1966

SEC. 3. *[Repealed November 8, 1966. See Section 3, below.]*

*[Judicial Districts—Courts of Appeal]*

SEC. 3. The Legislature shall divide the State into districts each containing a court of appeal with one or more divisions. Each division consists of a presiding justice and 2 or more associate justices. It has the power of a court of appeal and shall conduct itself as a 3-judge court. Concurrence of 2 judges present at the argument is necessary for a judgment.

An acting presiding justice shall perform all functions of the presiding justice when the presiding justice is absent or unable to act. The presiding justice or, if the presiding justice fails to do so, the Chief Justice shall select an associate justice of that division as acting presiding justice. *[As amended November 5, 1974.]*

SEC. 4. *[Repealed November 8, 1966. See Section 4, below.]*

*[Superior Courts]*

SEC. 4. In each county there is a superior court of one or more judges. The Legislature shall prescribe the number of judges and provide for the officers and employees of each superior court. If the governing body of each affected county concurs, the Legislature may provide that one or more judges serve more than one superior court.

The county clerk is ex officio clerk of the superior court in the county. *[As amended November 5, 1974.]*

SEC. 4a. *[Repealed November 8, 1966.]*

SEC. 4b. *[Repealed November 8, 1966.]*

SEC. 4c. *[Repealed November 8, 1966.]*

SEC. 4d. *[Repealed November 8, 1966.]*

SEC. 4e. *[Repealed November 8, 1966.]*

SEC. 4½. *[Repealed November 8, 1966.]*

SEC. 4¾. *[Repealed November 8, 1966.]*

SEC. 5. *[Repealed November 8, 1966. See Section 5, below.]*

*[Municipal and Justice Courts]*

SEC. 5. (a) Each county shall be divided into municipal court and justice court districts as provided by statute, but a city may not be divided into more than one district. Each municipal and justice court shall have one or more judges.

There shall be a municipal court in each district of more than 40,000 residents and a justice court in each district of 40,000 residents or less. The number of residents shall be ascertained as provided by statute.

The Legislature shall provide for the organization and prescribe the jurisdiction of municipal and justice courts. It shall prescribe for each municipal court and provide for each justice court the number, qualifications, and compensation of judges, officers, and employees.

(b) Notwithstanding the provisions of subdivision (a), any city in San Diego County may be divided into more than one municipal court or justice court district if the Legislature determines that unusual geographic conditions warrant such division. [*As amended June 8, 1976.*]

SEC. 5.5. [*Repealed June 8, 1976.*]

SEC. 6. [*Repealed November 8, 1966. See Section 6, below.*]

[*Judicial Council—Membership and Powers*]

SEC. 6. The Judicial Council consists of the Chief Justice and one other judge of the Supreme Court, 3 judges of courts of appeal, 5 judges of superior courts, 3 judges of municipal courts, and 2 judges of justice courts, each appointed by the Chief Justice for a 2-year term; 4 members of the State Bar appointed by its governing body for 2-year terms; and one member of each house of the Legislature appointed as provided by the house.

Council membership terminates if a member ceases to hold the position that qualified the member for appointment. A vacancy shall be filled by the appointing power for the remainder of the term.

The council may appoint an Administrative Director of the Courts, who serves at its pleasure and performs functions delegated by the council or the Chief Justice, other than adopting rules of court administration, practice and procedure.

To improve the administration of justice the council shall survey judicial business and make recommendations to the courts, make recommendations annually to the Governor and Legislature, adopt rules for court administration, practice and procedure, not inconsistent with statute, and perform other functions prescribed by statute.

The Chief Justice shall seek to expedite judicial business and to equalize the work of judges. The Chief Justice may provide for the assignment of any judge to another court but only with the judge's consent if the court is of lower jurisdiction. A retired judge who consents may be assigned to any court.

Judges shall report to the Judicial Council as the Chief Justice directs concerning the condition of judicial business in their courts. They shall cooperate with the council and hold court as assigned. [*As amended November 5, 1974.*]

SEC. 7. [*Repealed November 8, 1966. See Section 7, below.*]

[*Commission on Judicial Appointments—Membership*]

SEC. 7. The Commission on Judicial Appointments consists of the Chief Justice, the Attorney General, and the presiding justice of the court of appeal of the affected district or, if there are 2 or more presiding justices, the one who has presided longest or, when a nomination or appointment to the Supreme Court is to be considered, the presiding justice who has presided longest on any court of appeal. [*New section adopted November 8, 1966.*]

SEC. 8. [*Repealed November 8, 1966. See Section 8, below.*]

**[Commission on Judicial Performance—Membership]**

SEC. 8. (a) The Commission on Judicial Performance consists of 2 judges of courts of appeal, 2 judges of superior courts, and one judge of a municipal court, each appointed by the Supreme Court; 2 members of the State Bar of California who have practiced law in this State for 10 years, appointed by its governing body; and 2 citizens who are not judges, retired judges, or members of the State Bar of California, appointed by the Governor and approved by the Senate, a majority of the membership concurring. Except as provided in subdivision (b), all terms are 4 years. No member shall serve more than 2 4-year terms.

Commission membership terminates if a member ceases to hold the position that qualified the member for appointment. A vacancy shall be filled by the appointing power for the remainder of the term. A member whose term has expired may continue to serve until the vacancy has been filled by the appointing power.

(b) To create staggered terms among the members of the Commission on Judicial Performance, the following members shall be appointed, as follows:

(1) The court of appeal member appointed to immediately succeed the term that expires on November 8, 1988, shall serve a 2-year term.

(2) Of the State Bar members appointed to immediately succeed terms that expire on December 31, 1988, one member shall serve for a 2-year term. [*As amended November 8, 1988.*]

SEC. 9. [*Repealed November 8, 1966. See Section 9, below.*]

**[State Bar]**

SEC. 9. The State Bar of California is a public corporation. Every person admitted and licensed to practice law in this State is and shall be a member of the State Bar except while holding office as a judge of a court of record. [*New section adopted November 8, 1966.*]

SEC. 10. [*Repealed November 8, 1966. See Section 10, below.*]

**[Jurisdiction—Original]**

SEC. 10. The Supreme Court, courts of appeal, superior courts, and their judges have original jurisdiction in habeas corpus proceedings. Those courts also have original jurisdiction in proceedings for extraordinary relief in the nature of mandamus, certiorari, and prohibition.

Superior courts have original jurisdiction in all causes except those given by statute to other trial courts.

The court may make such comment on the evidence and the testimony and credibility of any witness as in its opinion is necessary for the proper determination of the cause. [*New section adopted November 8, 1966.*]

SEC. 10a. [*Repealed November 8, 1966.*]

SEC. 10b. [*Repealed November 8, 1966.*]

SEC. 11. [*Repealed November 8, 1966. See Section 11, below.*]

[*Jurisdiction—Appellate*]

SEC. 11. The Supreme Court has appellate jurisdiction when judgment of death has been pronounced. With that exception courts of appeal have appellate jurisdiction when superior courts have original jurisdiction and in other causes prescribed by statute.

Superior courts have appellate jurisdiction in causes prescribed by statute that arise in municipal and justice courts in their counties.

The Legislature may permit appellate courts to take evidence and make findings of fact when jury trial is waived or not a matter of right. [*New section adopted November 8, 1966.*]

SEC. 11a. [*Repealed November 7, 1950.*]

SEC. 12. [*Repealed November 8, 1966. See Section 12, below.*]

[*Transfer of Causes—Jurisdiction—Review of Decisions*]

SEC. 12. (a) The Supreme Court may, before decision, transfer to itself a cause in a court of appeal. It may, before decision, transfer a cause from itself to a court of appeal or from one court of appeal or division to another. The court to which a cause is transferred has jurisdiction.

(b) The Supreme Court may review the decision of a court of appeal in any cause.

(c) The Judicial Council shall provide, by rules of court, for the time and procedure for transfer and for review, including, among other things, provisions for the time and procedure for transfer with instructions, for review of all or part of a decision, and for remand as improvidently granted.

(d) This section shall not apply to an appeal involving a judgment of death. [*As amended November 6, 1984. Operative May 6, 1985.*]

SEC. 13. [*Repealed November 7, 1950. See Section 13, below.*]

[*Judgment—When Set Aside*]

SEC. 13. No judgment shall be set aside, or new trial granted, in any cause, on the ground of misdirection of the jury, or of the improper admission or rejection of evidence, or for any error as to any matter of pleading, or for any error as to any matter of procedure, unless, after an examination of the entire cause, including the evidence, the court shall be of the opinion that the error complained of has resulted in a miscarriage of justice. [*New section adopted November 8, 1966.*]

SEC. 14. [*Repealed November 8, 1966. See Section 14, below.*]

[*Supreme Court and Appellate Court—Published Opinions*]

SEC. 14. The Legislature shall provide for the prompt publication of such opinions of the Supreme Court and courts of appeal as the Supreme Court deems appropriate, and those opinions shall be available for publication by any person.

Decisions of the Supreme Court and courts of appeal that determine causes shall be in writing with reasons stated. [*New section adopted November 8, 1966.*]

SEC. 15. [*Repealed November 8, 1966. See Section 15, below.*]

[*Judges—Eligibility*]

SEC. 15. A person is ineligible to be a judge of a court of record unless for 5 years immediately preceding selection to a municipal or justice court or 10 years immediately preceding selection to other courts, the person has been a member of the State Bar or served as a judge of a court of record in this State. A judge eligible for municipal court service may be assigned by the Chief Justice to serve on any court. [*As amended November 8, 1988. Operative January 1, 1990.*]

[*Judges—Eligibility*]

SEC. 15.5. The 5-year membership or service requirement of Section 15 does not apply to justice court judges who held office on January 1, 1988.

This section shall be operative only until January 1, 1995, and as of that date is repealed. [*New section adopted November 8, 1988. Operative January 1, 1990. Repealed January 1, 1995.*]

SEC. 16. [*Repealed November 8, 1966. See Section 16, below.*]

[*Judges—Elections—Terms—Vacancies*]

SEC. 16. (a) Judges of the Supreme Court shall be elected at large and judges of courts of appeal shall be elected in their districts at general elections at the same time and places as the Governor. Their terms are 12 years beginning the Monday after January 1 following their election, except that a judge elected to an unexpired term serves the remainder of the term. In creating a new court of appeal district or division the Legislature shall provide that the first elective terms are 4, 8, and 12 years.

(b) Judges of other courts shall be elected in their counties or districts at general elections. The Legislature may provide that an unopposed incumbent's name not appear on the ballot.

(c) Terms of judges of superior courts are 6 years beginning the Monday after January 1 following their election. A vacancy shall be filled by election to a full term at the next general election after the January 1 following the vacancy, but the Governor shall appoint a person to fill the vacancy temporarily until the elected judge's term begins.

(d) Within 30 days before August 16 preceding the expiration of the judge's term, a judge of the Supreme Court or a court of appeal may file a declaration of candidacy to succeed to the office presently held by the judge. If the declaration is not filed, the Governor before September 16 shall nominate a candidate. At the next general election, only the candidate so declared or nominated may appear on the ballot, which shall present the question whether the candidate shall be elected. The

candidate shall be elected upon receiving a majority of the votes on the question. A candidate not elected may not be appointed to that court but later may be nominated and elected.

The Governor shall fill vacancies in those courts by appointment. An appointee holds office until the Monday after January 1 following the first general election at which the appointee had the right to become a candidate or until an elected judge qualifies. A nomination or appointment by the Governor is effective when confirmed by the Commission on Judicial Appointments.

Electors of a county, by majority of those voting and in a manner the Legislature shall provide, may make this system of selection applicable to judges of superior courts. [*As amended November 5, 1974.*]

SEC. 17. [*Repealed November 6, 1956. See Section 17, below.*]

[*Judges—Restrictions, Other Employment, and Benefits*]

SEC. 17. A judge of a court of record may not practice law and during the term for which the judge was selected is ineligible for public employment or public office other than judicial employment or judicial office, except a judge of a court of record may accept a part-time teaching position that is outside the normal hours of his or her judicial position and that does not interfere with the regular performance of his or her judicial duties while holding office. A judge of a trial court of record may, however, become eligible for election to other public office by taking a leave of absence without pay prior to filing a declaration of candidacy. Acceptance of the public office is a resignation from the office of judge.

A judicial officer may not receive fines or fees for personal use.

A judicial officer may not earn retirement service credit from a public teaching position while holding judicial office. [*As amended November 8, 1988.*]

SEC. 18. [*Repealed November 8, 1966. See Section 18, below.*]

[*Judges—Disqualification, Suspension, Removal, Retirement, or Repeal*]

SEC. 18. (a) A judge is disqualified from acting as a judge, without loss of salary, while there is pending (1) an indictment or an information charging the judge in the United States with a crime punishable as a felony under California or federal law, or (2) a recommendation to the Supreme Court by the Commission on Judicial Performance for removal or retirement of the judge.

(b) On recommendation of the Commission on Judicial Performance or on its own motion, the Supreme Court may suspend a judge from office without salary when in the United States the judge pleads guilty or no contest or is found guilty of a crime punishable as a felony under California or federal law or of any other crime that involves moral turpitude under that law. If the conviction is reversed suspension terminates, and the judge shall be paid the salary for the judicial office

held by the judge for the period of suspension. If the judge is suspended and the conviction becomes final the Supreme Court shall remove the judge from office.

(c) On recommendation of the Commission on Judicial Performance the Supreme Court may (1) retire a judge for disability that seriously interferes with the performance of the judge's duties and is or is likely to become permanent, and (2) censure or remove a judge for action occurring not more than 6 years prior to the commencement of the judge's current term that constitutes wilful misconduct in office, persistent failure or inability to perform the judge's duties, habitual intemperance in the use of intoxicants or drugs, or conduct prejudicial to the administration of justice that brings the judicial office into disrepute. The Commission on Judicial Performance may privately admonish a judge found to have engaged in an improper action or a dereliction of duty, subject to review in the Supreme Court in the manner provided for review of causes decided by a court of appeal.

(d) A judge retired by the Supreme Court shall be considered to have retired voluntarily. A judge removed by the Supreme Court is ineligible for judicial office and pending further order of the court is suspended from practicing law in this State.

(e) A recommendation of the Commission on Judicial Performance for the censure, removal or retirement of a judge of the Supreme Court shall be determined by a tribunal of 7 court of appeal judges selected by lot.

(f) If, after conducting a preliminary investigation, the Commission on Judicial Performance by vote determines that formal proceedings should be instituted:

(1) The judge or judges charged may require that formal hearings be public, unless the Commission on Judicial Performance by vote finds good cause for confidential hearings.

(2) The Commission on Judicial Performance may, without further review in the Supreme Court, issue a public reproof with the consent of the judge for conduct warranting discipline. The public reproof shall include an enumeration of any and all formal charges brought against the judge which have not been dismissed by the commission.

(3) The Commission on Judicial Performance may in the pursuit of public confidence and the interests of justice, issue press statements or releases or, in the event charges involve moral turpitude, dishonesty, or corruption, open hearings to the public.

(g) The Commission on Judicial Performance may issue explanatory statements at any investigatory stage when the subject matter is generally known to the public.

(h) The Judicial Council shall make rules implementing this section and providing for confidentiality of proceedings. [*As amended November 8, 1988.*]



SEC. 19. [*Repealed November 8, 1966. See Section 19, below.*]

[*Judges—Compensation*]

SEC. 19. The Legislature shall prescribe compensation for judges of courts of record.

A judge of a court of record may not receive the salary for the judicial office held by the judge while any cause before the judge remains pending and undetermined for 90 days after it has been submitted for decision. [*As amended November 5, 1974.*]

SEC. 20. [*Repealed November 8, 1966. See Section 20, below.*]

[*Judges—Retirement—Disability*]

SEC. 20. The Legislature shall provide for retirement, with reasonable allowance, of judges of courts of record for age or disability. [*New section adopted November 8, 1966.*]

SEC. 21. [*Repealed November 8, 1966. See Section 21, below.*]

[*Temporary Judges*]

SEC. 21. On stipulation of the parties litigant the court may order a cause to be tried by a temporary judge who is a member of the State Bar, sworn and empowered to act until final determination of the cause. [*New section adopted November 8, 1966.*]

SEC. 22. [*Repealed November 4, 1930. See Section 22, below.*]

[*Appointment of Officers—Subordinate Judicial Duties*]

SEC. 22. The Legislature may provide for the appointment by trial courts of record of officers such as commissioners to perform subordinate judicial duties. [*New section adopted November 8, 1966.*]

SEC. 23. [*Repealed November 8, 1966.*]

SEC. 24. [*Repealed November 8, 1966.*]

SEC. 25. [*Repealed November 6, 1956.*]

SEC. 26. [*Repealed November 8, 1966.*]

SEC. 26a. [*Repealed November 6, 1962.*]

ARTICLE VII. [*Repealed November 8, 1966. See Article VII, below.*]

ARTICLE VII \*

PUBLIC OFFICERS AND EMPLOYEES

SECTION 1. [*Repealed November 8, 1966. See Section 1, below.*]

[*Civil Service*]

SECTION 1. (a) The civil service includes every officer and employee of the State except as otherwise provided in this Constitution.

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\* New Article VII adopted June 8, 1976

(b) In the civil service permanent appointment and promotion shall be made under a general system based on merit ascertained by competitive examination. [*New section adopted June 8, 1976.*]

**[Personnel Board—Membership and Compensation]**

SEC. 2. (a) There is a Personnel Board of 5 members appointed by the Governor and approved by the Senate, a majority of the membership concurring, for 10-year terms and until their successors are appointed and qualified. Appointment to fill a vacancy is for the unexpired portion of the term. A member may be removed by concurrent resolution adopted by each house, two-thirds of the membership of each house concurring.

(b) The board annually shall elect one of its members as presiding officer.

(c) The board shall appoint and prescribe compensation for an executive officer who shall be a member of the civil service but not a member of the board. [*New section adopted June 8, 1976.*]

**[Personnel Board—Duties]**

SEC. 3. (a) The board shall enforce the civil service statutes and, by majority vote of all its members, shall prescribe probationary periods and classifications, adopt other rules authorized by statute, and review disciplinary actions.

(b) The executive officer shall administer the civil service statutes under rules of the board. [*New section adopted June 8, 1976.*]

**[Exempt Positions]**

SEC. 4. The following are exempt from civil service:

(a) Officers and employees appointed or employed by the Legislature, either house, or legislative committees.

(b) Officers and employees appointed or employed by councils, commissions or public corporations in the judicial branch or by a court of record or officer thereof.

(c) Officers elected by the people and a deputy and an employee selected by each elected officer.

(d) Members of boards and commissions.

(e) A deputy or employee selected by each board or commission either appointed by the Governor or authorized by statute.

(f) State officers directly appointed by the Governor with or without the consent or confirmation of the Senate and the employees of the Governor's office, and the employees of the Lieutenant Governor's office directly appointed or employed by the Lieutenant Governor.

(g) A deputy or employee selected by each officer, except members of boards and commissions, exempted under Section 4(f).

(h) Officers and employees of the University of California and the California State Colleges.

(i) The teaching staff of schools under the jurisdiction of the Department of Education or the Superintendent of Public Instruction.

(j) Member, inmate, and patient help in State homes, charitable or correctional institutions, and State facilities for mentally ill or retarded persons.

(k) Members of the militia while engaged in military service.

(l) Officers and employees of district agricultural associations employed less than 6 months in a calendar year.

(m) In addition to positions exempted by other provisions of this section, the Attorney General may appoint or employ six deputies or employees, the Public Utilities Commission may appoint or employ one deputy or employee, and the Legislative Counsel may appoint or employ two deputies or employees. [*New section adopted June 8, 1976.*]

[*Temporary Appointments*]

SEC. 5. A temporary appointment may be made to a position for which there is no employment list. No person may serve in one or more positions under temporary appointment longer than 9 months in 12 consecutive months. [*New section adopted June 8, 1976.*]

[*Veterans' Preferences—Special Rules*]

SEC. 6. (a) The Legislature may provide preferences for veterans and their surviving spouses.

(b) The board by special rule may permit persons in exempt positions, brought under civil service by constitutional provision, to qualify to continue in their positions.

(c) When the State undertakes work previously performed by a county, city, public district of this State or by a federal department or agency, the board by special rule shall provide for persons who previously performed this work to qualify to continue in their positions in the State civil service subject to such minimum standards as may be established by statute. [*New section adopted June 8, 1976.*]

[*Dual Office Holding*]

SEC. 7. A person holding a lucrative office under the United States or other power may not hold a civil office of profit. A local officer or postmaster whose compensation does not exceed 500 dollars per year or an officer in the militia or a member of a reserve component of the armed forces of the United States except where on active federal duty for more than 30 days in any year is not a holder of a lucrative office, nor is the holding of a civil office of profit affected by this military service. [*New section adopted June 8, 1976.*]

[*Disqualification From Holding Office or Serving on Jury—Free Suffrage*]

SEC. 8. (a) Every person shall be disqualified from holding any office of profit in this State who shall have been convicted of having given or offered a bribe to procure personal election or appointment.

(b) Laws shall be made to exclude persons convicted of bribery, perjury, forgery, malfeasance in office, or other high crimes from office or serving on juries. The privilege of free suffrage shall be supported by laws regulating elections and prohibiting, under adequate penalties, all undue influence thereon from power, bribery, tumult, or other improper practice. [*New section adopted June 8, 1976.*]

*[Persons or Organizations Advocating Overthrow of Government]*

SEC. 9. Notwithstanding any other provision of this Constitution, no person or organization which advocates the overthrow of the Government of the United States or the State by force or violence or other unlawful means or who advocates the support of a foreign government against the United States in the event of hostilities shall:

(a) Hold any office or employment under this State, including but not limited to the University of California, or with any county, city or county, city, district, political subdivision, authority, board, bureau, commission or other public agency of this State; or

(b) Receive any exemption from any tax imposed by this State or any county, city or county, city, district, political subdivision, authority, board, bureau, commission or other public agency of this State.

The Legislature shall enact such laws as may be necessary to enforce the provisions of this section. [*New section adopted June 8, 1976.*]

*[Elected Officials—Disqualification for Libelous or Slandorous Campaign Statements]*

SEC. 10. (a) No person who is found liable in a civil action for making libelous or slanderous statements against an opposing candidate during the course of an election campaign for any federal, statewide, Board of Equalization, or legislative office or for any county, city and county, city, district, or any other local elective office shall retain the seat to which he or she is elected, where it is established that the libel or slander was a major contributing cause in the defeat of an opposing candidate.

A libelous or slanderous statement shall be deemed to have been made by a person within the meaning of this section if that person actually made the statement or if the person actually or constructively assented to, authorized, or ratified the statement.

“Federal office,” as used in this section means the office of United States Senator and Member of the House of Representatives; and to the extent that the provisions of this section do not conflict with any provision of federal law, it is intended that candidates seeking the office of United States Senator or Member of the House of Representatives comply with this section.

(b) In order to determine whether libelous or slanderous statements were a major contributing cause in the defeat of an opposing candidate, the trier of fact shall make a separate, distinct finding on that issue. If the trier of fact finds that libel or slander was a major contributing

cause in the defeat of an opposing candidate and that the libelous or slanderous statement was made with knowledge that it was false or with reckless disregard of whether it was false or true, the person holding office shall be disqualified from or shall forfeit that office as provided in subdivision (d). The findings required by this section shall be in writing and shall be incorporated as part of the judgment.

(c) In a case where a person is disqualified from holding office or is required to forfeit an office under subdivisions (a) and (b), that disqualification or forfeiture shall create a vacancy in office, which vacancy shall be filled in the manner provided by law for the filling of a vacancy in that particular office.

(d) Once the judgment of liability is entered by the trial court and the time for filing a notice of appeal has expired, or all possibility of direct attack in the courts of this State has been finally exhausted, the person shall be disqualified from or shall forfeit the office involved in that election and shall have no authority to exercise the powers or perform the duties of the office.

(e) This section shall apply to libelous or slanderous statements made on or after the effective date of this section. [*New section adopted June 5, 1984.*]

[*Legislators' and Judges' Retirement Systems*]

SEC. 11. (a) The Legislators' Retirement System shall not pay any unmodified retirement allowance or its actuarial equivalent to any person who on or after January 1, 1987, entered for the first time any State office for which membership in the Legislators' Retirement System was elective or to any beneficiary or survivor of such a person, which exceeds the higher of (1) the salary receivable by the person currently serving in the office in which the retired person served or (2) the highest salary that was received by the retired person while serving in that office.

(b) The Judges' Retirement System shall not pay any unmodified retirement allowance or its actuarial equivalent to any person who on or after January 1, 1987, entered for the first time any judicial office subject to the Judges' Retirement System or to any beneficiary or survivor of such a person, which exceeds the higher of (1) the salary receivable by the person currently serving in the judicial office in which the retired person served or (2) the highest salary that was received by the retired person while serving in that judicial office.

(c) The Legislature may define the terms used in this section.

(d) If any part of this measure or the application to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications which reasonably can be given effect without the invalid provision or application. [*As amended November 6, 1990. Initiative measure.*]

## ARTICLE IX

## EDUCATION

*[Legislative Policy]*

SECTION 1. A general diffusion of knowledge and intelligence being essential to the preservation of the rights and liberties of the people, the Legislature shall encourage by all suitable means the promotion of intellectual, scientific, moral, and agricultural improvement.

*[Superintendent of Public Instruction—Election—Date of Office—Number of Terms]*

SEC. 2. A Superintendent of Public Instruction shall be elected by the qualified electors of the State at each gubernatorial election. The Superintendent of Public Instruction shall enter upon the duties of the office on the first Monday after the first day of January next succeeding each gubernatorial election. No Superintendent of Public Instruction may serve more than 2 terms. *[As amended November 6, 1990. Initiative measure.]*

*[Deputy and Associate Superintendents of Public Instruction]*

SEC. 2.1. The State Board of Education, on nomination of the Superintendent of Public Instruction, shall appoint one Deputy Superintendent of Public Instruction and three Associate Superintendents of Public Instruction who shall be exempt from State civil service and whose terms of office shall be four years.

This section shall not be construed as prohibiting the appointment, in accordance with law, of additional Associate Superintendents of Public Instruction subject to State civil service. *[New section adopted November 5, 1946.]*

*[County Superintendents of Schools]*

SEC. 3. A Superintendent of Schools for each county may be elected by the qualified electors thereof at each gubernatorial election or may be appointed by the county board of education, and the manner of the selection shall be determined by a majority vote of the electors of the county voting on the question; provided, that two or more counties may, by an election conducted pursuant to Section 3.2 of this article, unite for the purpose of electing or appointing one joint superintendent for the counties so uniting. *[As amended November 2, 1976.]*

*[County Superintendents of Schools—Qualifications and Salaries]*

SEC. 3.1. (a) Notwithstanding any provision of this Constitution to the contrary, the Legislature shall prescribe the qualifications required of county superintendents of schools, and for these purposes shall classify the several counties in the State.

(b) Notwithstanding any provision of this Constitution to the contrary, the county board of education or joint county board of education, as the case may be, shall fix the salary of the county superintendent of schools or the joint county superintendent of schools, respectively. [*As amended November 2, 1976.*]

*[Joint County Board of Education—Joint County Superintendent of Schools]*

SEC. 3.2. Notwithstanding any provision of this Constitution to the contrary, any two or more chartered counties, or nonchartered counties, or any combination thereof, may, by a majority vote of the electors of each such county voting on the proposition at an election called for that purpose in each such county, establish one joint board of education and one joint county superintendent of schools for the counties so uniting. A joint county board of education and a joint county superintendent of schools shall be governed by the general statutes and shall not be governed by the provisions of any county charter. [*New section adopted November 2, 1976.*]

*[County Boards of Education—Qualifications and Terms of Office]*

SEC. 3.3. Except as provided in Section 3.2 of this article, it shall be competent to provide in any charter framed for a county under any provision of this Constitution, or by the amendment of any such charter, for the election of the members of the county board of education of such county and for their qualifications and terms of office. [*As amended November 2, 1976.*]

SEC. 4. [*Repealed November 3, 1964.*]

*[Common School System]*

SEC. 5. The Legislature shall provide for a system of common schools by which a free school shall be kept up and supported in each district at least six months in every year, after the first year in which a school has been established.

*[Public Schools—Salaries]*

SEC. 6. Each person, other than a substitute employee, employed by a school district as a teacher or in any other position requiring certification qualifications shall be paid a salary which shall be at the rate of an annual salary of not less than twenty-four hundred dollars (\$2,400) for a person serving full time, as defined by law.

*[Public School System]*

The Public School System shall include all kindergarten schools, elementary schools, secondary schools, technical schools, and State colleges, established in accordance with law and, in addition, the school districts and the other agencies authorized to maintain them. No school or college or any other part of the Public School System shall be,

directly or indirectly, transferred from the Public School System or placed under the jurisdiction of any authority other than one included within the Public School System.

**[Support of Public School System—State Aid]**

The Legislature shall add to the State School Fund such other means from the revenues of the State as shall provide in said fund for apportionment in each fiscal year, an amount not less than one hundred eighty dollars (\$180) per pupil in average daily attendance in the kindergarten schools, elementary schools, secondary schools, and technical schools in the Public School System during the next preceding fiscal year.

The entire State School Fund shall be apportioned in each fiscal year in such manner as the Legislature may provide, through the school districts and other agencies maintaining such schools, for the support of, and aid to, kindergarten schools, elementary schools, secondary schools, and technical schools except that there shall be apportioned to each school district in each fiscal year not less than one hundred twenty dollars (\$120) per pupil in average daily attendance in the district during the next preceding fiscal year and except that the amount apportioned to each school district in each fiscal year shall be not less than twenty-four hundred dollars (\$2,400).

Solely with respect to any retirement system provided for in the charter of any county or city and county pursuant to the provisions of which the contributions of, and benefits to, certificated employees of a school district who are members of such system are based upon the proportion of the salaries of such certificated employees contributed by said county or city and county, all amounts apportioned to said county or city and county, or to school districts therein, pursuant to the provisions of this section shall be considered as though derived from county or city and county school taxes for the support of county and city and county government and not money provided by the State within the meaning of this section. [*As amended November 5, 1974.*]

**[School Districts—Bonds]**

SEC. 6½. Nothing in this Constitution contained shall forbid the formation of districts for school purposes situate in more than one county or the issuance of bonds by such districts under such general laws as have been or may hereafter be prescribed by the Legislature; and the officers mentioned in such laws shall be authorized to levy and assess such taxes and perform all such other acts as may be prescribed therein for the purpose of paying such bonds and carrying out the other powers conferred upon such districts; *provided*, that all such bonds shall be issued subject to the limitations prescribed in section eighteen\* of article eleven hereof. [*New section adopted November 7, 1922.*]

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\* Former Section 18 of Article XI added to Article XIII as Section 40, June 2, 1970 and repealed November 5, 1974



**[Boards of Education]**

SEC. 7. The Legislature shall provide for the appointment or election of the State Board of Education and a board of education in each county or for the election of a joint county board of education for two or more counties. [*As amended November 2, 1976.*]

**[Free Textbooks]**

SEC. 7.5. The State Board of Education shall adopt textbooks for use in grades one through eight throughout the State, to be furnished without cost as provided by statute. [*New section adopted June 2, 1970.*]

**[Sectarian Schools—Public Money—Doctrines]**

SEC. 8. No public money shall ever be appropriated for the support of any sectarian or denominational school, or any school not under the exclusive control of the officers of the public schools; nor shall any sectarian or denominational doctrine be taught, or instruction thereon be permitted, directly or indirectly, in any of the common schools of this State.

**[University of California]**

SEC. 9. (a) The University of California shall constitute a public trust, to be administered by the existing corporation known as "The Regents of the University of California," with full powers of organization and government, subject only to such legislative control as may be necessary to insure the security of its funds and compliance with the terms of the endowments of the university and such competitive bidding procedures as may be made applicable to the university by statute for the letting of construction contracts, sales of real property, and purchasing of materials, goods, and services. Said corporation shall be in form a board composed of seven ex officio members, which shall be: the Governor, the Lieutenant Governor, the Speaker of the Assembly, the Superintendent of Public Instruction, the president and the vice president of the alumni association of the university and the acting president of the university, and 18 appointive members appointed by the Governor and approved by the Senate, a majority of the membership concurring; provided, however that the present appointive members shall hold office until the expiration of their present terms.

(b) The terms of the members appointed prior to November 5, 1974, shall be 16 years; the terms of two appointive members to expire as heretofore on March 1st of every even-numbered calendar year, and two members shall be appointed for terms commencing on March 1, 1976, and on March 1 of each year thereafter; provided that no such appointments shall be made for terms to commence on March 1, 1979, or on March 1 of each fourth year thereafter, to the end that no appointment to the regents for a newly commencing term shall be made during the first year of any gubernatorial term of office. The terms of the members appointed for terms commencing on and after March 1, 1976,

shall be 12 years. During the period of transition until the time when the appointive membership is comprised exclusively of persons serving for terms of 12 years, the total number of appointive members may exceed the numbers specified in the preceeding paragraph.

In case of any vacancy, the term of office of the appointee to fill such vacancy, who shall be appointed by the Governor and approved by the Senate, a majority of the membership concurring, shall be for the balance of the term for which such vacancy exists.

(c) The members of the board may, in their discretion, following procedures established by them and after consultation with representatives of faculty and students of the university, including appropriate officers of the academic senate and student governments, appoint to the board either or both of the following persons as members with all rights of participation: a member of the faculty at a campus of the university or of another institution of higher education; a person enrolled as a student at a campus of the university for each regular academic term during his service as a member of the board. Any person so appointed shall serve for not less than one year commencing on July 1.

(d) Regents shall be able persons broadly reflective of the economic, cultural, and social diversity of the State, including ethnic minorities and women. However, it is not intended that formulas or specific ratios be applied in the selection of regents.

(e) In the selection of the Regents, the Governor shall consult an advisory committee composed as follows: The Speaker of the Assembly and two public members appointed by the Speaker, the President Pro Tempore of the Senate and two public members appointed by the Rules Committee of the Senate, two public members appointed by the Governor, the chairman of the regents of the university, an alumnus of the university chosen by the alumni association of the university, a student of the university chosen by the Council of Student Body Presidents, and a member of the faculty of the university chosen by the academic senate of the university. Public members shall serve for four years, except that one each of the initially appointed members selected by the Speaker of the Assembly, the President Pro Tempore of the Senate, and the Governor shall be appointed to serve for two years; student, alumni, and faculty members shall serve for one year and may not be regents of the university at the time of their service on the advisory committee.

(f) The Regents of the University of California shall be vested with the legal title and the management and disposition of the property of the university and of property held for its benefit and shall have the power to take and hold, either by purchase or by donation, or gift, testamentary or otherwise, or in any other manner, without restriction, all real and personal property for the benefit of the university or incidentally to its conduct; provided, however, that sales of university real property shall be subject to such competitive bidding procedures as may be provided by statute. Said corporation shall also have all the powers necessary or convenient for the effective administration of its

trust, including the power to sue and to be sued, to use a seal, and to delegate to its committees or to the faculty of the university, or to others, such authority or functions as it may deem wise. The Regents shall receive all funds derived from the sale of lands pursuant to the act of Congress of July 2, 1862, and any subsequent acts amendatory thereof. The university shall be entirely independent of all political or sectarian influence and kept free therefrom in the appointment of its regents and in the administration of its affairs, and no person shall be debarred admission to any department of the university on account of race, religion, ethnic heritage, or sex.

(g) Meetings of the Regents of the University of California shall be public, with exceptions and notice requirements as may be provided by statute. [*As amended November 2, 1976.*]

SEC. 10. [*Repealed November 5, 1974.*]

SEC. 11. [*Repealed November 5, 1974.*]

SEC. 12. [*Repealed November 5, 1974.*]

SEC. 13. [*Repealed November 5, 1974.*]

**[School District Incorporation and Organization—Governing Board Powers]**

SEC. 14. The Legislature shall have power, by general law, to provide for the incorporation and organization of school districts, high school districts, and community college districts, of every kind and class, and may classify such districts.

The Legislature may authorize the governing boards of all school districts to initiate and carry on any programs, activities, or to otherwise act in any manner which is not in conflict with the laws and purposes for which school districts are established. [*As amended November 7, 1972. Operative on July 1, 1973.*]

SEC. 15. [*Repealed November 5, 1974.*]

**[Boards of Education—City Charter Provisions]**

SEC. 16. (a) It shall be competent, in all charters framed under the authority given by Section 5 of Article XI, to provide, in addition to those provisions allowable by this Constitution, and by the laws of the State for the manner in which, the times at which, and the terms for which the members of boards of education shall be elected or appointed, for their qualifications, compensation and removal, and for the number which shall constitute any one of such boards.

**[Charter Amendments—Approval by Voters]**

(b) Notwithstanding Section 3 of Article XI, when the boundaries of a school district or community college district extend beyond the limits of a city whose charter provides for any or all of the foregoing with respect to the members of its board of education, no charter amendment effecting a change in the manner in which, the times at which, or the terms for which the members of the board of education shall be elected

or appointed, for their qualifications, compensation, or removal, or for the number which shall constitute such board, shall be adopted unless it is submitted to and approved by a majority of all the qualified electors of the school district or community college district voting on the question. Any such amendment, and any portion of a proposed charter or a revised charter which would establish or change any of the foregoing provisions respecting a board of education, shall be submitted to the electors of the school district or community college district as one or more separate questions. The failure of any such separate question to be approved shall have the result of continuing in effect the applicable existing law with respect to that board of education. [*As amended June 6, 1978.*]

ARTICLE X. [*Repealed November 7, 1972. See Article X, below.*]

## ARTICLE X \*

### WATER

#### [*State's Right of Eminent Domain*]

SECTION 1. The right of eminent domain is hereby declared to exist in the State to all frontages on the navigable waters of this State. [*New section adopted June 8, 1976.*]

#### [*Conservation and Beneficial Use of Water—Riparian Rights*]

SEC. 2. It is hereby declared that because of the conditions prevailing in this State the general welfare requires that the water resources of the State be put to beneficial use to the fullest extent of which they are capable, and that the waste or unreasonable use or unreasonable method of use of water be prevented, and that the conservation of such waters is to be exercised with a view to the reasonable and beneficial use thereof in the interest of the people and for the public welfare. The right to water or to the use or flow of water in or from any natural stream or water course in this State is and shall be limited to such water as shall be reasonably required for the beneficial use to be served, and such right does not and shall not extend to the waste or unreasonable use or unreasonable method of use or unreasonable method of diversion of water. Riparian rights in a stream or water course attach to, but to no more than so much of the flow thereof as may be required or used consistently with this section, for the purposes for which such lands are, or may be made adaptable, in view of such reasonable and beneficial uses; provided, however, that nothing herein contained shall be construed as depriving any riparian owner of the reasonable use of water of the stream to which the owner's land is riparian under reasonable

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\* New Article X adopted June 8, 1976

methods of diversion and use, or as depriving any appropriator of water to which the appropriator is lawfully entitled. This section shall be self-executing, and the Legislature may also enact laws in the furtherance of the policy in this section contained. [*New section adopted June 8, 1976.*]

[*Tidelands*]

SEC. 3. All tidelands within two miles of any incorporated city, city and county, or town in this State, and fronting on the water of any harbor, estuary, bay, or inlet used for the purposes of navigation, shall be withheld from grant or sale to private persons, partnerships, or corporations; provided, however, that any such tidelands, reserved to the State solely for street purposes, which the Legislature finds and declares are not used for navigation purposes and are not necessary for such purposes may be sold to any town, city, county, city and county, municipal corporations, private persons, partnerships or corporations subject to such conditions as the Legislature determines are necessary to be imposed in connection with any such sales in order to protect the public interest. [*New section adopted June 8, 1976.*]

[*Access to Navigable Waters*]

SEC. 4. No individual, partnership, or corporation, claiming or possessing the frontage or tidal lands of a harbor, bay, inlet, estuary, or other navigable water in this State, shall be permitted to exclude the right of way to such water whenever it is required for any public purpose, nor to destroy or obstruct the free navigation of such water; and the Legislature shall enact such laws as will give the most liberal construction to this provision, so that access to the navigable waters of this State shall be always attainable for the people thereof. [*New section adopted June 8, 1976.*]

[*State Control of Water Use*]

SEC. 5. The use of all water now appropriated, or that may hereafter be appropriated, for sale, rental, or distribution, is hereby declared to be a public use, and subject to the regulation and control of the State, in the manner to be prescribed by law. [*New section adopted June 8, 1976.*]

[*Compensation for Water Use*]

SEC. 6. The right to collect rates or compensation for the use of water supplied to any county, city and county, or town, or the inhabitants thereof, is a franchise, and cannot be exercised except by authority of and in the manner prescribed by law. [*New section adopted June 8, 1976.*]

*[Acquisition of Real Property—Conformance to California Water Laws]*

SEC. 7. Whenever any agency of government, local, State, or federal, hereafter acquires any interest in real property in this State, the acceptance of the interest shall constitute an agreement by the agency to conform to the laws of California as to the acquisition, control, use, and distribution of water with respect to the land so acquired. *[New section adopted June 8, 1976.]*

ARTICLE X A\*

WATER RESOURCES DEVELOPMENT

*[Article X A has no force or effect because Senate Bill No. 200 of the 1979–80 Regular Session of the Legislature was defeated by referendum vote June 8, 1982]*

*[Water Rights, Water Quality, and Fish and Wildlife Resources Guaranteed and Protected]*

SECTION 1. The people of the State hereby provide the following guarantees and protections in this article for water rights, water quality, and fish and wildlife resources. *[New section adopted November 4, 1980. Section has no force or effect because Senate Bill No. 200 of the 1979–80 Regular Session of the Legislature was defeated by referendum vote June 8, 1982.]*

*[Statutes for Protection of Fish and Wildlife Resources, Delta, Etc.]*

SEC. 2. No statute amending or repealing, or adding to, the provisions of the statute enacted by Senate Bill No. 200 † of the 1979–80 Regular Session of the Legislature which specify (1) the manner in which the State will protect fish and wildlife resources in the Sacramento-San Joaquin Delta, Suisun Marsh, and San Francisco Bay system westerly of the delta; (2) the manner in which the State will protect existing water rights in the Sacramento-San Joaquin Delta; and (3) the manner in which the State will operate the State Water Resources Development System to comply with water quality standards and water quality control plans, shall become effective unless approved by the electors in the same manner as statutes amending initiative statutes are approved; except that the Legislature may, by statute passed in each house by roll call vote entered in the journal, two-thirds of the membership concurring, amend or repeal, or add to, these provisions if the statute does not in any manner reduce the protection of the delta or fish and wildlife. *[New section adopted November 4, 1980. Section has no force or effect because Senate Bill No. 200 of the 1979–80 Regular Session of the Legislature was defeated by referendum vote June 8, 1982.]*

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\*New article adopted November 4, 1980

† Chapter 632, Statutes of 1980

**[Appropriations of Water—Components of California Wild and Scenic Rivers System]**

SEC. 3. No water shall be available for appropriation by storage in, or by direct diversion from, any of the components of the California Wild and Scenic Rivers System, as such system exists on January 1, 1981, where such appropriation is for export of water into another major hydrologic basin of the State, as defined in the Department of Water Resources Bulletin 160-74, unless such export is expressly authorized prior to such appropriation by: (a) an initiative statute approved by the electors, or (b) the Legislature, by statute passed in each house by roll call vote entered in the journal, two-thirds of the membership concurring. *[New section adopted November 4, 1980. Section has no force or effect because Senate Bill No. 200 of the 1979–80 Regular Session of the Legislature was defeated by referendum vote June 8, 1982.]*

**[Statutes Amending, Repealing, or Adding to Delta Protection Act]**

SEC. 4. No statute amending or repealing, or adding to, the provisions of Part 4.5 (commencing with Section 12200) of Division 6 of the Water Code (the Delta Protection Act) shall become effective unless approved by the electors in the same manner as statutes amending initiative statutes are approved; except that the Legislature may, by statute passed in each house by roll call vote entered in the journal, two-thirds of the membership concurring, amend or repeal, or add to, these provisions if the statute does not in any manner reduce the protection of the delta or fish and wildlife. *[New section adopted November 4, 1980. Section has no force or effect because Senate Bill No. 200 of the 1979–80 Regular Session of the Legislature was defeated by referendum vote June 8, 1982.]*

**[Eminent Domain Proceedings to Acquire Water Rights or Contract Rights for Water or Water Quality Maintenance in Delta Prohibited]**

SEC. 5. No public agency may utilize eminent domain proceedings to acquire water rights, which are held for uses within the Sacramento-San Joaquin Delta as defined in Section 12220 of the Water Code, or any contract rights for water or water quality maintenance in the Delta for the purpose of exporting such water from the Delta. This provision shall not be construed to prohibit the utilization of eminent domain proceedings for the purpose of acquiring land or any other rights necessary for the construction of water facilities, including, but not limited to, facilities authorized in Chapter 8 (commencing with Section 12930) of Part 6 of Division 6 of the Water Code. *[New section adopted November 4, 1980. Section has no force or effect because Senate Bill No. 200 of the 1979–80 Regular Session of the Legislature was defeated by referendum vote June 8, 1982.]*

*[Actions and Proceedings]*

SEC. 6. (a) The venue of any of the following actions or proceedings brought in a superior court shall be Sacramento County:

(1) An action or proceeding to attack, review, set aside, void, or annul any provision of the statute enacted by Senate Bill No. 200 † of the 1979–80 Regular Session of the Legislature.

(2) An action or proceeding to attack, review, set aside, void, or annul the determination made by the Director of Water Resources and the Director of Fish and Game pursuant to subdivision (a) of Section 11255 of the Water Code.

(3) An action or proceeding which would have the effect of attacking, reviewing, preventing, or substantially delaying the construction, operation, or maintenance of the peripheral canal unit described in subdivision (a) of Section 11255 of the Water Code.

(4) An action or proceeding to require the State Water Resources Development System to comply with subdivision (b) of Section 11460 of the Water Code.

(5) An action or proceeding to require the Department of Water Resources or its successor agency to comply with the permanent agreement specified in subdivision (a) of Section 11256 of the Water Code.

(6) An action or proceeding to require the Department of Water Resources or its successor agency to comply with the provisions of the contracts entered into pursuant to Section 11456 of the Water Code.

(b) An action or proceeding described in paragraph (1) of subdivision (a) shall be commenced within one year after the effective date of the statute enacted by Senate Bill No. 200 † of the 1979–80 Regular Session of the Legislature. Any other action or proceeding described in subdivision (a) shall be commenced within one year after the cause of action arises unless a shorter period is otherwise provided by statute.

(c) The superior court or a court of appeals shall give preference to the actions or proceedings described in this section over all civil actions or proceedings pending in the court. The superior court shall commence hearing any such action or proceeding within six months after the commencement of the action or proceeding, provided that any such hearing may be delayed by joint stipulation of the parties or at the discretion of the court for good cause shown. The provisions of this section shall supersede any provisions of law requiring courts to give preference to other civil actions or proceedings. The provisions of this subdivision may be enforced by mandamus.

(d) The Supreme Court shall, upon the request of any party, transfer to itself, before a decision in the court of appeal, any appeal or petition for extraordinary relief from an action or proceeding described in this section, unless the Supreme Court determines that the action or proceeding is unlikely to substantially affect (1) the construction, operation, or maintenance of the peripheral canal unit described in

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† Chapter 632, Statutes of 1980



subdivision (a) of Section 11255 of the Water Code, (2) compliance with subdivision (b) of Section 11460 of the Water Code, (3) compliance with the permanent agreement specified in Section 11256 of the Water Code, or (4) compliance with the provisions of the contracts entered into pursuant to Section 11456 of the Water Code. The request for transfer shall receive preference on the Supreme Court's calendar. If the action or proceeding is transferred to the Supreme Court, the Supreme Court shall commence to hear the matter within six months of the transfer unless the parties by joint stipulation request additional time or the court, for good cause shown, grants additional time.

(e) The remedy prescribed by the court for an action or proceeding described in paragraph (4), (5), or (6) of subdivision (a) shall include, but need not be limited to, compliance with subdivision (b) of Section 11460 of the Water Code, the permanent agreement specified in Section 11256 of the Water Code, or the provisions of the contracts entered into pursuant to Section 11456 of the Water Code.

(f) The Board of Supervisors of the County of Sacramento may apply to the State Board of Control for actual costs imposed by the requirements of this section upon the county, and the State Board of Control shall pay such actual costs.

(g) Notwithstanding the provisions of this section, nothing in this Article shall be construed as prohibiting the Supreme Court from exercising the transfer authority contained in Article VI, Section 12 of the Constitution. [*New section adopted November 4, 1980. Section has no force or effect because Senate Bill No. 200 of the 1979-80 Regular Session of the Legislature was defeated by referendum vote June 8, 1982.*]

[*State Agencies' Exercise of Authorized Powers*]

SEC. 7. State agencies shall exercise their authorized powers in a manner consistent with the protections provided by this article. [*New section adopted November 4, 1980. Section has no force or effect because Senate Bill No. 200 of the 1979-80 Regular Session of the Legislature was defeated by referendum vote June 8, 1982.*]

[*Force or Effect of Article*]

SEC. 8. This article shall have no force or effect unless Senate Bill No. 200 † of the 1979-80 Regular Session of the Legislature is enacted and takes effect. [*New section adopted November 4, 1980. Section has no force or effect because Senate Bill No. 200 of the 1979-80 Regular Session of the Legislature was defeated by referendum vote June 8, 1982.*]

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† Chapter 632, Statutes of 1980

## ARTICLE X B \*

## MARINE RESOURCES PROTECTION ACT OF 1990

*[Title]*

SECTION 1. This article shall be known and may be cited as the Marine Resources Protection Act of 1990. [*New section adopted November 6, 1990. Initiative measure.*]

*[Definitions]*

SEC. 2. (a) "District" means a fish and game district as defined in the Fish and Game Code by statute on January 1, 1990.

(b) Except as specifically provided in this article, all references to Fish and Game Code sections, articles, chapters, parts, and divisions are defined as those statutes in effect on January 1, 1990.

(c) "Ocean waters" means the waters of the Pacific Ocean regulated by the State.

(d) "Zone" means the Marine Resources Protection zone established pursuant to this article. The zone consists of the following:

(1) In waters less than 70 fathoms or within one mile, whichever is less, around the Channel Islands consisting of the Islands of San Miguel, Santa Rosa, Santa Cruz, Anacapa, San Nicolaus, Santa Barbara, Santa Catalina, and San Clemente.

(2) The area within three nautical miles offshore of the mainland coast, and the area within three nautical miles off any manmade breakwater, between a line extending due west from Point Arguello and a line extending due west from the Mexican border.

(3) In waters less than 35 fathoms between a line running 180 degrees true from Point Fermin and a line running 270 degrees true from the south jetty of Newport Harbor. [*New section adopted November 6, 1990. Initiative measure.*]

*[Gill and Trammel Nets—Usage]*

SEC. 3. (a) From January 1, 1991, to December 31, 1993, inclusive, gill nets or trammel nets may only be used in the zone pursuant to a nontransferable permit issued by the Department of Fish and Game pursuant to Section 5.

(b) On and after January 1, 1994, gill nets and trammel nets shall not be used in the zone. [*New section adopted November 6, 1990. Initiative measure.*]

*[Gill and Trammel Nets—Usage]*

SEC. 4. (a) Notwithstanding any other provision of law, gill nets and trammel nets may not be used to take any species of rockfish.

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\* New Article X B adopted November 6, 1990

(b) In ocean waters north of Point Arguello on and after the effective date of this article, the use of gill nets and trammel nets shall be regulated by the provisions of Article 4 (commencing with Section 8660), Article 5 (commencing with Section 8680) and Article 6 (commencing with Section 8720) of Chapter 3 of Part 3 of Division 6 of the Fish and Game Code, or any regulation or order issued pursuant to these articles, in effect on January 1, 1990, except that as to Sections 8680, 8681, 8681.7, and 8682, and subdivisions (a) through (f), inclusive of Section 8681.5 of the Fish and Game Code, or any regulation or order issued pursuant to these sections, the provisions in effect on January 1, 1989, shall control where not in conflict with other provisions of this article, and shall be applicable to all ocean waters. Notwithstanding the provisions of this section, the Legislature shall not be precluded from imposing more restrictions on the use and/or possession of gill nets or trammel nets. The Director of the Department of Fish and Game shall not authorize the use of gill nets or trammel nets in any area where the use is not permitted even if the director makes specified findings. [*New section adopted November 6, 1990. Initiative measure.*]

[*Gill and Trammel Nets—Usage*]

SEC. 5. The Department of Fish and Game shall issue a permit to use a gill net or trammel net in the zone for the period specified in subdivision (a) of Section 3 to any applicant who meets both of the following requirements:

(a) Has a commercial fishing license issued pursuant to Sections 7850–7852.3 of the Fish and Game Code.

(b) Has a permit issued pursuant to Section 8681 of the Fish and Game Code and is presently the owner or operator of a vessel equipped with a gill net or trammel net. [*New section adopted November 6, 1990. Initiative measure.*]

[*Permit Fees*]

SEC. 6. The Department of Fish and Game shall charge the following fees for permits issued pursuant to Section 5 pursuant to the following schedule:

Calendar Year	Fee
1991	\$250
1992	500
1993	1,000

[*New section adopted November 6, 1990. Initiative measure.*]

[*Permitholder's Compensation for Discontinuing Fishing with Gill and Trammel Nets*]

SEC. 7. (a) Within 90 days after the effective date of this section, every person who intends to seek the compensation provided in subdivision (b) shall notify the Department of Fish and Game, on forms

provided by the department, of that intent. Any person who does not submit the form within that 90-day period shall not be compensated pursuant to subdivision (b). The department shall publish a list of all persons submitting the form within 120 days after the effective date of this section.

(b) After July 1, 1993, and before January 1, 1994, any person who holds a permit issued pursuant to Section 5 and operates in the zone may surrender that permit to the department and agree to permanently discontinue fishing with gill or trammel nets in the zone, for which he or she shall receive, beginning on July 1, 1993, a one time compensation which shall be based upon the average annual ex vessel value of the fish other than any species of rockfish landed by a fisherman, which were taken pursuant to a valid general gill net or trammel net permit issued pursuant to Sections 8681 and 8682 of the Fish and Game Code within the zone during the years 1983 to 1987, inclusive. The department shall verify those landings by reviewing logs and landing receipts submitted to it. Any person who is denied compensation by the department as a result of the department's failure to verify landings may appeal that decision to the Fish and Game Commission.

(c) The State Board of Control shall, prior to the disbursement of any funds, verify the eligibility of each person seeking compensation and the amount of the compensation to be provided in order to ensure compliance with this section.

(d) Unless the Legislature enacts any required enabling legislation to implement this section on or before July 1, 1993, no compensation shall be paid under this article. [*New section adopted November 6, 1990. Initiative measure.*]

**[Marine Resources Protection Account—Fees—Interest]**

SEC. 8. (a) There is hereby created the Marine Resources Protection Account in the Fish and Game Preservation Fund. On and after January 1, 1991, the Department of Fish and Game shall collect any and all fees required by this article. All fees received by the department pursuant to this article shall be deposited in the account and shall be expended or encumbered to compensate persons who surrender permits pursuant to Section 7 or to provide for administration of this article. All funds received by the department during any fiscal year pursuant to this article which are not expended during that fiscal year to compensate persons as set forth in Section 7 or to provide for administration of this article shall be carried over into the following fiscal year and shall be used only for those purposes. All interest accrued from the department's retention of fees received pursuant to this article shall be credited to the account. The accrued interest may only be expended for the purposes authorized by this article. The account shall continue in existence, and the requirement to pay fees under this article shall remain in effect, until the compensation provided in Section 7 has been fully funded or until January 1, 1995, whichever occurs first.

(b) An amount, not to exceed 15 percent of the total annual revenues deposited in the account excluding any interest accrued or any funds carried over from a prior fiscal year may be expended for the administration of this article.

(c) In addition to a valid California sportfishing license issued pursuant to Sections 7149, 7149.1 or 7149.2 of the Fish and Game Code and any applicable sport license stamp issued pursuant to the Fish and Game Code, a person taking fish from ocean waters south of a line extending due west from Point Arguello for sport purposes shall have permanently affixed to that person's sportfishing license a marine resources protection stamp which may be obtained from the department upon payment of a fee of three dollars (\$3). This subdivision does not apply to any one-day fishing license.

(d) In addition to a valid California commercial passenger fishing boat license required by Section 7920 of the Fish and Game Code, the owner of any boat or vessel who, for profit, permits any person to fish from the boat or vessel in ocean waters south of a line extending due west from Point Arguello, shall obtain and permanently affix to the license a commercial marine resources protection stamp which may be obtained from the department upon payment of a fee of three dollars (\$3).

(e) The department may accept contributions or donations from any person who wishes to donate money to be used for the compensation of commercial gill net and trammel net fishermen who surrender permits under this article.

(f) This section shall become inoperative on January 1, 1995. [*New section adopted November 6, 1990. Inoperative January 1, 1995. Initiative measure.*]

[*Marine Resources Protection Account—Grants*]

SEC. 9. Any funds remaining in the Marine Resources Protection Account in the Fish and Game Preservation Fund on or after January 1, 1995, shall, with the approval of the Fish and Game Commission, be used to provide grants to colleges, universities and other bonafide scientific research groups to fund marine resource related scientific research within the ecological reserves established by Section 14 of this act. [*New section adopted November 6, 1990. Initiative measure.*]

[*Report to Legislature*]

SEC. 10. On or before December 31 of each year, the Director of Fish and Game shall prepare and submit a report to the Legislature regarding the implementation of this article including an accounting of all funds. [*New section adopted November 6, 1990. Initiative measure.*]

[Violations]

SEC. 11. It is unlawful for any person to take, possess, receive, transport, purchase, sell, barter, or process any fish obtained in violation of this article. [*New section adopted November 6, 1990. Initiative measure.*]

[Commercial Fishing Daily Landings Monitoring and Evaluating Program]

SEC. 12. To increase the State's scientific and biological information on the ocean fisheries of this State, the Department of Fish and Game shall establish a program whereby it can monitor and evaluate the daily landings of fish by commercial fishermen who are permitted under this article to take these fish. The cost of implementing this monitoring program shall be borne by the commercial fishing industry. [*New section adopted November 6, 1990. Initiative measure.*]

[Penalties for Violations—Probation—Fine]

SEC. 13. (a) The penalty for a first violation of the provisions of Sections 3 and 4 of this article is a fine of not less than one thousand dollars (\$1,000) and not more than five thousand dollars (\$5,000) and a mandatory suspension of any license, permit or stamp to take, receive, transport, purchase, sell, barter or process fish for commercial purposes for six months. The penalty for a second or subsequent violation of the provisions of Sections 3 and 4 of this article is a fine of not less than two thousand five hundred dollars (\$2,500) and not more than ten thousand dollars (\$10,000) and a mandatory suspension of any license, permit or stamp to take, receive, transport, purchase, sell, barter, or process fish for commercial purposes for one year.

(b) Notwithstanding any other provisions of law, a violation of Section 8 of this article shall be deemed a violation of the provisions of Section 7145 of the Fish and Game Code and the penalty for such violation shall be consistent with the provisions of Section 12002.2 of said code.

(c) If a person convicted of a violation of Section 3, 4, or 8 of this article is granted probation, the court shall impose as a term or condition of probation, in addition to any other term or condition of probation, that the person pay at least the minimum fine prescribed in this section. [*New section adopted November 6, 1990. Initiative measure.*]

[New Ecological Reserves]

SEC. 14. Prior to January 1, 1994, the Fish and Game Commission shall establish four new ecological reserves in ocean waters along the mainland coast. Each ecological reserve shall have a surface area of at least two square miles. The commission shall restrict the use of these ecological reserves to scientific research relating to the management and enhancement of marine resources. [*New section adopted November 6, 1990. Initiative measure.*]

*[Article not Preempting or Superseding Other Protective Closures]*

SEC. 15. This article does not preempt or supersede any other closures to protect any other wildlife, including sea otters, whales, and shorebirds. *[New section adopted November 6, 1990. Initiative measure.]*

*[Severability]*

SEC. 16. If any provision of this article or the application thereof to any person or circumstances is held invalid, that invalidity shall not affect other provisions or applications of this article which can be given effect without the invalid provision or application, and to this end the provisions of this article are severable. *[New section adopted November 6, 1990. Initiative measure.]*

ARTICLE XI. *[Repealed June 2, 1970. See Article XI, below.]*

ARTICLE XI \*

LOCAL GOVERNMENT

SECTION 1. *[Repealed June 2, 1970. See Section 1, below.]*

*[Counties—Formation, Boundaries, County Seat, Officers, and Governing Body]*

SEC. 1. (a) The State is divided into counties which are legal subdivisions of the State. The Legislature shall prescribe uniform procedure for county formation, consolidation, and boundary change. Formation or consolidation requires approval by a majority of electors voting on the question in each affected county. A boundary change requires approval by the governing body of each affected county. No county seat shall be removed unless two-thirds of the qualified electors of the county, voting on the proposition at a general election, shall vote in favor of such removal. A proposition of removal shall not be submitted in the same county more than once in four years.

(b) The Legislature shall provide for county powers, an elected county sheriff, an elected district attorney, an elected assessor, and an elected governing body in each county. Except as provided in subdivision (b) of Section 4 of this article, each governing body shall prescribe by ordinance the compensation of its members, but the ordinance prescribing such compensation shall be subject to referendum. The Legislature or the governing body may provide for other officers whose compensation shall be prescribed by the governing body. The governing body shall provide for the number, compensation, tenure, and appointment of employees. *[As amended June 7, 1988.]*

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\* New Article XI adopted June 2, 1970

SEC. 2. [*Repealed June 2, 1970. See Section 2, below.*]

[*Cities—Formation, Powers*]

SEC. 2. (a) The Legislature shall prescribe uniform procedure for city formation and provide for city powers.

(b) Except with approval by a majority of its electors voting on the question, a city may not be annexed to or consolidated into another. [*New section adopted June 2, 1970.*]

SEC. 3. [*Repealed June 2, 1970. See Section 3, below.*]

[*County or City—Charters*]

SEC. 3. (a) For its own government, a county or city may adopt a charter by majority vote of its electors voting on the question. The charter is effective when filed with the Secretary of State. A charter may be amended, revised, or repealed in the same manner. A charter, amendment, revision, or repeal thereof shall be published in the official State statutes. County charters adopted pursuant to this section shall supersede any existing charter and all laws inconsistent therewith. The provisions of a charter are the law of the State and have the force and effect of legislative enactments.

(b) The governing body or charter commission of a county or city may propose a charter or revision. Amendment or repeal may be proposed by initiative or by the governing body.

(c) An election to determine whether to draft or revise a charter and elect a charter commission may be required by initiative or by the governing body.

(d) If provisions of 2 or more measures approved at the same election conflict, those of the measure receiving the highest affirmative vote shall prevail. [*As amended November 5, 1974.*]

SEC. 4. [*Repealed June 27, 1933. See Section 4, below.*]

[*County Charters—Provisions*]

SEC. 4. County charters shall provide for:

(a) A governing body of 5 or more members, elected (1) by district or, (2) at large, or (3) at large, with a requirement that they reside in a district. Charter counties are subject to statutes that relate to apportioning population of governing body districts.

(b) The compensation, terms, and removal of members of the governing body. If a county charter provides for the Legislature to prescribe the salary of the governing body, such compensation shall be prescribed by the governing body by ordinance.

(c) An elected sheriff, an elected district attorney, an elected assessor, other officers, their election or appointment, compensation, terms and removal.

(d) The performance of functions required by statute.

(e) The powers and duties of governing bodies and all other county officers, and for consolidation and segregation of county officers, and for the manner of filling all vacancies occurring therein.



(f) The fixing and regulation by governing bodies, by ordinance, of the appointment and number of assistants, deputies, clerks, attachés, and other persons to be employed, and for the prescribing and regulating by such bodies of the powers, duties, qualifications, and compensation of such persons, the times at which, and terms for which they shall be appointed, and the manner of their appointment and removal.

(g) Whenever any county has framed and adopted a charter, and the same shall have been approved by the Legislature as herein provided, the general laws adopted by the Legislature in pursuance of Section 1 (b) of this article, shall, as to such county, be superseded by said charter as to matters for which, under this section it is competent to make provision in such charter, and for which provision is made therein, except as herein otherwise expressly provided.

(h) Charter counties shall have all the powers that are provided by this Constitution or by statute for counties. [*As amended June 7, 1988.*]

SEC. 5. [*Repealed June 2, 1970. See Section 5, below.*]

[*City Charters—Provisions*]

SEC. 5. (a) It shall be competent in any city charter to provide that the city governed thereunder may make and enforce all ordinances and regulations in respect to municipal affairs, subject only to restrictions and limitations provided in their several charters and in respect to other matters they shall be subject to general laws. City charters adopted pursuant to this Constitution shall supersede any existing charter, and with respect to municipal affairs shall supersede all laws inconsistent therewith.

(b) It shall be competent in all city charters to provide, in addition to those provisions allowable by this Constitution, and by the laws of the State for: (1) the constitution, regulation, and government of the city police force (2) subgovernment in all or part of a city (3) conduct of city elections and (4) plenary authority is hereby granted, subject only to the restrictions of this article, to provide therein or by amendment thereto, the manner in which, the method by which, the times at which, and the terms for which the several municipal officers and employees whose compensation is paid by the city shall be elected or appointed, and for their removal, and for their compensation, and for the number of deputies, clerks and other employees that each shall have, and for the compensation, method of appointment, qualifications, tenure of office and removal of such deputies, clerks and other employees. [*New section adopted June 2, 1970.*]

SEC. 5.1. [*Repealed June 2, 1970.*]

SEC. 6. [*Repealed June 2, 1970. See Section 6, below.*]

[*Charter City and County*]

SEC. 6. (a) A county and all cities within it may consolidate as a charter city and county as provided by statute.

(b) A charter city and county is a charter city and a charter county. Its charter city powers supersede conflicting charter county powers. [*New section adopted June 2, 1970.*]

SEC. 7. [*Repealed June 2, 1970. See Section 7, below.*]

**[Local Ordinances and Regulations]**

SEC. 7. A county or city may make and enforce within its limits all local, police, sanitary, and other ordinances and regulations not in conflict with general laws. [*New section adopted June 2, 1970.*]

SEC. 7½. [*Repealed June 2, 1970.*]

SEC. 7½a. [*Repealed November 8, 1949.*]

SEC. 7½b. [*Repealed June 2, 1970.*]

SEC. 8. [*Repealed June 2, 1970. See Section 8, below.*]

**[Counties—Performance of Municipal Functions]**

SEC. 8. (a) The Legislature may provide that counties perform municipal functions at the request of cities within them.

(b) If provided by their respective charters, a county may agree with a city within it to assume and discharge specified municipal functions. [*New section adopted June 2, 1970.*]

SEC. 8a. [*Repealed November 8, 1949.*]

SEC. 8½. [*Repealed June 2, 1970.*]

SEC. 9. [*Repealed June 27, 1933. See Section 9, below.*]

**[Local Utilities]**

SEC. 9. (a) A municipal corporation may establish, purchase, and operate public works to furnish its inhabitants with light, water, power, heat, transportation, or means of communication. It may furnish those services outside its boundaries, except within another municipal corporation which furnishes the same service and does not consent.

(b) Persons or corporations may establish and operate works for supplying those services upon conditions and under regulations that the city may prescribe under its organic law. [*New section adopted June 2, 1970.*]

SEC. 10. [*Repealed June 2, 1970. See Section 10, below.*]

**[Local Government—Extra Compensation; City, County or District Employees—Residency]**

SEC. 10. (a) A local government body may not grant extra compensation or extra allowance to a public officer, public employee, or contractor after service has been rendered or a contract has been entered into and performed in whole or in part, or pay a claim under an agreement made without authority of law.

(b) A city or county, including any chartered city or chartered county, or public district, may not require that its employees be

residents of such city, county, or district; except that such employees may be required to reside within a reasonable and specific distance of their place of employment or other designated location. [*As amended June 8, 1976.*]

SEC. 10.5. [*Repealed June 8, 1976.*]

SEC. 11. [*Repealed June 2, 1970. See Section 11, below.*]

**[Private Control of County or Municipal Functions—Deposit and Investment of Public Moneys]**

SEC. 11. (a) The Legislature may not delegate to a private person or body power to make, control, appropriate, supervise, or interfere with county or municipal corporation improvements, money, or property, or to levy taxes or assessments, or perform municipal functions.

(b) The Legislature may, however, provide for the deposit of public moneys in any bank in this State or in any savings and loan association in this State or any credit union in this State or in any federally insured industrial loan company in this State and for payment of interest, principal, and redemption premiums of public bonds and other evidence of public indebtedness by banks within or without this State. It may also provide for investment of public moneys in securities and the registration of bonds and other evidences of indebtedness by private persons or bodies, within or without this State, acting as trustees or fiscal agents. [*As amended November 8, 1988.*]

SEC. 12. [*As amended June 27, 1933, added to Article XIII as Section 37, June 2, 1970. See Section 12, below.*]

**[Claims Against Counties or Cities, Etc.]**

SEC. 12. The Legislature may prescribe procedure for presentation, consideration, and enforcement of claims against counties, cities, their officers, agents, or employees. [*New section adopted June 2, 1970.*]

SEC. 13. [*Repealed June 2, 1970. See Section 13, below.*]

**[Distribution of Powers—Construction of Article]**

SEC. 13. The provisions of Sections 1(b) (except for the second sentence), 3(a), 4, and 5 of this Article relating to matters affecting the distribution of powers between the Legislature and cities and counties, including matters affecting supersession, shall be construed as a restatement of all related provisions of the Constitution in effect immediately prior to the effective date of this amendment, and as making no substantive change.

The terms general law, general laws, and laws, as used in this Article, shall be construed as a continuation and restatement of those terms as used in the Constitution in effect immediately prior to the effective date of this amendment, and not as effecting a change in meaning. [*New section adopted June 2, 1970.*]

SEC. 13½. [*As amended November 3, 1914, added to Article XIII as Section 37.5, June 2, 1970.*]

SEC. 14. [*Repealed June 2, 1970. See Section 14, below.*]

[*Local Government—Taxation*]

SEC. 14. A local government formed after the effective date of this section, the boundaries of which include all or part of two or more counties, shall not levy a property tax unless such tax has been approved by a majority vote of the qualified voters of that local government voting on the issue of the tax. [*New section adopted November 2, 1976.*]

SEC. 15. [*Repealed June 2, 1970. See Section 15, below.*]

[*Vehicle License Fee Allocations*]

SEC. 15. (a) All revenues from taxes imposed pursuant to the Vehicle License Fee Law, or its successor, other than fees on trailer coaches and mobilehomes, over and above the costs of collection and any refunds authorized by law, shall be allocated to counties and cities according to statute.

(b) This section shall apply to those taxes imposed pursuant to that law on and after July 1 following the approval of this section by the voters. [*New section adopted June 3, 1986.*]

SEC. 16. [*Added to Article XIII as Section 38, June 2, 1970.*]

SEC. 16½. [*As amended November 8, 1932, added to Article XIII as Section 39, June 2, 1970.*]

SEC. 17. [*Repealed June 2, 1970.*]

SEC. 18. [*As amended November 8, 1949, added to Article XIII as Section 40, June 2, 1970.*]

SEC. 18¼. [*Repealed June 2, 1970.*]

SEC. 18½. [*Repealed November 8, 1949.*]

SEC. 19. [*Repealed June 2, 1970.*]

SEC. 20. [*Repealed June 2, 1970.*]

ARTICLE XII. [*Repealed November 5, 1974. See Article XII, below.*]

ARTICLE XII \*

PUBLIC UTILITIES

SECTION 1. [*Repealed June 6, 1972. See Section 1, below.*]

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\* New Article XII adopted November 5, 1974

**[Public Utilities Commission—Composition]**

SECTION 1. The Public Utilities Commission consists of 5 members appointed by the Governor and approved by the Senate, a majority of the membership concurring, for staggered 6-year terms. A vacancy is filled for the remainder of the term. The Legislature may remove a member for incompetence, neglect of duty, or corruption, two thirds of the membership of each house concurring. [*New section adopted November 5, 1974.*]

SEC. 2. [*Repealed November 4, 1930. See Section 2, below.*]

**[Public Utilities Commission—Powers and Duties]**

SEC. 2. Subject to statute and due process, the commission may establish its own procedures. Any commissioner as designated by the commission may hold a hearing or investigation or issue an order subject to commission approval. [*New section adopted November 5, 1974.*]

SEC. 3. [*Repealed November 4, 1930. See Section 3, below.*]

**[Public Utilities—Legislative Control]**

SEC. 3. Private corporations and persons that own, operate, control, or manage a line, plant, or system for the transportation of people or property, the transmission of telephone and telegraph messages, or the production, generation, transmission, or furnishing of heat, light, water, power, storage, or wharfage directly or indirectly to or for the public, and common carriers, are public utilities subject to control by the Legislature. The Legislature may prescribe that additional classes of private corporations or other persons are public utilities. [*New section adopted November 5, 1974.*]

SEC. 4. [*Repealed June 6, 1972. See Section 4, below.*]

**[Rates—Discrimination in Transportation Charges, Etc.]**

SEC. 4. The commission may fix rates and establish rules for the transportation of passengers and property by transportation companies, prohibit discrimination, and award reparation for the exaction of unreasonable, excessive, or discriminatory charges. A transportation company may not raise a rate or incidental charge except after a showing to and a decision by the commission that the increase is justified, and this decision shall not be subject to judicial review except as to whether confiscation of property will result. [*New section adopted November 5, 1974.*]

SEC. 5. [*Repealed June 6, 1972. See Section 5, below.*]

**[Public Utilities Commission—Compensation in Eminent Domain Proceedings]**

SEC. 5. The Legislature has plenary power, unlimited by the other provisions of this constitution but consistent with this article, to confer additional authority and jurisdiction upon the commission, to establish the manner and scope of review of commission action in a court of

record, and to enable it to fix just compensation for utility property taken by eminent domain. [*New section adopted November 5, 1974.*]

SEC. 6. [*Repealed June 6, 1972. See Section 6, below.*]

[*Public Utilities Commission—Powers and Duties*]

SEC. 6. The commission may fix rates, establish rules, examine records, issue subpoenas, administer oaths, take testimony, punish for contempt, and prescribe a uniform system of accounts for all public utilities subject to its jurisdiction. [*New section adopted November 5, 1974.*]

SEC. 7. [*Repealed June 6, 1972. See Section 7, below.*]

[*Free Passes, Public Officials—Conflict of Interest, Public Utilities Commissioner*]

SEC. 7. A transportation company may not grant free passes or discounts to anyone holding an office in this State; and the acceptance of a pass or discount by a public officer, other than a Public Utilities Commissioner, shall work a forfeiture of that office. A Public Utilities Commissioner may not hold an official relation to nor have a financial interest in a person or corporation subject to regulation by the commission. [*New section adopted November 5, 1974.*]

SEC. 8. [*Repealed June 6, 1972. See Section 8, below.*]

[*Public Utilities—Regulation*]

SEC. 8. A city, county, or other public body may not regulate matters over which the Legislature grants regulatory power to the Commission. This section does not affect power over public utilities relating to the making and enforcement of police, sanitary, and other regulations concerning municipal affairs pursuant to a city charter existing on October 10, 1911, unless that power has been revoked by the city's electors, or the right of any city to grant franchises for public utilities or other businesses on terms, conditions, and in the manner prescribed by law. [*New section adopted November 5, 1974.*]

SEC. 9. [*Repealed November 4, 1930. See Section 9, below.*]

[*Restatement*]

SEC. 9. The provisions of this article restate all related provisions of the Constitution in effect immediately prior to the effective date of this amendment and make no substantive change. [*New section adopted November 5, 1974.*]

SEC. 10. [*Repealed November 5, 1974.*]

SEC. 11. [*Repealed November 4, 1930.*]

SEC. 12. [*Repealed November 4, 1930.*]

SEC. 13. [*Repealed June 6, 1972.*]

SEC. 14. [*Repealed November 4, 1930.*]

SEC. 15. [*Repealed June 6, 1972.*]

- SEC. 16. [*Repealed June 6, 1972.*]
- SEC. 17. [*Repealed November 5, 1974.*]
- SEC. 18. [*Repealed November 5, 1974.*]
- SEC. 19. [*Repealed November 5, 1974.*]
- SEC. 20. [*Repealed November 5, 1974.*]
- SEC. 21. [*Repealed November 5, 1974.*]
- SEC. 22. [*Repealed November 5, 1974.*]
- SEC. 23. [*Repealed November 5, 1974.*]
- SEC. 23a. [*Repealed November 5, 1974.*]
- SEC. 24. [*Repealed June 6, 1972.*]

ARTICLE XIII. [*Repealed November 5, 1974. See Article XIII, below.*]

### ARTICLE XIII \*

#### TAXATION

SECTION 1. [*Repealed November 5, 1974. See Section 1, below.*]

#### [*Uniformity Clause*]

SEC. 1. Unless otherwise provided by this Constitution or the laws of the United States:

(a) All property is taxable and shall be assessed at the same percentage of fair market value. When a value standard other than fair market value is prescribed by this Constitution or by statute authorized by this Constitution, the same percentage shall be applied to determine the assessed value. The value to which the percentage is applied, whether it be the fair market value or not, shall be known for property tax purposes as the full value.

(b) All property so assessed shall be taxed in proportion to its full value. [*New section adopted November 5, 1974.*]

- SEC. 1a. [*Repealed November 5, 1974.*]
- SEC. 1b. [*Repealed November 5, 1974.*]
- SEC. 1c. [*Repealed November 5, 1974.*]
- SEC. 1d. [*Repealed November 5, 1974.*]
- SEC. 1¼. [*Repealed November 5, 1974.*]
- SEC. 1¼a. [*Repealed November 5, 1974.*]
- SEC. 1¼b. [*Repealed November 5, 1974.*]
- SEC. 1½. [*Repealed November 5, 1974.*]
- SEC. 1½a. [*Repealed November 5, 1974.*]
- SEC. 1.6. [*Repealed November 8, 1949.*]

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\* New Article XIII adopted November 5, 1974

SEC. 1.60. [*Repealed November 5, 1974.*]

SEC. 1.61. [*Repealed November 5, 1974.*]

SEC. 1.62. [*Repealed November 5, 1974.*]

SEC. 1.63. [*Repealed November 5, 1974.*]

SEC. 1.64. [*Repealed November 5, 1974.*]

SEC. 1.65. [*Repealed November 5, 1974.*]

SEC. 1.66. [*Repealed November 5, 1974.*]

SEC. 1.67. [*Repealed November 5, 1974.*]

SEC. 1.68. [*Repealed November 5, 1974.*]

SEC. 1.69. [*Repealed November 5, 1974.*]

SEC. 1¾. [*Repealed November 5, 1974.*]

SEC. 2. [*Repealed November 5, 1974. See Section 2, below.*]

**[Personal Property Classification]**

SEC. 2. The Legislature may provide for property taxation of all forms of tangible personal property, shares of capital stock, evidences of indebtedness, and any legal or equitable interest therein not exempt under any other provision of this article. The Legislature, two-thirds of the membership of each house concurring, may classify such personal property for differential taxation or for exemption. The tax on any interest in notes, debentures, shares of capital stock, bonds, solvent credits, deeds of trust, or mortgages shall not exceed four-tenths of one percent of full value, and the tax per dollar of full value shall not be higher on personal property than on real property in the same taxing jurisdiction. [*New section adopted November 5, 1974.*]

SEC. 2.5. [*Repealed November 5, 1974.*]

SEC. 2.6. [*Repealed November 5, 1974.*]

SEC. 2.8. [*Repealed November 5, 1974.*]

SEC. 3. [*Repealed November 5, 1974. See Section 3, below.*]

**[Property Tax Exemptions]**

SEC. 3. The following are exempt from property taxation:

**[State Owned Property]**

(a) Property owned by the State.

**[Local Government Property]**

(b) Property owned by a local government, except as otherwise provided in Section 11 (a).

**[Government Bonds]**

(c) Bonds issued by the State or a local government in the State.



**[Public Property]**

(d) Property used for libraries and museums that are free and open to the public and property used exclusively for public schools, community colleges, State colleges, and State universities.

**[Educational Property]**

(e) Buildings, land, equipment, and securities used exclusively for educational purposes by a nonprofit institution of higher education.

**[Church Property]**

(f) Buildings, land on which they are situated, and equipment used exclusively for religious worship.

**[Cemetery Property]**

(g) Property used or held exclusively for the permanent deposit of human dead or for the care and maintenance of the property or the dead, except when used or held for profit. This property is also exempt from special assessment.

**[Growing Crops]**

(h) Growing crops.

**[Fruit and Nut Trees]**

(i) Fruit and nut trees until 4 years after the season in which they were planted in orchard form and grape vines until 3 years after the season in which they were planted in vineyard form.

**[Timber Exemption]**

(j) Immature forest trees planted on lands not previously bearing merchantable timber or planted or of natural growth on lands from which the merchantable original growth timber stand to the extent of 70 percent of all trees over 16 inches in diameter has been removed. Forest trees or timber shall be considered mature at such time after 40 years from the time of planting or removal of the original timber when so declared by a majority vote of a board consisting of a representative from the State Board of Forestry, a representative from the State Board of Equalization, and the assessor of the county in which the trees are located.

The Legislature may supersede the foregoing provisions with an alternative system or systems of taxing or exempting forest trees or timber, including a taxation system not based on property valuation. Any alternative system or systems shall provide for exemption of unharvested immature trees, shall encourage the continued use of timberlands for the production of trees for timber products, and shall provide for restricting the use of timberland to the production of timber products and compatible uses with provisions for taxation of timberland

based on the restrictions. Nothing in this paragraph shall be construed to exclude timberland from the provisions of Section 8 of this article.

**[Homeowners' Exemption]**

(k) \$7,000 of the full value of a dwelling, as defined by the Legislature, when occupied by an owner as his principal residence, unless the dwelling is receiving another real property exemption. The Legislature may increase this exemption and may deny it if the owner received State or local aid to pay taxes either in whole or in part, and either directly or indirectly, on the dwelling.

No increase in this exemption above the amount of \$7,000 shall be effective for any fiscal year unless the Legislature increases the rate of State taxes in an amount sufficient to provide the subventions required by Section 25.

If the Legislature increases the homeowners' property tax exemption, it shall provide increases in benefits to qualified renters, as defined by law, comparable to the average increase in benefits to homeowners, as calculated by the Legislature.

**[Vessels]**

(l) Vessels of more than 50 tons burden in this State and engaged in the transportation of freight or passengers.

**[Household Furnishings—Personal Effects]**

(m) Household furnishings and personal effects not held or used in connection with a trade, profession, or business.

**[Debt Secured by Land]**

(n) Any debt secured by land.

**[Veterans' Exemptions]**

(o) Property in the amount of \$1,000 of a claimant who—

(1) is serving in or has served in and has been discharged under honorable conditions from service in the United States Army, Navy, Air Force, Marine Corps, Coast Guard, or Revenue Marine (Revenue Cutter) Service; and—

(2) served either

(i) in time of war, or

(ii) in time of peace in a campaign or expedition for which a medal has been issued by Congress, or

(iii) in time of peace and because of a service-connected disability was released from active duty; and—

(3) resides in the State on the current lien date.

An unmarried person who owns property valued at \$5,000 or more, or a married person, who, together with the spouse, owns property valued at \$10,000 or more, is ineligible for this exemption.

If the claimant is married and does not own property eligible for the full amount of the exemption, property of the spouse shall be eligible for the unused balance of the exemption.

**[Veterans' Exemptions]**

(p) Property in the amount of \$1,000 of a claimant who—

(1) is the unmarried spouse of a deceased veteran who met the service requirement stated in paragraphs (1) and (2) of subsection 3(o), and

(2) does not own property in excess of \$10,000, and

(3) is a resident of the State on the current lien date.

**[Veterans' Exemptions]**

(q) Property in the amount of \$1,000 of a claimant who—

(1) is the parent of a deceased veteran who met the service requirement stated in paragraphs (1) and (2) of subsection 3(o), and

(2) receives a pension because of the veteran's service, and

(3) is a resident of the State on the current lien date.

Either parent of a deceased veteran may claim this exemption.

An unmarried person who owns property valued at \$5,000 or more, or a married person, who, together with the spouse, owns property valued at \$10,000 or more, is ineligible for this exemption.

**[Veterans' Exemptions]**

(r) No individual residing in the State on the effective date of this amendment who would have been eligible for the exemption provided by the previous section 1¼ of this article had it not been repealed shall lose eligibility for the exemption as a result of this amendment. *[As amended November 8, 1988.]*

**[Veterans' Exemptions—Change in Assessment Ratio—Adjustment]**

SEC. 3.5. In any year in which the assessment ratio is changed, the Legislature shall adjust the valuation of assessable property described in subdivisions (o), (p) and (q) of Section 3 of this article to maintain the same proportionate values of such property. *[New section adopted November 6, 1979.]*

SEC. 4. *[Repealed November 5, 1974. See Section 4, below.]*

**[Property Tax Exemption]**

SEC. 4. The Legislature may exempt from property taxation in whole or in part:

**[Veterans—Disabled—Blind]**

(a) The home of a person or a person's spouse, including an unmarried surviving spouse, if the person, because of injury incurred in

military service, is blind in both eyes, has lost the use of 2 or more limbs, or is totally disabled unless the home is receiving another real property exemption.

*[Religious, Hospital and Charitable Property]*

(b) Property used exclusively for religious, hospital, or charitable purposes and owned or held in trust by corporations or other entities (1) that are organized and operating for those purposes, (2) that are nonprofit, and (3) no part of whose net earnings inures to the benefit of any private shareholder or individual.

*[Specific College Exemptions]*

(c) Property owned by the California School of Mechanical Arts, California Academy of Sciences, or Cogswell Polytechnical College, or held in trust for the Huntington Library and Art Gallery, or their successors.

*[Church Parking Lots]*

(d) Real property not used for commercial purposes that is reasonably and necessarily required for parking vehicles of persons worshipping on land exempt by Section 3(f). *[New section adopted November 5, 1974.]*

SEC. 5. *[Repealed November 6, 1906. See Section 5, below.]*

*[Exemption of Buildings Under Construction]*

SEC. 5. Exemptions granted or authorized by Sections 3(e), 3(f); and 4(b) apply to buildings under construction, land required for their convenient use, and equipment in them if the intended use would qualify the property for exemption. *[New section adopted November 5, 1974.]*

SEC. 6. *[Repealed November 5, 1974. See Section 6, below.]*

*[Exemption Waivers]*

SEC. 6. The failure in any year to claim, in a manner required by the laws in effect at the time the claim is required to be made, an exemption or classification which reduces a property tax shall be deemed a waiver of the exemption or classification for that year. *[New section adopted November 5, 1974.]*

SEC. 7. *[Repealed November 5, 1974. See Section 7, below.]*

*[Real Property Taxes—Exemption by County Boards of Supervisors]*

SEC. 7. The Legislature, two-thirds of the membership of each house concurring, may authorize county boards of supervisors to exempt real property having a full value so low that, if not exempt, the

total taxes and applicable subventions on the property would amount to less than the cost of assessing and collecting them. [*New section adopted November 5, 1974.*]

SEC. 8. [*Repealed November 8, 1966. See Section 8, below.*]

[*Open Space Land and Historical Property—Exemption*]

SEC. 8. To promote the conservation, preservation and continued existence of open space lands, the Legislature may define open space land and shall provide that when this land is enforceably restricted, in a manner specified by the Legislature, to recreation, enjoyment of scenic beauty, use or conservation of natural resources, or production of food or fiber, it shall be valued for property tax purposes only on a basis that is consistent with its restrictions and uses.

To promote the preservation of property of historical significance, the Legislature may define such property and shall provide that when it is enforceably restricted, in a manner specified by the Legislature, it shall be valued for property tax purposes only on a basis that is consistent with its restrictions and uses. [*As amended June 8, 1976.*]

SEC. 8a. [*Repealed November 8, 1949.*]

[*Postponement of Property Taxes*]

SEC. 8.5. The Legislature may provide by law for the manner in which a person of low or moderate income who is 62 years of age or older may postpone ad valorem property taxes on the dwelling owned and occupied by him or her as his or her principal place of residence. The Legislature may also provide by law for the manner in which a disabled person may postpone payment of ad valorem property taxes on the dwelling owned and occupied by him or her as his or her principal place of residence. The Legislature shall have plenary power to define all terms in this section.

The Legislature shall provide by law for subventions to counties, cities and counties, cities and districts in an amount equal to the amount of revenue lost by each by reason of the postponement of taxes and for the reimbursement to the State of subventions from the payment of postponed taxes. Provision shall be made for the inclusion of reimbursement for the payment of interest on, and any costs to the State incurred in connection with, the subventions. [*As amended November 6, 1984.*]

SEC. 9. [*Repealed November 5, 1974. See Section 9, below.*]

[*Valuation of Certain Homes*]

SEC. 9. The Legislature may provide for the assessment for taxation only on the basis of use of a single-family dwelling, as defined by the Legislature, and so much of the land as is required for its convenient use and occupation, when the dwelling is occupied by an owner and located on land zoned exclusively for single-family dwellings or for agricultural purposes. [*New section adopted November 5, 1974.*]

SEC. 9a. *[Repealed November 5, 1974.]*

SEC. 9.5. *[Repealed November 5, 1974.]*

SEC. 10. *[Repealed November 5, 1974. See Section 10, below.]*

***[Golf Course Values]***

SEC. 10. Real property in a parcel of 10 or more acres which, on the lien date and for 2 or more years immediately preceding, has been used exclusively for nonprofit golf course purposes shall be assessed for taxation on the basis of such use, plus any value attributable to mines, quarries, hydrocarbon substances, or other minerals in the property or the right to extract hydrocarbons or other minerals from the property. *[New section adopted November 5, 1974.]*

SEC. 10½. *[Repealed November 5, 1974.]*

SEC. 11. *[Repealed November 5, 1974. See Section 11, below.]*

***[Taxation of Local Government Real Property]***

SEC. 11. (a) Lands owned by a local government that are outside its boundaries, including rights to use or divert water from surface or underground sources and any other interests in lands, are taxable if (1) they are located in Inyo or Mono County and (a) they were assessed for taxation to the local government in Inyo County as of the 1966 lien date, or in Mono County as of the 1967 lien date, whether or not the assessment was valid when made, or (b) they were acquired by the local government subsequent to that lien date and were assessed to a prior owner as of that lien date and each lien date thereafter, or (2) they are located outside Inyo or Mono County and were taxable when acquired by the local government. Improvements owned by a local government that are outside its boundaries are taxable if they were taxable when acquired or were constructed by the local government to replace improvements which were taxable when acquired.

(b) Taxable land belonging to a local government and located in Inyo County shall be assessed in any year subsequent to 1968 at the place where it was assessed as of the 1966 lien date and in an amount derived by multiplying its 1966 assessed value by the ratio of the statewide per capita assessed value of land as of the last lien date prior to the current lien date to \$766, using civilian population only. Taxable land belonging to a local government and located in Mono County shall be assessed in any year subsequent to 1968 at the place where it was assessed as of the 1967 lien date and in an amount determined by the preceding formula except that the 1967 lien date, the 1967 assessed value, and the figure \$856 shall be used in the formula. Taxable land belonging to a local government and located outside of Inyo and Mono counties shall be assessed at the place where located and in an amount that does not exceed the lower of (1) its fair market value times the prevailing percentage of fair market value at which other lands are assessed and (2) a figure derived in the manner specified in this Section for land located in Mono County.

If land acquired by a local government after the lien date of the base year specified in this Section was assessed in the base year as part of a larger parcel, the assessed value of the part in the base year shall be that fraction of the assessed value of the larger parcel that the area of the part is of the area of the larger parcel.

If a local government divests itself of ownership of land without water rights and this land was assessed in Inyo County as of the 1966 lien date or in Mono County as of the 1967 lien date, the divestment shall not diminish the quantity of water rights assessable and taxable at the place where assessed as of that lien date.

(c) In the event the Legislature changes the prevailing percentage of fair market value at which land is assessed for taxation, there shall be used in the computations required by Section 11(b) of this Article, for the first year for which the new percentage is applicable, in lieu of the statewide per capita assessed value of land as of the last lien date prior to the current lien date, the statewide per capita assessed value of land on the prior lien date times the ratio of the new prevailing percentage of fair market value to the previous prevailing percentage.

(d) If, after March 1954, a taxable improvement is replaced while owned by and in possession of a local government, the replacement improvement shall be assessed, as long as it is owned by a local government, as other improvements are except that the assessed value shall not exceed the product of (1) the percentage at which privately owned improvements are assessed times (2) the highest full value ever used for taxation of the improvement that has been replaced. For purposes of this calculation, the full value for any year prior to 1967 shall be conclusively presumed to be 4 times the assessed value in that year.

(e) No tax, charge, assessment, or levy of any character, other than those taxes authorized by Sections 11(a) to 11(d), inclusive, of this Article, shall be imposed upon one local government by another local government that is based or calculated upon the consumption or use of water outside the boundaries of the government imposing it.

(f) Any taxable interest of any character, other than a lease for agricultural purposes and an interest of a local government, in any land owned by a local government that is subject to taxation pursuant to Section 11(a) of this Article shall be taxed in the same manner as other taxable interests. The aggregate value of all the interests subject to taxation pursuant to Section 11(a), however, shall not exceed the value of all interests in the land less the taxable value of the interest of any local government ascertained as provided in Sections 11(a) to 11(e), inclusive, of this Article.

(g) Any assessment made pursuant to Sections 11(a) to 11(d), inclusive, of this Article shall be subject to review, equalization, and adjustment by the State Board of Equalization, but an adjustment shall conform to the provisions of these Sections. [*New section adopted November 5, 1974.*]

SEC. 12. *[Repealed November 5, 1974. See Section 12, below.]*

*[Unsecured Property Tax Rate]*

SEC. 12. (a) Except as provided in subdivision (b), taxes on personal property, possessory interests in land, and taxable improvements located on land exempt from taxation which are not a lien upon land sufficient in value to secure their payment shall be levied at the rates for the preceding tax year upon property of the same kind where the taxes were a lien upon land sufficient in value to secure their payment.

(b) In any year in which the assessment ratio is changed, the Legislature shall adjust the rate described in subdivision (a) to maintain equality between property on the secured and unsecured rolls. *[As amended November 2, 1976.]*

SEC. 12½. *[Repealed June 27, 1933.]*

SEC. 12¾. *[Repealed November 5, 1974.]*

SEC. 13. *[Repealed November 5, 1974. See Section 13, below.]*

*[Separate Land and Improvements Assessment]*

SEC. 13. Land and improvements shall be separately assessed. *[New section adopted November 5, 1974.]*

SEC. 14. *[Repealed November 5, 1974. See Section 14, below.]*

*[Tax Situs]*

SEC. 14. All property taxed by local government shall be assessed in the county, city, and district in which it is situated. *[New section adopted November 5, 1974.]*

SEC. 14½. *[Repealed November 8, 1949.]*

SEC. 14¾. *[Repealed November 8, 1949.]*

SEC. 14⅞. *[Repealed November 5, 1974.]*

SEC. 15. *[Repealed November 5, 1974. See Section 15, below.]*

*[Disaster Relief]*

SEC. 15. The Legislature may authorize local government to provide for the assessment or reassessment of taxable property physically damaged or destroyed after the lien date to which the assessment or reassessment relates. *[New section adopted November 5, 1974.]*

SEC. 15½. *[Repealed November 8, 1949.]*

SEC. 16. *[Repealed November 5, 1974. See Section 16, below.]*

*[County Board of Equalization—Assessment Appeals Board]*

SEC. 16. The county board of supervisors, or one or more assessment appeals boards created by the county board of supervisors, shall constitute the county board of equalization for a county. Two or more county boards of supervisors may jointly create one or more assessment appeals boards which shall constitute the county board of equalization for each of the participating counties.



Except as provided in subdivision (g) of Section 11, the county board of equalization, under such rules of notice as the county board may prescribe, shall equalize the values of all property on the local assessment roll by adjusting individual assessments.

County boards of supervisors shall fix the compensation for members of assessment appeals boards, furnish clerical and other assistance for those boards, adopt rules of notice and procedures for those boards as may be required to facilitate their work and to insure uniformity in the processing and decision of equalization petitions, and may provide for their discontinuance.

The Legislature shall provide for: (a) the number and qualifications of members of assessment appeals boards, the manner of selecting, appointing, and removing them, and the terms for which they serve, and (b) the procedure by which two or more county boards of supervisors may jointly create one or more assessment appeals boards. [*New section adopted November 5, 1974.*]

SEC. 16½. [*Repealed November 8, 1949.*]

SEC. 17. [*Repealed November 5, 1974. See Section 17, below.*]

[*Board of Equalization*]

SEC. 17. The Board of Equalization consists of 5 voting members: the Controller and 4 members elected for 4-year terms at gubernatorial elections. The State shall be divided into four Board of Equalization districts with the voters of each district electing one member. No member may serve more than 2 terms. [*As amended November 6, 1990. Initiative measure.*]

SEC. 18. [*Repealed November 5, 1974. See Section 18, below.*]

[*Intercounty Equalization*]

SEC. 18. The Board shall measure county assessment levels annually and shall bring those levels into conformity by adjusting entire secured local assessment rolls. In the event a property tax is levied by the State, however, the effects of unequalized local assessment levels, to the extent any remain after such adjustments, shall be corrected for purposes of distributing this tax by equalizing the assessment levels of locally and state-assessed properties and varying the rate of the State tax inversely with the counties' respective assessment levels. [*New section adopted November 5, 1974.*]

SEC. 19. [*Repealed November 5, 1974. See Section 19, below.*]

[*State Assessment*]

SEC. 19. The Board shall annually assess (1) pipelines, flumes, canals, ditches, and aqueducts lying within 2 or more counties and (2) property, except franchises, owned or used by regulated railway, telegraph, or telephone companies, car companies operating on railways in

the State, and companies transmitting or selling gas or electricity. This property shall be subject to taxation to the same extent and in the same manner as other property.

No other tax or license charge may be imposed on these companies which differs from that imposed on mercantile, manufacturing, and other business corporations. This restriction does not release a utility company from payments agreed on or required by law for a special privilege or franchise granted by a government body.

The Legislature may authorize Board assessment of property owned or used by other public utilities.

The Board may delegate to a local assessor the duty to assess a property used but not owned by a State assessee on which the taxes are to be paid by a local assessee. [*New section adopted November 5, 1974.*]

SEC. 20. [*Repealed November 5, 1974. See Section 20, below.*]

**[Maximum Tax Rates—Bonding Limits]**

SEC. 20. The Legislature may provide maximum property tax rates and bonding limits for local governments. [*New section adopted November 5, 1974.*]

SEC. 21. [*Repealed November 5, 1974. See Section 21, below.*]

**[School District Tax]**

SEC. 21. Within such limits as may be provided under Section 20 of this Article, the Legislature shall provide for an annual levy by county governing bodies of school district taxes sufficient to produce annual revenues for each district that the district's board determines are required for its schools and district functions. [*New section adopted November 5, 1974.*]

SEC. 21.5. [*Repealed November 5, 1974.*]

SEC. 22. [*Repealed November 5, 1974. See Section 22, below.*]

**[State Property Tax Limitations]**

SEC. 22. Not more than 25 percent of the total appropriations from all funds of the State shall be raised by means of taxes on real and personal property according to the value thereof. [*New section adopted November 5, 1974.*]

SEC. 23. [*Repealed November 5, 1974. See Section 23, below.*]

**[State Boundary Change]**

SEC. 23. If State boundaries change, the Legislature shall determine how property affected shall be taxed. [*New section adopted November 5, 1974.*]

SEC. 24. [*Repealed November 5, 1974. See Section 24, below.*]

[*State Taxes for Local Purposes*]

SEC. 24. The Legislature may not impose taxes for local purposes but may authorize local governments to impose them.

[*State Funds for Local Purposes*]

Money appropriated from State funds to a local government for its local purposes may be used as provided by law.

[*Subventions*]

Money subvented to a local government under Section 25 may be used for State or local purposes. [*New section adopted November 5, 1974.*]

SEC. 25. [*Repealed November 5, 1974. See Section 25, below.*]

[*Homeowners' Exemption, Reimbursement of Local Government*]

SEC. 25. The Legislature shall provide, in the same fiscal year, reimbursements to each local government for revenue lost because of Section 3(k). [*New section adopted November 5, 1974.*]

SEC. 25.5. [*Repealed November 5, 1974.*]

SEC. 26. [*Repealed November 5, 1974. See Section 26, below.*]

[*Income Tax*]

SEC. 26. (a) Taxes on or measured by income may be imposed on persons, corporations, or other entities as prescribed by law.

(b) Interest on bonds issued by the State or a local government in the State is exempt from taxes on income.

(c) Income of a nonprofit educational institution of collegiate grade within the State of California is exempt from taxes on or measured by income if: (1) it is not unrelated business income as defined by the Legislature, and (2) it is used exclusively for educational purposes. [*New section adopted November 5, 1974.*]

SEC. 27. [*Repealed November 5, 1974. See Section 27, below.*]

[*Bank and Corporation Taxes*]

SEC. 27. The Legislature, a majority of the membership of each house concurring, may tax corporations, including State and national banks, and their franchises by any method not prohibited by this Constitution or the Constitution or laws of the United States. Unless otherwise provided by the Legislature, the tax on State and national banks shall be according to or measured by their net income and shall be in lieu of all other taxes and license fees upon banks or their shares, except taxes upon real property and vehicle registration and license fees. [*As amended June 8, 1976.*]

SEC. 28. *[Repealed November 5, 1974. See Section 28, below.]**[Taxation of Insurance Companies]*

SEC. 28. (a) "Insurer," as used in this section, includes insurance companies or associations and reciprocal or interinsurance exchanges together with their corporate or other attorneys in fact considered as a single unit, and the State Compensation Insurance Fund. As used in this paragraph, "companies" includes persons, partnerships, joint stock associations, companies and corporations.

(b) An annual tax is hereby imposed on each insurer doing business in this State on the base, at the rates, and subject to the deductions from the tax hereinafter specified.

(c) In the case of an insurer not transacting title insurance in this State, the "basis of the annual tax" is, in respect to each year, the amount of gross premiums, less return premiums, received in such year by such insurer upon its business done in this State, other than premiums received for reinsurance and for ocean marine insurance.

In the case of an insurer transacting title insurance in this State, the "basis of the annual tax" is, in respect to each year, all income upon business done in this State, except:

- (1) Interest and dividends.
- (2) Rents from real property.
- (3) Profits from the sale or other disposition of investments.
- (4) Income from investments.

"Investments" as used in this subdivision includes property acquired by such insurer in the settlement or adjustment of claims against it but excludes investments in title plants and title records. Income derived directly or indirectly from the use of title plants and title records is included in the basis of the annual tax.

In the case of an insurer transacting title insurance in this State which has a trust department and does a trust business under the banking laws of this State, there shall be excluded from the basis of the annual tax imposed by this section, the income of, and from the assets of, such trust department and such trust business, if such income is taxed by this State or included in the measure of any tax imposed by this State.

(d) The rate of the tax to be applied to the basis of the annual tax in respect to each year is 2.35 percent.

(f) The tax imposed on insurers by this section is in lieu of all other taxes and licenses, State, county, and municipal, upon such insurers and their property, except:

- (1) Taxes upon their real estate.

(2) That an insurer transacting title insurance in this State which has a trust department or does a trust business under the banking laws of this State is subject to taxation with respect to such trust department or trust business to the same extent and in the same manner as trust companies and the trust departments of banks doing business in this State.

(3) When by or pursuant to the laws of any other state or foreign country any taxes, licenses and other fees, in the aggregate, and any

finances, penalties, deposit requirements or other material obligations, prohibitions or restrictions are or would be imposed upon California insurers, or upon the agents or representatives of such insurers, which are in excess of such taxes, licenses and other fees, in the aggregate, or which are in excess of the fines, penalties, deposit requirements or other obligations, prohibitions, or restrictions directly imposed upon similar insurers, or upon the agents or representatives of such insurers, of such other state or country under the statutes of this State; so long as such laws of such other state or country continue in force or are so applied, the same taxes, licenses and other fees, in the aggregate, or fines, penalties or deposit requirements or other material obligations, prohibitions, or restrictions, of whatever kind shall be imposed upon the insurers, or upon the agents or representatives of such insurers, of such other state or country doing business or seeking to do business in California. Any tax, license or other fee or other obligation imposed by any city, county, or other political subdivision or agency of such other state or country on California insurers or their agents or representatives shall be deemed to be imposed by such state or country within the meaning of this paragraph (3) of subdivision (f).

The provisions of this paragraph (3) of subdivision (f) shall not apply as to personal income taxes, nor as to ad valorem taxes on real or personal property nor as to special purpose obligations or assessments heretofore imposed by another state or foreign country in connection with particular kinds of insurance, other than property insurance; except that deductions, from premium taxes or other taxes otherwise payable, allowed on account of real estate or personal property taxes paid shall be taken into consideration in determining the propriety and extent of retaliatory action under this paragraph (3) of subdivision (f).

For the purposes of this paragraph (3) of subdivision (f) the domicile of an alien insurer, other than insurers formed under the laws of Canada, shall be that state in which is located its principal place of business in the United States.

In the case of an insurer formed under the laws of Canada or a province thereof, its domicile shall be deemed to be that province in which its head office is situated.

The provisions of this paragraph (3) of subdivision (f) shall also be applicable to reciprocals or interinsurance exchanges and fraternal benefit societies.

(4) The tax on ocean marine insurance.

(5) Motor vehicle and other vehicle registration license fees and any other tax or license fee imposed by the State upon vehicles, motor vehicles or the operation thereof.

(6) That each corporate or other attorney in fact of a reciprocal or interinsurance exchange shall be subject to all taxes imposed upon corporations or others doing business in the State, other than taxes on income derived from its principal business as attorney in fact.

A corporate or other attorney in fact of each exchange shall annually compute the amount of tax that would be payable by it under prevailing law except for the provisions of this section, and any management fee due from each exchange to its corporate or other attorney in fact shall be reduced pro tanto by a sum equivalent to the amount so computed.

(g) Every insurer transacting the business of ocean marine insurance in this State shall annually pay to the State a tax measured by that proportion of the underwriting profit of such insurer from such insurance written in the United States, which the gross premiums of the insurer from such insurance written in this State bear to the gross premiums of the insurer from such insurance written within the United States, at the rate of 5 per centum, which tax shall be in lieu of all other taxes and licenses, State, county and municipal, upon such insurer, except taxes upon real estate, and such other taxes as may be assessed or levied against such insurer on account of any other class of insurance written by it. The Legislature shall define the terms "ocean marine insurance" and "underwriting profit," and shall provide for the assessment, levy, collection and enforcement of the ocean marine tax.

(h) The taxes provided for by this section shall be assessed by the State Board of Equalization.

(i) The Legislature, a majority of all the members elected to each of the two houses voting in favor thereof, may by law change the rate or rates of taxes herein imposed upon insurers.

(j) This section is not intended to and does not change the law as it has previously existed with respect to the meaning of the words "gross premiums, less return premiums, received" as used in this article. [*As amended June 8, 1976.*]

SEC. 29. [*Repealed November 5, 1974. See Section 29, below.*]

**[Local Government Tax Sharing]**

SEC. 29. The Legislature may authorize counties, cities and counties, and cities to enter into contracts to apportion between them the revenue derived from any sales or use tax imposed by them which is collected for them by the State. Before any such contract becomes operative, it shall be authorized by a majority of those voting on the question in each jurisdiction at a general or direct primary election. [*New section adopted November 5, 1974.*]

**[Tax Liens—Presumption of Payment of Taxes]**

SEC. 30. Every tax shall be conclusively presumed to have been paid after 30 years from the time it became a lien unless the property subject to the lien has been sold in the manner provided by the Legislature for the payment of the tax. [*New section adopted November 5, 1974.*]

**[Power to Tax]**

SEC. 31. The power to tax may not be surrendered or suspended by grant or contract. *[New section adopted November 5, 1974.]*

**[Proceedings Relating to Collection]**

SEC. 32. No legal or equitable process shall issue in any proceeding in any court against this State or any officer thereof to prevent or enjoin the collection of any tax. After payment of a tax claimed to be illegal, an action may be maintained to recover the tax paid, with interest, in such manner as may be provided by the Legislature. *[New section adopted November 5, 1974.]*

**[Legislature to Enact Laws]**

SEC. 33. The Legislature shall pass all laws necessary to carry out the provisions of this article. *[New section adopted November 5, 1974.]*

SEC. 37. *[Repealed November 5, 1974.]*

SEC. 37.5. *[Repealed November 5, 1974.]*

SEC. 38. *[Repealed November 5, 1974.]*

SEC. 39. *[Repealed November 5, 1974.]*

SEC. 40. *[Repealed November 5, 1974.]*

SEC. 41. *[Repealed November 5, 1974.]*

SEC. 42. *[Repealed November 5, 1974.]*

SEC. 44. *[Repealed November 5, 1974.]*

**ARTICLE XIII A \*****[TAX LIMITATION]*****[Maximum Ad Valorem Tax on Real Property—Apportionment of Tax Revenues]***

SECTION 1. (a) The maximum amount of any ad valorem tax on real property shall not exceed One percent (1%) of the full cash value of such property. The one percent (1%) tax to be collected by the counties and apportioned according to law to the districts within the counties.

***[Exceptions to Limitation]***

(b) The limitation provided for in subdivision (a) shall not apply to ad valorem taxes or special assessments to pay the interest and redemption charges on (1) any indebtedness approved by the voters prior to July 1, 1978, or (2) any bonded indebtedness for the acquisition or

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\* New article adopted June 6, 1978 Initiative measure

improvement of real property approved on or after July 1, 1978, by two-thirds of the votes cast by the voters voting on the proposition. [As amended June 3, 1986.]

*[Valuation of Real Property—Appraised Value After 1975  
Assessment—Replacement Dwelling]*

SEC. 2. (a) The full cash value means the county assessor's valuation of real property as shown on the 1975-76 tax bill under "full cash value" or, thereafter, the appraised value of real property when purchased, newly constructed, or a change in ownership has occurred after the 1975 assessment. All real property not already assessed up to the 1975-76 full cash value may be reassessed to reflect that valuation. For purposes of this section, "newly constructed" does not include real property which is reconstructed after a disaster, as declared by the Governor, where the fair market value of the real property, as reconstructed, is comparable to its fair market value prior to the disaster. Also, the term "newly constructed" shall not include the portion of reconstruction or improvement to a structure, constructed of unreinforced masonry bearing wall construction, necessary to comply with any local ordinance relating to seismic safety during the first 15 years following that reconstruction or improvement.

However, the Legislature may provide that under appropriate circumstances and pursuant to definitions and procedures established by the Legislature, any person over the age of 55 years who resides in property which is eligible for the homeowner's exemption under subdivision (k) of Section 3 of Article XIII and any implementing legislation may transfer the base year value of the property entitled to exemption, with the adjustments authorized by subdivision (b), to any replacement dwelling of equal or lesser value located within the same county and purchased or newly constructed by that person as his or her principal residence within two years of the sale of the original property. For purposes of this section, "any person over the age of 55 years" includes a married couple one member of which is over the age of 55 years. For purposes of this section, "replacement dwelling" means a building, structure, or other shelter constituting a place of abode, whether real property or personal property, and any land on which it may be situated. For purposes of this section, a two-dwelling unit shall be considered as two separate single-family dwellings. This paragraph shall apply to any replacement dwelling which was purchased or newly constructed on or after November 5, 1986.

In addition, the Legislature may authorize each county board of supervisors, after consultation with the local affected agencies within the county's boundaries, to adopt an ordinance making the provisions of this subdivision relating to transfer of base year value also applicable to situations in which the replacement dwellings are located in that county and the original properties are located in another county within this State. For purposes of this paragraph, "local affected agency" means any city, special district, school district, or community college



district which receives an annual property tax revenue allocation. This paragraph shall apply to any replacement dwelling which was purchased or newly constructed on or after the date the county adopted the provisions of this subdivision relating to transfer of base year value, but shall not apply to any replacement dwelling which was purchased or newly constructed before November 9, 1988.

The Legislature may extend the provisions of this subdivision relating to the transfer of base year values from original properties to replacement dwellings of homeowners over the age of 55 years to severely disabled homeowners, but only with respect to those replacement dwellings purchased or newly constructed on or after the effective date of this paragraph.

*[Full Cash Value Reflecting Inflationary Rate]*

(b) The full cash value base may reflect from year to year the inflationary rate not to exceed 2 percent for any given year or reduction as shown in the consumer price index or comparable data for the area under taxing jurisdiction, or may be reduced to reflect substantial damage, destruction or other factors causing a decline in value.

*["Newly Constructed"]*

(c) For purposes of subdivision (a), the Legislature may provide that the term "newly constructed" shall not include any of the following:

- (1) The construction or addition of any active solar energy system.
- (2) The construction or installation of any fire sprinkler system, other fire extinguishing system, fire detection system, or fire-related egress improvement, as defined by the Legislature, which is constructed or installed after the effective date of this paragraph.
- (3) The construction, installation, or modification on or after the effective date of this paragraph of any portion or structural component of a single or multiple family dwelling which is eligible for the homeowner's exemption if the construction, installation, or modification is for the purpose of making the dwelling more accessible to severely disabled person.
- (4) The construction or installation of seismic retrofitting improvements or improvements utilizing earthquake hazard mitigation technologies, which are constructed or installed in existing buildings after the effective date of this paragraph. The Legislature shall define eligible improvements. This exclusion does not apply to seismic safety reconstruction or improvements which qualify for exclusion pursuant to the last sentence of the first paragraph of subdivision (a).

*["Change in Ownership"]*

(d) For purposes of this section, the term "change in ownership" shall not include the acquisition of real property as a replacement for comparable property if the person acquiring the real property has been

displaced from the property replaced by eminent domain proceedings, by acquisition by a public entity, or governmental action which has resulted in a judgment of inverse condemnation. The real property acquired shall be deemed comparable to the property replaced if it is similar in size, utility, and function, or if it conforms to State regulations defined by the Legislature governing the relocation of persons displaced by governmental actions. The provisions of this subdivision shall be applied to any property acquired after March 1, 1975, but shall affect only those assessments of that property which occur after the provisions of this subdivision take effect.

**[Disasters—Replacement Property]**

(e) Notwithstanding any other provision of this section, the Legislature shall provide that the base-year value of property which is substantially damaged or destroyed by a disaster, as declared by the Governor, may be transferred to comparable property, within the same county, that is acquired or newly constructed as a replacement for the substantially damaged or destroyed property.

This subdivision shall apply to any comparable replacement property acquired or newly constructed on or after July 1, 1985, and to the determination of base-year values for the 1985–86 fiscal year and fiscal years thereafter.

**[Disasters—Replacement Property]**

(f) For the purposes of subdivision (e):

(1) Property is substantially damaged or destroyed if it sustains physical damage amounting to more than 50 percent of its value immediately before the disaster. Damage includes a diminution in the value of property as a result of restricted access caused by the disaster.

(2) Replacement property is comparable to the property substantially damaged or destroyed if it is similar in size, utility, and function to the property which it replaces, and if the fair market value of the acquired property is comparable to the fair market value of the replaced property prior to the disaster.

**[Real Property Transfers between Spouses]**

(g) For purposes of subdivision (a), the terms “purchased” and “change in ownership” shall not include the purchase or transfer of real property between spouses since March 1, 1975, including, but not limited to, all of the following:

(1) Transfers to a trustee for the beneficial use of a spouse, or the surviving spouse of a deceased transferor, or by a trustee of such a trust to the spouse of the trustor.

(2) Transfers to a spouse which take effect upon the death of a spouse.

(3) Transfers to a spouse or former spouse in connection with a property settlement agreement or decree of dissolution of a marriage or legal separation.

(4) The creation, transfer, or termination, solely between spouses, of any coowner's interest.

(5) The distribution of a legal entity's property to a spouse or former spouse in exchange for the interest of the spouse in the legal entity in connection with a property settlement agreement or a decree of dissolution of a marriage or legal separation.

*[Real Property Transfers between Parents and Children]*

(h) For purposes of subdivision (a), the terms "purchased" and "change of ownership" shall not include the purchase or transfer of the principal residence of the transferor in the case of a purchase or transfer between parents and their children, as defined by the Legislature, and the purchase or transfer of the first \$1,000,000 of the full cash value of all other real property between parents and their children, as defined by the Legislature. This subdivision shall apply to both voluntary transfers and transfers resulting from a court order or judicial decree.

*[Effectiveness of Amendments]*

(i) Unless specifically provided otherwise, amendments to this section adopted prior to November 1, 1988, shall be effective for changes in ownership which occur, and new construction which is completed, after the effective date of the amendment. Unless specifically provided otherwise, amendments to this section adopted after November 1, 1988, shall be effective for changes in ownership which occur, and new construction which is completed, on or after the effective date of the amendment. *[As amended June 5, 1990, and November 6, 1990.]*

*[Changes in State Taxes—Vote Requirement]*

SECTION 3. From and after the effective date of this article, any changes in State taxes enacted for the purpose of increasing revenues collected pursuant thereto whether by increased rates or changes in methods of computation must be imposed by an Act passed by not less than two-thirds of all members elected to each of the two houses of the Legislature, except that no new ad valorem taxes on real property, or sales or transaction taxes on the sales of real property may be imposed. *[New section adopted June 6, 1978. Initiative measure.]*

*[Imposition of Special Taxes]*

SECTION 4. Cities, Counties and special districts, by a two-thirds vote of the qualified electors of such district, may impose special taxes on such district, except ad valorem taxes on real property or a transaction tax or sales tax on the sale of real property within such City, County or special district. *[New section adopted June 6, 1978. Initiative measure.]*

**[Effective Date of Article]**

SECTION 5. This article shall take effect for the tax year beginning on July 1 following the passage of this Amendment, except Section 3 which shall become effective upon the passage of this article. [*New section adopted June 6, 1978. Initiative measure.*]

**[Severability]**

SECTION 6. If any section, part, clause, or phrase hereof is for any reason held to be invalid or unconstitutional, the remaining sections shall not be affected but will remain in full force and effect. [*New section adopted June 6, 1978. Initiative measure.*]

**ARTICLE XIII B \***

**GOVERNMENT SPENDING LIMITATION**

**[Total Annual Appropriations]**

SEC. 1. The total annual appropriations subject to limitation of the State and of each local government shall not exceed the appropriations limit of the entity of government for the prior year adjusted for the change in the cost of living and the change in population, except as otherwise provided in this article. [*As amended June 5, 1990. Operative July 1, 1990.*]

**[Appropriations Limit Annual Calculation—Review]**

SEC. 1.5. The annual calculation of the appropriations limit under this article for each entity of local government shall be reviewed as part of an annual financial audit. [*New section adopted June 5, 1990. Operative July 1, 1990.*]

**[Revenues in Excess of Limitation]**

SEC. 2. (a) (1) Fifty percent of all revenues received by the State in a fiscal year and in the fiscal year immediately following it in excess of the amount which may be appropriated by the State in compliance with this article during that fiscal year and the fiscal year immediately following it shall be transferred and allocated, from a fund established for that purpose, pursuant to Section 8.5 of Article XVI.

(2) Fifty percent of all revenues received by the State in a fiscal year and in the fiscal year immediately following it in excess of the amount which may be appropriated by the State in compliance with this article during that fiscal year and the fiscal year immediately following it shall be returned by a revision of tax rates or fee schedules within the next two subsequent fiscal years.

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\* New article adopted November 6, 1979 Initiative measure

(b) All revenues received by an entity of government, other than the State, in a fiscal year and in the fiscal year immediately following it in excess of the amount which may be appropriated by the entity in compliance with this article during that fiscal year and the fiscal year immediately following it shall be returned by a revision of tax rates or fee schedules within the next two subsequent fiscal years. [*As amended June 5, 1990. Operative July 1, 1990.*]

**[Appropriations Limit—Adjustments]**

SEC. 3. The appropriations limit for any fiscal year pursuant to Sec. 1 shall be adjusted as follows:

(a) In the event that the financial responsibility of providing services is transferred, in whole or in part, whether by annexation, incorporation or otherwise, from one entity of government to another, then for the year in which such transfer becomes effective the appropriations limit of the transferee entity shall be increased by such reasonable amount as the said entities shall mutually agree and the appropriations limit of the transferor entity shall be decreased by the same amount.

(b) In the event that the financial responsibility of providing services is transferred, in whole or in part, from an entity of government to a private entity, or the financial source for the provision of services is transferred, in whole or in part, from other revenues of an entity of government, to regulatory licenses, user charges or user fees, then for the year of such transfer the appropriations limit of such entity of government shall be decreased accordingly.

(c) (1) In the event an emergency is declared by the legislative body of an entity of government, the appropriations limit of the affected entity of government may be exceeded provided that the appropriations limits in the following three years are reduced accordingly to prevent an aggregate increase in appropriations resulting from the emergency.

(2) In the event an emergency is declared by the Governor, appropriations approved by a two-thirds vote of the legislative body of an affected entity of government to an emergency account for expenditures relating to that emergency shall not constitute appropriations subject to limitation. As used in this paragraph, "emergency" means the existence, as declared by the Governor, of conditions of disaster or extreme peril to the safety of persons and property within the State, or parts thereof, caused by such conditions as attack or probable or imminent attack by an enemy of the United States, fire, flood, drought, storm, civil disorder, earthquake, or volcanic eruption. [*As amended June 5, 1990. Operative July 1, 1990.*]

**[Appropriations Limit—Establishment or Change]**

SEC. 4. The appropriations limit imposed on any new or existing entity of government by this Article may be established or changed by the electors of such entity, subject to and in conformity with constitu-

tional and statutory voting requirements. The duration of any such change shall be as determined by said electors, but shall in no event exceed four years from the most recent vote of said electors creating or continuing such change. [*New section adopted November 6, 1979. Initiative measure.*]

**[Contingency, Emergency, Unemployment, Etc., Funds—Contributions—Withdrawals—Transfers]**

SEC. 5. Each entity of government may establish such contingency, emergency, unemployment, reserve, retirement, sinking fund, trust, or similar funds as it shall deem reasonable and proper. Contributions to any such fund, to the extent that such contributions are derived from the proceeds of taxes, shall for purposes of this Article constitute appropriations subject to limitation in the year of contribution. Neither withdrawals from any such fund, nor expenditures of (or authorizations to expend) such withdrawals, nor transfers between or among such funds, shall for purposes of this Article constitute appropriations subject to limitation. [*New section adopted November 6, 1979. Initiative measure.*]

**[Prudent State Reserve]**

SECTION 5.5. *Prudent State Reserve.* The Legislature shall establish a prudent State reserve fund in such amount as it shall deem reasonable and necessary. Contributions to, and withdrawals from, the fund shall be subject to the provisions of Section 5 of this Article. [*New section adopted November 8, 1988. Initiative measure.*]

**[Mandates of New Programs or Higher Levels of Service—State Subvention—Exceptions]**

SEC. 6. Whenever the Legislature or any State agency mandates a new program or higher level of service on any local government, the State shall provide a subvention of funds to reimburse such local government for the costs of such program or increased level of service, except that the Legislature may, but need not, provide such subvention of funds for the following mandates:

- (a) Legislative mandates requested by the local agency affected;
- (b) Legislation defining a new crime or changing an existing definition of a crime; or
- (c) Legislative mandates enacted prior to January 1, 1975, or executive orders or regulations initially implementing legislation enacted prior to January 1, 1975. [*New section adopted November 6, 1979. Initiative measure.*]

**[Bonded Indebtedness]**

SEC. 7. Nothing in this Article shall be construed to impair the ability of the State or of any local government to meet its obligations with respect to existing or future bonded indebtedness. [*New section adopted November 6, 1979. Initiative measure.*]

**[Definitions]**

SEC. 8. As used in this article and except as otherwise expressly provided herein:

(a) "Appropriations subject to limitation" of the State means any authorization to expend during a fiscal year the proceeds of taxes levied by or for the State, exclusive of State subventions for the use and operation of local government (other than subventions made pursuant to Section 6) and further exclusive of refunds of taxes, benefit payments from retirement, unemployment insurance, and disability insurance funds.

(b) "Appropriations subject to limitation" of an entity of local government means any authorization to expend during a fiscal year the proceeds of taxes levied by or for that entity and the proceeds of State subventions to that entity (other than subventions made pursuant to Section 6) exclusive of refunds of taxes.

(c) "Proceeds of taxes" shall include, but not be restricted to, all tax revenues and the proceeds to an entity of government, from (1) regulatory licenses, user charges, and user fees to the extent that those proceeds exceed the costs reasonably borne by that entity in providing the regulation, product, or service, and (2) the investment of tax revenues. With respect to any local government, "proceeds of taxes" shall include subventions received from the State, other than pursuant to Section 6, and, with respect to the State, proceeds of taxes shall exclude such subventions.

(d) "Local government" means any city, county, city and county, school district, special district, authority, or other political subdivision of or within the State.

(e) (1) "Change in the cost of living" for the State, a school district, or a community college district means the percentage change in California per capita personal income from the preceding year.

(2) "Change in the cost of living" for an entity of local government, other than a school district or a community college district, shall be either (A) the percentage change in California per capita personal income from the preceding year, or (B) the percentage change in the local assessment roll from the preceding year for the jurisdiction due to the addition of local nonresidential new construction. Each entity of local government shall select its change in the cost of living pursuant to this paragraph annually by a recorded vote of the entity's governing body.

(f) "Change in population" of any entity of government, other than the State, a school district, or a community college district, shall be determined by a method prescribed by the Legislature.

"Change in population" of a school district or a community college district shall be the percentage change in the average daily attendance of the school district or community college district from the preceding fiscal year, as determined by a method prescribed by the Legislature.

"Change in population" of the State shall be determined by adding (1) the percentage change in the State's population multiplied by the

percentage of the State's budget in the prior fiscal year that is expended for other than educational purposes for kindergarten and grades one to 12, inclusive, and the community colleges, and (2) the percentage change in the total statewide average daily attendance in kindergarten and grades one to 12, inclusive, and the community colleges, multiplied by the percentage of the State's budget in the prior fiscal year that is expended for educational purposes for kindergarten and grades one to 12, inclusive, and the community colleges.

Any determination of population pursuant to this subdivision, other than that measured by average daily attendance, shall be revised, as necessary, to reflect the periodic census conducted by the United States Department of Commerce, or successor department.

(g) "Debt service" means appropriations required to pay the cost of interest and redemption charges, including the funding of any reserve or sinking fund required in connection therewith, on indebtedness existing or legally authorized as of January 1, 1979, or on bonded indebtedness thereafter approved according to law by a vote of the electors of the issuing entity voting in an election for that purpose.

(h) The "appropriations limit" of each entity of government for each fiscal year is that amount which total annual appropriations subject to limitation may not exceed under Sections 1 and 3. However, the "appropriations limit" of each entity of government for fiscal year 1978-79 is the total of the appropriations subject to limitation of the entity for that fiscal year. For fiscal year 1978-79, State subventions to local governments, exclusive of federal grants, are deemed to have been derived from the proceeds of State taxes.

(i) Except as otherwise provided in Section 5, "appropriations subject to limitation" do not include local agency loan funds or indebtedness funds, investment (or authorizations to invest) funds of the State, or of an entity of local government in accounts at banks or savings and loan associations or in liquid securities. [*As amended June 5, 1990. Operative July 1, 1990.*]

**[Exceptions to Appropriations Subject to Limitation]**

SEC. 9. "Appropriations subject to limitation" for each entity of government do not include:

(a) Appropriations for debt service.

(b) Appropriations required to comply with mandates of the courts or the federal government which, without discretion, require an expenditure for additional services or which unavoidably make the provision of existing services more costly.

(c) Appropriations of any special district which existed on January 1, 1978, and which did not as of the 1977-78 fiscal year levy an ad valorem tax on property in excess of 12½ cents per \$100 of assessed value; or the appropriations of any special district then existing or thereafter created by a vote of the people, which is totally funded by other than the proceeds of taxes.



(d) Appropriations for all qualified capital outlay projects, as defined by the Legislature.

(e) Appropriations of revenue which are derived from any of the following:

(1) That portion of the taxes imposed on motor vehicle fuels for use in motor vehicles upon public streets and highways at a rate of more than nine cents (\$0.09) per gallon.

(2) Sales and use taxes collected on that increment of the tax specified in paragraph (1).

(3) That portion of the weight fee imposed on commercial vehicles which exceeds the weight fee imposed on those vehicles on January 1, 1990. [*As amended June 5, 1990. Operative July 1, 1990.*]

**[Effective Date of Article]**

SEC. 10. This Article shall be effective commencing with the first day of the fiscal year following its adoption. [*New section adopted November 6, 1979. Initiative measure.*]

**[Appropriations Limit on or after July 1, 1990]**

SEC. 10.5. For fiscal years beginning on or after July 1, 1990, the appropriations limit of each entity of government shall be the appropriations limit for the 1986–87 fiscal year adjusted for the changes made from that fiscal year pursuant to this article, as amended by the measure adding this section, adjusted for the changes required by Section 3. [*New section adopted June 5, 1990. Operative July 1, 1990.*]

**[Category Added or Removed from Appropriations Subject to Limitation—Severability]**

SEC. 11. If any appropriation category shall be added to or removed from appropriations subject to limitation, pursuant to final judgment of any court of competent jurisdiction and any appeal therefrom, the appropriations limit shall be adjusted accordingly. If any section, part, clause or phrase in this Article is for any reason held invalid or unconstitutional, the remaining portions of this Article shall not be affected but shall remain in full force and effect. [*New section adopted November 6, 1979. Initiative measure.*]

**[Exceptions to Appropriations Subject to Limitation]**

SEC. 12. “Appropriations subject to limitation” of each entity of government shall not include appropriations of revenue from the Cigarette and Tobacco Products Surtax Fund created by the Tobacco Tax and Health Protection Act of 1988. No adjustment in the appropriations limit of any entity of government shall be required pursuant to Section 3 as a result of revenue being deposited in or appropriated from the Cigarette and Tobacco Products Surtax Fund created by the Tobacco Tax and Health Protection Act of 1988. [*New section adopted November 8, 1988. Initiative measure.*]

ARTICLE XIV. [*Repealed June 8, 1976. See Article XIV, below.*]

## ARTICLE XIV \*

## LABOR RELATIONS

SECTION 1. [*Repealed June 8, 1976. See Section 1, below.*][*Minimum Wages and General Welfare of Employees*]

SECTION 1. The Legislature may provide for minimum wages and for the general welfare of employees and for those purposes may confer on a commission legislative, executive, and judicial powers. [*New section adopted June 8, 1976.*]

SEC. 2. [*Repealed June 8, 1976. See Section 2, below.*][*Eight-hour Workday*]

SEC. 2. Worktime of mechanics or workers on public works may not exceed eight hours a day except in wartime or extraordinary emergencies that endanger life or property. The Legislature shall provide for enforcement of this section. [*New section adopted June 8, 1976.*]

SEC. 3. [*Repealed June 8, 1976. See Section 3, below.*][*Mechanics' Liens*]

SEC. 3. Mechanics, persons furnishing materials, artisans, and laborers of every class, shall have a lien upon the property upon which they have bestowed labor or furnished material for the value of such labor done and material furnished; and the Legislature shall provide, by law, for the speedy and efficient enforcement of such liens. [*New section adopted June 8, 1976.*]

SEC. 4. [*Repealed June 8, 1976. See Section 4, below.*][*Workers' Compensation*]

SEC. 4. The Legislature is hereby expressly vested with plenary power, unlimited by any provision of this Constitution, to create, and enforce a complete system of workers' compensation, by appropriate legislation, and in that behalf to create and enforce a liability on the part of any or all persons to compensate any or all of their workers for injury or disability, and their dependents for death incurred or sustained by the said workers in the course of their employment, irrespective of the fault of any party. A complete system of workers' compensation includes adequate provisions for the comfort, health and safety and general welfare of any and all workers and those dependent upon them for support to the extent of relieving from the consequences of any injury or death incurred or sustained by workers in the course of

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\* New Article XIV adopted June 8, 1976

their employment, irrespective of the fault of any party; also full provision for securing safety in places of employment; full provision for such medical, surgical, hospital and other remedial treatment as is requisite to cure and relieve from the effects of such injury; full provision for adequate insurance coverage against liability to pay or furnish compensation; full provision for regulating such insurance coverage in all its aspects, including the establishment and management of a State compensation insurance fund; full provision for otherwise securing the payment of compensation; and full provision for vesting power, authority and jurisdiction in an administrative body with all the requisite governmental functions to determine any dispute or matter arising under such legislation, to the end that the administration of such legislation shall accomplish substantial justice in all cases expeditiously, inexpensively, and without incumbrance of any character; all of which matters are expressly declared to be the social public policy of this State, binding upon all departments of the State government.

The Legislature is vested with plenary powers, to provide for the settlement of any disputes arising under such legislation by arbitration, or by an industrial accident commission, by the courts, or by either, any, or all of these agencies, either separately or in combination, and may fix and control the method and manner of trial of any such dispute, the rules of evidence and the manner of review of decisions rendered by the tribunal or tribunals designated by it; provided, that all decisions of any such tribunal shall be subject to review by the appellate courts of this State. The Legislature may combine in one statute all the provisions for a complete system of workers' compensation, as herein defined.

The Legislature shall have power to provide for the payment of an award to the State in the case of the death, arising out of and in the course of the employment, of an employee without dependents, and such awards may be used for the payment of extra compensation for subsequent injuries beyond the liability of a single employer for awards to employees of the employer.

Nothing contained herein shall be taken or construed to impair or render ineffectual in any measure the creation and existence of the industrial accident commission of this State or the State compensation insurance fund, the creation and existence of which, with all the functions vested in them, are hereby ratified and confirmed. [*New section adopted June 8, 1976.*]

SEC. 5. [*Repealed November 6, 1990. See Section 5, below.*]

[*Inmate Labor*]

SECTION 5. (a) The Director of Corrections or any county Sheriff or other local government official charged with jail operations, may enter into contracts with public entities, nonprofit or for profit organizations, entities, or businesses for the purpose of conducting programs which use inmate labor. Such programs shall be operated and

implemented pursuant to statutes enacted by or in accordance with the provisions of the Prison Inmate Labor Initiative of 1990, and by rules and regulations prescribed by the Director of Corrections and, for county jail programs, by local ordinances.

(b) No contract shall be executed with an employer that will initiate employment by inmates in the same job classification as non-inmate employees of the same employer who are on strike, as defined in Section 1132.6 of the Labor Code, as it reads on January 1, 1990, or who are subject to lockout, as defined in Section 1132.8 of the Labor Code, as it reads on January 1, 1990. Total daily hours worked by inmates employed in the same job classification as non-inmate employees of the same employer who are on strike, as defined in Section 1132.6 of the Labor Code, as it reads on January 1, 1990, or who are subject to lockout, as defined in Section 1132.8 of the Labor Code, as it reads on January 1, 1990, shall not exceed, for the duration of the strike, the average daily hours worked for the preceding six months, or if the program has been in operation for less than six months, the average for the period of operation.

(c) Nothing in this section shall be interpreted as creating a right of inmates to work. [*New section adopted November 6, 1990. Initiative measure.*]

ARTICLE XV. [*Repealed June 8, 1976. See Article XV, below.*]

## ARTICLE XV \*

### USURY

SECTION 1. [*Repealed June 8, 1976. See Section 1, below.*]

#### [*Rate of Interest*]

SECTION 1. The rate of interest upon the loan or forbearance of any money, goods, or things in action, or on accounts after demand, shall be 7 percent per annum but it shall be competent for the parties to any loan or forbearance of any money, goods or things in action to contract in writing for a rate of interest:

(1) For any loan or forbearance of any money, goods, or things in action, if the money, goods, or things in action are for use primarily for personal, family, or household purposes, at a rate not exceeding 10 percent per annum; provided, however, that any loan or forbearance of any money, goods or things in action the proceeds of which are used primarily for the purchase, construction or improvement of real property shall not be deemed to be a use primarily for personal, family or household purposes; or

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\* New Article XV adopted June 8, 1976

(2) For any loan or forbearance of any money, goods, or things in action for any use other than specified in paragraph (1), at a rate not exceeding the higher of (a) 10 percent per annum or (b) 5 percent per annum plus the rate prevailing on the 25th day of the month preceding the earlier of (i) the date of execution of the contract to make the loan or forbearance, or (ii) the date of making the loan or forbearance established by the Federal Reserve Bank of San Francisco on advances to member banks under Sections 13 and 13a of the Federal Reserve Act as now in effect or hereafter from time to time amended (or if there is no such single determinable rate of advances, the closest counterpart of such rate as shall be designated by the Superintendent of Banks of the State of California unless some other person or agency is delegated such authority by the Legislature).

**[Charges]**

No person, association, copartnership or corporation shall by charging any fee, bonus, commission, discount or other compensation receive from a borrower more than the interest authorized by this section upon any loan or forbearance of any money, goods or things in action.

**[Exemptions]**

However, none of the above restrictions shall apply to any obligations of, loans made by, or forbearances of, any building and loan association as defined in and which is operated under that certain act known as the "Building and Loan Association Act," approved May 5, 1931, as amended, or to any corporation incorporated in the manner prescribed in and operating under that certain act entitled "An act defining industrial loan companies, providing for their incorporation, powers and supervision," approved May 18, 1917, as amended, or any corporation incorporated in the manner prescribed in and operating under that certain act entitled "An act defining credit unions, providing for their incorporation, powers, management and supervision," approved March 31, 1927, as amended or any duly licensed pawnbroker or personal property broker, or any loans made or arranged by any person licensed as a real estate broker by the State of California and secured in whole or in part by liens on real property, or any bank as defined in and operating under that certain act known as the "Bank Act," approved March 1, 1909, as amended, or any bank created and operating under and pursuant to any laws of this State or of the United States of America or any nonprofit cooperative association organized under Chapter 1 (commencing with Section 54001) of Division 20 of the Food and Agricultural Code in loaning or advancing money in connection with any activity mentioned in said title or any corporation, association, syndicate, joint stock company, or partnership engaged exclusively in the business of marketing agricultural, horticultural, viticultural, dairy, live stock, poultry and bee products on a cooperative nonprofit basis in loaning or advancing money to the members thereof or in connection

with any such business or any corporation securing money or credit from any federal intermediate credit bank, organized and existing pursuant to the provisions of an act of Congress entitled "Agricultural Credits Act of 1923," as amended in loaning or advancing credit so secured, or any other class of persons authorized by statute, or to any successor in interest to any loan or forbearance exempted under this article, nor shall any such charge of any said exempted classes of persons be considered in any action or for any purpose as increasing or affecting or as connected with the rate of interest hereinbefore fixed. The Legislature may from time to time prescribe the maximum rate per annum of, or provide for the supervision, or the filing of a schedule of, or in any manner fix, regulate or limit, the fees, bonuses, commissions, discounts or other compensation which all or any of the said exempted classes of persons may charge or receive from a borrower in connection with any loan or forbearance of any money, goods or things in action.

*[Judgments Rendered in Court—Rate of Interest]*

The rate of interest upon a judgment rendered in any court of this State shall be set by the Legislature at not more than 10 percent per annum. Such rate may be variable and based upon interest rates charged by federal agencies or economic indicators, or both.

In the absence of the setting of such rate by the Legislature, the rate of interest on any judgment rendered in any court of the State shall be 7 percent per annum.

*[Scope of Section]*

The provisions of this section shall supersede all provisions of this Constitution and laws enacted thereunder in conflict therewith. *[As amended November 6, 1979.]*

SEC. 2. *[Repealed June 8, 1976.]*

SEC. 3. *[Repealed June 8, 1976.]*

## ARTICLE XVI

### PUBLIC FINANCE

*[Heading as amended November 5, 1974.]*

*[State Indebtedness—Limitation—Two-thirds Vote to Submit Bond Law—Submission of Law to Electors]*

SECTION 1. The Legislature shall not, in any manner create any debt or debts, liability or liabilities, which shall, singly or in the aggregate with any previous debts or liabilities, exceed the sum of three hundred thousand dollars (\$300,000), except in case of war to repel invasion or suppress insurrection, unless the same shall be authorized by law for some single object or work to be distinctly specified therein which law shall provide ways and means, exclusive of loans, for the payment of the

interest of such debt or liability as it falls due, and also to pay and discharge the principal of such debt or liability within 50 years of the time of the contracting thereof, and shall be irrevocable until the principal and interest thereon shall be paid and discharged, and such law may make provision for a sinking fund to pay the principal of such debt or liability to commence at a time after the incurring of such debt or liability of not more than a period of one-fourth of the time of maturity of such debt or liability; but no such law shall take effect unless it has been passed by a two-thirds vote of all the members elected to each house of the Legislature and until, at a general election or at a direct primary, it shall have been submitted to the people and shall have received a majority of all the votes cast for and against it at such election; and all moneys raised by authority of such law shall be applied only to the specific object therein stated or to the payment of the debt thereby created. Full publicity as to matters to be voted upon by the people is afforded by the setting out of the complete text of the proposed laws, together with the arguments for and against them, in the ballot pamphlet mailed to each elector preceding the election at which they are submitted, and the only requirement for publication of such law shall be that it be set out at length in ballot pamphlets which the Secretary of State shall cause to be printed. The Legislature may, at any time after the approval of such law by the people, reduce the amount of the indebtedness authorized by the law to an amount not less than the amount contracted at the time of the reduction, or it may repeal the law if no debt shall have been contracted in pursuance thereof.

Notwithstanding any other provision of this Constitution, Members of the Legislature who are required to meet with the State Allocation Board shall have equal rights and duties with the nonlegislative members to vote and act upon matters pending or coming before such board for the allocation and apportionment of funds to school districts for school construction purposes or purposes related thereto.

Notwithstanding any other provision of this constitution, or of any bond act to the contrary, if any general obligation bonds of the State heretofore or hereafter authorized by vote of the people have been offered for sale and not sold, the Legislature may raise the maximum rate of interest payable on all general obligation bonds authorized but not sold, whether or not such bonds have been offered for sale, by a statute passed by a two-thirds vote of all members elected to each house thereof.

The provisions of Senate Bill No. 763\* of the 1969 Regular Session, which authorize an increase of the State general obligation bond maximum interest rate from 5 percent to an amount not in excess of 7 percent and eliminate the maximum rate of interest payable on notes given in anticipation of the sale of such bonds, are hereby ratified. [*As amended June 2, 1970.*]

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\* Chapter 740

[*General Obligation Bond Proceeds Fund*]

SEC. 1.5. The Legislature may create and establish a "General Obligation Bond Proceeds Fund" in the State Treasury, and may provide for the proceeds of the sale of general obligation bonds of the State heretofore or hereafter issued, including any sums paid as accrued interest thereon, under any or all acts authorizing the issuance of such bonds, to be paid into or transferred to, as the case may be, the "General Obligation Bond Proceeds Fund." Accounts shall be maintained in the "General Obligation Bond Proceeds Fund" of all moneys deposited in the State Treasury to the credit of that fund and the proceeds of each bond issue shall be maintained as a separate and distinct account and shall be paid out only in accordance with the law authorizing the issuance of the particular bonds from which the proceeds were derived. The Legislature may abolish, subject to the conditions of this section, any fund in the State Treasury heretofore or hereafter created by any act for the purpose of having deposited therein the proceeds from the issuance of bonds if such proceeds are transferred to or paid into the "General Obligation Bond Proceeds Fund" pursuant to the authority granted in this section; provided, however, that nothing in this section shall prevent the Legislature from re-establishing any bond proceeds fund so abolished and transferring back to its credit all proceeds in the "General Obligation Bond Proceeds Fund" which constitute the proceeds of the particular bond fund being re-established. [*New section adopted November 6, 1962.*]

SEC. 2. [*Repealed November 6, 1962. See Section 2, below.*]

[*Bond Issues—Submission by Constitutional Amendment Prohibited—  
Repeal of Certain Constitutional Provisions*]

SEC. 2. (a) No amendment to this Constitution which provides for the preparation, issuance and sale of bonds of the State of California shall hereafter be submitted to the electors, nor shall any such amendment to the Constitution hereafter submitted to or approved by the electors become effective for any purpose.

Each measure providing for the preparation, issuance and sale of bonds of the State of California shall hereafter be submitted to the electors in the form of a bond act or statute.

(b) The provisions of this Constitution enumerated in subdivision (c) of this section are repealed and such provisions are continued as statutes which have been approved, adopted, legalized, ratified, validated, and made fully and completely effective, by means of the adoption by the electorate of a ratifying constitutional amendment, except that the Legislature, in addition to whatever powers it possessed under such provisions, may amend or repeal such provisions when the bonds issued thereunder have been fully retired and when no rights thereunder will be damaged.



(c) The enumerated provisions of this Constitution are: Article XVI, Sections 2, 3, 4, 4½, 5, 6, 8, 8½, 15, 16, 16.5, 17, 18, 19, 19.5, 20 and 21. [*New section adopted November 6, 1962.*]

SEC. 3. [*Repealed November 6, 1962. See Section 3, below.*]

[*Appropriations*]

SEC. 3. No money shall ever be appropriated or drawn from the State Treasury for the purpose or benefit of any corporation, association, asylum, hospital, or any other institution not under the exclusive management and control of the State as a State institution, nor shall any grant or donation of property ever be made thereto by the State, except that notwithstanding anything contained in this or any other section of the Constitution:

[*Federal Funds*]

(1) Whenever federal funds are made available for the construction of hospital facilities by public agencies and nonprofit corporations organized to construct and maintain such facilities, nothing in this Constitution shall prevent the Legislature from making State money available for that purpose, or from authorizing the use of such money for the construction of hospital facilities by nonprofit corporations organized to construct and maintain such facilities.

[*Institution for Support of Orphans or Aged Indigents*]

(2) The Legislature shall have the power to grant aid to the institutions conducted for the support and maintenance of minor orphans, or half-orphans, or abandoned children, or children of a father who is incapacitated for gainful work by permanent physical disability or is suffering from tuberculosis in such a stage that he cannot pursue a gainful occupation, or aged persons in indigent circumstances—such aid to be granted by a uniform rule, and proportioned to the number of inmates of such respective institutions.

[*Needy Blind*]

(3) The Legislature shall have the power to grant aid to needy blind persons not inmates of any institution supported in whole or in part by the State or by any of its political subdivisions, and no person concerned with the administration of aid to needy blind persons shall dictate how any applicant or recipient shall expend such aid granted him, and all money paid to a recipient of such aid shall be intended to help him meet his individual needs and is not for the benefit of any other person, and such aid when granted shall not be construed as income to any person other than the blind recipient of such aid, and the State Department of Social Welfare shall take all necessary action to enforce the provisions relating to aid to needy blind persons as heretofore stated.

**[Physically Handicapped Persons]**

(4) The Legislature shall have power to grant aid to needy physically handicapped persons not inmates of any institution under the supervision of the Department of Mental Hygiene and supported in whole or in part by the State or by any institution supported in whole or part by any political subdivision of the State.

**[Management of Institutions]**

(5) The State shall have at any time the right to inquire into the management of such institutions.

**[Orphans, Aged Indigents, Needy Blind—County Support]**

(6) Whenever any county, or city and county, or city, or town, shall provide for the support of minor orphans, or half-orphans, or abandoned children, or children of a father who is incapacitated for gainful work by permanent physical disability or is suffering from tuberculosis in such a stage that he cannot pursue a gainful occupation, or aged persons in indigent circumstances, or needy blind persons not inmates of any institution supported in whole or in part by the State or by any of its political subdivisions, or needy physically handicapped persons not inmates of any institution under the supervision of the Department of Mental Hygiene and supported in whole or in part by the State or by any institution supported in whole or part by any political subdivision of the State; such county, city and county, city, or town shall be entitled to receive the same pro rata appropriations as may be granted to such institutions under church, or other control.

**[Receipts and Expenditures of Public Moneys]**

An accurate statement of the receipts and expenditures of public moneys shall be attached to and published with the laws at every regular session of the Legislature. [*New section adopted November 5, 1974.*]

SEC. 4. [*Repealed November 6, 1962. See Section 4, below.*]

**[Loan Guarantees re Nonprofit Corporations and Public Agencies]**

SEC. 4. The Legislature shall have the power to insure or guarantee loans made by private or public lenders to nonprofit corporations and public agencies, the proceeds of which are to be used for the construction, expansion, enlargement, improvement, renovation or repair of any public or nonprofit hospital, hospital facility, or extended care facility, facility for the treatment of mental illness, or all of them, including any outpatient facility and any other facility useful and convenient in the operation of the hospital and any original equipment for any such hospital or facility, or both.

No provision of this Constitution, including but not limited to, Section 1 of Article XVI and Section 14 of Article XI, shall be construed as a limitation upon the authority granted to the Legislature by this section. [*New section adopted November 5, 1974.*]

SEC. 4½. [*Repealed November 6, 1962.*]

SEC. 5. [*Repealed November 6, 1962. See Section 5, below.*]

**[Religious Institutions—Grants Prohibited]**

SEC. 5. Neither the Legislature, nor any county, city and county, township, school district, or other municipal corporation, shall ever make an appropriation, or pay from any public fund whatever, or grant anything to or in aid of any religious sect, church, creed, or sectarian purpose, or help to support or sustain any school, college, university, hospital, or other institution controlled by any religious creed, church, or sectarian denomination whatever; nor shall any grant or donation of personal property or real estate ever be made by the State, or any city, city and county, town, or other municipal corporation for any religious creed, church, or sectarian purpose whatever; provided, that nothing in this section shall prevent the Legislature granting aid pursuant to Section 3 of Article XVI. [*New section adopted November 5, 1974.*]

SEC. 6. [*Repealed November 6, 1962. See Section 6, below.*]

**[Gifts or Loans of Public Moneys or Pledging of Credit Prohibited—Stock of Corporations]**

SEC. 6. The Legislature shall have no power to give or to lend, or to authorize the giving or lending, of the credit of the State, or of any county, city and county, city, township or other political corporation or subdivision of the State now existing, or that may be hereafter established, in aid of or to any person, association, or corporation, whether municipal or otherwise, or to pledge the credit thereof, in any manner whatever, for the payment of the liabilities of any individual, association, municipal or other corporation whatever; nor shall it have power to make any gift or authorize the making of any gift, of any public money or thing of value to any individual, municipal or other corporation whatever; provided, that nothing in this section shall prevent the Legislature granting aid pursuant to Section 3 of Article XVI; and it shall not have power to authorize the State, or any political subdivision thereof, to subscribe for stock, or to become a stockholder in any corporation whatever; provided, further, that irrigation districts for the purpose of acquiring the control of any entire international water system necessary for its use and purposes, a part of which is situated in the United States, and a part thereof in a foreign country, may in the manner authorized by law, acquire the stock of any foreign corporation which is the owner of, or which holds the title to the part of such system situated in a foreign country; provided, further, that irrigation districts for the purpose of acquiring water and water rights and other property necessary for their uses and purposes, may acquire and hold the stock of corporations, domestic or foreign, owning waters, water rights, canals, waterworks, franchises or concessions subject to the same obligations and liabilities as are imposed by law upon all other stockholders in such corporation; and

*[Insurance Pooling Arrangements]*

Provided, further, that this section shall not prohibit any county, city and county, city, township, or other political corporation or subdivision of the State from joining with other such agencies in providing for the payment of workers' compensation, unemployment compensation, tort liability, or public liability losses incurred by such agencies, by entry into an insurance pooling arrangement under a joint exercise of powers agreement, or by membership in such publicly-owned nonprofit corporation or other public agency as may be authorized by the Legislature; and

*[Aid to Veterans]*

Provided, further, that nothing contained in this Constitution shall prohibit the use of State money or credit, in aiding veterans who served in the military or naval service of the United States during the time of war, in the acquisition of, or payments for, (1) farms or homes, or in projects of land settlement or in the development of such farms or homes or land settlement projects for the benefit of such veterans, or (2) any business, land or any interest therein, buildings, supplies, equipment, machinery, or tools, to be used by the veteran in pursuing a gainful occupation; and

*[Disaster Assistance]*

Provided, further, that nothing contained in this Constitution shall prohibit the State, or any county, city and county, city, township, or other political corporation or subdivision of the State from providing aid or assistance to persons, if found to be in the public interest, for the purpose of clearing debris, natural materials, and wreckage from privately owned lands and waters deposited thereon or therein during a period of a major disaster or emergency, in either case declared by the President. In such case, the public entity shall be indemnified by the recipient from the award of any claim against the public entity arising from the rendering of such aid or assistance. Such aid or assistance must be eligible for federal reimbursement for the cost thereof.

*[Temporary Transfers of Funds to Political Subdivisions]*

And provided, still further, that notwithstanding the restrictions contained in this Constitution, the treasurer of any city, county, or city and county shall have power and the duty to make such temporary transfers from the funds in custody as may be necessary to provide funds for meeting the obligations incurred for maintenance purposes by any city, county, city and county, district, or other political subdivision whose funds are in custody and are paid out solely through the treasurer's office. Such temporary transfer of funds to any political subdivision shall be made only upon resolution adopted by the governing body of the city, county, or city and county directing the treasurer of such city, county, or city and county to make such temporary transfer. Such

temporary transfer of funds to any political subdivision shall not exceed 85 percent of the anticipated revenues accruing to such political subdivision, shall not be made prior to the first day of the fiscal year nor after the last Monday in April of the current fiscal year, and shall be replaced from the revenues accruing to such political subdivision before any other obligation of such political subdivision is met from such revenue. *[As amended November 2, 1982.]*

SEC. 7. *[Repealed November 6, 1962. See Section 7, below.]*

*[Controller's Warrants]*

SEC. 7. Money may be drawn from the Treasury only through an appropriation made by law and upon a Controller's duly drawn warrant. *[New section adopted November 5, 1974.]*

SEC. 8. *[Repealed November 6, 1962. See Section 8, below.]*

*[School Funding Priority]*

SEC. 8. (a) From all State revenues there shall first be set apart the moneys to be applied by the State for support of the public school system and public institutions of higher education.

(b) Commencing with the 1990-91 fiscal year, the moneys to be applied by the State for the support of school districts and community college districts shall be not less than the greater of the following amounts:

(1) The amount which, as a percentage of General Fund revenues which may be appropriated pursuant to Article XIII B, equals the percentage of General Fund revenues appropriated for school districts and community college districts, respectively, in fiscal year 1986-87.

(2) The amount required to ensure that the total allocations to school districts and community college districts from General Fund proceeds of taxes appropriated pursuant to Article XIII B and allocated local proceeds of taxes shall not be less than the total amount from these sources in the prior fiscal year, excluding any revenues allocated pursuant to subdivision (a) of Section 8.5, adjusted for changes in enrollment and adjusted for the change in the cost of living pursuant to paragraph (1) of subdivision (e) of Section 8 of Article XIII B. This paragraph shall be operative only in a fiscal year in which the percentage growth in California per capita personal income is less than or equal to the percentage growth in per capita General Fund revenues plus one half of one percent.

(3) (A) The amount required to ensure that the total allocations to school districts and community college districts from General Fund proceeds of taxes appropriated pursuant to Article XIII B and allocated local proceeds of taxes shall equal the total amount from these sources in the prior fiscal year, excluding any revenues allocated pursuant to subdivision (a) of Section 8.5, adjusted for changes in enrollment and adjusted for the change in per capita General Fund revenues.

(B) In addition, an amount equal to one-half of one percent times the prior year total allocations to school districts and community

colleges from General Fund proceeds of taxes appropriated pursuant to Article XIII B and allocated local proceeds of taxes, excluding any revenues allocated pursuant to subdivision (a) of Section 8.5, adjusted for changes in enrollment.

(C) This paragraph (3) shall be operative only in a fiscal year in which the percentage growth in California per capita personal income in a fiscal year is greater than the percentage growth in per capital General Fund revenues plus one half of one percent.

(c) In any fiscal year, if the amount computed pursuant to paragraph (1) of subdivision (b) exceeds the amount computed pursuant to paragraph (2) of subdivision (b) by a difference that exceeds one and one-half percent of General Fund revenues, the amount in excess of one and one-half percent of General Fund revenues shall not be considered allocations to school districts and community colleges for purposes of computing the amount of State aid pursuant to paragraph (2) or 3 of subdivision (b) in the subsequent fiscal year.

(d) In any fiscal year in which school districts and community college districts are allocated funding pursuant to paragraph (3) of subdivision (b) or pursuant to subdivision (h), they shall be entitled to a maintenance factor, equal to the difference between (1) the amount of General Fund moneys which would have been appropriated pursuant to paragraph (2) of subdivision (b) if that paragraph had been operative or the amount of General Fund moneys which would have been appropriated pursuant to subdivision (b) had subdivision (b) not been suspended, and (2) the amount of General Fund moneys actually appropriated to school districts and community college districts in that fiscal year.

(e) The maintenance factor for school districts and community college districts determined pursuant to subdivision (d) shall be adjusted annually for changes in enrollment, and adjusted for the change in the cost of living pursuant to paragraph (1) of subdivision (e) of Section 8 of Article XIII B, until it has been allocated in full. The maintenance factor shall be allocated in a manner determined by the Legislature in each fiscal year in which the percentage growth in per capita General Fund revenues exceeds the percentage growth in California per capita personal income. The maintenance factor shall be reduced each year by the amount allocated by the Legislature in that fiscal year. The minimum maintenance factor amount to be allocated in a fiscal year shall be equal to the product of General Fund revenues from proceeds of taxes and one-half of the difference between the percentage growth in per capita General Fund revenues from proceeds of taxes and in California per capita personal income, not to exceed the total dollar amount of the maintenance factor.

(f) For purposes of this section, "changes in enrollment" shall be measured by the percentage change in average daily attendance. However, in any fiscal year, there shall be no adjustment for decreases in enrollment between the prior fiscal year and the current fiscal year unless there have been decreases in enrollment between the second

prior fiscal year and the prior fiscal year and between the third prior fiscal year and the second prior fiscal year.

(h) Subparagraph (B) of paragraph (3) of subdivision (b) may be suspended for one year only when made part of or included within any bill enacted pursuant to Section 12 of Article IV. All other provisions of subdivision (b) may be suspended for one year by the enactment of an urgency statute pursuant to Section 8 of Article IV, provided that the urgency statute may not be made part of or included within any bill enacted pursuant to Section 12 of Article IV. [*As amended June 5, 1990. Operative July 1, 1990.*]

SEC. 8½. [*Repealed November 6, 1962.*]

[*Allocations to State School Fund*]

SECTION 8.5. (a) In addition to the amount required to be applied for the support of school districts and community college districts pursuant to Section 8, the Controller shall during each fiscal year transfer and allocate all revenues available pursuant to paragraph 1 of subdivision (a) of Section 2 of Article XIII B to that portion of the State School Fund restricted for elementary and high school purposes, and to that portion of the State School Fund restricted for community college purposes, respectively, in proportion to the enrollment in school districts and community college districts respectively.

(1) With respect to funds allocated to that portion of the State School Fund restricted for elementary and high school purposes, no transfer or allocation of funds pursuant to this section shall be required at any time that the Director of Finance and the Superintendent of Public Instruction mutually determine that current annual expenditures per student equal or exceed the average annual expenditure per student of the 10 states with the highest annual expenditures per student for elementary and high schools, and that average class size equals or is less than the average class size of the 10 states with the lowest class size for elementary and high schools.

(2) With respect to funds allocated to that portion of the State School Fund restricted for community college purposes, no transfer or allocation of funds pursuant to this section shall be required at any time that the Director of Finance and the Chancellor of the California Community Colleges mutually determine that current annual expenditures per student for community colleges in this State equal or exceed the average annual expenditure per student of the 10 states with the highest annual expenditure per student for community colleges.

(b) Notwithstanding the provisions of Article XIII B, funds allocated pursuant to this section shall not constitute appropriations subject to limitation.

(c) From any funds transferred to the State School Fund pursuant to subdivision (a), the Controller shall each year allocate to each school district and community college district an equal amount per enrollment in school districts from the amount in that portion of the State

School Fund restricted for elementary and high school purposes and an equal amount per enrollment in community college districts from that portion of the State School Fund restricted for community college purposes.

(d) All revenues allocated pursuant to subdivision (a) shall be expended solely for the purposes of instructional improvement and accountability as required by law.

(e) Any school district maintaining an elementary or secondary school shall develop and cause to be prepared an annual audit accounting for such funds and shall adopt a School Accountability Report Card for each school. [*As amended June 5, 1990. Operative July 1, 1990.*]

SEC. 9. [*Repealed November 6, 1962. See Section 9, below.*]

[*Fish and Game*]

SEC. 9. Money collected under any State law relating to the protection or propagation of fish and game shall be used for activities relating thereto. [*New section adopted November 5, 1974.*]

[*Aged Aid—Federal-State Co-operation*]

SEC. 10. Whenever the United States government or any officer or agency thereof shall provide pensions or other aid for the aged, co-operation by the State therewith and therein is hereby authorized in such manner and to such extent as may be provided by law.

The money expended by any county, city and county, municipality, district or other political subdivision of this State made available under the provisions of this section shall not be considered as a part of the base for determining the maximum expenditure for any given year permissible under Section 20\* of Article XI of this Constitution independent of the vote of the electors or authorization by the State Board of Equalization. [*As amended November 6, 1962.*]

[*Relief Administration*]

SEC. 11. The Legislature has plenary power to provide for the administration of any constitutional provisions or laws heretofore or hereafter enacted concerning the administration of relief, and to that end may modify, transfer, or enlarge the powers vested in any State agency or officer concerned with the administration of relief or laws appertaining thereto. The Legislature, or the people by initiative, shall have power to amend, alter, or repeal any law relating to the relief of hardship and destitution, whether such hardship and destitution results from unemployment or from other causes, or to provide for the administration of the relief of hardship and destitution, whether resulting from unemployment or from other causes, either directly by the State or through the counties of the State, and to grant such aid to the

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\* Section 20, Article XI, repealed June 2, 1970



counties therefor, or make such provision for reimbursement of the counties by the State, as the Legislature deems proper. [*As amended November 6, 1962.*]

SEC. 12. [*Repealed November 6, 1962.*]

[*Legislative Power to Release Encumbrances Taken as Security for Aid to Aged*]

SEC. 13. Notwithstanding any other provision of this Constitution, the Legislature shall have power to release, rescind, cancel, or otherwise nullify in whole or in part any encumbrance on property, personal obligation, or other form of security heretofore or hereafter exacted or imposed by the Legislature to secure the repayment to, or reimbursement of, the State, and the counties or other agencies of the State Government, of aid lawfully granted to and received by aged persons. [*As amended November 6, 1962.*]

[*Bonds—Environmental Pollution Control Facilities*]

SEC. 14. The Legislature may provide for the issuance of revenue bonds to finance the acquisition, construction, and installation of environmental pollution control facilities, including the acquisition of all technological facilities necessary or convenient for pollution control, and for the lease or sale of such facilities to persons, associations, or corporations, other than municipal corporations; provided, that such revenue bonds shall not be secured by the taxing power of the State; and provided, further, that the Legislature may, by resolution adopted by either house, prohibit or limit any proposed issuance of such revenue bonds. No provision of this Constitution, including, but not limited to, Section 25 of Article XIII and Sections 1 and 2 of Article XVI, shall be construed as a limitation upon the authority granted to the Legislature pursuant to this section. Nothing herein contained shall authorize any public agency to operate any industrial or commercial enterprise. [*New section adopted November 7, 1972.*]

[*Energy Alternative Sources Facilities—Acquisition, Construction, Etc.—Revenue Bond Issuance*]

SEC. 14.5. The Legislature may provide for the issuance of revenue bonds to finance the acquisition, construction, and installation of facilities utilizing cogeneration technology, solar power, biomass, or any other alternative source the Legislature may deem appropriate, including the acquisition of all technological facilities necessary or convenient for the use of alternative sources, and for the lease or sale of such facilities to persons, associations, or corporations, other than municipal corporations; provided, that such revenue bonds shall not be secured by the taxing power of the State; and provided, further, that the Legislature may, by resolution adopted by both houses, prohibit or limit any proposed issuance of such revenue bonds. No provision of this Constitution, including, but not limited to, Sections 1, 2, and 6, of this

article, shall be construed as a limitation upon the authority granted to the Legislature pursuant to this section. Nothing contained herein shall authorize any public agency to operate any industrial or commercial enterprise. [*New section adopted June 3, 1980.*]

SEC. 15. [*Repealed November 6, 1962. See Section 15, below.*]

[*Parking Meter Revenues*]

SEC. 15. A public body authorized to issue securities to provide public parking facilities and any other public body whose territorial area includes such facilities are authorized to make revenues from street parking meters available as additional security. [*New section adopted November 5, 1974.*]

SEC. 16. [*Repealed November 6, 1962. See Section 16, below.*]

[*Taxation of Redevelopment Projects*]

SEC. 16. All property in a redevelopment project established under the Community Redevelopment Law as now existing or hereafter amended, except publicly owned property not subject to taxation by reason of that ownership, shall be taxed in proportion to its value as provided in Section 1 of this article, and those taxes (the word "taxes" as used herein includes, but is not limited to, all levies on an ad valorem basis upon land or real property) shall be levied and collected as other taxes are levied and collected by the respective taxing agencies.

The Legislature may provide that any redevelopment plan may contain a provision that the taxes, if any, so levied upon the taxable property in a redevelopment project each year by or for the benefit of the State of California, any city, county, city and county, district, or other public corporation (hereinafter sometimes called "taxing agencies") after the effective date of the ordinance approving the redevelopment plan, shall be divided as follows:

(a) That portion of the taxes which would be produced by the rate upon which the tax is levied each year by or for each of those taxing agencies upon the total sum of the assessed value of the taxable property in the redevelopment project as shown upon the assessment roll used in connection with the taxation of that property by the taxing agency, last equalized prior to the effective date of the ordinance, shall be allocated to, and when collected shall be paid into, the funds of the respective taxing agencies as taxes by or for those taxing agencies on all other property are paid (for the purpose of allocating taxes levied by or for any taxing agency or agencies which did not include the territory in a redevelopment project on the effective date of the ordinance but to which that territory has been annexed or otherwise included after the ordinance's effective date, the assessment roll of the county last equalized on the effective date of that ordinance shall be used in determining the assessed valuation of the taxable property in the project on that effective date); and

(b) Except as provided in subdivision (c), that portion of the levied taxes each year in excess of that amount shall be allocated to and when collected shall be paid into a special fund of the redevelopment agency to pay the principal of and interest on loans, moneys advanced to, or indebtedness (whether funded, refunded, assumed or otherwise) incurred by the redevelopment agency to finance or refinance, in whole or in part, the redevelopment project. Unless and until the total assessed valuation of the taxable property in a redevelopment project exceeds the total assessed value of the taxable property in the project as shown by the last equalized assessment roll referred to in subdivision (a), all of the taxes levied and collected upon the taxable property in the redevelopment project shall be paid into the funds of the respective taxing agencies. When the loans, advances, and indebtedness, if any, and interest thereon, have been paid, then all moneys thereafter received from taxes upon the taxable property in the redevelopment project shall be paid into the funds of the respective taxing agencies as taxes on all other property are paid.

(c) That portion of the taxes identified in subdivision (b) which are attributable to a tax rate levied by a taxing agency for the purpose of producing revenues in an amount sufficient to make annual repayments of the principal of, and the interest on, any bonded indebtedness for the acquisition or improvement of real property shall be allocated to, and when collected shall be paid into, the fund of that taxing agency. This paragraph shall only apply to taxes levied to repay bonded indebtedness approved by the voters of the taxing agency on or after January 1, 1989.

The Legislature may also provide that in any redevelopment plan or in the proceedings for the advance of moneys, or making of loans, or the incurring of any indebtedness (whether funded, refunded, assumed, or otherwise) by the redevelopment agency to finance or refinance, in whole or in part, the redevelopment project, the portion of taxes identified in subdivision (b), exclusive of that portion identified in subdivision (c), may be irrevocably pledged for the payment of the principal of and interest on those loans, advances, or indebtedness.

It is intended by this section to empower any redevelopment agency, city, county, or city and county under any law authorized by this section to exercise the provisions hereof separately or in combination with powers granted by the same or any other law relative to redevelopment agencies. This section shall not affect any other law or laws relating to the same or a similar subject but is intended to authorize an alternative method of procedure governing the subject to which it refers.

The Legislature shall enact those laws as may be necessary to enforce the provisions of this section. [*As amended November 8, 1988.*]

SEC. 16.5. [*Repealed November 6, 1962.*]

SEC. 17. [*Repealed November 6, 1962. See Section 17, below.*]

[*State's Credit—Investment of Public Pension or Retirement Funds*]

SEC. 17. The State shall not in any manner loan its credit, nor shall it subscribe to, or be interested in the stock of any company, association, or corporation, except that the State and each political subdivision, district, municipality, and public agency thereof is hereby authorized to acquire and hold shares of the capital stock of any mutual water company or corporation when the stock is so acquired or held for the purpose of furnishing a supply of water for public, municipal or governmental purposes; and the holding of the stock shall entitle the holder thereof to all of the rights, powers and privileges, and shall subject the holder to the obligations and liabilities conferred or imposed by law upon other holders of stock in the mutual water company or corporation in which the stock is so held.

Notwithstanding provisions to the contrary in this section and Section 6 of Article XVI, the Legislature may authorize the investment of moneys of any public pension or retirement system, subject to all of the following:

(a) The assets of a public pension or retirement system are trust funds and shall be held for the exclusive purposes of providing benefits to participants in the pension or retirement system and their beneficiaries and defraying reasonable expenses of administering the system.

(b) The fiduciary of the public pension or retirement system shall discharge his or her duties with respect to the system solely in the interest of, and for the exclusive purposes of providing benefits to, participants and their beneficiaries, minimizing employer contributions thereto, and defraying reasonable expenses of administering the system.

(c) The fiduciary of the public pension or retirement system shall discharge his or her duties with respect to the system with the care, skill, prudence, and diligence under the circumstances then prevailing that a prudent person acting in a like capacity and familiar with these matters would use in the conduct of an enterprise of a like character and with like aims.

(d) The fiduciary of the public pension or retirement system shall diversify the investments of the system so as to minimize the risk of loss and to maximize the rate of return, unless under the circumstances it is clearly prudent not to do so. [*As amended June 5, 1984.*]

SEC. 18. [*Repealed November 6, 1962. See Section 18, below.*]

[*Municipal Debt Exceeding Income*]

SEC. 18. No county, city, town, township, board of education, or school district, shall incur any indebtedness or liability in any manner or for any purpose exceeding in any year the income and revenue provided for such year, without the assent of two-thirds of the qualified electors thereof, voting at an election to be held for that purpose,

except that with respect to any such public entity which is authorized to incur indebtedness for public school purposes, any proposition for the incurrence of indebtedness in the form of general obligation bonds for the purpose of repairing, reconstructing or replacing public school buildings determined, in the manner prescribed by law, to be structurally unsafe for school use, shall be adopted upon the approval of a majority of the qualified electors of the public entity voting on the proposition at such election; nor unless before or at the time of incurring such indebtedness provision shall be made for the collection of an annual tax sufficient to pay the interest on such indebtedness as it falls due, and also provision to constitute a sinking fund for the payment of the principal thereof, on or before maturity, which shall not exceed forty years from the time of contracting the same; provided, however, anything to the contrary herein notwithstanding, when two or more propositions for incurring any indebtedness or liability are submitted at the same election, the votes cast for and against each proposition shall be counted separately, and when two-thirds or a majority of the qualified electors, as the case may be, voting on any one of such propositions, vote in favor thereof, such proposition shall be deemed adopted. *[New section adopted November 5, 1974.]*

SEC. 19. *[Repealed November 6, 1962. See Section 19, below.]*

*[Public Improvement Proceedings by Chartered City or County]*

SEC. 19. All proceedings undertaken by any chartered city, or by any chartered county or by any chartered city and county for the construction of any public improvement, or the acquisition of any property for public use, or both, where the cost thereof is to be paid in whole or in part by special assessment or other special assessment taxes upon property, whether the special assessment will be specific or a special assessment tax upon property wholly or partially according to the assessed value of such property, shall be undertaken only in accordance with the provisions of law governing: (a) limitations of costs of such proceedings or assessments for such proceedings, or both, in relation to the value of any property assessed therefor; (b) determination of a basis for the valuation of any such property; (c) payment of the cost in excess of such limitations; (d) avoidance of such limitations; (e) postponement or abandonment, or both, of such proceedings in whole or in part upon majority protest, and particularly in accordance with such provisions as contained in Sections 10, 11 and 13a of the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 or any amendments, codification, reenactment or restatement thereof.

Notwithstanding any provisions for debt limitation or majority protest as in this section provided, if, after the giving of such reasonable notice by publication and posting and the holding of such public hearing as the legislative body of any such chartered county, chartered city or chartered city and county shall have prescribed, such legislative body by no less than a four-fifths vote of all members thereof, finds and

determines that the public convenience and necessity require such improvements or acquisitions, such debt limitation and majority protest provisions shall not apply.

Nothing contained in this section shall require the legislative body of any such city, county, or city and county to prepare or to cause to be prepared, hear, notice for hearing or report the hearing of any report as to any such proposed construction or acquisition or both. [*New section adopted November 5, 1974.*]

SEC. 19.5. [*Repealed November 6, 1962.*]

SEC. 20. [*Repealed November 6, 1962.*]

SEC. 21. [*Repealed November 6, 1962.*]

#### ARTICLE XVII. [*Repealed June 8, 1976.*]

#### ARTICLE XVIII. [*Repealed November 3, 1970.* *See Article XVIII, below.*]

#### ARTICLE XVIII\*

##### AMENDING AND REVISING THE CONSTITUTION

##### SECTION 1. [*Repealed November 3, 1970. See Section 1, below.*]

###### [*By Legislature*]

SEC. 1. The Legislature by rollcall vote entered in the journal, two-thirds of the membership of each house concurring, may propose an amendment or revision of the Constitution and in the same manner may amend or withdraw its proposal. Each amendment shall be so prepared and submitted that it can be voted on separately. [*New section adopted November 3, 1970.*]

SEC. 2. [*Repealed November 3, 1970. See Section 2, below.*]

###### [*Constitutional Convention*]

SEC. 2. The Legislature by rollcall vote entered in the journal, two-thirds of the membership of each house concurring, may submit at a general election the question whether to call a convention to revise the Constitution. If the majority vote yes on that question, within 6 months the Legislature shall provide for the convention. Delegates to a constitutional convention shall be voters elected from districts as nearly equal in population as may be practicable. [*New section adopted November 3, 1970.*]

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\* New Article XVIII adopted November 3, 1970

*[Initiatives]*

SEC. 3. The electors may amend the Constitution by initiative.  
*[New section adopted November 3, 1970.]*

*[Effective Date: Conflict]*

SEC. 4. A proposed amendment or revision shall be submitted to the electors and if approved by a majority of votes thereon takes effect the day after the election unless the measure provides otherwise. If provisions of 2 or more measures approved at the same election conflict, those of the measure receiving the highest affirmative vote shall prevail. *[New section adopted November 3, 1970.]*

ARTICLE XIX. *[Repealed November 4, 1952. See Article XIX, below.]*

## ARTICLE XIX\*

## MOTOR VEHICLE REVENUES

SECTION 1. *[Repealed June 4, 1974. See Section 1, below.]*

*[Use of Fuel Taxes]*

SECTION 1. Revenues from taxes imposed by the State on motor vehicle fuels for use in motor vehicles upon public streets and highways, over and above the costs of collection and any refunds authorized by law, shall be used for the following purposes:

(a) The research, planning, construction, improvement, maintenance, and operation of public streets and highways (and their related public facilities for nonmotorized traffic), including the mitigation of their environmental effects, the payment for property taken or damaged for such purposes, and the administrative costs necessarily incurred in the foregoing purposes.

(b) The research, planning, construction, and improvement of exclusive public mass transit guideways (and their related fixed facilities), including the mitigation of their environmental effects, the payment for property taken or damaged for such purposes, the administrative costs necessarily incurred in the foregoing purposes, and the maintenance of the structures and the immediate right-of-way for the public mass transit guideways, but excluding the maintenance and operating costs for mass transit power systems and mass transit passenger facilities, vehicles, equipment, and services. *[New section adopted June 4, 1974.]*

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\* Former Article XXVI, as renumbered June 8, 1976

SEC. 2. *[Repealed June 4, 1974. See Section 2, below.]*

*[Use of Motor Vehicle Fees and Taxes]*

SEC. 2. Revenues from fees and taxes imposed by the State upon vehicles or their use or operation, over and above the costs of collection and any refunds authorized by law, shall be used for the following purposes:

(a) The State administration and enforcement of laws regulating the use, operation, or registration of vehicles used upon the public streets and highways of this State, including the enforcement of traffic and vehicle laws by State agencies and the mitigation of the environmental effects of motor vehicle operation due to air and sound emissions.

(b) The purposes specified in Section 1 of this article. *[New section adopted June 4, 1974.]*

SEC. 3. *[Repealed June 4, 1974. See Section 3, below.]*

*[Appropriations by the Legislature—Regulation of Expenditures, Etc.]*

SEC. 3. The Legislature shall provide for the allocation of the revenues to be used for the purposes specified in Section 1 of this article in a manner which ensures the continuance of existing statutory allocation formulas for cities, counties, and areas of the State, until it determines that another basis for an equitable, geographical, and jurisdictional distribution exists; provided that, until such determination is made, any use of such revenues for purposes specified in subdivision (b) of Section 1 of this article by or in a city, county, or area of the State shall be included within the existing statutory allocations to, or for expenditure in, that city, county, or area. Any future statutory revisions shall provide for the allocation of these revenues, together with other similar revenues, in a manner which gives equal consideration to the transportation needs of all areas of the State and all segments of the population consistent with the orderly achievement of the adopted local, regional, and statewide goals for ground transportation in local general plans, regional transportation plans, and the California Transportation Plan. *[New section adopted June 4, 1974.]*

SEC. 4. *[Repealed June 4, 1974. See Section 4, below.]*

*[Authorization and Approval for Expenditures]*

SEC. 4. Revenues allocated pursuant to Section 3 may not be expended for the purposes specified in subdivision (b) of Section 1, except for research and planning, until such use is approved by a majority of the votes cast on the proposition authorizing such use of such revenues in an election held throughout the county or counties, or a specified area of a county or counties, within which the revenues are to be expended. The Legislature may authorize the revenues approved for allocation or expenditure under this section to be pledged or used for the payment of principal and interest on voter-approved bonds issued for the purposes specified in subdivision (b) of Section 1. *[New section adopted June 4, 1974.]*



**[Expenditures for Payment of Bonds]**

SEC. 5. The Legislature may authorize up to 25 percent of the revenues available for expenditure by any city or county, or by the State, for the purposes specified in subdivision (a) of Section 1 of this article to be pledged or used for the payment of principal and interest on voter-approved bonds issued for such purposes. [*New section adopted June 4, 1974.*]

**[Loans to State General Fund]**

SEC. 6. This article shall not prevent the designated tax revenues from being temporarily loaned to the State General Fund upon condition that amounts loaned be repaid to the funds from which they were borrowed. [*New section adopted June 4, 1974.*]

**[Scope of Article]**

SEC. 7. This article shall not affect or apply to fees or taxes imposed pursuant to the Sales and Use Tax Law or the Vehicle License Fee Law, and all amendments and additions now or hereafter made to such statutes. [*New section adopted June 4, 1974.*]

**[Use of Excess Lands for Parks and Recreation]**

SEC. 8. Notwithstanding Sections 1 and 2 of this article, any real property acquired by the expenditure of the designated tax revenues by an entity other than the State for the purposes authorized in those sections, but no longer required for such purposes, may be used for local public park and recreational purposes. [*New section adopted June 8, 1976.*]

**[Transfer of Surplus State Property Located in Coastal Zone]**

SEC. 9. Notwithstanding any other provision of this Constitution, the Legislature, by statute, with respect to surplus State property acquired by the expenditure of tax revenues designated in Sections 1 and 2 and located in the coastal zone, may authorize the transfer of such property, for a consideration at least equal to the acquisition cost paid by the State to acquire the property, to the Department of Parks and Recreation for State park purposes, or to the Department of Fish and Game for the protection and preservation of fish and wildlife habitat, or to the Wildlife Conservation Board for purposes of the Wildlife Conservation Law of 1947, or to the State Coastal Conservancy for the preservation of agricultural lands.

As used in this section, "coastal zone" means "coastal zone" as defined by Section 30103 of the Public Resources Code as such zone is described on January 1, 1977. [*New section adopted November 7, 1978.*]

## ARTICLE XX

## MISCELLANEOUS SUBJECTS

SECTION 1. [*Repealed November 7, 1972. See Section 1, below.*]

[*Sacramento County Consolidation With City or Cities*]

SEC. 1. Notwithstanding the provisions of Section 6 of Article XI, the County of Sacramento and all or any of the cities within the County of Sacramento may be consolidated as a charter city and county as provided by statute, with the approval of a majority of the electors of the county voting on the question of such consolidation and upon such other vote as the Legislature may prescribe in such statute. The charter City and County of Sacramento shall be a charter city and a charter county. Its charter city powers supersede conflicting charter county powers. [*New section adopted June 4, 1974.*]

[*Protection of Homesteads*]

SEC. 1.5. The Legislature shall protect, by law, from forced sale a certain portion of the homestead and other property of all heads of families. [*New section adopted June 8, 1976.*]

SEC. 2. [*Repealed November 3, 1970. See Section 2, below.*]

[*Leland Stanford Junior University—Henry E. Huntington Library and Art Gallery*]

SEC. 2. Except for tax exemptions provided in Article XIII, the rights, powers, privileges, and confirmations conferred by Sections 10\* and 15\* of Article IX in effect on January 1, 1973, relating to Stanford University and the Huntington Library and Art Gallery, are continued in effect. [*Former Section 6, as renumbered June 8, 1976.*]

[*Oath of Office*]

SEC. 3. Members of the Legislature, and all public officers and employees, executive, legislative, and judicial, except such inferior officers and employees as may be by law exempted, shall, before they enter upon the duties of their respective offices, take and subscribe the following oath or affirmation:

“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.

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\* Sections 10 and 15 of Article IX repealed November 5, 1974

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

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(If no affiliations, write in the words "No Exceptions")

and that during such time as I hold the office of \_\_\_\_\_

(name of office)

I will not advocate nor become a member of any party or organization, political or otherwise, that advocates the overthrow of the Government of the United States or of the State of California by force or violence or other unlawful means."

And no other oath, declaration, or test, shall be required as a qualification for any public office or employment.

"Public officer and employee" includes every officer and employee of the State, including the University of California, every county, city, city and county, district, and authority, including any department, division, bureau, board, commission, agency, or instrumentality of any of the foregoing. [*As amended November 4, 1952.*]

SEC. 3.5. [*Repealed November 3, 1970.*]

SEC. 4. [*Repealed November 3, 1970. See Section 4, below.*]

**[Franchises]**

SEC. 4. The Legislature shall not pass any laws permitting the leasing or alienation of any franchise, so as to relieve the franchise or property held thereunder from the liabilities of the lessor or grantor, lessee, or grantee, contracted or incurred in the operation, use, or enjoyment of such franchise, or any of its privileges. [*Former Section 7, as renumbered June 8, 1976.*]

SEC. 5. [*Repealed June 8, 1976. See Section 5, below.*]

**[Laws Concerning Corporations]**

SEC. 5. All laws now in force in this State concerning corporations and all laws that may be hereafter passed pursuant to this section may be altered from time to time or repealed. [*Former Section 24, as renumbered June 8, 1976.*]

SEC. 6. [*Renumbered Section 2 June 8, 1976. See Section 6, below.*]

**[Reduction in Legislator's Term of Office—Retirement Benefits, Etc.]**

SEC. 6. Any legislator whose term of office is reduced by operation of the amendment to subdivision (a) of Section 2 of Article IV adopted

by the people in 1972 shall, notwithstanding any other provision of this Constitution, be entitled to retirement benefits and compensation as if the term of office had not been so reduced. [*Former Section 25, as renumbered June 8, 1976.*]

SEC. 7. [*Renumbered Section 4 June 8, 1976. See Section 7, below.*]

[*Constitutional Officers—Number of Terms*]

SEC. 7. The limitations on the number of terms prescribed by Section 2 of Article IV, Sections 2 and 11 of Article V, Section 2 of Article IX, and Section 17 of Article XIII apply only to terms to which persons are elected or appointed on or after November 6, 1990, except that an incumbent Senator whose office is not on the ballot for the general election on that date may serve only one additional term. Those limitations shall not apply to any unexpired term to which a person is elected or appointed if the remainder of the term is less than half of the full term. [*New section adopted November 6, 1990. Initiative measure.*]

SEC. 8. [*Renumbered Section 21 of Article I and amended November 5, 1974.*]

SEC. 9. [*Repealed November 3, 1970.*]

SEC. 10. [*Repealed June 8, 1976.*]

SEC. 11. [*Repealed June 8, 1976.*]

SEC. 12. [*Repealed November 3, 1970.*]

SEC. 13. [*Repealed November 3, 1970.*]

SEC. 14. [*Repealed November 3, 1970.*]

SEC. 15. [*Repealed June 8, 1976.*]

SEC. 16. [*Repealed November 7, 1972.*]

SEC. 17. [*Repealed June 8, 1976.*]

SEC. 17½. [*Repealed June 8, 1976.*]

SEC. 18. [*Renumbered Section 8 of Article I and amended November 5, 1974.*]

SEC. 19. [*Repealed June 8, 1976.*]

SEC. 20. [*Repealed June 8, 1976.*]

SEC. 21. [*Repealed June 8, 1976.*]

SEC. 22. [*As adopted November 6, 1934, relating to Rate of Interest—Usury, repealed June 8, 1976.*]

[*Liquor Control*]

SEC. 22. The State of California, subject to the internal revenue laws of the United States, shall have the exclusive right and power to license and regulate the manufacture, sale, purchase, possession and transportation of alcoholic beverages within the State, and subject to the laws of the United States regulating commerce between foreign nations and among the states shall have the exclusive right and power to regulate the importation into and exportation from the State, of

alcoholic beverages. In the exercise of these rights and powers, the Legislature shall not constitute the State or any agency thereof a manufacturer or seller of alcoholic beverages.

**[Licensed Premises—Types of Licenses]**

All alcoholic beverages may be bought, sold, served, consumed and otherwise disposed of in premises which shall be licensed as provided by the Legislature. In providing for the licensing of premises, the Legislature may provide for the issuance of, among other licenses, licenses for the following types of premises where the alcoholic beverages specified in the licenses may be sold and served for consumption upon the premises:

- (a) For bona fide public eating places, as defined by the Legislature.
- (b) For public premises in which food shall not be sold or served as in a bona fide public eating place, but upon which premises the Legislature may permit the sale or service of food products incidental to the sale and service of alcoholic beverages. No person under the age of 21 years shall be permitted to enter and remain in any such premises without lawful business therein.
- (c) For public premises for the sale and service of beers alone.
- (d) Under such conditions as the Legislature may impose, for railroad dining or club cars, passenger ships, common carriers by air, and bona fide clubs after such clubs have been lawfully operated for not less than one year.

**[Service or Sale to Minors]**

The sale, furnishing, giving, or causing to be sold, furnished, or giving away of any alcoholic beverage to any person under the age of 21 years is hereby prohibited, and no person shall sell, furnish, give, or cause to be sold, furnished, or given away any alcoholic beverage to any person under the age of 21 years, and no person under the age of 21 years shall purchase any alcoholic beverage.

**[Director of Alcoholic Beverage Control]**

The Director of Alcoholic Beverage Control shall be the head of the Department of Alcoholic Beverage Control, shall be appointed by the Governor subject to confirmation by a majority vote of all of the members elected to the Senate, and shall serve at the pleasure of the Governor. The director may be removed from office by the Governor, and the Legislature shall have the power, by a majority vote of all members elected to each house, to remove the director from office for dereliction of duty or corruption or incompetency. The director may appoint three persons who shall be exempt from civil service, in addition to the person he is authorized to appoint by Section 4 of Article XXIV.

***[Department of Alcoholic Beverage Control—Powers—Duties]***

The Department of Alcoholic Beverage Control shall have the exclusive power, except as herein provided and in accordance with laws enacted by the Legislature, to license the manufacture, importation and sale of alcoholic beverages in this State, and to collect license fees or occupation taxes on account thereof. The department shall have the power, in its discretion, to deny, suspend or revoke any specific alcoholic beverages license if it shall determine for good cause that the granting or continuance of such license would be contrary to public welfare or morals, or that a person seeking or holding a license has violated any law prohibiting conduct involving moral turpitude. It shall be unlawful for any person other than a licensee of said department to manufacture, import or sell alcoholic beverages in this State.

***[Alcoholic Beverage Control Appeals Board]***

The Alcoholic Beverage Control Appeals Board shall consist of three members appointed by the Governor, subject to confirmation by a majority vote of all of the members elected to the Senate. Each member, at the time of his initial appointment, shall be a resident of a different county from the one in which either of the other members resides. The members of the board may be removed from office by the Governor, and the Legislature shall have the power, by a majority vote of all members elected to each house, to remove any member from office for dereliction of duty or corruption or incompetency.

***[Appeals—Reviews—Reversals]***

When any person aggrieved thereby appeals from a decision of the department ordering any penalty assessment, issuing, denying, transferring, suspending or revoking any license for the manufacture, importation, or sale of alcoholic beverages, the board shall review the decision subject to such limitations as may be imposed by the Legislature. In such cases, the board shall not receive evidence in addition to that considered by the department. Review by the board of a decision of the department shall be limited to the questions whether the department has proceeded without or in excess of its jurisdiction, whether the department has proceeded in the manner required by law, whether the decision is supported by the findings, and whether the findings are supported by substantial evidence in the light of the whole record. In appeals where the board finds that there is relevant evidence which, in the exercise of reasonable diligence, could not have been produced or which was improperly excluded at the hearing before the department it may enter an order remanding the matter to the department for reconsideration in the light of such evidence. In all other appeals the board shall enter an order either affirming or reversing the decision of the department. When the order reverses the decision of the department, the board may direct the reconsideration of the matter in the light of its order and may direct the department to take such further

action as is specially enjoined upon it by law, but the order shall not limit or control in any way the discretion vested by law in the department. Orders of the board shall be subject to judicial review upon petition of the director or any party aggrieved by such order.

**[Removal of Director or Board Members]**

A concurrent resolution for the removal of either the director or any member of the board may be introduced in the Legislature only if five Members of the Senate, or 10 Members of the Assembly, join as authors.

**[Licenses—Regulation—Fees]**

Until the Legislature shall otherwise provide, the privilege of keeping, buying, selling, serving, and otherwise disposing of alcoholic beverages in bona fide hotels, restaurants, cafes, cafeterias, railroad dining or club cars, passenger ships, and other public eating places, and in bona fide clubs after such clubs have been lawfully operated for not less than one year, and the privilege of keeping, buying, selling, serving, and otherwise disposing of beers on any premises open to the general public shall be licensed and regulated under the applicable provisions of the Alcoholic Beverage Control Act, insofar as the same are not inconsistent with the provisions hereof, and excepting that the license fee to be charged bona fide hotels, restaurants, cafes, cafeterias, railroad dining or club cars, passenger ships, and other public eating places, and any bona fide clubs after such clubs have been lawfully operated for not less than one year, for the privilege of keeping, buying, selling, or otherwise disposing of alcoholic beverages, shall be the amounts prescribed as of the operative date hereof, subject to the power of the Legislature to change such fees.

The State Board of Equalization shall assess and collect such excise taxes as are or may be imposed by the Legislature on account of the manufacture, importation and sale of alcoholic beverages in this State.

The Legislature may authorize, subject to reasonable restrictions, the sale in retail stores of alcoholic beverages contained in the original packages, where such alcoholic beverages are not to be consumed on the premises where sold; and may provide for the issuance of all types of licenses necessary to carry on the activities referred to in the first paragraph of this section, including, but not limited to, licenses necessary for the manufacture, production, processing, importation, exportation, transportation, wholesaling, distribution, and sale of any and all kinds of alcoholic beverages.

The Legislature shall provide for apportioning the amounts collected for license fees or occupation taxes under the provisions hereof between the State and the cities, counties and cities and counties of the State, in such manner as the Legislature may deem proper.

All constitutional provisions and laws inconsistent with the provisions hereof are hereby repealed.

The provisions of this section shall be self-executing, but nothing herein shall prohibit the Legislature from enacting laws implementing and not inconsistent with such provisions.

This amendment shall become operative on January 1, 1957. [*As amended November 6, 1956.*]

[*State Colleges—Speaker, Member of Governing Body*]

SEC. 23. Notwithstanding any other provision of this Constitution, the Speaker of the Assembly shall be an ex officio member, having equal rights and duties with the nonlegislative members, of any State agency created by the Legislature in the field of public higher education which is charged with the management, administration, and control of the State College System of California. [*New section adopted November 3, 1970.*]

SEC. 24. [*Renumbered Section 5 June 8, 1976.*]

SEC. 25. [*Renumbered Section 6 June 8, 1976.*]

ARTICLE XXI. [*Repealed November 7, 1972. See Article XXI below.*]

## ARTICLE XXI\*

### REAPPORTIONMENT OF SENATE, ASSEMBLY, CONGRESSIONAL, AND BOARD OF EQUALIZATION DISTRICTS

[*Reapportionment Following National Census*]

SECTION 1. In the year following the year in which the national census is taken under the direction of Congress at the beginning of each decade, the Legislature shall adjust the boundary lines of the Senatorial, Assembly, Congressional, and Board of Equalization districts in conformance with the following standards:

[*Standards*]

(a) Each member of the Senate, Assembly, Congress, and the Board of Equalization shall be elected from a single-member district.

(b) The population of all districts of a particular type shall be reasonably equal.

(c) Every district shall be contiguous.

(d) Districts of each type shall be numbered consecutively commencing at the northern boundary of the State and ending at the southern boundary.

(e) The geographical integrity of any city, county, or city and county, or of any geographical region shall be respected to the extent possible without violating the requirements of any other subdivision of this section. [*New section adopted June 3, 1980.*]

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\* New Article XXI adopted June 3, 1980



ARTICLE XXII. [*Repealed June 6, 1972.*]

ARTICLE XXIII. [*Repealed June 8, 1976.*]

ARTICLE XXIV. [*Repealed June 8, 1976.*]

ARTICLE XXV. [*Repealed November 8, 1949. Initiative measure.*]

ARTICLE XXVI. [*Renumbered Article XIX June 8, 1976.*]

ARTICLE XXVII. [*Repealed November 3, 1970.*]

ARTICLE XXVIII. [*Repealed November 5, 1974.*]

#### ARTICLE XXXIV\*

##### PUBLIC HOUSING PROJECT LAW

###### [*Approval of Low Rent Housing Projects by Electors*]

SECTION 1. No low rent housing project shall hereafter be developed, constructed, or acquired in any manner by any State public body until, a majority of the qualified electors of the city, town or county, as the case may be, in which it is proposed to develop, construct, or acquire the same, voting upon such issue, approve such project by voting in favor thereof at an election to be held for that purpose, or at any general or special election.

###### [*"Low Rent Housing Project"*]

For the purposes of this article the term "low rent housing project" shall mean any development composed of urban or rural dwellings, apartments or other living accommodations for persons of low income, financed in whole or in part by the Federal Government or a State public body or to which the Federal Government or a State public body extends assistance by supplying all or part of the labor, by guaranteeing the payment of liens, or otherwise. For the purposes of this Article only there shall be excluded from the term "low rent housing project" any such project where there shall be in existence on the effective date hereof, a contract for financial assistance between any State public body and the Federal Government in respect to such project.

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\* New article adopted November 7, 1950 Initiative measure

[*"Persons of Low Income"*]

For the purposes of this Article only "persons of low income" shall mean persons or families who lack the amount of income which is necessary (as determined by the State public body developing, constructing, or acquiring the housing project) to enable them, without financial assistance, to live in decent, safe and sanitary dwellings, without overcrowding.

[*"State Public Body"*]

For the purposes of this Article the term "State public body" shall mean this State, or any city, city and county, county, district, authority, agency, or any other subdivision or public body of this State.

[*"Federal Government"*]

For the purposes of this Article the term "Federal Government" shall mean the United States of America, or any agency or instrumentality, corporate or otherwise, of the United States of America. [*New section adopted November 7, 1950. Initiative measure.*]

[*Self-executing Provisions*]

SECTION 2. The provisions of this Article shall be self-executing but legislation not in conflict herewith may be enacted to facilitate its operation. [*New section adopted November 7, 1950. Initiative measure.*]

[*Constitutionality of Article*]

SECTION 3. If any portion, section or clause of this Article, or the application thereof to any person or circumstance, shall for any reason be declared unconstitutional or held invalid, the remainder of this Article, or the application of such portion, section or clause to other persons or circumstances, shall not be affected thereby. [*New section adopted November 7, 1950. Initiative measure.*]

[*Scope of Article*]

SECTION 4. The provisions of this Article shall supersede all provisions of this Constitution and laws enacted thereunder in conflict therewith. [*New section adopted November 7, 1950. Initiative measure.*]

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**Index**  
**Constitution of California**

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# INDEX TO CALIFORNIA CONSTITUTION

## A

	Article	Section
<b>ACADEMY OF SCIENCES, CALIFORNIA</b>		
taxation, exemption from . . . . .	XIII	4(c)
<b>ACCOUNTS</b>		
general obligation bond proceeds fund . . . . .	XVI	15
<b>ACTIONS AND PROCEEDINGS. See also COURTS, CRIMINAL PROSECUTIONS</b>		
English language as official language of California, enforcement of . . . . .	III	6
legislature members' immunity from civil process . . . . .	IV	14
libelous or slanderous campaign statement . . . . .	VII	10
state, suits against . . . . .	III	5
taxes, actions re recovery of taxes claimed illegal . . . . .	XIII	32
University of California regents' power to sue and be sued . . . . .	IX	9(f)
water rights and water quality, proceedings re. . . . .	X A	6
<b>ADMINISTRATIVE AGENCIES</b>		
statute's unconstitutionality, declaration of, prohibited. . . . .	III	35
<b>ADMINISTRATIVE DIRECTOR OF COURTS</b>		
appointment and duties . . . . .	VI	6
<b>AGE</b>		
alcoholic beverage sale or service to persons under age 21 prohibited	XX	22
electors . . . . .	II	2
judges' retirement . . . . .	VI	20
<b>AGED AID</b>		
federal aid, state co-operation re, authorization for . . . . .	XVI	10
property, encumbrance on, release, etc., of . . . . .	XVI	13
property tax payments on residences of persons 62 years or older post- ponement . . . . .	XIII	85
state support of institutions for . . . . .	XVI	3
<b>AGENCIES, STATE</b>		
budget information, governor, etc., may require . . . . .	IV	12(b)
budget, submission of . . . . .	IV	12(e)
information re duties, governor may require . . . . .	V	4
<b>AGRICULTURAL ASSOCIATIONS, DISTRICT</b>		
officers and employees of, civil service exemption for . . . . .	VII	4(d)
<b>AID See AGED AID, BLIND PERSONS, CALIFORNIA, STATE OF</b>		
<b>AIR CARRIERS</b>		
alcoholic beverages, sale, etc., of . . . . .	XX	22
<b>ALCOHOLIC BEVERAGE CONTROL APPEALS BOARD</b>		
members of, appointment by governor of . . . . .	XX	22
members of, removal of . . . . .	XX	22
powers and duties . . . . .	XX	22
<b>ALCOHOLIC BEVERAGE CONTROL, DEPARTMENT OF</b>		
powers and duties . . . . .	XX	22
<b>ALCOHOLIC BEVERAGE CONTROL, DIRECTOR OF</b>		
appointment . . . . .	XX	22
civil service exempt employees, appointment of . . . . .	XX	22
removal of . . . . .	XX	22
<b>ALCOHOLIC BEVERAGES</b>		
age 21, sale, etc., to persons under, prohibited. . . . .	XX	22
appeals board, alcoholic beverage control See ALCOHOLIC BEVER- AGE CONTROL APPEALS BOARD.		
department of alcoholic beverage control. See ALCOHOLIC BEVER- AGE CONTROL, DEPARTMENT OF		
director of alcoholic beverage control See ALCOHOLIC BEVERAGE CONTROL, DIRECTOR OF		
importation and exportation, regulation of . . . . .	XX	22
legislature, powers and duties of . . . . .	XX	22
licenses—		
fees and taxes . . . . .	XX	22
premises . . . . .	XX	22
state's rights and powers re . . . . .	XX	22

**ALCOHOLIC BEVERAGES—continued**

	<i>Article</i>	<i>Section</i>
licenses—continued		
suspension or revocation . . . . .	XX	22
types of . . . . .	XX	22
manufacture or sale in state . . . . .	XX	22
taxes, excise, board of equalization shall assess and collect . . . . .	XX	22
21 years of age, sale to persons under, prohibited . . . . .	XX	22

**ALIENS**

property rights . . . . .	I	20
---------------------------	---	----

**ALLOCATION BOARD, STATE**

school district funds for construction purposes, legislative member voting re . . . . .	XVI	1
---	-----	---

**ALUMNI ASSOCIATION OF THE UNIVERSITY OF CALIFORNIA**

advisory committee on the selection of regents, appointment of alumnus to the . . . . .	IX	9(e)
president and vice president as ex officio regents . . . . .	IX	9(a)

**APPEALS See also REVIEW**

alcoholic beverage control, department of, decisions of . . . . .	XX	22
libelous or slanderous campaign statement . . . . .	VII	10

**APPEALS BOARDS, ASSESSMENT**

creation, etc., by county board of supervisors . . . . .	XIII	16
--	------	----

**APPROPRIATIONS. See also FUNDS, MONEY, REVENUES, STATE**

bills, appropriation. See <i>LEGISLATURE—bills</i>		
capitol, state, building, fixtures and furniture, repair and maintenance of . . . . .	IV	28(c)
capitol, state, restoration, alteration or modification re . . . . .	IV	28(a)
general fund—		
two-thirds vote requirement . . . . .	IV	12(d)
government spending limitation—		
appropriations limit—		
adjustments—		
categories added or removed by judgment of court . . . . .	XIII B	11
emergency, exceeding limit in event of . . . . .	XIII B	3(c)
1986-87 fiscal year . . . . .	XIII B	10.5
transfer of services to another governmental entity . . . . .	XIII B	3(a)
transfer of services to private entity . . . . .	XIII B	3(b)
annual calculations: audit . . . . .	XIII B	15
appropriations subject to limitation, definitions of . . . . .	XIII B	8(a), 8(b), 8(i), 9, 12
appropriations subject to limitation, exceptions to . . . . .	XIII B	8(i), 9, 12
capital outlay projects . . . . .	XIII B	9(d)
contributions to funds derived from proceeds of taxes . . . . .	XIII B	5
definition . . . . .	XIII B	8(h)
establishment or change by electors . . . . .	XIII B	4
1978-79 fiscal year . . . . .	XIII B	8(h)
1986-87 fiscal year . . . . .	XIII B	10.5
special districts . . . . .	XIII B	9(c)
total annual appropriations subject to limitation . . . . .	XIII B	1
bonded indebtedness, obligations re existing or future . . . . .	XIII B	7, 8(g)
community colleges: funding . . . . .	XVI	8
cost of living, changes in . . . . .	XIII B	1, 8(e)
debt service, definition of . . . . .	XIII B	8(g)
effective date of provisions re . . . . .	XIII B	10
funds, contingency, emergency, unemployment, etc. establishment . . . . .	XIII B	5
local government, definition of . . . . .	XIII B	8(d)
mandates of courts or federal government . . . . .	XIII B	9(b)
population, changes in . . . . .	XIII B	1, 8(f)
population, determination of . . . . .	XIII B	8(f)
proceeds of taxes, definition of . . . . .	XIII B	8(c)
revenues in excess of amount appropriated—		
return . . . . .	XIII B	2
sources . . . . .	XIII B	9(e)
transfer and allocation to state school fund . . . . .	XIII B	2(a)
	XVI	8.5
school funding . . . . .	XVI	8
severability of provisions re . . . . .	XIII B	11

**APPROPRIATIONS—continued**

government spending limitation—continued	<i>Article</i>	<i>Section</i>
state-mandated new programs or higher levels of service	XIII B	6
pro rata, to counties, cities, etc	XVI	3
school support, sectarian or denominational, prohibited	IX	8
	XVI	5
state officers, salaries of	III	4(a)
statutes for usual current expenses of state effective immediately	IV	8(c)
taxes on real and personal property raised for ratio	XIII	22
warrants on state treasury	XVI	7

**APPROPRIATIONS, WATER**

sales, rentals, etc, regulation by state	X	5
--	---	---

**AQUEDUCTS**

assessments, etc.	XIII	19
-------------------	------	----

**ARBITRATION**

workers' compensation disputes	XIV	4
--------------------------------	-----	---

**ARMY. See also MILITARY, NAVAL, ETC., SERVICE, VETERANS**

standing army prohibited in time of peace	I	5
---	---	---

**ART GALLERIES**

Huntington, Henry E., library and art gallery	XIII	4(c)
---	------	------

**ARTISANS**

mechanics' liens, enforcement of	XIV	3
----------------------------------	-----	---

**ASSEMBLY See also LEGISLATURE**

adjournment or recess—		
adjournment sine die	IV	3(a)
day to day	IV	7(a)
10 days, recesses for more than consent of other house	IV	7(d)
bills. See also LEGISLATURE		
budget bill—		
introduction by each house	IV	12(c)
caucus	IV	7(c)
committees public proceedings	IV	7(c)
committees, selection of	IV	11
compensation of members	IV	4
constitution, amendments to, proposal of	XVIII	1
districts—		
80 assembly districts, division of state into	IV	6
reapportionment of	XXI	1
employees of, civil service exemption for	VII	4(a)
goals and objectives report	IV	22
governor's appointments, confirmation of—		
constitutional offices, vacancies in	V	5(b)
impeachment, sole power of	IV	18(a)
journal of	IV	7(b)
legislative power vested in	IV	1
members—		
absent members, compelling attendance of	IV	7(a)
civil process, not subject to	IV	14
compensation	IV	4
conflict of interest	IV	5
districts	IV	6
election—		
approval by house	IV	5(a)
date of	IV	2(b)
residency	IV	2(c)
terms	IV	2(a)
vacancy	IV	2(d)
expenses	IV	4
expulsion by two-thirds vote	IV	5
ineligibility for other state offices or employment	IV	13
influencing vote of	IV	15
judicial council, membership on	VI	6
mileage	IV	4
oath of office	XX	3

ASSEMBLY—continued			
members—continued		<i>Article</i>	<i>Section</i>
qualifications—			
approval by house . . . . .	IV		5(a)
elector . . . . .	IV		2(c)
residence and citizenship . . . . .	IV		2(c)
recall of . . . . .	II		14(b)
retirement . . . . .	IV		4
	XX		6
succession in war- or enemy-caused disaster . . . . .	IV		21(a)
vote of felony to influence by bribery, etc . . . . .	IV		15
membership . . . . .	IV		2(a)
officers—			
appointed, civil service exemption for . . . . .	VII		4(a)
choosing of . . . . .	IV		7(a)
organization . . . . .	IV		3(a)
proceedings, public . . . . .	IV		7(c)
quorum of . . . . .	IV		7(a)
rules—			
adoption . . . . .	IV		7(a)
sessions—			
closed sessions . . . . .	IV		7(c)
regular . . . . .	IV		3(a)
special . . . . .	IV		3(b)
speaker—			
University of California board of regents, selection of advisory committee re membership and appointments . . . . .	IX		9(e)
speaker as ex officio member of—			
state colleges, governing body of . . . . .	XX		23
University of California, regents of the . . . . .	IX		9(a)
terms . . . . .	IV		2(a)
vacancy, election to fill . . . . .	IV		2(d)
vote recordation in journal . . . . .	IV		7(b)
ASSEMBLY, RIGHT OF			
guaranteed to people . . . . .	I		3
ASSESSMENTS			
appeals boards, county, creation, powers, etc., of . . . . .	XIII		16
aqueducts . . . . .	XIII		19
canals . . . . .	XIII		19
car companies, property of . . . . .	XIII		19
disaster areas or regions, taxable property damaged or destroyed in ditches . . . . .	XIII		15
electric companies, property of . . . . .	XIII		19
equalization of property contained in assessment roll, etc. . . . .	XIII		18
exemptions from—			
burial plots, etc., property used for . . . . .	XIII		3(g)
flumes . . . . .	XIII		19
full cash value, assessment at . . . . .	XIII		1
gas companies, property of . . . . .	XIII		19
golf courses, nonprofit, real property used for . . . . .	XIII		10
improvements, replacement, etc., subsequent to March 1954 . . . . .	XIII		11
land owned outside boundaries, definition re . . . . .	XIII		11
land owned outside boundaries, valuation, etc., of . . . . .	XIII		11
lands and improvements separately assessed . . . . .	XIII		13
lien date in 1967 deemed as lien date in 1966 . . . . .	XIII		11
lien date of 1967, valuation on . . . . .	XIII		11
lien date of 1968, assessment subsequent to . . . . .	XIII		11
local governmental agency land outside its boundaries adjustments, etc., by state board of equalization . . . . .	XIII		11
ocean marine tax . . . . .	XIII		28(g)
open space lands, practices re . . . . .	XIII		8
pipelines . . . . .	XIII		19
place of assessment . . . . .	XIII		14
private control, prohibition re delegation of power from county or municipal corporation to . . . . .	XI		11(a)
property, damaged or destroyed . . . . .	XIII		15



	Article	Section
<b>ASSESSMENTS</b> —continued		
property, personal, rates, etc., re unsecured property . . . . .	XIII	12
public utilities . . . . .	XIII	19
railroad companies, property of . . . . .	XIII	19
single family dwellings . . . . .	XIII	9
special assessments re acquisition of property for public use . . . . .	XVI	19
special assessments re public improvements . . . . .	XVI	19
telegraph and telephone companies, property of . . . . .	XIII	19
water consumption or usage outside boundaries, limitations on assessments re . . . . .	XIII	11
<b>ASSESSORS</b>		
county—		
elected county assessors . . . . .	XI	1(b), 4(c)
immature forest trees, board to determine tax exemptions on membership . . . . .	XIII	3(j)
property owned by other than state assessee, duties re . . . . .	XIII	19
<b>ASSOCIATIONS</b> See also <b>INSURANCE ASSOCIATIONS, NONPROFIT COOPERATIVE ASSOCIATIONS.</b>		
energy alternative sources, facilities financed by bond issuance for lease, etc . . . . .	XVI	145
<b>ASYLUMS</b>		
institutions not state managed or controlled, appropriations for purpose or benefit of . . . . .	XVI	3
<b>ATTAINDER, BILL OF</b>		
prohibited . . . . .	I	9
<b>ATTORNEY GENERAL</b>		
chief law officer . . . . .	V	13
compensation . . . . .	V	14(a), 14(d)
district attorneys and sheriffs, supervision of . . . . .	V	13
election of . . . . .	V	11
gifts restrictions . . . . .	V	14(c)
honorarium prohibition . . . . .	V	14(b)
initiative and referendum titles and summaries, preparation of . . . . .	II	10(d)
judicial appointments, commission on, membership on . . . . .	VI	7
powers and duties . . . . .	V	13
6 deputies or employees of, civil service exemption . . . . .	VII	4(m)
term of office . . . . .	V	11
vacancy in office of, appointment to fill . . . . .	V	5(b)
<b>ATTORNEYS</b>		
state bar membership requirement . . . . .	VI	9
<b>ATTORNEYS IN FACT</b>		
insurers. . . . .	XIII	28(a)
<b>B</b>		
<b>BAIL</b>		
denial of bail for specified crimes . . . . .	I	12
excessive not required . . . . .	I	12, 28
fixing of. considerations. . . . .	I	12, 28
grant or denial of bail or recognizance release inclusion of reason for decision in record and court minutes . . . . .	I	28
serious felony, arrestee for hearing before judge and notice to prosecutor before release . . . . .	I	28
sureties, sufficient . . . . .	I	12, 28
<b>BANKING ASSOCIATIONS, NATIONAL</b>		
taxation of . . . . .	XIII	27
<b>BANKS</b>		
loans. interest rates . . . . .	XV	1
motor vehicle license and registration fees . . . . .	XIII	27
public moneys, deposit of . . . . .	XI	11(b)
taxation of . . . . .	XIII	27
<b>BANKS, SUPERINTENDENT OF</b>		
loan interest rates . . . . .	XV	1
<b>BAR OF CALIFORNIA, STATE</b>		
judges, membership of, preceding selection . . . . .	VI	15, 155
judges, temporary, membership of . . . . .	VI	21

	Article	Section
BAR OF CALIFORNIA, STATE—continued		
judicial council membership . . . . .	VI	6
judicial performance, commission on membership . . . . .	VI	8
public corporation . . . . .	VI	9
BAR, STATE See BAR OF CALIFORNIA, STATE		
BAYS See HARBORS, BAYS, ETC		
BIDS See also CONTRACTS		
University of California, competitive bidding procedures re construction contracts, etc., of . . . . .	IX	9(a), 9(f)
BILL OF ATTAINDER See ATTAINDER, BILL OF.		
BILLS, LEGISLATIVE. See LEGISLATURE— <i>bills</i>		
BINGO GAMES		
charitable purposes, for . . . . .	IV	19(c)
BIOMASS		
facilities utilizing, revenue bonds to finance . . . . .	XVI	14 5
BLIND PERSONS See also DISABLED PERSONS, PHYSICALLY HANDICAPPED PERSONS.		
aid—		
administrative restrictions on expenditures prohibited . . . . .	XVI	3
income not to be regarded as income to any other person . . . . .	XVI	3
legislature's power to grant . . . . .	XVI	3
veterans' property tax exemption . . . . .	XIII	4(a)
BOARDS OF EDUCATION See EDUCATION, BOARDS OF, EDUCATION, CITY BOARDS OF, EDUCATION, COUNTY BOARDS OF, EDUCATION, STATE BOARD OF		
BOARDS, STATE		
civil service exempt positions . . . . .	VII	4(d), 4(e)
BOATS, SHIPS, ETC See VESSELS		
BOND PROCEEDS FUND, GENERAL OBLIGATION		
creation, etc., of . . . . .	XVI	1 5
BONDS See also INDEBTEDNESS		
acts or statutes re, submission of . . . . .	XVI	2(a)
cities—		
issuance by, requirements for . . . . .	XVI	18
constitutional amendment for issuance, etc., prohibition re submission of . . . . .	XVI	2(a)
counties—		
issuance by, requirements for . . . . .	XVI	18
districts—		
schools—		
issuance by . . . . .	IX	6½
energy, financing of facilities for alternative sources of . . . . .	XVI	18
general obligation bond proceeds fund, creation, etc., of . . . . .	XVI	14 5
governmental agencies—		
taxation, exemption from . . . . .	XIII	3(c)
interest, principal, registration, etc . . . . .	XI	11(b)
local government—		
indebtedness, obligations re existing or future . . . . .	XIII B	7, 8(g)
interest exempt from income tax . . . . .	XIII	26
limitations . . . . .	XIII	20
motor vehicle revenues use for payment on . . . . .	XIII A	1
pollution control facilities, environmental, acquisition, etc., of . . . . .	XIX	4, 5
public bonds . . . . .	XVI	14
school building repair, etc., indebtedness for . . . . .	XI	11(b)
state—	XVI	18
general obligation bonds—		
interest rate, maximum, on unsold bonds, raising of . . . . .	XVI	1
indebtedness, obligations re existing or future . . . . .	XIII B	7, 8(g)
interest exempt from income tax . . . . .	XIII	26
taxation, exemption from . . . . .	XIII	3(c)
taxation, etc . . . . .	XIII	2
towns and townships—		
issuance by, requirements re . . . . .	XVI	18

<b>BOUNDARIES</b>	<b>Article</b>	<b>Section</b>
county . . . . .	XI	1(a)
state . . . . .	III	2
taxation or exemptions affecting property involved in change, etc., of	XIII	23
<b>BRIBERY</b>		
legislator's vote, felony to influence . . . . .	IV	15
office, disqualification from . . . . .	VII	8(a)
office, exclusion from . . . . .	VII	8(b)
<b>BUDGET</b>		
agencies, state, submission, etc., by . . . . .	IV	12(e)
appropriations from general fund—		
limitations on . . . . .	IV	12(d)
bill—		
action on . . . . .	IV	8(a)
appropriation bills, passage before . . . . .	IV	12(c)
emergency bills passage before . . . . .	IV	12(c)
introduction . . . . .	IV	8(a), 12(c)
item vetoes . . . . .	IV	10(e)
passage by June 15 of each year . . . . .	IV	12(c)
governor to submit . . . . .	IV	12(a)
<b>BUILDING AND LOAN ASSOCIATIONS</b>		
loans interest rates . . . . .	XV	1
<b>BUILDINGS</b>		
property tax exemption . . . . .	XIII	3(e), 3(f), 5
<b>BURIAL PLOTS</b>		
tax exemption re property used for . . . . .	XIII	3(g)
<b>BUSINESS</b>		
disqualification because of sex, race, etc., prohibited . . . . .	I	8

**C**

<b>CAFETERIAS</b>		
alcoholic beverages, sale, etc., of . . . . .	XX	22
<b>CALIFORNIA, STATE OF</b>		
agencies, state—		
budgets, submission, etc., of . . . . .	IV	12(e)
claims by, filing of . . . . .	IV	12(e)
aid—		
aged indigent persons . . . . .	XVI	3
blind . . . . .	XVI	3
children, abandoned, etc., institutions conducted for the support, etc., of . . . . .	XVI	3
disaster or emergency aid or assistance in clearing debris, etc., from private lands or waters . . . . .	XVI	6
hospital construction . . . . .	XVI	3
institutions, certain . . . . .	XVI	3
orphans, institutions conducted for support, etc., of . . . . .	XVI	3
physically handicapped . . . . .	XVI	3
relief administration, reimbursement of counties for . . . . .	XVI	11
school system, public . . . . .	IX	6
schools, sectarian or denominational, public money for, prohibited . . . . .	IX	8
veterans' farms or homes, etc . . . . .	XVI	5
bonds—		
maximum interest rate on unsold, raising of . . . . .	XVI	1
taxation, exemption from . . . . .	XIII	3(c)
taxation interest exempt from income . . . . .	XIII	26
boundaries: definition . . . . .	III	2
constitution See CONSTITUTION, CALIFORNIA.		
counties as legal subdivisions of . . . . .	XI	1(a)
debt limitations . . . . .	XVI	1
executive power vested in governor . . . . .	V	1
government in case of war- or enemy-caused disaster . . . . .	IV	21
governor's yearly report re condition of state and recommendations . . . . .	V	3
grant or donation of property prohibited . . . . .	XVI	3

CALIFORNIA, STATE OF—continued	Article	Section
language, official. English . . . . .	III	6
officers. See also CONSTITUTIONAL OFFICERS, OFFICERS AND EMPLOYEES, PUBLIC		
assignments, executive, by governor, authorization for . . . .	V	6
bribery, disqualification for . . . . .	VII	8(a)
budget data, governor may request . . . . .	IV	12(b)
compensation prescribed by statute . . . . .	V	14(a), 14(d)
deputy or employees of, civil service exemption for . . . .	VII	4(e), 4(g)
election, time of . . . . .	II	20
exemption from civil service . . . . .	V	11
impeachment, subject to . . . . .	VII	4(c), 4(f)
information re duties, governor may require . . . . .	IV	18(b)
oath or affirmation of office . . . . .	V	4
oath or affirmation of office . . . . .	XX	3
overthrow of government, etc., advocacy of, as disqualification	VII	9(a)
recall procedure . . . . .	II	14, 15, 17, 18
relief, administration of . . . . .	XVI	11
salaries, reductions in, prohibited . . . . .	III	4(a)
terms . . . . .	II	20
overthrow by force or violence, advocating disqualification from public office, etc . . . . .	V	11
property belonging to exemption from taxation . . . . .	VII	9
Sacramento as capital of . . . . .	XIII	3(a)
seat of government, temporary, during war- or enemy-caused disaster	III	2
spending limitation, government See APPROPRIATIONS— <i>government spending limitation</i>	IV	21(e)
subversives, disqualification of, re office or employment . . . .	VII	9(a)
suits against . . . . .	III	5
taxes, actions to prevent or enjoin collection by state prohibition	III	32
treasury, moneys drawn from, by warrant only . . . . .	XVI	7
United States, inseparable part of the . . . . .	III	1
water, appropriations, etc., of, regulation of . . . . .	X	5
water resources, beneficial use of . . . . .	X	2
CANALS		
assessments, etc . . . . .	XIII	19
irrigation districts stockholding in domestic or foreign corporations	XVI	6
CAPITAL OFFENSES See also OFFENSES		
bail . . . . .	I	12
CAPITAL, STATE		
Sacramento, city of . . . . .	III	2
CAPITOL, STATE		
repair and maintenance of building, fixtures and furniture, appropriations or expenditures for . . . . .	IV	28(b), 28(c)
west wing restoration, alteration or modification re, appropriations for	IV	28(a)
CAR COMPANIES		
assessment, annual, of property of. . . . .	XIII	19
CASINOS		
prohibition . . . . .	IV	19 (e)
CENSUS, FEDERAL		
government spending limitation, population adjustments re. . . .	XIII B	1, 8(f)
reapportionment following . . . . .	XXI	1
CERTIORARI		
jurisdiction, original . . . . .	VI	10
CHARITABLE INSTITUTIONS See also INSTITUTIONS		
inmate help, etc civil service exemption . . . . .	VII	4(j)
CHARITABLE ORGANIZATIONS		
buildings under construction . . . . .	XIII	4(b), 5
property, tax exempt . . . . .	XIII	4(b), 5
CHARTERS		
cities—		
adoption, amendment, etc . . . . .	XI	3(a)
boards of education member qualifications, etc. . . . .	IX	16
charter commission, election of . . . . .	XI	3(c)
conflict of measures, highest affirmative vote prevails when . . .	XI	3(d)

**CHARTERS—continued**

	<i>Article</i>	<i>Section</i>
<b>cities—continued</b>		
county assumption of municipal functions . . . . .	XI	8(b)
employees, appointment, etc., of, provisions re . . . . .	XI	5(b)
existing charters and municipal affairs, superseding of . . . . .	XI	5(a)
generally. . . . .	XI	5
initiative, repeal or amendment by. . . . .	XI	3(b)
officers, compensation, etc., of, provisions re . . . . .	XI	5(b)
police, regulation of, provisions re. . . . .	XI	5(b)
secretary of state, filing with . . . . .	XI	3(a)
statutes, official state, publication in . . . . .	XI	3(a)
subgovernment, provisions re. . . . .	XI	5(b)
<b>city and county—</b>		
conflicting charter county powers superseded by charter city powers . . . . .	XI	6(b)
commissions, charter . . . . .	XI	3(b), 3(c)
consolidation, city and county . . . . .	XI	6(a)
<b>counties—</b>		
adoption, amendment, etc. . . . .	XI	3(a)
assessors, elected, provision for . . . . .	XI	4(c)
charter commission, election of . . . . .	XI	3(c)
compensation, provisions re . . . . .	XI	4(b), 4(c)
conflict of measures, highest affirmative vote prevails when . . . . .	XI	3(d)
district attorneys, elected, provision for . . . . .	XI	4(c)
education, county boards of, providing for election, etc., of members of . . . . .	IX	33
employee appointments, duties, etc., provisions re . . . . .	XI	4(f)
existing charter and laws superseded by adoption of new charter generally . . . . .	XI	3(a)
governing bodies, provisions re. . . . .	XI	4(a), 4(b), 4(e), 4(f)
initiative, repeal or amendment by . . . . .	XI	3(b)
municipal functions, assumption of . . . . .	XI	8(b)
officers, county, provisions re . . . . .	XI	4(c), 4(e)
secretary of state, filing with. . . . .	XI	3(a)
sheriffs, elected, provision for. . . . .	XI	4(c)
statutes, functions required by, inclusion of . . . . .	XI	4(d)
statutes, official state, publication in . . . . .	XI	3(a)
supersedes general law . . . . .	XI	4(g)
<b>CHIEF JUSTICE</b> See JUDGES AND JUSTICES— <i>supreme court</i>		
<b>CHIEF LAW OFFICER</b>		
attorney general . . . . .	V	13
<b>CHILDREN</b>		
aid, state, to . . . . .	XVI	3
<b>CHURCHES</b>		
aid, public, prohibited . . . . .	XVI	5
tax exempt property . . . . .	XIII	3(f), 4(b), 5
<b>CIGARETTES</b> See TOBACCO AND TOBACCO PRODUCTS		
<b>CITIES</b> See also CITY AND COUNTY, LOCAL GOVERNMENT, MUNICIPAL CORPORATIONS		
aged aid, money expenditures re. . . . .	XVI	10
aged indigent, state pro rata appropriations for support of . . . . .	XVI	3
alcoholic beverage license fees or occupation taxes, apportionments re . . . . .	XX	22
annexations, approval by majority of electors for . . . . .	XI	2(b)
assessments, special, re public improvements, etc . . . . .	XVI	19
bingo games for charitable purposes, authorization for . . . . .	IV	19(c)
blind, state pro rata appropriations for support of. . . . .	XVI	3
boards of education, elected or appointed, charter provisions re . . . . .	IX	16
bonds—		
indebtedness for public school repair, etc., purposes . . . . .	XVI	18
issuance, requirements re . . . . .	XVI	18
charters See CHARTERS.		
claims against, presentation, etc., of, procedure re . . . . .	XI	12
community redevelopment projects, taxable property of, powers re . . . . .	XVI	16
consolidation with county as charter city and county . . . . .	XI	6(a)

CITIES—continued	Article	Section
consolidation with county as charter city and county Sacramento County . . . . .	XX	1
consolidations, approval by majority of electors for. . . . .	XI	2(b)
county performance of municipal functions . . . . .	XI	8
credit, giving or lending of, prohibited . . . . .	XVI	6
debt limitations or majority protest re special assessments . . . . .	XVI	19
employees See subheading, <i>officers and employees</i>		
formation of, procedure for . . . . .	XI	2(a)
funds, temporary transfer of . . . . .	XVI	6
general law, laws, etc., construction of provisions re . . . . .	XI	13
governing bodies—		
charters, proposal or revision of . . . . .	XI	3(b)
compensation or allowance, extra, grant to contractors of, prohibition re . . . . .	XI	10(a)
compensation or allowance, extra, grant to officer or employee of, prohibition re . . . . .	XI	10(a)
funds, temporary transfer of, resolution re . . . . .	XVI	6
housing project, low rent, approval of . . . . .	XXXIV	1
indebtedness or liability, limitations on . . . . .	XVI	18
initiative powers, electors' exercise of. . . . .	II	11
insurance pooling arrangement joint powers agreement, etc . . . . .	XVI	6
motor vehicle revenues allocations, etc., to cities . . . . .	XIX	3
municipal court district, not more than one . . . . .	VI	5(a)
officers and employees—		
charter provisions re . . . . .	XI	5(b)
claims against, procedure re . . . . .	XI	12
compensation . . . . .	XI	5(b)
compensation or allowance, extra, prohibited . . . . .	IV	17
oath or affirmation of office . . . . .	XI	10(a)
residence requirement . . . . .	XX	3
subversives, disqualification of. . . . .	XI	10(b)
subversives, disqualification of. . . . .	VII	9(a)
ordinances, enforcement of . . . . .	XI	7
orphaned, abandoned, etc., children, state pro rata appropriations for support of. . . . .	XVI	3
physically handicapped persons, state pro rata appropriations for support of . . . . .	XVI	3
police See POLICE.		
powers of, distribution of . . . . .	XI	13
powers of, providing for . . . . .	XI	2(a)
property acquisition for public use, special assessments for property of—	XVI	19
grant or donation for any religious sect, etc., prohibited . . . . .	XVI	5
public improvements, special assessments for . . . . .	XVI	19
public utilities—		
commission, public utilities, power of . . . . .	XII	8
establishment, etc., regulations re . . . . .	XI	9(b)
regulation . . . . .	XII	8
referendum powers, electors' exercise of . . . . .	II	11
regulations, enforcement of . . . . .	XI	7
sales or use tax revenues, local, apportionment of, contracts re. . . . .	XIII	29
subversives, disqualification of, re office or employment . . . . .	VII	9(a)
tax assessment and collection, power of . . . . .	XIII	24
tax exemption for subversive persons or groups prohibited . . . . .	VII	9(b)
taxes, special, on districts, imposition of. . . . .	XIII A	4
tideland sales to . . . . .	X	3
tort liability or public liability losses payment through insurance pooling arrangement . . . . .	XVI	6
unemployment insurance: payment through insurance pooling arrangement . . . . .	XVI	6
vehicle license fees: allocation to cities. . . . .	XI	15
workers' compensation: payment through insurance pooling arrangement . . . . .	XVI	6
CITIZENS COMPENSATION COMMISSION, CALIFORNIA		
creation, etc . . . . .	III	8

CITIZENSHIP	Article	Section
governor, United States citizenship as qualification for	V	2
vote, qualification for	II	2
CITY AND COUNTY See also CITIES, COUNTIES		
aged aid, money expenditures re	XVI	10
aged indigent, state pro rata appropriations for support of	XVI	3
alcoholic beverage license fees and occupation taxes, apportionments re	XX	22
assessments, special, re public improvements, etc	XVI	19
blind, state pro rata appropriations for support of	XVI	3
charter city and county, definition of	XI	6(b)
churches, aid to, prohibited	XVI	5
community redevelopment projects, taxable property of, powers re	XVI	16
consolidation as charter city and county	XI	6(a)
credit, giving or lending of, prohibited	XVI	6
debt limitations or majority protest re special assessments	XVI	19
employees See subheading, <i>officers and employees</i>		
funds, temporary transfer of	XVI	6
governing body—		
funds, temporary transfer of, resolution re	XVI	6
insurance pooling arrangement joint powers agreement, etc	XVI	6
motor vehicle revenues allocations, etc , to city and county	XIX	3
officers and employees—		
oath of office	XX	3
subversives, disqualification of	VII	9(a)
orphaned, abandoned, etc , children, state pro rata appropriations for support of	XVI	3
physically handicapped persons, state pro rata appropriations for support of	XVI	3
property acquisition for public use, special assessments for property of—	XVI	19
grant or donation for any religious sect, etc , prohibited	XVI	5
public improvements, special assessments for	XVI	19
religious sects, aid to, prohibited	XVI	5
sales or use tax revenues, local, apportionment of, contracts re	XIII	29
sectarian purposes, aid for, prohibited	XVI	5
subversives, disqualification of, re office or employment	VII	9(a)
tax exemptions for subversive persons or groups prohibited	VII	9(b)
tideland sales to	X	3
tort liability or public liability losses payment through insurance pooling arrangement	XVI	6
unemployment insurance. payment through insurance pooling arrangement	XVI	6
water supplied to, franchise to collect rates, etc , for use of	X	6
workers' compensation payment through insurance pooling arrangement	XVI	6
CIVIL OFFICE		
dual officeholding prohibited	VII	7
CIVIL SERVICE, STATE See also PERSONNEL BOARD, STATE		
appointments based on merit	VII	1(b)
county, city, etc , work previously performed by employees' continuation in position under state civil service	VII	6(c)
exempt positions—		
alcoholic beverage control, director of, positions under	XX	22
continuation in positions brought under civil service	VII	6(b)
generally	VII	4
superintendent of public instruction, deputy and associates of	IX	21
officers and employees included in	VII	1(a)
personnel board, state executive officer	VII	2(c)
promotions based on merit	VII	1(b)
temporary appointments	VII	5
veterans' preference	VII	6(a)
veteran's surviving spouse, civil service preference for	VII	6(a)

	Article	Section
<b>CLAIMS</b>		
against cities or counties, procedure for . . . . .	XI	12
local government, payment of unauthorized claim by, prohibition re . . .	XI	10(a)
state agencies, filing by . . . . .	IV	12(e)
<b>CLUBS</b>		
alcoholic beverages, sale, etc., of . . . . .	XX	22
<b>COAST GUARD</b> See <b>MILITARY, NAVAL, ETC., SERVICE,</b>		
<b>VETERANS</b>		
<b>COASTAL ZONE</b>		
state property purchased with certain tax revenues, transfer of surplus	XIX	9
<b>COGENERATION TECHNOLOGY</b>		
facilities utilizing, revenue bonds to finance . . . . .	XVI	14 5
<b>COGSWELL POLYTECHNICAL COLLEGE</b>		
taxation, exemption from . . . . .	XIII	4(c)
<b>COLLEGES AND UNIVERSITIES.</b> See <b>COGSWELL POLYTECHNI-</b>		
<b>CAL COLLEGE, COLLEGES, NONPROFIT, COLLEGES,</b>		
<b>PRIVATE, COLLEGES, STATE, COMMUNITY COLLEGES,</b>		
<b>CALIFORNIA, STANFORD UNIVERSITY, LELAND, JR ,</b>		
<b>UNIVERSITY OF CALIFORNIA</b>		
<b>COLLEGES, NONPROFIT</b>		
income exempt from taxes . . . . .	XIII	26
taxation, exemption from . . . . .	XIII	3(e), 5
<b>COLLEGES, PRIVATE</b>		
public aid to sectarian, etc , prohibited . . . . .	XVI	5
<b>COLLEGES, STATE</b>		
assembly speaker as ex officio member re management, etc., of	XX	23
officers and employees of civil service exemption .. . . .	VII	4(h)
property of, tax exemption for . . . . .	XIII	3(d)
<b>COLOR</b>		
business, etc , disqualification because of color, prohibited	I	8
<b>COMMISSIONS</b>		
civil service exempt positions . . . . .	VII	4(b), 4(d), 4(e)
fish and game . . . . .	IV	20(b)
industrial accident . . . . .	XIV	4
judicial appointments . . . . .	VI	7
judicial performance . . . . .	VI	8
minimum wages, legislative, executive, and judicial powers re	XIV	1
public utilities . . . . .	XII	1
<b>COMMITTEES, LEGISLATIVE</b>		
bills—		
31st day, hearing or action . . . . .	IV	8(a)
caucus . . . . .	IV	7(c)
officers and employees of, civil service exemption for	VII	4(a)
proceedings, public	IV	7(c)
selection	IV	11
sessions, closed . . . . .	IV	7(c)
<b>COMMON CARRIERS</b>		
alcoholic beverages, sale, etc , of . . . . .	XX	22
legislative control of . . . . .	XII	3
public utility, subject to control and regulation as . . . . .	XII	3
<b>COMMUNICATIONS</b>		
municipal corporations, operation, etc , of public works by	XI	9(a)
<b>COMMUNITY COLLEGES, CALIFORNIA</b>		
boards of education elected or appointed member qualifications, etc		
charter provisions . . . . .	IX	16
districts—		
allocation from state school fund . . . . .	XVI	8 5
incorporation, organization, etc . . . . .	IX	14
instructional improvement and accountability, expenditures for	XVI	8 5(d)
support, revenues for . . . . .	XVI	8, 8 5
enrollment—		
changes in enrollment allocations . . . . .	XVI	8(f)
property of, tax exemption for . . . . .	XIII	3(d)
<b>COMMUNITY REDEVELOPMENT</b>		
project property, taxation of . . . . .	XVI	16



	Article	Section
COMMUTATIONS		
governor, granting by	V	8(a)
COMPANIES See name of particular type of company (e g., INSURANCE COMPANIES)		
COMPENSATION See also SALARIES; WAGES		
assessment appeals boards members	XIII	16
attorney general	V	14(a), 14(d)
citizens compensation commission, California	III	8
city officers and employees, charter provisions re	XI	5(b)
city officers and employees, extra compensation for, prohibited	IV	17
	XI	10(a)
controller, state	V	14(a), 14(d)
county governing bodies	XI	1(b), 4(b)
county officers	XI	1(b)
county officers and employees, extra compensation for, prohibited	IV	17
	XI	10(a)
county officers, charter provision re	XI	4(c)
eminent domain, taking of private property by	I	19
governor	V	14(a), 14(d)
judges	VI	5(a), 19
judges' salaries during period of suspension	VI	18(b)
legislative employees	IV	75
legislators	IV	4, 75
legislators, terms of, effect re reduction in	XX	6
lieutenant governor	V	14(a), 14(d)
personnel board, state, executive officer of	VII	2(c)
public officers and employees, grant of extra compensation or allowance for, prohibited	IV	17
	XI	10(a)
secretary of state	V	14(a), 14(d)
superintendent of public instruction	V	14(a), 14(d)
treasurer, state	V	14(a), 14(d)
workers' compensation awards	XIV	4
COMPENSATION INSURANCE FUND, STATE		
establishment and management of	XIV	4
insurer, inclusion in definition of	XIII	28(a)
ratification and confirmation of	XIV	4
COMPENSATION, WORKERS' See WORKERS' COMPENSATION		
CONGRESSIONAL DISTRICTS		
reapportionment	XXI	1
CONSCIENCE		
liberty of, guaranteed	I	4
CONSERVATION		
open space lands, assessment practices re	XIII	8
water resources	X	2
CONSOLIDATIONS		
county	XI	1(a)
CONSTITUTION, CALIFORNIA See also CONSTRUCTION OF PROVISIONS		
amendments by electors—		
initiative, amendment by	XVIII	3
amendments by initiative—		
majority approval required	XVIII	4
one subject only	II	8(d)
proposal of	II	8(a), 8(b)
	XVIII	3
amendments by legislature—		
naming of individuals or private corporations prohibited	II	12
procedure	XVIII	1
two-thirds vote required	XVIII	1
amendments or revision, conflicts in approved measures re	XVIII	4
amendments or revision, effective date of	XVIII	4
bond issuance, etc., amendments re, prohibited	XVI	2(a)
bond issues, previous, provisions re repeal and continuance as statutes	XVI	2(b), 2(c)
convention to revise, calling of	XVIII	2
revision, convention for purpose of	XVIII	2

		Article	Section
CONSTITUTION, CALIFORNIA—continued			
revision of, proposals re		XVIII	1
rights guaranteed as independent from United States Constitution.		I	24
CONSTITUTION, UNITED STATES			
law, supreme, of the land		III	1
CONSTITUTIONAL CONVENTIONS			
calling of		XVIII	2
CONSTITUTIONAL OFFICERS. See also name of particular officer (e.g., GOVERNOR)			
election, time of		II	20
retirement—			
allowance		III	7
terms, commencement of		II	20
vacancies in office, appointments to fill		V	5(b)
CONSTRUCTION OF PROVISIONS. See also CONSTITUTION, CALIFORNIA			
criminal defendant, rights of		I	24, 30
hospital facilities, loans guaranteed for		XVI	4
joinder of criminal cases		I	30(a)
local government terms general law, general laws and laws		XI	13
mandatory and prohibitory constitutional provisions		I	26
marine resources protection act of 1990.		X B	2(b), 4(b), 15, 16
motor vehicle revenues		XIX	7
public housing project law		XXXIV	2, 3
public utilities commission powers		XII	2, 9
tax lien cessation or payment of taxes after 30 years		XIII	30
CONTEMPT			
news reporters', etc., refusal to disclose information sources adjudged in contempt prohibited		I	2(b)
CONTRACTORS			
extra compensation or extra allowance from city, county, etc., prohibition re		IV	17
extra compensation or extra allowance, granting by county or city of, prohibition re		XI	10(a)
CONTRACTS See also BIDS			
impairment of taxing power, prohibited		XIII	31
inmate labor		XIV	5
law impairing obligation of contract		I	9
		III	4(b)
local government contracts performed in whole or in part, prohibition re			
extra compensation, etc.		IV	17
		XI	10(a)
low rent housing projects, federal financial assistance re		XXXIV	1
University of California competitive bidding procedures		IX	9(a), 9(f)
CONTROLLER, STATE			
compensation		V	14(a), 14(d)
election of		V	11
equalization, state board of, membership on		XIII	17
gifts restrictions		V	14(c)
honorarium prohibition		V	14(b)
recall duties re recall of secretary of state		II	17
school fund, state, transfer and allocation of money to		XVI	8 5(a), 8 5(c)
term of office		V	11
treasury, state, warrants on		XVI	7
vacancy in office of, appointment to fill		V	5(b)
CONVENTIONS, CONSTITUTIONAL			
calling of		XVIII	2
COOPERATIVE ASSOCIATIONS, NONPROFIT See NONPROFIT CO- OPERATIVE ASSOCIATIONS.			
CORPORATIONS			
bar, state, as public corporation		VI	9
common carriers—			
legislative control of		XII	3
constitutional amendments naming private corporations prohibited		II	12

<b>CORPORATIONS—continued</b>	<b>Article</b>	<b>Section</b>
energy alternative sources, facilities financed by bond issue for lease, etc. . . . .	XVI	14.5
foreign or domestic corporations, stock of: acquisition by irrigation dis- tricts re water rights, etc. . . . .	XVI	6
franchises— taxation . . . . .	XIII	27
harbors, etc., frontage or tidal lands of, prohibited exclusion of right of way, etc., to . . . . .	X	4
institutions not state managed or controlled, appropriations for purpose or benefit of . . . . .	XVI	3
laws concerning, alteration or repeal of . . . . .	XX	5
municipal. See MUNICIPAL CORPORATIONS.		
mutual water corporation, public agency acquisition, etc., of stock in . . .	XVI	17
nonprofit corporations. See NONPROFIT CORPORATIONS.		
pollution control facilities, environmental, lease, etc., of . . . . .	XVI	14
public corporations. See PUBLIC CORPORATIONS.		
public utilities, establishment and operation of . . . . .	XI	9(b)
public utilities subject to regulation and control. . . . .	XII	3
regents of the University of California. . . . .	IX	9(a), 9(f)
stock— subscription, legislature's authorization of, prohibited . . . . .	XVI	6
stockholders, prohibition re state, etc., as: exceptions . . . . .	XVI	6
taxation of . . . . .	XIII	27
tideland sales to . . . . .	X	3
<b>CORRECTIONAL INSTITUTIONS</b> See also INSTITUTIONS		
inmate help, etc., civil service exemption . . . . .	VII	4(j)
<b>COST OF LIVING</b>		
government spending limitation, adjustments re . . . . .	XIII B	1, 8(e)
<b>COUNCILS</b>		
civil service exempt positions . . . . .	VII	4(b)
<b>COUNTIES</b> See also CITY AND COUNTY.		
aged aid, money expenditures re . . . . .	XVI	10
aged aid, release, etc., of encumbrances on property re . . . . .	XVI	13
aged indigent, state pro rata appropriations for support of . . . . .	XVI	3
alcoholic beverage license fees or occupational taxes, apportionments re . . . . .	XX	22
assessment appeals boards, creation, powers, etc., of . . . . .	XIII	16
assessments, prescribing of . . . . .	XIII	16
assessments, special, re public improvements, etc . . . . .	XVI	19
assessors. See ASSESSORS.		
bingo games for charitable purposes, authorization for . . . . .	IV	19(c)
blind, state pro rata appropriations for support of . . . . .	XVI	3
boards of education, county— appointment or election, providing of . . . . .	IX	7
joint boards for two or more counties, election of . . . . .	IX	7
joint boards for two or more counties, establishment of . . . . .	IX	3.2
qualifications and terms of office, providing for . . . . .	IX	3.3
superintendent of schools, county, appointment of . . . . .	IX	3
superintendent of schools, county, salary of . . . . .	IX	3.1(b)
<b>bonds—</b>		
indebtedness for public school repair, etc., purposes . . . . .	XVI	18
issuance, requirements re . . . . .	XVI	18
boundary changes, approval by governing body of . . . . .	XI	1(a)
chartered counties: powers of constitution or statute . . . . .	XI	4(h)
charters. See CHARTERS.		
churches, aid to, prohibited . . . . .	XVI	5
claims against, presentation, etc., of, procedure re . . . . .	XI	12
community redevelopment projects, taxable property of, powers re . .	XVI	16
consolidation with city as charter city and county . . . . .	XI	6(a)
consolidation with city as city and county: Sacramento County . . . .	XX	1
consolidations, approval by majority of electors for . . . . .	XI	1(a)
court districts, municipal and justice, division of county into . . . . .	VI	5(a)
credit, giving or lending of, prohibited . . . . .	XVI	6
debt limitations or majority protest re special assessments . . . . .	XVI	19
division of state into legal subdivisions . . . . .	XI	1(a)

COUNTIES—continued	Article	Section
employees. See subheading, <i>officers and employees</i> .		
equalization, boards of, assessment appeals boards as constituting. ....	XIII	16
equalization, boards of, boards of supervisors to act as. ....	XIII	16
formation of, approval by majority of electors for. ....	XI	1(a)
funds, temporary transfer of. ....	XVI	6
general law, laws, etc., construction of provisions re. ....	XI	13
governing bodies—		
assessment appeals boards, creation of. ....	XIII	16
boundary changes, approval of. ....	XI	1(a)
charters, proposal or revision of. ....	XI	3(b)
compensation. ....	XI	1(b), 4(b)
compensation or allowance, extra, grant to contractors of, prohibition re. ....	XI	10(a)
compensation or allowance, extra, grant to officer or employee of, prohibition re. ....	XI	10(a)
election of. ....	XI	1(b), 4(a)
employee appointments, tenure, etc., providing of. ....	XI	1(b)
equalization, boards of, supervisors to act as. ....	XIII	16
funds, temporary transfer of, resolution re. ....	XVI	6
powers of. ....	XI	1(b)
grand juries, yearly summoning of. ....	I	23
housing project, low rent, approval of. ....	XXXIV	1
indebtedness or liability, limitations on. ....	XVI	18
initiative powers, electors' exercise of. ....	II	11
insurance pooling arrangement: joint powers agreement, etc. ....	XVI	6
motor vehicle revenues: allocations, etc., to counties. ....	XIX	3
municipal functions, performance of. ....	XI	8
officers and employees—		
charter provisions re. ....	XI	4(c), 4(e)
claims against, procedure re. ....	XI	12
compensation. ....	XI	1(b)
compensation or allowance, extra, prohibited. ....	IV	17
elected officers. ....	XI	10(a)
oath or affirmation of office. ....	XI	1(b)
residence requirement. ....	XX	3
subversives, disqualification of. ....	XI	10(b)
ordinances, enforcement of. ....	VII	9(a)
orphaned, abandoned, etc., children, state pro rata appropriations for support of. ....	XI	7
physically handicapped persons, state pro rata appropriations for support of. ....	XVI	3
powers of, distribution of. ....	XVI	3
private control, etc., of county improvements, etc., prohibited. ....	XI	13
property acquisition for public use, special assessments for. ....	XI	11(a)
property of—		
grant or donation for any religious sect, etc., prohibited. ....	XVI	19
property tax apportionments to districts. ....	XVI	5
public improvements, special assessments for. ....	XIII A	1(a)
public utilities—		
commission, public utilities, powers of. ....	XVI	19
regulation. ....	XII	8
referendum powers, electors' exercise of. ....	XII	8
regulations, enforcement of. ....	II	11
relief, granting, etc., of, reimbursement for. ....	XI	7
religious sects, aid to, prohibited. ....	XVI	11
sales or use tax revenues, local, apportionment of, contracts re. ....	XVI	5
school taxes, levy of. ....	XIII	29
schools, county superintendents of—		
election. ....	XIII	21
joint superintendent for two or more counties, establishment of. ....	IX	3
qualification. ....	IX	3 2
salary. ....	IX	3 1(a)
selection, election to determine manner of. ....	IX	3 1(b)
seat of government, temporary: war- or enemy-caused disaster. ....	IX	3
	IV	21(e)

COUNTIES—continued	Article	Section
seat, removal of, two-thirds vote of electorate for .....	XI	1(a)
sectarian purposes, aid for, prohibited .....	XVI	5
sheriffs. See SHERIFFS.		
subversives, disqualification of, re office or employment .....	VII	9(a)
superior court in each county .....	VI	4
tax exemption for subversive persons or groups, prohibited .....	VII	9(b)
tax exemption of certain low value real property by boards of super- visors .....	XIII	7
taxes, special, on districts, imposition of .....	XIII A	4
tideland sales to .....	X	3
tort liability or public liability losses: payment through insurance pooling arrangement .....	XVI	6
unemployment insurance. payment through insurance pooling arrange- ment .....	XVI	6
vehicle license fees: allocation to counties .....	XI	15
water supplied to, franchise to collect rates, etc., for use of .....	X	6
workers' compensation: payment through insurance pooling arrange- ment .....	XVI	6
COUNTY BOARDS OF EDUCATION See EDUCATION, COUNTY BOARDS OF.		
COUNTY CLERKS		
superior courts, ex officio clerks of .....	VI	4
COUNTY SEATS		
removal of, two-thirds vote of electorate for .....	XI	1(a)
temporary. war- or enemy-caused disaster .....	IV	21(e)
COUNTY SUPERINTENDENTS OF SCHOOLS		
election .....	IX	3
joint superintendent for two or more counties, establishment of ....	IX	3 2
qualifications .....	IX	3.1(a)
salary .....	IX	3.1(b)
selection, election to determine manner of .....	IX	3
COURTS See also JUDGES AND JUSTICES.		
administrative director of, appointment, etc., of .....	VI	6
appeal, courts of. See COURTS OF APPEAL.		
causes submitted but undetermined for 90 days. judges' salary suspension .....	VI	19
commissioners, appointment of .....	VI	22
eminent domain proceedings .....	I	19
employees, certain, civil service exemption for .....	VII	4(b)
English language as official language of California: suits re enforcement- jurisdiction .....	III	6
evidence, comment on .....	VI	10
judicial power vested in .....	VI	1
jurisdiction, appellate .....	VI	11
jurisdiction, original .....	VI	10
jurors, number of, in civil or criminal causes .....	I	16
justice courts. See JUSTICE COURTS		
municipal courts. See MUNICIPAL COURTS.		
officers—		
appointment .....	VI	22
civil service exemption .....	VII	4(b)
public utilities commission decision re property confiscation, review of.	XII	5
pupil school assignments or pupil transportation. review of prior decisions, etc. ....	I	7(a)
record, courts of: definition .....	VI	1
superior courts. See SUPERIOR COURTS.		
supreme court See SUPREME COURT		
temporary judges, trials by .....	VI	21
trials, new, granting of .....	VI	13
witnesses, testimony and credibility of, comment on .....	VI	10
workers' compensation disputes, settlement of .....	XIV	4
COURTS OF APPEAL. See also COURTS.		
certiorari, original jurisdiction in .....	VI	10
commissioners, appointment of .....	VI	22
composition of .....	VI	3

	Article	Section
<b>COURTS OF APPEAL—continued</b>		
court of record . . . . .	VI	1
decisions in writing that determine causes . . . . .	VI	14
decisions reviewed by supreme court . . . . .	VI	12
division of state into districts containing . . . . .	VI	3
divisions—		
composition . . . . .	VI	3
power and conduct as 3-judge court . . . . .	VI	3
habeas corpus, original jurisdiction in . . . . .	VI	10
judgment, concurrence necessary for . . . . .	VI	3
judicial power vested in . . . . .	VI	1
jurisdiction, appellate . . . . .	VI	11
justices See JUDGES AND JUSTICES		
mandamus, original jurisdiction in . . . . .	VI	10
opinions, publication of . . . . .	VI	14
prohibition, original jurisdiction in . . . . .	VI	10
supreme court judge recommended for censure, removal or retirement, determination of . . . . .	VI	18(e)
transfer of cause, jurisdiction in . . . . .	VI	12
water rights and water quality, actions re. . . . .	X A	6
<b>COURTS OF RECORD See COURTS</b>		
<b>CREDIT</b>		
agricultural credits act of 1923, interest rate on loans re . . . . .	XV	1
state, etc., giving or lending of, prohibited . . . . .	XVI	6
veterans' farm or home loans, etc . . . . .	XVI	6
<b>CREDIT UNIONS</b>		
loans interest rates . . . . .	XV	1
public moneys, deposit of . . . . .	XI	11(b)
<b>CREDITS</b>		
taxation, etc., of solvent credits . . . . .	XIII	2
<b>CREED</b>		
business, etc., disqualification because of creed, prohibited . . . . .	I	8
<b>CRIMES</b>		
bail, denial of for certain crimes . . . . .	I	12
convictions, prior . . . . .	I	28
exclusion from office for . . . . .	VII	8(b)
felony conviction, disqualification as elector when imprisoned, etc., for legislator's vote, felony to influence by bribery, etc . . . . .	II	4
prosecution on information or indictment . . . . .	IV	15
restitution . . . . .	I	14, 14.1
rights of defendant or the people . . . . .	I	28
servitude, involuntary, only permitted for . . . . .	I	15, 24, 29
suffrage, exclusion from right of, for certain . . . . .	I	6
trial by jury . . . . .	VII	8(b)
victims' bill of rights . . . . .	I	16
victims, protection of . . . . .	I	28
<b>CRIMINAL PROSECUTIONS</b>		
attorney general, by . . . . .	I	30(b)
defendant, rights of . . . . .	V	13
discovery . . . . .	I	15, 24
felonies . . . . .	I	30(c)
impeachment proceedings, criminal punishment not subject to outcome of . . . . .	I	14, 14.1
interpreter, right to . . . . .	IV	18(b)
jeopardy, double, not to be placed in . . . . .	I	14
judges, disqualification, suspension, etc., of . . . . .	I	15, 24
jurors, number of . . . . .	VI	18(a), 18(b)
jury, right of trial by . . . . .	I	16
people, rights of the . . . . .	I	16
preliminary hearings—		
hearsay evidence admissibility . . . . .	I	29
postindictment . . . . .	I	30(b)
prior criminal conviction use for purposes of impeachment or sentence enhancement . . . . .	I	14.1
victims' bill of rights . . . . .	I	28

<b>CROPS, GROWING</b>	<b>Article</b>	<b>Section</b>
property tax exemptions.....	XIII	3(h)
<b>CRUEL OR UNUSUAL PUNISHMENT.</b> See PUNISHMENT.		

**D**

**DATES, DEADLINES, ETC.** See TIME

**DEATH PENALTY**

reinstatement of state laws requiring, authorizing, or imposing .....	I	27
---	---	----

**DEBENTURES**

taxation, etc .....	XIII	2
---------------------	------	---

**DEBT**

government spending limitation debt service on indebtedness existing		
or authorized as of January 1, 1979 .....	XIII B	8(g)
imprisonment for, prohibited .....	I	10
property tax exemption re debt secured by land .....	XIII	3(n)
state, limitations on .....	XVI	1

**DEEDS OF TRUST**

taxation, etc .....	XIII	2
---------------------	------	---

**DEFINITIONS**

any person over the age of 55 years .....	XIII A	2(a)
appropriations subject to limitation .....	XIII B	8(n), 12
basis of the annual tax re insurers .....	XIII	28(c)
change in ownership .....	XIII A	2(d), 2(g), 2(h)
change in population .....	XIII B	8(f)
change in the cost of living .....	XIII B	8(e)
charter city and county .....	XI	6(b)
debt service .....	XIII B	8(g)
district .....	X B	2(a)
earned income .....	IV	4(a)
	V	14(a)
federal government .....	XXXIV	1
federal office .....	VII	10
full cash value .....	XIII A	2(a)
government spending limitation, definitions re	XIII B	8
insurer .....	XIII	28(a)
investments .....	XIII	28(c)
lands .....	XIII	11
local affected agency .....	XIII A	2(a)
low rent housing project .....	XXXIV	1
newly constructed .....	XIII A	2(a), 2(c)
ocean waters .....	X B	2(c)
persons of low income .....	XXXIV	1
public generally .....	IV	4(a), 5(d)
	V	14(a), 14(d)
public officer and employees .....	XX	3
public school system .....	IX	6
purchased .....	XIII A	2(g), 2(h)
replacement dwelling .....	XIII A	2(a)
serious felony .....	I	28
state officer .....	III	8(f)
	V	14(f)
treason .....	I	18
two-dwelling unit .....	XIII A	2(a)
zone .....	X B	2(d)

**DELEGATION OF POWERS**

private control of county or municipal functions, prohibitions re .....	XI	11(a)
---	----	-------

**DELTA PROTECTION ACT.** See SACRAMENTO-SAN JOAQUIN

**DELTA**

**DEPOSITIONS**

criminal cases, taking in .....	I	15
---------------------------------	---	----

**DEPOSITS**

general obligation bond proceeds .....	XVI	15
--	-----	----

	Article	Section
<b>DISABILITY</b>		
judge's retirement . . . . .	VI	18(c), 18(d), 20
veterans' property tax exemption . . . . .	XIII	4(a)
<b>DISABLED PERSONS. See also BLIND PERSONS; PHYSICALLY HANDICAPPED PERSONS</b>		
property tax payments on residence: postponement . . . . .	XIII	85
property taxes: replacement dwellings: transfer of base year values . . . . .	XIII A	2(a)
<b>DISASTERS</b>		
private lands and waters, public aid in clearing debris, etc., from . . . . .	XVI	6
taxable property, assessment or reassessment of, following . . . . .	XIII	15
	XIII A	2(a)
taxable property, transfer of value to comparable property. . . . .	XIII A	2(a), 2(e), 2(f)
war- or enemy-caused, legislature's powers, etc., during . . . . .	IV	21
<b>DISCOVERY</b>		
criminal cases . . . . .	I	30(c)
<b>DISCRIMINATION</b>		
business, etc., disqualification because of sex, race, etc., prohibited . . . . .	I	8
religion, free exercise, etc., of . . . . .	I	4
transportation companies, discriminatory charges . . . . .	XII	4
<b>DISTRICT ATTORNEYS</b>		
elected county district attorneys . . . . .	XI	1(b), 4(c)
supervision by attorney general . . . . .	V	13
<b>DISTRICTS</b>		
assembly See ASSEMBLY		
courts of appeal divisions . . . . .	VI	3
fish and game . . . . .	IV	20(a)
	X B	2(a)
justice court districts, division of counties into . . . . .	VI	5(a)
municipal court districts, division of counties into . . . . .	VI	5(a)
officers and employees, public, oath of office of . . . . .	XX	3
officers' and employees' residence requirement . . . . .	XI	10(b)
senate See SENATE.		
subversives, disqualification of, re office or employment . . . . .	VII	9(a)
taxes on special districts, imposition of . . . . .	XIII A	4
<b>DITCHES</b>		
assessment, etc . . . . .	XIII	19
<b>DIVIDENDS</b>		
insurers, as exception to basis of annual tax for . . . . .	XIII	28(c)
<b>DUAL OFFICEHOLDING</b>		
governor prohibited . . . . .	V	2
lucrative officeholders under United States prohibited from civil office for profit . . . . .	VII	7
<b>DUE PROCESS OF LAW</b>		
criminal cases . . . . .	I	24, 29
guaranteed . . . . .	I	7(a)
pupil school assignment or pupil transportation . . . . .	I	7(a)

**E**

<b>ECOLOGICAL RESERVES</b>		
establishment . . . . .	X B	14
<b>EDUCATION See also SCHOOLS.</b>		
college system, state—		
assembly speaker as ex officio member re management, etc., of . . . . .	XX	23
common schools, legislature to provide system of . . . . .	IX	5
legislature's encouragement by promotion of scientific, intellectual, etc., improvement . . . . .	IX	1
public schools—		
salaries of teachers . . . . .	IX	6
state aid to . . . . .	IX	6
system, public school: definition . . . . .	IX	6
superintendent of public instruction, associates and deputy of . . . . .	IX	2.1
superintendent of public instruction, election of . . . . .	IX	2



	Article	Section
<b>EDUCATION, BOARDS OF</b>		
bond issuance, requirements re	XVI	18
bonded indebtedness for public school repair, etc., purposes	XVI	18
indebtedness or liability, limitations on	XVI	18
<b>EDUCATION, CITY BOARDS OF</b>		
qualifications, terms, etc charter provisions	IX	16
<b>EDUCATION, COUNTY BOARDS OF</b>		
election or appointment, legislature to provide for	IX	7
joint boards for two or more counties, establishment of	IX	3.2
qualifications and terms of office	IX	3.3
superintendent of schools, county, appointment of	IX	3
superintendent of schools, county, salary of	IX	3.1(b)
<b>EDUCATION, STATE BOARD OF</b>		
appointment or election, legislature to provide for	IX	7
superintendent of public instruction, deputy and associates of, appointment of	IX	2.1
textbooks, adoption of	IX	7.5
<b>EDUCATION, STATE DEPARTMENT OF</b>		
teaching staff of schools under jurisdiction of. civil service exemption	VII	4(1)
<b>ELECTIONS. See also SUFFRAGE; VOTING.</b>		
assemblymen	IV	2(b), 2(d)
ballot pamphlet—		
indebtedness, state, laws re text and arguments	XVI	1
bribery, etc., influence on, laws prohibiting	VII	8(b)
bribery to procure election to office	VII	8(a)
cities—		
annexations or consolidations, vote requirement for	XI	2(b)
bonded indebtedness, requirements re	XVI	18
charter provisions re	XI	5(b)
charter revision or charter commission, initiative for	XI	3(c)
charters, adoption, amendment, etc , of	XI	3(a)
nonpartisan offices	II	6
officers—		
charter provisions	XI	5(b)
taxes, special, on districts, imposition of	XIII A	4
constitutional convention, calling of	XVIII	2
constitutional offices, time for election to	II	20
counties—		
assessors	XI	1(b), 4(c)
board of education, joint county, and joint county superintendent of schools, establishment of	IX	3.2
bonded indebtedness, requirements re	XVI	18
charter revision or charter commission, initiative for	XI	3(c)
charters, adoption, amendment, etc , of	XI	3(a)
district attorneys	XI	1(b), 4(c)
formation or consolidation of	XI	1(a)
governing bodies	XI	1(b), 4(a)
mass transit guideways, public, expenditure of certain revenues for	XIX	4
nonpartisan offices	II	6
seat, county, approval by majority of electors for removal of	XI	1(a)
sheriffs	XI	1(b), 4(c)
superintendent of schools, joint, establishment of	IX	3, 3.2
superintendent of schools, manner of selection of	IX	3
taxes, special, on districts, imposition of	XIII A	4
county boards of education	IX	3.3
county superintendents of schools	IX	3
electors—		
appropriations limit establishment or change	XIII B	4
bond measures, submission of	XVI	2(a)
city annexations or consolidations	XI	2(b)
constitution, California, amendment by initiative	XVIII	3
county consolidation, Sacramento	XX	1
county formation or consolidation	XI	1(a)
crimes, disqualification for	II	4
delta protection act, statutes affecting	X A	4
equalization, state board of, members of	XIII	17

## ELECTIONS—continued

	Article	Section
electors—continued		
fish and wildlife resources, statutes providing for protection of . . .	X A	2
housing project, low rent, development, etc., approval of . . . . .	XXXIV	1
initiative petition, presentation of . . . . .	II	8(b)
initiative powers, exercise of cities or counties . . . . .	II	11
judges, superior court, system for selection of . . . . .	VI	16(d)
legislative candidates . . . . .	IV	2
property qualification, prohibited . . . . .	I	22
qualifications . . . . .	II	4
referendum power to reject statutes, etc. . . . .	II	9(a)
referendum powers, exercise of cities or counties . . . . .	II	11
Sacramento County consolidation as city and county . . . . .	XX	1
Sacramento-San Joaquin Delta, statutes providing for protection of existing water rights in . . . . .	X A	2
sales or use tax revenues, local, apportionments, contracts re . . . . .	XIII	29
seat, county, approval by majority for removal of . . . . .	XI	1(a)
water resources development system, state, statutes affecting operation of . . . . .	X A	2
wild and scenic rivers system, state, initiative statute affecting water export from . . . . .	X A	3
free elections, legislature shall provide for . . . . .	II	3
governor . . . . .	V	2
housing project, low rent, development, etc., of . . . . .	XXXIV	1
indebtedness, state, authorization of . . . . .	XVI	1
initiative measures . . . . .	II	8(c)
judges . . . . .	VI	16(a), 16(b), 16(d)
judicial offices, nonpartisan . . . . .	II	6
legislature, vacancy in . . . . .	IV	2(d)
libelous campaign statement . . . . .	VII	10
local recall elections . . . . .	II	19
officers, state—		
attorney general . . . . .	V	11
controller . . . . .	V	11
governor . . . . .	V	2
lieutenant governor . . . . .	V	11
secretary of state . . . . .	V	11
superintendent of public instruction . . . . .	IX	2
time of election . . . . .	V	11
treasurer . . . . .	V	11
open presidential primary, providing for . . . . .	II	5
personnel board, state presiding officer . . . . .	VII	2(b)
president of the United States, candidates for office of . . . . .	II	5
primary—		
open presidential primary . . . . .	II	5
partisan offices . . . . .	II	5
recall procedure . . . . .	II	14, 15, 16, 17, 18, 19
referendum measures . . . . .	II	9(c)
registration, legislature shall provide for . . . . .	II	3
residence, legislature shall define . . . . .	II	3
school districts—		
bonded indebtedness, requirements re . . . . .	XVI	18
school offices, nonpartisan . . . . .	II	6
senators . . . . .	IV	2(b), 2(d)
slandorous campaign statement . . . . .	VII	10
statutes calling elections effective immediately . . . . .	IV	8(c)
voting, secret . . . . .	II	7
war- or enemy-caused disaster, filling of offices during . . . . .	IV	21(d)
ELECTORS See ELECTIONS		
ELECTRIC COMPANIES		
assessment, annual, of property of . . . . .	XIII	19

	<i>Article</i>	<i>Section</i>
<b>EMERGENCIES</b>		
governor, declaration by appropriations spending . . . . .	XIII B	3(c)
private lands and waters, public aid in clearing debris, etc., from	XVI	6
public works, 8-hour day on, exception to . . . . .	XIV	2
<b>EMINENT DOMAIN</b>		
navigable waters, frontages on . . . . .	X	1
property, private, taking . . . . .	I	19
public utilities, exercise against, compensation re . . . . .	XII	5
Sacramento-San Joaquin Delta acquisition of water rights, etc., prohibited	X A	5
<b>EMPLOYMENT</b>		
disqualification because of sex, race, etc., prohibited . . . . .	I	8
inmate labor . . . . .	XIV	5
<b>ENERGY</b>		
alternative sources, financing of facilities for . . . . .	XVI	14 5
<b>ENGLISH LANGUAGE</b>		
official language of California . . . . .	III	6
<b>ENVIRONMENTAL POLLUTION CONTROL FACILITIES</b>		
revenue bond issuance re acquisition, etc. . . . .	XVI	14
<b>EQUALIZATION, COUNTY BOARDS OF</b>		
boards of supervisors to act as . . . . .	XIII	16
duties . . . . .	XIII	16
laws pertaining to applicability to assessment appeals board . . . . .	XIII	16
<b>EQUALIZATION, STATE BOARD OF</b>		
alcoholic beverage sales, etc., assessment and collection of excise taxes on . . . . .	XX	22
assessment of utilities . . . . .	XIII	19
assessments of property owned by other than state assessee, delegation to local assessor . . . . .	XIII	19
districts—		
4 districts, division of state into . . . . .	XIII	17
reapportionment . . . . .	XXI	1
duties . . . . .	XIII	18
insurers, taxation of, assessments re . . . . .	XIII	28(h)
local governmental agency land outside its boundaries adjustment, etc., of assessments . . . . .	XIII	11
members—		
compensation . . . . .	III	8(a), 8(g), 8(h), 8(i), 8(l)
controller . . . . .	XIII	17
disqualification or forfeiture of office for libelous or slanderous campaign statement . . . . .	VII	10
election and term of office . . . . .	XIII	17
gifts restrictions . . . . .	V	14(c)
honorarium prohibition . . . . .	V	14(b)
impeachment . . . . .	IV	18(b)
recall . . . . .	II	14(b)
vacancy, appointment to fill . . . . .	V	5(b)
representation on board to determine tax exemptions on immature forest trees . . . . .	XIII	3(j)
<b>ESTUARIES</b> See HARBORS, BAYS, ETC.		
<b>EVIDENCE</b>		
alcoholic beverage control appeals board, review of department decisions by . . . . .	XX	22
court comment on . . . . .	VI	10
criminal proceedings, inclusion of relevant evidence in . . . . .	I	28
hearsay evidence admissibility . . . . .	I	30(b)
treason, conviction for . . . . .	I	18
truth-in-evidence . . . . .	I	28
<b>EX POST FACTO LAW</b>		
prohibited . . . . .	I	9
<b>EXECUTIVE OFFICERS</b> See also OFFICERS AND EMPLOYEES, PUBLIC		
assignments, executive, and reorganization of functions . . . . .	V	6
duties, information relating to, required by governor . . . . .	V	4

	Article	Section
<b>EXECUTIVE POWER</b>		
separation of powers . . . . .	III	3
vested in governor . . . . .	V	1
<b>EXPENDITURES, STATE</b>		
budget recommendations . . . . .	IV	12(a)
<b>EXPORTATION</b>		
alcoholic beverages . . . . .	XX	22
<b>F</b>		
<b>FEDERAL FUNDS.</b> See <b>FUNDS—federal</b>		
<b>FELONIES</b>		
prosecution . . . . .	I	14, 14.1
<b>FELONY OFFENSES</b> See also <b>OFFENSES.</b>		
bail . . . . .	I	12
<b>FINANCE, DIRECTOR OF</b>		
schools—		
average class size, determination for transfer or allocation of funds . .	XVI	8.5(a)
expenditures per student, annual determination for transfer or		
allocation of funds . . . . .	XVI	8.5(a)
<b>FINES AND FORFEITURES</b>		
excessive fines not to be imposed . . . . .	I	17
fishing violations . . . . .	X B	13(a), 13(c)
militia fine, in peace time, prohibited imprisonment for . . . . .	I	10
state officers, acceptance of free passes, etc., from transportation com-		
pany forfeiture of office . . . . .	XII	7
<b>FIRES</b>		
taxable property fire sprinkler, extinguishing or detection systems, or		
egress improvement . . . . .	XIII A	2(c)
<b>FISH</b>		
right of people to . . . . .	I	25
<b>FISH AND GAME</b>		
commercial passenger fishing boat license . . . . .	X B	8(d)
districts, division of state into . . . . .	IV	20(a)
ecological reserves . . . . .	X B	14
fines and forfeitures . . . . .	X B	13(a), 13(c)
funds derived from protection, etc., of, use and expenditure of	XVI	9
marine resources protection stamp fees . . . . .	X B	8(c), 8(d)
nets . . . . .	X B	3(a), 3(b),
		4(a), 4(b),
		5, 7(b), 8(e)
permits, fishing, fees, reimbursement, etc . . . . .	X B	6, 7(a),
		7(b), 7(c),
		7(d)
rockfish . . . . .	X B	4(a)
sportfishing license . . . . .	X B	8(c)
violations . . . . .	X B	11, 13(a),
		13(b), 13(c)
<b>FISH AND GAME COMMISSION</b>		
ecological reserves establishment, etc . . . . .	X B	14
legislature's delegation of power to . . . . .	IV	20(b)
members—		
appointment of . . . . .	IV	20(b)
removal by concurrent resolution . . . . .	IV	20(b)
terms . . . . .	IV	20(b)
<b>FISH AND GAME, DEPARTMENT OF</b>		
commercial fishing monitoring program, etc. . . . .	X B	12
marine resources protection. report, implementahon, etc. . . . .	X B	10
nets, fish: restrictions, etc . . . . .	X B	4(b), 5(a),
		7(a), 8(e)
surplus state property transfer to . . . . .	XIX	9
<b>FISH AND WILDLIFE RESOURCES</b>		
guarantees and protections, provisions for . . . . .	X A	1
Sacramento-San Joaquin Delta, statutes affecting resources in . . . . .	X A	2, 4
San Francisco Bay system, statutes affecting resources in . . . . .	X A	2
Suisun Marsh, statutes providing protection of resources in voter ap-		
proval. . . . .	X A	2

	<i>Article</i>	<i>Section</i>
<b>FLUMES</b>		
assessments, etc . . . . .	XIII	19
<b>FOOD</b>		
alcoholic beverages, sale, etc., of . . . . .	XX	22
open space lands used for food production, assessment of . . . . .	XIII	8
<b>FOREIGNERS.</b> See <b>ALIENS</b>		
<b>FORESTRY, STATE BOARD OF</b>		
representation on board to determine tax exemptions on immature forest trees . . . . .	XIII	3(j)
<b>FRANCHISES</b>		
leasing or alienation, liabilities not released by . . . . .	XX	4
taxation of . . . . .	XIII	27
urgency statutes granting prohibition . . . . .	IV	8(d)
water, right to collect rates, etc., for use of . . . . .	X	6
<b>FREIGHT</b>		
vessels, certain exemption from taxation . . . . .	XIII	3(i)
<b>FUNDS</b> See also <b>APPROPRIATIONS, MONEY, REVENUES, STATE</b>		
federal—		
hospital facilities by public agencies, etc., construction of . . . . .	XVI	3
sectarian or denominational schools, support of, prohibited . . . . .	IX	8
state—		
cigarette and tobacco products surtax fund—		
revenues, appropriations of . . . . .	XIII B	12
compensation insurance fund, state See <b>COMPENSATION INSURANCE FUND, STATE</b>		
fish and game preservation fund—		
marine resources protection account . . . . .	X B	8(a), 8(b), 9
general fund—		
appropriation from two-thirds vote requirement . . . . .	IV	12(d)
motor vehicle revenues, loans of . . . . .	XIX	6
general obligation bond proceeds fund, creation, etc., of . . . . .	XVI	15
indebtedness, state: sinking fund . . . . .	XVI	1
institutions not state managed or controlled, appropriations for purpose or benefit of. . . . .	XVI	3
reserve fund, prudent state—		
establishment . . . . .	XIII B	5.5
school fund, state—		
allocations . . . . .	XVI	8.5
apportionments . . . . .	IX	6
subventions to local governments. use . . . . .	XIII	24
temporary transfer by treasurer of city, county, or city and county . . . . .	XVI	6
University of California . . . . .	IX	9(a), 9(f)

**G****GAME** See **FISH AND GAME****GAS COMPANIES**

assessment, annual, of property of. . . . .	XIII	19
---	------	----

**GIFTS**

public money, etc., prohibited . . . . .	XVI	6
separate property . . . . .	I	21
state officer, acceptance by restrictions . . . . .	V	14(c)

**GOLF COURSES, NONPROFIT**

real property, assessment of . . . . .	XIII	10
--	------	----

**GOVERNMENT.** See also **CALIFORNIA, STATE OF, UNITED STATES.**

overthrow by force or violence, unlawful, oath or affirmation re . . . . .	XX	3
overthrow of government, etc., advocacy of, as disqualification from holding office, etc . . . . .	VII	9(a)
purposes of. . . . .	II	1
right of people to alter or reform . . . . .	II	1
subversives, employment of, prohibited . . . . .	VII	9(a)

	Article	Section
GOVERNMENT SPENDING LIMITATION See APPROPRIATIONS		
GOVERNMENTAL AGENCIES See also CITIES; CITY AND COUNTY; COUNTIES, DISTRICTS, LOCAL GOVERNMENT, MUNI- CIPAL CORPORATIONS		
appropriations, limitation of See APPROPRIATIONS— <i>government spending limitation.</i>		
subventions—		
exceptions to state funding . . . . .	XIII B	6
mandated new programs or higher levels of service. reimbursement	XIII B	6
property taxation. revenue losses re homeowners' exemption.	XIII	3(k), 25
property taxation. revenue losses re postponement on residences of persons age 62 or older or disabled . . . . .	XIII	8 5
use of money subvended to local government . . . . .	XIII	24
taxation—		
assessment, place of . . . . .	XIII	14
bonds exemption . . . . .	XIII	3(c)
homeowners' property tax exemption . . . . .	XIII	25
property of exemption . . . . .	XIII	3(b)
GOVERNOR		
appointments—		
alcoholic beverage control appeals board . . . . .	XX	22
alcoholic beverage control, director of . . . . .	XX	22
citizens compensation commission, California . . . . .	III	8(a), 8(c), 8(d), 8(e)
fish and game commissioners . . . . .	IV	20(b)
judicial performance, commission on . . . . .	VI	8
personnel board, state . . . . .	VII	2(a)
public utilities commissioners . . . . .	XII	1
University of California board of regents, selection of, advisory com- mittee re . . . . .	IX	9(e)
University of California, regents of the . . . . .	IX	9(a)
vacancies—		
citizens compensation commission, California . . . . .	III	8(d)
constitutional offices . . . . .	V	5(b)
filling of, authorization for . . . . .	V	5
judges, court of appeal . . . . .	VI	16(d)
judges, superior court . . . . .	VI	16(c)
judges, supreme court . . . . .	VI	16(d)
bills—		
12-day return period for veto . . . . .	IV	10(b)
veto . . . . .	IV	10
budget, submission of . . . . .	IV	12(a)
commutation of sentence, granting of . . . . .	V	8(a)
compensation . . . . .	III	8(a), 8(g), 8(h), 8(i), 8(f)
	V	14(a), 14(d)
courts of appeal candidates, nomination of . . . . .	VI	16(d)
election of . . . . .	V	2, 11
elections, special, calling of . . . . .	II	8(c), 9(c)
eligibility for office . . . . .	V	2
employees of, civil service exemption for . . . . .	VII	4(f)
executive assignments, authorization for . . . . .	V	6
executive power vested in . . . . .	V	1
gifts restrictions . . . . .	V	14(c)
governor-elect, preparation of budget by . . . . .	IV	12(b)
governor-elect's failure to take office, acting governor upon . . . . .	V	10
honorarium prohibition . . . . .	V	14(b)
impeachment of, lieutenant governor to act during . . . . .	V	10
information from executive officers, agencies, etc., re duties, requiring of . . . . .	V	4
initiative measures, calling of special election for . . . . .	II	8(c)
laws, faithful execution of . . . . .	V	1

	Article	Section
<b>GOVERNOR—continued</b>		
legislature—		
report to and recommendations . . . . .	V	3
special sessions, calling of . . . . .	IV	3(b)
vacancy in, calling of election to fill . . . . .	IV	2(d)
militia—		
calling out of . . . . .	V	7
commander in chief . . . . .	V	7
office of, qualifications for . . . . .	V	2
pardons, granting of . . . . .	V	8(a)
parole of convicted murderer, review of . . . . .	V	8(b)
proclamations—		
legislative special session, calling of . . . . .	IV	3(b)
recall elections, ordering, etc., of . . . . .	II	15
recall of . . . . .	II	17
referendum measures, calling of special election for . . . . .	II	9(c)
reorganization of functions among executive officers and agencies, au-		
thorization for . . . . .	V	6
report to legislature and recommendations . . . . .	V	3
reprieves, granting of . . . . .	V	8(a)
succession to office of—		
war- or enemy-caused disaster . . . . .	IV	21(b)
supreme court candidates, nomination of . . . . .	VI	16(d)
temporary disability, lieutenant governor to act during . . . . .	V	10
term of office . . . . .	V	2
University of California board of regents, selection of, advisory commit-		
tee re membership . . . . .	IX	9(e)
University of California, ex officio regent of the . . . . .	IX	9(a)
vacancies, appointments to fill . . . . .	V	5
vacancy in office of, succession when . . . . .	V	10
veto of bills . . . . .	IV	10
<b>GRAND JURIES</b>		
summoned once each year . . . . .	I	23
<b>GRANTS</b>		
impairment of taxing power prohibited . . . . .	XIII	31
institutions not state managed or controlled, appropriations for purpose		
or benefit of . . . . .	XVI	3
tidelands . . . . .	X	3
<b>H</b>		
<b>HABEAS CORPUS</b>		
jurisdiction, original . . . . .	VI	10
writ of, only suspended for the public safety . . . . .	I	11
<b>HANDICAPPED PERSONS</b> See PHYSICALLY HANDICAPPED PER-		
SONS		
<b>HARBORS, BAYS, ETC</b>		
frontage or tidal lands of, prohibition against exclusion of right of way,		
etc., to . . . . .	X	4
tidelands fronting on, grant or sale to private persons, etc., of . . . . .	X	3
<b>HEAT</b>		
municipal corporations, operation, etc., of public works by . . . . .	XI	9(a)
regulation and control, as public utility subject to . . . . .	XII	3
<b>HENRY E HUNTINGTON LIBRARY AND ART GALLERY</b> See		
HUNTINGTON LIBRARY		
<b>HIGH SCHOOLS.</b> See also EDUCATION, SCHOOLS.		
district incorporation, organization, etc . . . . .	IX	14
<b>HIGHWAYS</b>		
motor vehicle fees and taxes use . . . . .	XIX	2
motor vehicle fuel taxes, use of . . . . .	XIX	1(a)
<b>HOMEOWNERS' PROPERTY TAX EXEMPTION</b> . . . . .	XIII	3(k), 6, 25
<b>HOMES</b>		
searches and seizures, unreasonable, prohibited . . . . .	I	13
<b>HOMESTEADS</b>		
sale, forced, protection from . . . . .	XX	15

<b>HORSE RACING</b>	<i>Article</i>	<i>Section</i>
regulation by legislature .....	IV	19(b)
<b>HOSPITALS</b>		
appropriations for benefit of .....	XVI	3
appropriations for purpose or benefit of institutions not state managed or controlled .....	XVI	3
buildings under construction .....	XIII	4(b), 5
construction by public agencies and nonprofit corporations, funds for ..	XVI	3
funds, federal and state, for construction of .. ..	XVI	3
loans for improvement, etc., guarantee of .. . . .	XVI	4
property exempt from taxation .. . . .	XIII	4(b), 5
public aid to sectarian, etc., prohibited .. . . .	XVI	5
<b>HOTELS</b>		
alcoholic beverages, sale, etc., of .. . . .	XX	22
<b>HOUSEHOLDERS' PERSONAL PROPERTY</b>		
tax exemption .. . . .	XIII	3(m)
<b>HOUSING, LOW RENT</b> See <b>LOW RENT HOUSING PROJECTS.</b>		
<b>HUNTINGTON LIBRARY</b>		
rights, powers, privileges, etc. ....	XX	2
taxation, exemption from .. . . .	XIII	4(c)
<b>HYDROCARBON SUBSTANCES</b>		
golf courses, nonprofit, assessor's consideration in assessing .. . . .	XIII	10
<b>I</b>		
<b>IMMUNITIES</b> See also <b>PRIVILEGES, PRIVILEGES AND IMMUNITIES.</b>		
legislator's immunity from civil process .. . . .	IV	14
sovereign immunity limitations prescribing of procedure for claims against counties, cities, and their officers, etc	XI	12
<b>IMPEACHMENT</b>		
governor .....	V	10
judges as subject to .. . . .	IV	18(b)
procedure re .. . . .	IV	18
reprieve, pardon, and commutation of sentence .. . . .	V	8(a)
state officers as subject to .. . . .	IV	18(b)
<b>IMPORTATION</b>		
alcoholic beverages .. . . .	XX	22
<b>IMPRISONMENT FOR DEBT</b>		
prohibited .....	I	10
<b>IMPRISONMENT FOR TORT</b> .....	I	10
<b>IMPROVEMENTS, PUBLIC.</b> See <b>PUBLIC IMPROVEMENTS</b>		
<b>INALIENABLE RIGHTS</b>		
people's .....	I	1
<b>INCOME</b>		
blind, aid to, not to be construed as income to any other person	XVI	3
<b>INCOME TAXES</b>		
assessment and collection from persons, corporations, etc .. . . .	XIII	26
interest on bonds issued by state or local governments' exemption .. .	XIII	26
nonprofit educational institutions of collegiate grade .. . . .	XIII	26
<b>INDEBTEDNESS</b> See also <b>BONDS.</b>		
city, county, etc., limitations on .. . . .	XVI	18
evidences of taxation .. . . .	XIII	2
government spending limitation indebtedness existing or authorized as of January 1, 1979. . . . .	XIII B	8(g)
interest, principal, registration, etc .. . . .	XI	11(b)
local government, limitations on .. . . .	XIII A	1(b)
state, limitations on .. . . .	XVI	1
<b>INDICTMENT</b>		
prosecution by .....	I	14, 14.1
<b>INDICENT PERSONS</b>		
aged, state support of institutions for. . . . .	XVI	3
<b>INDUSTRIAL ACCIDENT COMMISSION</b>		
ratification and confirmation of .. . . .	XIV	4
workers' compensation disputes, settlement of .. . . .	XIV	4



	Article	Section
<b>INDUSTRIAL LOAN COMPANIES</b>		
loans: interest rates . . . . .	XV	1
public moneys, deposit of. . . . .	XI	11(b)
<b>INFORMATION</b>		
executive officers, agencies, etc., duties of. governor's requirement . .	V	4
newspersons' refusal to disclose unpublished information . . . . .	I	2(b)
offenses, prosecution by . . . . .	I	14
<b>INHERITANCE</b>		
separate property . . . . .	I	21
<b>INITIATIVE. See also REFERENDUM.</b>		
charter commissions, election of . . . . .	XI	3(c)
charters, county or city, drafts or revisions of . . . . .	XI	3(c)
charters, county or city, repeals or amendments to . . . . .	XI	3(b)
cities or counties, electors of. . . . .	II	11
conflicting measures, highest affirmative vote prevails when . . . . .	II	10(b)
constitution—		
amendment of . . . . .	XVIII	3
naming of individuals or private corporations prohibited. . . . .	II	12
criminal case procedures . . . . .	I	30(b)
definition and procedure re . . . . .	II	8
effective date . . . . .	II	10(a)
elections . . . . .	II	8(c)
manner petitions circulated, etc., providing of . . . . .	II	10(e)
one subject only. . . . .	II	8(d)
petition setting forth text, submission of . . . . .	II	8(b)
relief laws, amendment, etc., of . . . . .	XVI	11
reserve powers of people . . . . .	IV	1
secretary of state, duties of . . . . .	II	8(c)
signatures. percent required. . . . .	II	8(b)
statutes, initiative, amendment or repeal of . . . . .	II	10(c)
title and summary preparation by attorney general . . . . .	II	10(d)
validity of provisions . . . . .	VII	11(d)
	X B	16
<b>INLETS. See HARBORS, BAYS, ETC.</b>		
<b>INMATE LABOR. . . . .</b>	XIV	5
<b>INSTITUTIONS</b>		
appropriations for purpose or benefit of institutions not state managed or controlled . . . . .	XVI	3
inmate and patient help. civil service exemption. . . . .	VII	4(j)
public aid to sectarian, etc., prohibited . . . . .	XVI	5
right to inquiry, state's, re management of institutions . . . . .	XVI	3
<b>INSURANCE ASSOCIATIONS See also ASSOCIATIONS.</b>		
insurer, inclusion in definition of . . . . .	XIII	28(a)
<b>INSURANCE COMMISSIONER</b>		
gifts restrictions . . . . .	V	14(c)
honorarium: prohibition . . . . .	V	14(b)
<b>INSURANCE COMPANIES</b>		
insurer, inclusion in definition of . . . . .	XIII	28(a)
state compensation insurance fund inclusion in definition of insurer .	XIII	28(a)
taxation. See INSURERS.		
<b>INSURANCE POOLING ARRANGEMENTS</b>		
local governmental agencies . . . . .	XVI	6
<b>INSURERS</b>		
definition . . . . .	XIII	28(a)
motor vehicle registration and license fees . . . . .	XIII	28(f)
taxation—		
annual tax, basis of the . . . . .	XIII	28(c)
annual tax imposed. . . . .	XIII	28(b)
annual tax, rate of . . . . .	XIII	28(d)
board of equalization, assessment by . . . . .	XIII	28(h)
fraternal benefit societies . . . . .	XIII	28(f)
in lieu tax, exceptions to . . . . .	XIII	28(f)
intent of section re gross premiums, less return premiums, received investments. . . . .	XIII	28(j)
investments. . . . .	XIII	28(c)
legislature may change rate by majority vote . . . . .	XIII	28(i)
ocean marine insurers . . . . .	XIII	28(f), 28(g)

<b>INSURERS—continued</b>		
taxation—continued		
reciprocity . . . . .	<i>Article</i> XIII	<i>Section</i> 28(f)
title and non-title insurers, basis of the annual tax for . . . . .	XIII	28(c)
<b>INTEREST</b>		
bonds issued by state or local government, exemption from income tax	XIII	26
indebtedness, evidences of: taxation . . . . .	XIII	2
insurers, as exception to basis of annual tax for . . . . .	XIII	28(c)
loans, rates . . . . .	XV	1
public bonds . . . . .	XI	11(b)
rates, restrictions on . . . . .	XV	1
state indebtedness . . . . .	XVI	1
taxes claimed illegal, recovery of tax paid and interest. . . . .	XIII	32
<b>INTERPRETER</b>		
criminal proceedings . . . . .	I	14
<b>INTIMIDATION</b>		
legislator's vote, felony to influence . . . . .	IV	15
<b>INVESTIGATIONS</b>		
public utilities commission . . . . .	XII	2
<b>INVESTMENTS</b>		
definition . . . . .	XIII	28(c)
insurers, as exception to basis of annual tax for . . . . .	XIII	28(c)
public moneys . . . . .	XI	11(b)
public pension or retirement fund . . . . .	XVI	17
<b>INVOLUNTARY SERVITUDE</b>		
prohibited except for crime . . . . .	I	6
<b>IRRIGATION DISTRICTS</b>		
eminent domain proceedings for reservoir purposes . . . . .	I	14
foreign or domestic corporations, acquisition of stock of, re water rights, etc . . . . .	XVI	6
<b>J</b>		
<b>JAILS</b>		
inmate labor . . . . .	XIV	5
<b>JEOPARDY, DOUBLE</b> . . . . .	I	15, 24
<b>JOURNAL, LEGISLATIVE.</b> See <b>LEGISLATURE—journals</b>		
<b>JUDGES AND JUSTICES</b> See also <b>COURTS; JUDICIAL OFFICERS</b>		
admonishment, private . . . . .	VI	18(c)
appeal, courts of—		
number and presiding justice . . . . .	VI	3
appellate jurisdiction. . . . .	VI	11
assignment to other courts . . . . .	VI	6, 15
bar, state, membership exception . . . . .	VI	9
bar, state, membership preceding selection . . . . .	VI	15
censure . . . . .	VI	18(c), 18(e)
disqualification . . . . .	VI	18(a)
election . . . . .	VI	16
eligibility . . . . .	VI	15
employment, public, ineligibility for . . . . .	VI	17
impeachment, subject to . . . . .	IV	18(b)
incumbent not on ballot . . . . .	VI	16(b)
judicial appointments, commission on membership . . . . .	VI	7
judicial council membership . . . . .	VI	6
judicial performance, commission on membership . . . . .	VI	8
justice courts—		
bar, state, membership preceding selection . . . . .	VI	15 5
eligibility . . . . .	VI	15 5
number, qualifications, and compensation . . . . .	VI	5(a)
law, practice of—		
prohibition . . . . .	VI	17
suspension . . . . .	VI	18(d)
leave of absence re declaration of candidacy for public office . . . . .	VI	17
municipal courts—		
number, qualifications, and compensation . . . . .	VI	5(a)
nomination by governor . . . . .	VI	16

**JUDGES AND JUSTICES—continued**

	<i>Article</i>	<i>Section</i>
original jurisdiction . . . . .	VI	10
public office, other, ineligibility for . . . . .	VI	17
recall . . . . .	II	14(b)
removal . . . . .	VI	18(a), 18(b), 18(c), 18(d), 18(e)
reports to judicial council. . . . .	VI	6
reproval, public . . . . .	VI	18(f)
retirement—		
age or disability . . . . .	VI	18(a), 18(c), 18(d), 18(e), 20
allowance. . . . .	VII	11
compulsory . . . . .	VI	18(c), 18(d)
salaries. . . . .	III	4(b)
	VI	18(a), 18(b), 19
superior courts—		
number . . . . .	VI	4
supreme court—		
chief justice—		
appellate court acting presiding justice, selection of . . . . .	VI	3
assignment of judges . . . . .	VI	15
functions . . . . .	VI	2
selection . . . . .	VI	2
number . . . . .	VI	3
suspension—		
law, practice of . . . . .	VI	18(d)
office . . . . .	VI	18(b)
teaching position, acceptance of . . . . .	VI	17
temporary . . . . .	VI	21
term of office . . . . .	VI	16
vacancies . . . . .	VI	16

**JUDGMENTS**

courts of appeal: concurrence of 2 judges . . . . .	VI	3
death judgment, appellate jurisdiction re . . . . .	VI	11
interest rate . . . . .	XV	1
libelous or slanderous campaign statement . . . . .	VII	10
supreme court concurrence of 4 judges . . . . .	VI	2
when set aside . . . . .	VI	13

**JUDICIAL APPOINTMENTS, COMMISSION ON**

courts of appeal judges, nominated or appointed, confirmation of . . . . .	VI	16(d)
membership . . . . .	VI	7
supreme court justices, nominated or appointed, confirmation of . . . . .	VI	16(d)

**JUDICIAL COUNCIL**

administrative director of courts, appointment of . . . . .	VI	6
composition of . . . . .	VI	6
courts of appeal decisions review by supreme court, rules re . . . . .	VI	12
governor and legislature, recommendations to . . . . .	VI	6
judges, rules re censure, removal, or retirement of . . . . .	VI	18(h)
recommendations of . . . . .	VI	6

**JUDICIAL DISTRICTS**

courts of appeal . . . . .	VI	3
justice court districts. . . . .	VI	5(a)
municipal court districts. . . . .	VI	5(a)

**JUDICIAL OFFICERS**

fees or fines for own use prohibited. . . . .	VI	17
retirement service credit from teaching positions . . . . .	VI	17

**JUDICIAL OFFICES**

nonpartisan. . . . .	II	6
----------------------	----	---

**JUDICIAL PERFORMANCE, COMMISSION ON**

composition of . . . . .	VI	8(a)
recommendations and proceedings for censure, removal or retirement of judges. . . . .	VI	18(a), 18(b), 18(c), 18(e), 18(f), 18(g)

		Article	Section
<b>JUDICIAL PERFORMANCE, COMMISSION ON—continued</b>			
term of office, member's . . . . .		VI	8
vacancies on, filling of . . . . .		VI	8(a)
<b>JUDICIAL POWER</b>			
courts, vested in . . . . .		VI	1
separation of powers . . . . .		III	3
<b>JURISDICTION</b>			
appellate jurisdiction . . . . .		VI	11
courts of appeal . . . . .		VI	10
English language as official language of California suits re enforcement . . . . .		III	6
justice courts . . . . .		VI	5(a)
municipal courts . . . . .		VI	5(a)
original jurisdiction . . . . .		VI	10
public school system, schools, colleges, etc., under . . . . .		IX	6
superior courts . . . . .		VI	10, 11
supreme court . . . . .		VI	10, 11, 12
transfer of cause . . . . .		VI	12
<b>JURY</b>			
grand juries, yearly summoning of . . . . .		I	23
jurors, number of, in civil or criminal causes . . . . .		I	16
trial by, right to . . . . .		I	16
verdicts rendered in civil causes by three-fourths of jury . . . . .		I	16
<b>JUSTICE COURTS. See also COURTS</b>			
court of record . . . . .		VI	1
district of less than 40,000 residents, court for each . . . . .		VI	5(a)
judges. See JUDGES AND JUSTICES.			
judicial power vested in . . . . .		VI	1
jurisdiction, prescribing of . . . . .		VI	5(a)
jurors, number of, in civil causes . . . . .		I	16
officers and employees, providing for . . . . .		VI	5(a)
<b>JUSTICES. See JUDGES AND JUSTICES</b>			

**K**

**KINDERGARTEN SCHOOLS. See SCHOOLS—*kindergartens***

**L**

<b>LABOR</b>			
inmate labor . . . . .		XIV	5
mechanics' liens, enforcement of . . . . .		XIV	3
public works, 8-hour day on . . . . .		XIV	2
<b>LANDS See also PROPERTY; REAL PROPERTY.</b>			
acquisition of interest in, conformance to state water laws requisite to . . . . .		X	7
assessment of lands separate from improvements . . . . .		XIII	13
fishing rights, reserved . . . . .		I	25
homesteads and other property, protection from forced sale of . . . . .		XX	1.5
private, public aid in clearing debris, etc., from . . . . .		XVI	6
riparian owners . . . . .		X	2
tax exemption on debts secured by . . . . .		XIII	3(n)
<b>LANGUAGE</b>			
English as official language of California . . . . .		III	6
<b>LAWS See CONSTITUTION, CALIFORNIA; STATUTES.</b>			
<b>LEASES</b>			
pollution control facilities, environmental . . . . .		XVI	14
<b>LEAVES OF ABSENCE</b>			
court of record judges: declaration of candidacy for public office . . . . .		VI	17
<b>LEGAL COUNSEL</b>			
criminal prosecutions . . . . .		I	15, 24
<b>LEGISLATIVE BILLS See LEGISLATURE—<i>bills</i>.</b>			
<b>LEGISLATIVE COUNSEL</b>			
2 deputies or employees of, civil service exemption for . . . . .		VII	4(m)
<b>LEGISLATIVE POWER</b>			
separation of powers . . . . .		III	3
vested in senate and assembly . . . . .		IV	1

**LEGISLATURE. See also ASSEMBLY; SENATE.**

	<i>Article</i>	<i>Section</i>
academy of sciences, California tax exemption . . . . .	XIII	4(c)
adjournment or recess—		
adjournment sine die . . . . .	IV	3(a)
day to day . . . . .	IV	7(a)
statutes, effect upon . . . . .	IV	8(c)
10 days, recesses for more than. consent of both houses . . . . .	IV	7(d)
aged aid, encumbrances on property re, release, etc., of . . . . .	XVI	13
aid, grant of, to institutions conducted for support, etc., of minor orphans, etc . . . . .	XVI	3
alcoholic beverage control, powers and duties re. . . . .	XX	22
assessment appeals boards, county, qualifications, membership, etc., on, providing for . . . . .	XIII	16
banks, taxation of . . . . .	XIII	27
bills—		
amended, printing before passage of . . . . .	IV	8(b)
amendment by title prohibited . . . . .	IV	9
appropriation—		
budget bill passage before . . . . .	IV	12(c)
one item only . . . . .	IV	12(d)
restrictions on . . . . .	IV	12(c), 12(d)
budget—		
appropriation bills, passage before . . . . .	IV	12(c)
emergency bill passage before . . . . .	IV	12(c)
governor, item veto by . . . . .	IV	10(e)
introduction . . . . .	IV	8(a), 12(c)
passage by June 15 of each year . . . . .	IV	12(c)
introduction, hearing and action on 31st day after . . . . .	IV	8(a)
presentation to governor . . . . .	IV	10(d)
printing before passage . . . . .	IV	8(b)
reading by title on 3 days . . . . .	IV	8(b)
statutes must be enacted by . . . . .	IV	8(b)
30-day waiting period, suspension of . . . . .	IV	8(a)
title . . . . .	IV	9
urgency—		
effective date . . . . .	IV	8(c)
vote requirements. See subheading, <i>votes and voting</i>		
bingo games, authorization of cities and counties to provide for . . . . .	IV	19(c)
blind, aid to, granting of . . . . .	XVI	3
boards of education, county or state, election or appointment of . . . . .	IX	7
boards of education, joint county, for two or more counties, election of.	IX	7
bonds—		
amendment or repeal of provisions re. . . . .	XVI	2(b)
energy, financing of facilities for alternative sources of . . . . .	XVI	14.5
environmental pollution control facilities, acquisition, etc., of. . . . .	XVI	14
funds created for proceeds from, abolishment, etc., of. . . . .	XVI	1.5
general obligation bond proceeds fund: creation, accounts, etc. . . . .	XVI	1.5
interest, principal, registration, etc. . . . .	XI	11(b)
interest rate, maximum, on unsold, raising of . . . . .	XVI	1
limitations . . . . .	XIII	20
public bonds. . . . .	XI	11(b)
school districts, issuance by . . . . .	IX	6½
budgets, state agency: control . . . . .	IV	12(e)
casinos, authorization of, prohibited. . . . .	IV	19(e)
caucus . . . . .	IV	7(c)
churches, aid to, prohibited . . . . .	XVI	5
cities—		
claims against, procedure re . . . . .	XI	12
formation of, procedure for . . . . .	XI	2(a)
powers, distribution between cities and legislature of . . . . .	XI	13
powers of, providing for . . . . .	XI	2(a)
sales or use tax revenues, apportionment of . . . . .	XIII	29
city and county—		
sales or use tax revenues, apportionment of . . . . .	XIII	29
civil service veterans' preference, providing for. . . . .	VII	6(a)
claims of state agencies . . . . .	IV	12(e)

LEGISLATURE—continued		Article	Section
Cogswell polytechnical college tax exemption . . . . .		XIII	4(c)
committees—			
bill introduction hearing or action after 31st day . . . . .		IV	8(a)
officers and employees of, civil service exemption for . . . . .		VII	4(a)
proceedings, open and public . . . . .		IV	7(c)
selection of . . . . .		IV	11
common carriers, regulation of . . . . .		XII	3
compensation—			
expenses, living and travel . . . . .		IV	4
grant of extra compensation or extra allowance, prohibited		IV	17
members . . . . .		IV	4
salary adjustments . . . . .		IV	4
congressional districts, boundary lines of . . . . .		XXI	1
constitution, amendments to naming of individuals or private corpora-			
tions prohibited . . . . .		II	12
constitution, amendments to, or withdrawal of amendments, procedure			
re . . . . .		XVIII	1
constitutional convention, calling of . . . . .		XVIII	2
convening in case of war- or enemy-caused disaster . . . . .		IV	21(c)
corporations—			
common carriers, regulation of . . . . .		XII	3
stock subscription, authorization of, prohibited . . . . .		XVI	6
taxation of . . . . .		XIII	27
counties—			
appeals boards, assessment, creation, etc , of, providing for . . . . .		XIII	16
assessors, elected, provision for . . . . .		XI	1(b)
boundary change procedure, providing of . . . . .		XI	1(a)
claims against, procedure re . . . . .		XI	12
consolidation of, providing for . . . . .		XI	1(a)
district attorneys, elected, provision for . . . . .		XI	1(b)
education, boards of—			
joint boards for two or more counties, providing for election of		IX	7
formation of, providing for . . . . .		XI	1(a)
governing bodies, election and powers of . . . . .		XI	1(b)
municipal functions, performance of, providing for . . . . .		XI	8(a)
powers, distribution between counties and legislature of . . . . .		XI	13
sales or use tax revenues, apportionment of . . . . .		XIII	29
sheriffs, elected, provision for . . . . .		XI	1(b)
superintendents of schools—			
election by two or more counties . . . . .		IX	3
qualifications, prescribing of . . . . .		IX	3 1(a)
counties or cities, distribution of powers between legislature and		XI	13
court judgments, interest rate upon . . . . .		XV	1
courts of appeal—			
division of state into districts containing . . . . .		VI	3
elective terms, first, of new district or division, providing of		VI	16(a)
evidence, taking of, when jury trial waived, permission for . . . . .		VI	11
judges, compensation for, prescribing of . . . . .		VI	19
opinions, publication of, providing for . . . . .		VI	14
retirement of judges with allowances, providing of . . . . .		VI	20
credit, state, etc , giving or lending of, prohibited . . . . .		XVI	6
debts or liabilities, state, creation of, limitation on . . . . .		XVI	1
depositions provisions for taking in criminal actions . . . . .		I	15
education, legislative policy re encouraging promotion of . . . . .		IX	1
elections—			
disqualification of mentally incompetent, etc , electors . . . . .		II	4
free elections and registration, providing for . . . . .		II	3
partisan offices, providing for elections for . . . . .		II	5
practices, improper, prohibition of . . . . .		II	4
presidential primary, open, providing for . . . . .		II	5
recall elections, providing for . . . . .		II	16
residence re, defining of . . . . .		II	3
vacancies, calling elections to fill . . . . .		IV	2(d)
eminent domain—			
public utilities, exercise against, compensation re . . . . .		XII	5

LEGISLATURE—continued

	Article	Section
employees, staff, etc.—		
civil service exemption . . . . .	VII	4(a)
classification or compensation . . . . .	IV	7(c)
compensation . . . . .	IV	7.5
limitations on number and services . . . . .	IV	1.5
minimum wages and general welfare, providing for . . . . .	XIV	1
safety and security . . . . .	IV	7(c)
English language as official language of California, enforcement of . . . . .	III	6
equalization, state board of—		
reapportionment of districts . . . . .	XXI	1
executive assignment and reorganization by governor, provision by statute for . . . . .	V	6
expenditures, total aggregate . . . . .	IV	7.5
fish and game districts, providing of . . . . .	IV	20(a)
fishing seasons, etc., providing of . . . . .	I	25
franchises—		
laws permitting leasing or alienation to relieve franchise of liabilities prohibited . . . . .	XX	4
taxation of . . . . .	XIII	27
gift of public money, etc., prohibited . . . . .	XVI	6
goals and objectives report. . . . .	IV	22
governor, office of, vacancy in order of succession. . . . .	V	10
governor's report re condition of state and recommendations . . . . .	V	3
highway bond payments, use of motor vehicle revenues for . . . . .	XIX	5
homesteads, forced sale of, protection from . . . . .	XX	1.5
horse racing, regulation of. . . . .	IV	19(b)
hospital construction, funds for, authorization of . . . . .	XVI	3
hospitals, loans to, guarantee, etc., of. . . . .	XVI	4
Huntington, Henry E., library and art gallery tax exemption . . . . .	XIII	4(c)
impeachment, procedure re . . . . .	IV	18
initiative See also INITIATIVE		
cities or counties, providing for exercise of initiative powers by electors in . . . . .	II	11
manner petitions circulated, etc., providing of. . . . .	II	10(e)
reserve powers of people . . . . .	IV	1
statutes, initiative, amendment or repeal of. . . . .	II	10(c)
interest rate exempted classes, authorization of . . . . .	XV	1
interest rate on judgments . . . . .	XV	1
journals—		
bills—		
passage . . . . .	IV	8(b)
reading by title on 3 days suspension of rule . . . . .	IV	8(b)
constitution, amendments to, or withdrawal of amendments. . . . .	XVIII	1
constitutional convention, vote calling of. . . . .	XVIII	2
each house shall keep and publish . . . . .	IV	7(b)
judges, election of: providing unopposed incumbent's name not appear on the ballot. . . . .	VI	16(b)
judges of courts of record, salary increases, etc., for . . . . .	III	4(b)
judicial council, appointments to. . . . .	VI	6
justice courts—		
judges, qualifications, etc., of. . . . .	VI	5(a)
jurors, number of, in civil causes . . . . .	I	16
organization and jurisdiction, prescribing, etc., of . . . . .	VI	5(a)
legislative authority vested in . . . . .	IV	1
lotteries, authorization of, prohibited . . . . .	IV	19(a)
lottery, California state. authorization of establishment . . . . .	IV	19(d)
mass transit guideways, public bond payments: use of motor vehicle revenues . . . . .	XIX	4
mechanical arts, California school of, tax exemption . . . . .	XIII	4(c)
mechanics' liens, providing for enforcement of. . . . .	XIV	3
members—		
absent members, compelling attendance of . . . . .	IV	7(a)
allocation board, state, rights and duties re . . . . .	XVI	1
civil process, not subject to . . . . .	IV	14

## LEGISLATURE—continued

## members—continued

	<i>Article</i>	<i>Section</i>
compensation—		
adjustments .....	IV	4
aggregate expenditures: limitation .....	IV	7.5
appearance before state government board or agency. ....	IV	5(d)
establishment .....	III	8(a), 8(g), 8(h), 8(i), 8(j)
expenses, living and travel .....	IV	4(b)
prohibited activities .....	IV	5(d)
conflict of interest .....	IV	4(a), 5(c), 5(f)
	V	14(a)
districts .....	IV	6
earned income .....	IV	4(a)
	V	14(a)
election—		
approval by house .....	IV	5(a)
date of .....	IV	2(b)
place of election same for senators and assemblymen. ....	IV	2(b)
residency .....	IV	2(c)
terms .....	IV	2(a)
vacancies .....	IV	2(d)
employment or office, other state, ineligibility for .....	IV	13
expenses .....	IV	4, 7.5
expulsion by two-thirds vote .....	IV	5(a)
gifts: prohibition re acceptance .....	IV	5(c)
honorarium: prohibition re acceptance .....	IV	5(b)
incumbency, powers of: limitations .....	IV	1.5
influencing vote of .....	IV	15
lobbying after leaving office .....	IV	5(e)
mileage .....	IV	4
oath of office .....	XX	3
office, vacant, when war- or enemy-caused disaster, filling of .....	IV	21(a)
qualifications—		
approval by house .....	IV	5(a)
residence and citizenship .....	IV	2(c)
recall of .....	II	14(b)
retirement—		
allowance .....	VII	11
benefits, limitations on .....	IV	1.5, 4(c), 4.5
federal social security, participation in .....	IV	4.5
terms, reductions in effect on benefits, etc. ....	XX	6
safety and security .....	IV	7(c)
terms, number of. ....	IV	1.5, 2
	XX	7
minimum wages, providing for .....	XIV	1
motor vehicle revenues, allocation of .....	XIX	3
municipal courts—		
judges, compensation for, prescribing of .....	VI	19
judges, qualifications, etc., of .....	VI	5(a)
jurors, number of, in civil causes .....	I	16
officers, appointment of, providing for .....	VI	22
organization and jurisdiction, prescribing, etc., of .....	VI	5(a)
retirement of judges with allowances, providing of .....	VI	20
navigable waters, state, attainable access to .....	X	4
officers—		
civil service exemption .....	VII	4(a)
each house to choose own .....	IV	7(a)
oath of office .....	XX	3
officers and employees, public: appointment, dismissal, etc. ....	IV	7(c)
pension, public: authorization of investment .....	XVI	17
physically handicapped persons, aid to, granting of .....	XVI	3



**LEGISLATURE—continued**

	<i>Article</i>	<i>Section</i>
privileges and immunities, any special, revocation, etc., of.....	I	7(b)
proceedings open and public.....	IV	7(c)
property, forced sale of, protection from .....	XX	1.5
public indebtedness.....	XI	11(b)
public moneys' deposits in banks, savings and loan associations, credit unions, or industrial loan companies, providing for .....	XI	11(b)
public proceedings .....	IV	7(c)
public utilities commission—		
additional powers, conferring of.....	XII	5
eminent domain proceedings, compensation re. ....	XII	5
plenary power conferred upon .....	XII	5
removal of commissioners by two-thirds vote .....	XII	1
public utilities control and regulation, conferring of .....	XII	5
public utilities, eminent domain proceedings re, compensation in.....	XII	5
public utilities subject to control by.....	XII	3
public works, 8-hour day on, enforcement of .....	XIV	2
quorum, compelling attendance for .....	IV	7(a)
reapportionment of senatorial, assembly, congressional, and board of equalization districts .....	XXI	1
recall of local officers .....	II	19
recall petitions, etc., providing for .....	II	16
recess—		
10 days, recesses for more than: consent of both houses .....	IV	7(d)
referendum. See also REFERENDUM.		
cities or counties, providing for exercise of referendum powers by electors in .....	II	11
manner petitions circulated, etc., providing of. ....	II	10(e)
reserve powers of people .....	IV	1
statutes, referendum, amendment or repeal of .....	II	10(c)
relief, administration of, providing for .....	XVI	11
religious sects, aid to, prohibited .....	XVI	5
reserve fund, prudent state establishment .....	XIII B	5.5
resolutions. See also RESOLUTIONS.		
committee selection.....	IV	11
retirement fund, public: authorization of investment .....	XVI	17
rules, adoption of .....	IV	7(a)
sales or use tax revenues, local, contracts re apportionment of, authorization for .....	XIII	29
schools—		
average daily attendance, amount of .....	IX	6
bond issuance by, prescribing of.....	IX	6½
common schools, providing system of .....	IX	5
district incorporation and organization, providing for .....	IX	14
districts, classification of. ....	IX	14
governing boards, district, initiation, etc., of programs, etc., by, authorization for .....	IX	14
state school fund apportionments.....	IX	6
support of, providing for .....	IX	5
tax rates, authorization of. ....	XIII	21
sectarian purposes, aid for, prohibited .....	XVI	5
sessions—		
adjournment sine die.....	IV	3(a)
closed sessions .....	IV	7(c)
regular.....	IV	3(a)
special .....	IV	3(b)
staff. See subheading, <i>employees, staff, etc.</i>		
statutes. See STATUTES.		
subventions—		
mandated new programs or higher levels of service.....	XIII B	6
property tax homeowners' exemption, revenue losses due to .....	XIII	25
property tax payment postponement on residences of persons age 62 years or older or disabled, revenue losses due to.....	XIII	8.5
subversives, disqualification of, re office or employment enforcement..	VII	9(a)

## LEGISLATURE—continued

## superior courts—

## judges—

compensation, prescribing of . . . . .	VI	19
number, prescribing of . . . . .	VI	4
retirement allowances, providing of . . . . .	VI	20
service in more than one court, providing for . . . . .	VI	4
officers and employees of, providing for . . . . .	VI	4
officers, appointment of, providing for . . . . .	VI	22

## supreme court—

justices, compensation for, prescribing of . . . . .	VI	19
officers, appointment of, providing for . . . . .	VI	22
opinions, publication of, providing for . . . . .	VI	14
retirement of justices with allowances, providing of . . . . .	VI	20

## tax lien cessation or presumption of payment of taxes after 30 years . . . . .

XIII 30

## taxation—

banks . . . . .	XIII	27
boundaries, state, changes, etc., property involved in . . . . .	XIII	23
charitable purposes, exemption re property used exclusively for . . . . .	XIII	4(b), 5
church property parking lots as tax exempt, providing for . . . . .	XIII	4(d)
corporations . . . . .	XIII	27
disaster areas, assessment or reassessment of taxable property in, au- thorization of . . . . .	XIII	15
forest trees, immature, taxation or exemption of, provisions re . . . . .	XIII	3(j)
franchises . . . . .	XIII	27
historical significance, promoting preservation of property of homeowners' property tax exemption, increase or decrease of . . . . .	XIII	8
homeowners' property tax exemption, reimbursement of local government for revenue losses re . . . . .	XIII	3(k)
hospital purposes, nonprofit, exemption of property used exclusively for . . . . .	XIII	25
indebtedness, evidences of, providing for . . . . .	XIII	4(b), 5
interest, providing for . . . . .	XIII	2
legislation carrying out constitutional provisions . . . . .	XIII	2
local government, imposition of taxes upon, prohibited . . . . .	XIII	33
motor vehicle fees and taxes, revenues from, expenditures re . . . . .	XIII	24
motor vehicle fuel taxes, revenues from, expenditures re . . . . .	XIX	3
motor vehicle revenues allocation . . . . .	XIX	3
ocean marine insurers, assessment, levy, etc , re, providing for . . . . .	XIX	3
postponement of tax payments on residences of persons 62 years or older or disabled . . . . .	XIII	28(g)
property on secured and unsecured rolls, adjustment of rate to main- tain equality between . . . . .	XIII	8.5
property, personal, classification or exemption of, providing for . . . . .	XIII	12(b)
property tax rate maximums, establishment of . . . . .	XIII	2
redevelopment project taxable property . . . . .	XIII	20
religious purposes, exemption of property used exclusively for . . . . .	XVI	16
renters, benefits to, increase of . . . . .	XIII	4(b), 5
single-family dwellings, valuation of . . . . .	XIII	3(k)
solar energy system, active, construction or addition of exclusion . . . . .	XIII	9
stock, providing for taxation of . . . . .	XIII A	2(c)
subversive persons or groups, exemption for, prohibited . . . . .	XIII	2
tidelands not used for navigable purposes, sale of . . . . .	VII	9(a)
vacancies, calling elections to fill . . . . .	X	3
vacancies in constitutional offices, confirmation of governor's appoint- ments to fill . . . . .	IV	2(d)
votes and voting—	V	5(b)
earned income, effect on . . . . .	IV	4(a)
felony to influence by bribery, etc. . . . .	V	14(a)
legislators, limitations on . . . . .	IV	15
majority vote required—	IV	4(a), 5(d)
alcoholic beverage control appeals board member, removal of . . . . .	V	14(a)
alcoholic beverage control, director of, removal of . . . . .	XX	22
banks, act imposing tax on . . . . .	XX	22
	XIII	27

**LEGISLATURE—continued**

**votes and voting—continued**

**majority vote required—continued**

	<i>Article</i>	<i>Section</i>
bill passage. . . . .	IV	8(b)
corporations, act imposing tax on . . . . .	XIII	27
fish and game commission member, removal of. . . . .	IV	20(b)
franchises, act imposing tax on . . . . .	XIII	27
insurers, rates of taxes imposed upon . . . . .	XIII	28(1)

**rollcall vote—**

bill consideration before 31st day . . . . .	IV	8(a)
bill passage. . . . .	IV	8(b)
constitution, amendments to, or withdrawal of amendments . . . . .	XVIII	1
constitutional convention, calling of . . . . .	XVIII	2
impeachment convictions . . . . .	IV	18(a)
journal, entered in . . . . .	IV	7(b)
3 day reading of bills by title, suspension of . . . . .	IV	8(b)
urgency statutes . . . . .	IV	8(d)
veto override . . . . .	IV	10(a)

**2/3 vote required—**

appropriations, general fund . . . . .	IV	12(d)
<b>bills—</b>		
3 day reading by title, suspension of . . . . .	IV	8(b)
urgency clause . . . . .	IV	8(d)
veto override. . . . .	IV	10(a)
bonds, general obligation, raising maximum interest rate on . . . . .	XVI	1
constitution, amendments to, proposal of . . . . .	XVIII	1
constitutional convention, calling of . . . . .	XVIII	2
debts or liabilities, state, law to authorize . . . . .	XVI	1
delta protection act, statutes affecting . . . . .	X A	4
expulsion of member . . . . .	IV	5(a)
fish and wildlife protection, statutes affecting . . . . .	X A	2
impeachment convictions . . . . .	IV	18(a)
personnel board, state, removal of member . . . . .	VII	2(a)
property, personal, classification or exemption re assessment and taxation . . . . .	XIII	2
public utilities commission members, removal of . . . . .	XII	1
Sacramento-San Joaquin Delta, existing water rights in, statutes affecting . . . . .	X A	2
taxes, changes in state: rate increases or computation methods . . . . .	XIII A	3
travel and living expenses of members . . . . .	IV	4(b)
urgency statutes . . . . .	IV	8(d)
veto override . . . . .	IV	10(a)
water resources development system, state, statutes affecting operation of . . . . .	X A	2
wild and scenic rivers system, state, initiative statute affecting water export from. . . . .	X A	3

**2/3 vote required—**

bill consideration before 31st day . . . . .	IV	8(a)
war- or enemy-caused disaster, providing for needs resulting from . . . . .	IV	21
water, beneficial use, etc., of: enactment of laws in furtherance of policy . . . . .	X	2
workers' compensation disputes, settlement of, providing for. . . . .	XIV	4
workers' compensation, system of, creation, etc., of . . . . .	XIV	4

**LELAND STANFORD JUNIOR UNIVERSITY. See STANFORD UNIVERSITY, LELAND, JR.**

**LIABILITY**

counties, city and county, etc.: tort liability or public liability losses- insurance pooling arrangement. . . . .	XVI	6
libelous or slanderous campaign statement . . . . .	VII	10

**LIBEL**

elected officials campaign statement. . . . .	VII	10
---	-----	----

**LIBRARIES**

<b>Huntington, Henry E., library and art gallery—</b>		
rights, powers, privileges, etc . . . . .	XX	2
taxation, exemption from . . . . .	XIII	4(c)

<b>LIBRARIES—continued</b>	<b>Article</b>	<b>Section</b>
<b>public—</b>		
property taxation, exemption from . . . . .	XIII	3(d)
<b>LICENSES, PERMITS, ETC.</b>		
alcoholic beverages . . . . .	XX	22
motor vehicles. See <b>MOTOR VEHICLES.</b>		
<b>LIENS</b>		
mechanics' liens. See <b>MECHANICS' LIENS</b>		
tax lien cessation or presumption of payment of taxes after 30 years . . . . .	XIII	30
<b>LIEUTENANT GOVERNOR</b>		
compensation . . . . .	III	8(a), 8(g), 8(h), 8(i), 8(l)
	V	14(a), 14(d)
election of . . . . .	V	11
employees of, civil service exemption for . . . . .	VII	4(f)
gifts: restrictions . . . . .	V	14(c)
governor, succession when vacancy in office of . . . . .	V	10
honorarium: prohibition . . . . .	V	14(b)
office of, qualifications for . . . . .	V	9
president of senate . . . . .	V	9
recall duties re recall of governor . . . . .	II	17
term of office . . . . .	V	11
University of California, ex officio regent of the . . . . .	IX	9(a)
vacancy in office of, appointment to fill . . . . .	V	5(b)
vote in case of tie, casting of . . . . .	V	9
<b>LIGHT AND POWER</b>		
municipal corporations, operation, etc., of public works by . . . . .	XI	9(a)
regulation and control as public utility . . . . .	XII	3
<b>LIQUOR CONTROL</b> See <b>ALCOHOLIC BEVERAGES.</b>		
<b>LOANS</b>		
credit, public, lending of, prohibited . . . . .	XVI	6
hospitals, hospital facilities, etc., guaranteed for . . . . .	XVI	4
motor vehicle revenues to state general fund . . . . .	XIX	6
personal, family, or household purposes. interest rates . . . . .	XV	1
real property purchase, construction or improvement interest rates . . . . .	XV	1
<b>LOBBYING</b>		
legislator who has left office . . . . .	IV	5(e)
<b>LOBBYISTS</b>		
citizens compensation commission, California prohibited membership . . . . .	III	8(b)
legislator's earned income from . . . . .	IV	4(a)
	V	14(a), 14(d)
<b>LOCAL GOVERNMENT</b>		
bonding limitations . . . . .	XIII	20
	XIII A	1(b)
recall of officers . . . . .	II	19
subventions. use. . . . .	XIII	24
tax imposition by legislature, prohibited . . . . .	XIII	24
taxation—		
bonds: interest exempt from income . . . . .	XIII	26
homeowners' property tax exemption revenue losses. reimburse- ment . . . . .	XIII	25
property exempt from . . . . .	XIII	3(b)
property tax rate maximums . . . . .	XIII	20
	XIII A	1(b)
two or more counties, tax levy when boundaries include all or part of: voter approval . . . . .	XI	14
<b>LOTTERIES</b>		
California state lottery . . . . .	IV	19(d)
prohibition . . . . .	IV	19(a)
<b>LOW RENT HOUSING PROJECTS</b>		
constitutionality of article re . . . . .	XXXIV	3
legislation to facilitate operation of article re . . . . .	XXXIV	2
persons of low income, definition of . . . . .	XXXIV	1
public body, state, definition of . . . . .	XXXIV	1
scope of article re . . . . .	XXXIV	4

<b>M</b>		<b>Article</b>	<b>Section</b>
<b>MALFEASANCE IN OFFICE</b>			
exclusion from office .....	VII	8(b)	
<b>MANDAMUS</b>			
jurisdiction, original .....	VI	10	
<b>MANDATORY AND PROHIBITORY</b>			
constitutional provisions .....	I	26	
<b>MANUFACTURE</b>			
alcoholic beverages .....	XX	22	
<b>MARINE CORPS</b> See <b>MILITARY, NAVAL, ETC., SERVICE;</b>			
<b>VETERANS.</b>			
<b>MARINE RESOURCES</b>			
protection .....	X B	1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16	
<b>MARRIAGE</b>			
property, separate .....	I	21	
<b>MASS TRANSIT GUIDEWAYS, PUBLIC</b>			
motor vehicle fees and taxes, use .....	XIX	2(b)	
motor vehicle fuel taxes, use of, re planning, construction, etc .....	XIX	1(b)	
motor vehicle revenues, allocated, use for: voter approval. ..	XIX	4	
planning and research .....	XIX	1(b), 4	
<b>MECHANICAL ARTS, CALIFORNIA SCHOOL OF</b>			
taxation, exemption from .....	XIII	4(c)	
<b>MECHANICS</b>			
public works, 8-hour day on .....	XIV	2	
<b>MECHANICS' LIENS</b>			
enforcement of .....	XIV	3	
<b>MEETINGS</b>			
citizens compensation commission, California .....	III	8(f)	
University of California, regents of the. ....	IX	9(g)	
<b>MENTALLY INCOMPETENT PERSONS</b>			
electors, prohibition against exercising privilege of .....	II	4	
<b>MERIT SYSTEM</b>			
civil service .....	VII	1(b)	
<b>MILITARY.</b> See also <b>MILITARY, NAVAL, ETC., SERVICE; MILITIA;</b>			
<b>VETERANS.</b>			
army, standing, shall not be kept .....	I	5	
civil office, limitations on holding of .....	VII	7	
powers subordinate to civil .....	I	5	
quartering of .....	I	5	
<b>MILITARY, NAVAL, ETC., SERVICE</b>			
veterans, property of, tax exemption for .....	XIII	3(o), 3(p), 3(q), 3(r)	
<b>MILITIA</b>			
governor as commander in chief of .....	V	7	
members exemption from civil service. ....	VII	4(k)	
statute, provision by .....	V	7	
<b>MINES, MINERALS, ETC.</b>			
golf courses, nonprofit, assessor's consideration in assessing ..	XIII	10	
<b>MINIMUM WAGES</b>			
legislature's providing for .....	XIV	1	
<b>MINORS.</b> See <b>CHILDREN</b>			
<b>MISCARRIAGE OF JUSTICE</b>			
new trial, granting of .....	VI	13	
<b>MONEY</b> See also <b>APPROPRIATIONS, FUNDS; REVENUES, STATE</b>			
depositories for public moneys .....	XI	11(b)	
gift of public money, prohibited .....	XVI	6	
institutions not state managed or controlled, appropriations for purpose or benefit of .....	XVI	3	
schools, sectarian or denominational, public money for, prohibited.....	IX	8	
	XVI	5	
<b>MORTGAGES</b>			
taxation .....	XIII	2	

<b>MOTOR VEHICLE FUEL TAXES</b>	See <b>TAXES—motor vehicle fuel.</b>	<b>Article</b>	<b>Section</b>
<b>MOTOR VEHICLES</b>			
air pollution		XIX	2(a)
fees and taxes—			
administration and enforcement purposes, use for		XIX	2(a)
allocation of		XIX	3
fuel taxes. See <b>TAXES—motor vehicle fuel.</b>			
legislative acts authorizing use of		XIX	3
license fees: allocation to counties and cities		XI	15
pollution control, use for		XIX	2(a)
property acquired by use of revenues from		XIX	8, 9
state property purchased with tax revenues, transfer of surplus		XIX	9
street and highway purposes, use for		XIX	2
noise emissions		XIX	2(a)
<b>MUNICIPAL CORPORATIONS.</b>	See also <b>CITIES; LOCAL GOVERNMENT</b>		
churches, aid to, prohibited		XVI	5
private control, etc., of municipal functions prohibited		XI	11(a)
property of—			
grant or donation for any religious sect, etc., prohibited		XVI	5
public utilities—			
establishment, purchase, etc., of, authorization for.		XI	9(a)
regulations re.		XI	9(b)
service outside boundaries, furnishing of.		XI	9(a)
religious sects, aid to, prohibited		XVI	5
sectarian purposes, aid for, prohibited		XVI	5
tideland sales to		X	3
<b>MUNICIPAL COURTS</b>	See also <b>COURTS</b>		
commissioners, appointment of		VI	22
court of record		VI	1
district of more than 40,000 residents, court for each		VI	5(a)
judges. See <b>JUDGES AND JUSTICES.</b>			
judicial power vested in		VI	1
jurisdiction, prescribing of		VI	5(a)
jurors, number of, in civil causes		I	16
officers and employees, providing for		VI	5(a)
officers of, appointment of		VI	22
San Diego County, cities in		VI	5(b)
<b>MURDER</b>			
parole of convicted murderer review by governor		V	8(b)
<b>MUSEUMS</b>			
academy of sciences, California exemption from taxation		XIII	4(c)
free museums property tax exemptions		XIII	3(d)

## N

<b>NATIONAL OR ETHNIC ORIGIN</b>			
business, etc., disqualification because of national or ethnic origin, prohibited		I	8
<b>NAVIGABLE WATERS</b>			
access, attainable, for the people		X	4
eminent domain, taking of frontages by		X	1
free navigation		X	4
frontage or tidal lands of, prohibition against exclusion of right of way, etc., to		X	4
<b>NETS, FISH</b>	See <b>FISH AND GAME</b>		
<b>NEW TRIALS</b>			
miscarriage of justice		VI	13
<b>NEWS MEDIA</b>	See <b>PRESS, PUBLICATIONS</b>		
<b>NONPROFIT COOPERATIVE ASSOCIATIONS</b>	See also <b>ASSOCIATIONS</b>		
loans. interest rates		XV	1
<b>NONPROFIT CORPORATIONS</b>			
hospital construction, etc., loans for, guarantee, etc., of		XVI	4
hospital construction, state money for		XVI	3

NOTES	Article	Section
taxation, etc . . . . .	XIII	2
O		
OATHS OF OFFICE		
public officers and employees . . . . .	XX	3
OFFENSES		
prosecution on information or indictment . . . . .	I	14, 14 1
OFFICE		
bribery, disqualification for . . . . .	VII	8(a)
bribery, etc , convictions, exclusion from office for . . . . .	VII	8(b)
county and city, nonpartisan . . . . .	II	6
crimes, exclusion for . . . . .	VII	8(b)
dual officeholding re civil office of profit prohibited . . . . .	VII	7
judicial, nonpartisan . . . . .	II	6
legislature, members of, as ineligible for other state offices or employment . . . . .	IV	13
libelous or slanderous campaign statement, disqualification or forfeiture for . . . . .	VII	10
malfeasance in office, exclusion for . . . . .	VII	8(b)
naming of individual by law or constitutional amendment prohibited . . . . .	II	12
oath or affirmation of, prescribed . . . . .	XX	3
overthrow of government, etc , advocacy of, as disqualification from holding . . . . .	VII	9(a)
partisan, primary election for . . . . .	II	5
removal by impeachment . . . . .	IV	18(b)
school, nonpartisan . . . . .	II	6
subversives, disqualification of . . . . .	VII	9(a)
terms—		
citizens compensation commission, California, members . . . . .	III	8(d)
commencement of . . . . .	II	20
legislators', reduction in effect on retirement benefits, etc . . . . .	XX	6
salary reduction prohibition . . . . .	III	4(a)
urgency statutes creating or abolishing prohibition . . . . .	IV	8(d)
vacancy in, appointment by governor to fill . . . . .	V	5
war- or enemy-caused disaster, filling of offices during . . . . .	IV	21(d)
OFFICERS AND EMPLOYEES, PUBLIC. See also CALIFORNIA, STATE OF— <i>officers</i>		
appointment, dismissal, etc . . . . .	IV	7(c)
bribery, disqualification for . . . . .	VII	8(a)
bribery, etc., convictions, exclusion from office for . . . . .	VII	8(b)
cities—		
charter provisions re . . . . .	XI	5(b)
claims against, procedure re . . . . .	XI	12
compensation . . . . .	XI	5(b)
compensation or allowance, extra, prohibited . . . . .	IV	17
oath or affirmation of office . . . . .	XI	10(a)
subversives, disqualification of . . . . .	XX	3
civil service, inclusion in . . . . .	VII	9(a)
compensation or allowance, grant of extra, prohibited . . . . .	VII	1(a)
constitutional officers See CONSTITUTIONAL OFFICERS	IV	17
counties—	XI	10(a)
charter provisions re . . . . .	XI	4(c), 4(e)
claims against, procedure re . . . . .	XI	12
compensation . . . . .	XI	1(b)
compensation or allowance, extra, prohibited . . . . .	IV	17
elected officers . . . . .	XI	10(a)
oath or affirmation of office . . . . .	XI	1(b), 4(a), 4(c)
subversives, disqualification of . . . . .	XX	3
crimes, exclusion for . . . . .	VII	9(a)
	VII	8(b)

## OFFICERS AND EMPLOYEES, PUBLIC—continued

	Article	Section
English language as official language of California preservation and enhancement . . . . .	III	6
judicial—		
fees or fines for own use prohibition . . . . .	VI	17
oath or affirmation of office . . . . .	XX	3
retirement service credit from teaching positions . . . . .	VI	17
libelous campaign statement, disqualification or forfeiture of office for . . . . .	VII	10
malfeasance in office, exclusion for . . . . .	VII	8(b)
oath or affirmation of office . . . . .	XX	3
overthrow of government, etc., advocacy of, as disqualification . . . . .	VII	9(a)
pension funds investment . . . . .	XVI	17
property qualification as requirement for holding office. prohibition . . . . .	I	22
recall of . . . . .	II	13, 14, 15, 16, 17, 18, 19
retirement funds investment . . . . .	XVI	17
slandorous campaign statement, disqualification or forfeiture of office for . . . . .	VII	10
state officers—		
bribery, disqualification for . . . . .	VII	8(a)
budget information . . . . .	IV	12(b)
compensation . . . . .	III	8
definition . . . . .	V	14(a), 14(d)
deputy or employees of, civil service exemption for . . . . .	III	8(l)
election, time of . . . . .	VII	4(c)
executive assignments by governor, authorization for . . . . .	V	11
executive officers governor may require information re duties . . . . .	V	6
exemption from civil service . . . . .	V	4
free, etc., transportation passes for, prohibited . . . . .	VII	4(c), 4(f)
impeachment, subject to . . . . .	XII	7
oath or affirmation of office . . . . .	IV	18(b)
overthrow of government, etc., advocacy of, as disqualification . . . . .	XX	3
recall expenses of officer not recalled . . . . .	VII	9(a)
recall procedure . . . . .	II	18
relief, administration of . . . . .	II	14(a)
salaries, reductions in, prohibited . . . . .	XVI	11
terms . . . . .	III	4(a)
vacancies in office, appointments to fill . . . . .	V	11
subversives, disqualification of . . . . .	XX	7
superintendent of public instruction, election, etc., of . . . . .	V	5
superintendent of public instruction, election, etc., of . . . . .	VII	9(a)
superintendent of public instruction, election, etc., of . . . . .	IX	2
OLD AGE SECURITY AND AID See AGED AID.		
OPEN SPACE LANDS		
assessment practices consistent with restriction and use . . . . .	XIII	8
preservation, etc., of, policy re . . . . .	XIII	8
ORCHARDS		
tax exemption fruit and nut trees under four years . . . . .	XIII	3(1)
ORDINANCES		
cities—		
charter provisions re . . . . .	XI	5(a)
enforcement, etc., authorization for . . . . .	XI	7
counties—		
enforcement, etc., authorization for . . . . .	XI	7
governing bodies, compensation for . . . . .	XI	1(b)
officers, compensation for . . . . .	XI	1(b)
replacement dwelling transfer of base year value to another county . . . . .	XIII A	2(a)
seismic safety . . . . .	XIII A	2(a)

## P

## PAPERS

searches and seizures, unreasonable, prohibited . . . . .	I	13
PARDONS		
governor, grant by . . . . .	V	8(a)



	Article	Section
<b>PARKING AUTHORITIES</b>		
facilities, public, additional security re cost of . . . . .	XVI	15
<b>PARKING FACILITIES, PUBLIC</b>		
financing . . . . .	XVI	15
<b>PARKING LOTS</b>		
religious worship, automobile parking for: tax exempt real property	XIII	4(d)
<b>PARKS AND RECREATION, DEPARTMENT OF</b>		
surplus state property transfer to . . . . .	XIX	9
<b>PAROLE</b>		
governor's review of parole of convicted murderer . . . . .	V	8(b)
<b>PAWNBROKERS</b>		
loans: interest rates . . . . .	XV	1
<b>PENSIONS</b>		
federal pensions for the aged, authorization for state co-operation re . .	XVI	10
public pension funds: investment . . . . .	XVI	17
<b>PEOPLE'S RIGHTS.</b> See RIGHTS, PEOPLE'S.		
<b>PERSONAL PROPERTY.</b> See also PROPERTY.		
assessment, levy, and collection of taxes on . . . . .	XIII	2
brokers: loans: interest rates . . . . .	XV	1
classifications and exemptions re assessment and taxation . . . . .	XIII	2
householder's exemption . . . . .	XIII	3(m)
tax rate when unsecured, etc . . . . .	XIII	12
taxes on, ratio of total appropriations raised by . . . . .	XIII	22
University of California, management and disposition by . . . . .	IX	9(f)
<b>PERSONAL PROPERTY BROKERS</b>		
loans: interest rates . . . . .	XV	1
<b>PERSONNEL ADMINISTRATION, DEPARTMENT OF</b>		
citizens compensation commission, California: staffing, etc . . . . .	III	8(k)
<b>PERSONNEL BOARD, STATE</b> See also CIVIL SERVICE, STATE		
appointment of . . . . .	VII	2(a)
classifications, establishment of . . . . .	VII	3(a)
county, city, etc., work previously performed by: employees'		
continuation in position under state civil service . . . . .	VII	6(c)
executive officer, administration of civil service statutes by . . . . .	VII	3(b)
executive officer, appointment of . . . . .	VII	2(c)
exempt positions, prior, persons in, continuation of . . . . .	VII	6(b)
powers and duties . . . . .	VII	3
presiding officer, election of . . . . .	VII	2(b)
probationary periods, establishment of . . . . .	VII	3(a)
<b>PETITION, RIGHT OF</b>		
guaranteed to people . . . . .	I	3
<b>PETITIONS</b>		
initiative . . . . .	II	8(b)
recall . . . . .	II	14, 15, 16
referendum . . . . .	II	10(e)
	IV	8(c)
right of petition guaranteed to people . . . . .	I	3
<b>PHYSICALLY HANDICAPPED PERSONS.</b> See also BLIND PERSONS, DISABLED PERSONS		
aid for . . . . .	XVI	3
property taxes: replacement dwellings: transfer of base year values . .	XIII A	2(a)
<b>PIPELINES</b>		
assessment, etc . . . . .	XIII	19
<b>POLICE</b>		
city charter provisions re . . . . .	XI	5(b)
<b>POLLUTION CONTROL FACILITIES, ENVIRONMENTAL</b>		
revenue bond issuance re acquisition, etc . . . . .	XVI	14
<b>POLLUTION CONTROL, MOTOR VEHICLE</b>		
motor vehicle fees and taxes: use for enforcement of laws regulating air and noise emissions . . . . .	XIX	2(a)
<b>POSTMASTER</b>		
civil office, limitations on holding of . . . . .	VII	7
<b>POWER.</b> See LIGHT AND POWER.		
<b>PRESIDENTIAL PRIMARY, OPEN</b>		
providing of . . . . .	II	5

	Article	Section
<b>PRESS</b>		
freedom of, guaranteed . . . . .	I	2(a)
liberty of, law may not abridge or restrain . . . . .	I	2(a)
refusal to disclose information sources, not to be adjudged in contempt for . . . . .	I	2(b)
<b>PRESUMPTIONS</b>		
tax lien cessation or payment of taxes after 30 years . . . . .	XIII	30
<b>PRINTING</b> See also <b>PUBLICATIONS</b>		
bills, legislative— requirements . . . . .	IV	8(b)
<b>PRISONS</b>		
inmate labor . . . . .	XIV	5
<b>PRIVACY</b>		
criminal defendant . . . . .	I	24
inalienable right . . . . .	I	1
<b>PRIVATE PROPERTY.</b> See <b>PROPERTY</b>		
<b>PRIVILEGES</b> See also <b>IMMUNITIES, PRIVILEGES AND IMMUNI- TIES</b>		
habeas corpus, writ of . . . . .	I	11
urgency statute granting special privilege: prohibition . . . . .	IV	8(d)
<b>PRIVILEGES AND IMMUNITIES</b> See also <b>IMMUNITIES, PRIVI- LEGES</b>		
certain special, may not be granted . . . . .	I	7(b)
revocation, etc., of any special, by legislature . . . . .	I	7(b)
<b>PROBABLE CAUSE</b>		
searches and seizures . . . . .	I	13
<b>PROCESS, CIVIL</b>		
legislative members immunity . . . . .	IV	14
<b>PROFESSION</b>		
disqualification because of sex, race, etc., prohibited . . . . .	I	8
<b>PROHIBITION, WRIT OF</b>		
jurisdiction, original . . . . .	VI	10
<b>PROPERTY.</b> See also <b>LANDS, PERSONAL PROPERTY, REAL PROPERTY</b>		
aged aid, encumbrances on property re, release, etc., of . . . . .	XVI	13
due process of law, no deprivation without . . . . .	I	7(a)
inalienable right to acquire, etc . . . . .	I	1
marriage, property acquisition by gift, will, etc., during, as separate . . . . .	I	21
marriage, property owned before, as separate . . . . .	I	21
motor vehicle tax revenues, property purchased with . . . . .	XIX	8, 9
noncitizens, rights of . . . . .	I	20
private property, compensation for taking by eminent domain of . . . . .	I	19
qualifications for electors prohibited . . . . .	I	22
sale, forced, protection from . . . . .	XX	15
sales or transaction taxes on real property sales prohibited . . . . .	XIII A	3, 4
state property acquired by expenditure of certain tax revenues, transfer of surplus . . . . .	XIX	9
taxation See <b>TAXES</b>		
<b>PROPERTY TAXATION</b> See <b>TAXES—personal property, property</b>		
<b>PUBLIC AGENCIES</b> See also <b>CITIES, CITY AND COUNTY, COUN- TIES, LOCAL GOVERNMENT; MUNICIPAL CORPORA- TIONS, TOWNS AND TOWNSHIPS.</b>		
hospital construction, etc., loans for, guarantee, etc., of . . . . .	XVI	4
hospital construction, state money for . . . . .	XVI	3
<b>PUBLIC AID</b> See <b>AGED AID, BLIND PERSONS; CALIFORNIA, STATE OF.</b>		
<b>PUBLIC CORPORATIONS</b> See also <b>CORPORATIONS.</b>		
bar, state . . . . .	VI	9
civil service exempt positions . . . . .	VII	4(b)
<b>PUBLIC EMPLOYEES' RETIREMENT SYSTEM</b>		
board of administration— citizens compensation commission, California staffing, etc . . . . .	III	8(k)
<b>PUBLIC HOUSING PROJECT LAW</b>		
constitutionality of article re . . . . .	XXXIV	3
low rent housing project, definition of . . . . .	XXXIV	1
persons of low income, definition of . . . . .	XXXIV	1

	Article	Section
<b>PUBLIC HOUSING PROJECT LAW—continued</b>		
public body, state, definition of	XXXIV	1
scope of article re	XXXIV	4
<b>PUBLIC IMPROVEMENTS</b>		
assessment, special, for	XVI	19
<b>PUBLIC SAFETY</b>		
habeas corpus, suspension of	I	11
victims' bill of rights	I	28
<b>PUBLIC UTILITIES</b>		
assessments, etc	XIII	19
city regulations	XI	9(b)
commission See PUBLIC UTILITIES COMMISSION		
eminent domain proceedings, compensation re	XII	5
municipal corporations, establishment, etc., by	XI	9(a)
rates See PUBLIC UTILITIES COMMISSION		
regulation and control of	XII	3
taxation	XIII	19
<b>PUBLIC UTILITIES COMMISSION</b>		
accounts, uniform system of, prescribing of	XII	6
appointment of	XII	1
books and records of railroad, etc., companies, examination of	XII	6
eminent domain proceedings, fixing of compensation re	XII	5
1 deputy or employee of, civil service exemption for	VII	4(m)
powers and duties	XII	2
public utility rates, fixing of	XII	6
rates—		
fixing of, authorization for	XII	4, 6
increases, consent for	XII	4
transportation fares and charges, establishment of, authority for	XII	4
regulation of public utilities	XII	3
removal of commissioners by legislature, two-thirds vote requirement for	XII	1
<b>PUBLIC WORKS</b>		
8-hour day on, and exception to	XIV	2
utilities, establishment by municipal corporation of	XI	9(a)
<b>PUBLICATIONS</b> See also PRINTING		
ballot pamphlets state indebtedness	XVI	1
courts of appeal, opinions of	VI	14
journals of each legislative house	IV	7(b)
liberty of the press	I	2(a)
supreme court, opinions of	VI	14
<b>PUNISHMENT</b>		
cruel or unusual, death penalty not deemed as	I	27
cruel or unusual, imposition of	I	24
cruel or unusual, must not be inflicted	I	17
<b>PURCHASES</b>		
University of California, purchases of materials, goods, etc., by competitive bidding procedures	IX	9(a)

**Q**

<b>QUARRIES</b>		
golf courses, nonprofit, assessor's consideration in assessing	XIII	10

**R**

<b>RACE</b>		
business, etc., disqualification because of race, prohibited	I	8
<b>RADIO STATIONS</b>		
news reporters', etc., refusal to disclose information sources adjudged in contempt prohibited	I	2(b)
<b>RAILROADS</b>		
assessment, annual, of property of	XIII	19
dining or club cars, sale, etc., of alcoholic beverages in	XX	22
<b>REAL ESTATE BROKERS</b>		
loans interest rates	XV	1

	Article	Section
<b>REAL PROPERTY.</b> See also <b>LANDS; PROPERTY.</b>		
cities, counties, etc., property of. See <b>CITIES—property of; CITY AND COUNTY—property of; COUNTIES—property of.</b>		
governmental agency's acquisition of interest in, conformance to state water laws requisite to . . . . .	X	7
loans: purchase, construction or improvement. interest rates . . . . .	XV	1
motor vehicle revenues, expenditures re, property acquired by . . . . .	XIX	8
private property. See <b>PROPERTY.</b>		
taxes. See <b>TAXES.</b>		
University of California, management and disposition by . . . . .	IX	9(f)
University of California, sales by: competitive bidding procedures . . . . .	IX	9(a), 9(f)
<b>REAPPORTIONMENT</b>		
legislature, duties of . . . . .	XXI	1
<b>RECALL</b>		
election, procedure re . . . . .	II	15
local officers, recall of . . . . .	II	19
officers, public . . . . .	II	13, 14, 15, 16, 17, 18, 19
petitions, qualification of . . . . .	II	14(b)
<b>RECESS</b>		
legislature. See <b>LEGISLATURE</b>		
<b>RECIPROCAL OR INTERINSURANCE EXCHANGES</b>		
insurer, inclusion in definition of . . . . .	XIII	28(a)
reciprocity re taxation of insurers . . . . .	XIII	28(f)
<b>RECIPROCITY</b>		
insurers . . . . .	XIII	28(f)
<b>RECOGNIZANCE</b>		
release of person on his or her own in the court's discretion . . . . .	I	12, 28
<b>RECREATION</b>		
open space lands assessment . . . . .	XIII	8
<b>REDEVELOPMENT.</b> See <b>COMMUNITY REDEVELOPMENT.</b>		
<b>REFERENDUM.</b> See also <b>INITIATIVE.</b>		
cities or counties, electors of . . . . .	II	11
conflicting measures, highest affirmative vote prevails when . . . . .	II	10(b)
county governing body compensation, ordinance for, subject to. . . . .	XI	1(b)
definition and procedure re . . . . .	II	9
effective date . . . . .	II	10(a)
manner petitions circulated, etc., providing of . . . . .	IV	8(c)
reserve powers of people . . . . .	II	10(e)
secretary of state, duties of . . . . .	IV	1
signatures: percent required . . . . .	II	9(c)
statute not delayed when referendum petition filed . . . . .	II	9(b)
statutes, referendum, amendment or repeal of . . . . .	II	10(a)
submission of . . . . .	II	10(c)
title and summary preparation by attorney general . . . . .	II	9(b), 9(c) 10(d)
<b>RELIEF</b>		
laws re, administration of . . . . .	XVI	11
<b>RELIGION</b>		
buildings under construction for purposes of: exemption from taxation	XIII	3(f), 4(b), 5
business, etc., disqualification because of religion, prohibited . . . . .	I	8
free exercise, etc., of . . . . .	I	4
public aid for school, institution, etc., controlled by religious sect, etc., prohibited . . . . .	XVI	5
taxation exemption re property used exclusively for religious purposes	XIII	3(f), 4(b), 4(d), 5
<b>RENTALS</b>		
water: regulation by state . . . . .	X	5
<b>RENTERS</b>		
tax benefits . . . . .	XIII	3(k)
<b>REPLACEMENT DWELLINGS</b>		
transfer of base year value . . . . .	XIII A	2(a)
<b>REPORTS</b>		
governor's report to legislature each calendar year . . . . .	V	3
judges' reports to judicial council . . . . .	VI	6
law enforcement officers' reports to attorney general . . . . .	V	13

	Article	Section
<b>REPORTS—continued</b>		
parole of convicted murderer, review by governor of.....	V	8(b)
reprieves, pardons, and commutations, governor's granting of..	V	8(a)
<b>REPRIEVES</b>		
grant by governor of.....	V	8(a)
<b>RESEARCH</b>		
mass transit guideways, public..	XIX	1(b), 4
<b>RESIDENCE</b>		
city, county, or public district employees ..	XI	10(b)
electors ..	II	2, 3
governor 5 years state residence immediately preceding election ..	V	2
legislative members. 3 years immediately preceding election ..	IV	2(c)
<b>RESOLUTIONS</b>		
alcoholic beverage appeals board member, removal of ..	XX	22
alcoholic beverage control, director of ..	XX	22
energy alternative sources, limit, etc., on proposed bond issue for financing for ..	XVI	14.5
fish and game commission members, removal of, by concurrent resolution ..	IV	20(b)
legislative committees, selection of ..	IV	11
state officers' compensation ..	III	8(g), 8(i)
<b>RESTAURANTS</b>		
alcoholic beverages, sale, etc , of ..	XX	22
<b>RETIREMENT</b>		
constitutional officers—		
allowance ..	III	7
judges—		
age or disability, for ..	VI	20
allowance ..	VII	11
compulsory ..	VI	18(c), 18(d)
legislators—		
allowance ..	VII	11
cost-of-living increases ..	IV	4(c)
federal social security, participation in ..	IV	4.5
limitations ..	IV	1.5, 4(c), 4.5
reduction in terms of effect on benefits, etc ..	XX	6
public retirement funds investment ..	XVI	17
teachers—		
contributions and benefits ..	IX	6
<b>REVENUE MARINE SERVICE</b> See <b>MILITARY, NAVAL, ETC., SERVICE; VETERANS</b>		
<b>REVENUES, STATE.</b> See also <b>TAXES.</b>		
budget estimates ..	IV	12(a)
community college support ..	XVI	8
school support ..	IX	6
	XVI	8, 8.5
<b>REVIEW</b> See also <b>APPEALS.</b>		
alcoholic beverage control, department of, decisions of ..	XX	22
civil service, state, disciplinary actions re ..	VII	3(a)
courts of appeal decisions. ....	VI	12
<b>REWARD</b>		
legislator's vote, influencing.....	IV	15
<b>RIGHTS OF WAY</b>		
navigable waters, frontage or tidal lands of ..	X	4
<b>RIGHTS, PEOPLE'S</b>		
aid of counsel ..	I	14
assemble, to ..	I	3
criminal cases ..	I	15, 24, 29
due process.....	I	7(a)
education. ....	IX	1
electors, as, qualifications for ..	I	22
equal protection of the laws ..	I	7(a), 24
fish, to ..	I	25
government, alter or reform ..	II	1
guaranteed by California Constitution as independent from United States Constitution ..	I	24

		Article	Section
<b>RIGHTS, PEOPLE'S—continued</b>			
habeas corpus privilege . . . . .		I	11
inalienable . . . . .		I	1
initiative powers reserved to people . . . . .		IV	1
liberty of conscience . . . . .		I	4
navigable waters, access to . . . . .		X	2
noncitizens . . . . .		I	20
petition, to . . . . .		I	3
punishment, not to receive cruel or unusual . . . . .		I	17, 24
referendum powers reserved to people . . . . .		IV	1
religious worship . . . . .		I	4
reserved rights . . . . .		I	24
searches and seizures, unreasonable, prohibited . . . . .		I	13
speech and press, liberty of . . . . .		I	2(a)
trial by jury . . . . .		I	16
vote . . . . .		II	2
<b>RIPARIAN RIGHTS</b>			
stream or water courses . . . . .		X	2
<b>RULES</b>			
legislature proceedings of each house . . . . .		IV	7(a)
<b>S</b>			
<b>SACRAMENTO, CITY OF</b>			
capital of California . . . . .		III	2
<b>SACRAMENTO COUNTY</b>			
consolidation as charter city and county . . . . .		XX	1
water resources development, venue of actions or proceedings re . . . . .		X A	6
<b>SACRAMENTO-SAN JOAQUIN DELTA</b>			
eminent domain proceedings to acquire contract rights for water or . . . . .		X A	5
water quality maintenance . . . . .		X A	5
eminent domain proceedings to acquire water rights prohibited . . . . .		X A	2
fish and wildlife resource protection . . . . .		X A	2
protection of existing water rights, state's . . . . .		X A	4
statutes amending, repealing, etc., provisions re, approval of . . . . .		X A	4
<b>SALARIES See also COMPENSATION, WAGES</b>			
county superintendents of schools . . . . .		IX	3 1(b)
judges of court of record . . . . .		III	4(b)
state officers . . . . .		III	4(a), 8
teachers not less than \$2400 annually . . . . .		IX	6
urgency statutes changing prohibition . . . . .		IV	8(d)
<b>SALES See also PURCHASES</b>			
alcoholic beverages . . . . .		XX	22
homesteads, forced sale of, protection from . . . . .		XX	15
pollution control facilities, environmental . . . . .		XVI	14
property, forced sale of, protection from . . . . .		XX	1.5
tidelands . . . . .		X	3
University of California, sales of real property by competitive bidding . . . . .		IX	9(a), 9(f)
procedures . . . . .		X	5
water regulation by state . . . . .		X	5
<b>SALES OR USE TAXES</b>			
revenue apportionment, etc., local governmental agency contracts re . . . . .		XIII	29
<b>SAN DIEGO COUNTY</b>			
court districts . . . . .		VI	5(b)
<b>SAN FRANCISCO BAY</b>			
fish and wildlife resource protection in bay system westerly of delta . . . . .		X A	2
<b>SAVINGS AND LOAN ASSOCIATIONS</b>			
public moneys, deposit of . . . . .		XI	11(b)
<b>SCHOOLS See also EDUCATION, TEACHERS</b>			
academy of sciences, California . . . . .		XIII	4(c)
apportionments re construction, etc., state allocation board legislative . . . . .		XVI	1
members' duties re . . . . .		XVI	8.5(e)
audits . . . . .		XVI	8.5(e)
average daily attendance—			
apportionment, minimum amount . . . . .		IX	6

SCHOOLS—continued	Article	Section
boards of education, city member qualifications, etc., charter provisions	IX	16
boards of education, county, election, etc., of	IX	3, 3, 7
bonds—		
issuance of	IX XVI	6½ 18
certificated employees—		
salaries, minimum, retirement, etc.	IX	6
church controlled, public aid to, prohibited	XVI	5
Cogswell polytechnical college	XIII	4(c)
common schools, legislature to provide system of	IX	5
common schools, sectarian or denominational doctrine prohibited in	IX	8
county superintendents of—		
election or appointment	IX	3
qualifications	IX	3 1(a)
salary	IX	3.1(b)
districts—		
accountability report card, school adoption	XVI	8 5(e)
allocations from state school fund	XVI	8 5
audit of funds, annual	XVI	8 5(e)
bonds—		
indebtedness for public school repair, etc., purposes	XVI	18
issuance, requirement re	IX XVI	6½ 18
classification of, legislature's	IX	14
formation in more than one county	IX	6½, 14
governing boards, initiation, etc., of programs, etc., by	IX	14
governing boards, powers of	IX	14
high school district incorporation, organization, etc	IX	14
incorporation and organization, legislature's power to provide	IX	14
indebtedness or liability, limitations on	XVI	18
support	XVI	8
elementary schools—		
inclusion in public school system	IX	6
employees—		
victims' bill of rights	I	28
enrollment—		
changes in enrollment allocations	XVI	8(f)
free schools	IX	5
funds—		
allocations	XVI	8.5
apportionment of	IX XVI	6 8, 8.5
instructional improvement and accountability, expenditures for	XVI	8.5(d)
integration plan, continuance or commencement of	I	7(a)
kindergartens—		
inclusion in public school system	IX	6
mechanical arts, California school of	XIII	4(c)
property of, tax exemption for	XIII	3(d), 3(e), 5
public school system—		
definition	IX	6
state school fund apportionments	IX	6
support	IX XVI	6 8, 8.5
transfer of school from system prohibited	IX	6
pupil school assignment	I	7(a)
pupil transportation	I	7(a)
religious creed, controlled by, public aid to, prohibited	XVI	5
safe to attend	I	28
secondary schools—		
inclusion in public school system	IX	6
sectarian or denominational, aid to, prohibited	IX XVI	8 5
Stanford University, Leland, Jr	XX	2

	<i>Article</i>	<i>Section</i>
<b>SCHOOLS</b> —continued		
state colleges—		
inclusion in public school system . . . . .	IX	6
state school fund—		
apportionments. . . . .	IX	6
students—		
victims' bill of rights . . . . .	I	28
superintendent of public instruction. See <b>SUPERINTENDENT OF PUBLIC INSTRUCTION</b>		
support of, revenues for . . . . .	IX	6
taxes, levy of . . . . .	XVI	8, 8 5
teachers' salaries not less than \$2400 annually . . . . .	XIII	21
teaching staffs of certain, state civil service exemption for . . . . .	IX	6
technical schools—		
inclusion in public school system . . . . .	VII	4(i)
textbooks—		
adoption of . . . . .	IX	6
free of charge . . . . .	IX	7 5
University of California . . . . .	IX	7.5
University of California . . . . .	IX	9
<b>SEARCH WARRANTS</b>		
issuance . . . . .	I	13
<b>SEARCHES AND SEIZURES</b>		
unreasonable, prohibited . . . . .	I	13, 24
<b>SECRETARY OF STATE</b>		
ballot pamphlets re authorization of state indebtedness, printing of . . . . .	XVI	1
city charters, filing of . . . . .	XI	3(a)
compensation . . . . .	III	8(a), 8(g), 8(h), 8(i), 8(j)
county charters, filing of . . . . .	V	14(a), 14(d)
election of . . . . .	XI	3(a)
gifts, restrictions . . . . .	V	11
honorary prohibition . . . . .	V	14(c)
initiative measures . . . . .	V	14(b)
recall of . . . . .	II	8(b), 8(c)
recall petition signatures, continuous count of . . . . .	II	17
referendum measures . . . . .	II	14(c)
term of office . . . . .	II	9(b), 9(c)
vacancy in office of, appointment to fill . . . . .	V	11
vacancy in office of, appointment to fill . . . . .	V	5(b)
<b>SECURITIES</b> See also <b>STOCKS</b>		
colleges, nonprofit: exemption from taxation . . . . .	XIII	3(e)
parking meter revenues availability for provision of public parking facilities. . . . .	XVI	15
public moneys, investment of . . . . .	XI	11(b)
<b>SEISMIC SAFETY</b>		
property taxes seismic retrofitting improvements . . . . .	X B	2(c)
taxable property reconstruction or improvement to comply with local ordinance re . . . . .	XIII A	2(a)
<b>SELF-INCRIMINATION</b> . . . . .	I	15, 24
<b>SENATE</b> See also <b>LEGISLATURE</b>		
adjournment or recess—		
adjournment sine die . . . . .	IV	3(a)
day to day . . . . .	IV	7(a)
10 days, recesses for more than. consent of other house . . . . .	IV	7(d)
bills. See also <b>LEGISLATURE</b>		
budget bill—		
introduction by each house . . . . .	IV	12(c)
caucus . . . . .	IV	7(c)
committees—		
proceedings, public . . . . .	IV	7(c)
selection of . . . . .	IV	11
compensation of members . . . . .	IV	4
constitution, proposal of amendments to . . . . .	XVIII	1



SENATE—continued	Article	Section
districts—		
40 senatorial districts, division of state into . . . . .	IV	6
reapportionment of . . . . .	XXI	1
employees of, civil service exemption for . . . . .	VII	4(a)
goals and objectives, report . . . . .	IV	22
governor's appointments, confirmation of—		
alcoholic beverage control appeals board members . . . . .	XX	22
alcoholic beverage control, director of . . . . .	XX	22
constitutional offices, vacancies in . . . . .	V	5(b)
fish and game commission members . . . . .	IV	20(b)
judicial performance, commission on, members of . . . . .	VI	8(a)
personnel board, state, members of . . . . .	VII	2(a)
public utilities commissioners . . . . .	XII	1
University of California, regents of the . . . . .	IX	9(a)
impeachment, trial by . . . . .	IV	18(a)
journal of . . . . .	IV	7(b)
legislative power vested in . . . . .	IV	1
members—		
absent members, compelling attendance of . . . . .	IV	7(a)
civil process, not subject to . . . . .	IV	14
compensation . . . . .	IV	4
conflict of interest. . . . .	IV	5
districts . . . . .	IV	6
election—		
approval by house . . . . .	IV	5(a)
date of . . . . .	IV	2(b)
residency . . . . .	IV	2(c)
terms . . . . .	IV	2(a)
vacancy . . . . .	IV	2(d)
expenses . . . . .	IV	4
expulsion by two-thirds vote . . . . .	IV	5
ineligibility for other state offices or employment . . . . .	IV	13
influencing vote of . . . . .	IV	15
judicial council, membership on . . . . .	VI	6
mileage . . . . .	IV	4
oath of office . . . . .	XX	3
qualifications—		
approval by house . . . . .	IV	5(a)
elector . . . . .	IV	2(c)
residence and citizenship . . . . .	IV	2(c)
recall of . . . . .	II	14(b)
retirement . . . . .	IV	4
. . . . .	XX	6
succession in war- or enemy-caused disaster . . . . .	IV	21(a)
terms . . . . .	IV	2(a)
. . . . .	XX	7
vote of felony to influence by bribery, etc . . . . .	IV	15
membership . . . . .	IV	2(a)
officers—		
appointed, civil service exemption for. . . . .	VII	4(a)
choosing of . . . . .	IV	7(a)
organization. . . . .	IV	3(a)
president of senate See also LIEUTENANT GOVERNOR.		
lieutenant governor as . . . . .	V	9
vote in case of tie, casting of . . . . .	V	9
president pro tempore—		
University of California board of regents, selection of, advisory		
committee re. membership and appointments. . . . .	IX	9(e)
proceedings, public . . . . .	IV	7(c)
quorum of . . . . .	IV	7(a)
rules—		
adoption . . . . .	IV	7(a)
rules committee—		
University of California board of regents, selection of, advisory		
committee re. appointments . . . . .	IX	9(e)

	<i>Article</i>	<i>Section</i>
SENATE—continued		
sessions—		
closed sessions . . . . .	IV	7(c)
regular . . . . .	IV	3(a)
special . . . . .	IV	3(b)
vacancy, election to fill . . . . .	IV	2(d)
vote recordation in journal . . . . .	IV	7(b)
SENTENCE, COMMUTATION OF		
governor, granting by . . . . .	V	8(a)
SENTENCES		
parole See PAROLE		
prior criminal conviction use for sentence enhancement purposes in criminal proceedings . . . . .	I	28
SEPARATE PROPERTY		
husband and wife . . . . .	I	21
SEPARATION OF POWERS	III	3
SEX		
disqualification re business, etc., because of sex prohibited . . . . .	I	8
University of California debarred admission because of sex prohibited . . . . .	IX	9(f)
SHERIFFS		
elected county sheriffs . . . . .	XI	1(b), 4(c)
supervision by attorney general . . . . .	V	13
SHORT TITLES		
marine resources protection act of 1990 . . . . .	X B	1
SIGNATURES		
initiative petitions . . . . .	II	8(b)
recall petitions . . . . .	II	14(b), 14(c), 15, 16
referendum petitions . . . . .	II	9(b)
SINGLE-FAMILY DWELLINGS		
taxation, property, assessment for purposes of . . . . .	XIII	9
SLANDER		
elected officials campaign statement . . . . .	VII	10
SLAVERY		
prohibited . . . . .	I	6
SOCIAL WELFARE, DEPARTMENT OF		
aid to blind, enforcement of provisions re . . . . .	XVI	3
SOLAR POWER		
facilities utilizing, revenue bonds to finance . . . . .	XVI	14 5
property taxation construction or addition of active solar energy system . . . . .	XIII A	2(c)
SOLDIERS		
quartering of . . . . .	I	5
SOVEREIGN IMMUNITY		
limitations prescribing of procedure for claims against counties, cities, and their officers, etc . . . . .	XI	12
SPECIAL ASSESSMENTS See also ASSESSMENTS		
property acquisition for public use, proceedings re . . . . .	XVI	19
public improvements, proceedings re . . . . .	XVI	19
SPEECH		
freedom of, guaranteed . . . . .	I	2(a)
SPENDING LIMITATION, GOVERNMENT See APPROPRIATIONS— <i>government spending limitation</i>		
STANFORD UNIVERSITY, LELAND, JR		
rights, powers, privileges, etc . . . . .	XX	2
STATE AID See AGED AID, BLIND PERSONS, CALIFORNIA, STATE OF— <i>aid</i>		
STATE BAR OF CALIFORNIA See BAR OF CALIFORNIA, STATE		
STATE CAPITAL See CAPITAL, STATE		
STATE CAPITOL See CAPITOL, STATE		
STATE COLLEGES See COLLEGES, STATE		
STATE CONTROLLER See CONTROLLER, STATE		
STATE TREASURER See TREASURER, STATE		
STATE UNIVERSITY See UNIVERSITY OF CALIFORNIA.		

**STATUTES**

	<i>Article</i>	<i>Section</i>
administrative agencies, declaration of statute's unenforceability or refusal to enforce statute prohibited . . . . .	III	35
bond issues, previous, constitutional provisions re: repeal and continuance as statutes. . . . .	XVI	2(b), 2(c)
bond measures, submission to the electors of . . . . .	XVI	2(a)
charters, county or city publishing in official state statutes . . . . .	XI	3(a)
city and county, provisions for consolidation of county and cities within as. . . . .	XI	6(a)
civil service statutes, enforcement by state personnel board . . . . .	VII	3(a)
compensation of state officers . . . . .	V	14(a), 14(d)
constitutionality declaration of unconstitutionality by administrative agency prohibited . . . . .	III	35
corporations, laws concerning, alteration or repeal of . . . . .	XX	5
county charters . . . . .	XI	4(d), 4(h)
effective date . . . . .	IV	8(c)
enactment by bill . . . . .	IV	8(b)
enforcement refusal by administrative agency prohibited . . . . .	III	35
executive assignment and reorganization, governor's authority for . . . . .	V	6
governor's signature . . . . .	IV	10(a), 10(b)
initiative statutes—		
effective date . . . . .	II	10(a)
proposal, etc . . . . .	II	8
justice court districts, division of county into . . . . .	VI	5(a)
local or special statute invalid if general statute applicable . . . . .	IV	16(b)
militia, provision for . . . . .	V	7
municipal court districts, division of county into . . . . .	VI	5(a)
naming of individuals or private corporations prohibited . . . . .	II	12
referendum—		
approval or rejection by . . . . .	II	9(a)
effective date . . . . .	II	10(a)
titles . . . . .	IV	8(c)
uniform operation . . . . .	IV	9
urgency statutes . . . . .	IV	16(a)
urgency statutes . . . . .	IV	8(c)
<b>STOCKS</b> See also <b>SECURITIES</b>		
irrigation districts, holdings by . . . . .	XVI	6
mutual water companies or corporations, acquisition and holding of shares in . . . . .	XVI	17
state, etc., as stockholder, prohibitions re: exceptions . . . . .	XVI	6
taxation, etc. . . . .	XIII	2
<b>STREETS</b>		
motor vehicle fees and taxes use . . . . .	XIX	2
motor vehicle fuel taxes use . . . . .	XIX	1(a)
tidelands reserved to state for, sale of . . . . .	X	3
<b>STRIKES</b>		
inmate labor . . . . .	XIV	5
<b>SUBPOENAS</b>		
public utilities commission's powers re . . . . .	XII	6
<b>SUBVENTIONS</b>		
homeowners' property tax exemption, revenue losses re . . . . .	XIII	3(k), 25
local government, use . . . . .	XIII	24
mandated new programs or higher levels of service reimbursement of local government costs . . . . .	XIII B	6
postponement of property tax payments on residences of persons 62 years or older or disabled, revenue losses re . . . . .	XIII	85
<b>SUBVERSIVES</b>		
office or employment, public, disqualification from . . . . .	VII	9(a)
<b>SUFFRAGE</b> See also <b>ELECTIONS, VOTING</b>		
privilege of free, support of . . . . .	VII	8(b)
property qualifications, prohibited . . . . .	I	22
<b>SUISUN MARSH</b>		
fish and wildlife resource protection . . . . .	X A	2
<b>SUITS AGAINST STATE</b>		
permitted . . . . .	III	5

SUPERINTENDENT OF PUBLIC INSTRUCTION		Article	Section
average class size determination for transfer or allocation of funds		XVI	85(a)
compensation		III	8(a), 8(g), 8(h), 8(i), 8(l)
		V	14(a), 14(d)
date of office		IX	2
deputy and associates, nomination of		IX	2.1
deputy and associates, terms of		IX	2.1
election		IX	2
expenditures per student, annual. determination for transfer or allocation of funds		XVI	85(a)
gifts, restrictions		V	14(c)
honorarium prohibition		V	14(b)
teaching staff of schools under jurisdiction of	civil service exemption	VII	4(i)
term of office		IX	2
University of California, ex officio regent of the		IX	9(a)
vacancy in office of, appointment to fill		V	5(b)
SUPERINTENDENTS OF SCHOOLS, COUNTY See COUNTY			
SUPERINTENDENTS OF SCHOOLS			
SUPERIOR COURTS See also COURTS			
attorney general, prosecutions by	powers as district attorney	V	13
certiorari, original jurisdiction in		VI	10
commissioners, appointment of		VI	22
county clerk as ex officio clerk of		VI	4
county, in each		VI	4
court of record		VI	1
habeas corpus proceedings, original jurisdiction in		VI	10
judges See JUDGES AND JUSTICES			
judicial power vested in		VI	1
jurisdiction, appellate		VI	11
jurisdiction, original		VI	10
mandamus, original jurisdiction in		VI	10
officers, appointment of		VI	22
prohibition, original jurisdiction in		VI	10
water rights and water quality, actions re		X A	6
SUPREME COURT See also COURTS			
censure of judges		VI	18(c)
certiorari, original jurisdiction in		VI	10
commissioners, appointment of		VI	22
commutations for twice convicted felons, recommendations re		V	8(a)
composition of		VI	2
convening of		VI	2
court of record		VI	1
death judgment, appellate jurisdiction re		VI	11
decisions in writing that determine causes		VI	14
governor, vacancy in office of jurisdiction re succession, etc		V	10
habeas corpus proceedings, original jurisdiction in		VI	10
judgment, concurrence necessary for		VI	2
judicial performance, commission on, appointments to		VI	8(a)
judicial power vested in		VI	1
justices See JUDGES AND JUSTICES.			
mandamus, original jurisdiction in		VI	10
opinions, publication of		VI	14
pardons when second felony, recommendations re		V	8(a)
prohibition, original jurisdiction in		VI	10
removal of judges		VI	18(a), 18(b)
retirement of judges		VI	18(c)
suspension of judges		VI	18(b)
transfer of cases to, or from, other courts		VI	12
transfer of cause from one court or division		VI	12
water rights and water quality, actions re		X A	6

	<b>T</b>	<i>Article</i>	<i>Section</i>
<b>TAXES</b>			
actions re recovery of taxes claimed illegal . . . . .	XIII	32	
alcoholic beverage sales, etc , collection, etc , of excise taxes on . . .	XX	22	
apportionments—			
sales or use tax revenues, local, contracts re . . . . .	XIII	29	
appropriations raised by, ratio of total . . . . .	XIII	22	
aqueducts . . . . .	XIII	19	
assessments. See ASSESSMENTS			
banks and national banking associations . . . . .	XIII	27	
bonded indebtedness, city, county, etc , interest on . . . . .	XVI	18	
bonds, generally . . . . .	XIII	2	
boundaries, state, changes, etc , property involved in . . . . .	XIII	23	
canals . . . . .	XIII	19	
car companies . . . . .	XIII	19	
collections—			
legal or equitable process to prevent, prohibited . . . . .	XIII	32	
community redevelopment projects, taxable property re . . . . .	XVI	16	
corporations. . . . .	XIII	27	
credits, solvent . . . . .	XIII	2	
debentures . . . . .	XIII	2	
deeds of trust . . . . .	XIII	2	
districts, special, imposition of taxes on . . . . .	XIII A	4	
ditches. . . . .	XIII	19	
electric companies . . . . .	XIII	19	
equalization, county boards of. See EQUALIZATION, COUNTY BOARDS OF.			
equalization, state board of. See EQUALIZATION, STATE BOARD OF.			
exemptions—			
academy of sciences, California . . . . .	XIII	4(c)	
bonds—			
California, state of . . . . .	XIII	3(c)	
governmental agencies . . . . .	XIII	3(c)	
debts secured by land . . . . .	XIII	3(n)	
governmental agencies, property belonging to . . . . .	XIII	3(b)	
grape vines under three years . . . . .	XIII	3(i)	
householders' personal property . . . . .	XIII	3(m)	
Huntington, Henry E , library and art gallery . . . . .	XIII	4(c)	
local government, property belonging to . . . . .	XIII	3(b)	
mechanical arts, California school of . . . . .	XIII	4(c)	
property—			
buildings under construction—			
charitable purposes, buildings for . . . . .	XIII	4(b), 5	
colleges, nonprofit . . . . .	XIII	3(e), 5	
hospitals, nonprofit . . . . .	XIII	4(b), 5	
religious purposes, buildings for . . . . .	XIII	3(f), 4(b), 5	
burial plots, etc , property used for . . . . .	XIII	3(g)	
charitable purposes, property used exclusively for . . . . .	XIII	4(b), 5	
church property . . . . .	XIII	3(f), 5	
church property parking lots . . . . .	XIII	4(d)	
colleges, nonprofit, buildings, etc , of . . . . .	XIII	3(e), 5	
colleges, state, property used for . . . . .	XIII	3(d)	
community colleges, property used for . . . . .	XIII	3(d)	
crops, growing . . . . .	XIII	3(h)	
homeowners. . . . .	XIII	3(k), 25	
hospitals, nonprofit, property used exclusively for . . . . .	XIII A	2(a)	
libraries, public free, property used for. . . . .	XIII	4(b), 5	
low value real property exemption by boards of supervisors . . . . .	XIII	7	
museums, free, property used for . . . . .	XIII	3(d)	
1975, appraised value after. newly constructed, ownership change, etc. . . . .	XIII A	2(a)	
personal property, certain . . . . .	XIII	3(m)	

## TAXES—continued

## exemptions—continued

## property—continued

religious purposes, property used exclusively for . . . . .	Article XIII	Section 3(f), 4(b), 4(d), 5
schools, public, property used for . . . . .	XIII	3(d)
seismic retrofitting improvements . . . . .	XIII A	2(c)
state, property belonging to . . . . .	XIII	3(a)
universities, state, property of . . . . .	XIII	3(d)
veterans, blind . . . . .	XIII	4(a)
veterans, disabled . . . . .	XIII	4(a)
veterans, generally . . . . .	XIII	3(o), 3(p), 3(q), 3(r), 3 5, 4(a)
waivers . . . . .	XIII	6
widows of veterans . . . . .	XIII	3(p), 4(a)
subversive persons or groups, exemption for, prohibited . . . . .	VII	9(b)
trees—		
forest, immature . . . . .	XIII	3(j)
fruit, under four years . . . . .	XIII	3(i)
nut, under four years . . . . .	XIII	3(i)
vessels, certain . . . . .	XIII	3(l)
flumes . . . . .	XIII	19
franchises . . . . .	XIII	27
gas companies . . . . .	XIII	19
golf courses, nonprofit, assessment of . . . . .	XIII	10
improvements and land separately assessed for purpose of . . . . .	XIII	13
indebtedness, evidence of . . . . .	XIII	2
insurers—		
annual tax, basis of the . . . . .	XIII	28(c)
annual tax imposed . . . . .	XIII	28(b)
annual tax, rate of . . . . .	XIII	28(d)
board of equalization, assessment by . . . . .	XIII	28(h)
definitions . . . . .	XIII	28(a)
fraternal benefit societies . . . . .	XIII	28(f)
in lieu tax exceptions . . . . .	XIII	28(f)
intent of section re gross premiums, less return premiums, received . . . . .	XIII	28(j)
investments definition . . . . .	XIII	28(c)
ocean marine insurance . . . . .	XIII	28(f), 28(g)
reciprocal or interinsurance exchanges . . . . .	XIII	28(a), 28(f)
reciprocity . . . . .	XIII	28(f)
state compensation insurance fund . . . . .	XIII	28(a)
vote, legislative majority requirement re passage of rate change . . . . .	XIII	28(i)
land—		
improvements separately assessed . . . . .	XIII	13
local governmental agency, taxable land outside boundaries owned by valuation, etc . . . . .	XIII	11
legislature's passing of laws to carry out constitutional provisions . . . . .	XIII	33
levy of, delegated to private person, etc , prohibited . . . . .	XI	11(a)
liens—		
cessation after 30 years, presumption re . . . . .	XIII	30
local governmental agency property—		
assessment subsequent to 1968 . . . . .	XIII	11
improvements, replacement, etc , of, subsequent to March 1954, assessment of . . . . .	XIII	11
land owned outside its boundaries, definition re . . . . .	XIII	11
land owned outside its boundaries, valuation, etc , of . . . . .	XIII	11
lien date in 1967 deemed as lien date in 1966 . . . . .	XIII	11
water consumption or usage outside boundaries, limitations on, assessment, etc , of . . . . .	XIII	11
mortgages . . . . .	XIII	2
motor vehicle fees and taxes—		
license fees allocation to counties and cities . . . . .	XI	15
use of . . . . .	XIX	2

TAXES—continued	Article	Section
motor vehicle fuel—		
allocation	XIX	3
legislative acts authorizing use of	XIX	3
mass transit guideway purposes, public, use for	XIX	1(b)
property acquired by use of revenues from . . .	XIX	8, 9
state property purchased with tax revenues, transfer of surplus	XIX	9
street and highway purposes, use for	XIX	1(a)
notes	XIII	2
payment after 30 years, presumption re	XIII	30
personal property—		
classification of exemption	XIII	2
householder's	XIII	3(m)
legislature's provision for	XIII	2
rates, etc, re unsecured property	XIII	12
pipelines	XIII	19
power of taxation, suspension, etc, by grant or contract of, prohibited	XIII	31
proceeds of taxes, definition of	XIII B	8(c)
property—		
assessment at full cash value	XIII	1
assessment, place of . . .	XIII	14
base year values, transfer of	XIII A	2(a)
classification, waivers	XIII	6
damaged or destroyed property, assessment or reassessment of.	XIII	15
damaged or destroyed property transfer of value to comparable property	XIII A	2(a), 2(e), 2(f)
disaster, property reconstructed after	XIII A	2(a)
exemptions See subheading, <i>exemptions</i>		
fire sprinkler, extinguishing or detection systems, or egress improvement exclusion	XIII A	2(c)
full cash value base to reflect inflationary rate	XIII A	2(b)
full cash value, definition of	XIII A	2(a)
historical significance, property of.	XIII	8
limitation, tax, effective date of provisions re	XIII A	5
limitation, tax, exceptions to	XIII A	1(b)
limitation, tax, severability of provisions re	XIII A	6
maximum ad valorem tax of 1% of full cash value	XIII A	1
1975, appraised value after newly constructed, ownership change, etc	XIII A	2(a)
ownership change due to eminent domain proceedings, etc	XIII A	2(d)
postponement of tax payments on residences of persons 62 years or older or disabled	XIII	8 5
sales of real property sales or transactions taxes prohibited	XIII A	3, 4
seismic safety, reconstruction or improvement re exclusion	XIII A	2(a)
solar energy system, active, construction or addition of	XIII A	2(c)
subject to taxation	XIII	1, 2
transfers between parents and children	XIII A	2(h)
transfers between spouses	XIII A	2(g)
two or more counties, tax levy when boundaries include voter approval	XI	14
unsecured property	XIII	12
valuation of assessable property adjustments change in assessment ratio	XIII	3 5
publicly owned property	XIII	11
railroad companies	XIII	19
rates—		
basis of the annual tax, tax rate applied to the insurers	XIII	28(d)
insurers	XIII	28(a), 28(1)
legislature's providing of	XIII	20
unsecured property	XIII	12
renters' tax benefits	XIII	3(k)
sales or use tax revenues, local, apportionment of, contracts re	XIII	29

	<i>Article</i>	<i>Section</i>
<b>TAXES—continued</b>		
schools—		
districts—		
levy and assessment .....	XIII	21
state taxes: changes by rate increases or computation methods: vote requirement .....	XIII A	3
statutes providing tax levies effective immediately .....	IV	8(c)
stock, capital .....	XIII	2
telegraph and telephone companies .....	XIII	19
<b>TEACHERS</b>		
civil service, state, exemption .....	VII	4(i)
retirement, contributions for, and benefits to .....	IX	6
salary, annual: not less than \$2,400 .....	IX	6
<b>TECHNOLOGY.</b> See COGENERATION TECHNOLOGY.		
<b>TELEGRAPH</b>		
assessment of property of telegraph companies .....	XIII	19
regulation and control as public utility. ....	XII	3
<b>TELEPHONE</b>		
assessment of property of telephone companies ...	XIII	19
regulation and control as public utility. ....	XII	3
<b>TELEVISION STATIONS</b>		
news reporters', etc., refusal to disclose information sources: adjudged in contempt prohibited ...	I	2(b)
<b>TERMS OF OFFICE</b> See OFFICE— <i>terms</i> .		
<b>TESTIMONY</b>		
comment by court .....	VI	10
<b>TEXTBOOKS, PUBLIC SCHOOL.</b> See SCHOOLS— <i>textbooks</i> .		
<b>TIDELANDS</b>		
exclusion of right of way, etc., prohibited .....	X	4
sale of, restrictions on .....	X	3
<b>TIME</b>		
bills—		
budget bill—		
June 15th of each year, passage by midnight of .....	IV	12(c)
deadline for governor's signature .....	IV	10(b)
presentation to governor .....	IV	10(d)
budget—		
10 days of each calendar year, submitted by governor within first ...	IV	12(a)
citizens compensation commission, California members. appointment, etc .....	III	8(d)
constitutional amendment or revision—		
1 day after election, effective .....	XVIII	4
constitutional convention—		
6 months from time of majority vote, legislature to provide for convention within .....	XVIII	2
elections, recall—		
60 days or more than 80 days from certification, election date not less than .....	II	15
6 months, no petition to be circulated or filed for another recall before .....	II	18
elective offices, constitutional—		
even-numbered year before expiration of term, holding of election on .....	II	20
Monday after January 1 following election, commencement of terms on .....	II	20
governor's appointments, confirmation of—		
90 days, within, of submission of nomination, taking of office if neither confirmed nor refused confirmation ...	V	5(b)
initiative measures—		
131 days after qualifying, submission at next general election held at least .....	II	8(c)
judges—		
election, time of, and terms .....	VI	16(a), 16(c)
September 16, nomination of candidate by governor before .....	VI	16(d)
30 days before August 16 next preceding expiration of term, filing a declaration of candidacy within .....	VI	16(d)



TIME—continued

judges—continued

	Article	Section
90 days, causes submitted but pending and undetermined for. salary suspension .....	VI	19
5 years immediately preceding selection to justice court, member of state bar .....	VI	15.5
5 years immediately preceding selection to municipal court, member of state bar .....	VI	15
10 years immediately preceding selection to court of record other than municipal court or justice court, member of state bar ..	VI	15
legislative members—		
5 days before and after, and during, session, not subject to civil process .....	IV	14
legislature—		
1st Monday in December of even-numbered year, regular session to commence .....	IV	3(a)
November 30, adjournment sine die at midnight on. ....	IV	3(a)
10 days, recesses for more than consent of both houses .....	IV	7(d)
referendum—		
second calendar year of biennium, presentation during .....	II	9(b)
31 days after qualifying, submission at next general election held at least .....	II	9(c)
90 days after enactment date of statute, presentation within .....	II	9(b)
superintendent of public instruction—		
1st Monday after January 1 next succeeding his election, begins duties of office. ....	IX	2

TOBACCO AND TOBACCO PRODUCTS

cigarette and tobacco products surtax fund revenues, appropriations of	XIII B	12
--	--------	----

TOWNS AND TOWNSHIPS

bonds—

indebtedness for public school repair, etc., purposes .....	XVI	18
issuance, requirements re .....	XVI	18
credit, giving or lending of, prohibited .....	XVI	6
housing project, low rent, approval of. ....	XXXIV	1
indebtedness or liability, limitations on .....	XVI	18
insurance pooling arrangement joint powers agreement, etc. ....	XVI	6
sectarian, etc., purposes, aid for, prohibited.....	XVI	5
tideland sales to .....	X	3
tort liability or public liability losses payment through insurance pooling arrangement. ....	XVI	6
unemployment insurance payment through insurance pooling arrangement.....	XVI	6
water supplied to, franchise to collect rates, etc., for use of..	X	6
workers' compensation. payment through insurance pooling arrangement .....	XVI	6

TRANSPORTATION

alcoholic beverages .....	XX	22
companies. See TRANSPORTATION COMPANIES		
mass transit guideways, public. See MASS TRANSIT GUIDEWAYS, PUBLIC		
municipal corporation, operation, etc., of public works by .....	XI	9(a)
plans, etc.—		
motor vehicle revenues use for .....	XIX	3
railroads See RAILROADS.		
vessels, certain: exemption from taxation .....	XIII	3(l)

TRANSPORTATION COMPANIES

charges, etc., discrimination in, prohibited .....	XII	4
charges, rates of, public utilities commission establishment of ...	XII	4
free, etc., passes for public officers, prohibited .....	XII	7
legislative control of .....	XII	3
rate increases .....	XII	4

TREASON

definition .....	I	18
evidence required for conviction of .....	I	18

	Article	Section
<b>TREASURER, STATE</b>		
compensation . . . . .	III	8(a), 8(g), 8(h), 8(i), 8(l)
election of . . . . .	V	14(a), 14(d)
gifts' restrictions . . . . .	V	11
honorarium prohibition . . . . .	V	14(c)
term of office . . . . .	V	14(b)
vacancy in office of, appointment to fill . . . . .	V	11
<b>TREASURY, STATE</b> See also <b>FUNDS—state</b>		5(b)
bond issuance, funds created for proceeds from, abolishment, etc., of . . . . .	XVI	15
bond proceeds fund, general obligation, creation, etc., of . . . . .	XVI	1.5
warrants on appropriation requirement . . . . .	XVI	7
<b>TREES</b>		
fruit and nut, under four years, exemption from taxation of . . . . .	XIII	3(i)
immature forest, exemption from taxation of . . . . .	XIII	3(j)
<b>TRIAL BY JURY</b> See also <b>TRIALS</b>		
guaranteed . . . . .	I	16
<b>TRIALS</b>		
criminal cases, rights of defendant or the people in . . . . .	I	15, 24, 29
impeachment tried by senate . . . . .	IV	18(a)
judges, temporary . . . . .	VI	21
jury trials—		
number of jurors . . . . .	I	16
right of, guaranteed . . . . .	I	16
waiver criminal or civil causes . . . . .	I	16
waiver, evidence and finding of facts by appellate courts . . . . .	VI	11
libelous or slanderous campaign statement . . . . .	VII	10
new trials, granting of, when miscarriage of justice . . . . .	VI	13
original jurisdiction, courts having . . . . .	VI	10
workers' compensation disputes . . . . .	XIV	4
<b>TRUSTS AND TRUSTEES</b>		
bonds, etc., registration of . . . . .	XI	11(b)
insurers having trust departments, taxation of . . . . .	XIII	28(f)
<b>U</b>		
<b>UNEMPLOYMENT</b>		
relief laws, etc . . . . .	XVI	11
<b>UNEMPLOYMENT INSURANCE</b>		
counties, city and county, etc payment through insurance pooling arrangement . . . . .	XVI	6
<b>UNITED STATES</b>		
aged, pensions or aid for, state cooperation re . . . . .	XVI	10
California as inseparable part of. . . . .	III	1
constitution of, supreme law. . . . .	III	1
hospital construction, federal-state funds for . . . . .	XVI	3
housing projects, low rent, funds for . . . . .	XXXIV	1
officeholder civil office prohibited . . . . .	VII	7
overthrow by force or violence, advocating disqualification from public office, etc . . . . .	VII	9
water laws, state, conformance with . . . . .	X	7
<b>UNIVERSITIES AND COLLEGES</b> See <b>COGSWELL POLYTECH-</b> <b>NICAL COLLEGE, COLLEGES, NONPROFIT,</b> <b>COLLEGES, PRIVATE, COLLEGES, STATE, COMMUNITY</b> <b>COLLEGES, CALIFORNIA, STANFORD UNIVERSITY,</b> <b>LELAND, JR., UNIVERSITY OF CALIFORNIA</b>		
<b>UNIVERSITY OF CALIFORNIA</b>		
alumni association, president and vice president of, as ex officio regents of the University of California . . . . .	IX	9(a)
bidding procedures, competitive, re construction contracts, etc. . . . .	IX	9(a)
officers and employees—		
civil service, state, exemption. . . . .	VII	4(h)
oath or affirmation of office . . . . .	XX	3
subversives, disqualification of . . . . .	VII	9(a)

		Article	Section
<b>UNIVERSITY OF CALIFORNIA—continued</b>			
president, acting, as ex officio regent of the University of California		IX	9(a)
regents—			
advisory committee for the selection of the . . . . .		IX	9(e)
appointments of additional members to board of . . . . .		IX	9(c)
composition of board of . . . . .		IX	9(a), 9(d), 9(e)
meetings, public.. . . .		IX	9(g)
powers. . . . .		IX	9
terms . . . . .		IX	9(b)
trust, administration of . . . . .		IX	9(f)
sex, debarred admission because of, prohibited . . . . .		IX	9(f)
<b>USURY</b>			
interest rate restrictions and exemptions . . . . .		XV	1
<b>V</b>			
<b>VACANCIES</b>			
attorney general, vacancy in office of . . . . .		V	5(b)
controller, state, office of . . . . .		V	5(b)
county charter provisions re . . . . .		XI	4(c), 4(e)
courts of appeal judges . . . . .		VI	16(d)
elective offices . . . . .		VII	10
equalization, state board of . . . . .		V	5(b)
fish and game commission . . . . .		IV	20(b)
governor, office of, during war- or enemy-caused disaster . . . . .		IV	21(b)
governor, office of, succession re . . . . .		V	10
governor's appointments to fill . . . . .		V	5
judicial council . . . . .		VI	6
judicial performance, commission on . . . . .		VI	8(a)
legislature . . . . .		IV	2(d)
legislature when war- or enemy-caused disaster . . . . .		IV	21(a)
lieutenant governor, office of. . . . .		V	5(b)
personnel board, state . . . . .		VII	2(a)
public utilities commission . . . . .		XII	1
secretary of state, office of. . . . .		V	5(b)
superintendent of public instruction, office of . . . . .		V	5(b)
superior court judges . . . . .		VI	16(c)
supreme court justices . . . . .		VI	16(d)
treasurer, state, office of . . . . .		V	5(b)
University of California, regents of the . . . . .		IX	9(b)
<b>VENUE</b>			
water rights and water quality, actions or proceedings brought in superior court re . . . . .		X A	6
<b>VERDICTS</b>			
civil actions, trial by jury in . . . . .		I	16
<b>VESSELS</b>			
alcoholic beverages, sale, etc , of . . . . .		XX	22
commercial passenger fishing boat marine resources protection stamp . . . . .		X B	8(c), 8(d)
taxation, exemption of certain from . . . . .		XIII	3(l)
<b>VETERANS</b>			
blind, property of, tax exemption for . . . . .		XIII	4(a)
business loans, state aid for . . . . .		XVI	6
civil service preference . . . . .		VII	6(a)
dependents, eligibility of, for tax exemptions . . . . .		XIII	3(p), 4(a)
disabled, property of, tax exemption for . . . . .		XIII	4(a)
farms and homes, state aid for acquisition of . . . . .		XVI	6
tax exemption re property... . . . .		XIII	3(o), 3(p), 3(q), 3(r), 35, 4(a)
<b>VETO See LEGISLATURE—bills</b>			
<b>VICTIMS OF CRIME</b>			
bill of rights . . . . .		I	28
<b>VINES</b>			
grape, under three years, exemption from taxation of . . . . .		XIII	3(i)

	Article	Section
<b>VOCATION</b>		
disqualification because of sex, race, etc., prohibited . . . . .	I	8
<b>VOTING. See also ELECTIONS, LEGISLATURE—votes and voting,</b>		
<b>SUFFRAGE</b>		
civil service statutes, etc., state personnel board re . . . . .	VII	3(a)
disqualification . . . . .	II	4
lieutenant governor. casting vote as president of senate . . . . .	V	9
majority required—		
boards of education member qualifications, etc.: city charter		
amendments . . . . .	IX	16
bonded indebtedness for certain public school purposes . . . . .	XVI	18
constitution, California, amendment or revision of . . . . .	XVIII	4
constitutional convention, calling of . . . . .	XVIII	2
housing project, low rent, development, etc., of . . . . .	XXXIV	1
indebtedness, state, authorization of . . . . .	XVI	1
mass transit guideways, public, use of motor vehicle revenues for . . . . .	XIX	4
property tax levy when local government boundary includes two or		
more counties . . . . .	XI	14
sales or use tax revenues, local, apportionments, contracts re . . . . .	XIII	29
right . . . . .	II	2
secret . . . . .	II	7
$\frac{2}{3}$ required—		
bonded indebtedness—		
city, county, etc. . . . .	XVI	18
local government . . . . .	XIII A	1(b)
<b>W</b>		
<b>WAGES. See also COMPENSATION, SALARIES.</b>		
minimum wages, legislature's providing for . . . . .	XIV	1
<b>WAIVERS</b>		
property tax exemptions . . . . .	XIII	6
<b>WAR</b>		
public works, 8-hour day on, exception to . . . . .	XIV	2
<b>WAR-CAUSED DISASTER</b>		
legislative powers . . . . .	IV	21
<b>WARRANTS</b>		
cause, issue on probable . . . . .	I	13
<b>WARRANTS ON STATE TREASURY</b>		
institutions not state managed or controlled, appropriations for purpose		
or benefit of. prohibited . . . . .	XVI	3
moneys drawn by warrants only . . . . .	XVI	7
<b>WATER</b>		
appropriations, etc., state regulation of . . . . .	X	5
city, county, etc., supplies to, collection of rates, etc., for . . . . .	X	6
conservation . . . . .	X	2
ecological reserves . . . . .	X B	14
franchises, collection of rates, etc., by . . . . .	X	6
international water system, acquisition of control of. irrigation districts as		
stockholders . . . . .	XVI	6
lands, state, acquisition of interest in, conformance to state laws requisite		
to . . . . .	X	7
municipal corporations, operation, etc., of public works by . . . . .	XI	9(a)
navigable waters. <b>See NAVIGABLE WATERS</b>		
ocean waters. definition . . . . .	X B	2(c)
private waters, public aid in clearing debris, etc., from . . . . .	XVI	6
regulation and control as public utility . . . . .	XII	3
resources, beneficial use of . . . . .	X	2
resources development—		
actions and proceedings brought in superior court, venue of. . . . .	X A	6
actions or proceedings pending in court, preference to . . . . .	X A	6
delta protection act, statutes amending, repealing, etc . . . . .	X A	4
fish and wildlife resources. <b>See FISH AND WILDLIFE</b>		
<b>RESOURCES</b>		
force and effect of provisions re . . . . .	X A	8
guarantees and protections for water rights and water quality. . . . .	X A	1

WATER—continued		
resources development—continued		
Sacramento-San Joaquin Delta, protection of existing water rights in.	Article X A	Section 2
state agencies' exercise of authorized powers .....	X A	7
state water resources development system, operation to comply with		
water quality standards and control plans .....	X A	2
wild and scenic rivers system, state, appropriations for storage in or di-		
version from .....	X A	3
riparian rights. ....	X	2
stock in mutual companies, public agency acquisition, etc., of .....	XVI	17
taxable lands owned by local governmental agency outside its bound-		
aries inclusion of water rights .....	XIII	11
WHARFAGE		
regulation and control as public utility .....	XII	3
WIDOWERS		
veterans' property tax exemption .....	XIII	4(a)
WIDOWS		
veterans' widows, property tax exemption for .....	XIII	3(p), 4(a)
WILD AND SCENIC RIVERS SYSTEM, CALIFORNIA		
water exports into another hydrologic basin, prohibited appropriations of		
water for .....	X A	3
WILDLIFE RESOURCES See FISH AND WILDLIFE RESOURCES		
WILLS		
separate property .....	I	21
WITNESSES		
credibility of, comment on .....	VI	10
criminal cases, protection in .....	I	30(b)
defendant's right to .....	I	15, 24
detention, unreasonable, prohibited .....	I	10
testimony of, comment on .....	VI	10
treason, conviction of .....	I	18
WORKERS' COMPENSATION		
counties, city and county, etc.: payment through insurance pooling ar-		
rangement. ....	XVI	6
creation, enforcement, etc., of system re .....	XIV	4
disputes, settlement of, provisions re .....	XIV	4
WRIT OF HABEAS CORPUS		
suspension of ...	I	11
WRITINGS		
supreme court and courts of appeal: decisions that determine causes ...	VI	14
<b>Z</b>		
ZONES AND ZONING		
marine resources protection zone. ....	X B	2(d)
single-family homes, assessment for property tax purposes of .....	XIII	9

5

6

7

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## LIST OF OFFICERS

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**LIST OF OFFICERS****1991****STATE CAPITOL AND OTHER BUILDINGS****Sacramento 95814**

Name	Office	Residence
Pete Wilson	Governor	San Diego
Leo T. McCarthy	Lieutenant Governor	San Francisco
March Fong Eu	Secretary of State	Los Angeles
Gray Davis	Controller	Los Angeles
Kathleen Brown	Treasurer	Los Angeles
Daniel E. Lungren	Attorney General	Roseville
John Garamendi	Insurance Commissioner	Sacramento
Bill Hong	Superintendent of Public Instruction	San Francisco
Bron M. Gregory	Legislative Counsel	Sacramento

**OFFICE OF GOVERNOR**

Bob White	Chief of Staff
Charles Poochigian	Appointments Secretary
Loren Kaye	Cabinet Secretary
Patricia Clarey	Deputy Chief of Staff for External Affairs
David Caffrey	Deputy Chief of Staff for Administration
Janice Rogers Brown	Legal Affairs Secretary
Allan S. Zaremborg	Legislative Secretary
Bill Livingstone	Press Secretary
Margo Reid	Scheduling Secretary
Vacant	Director of Communications and Public Affairs
Mark Davis	Director of Writing and Research
Richard Sybert	Director of Planning and Research
Sal Vasquez	Director of Community Relations
Ira Goldman	Spec Asst & Trade Rep

Offices State Capitol, Sacramento 95814

**STATE BOARD OF EQUALIZATION****1020 N Street, Sacramento 95814**

Name	Office	Residence
William M. Bennett	Board Member, First District	Kentfield
Brad Sherman	Board Member, Second District	Los Angeles
Ernest J. Dronenburg, Jr	Board Member, Third District	San Diego
†Matthew K. Fong	Board Member, Fourth District	Los Angeles
Gray Davis (Controller)	Ex Officio Member	Los Angeles
Burton W. Oliver	Executive Director	Sacramento

† Appointed April 18, 1991, vice Paul Carpenter

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Berman, Howard L	D	26	Los Angeles	14600 Roscoe Blvd , Suite 506, Panorama City 91402
Boxer, Barbara	D	6	Marin, San Francisco, Solano, Sonoma	3301 Kerner Blvd , Suite 390, San Rafael 94901
Brown, George E , Jr	D	36	Riverside, San Bernardino	657 N La Cadena Dr , Colton 92324
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Cox, Christopher	R	40	Orange	4000 MacArthur Blvd , East Tower, Suite 430, Newport Beach 92660
Cunningham, Randy "Duke"	R	44	San Diego	3450 College Ave , # 220, San Diego 92115
Dannemeyer, William E	R	39	Orange	1235 N Harbor Blvd , Suite 100, Fullerton 92632
Dellums, Ronald V	D	8	Alameda, Contra Costa	201 13th St , Suite 105, Oakland 94617
Dixon, Julian C	D	28	Los Angeles	La Cienega Slauson Business Park, 5100 W Goldleaf Circle, Suite 208, Los Angeles 90056
Dooley, Calvin	D	17	Fresno, Kern, Kings, Tulare	711 N Court St , Suite E Visalia 93329
Doolittle, John	R	14	Alpine, Amador, El Dorado, Lassen, Modoc, Nevada, Placer, Plumas, San Joaquin, Sierra	1624 Santa Clara Dr , # 260, Roseville 95661
Dornan, Robert K	R	38	Los Angeles, Orange	300 Alicante Plaza, # 360, Garden Grove 92642
Dreier, David	R	33	Los Angeles	112 N 2nd Ave , Covina 91723
Dymally, Mervyn M	D	31	Los Angeles	306 W Compton Blvd , Suite 200, Compton 90220
Edwards, Don	D	10	Alameda, Santa Clara	1042 W Hedding St , Suite 100, San Jose 95126
Fazio, Vic	D	4	Sacramento, Solano, Yolo	2525 Natomas Park Dr , Suite 330, Sacramento 95833
Galglegly, Elton	R	21	Los Angeles, Ventura	9301 Oakdale Ave , Suite 110, Chatsworth 91311
Herger, Wally	R	2	Butte, Colusa, Glenn, Lake, Napa, Nevada, Shasta, Siskiyou, Sutter, Tehama, Trinity, Yuba	55 Independence Circle , # 104, Chico 95926
Hunter, Duncan L	R	45	Imperial, San Diego	366 S Pierce St , El Cajon 92020
Lagomarsino, Robert J	R	19	Santa Barbara, Ventura	314 E Carrillo St , Santa Barbara 93101
Lantos, Tom	D	11	San Mateo	400 El Camino Real, Suite 820, San Mateo 94402
Lehman, Richard H	D	18	Calaveras, Fresno, Madera, Mono, San Joaquin, Tuolumne	2115 Kern St , Suite 210, Fresno 93721

**REPRESENTATIVES IN CONGRESS—Continued**

Name	Party	District	Counties	Main District Office*
Levine, Mel	D	27	Los Angeles	5250 W Century Blvd , Suite 447, Los Angeles 90045
Lewis, Jerry	R	35	Los Angeles, San Bernardino	1826 Orange Tree Lane, Suite 104, Redlands 92374
Lowery, Bill	R	41	San Diego	880 Front St , Room 6-S-15, San Diego 92188
Martinez, Matthew G	D	30	Los Angeles	400 N Montebello Blvd , Suite 100, Montebello 90640
Matsui, Robert T	D	3	Sacramento	650 Capitol Mall, #8058, Sacramento 95814
McCandless, Al	R	37	Riverside	6529 Riverside Ave , Suite 165, Riverside 92506
Miller, George	D	7	Contra Costa	367 Civic Dr , Suite 14, Pleasant Hill 94523
Mineta, Norman Y	D	13	Santa Clara	1245 S Winchester Blvd , Suite 310, San Jose 95128
Moorhead, Carlos J	R	22	Los Angeles	420 N Brand Blvd , Room 304, Glendale 91203
Packard, Ron	R	43	Orange, San Diego	2121 Palomar Airport Rd , Suite 105, Carlsbad 92009
Panetta, Leon E	D	16	Monterey, San Benito, San Luis Obispo, Santa Cruz	380 Alvarado St , Monterey 93940
Pelosi, Nancy	D	5	San Francisco	450 Golden Gate Ave , #13470, San Francisco 94102
Riggs, Frank	R	1	Del Norte, Humboldt, Lake, Mendocino, Napa, Sonoma	777 Sonoma Ave , #329, Santa Rosa 95404
Rohrabacher, Dana	R	42	Los Angeles, Orange	2733 Pacific Coast Hwy , #306, Torrance 90505
Roybal, Edward R	D	25	Los Angeles	300 N Los Angeles St , #7106, Los Angeles 90012
Stark, Fortney H (Pete)	D	9	Alameda	22320 Foothill Blvd , Suite 500, Hayward 94541
Thomas, William M	R	20	Inyo, Kern, Los Angeles, San Luis Obispo	4100 Truxtun Ave , Room 220, Bakersfield 93309
Torres, Esteban (Edward)	D	34	Los Angeles	8819 Whittier Blvd , Suite 101, Pico Rivera 90660
Waters, Maxine	D	29	Los Angeles	4509 S Broadway, Los Angeles 90037
Waxman, Henry A	D	24	Los Angeles	8425 W 3rd St , #400, Los Angeles 90048

\* During Sessions of Congress, mail for Members of the Senate may be addressed Senate Office Building, Washington, D C 20510, and Members of the House of Representatives House Office Building, Washington, D C 20515

# THE STATE LEGISLATURE

## MEMBERS OF THE SENATE

Name	Occupation	Party	Dist	Counties	District Address
Alquist, Alfred E	Full-time Legislator	D	13	Santa Clara	100 Pasco de San Antonio, San Jose 95113
Ayala, Ruben S	Insurance	D	34	Los Angeles, San Bernardino	9620 Center Avenue, Suite 100, Rancho Cucamonga 91730
Bergeson, Marian	Full-time Legislator	R	37	Imperial, Orange, Riverside, San Diego	140 Newport Center Dr. Suite 120, Newport Beach 92660
Beverly, Robert G	Attorney	R	29	Los Angeles	1611 S Pacific Coast Highway, Suite 102, Redondo Beach 90277, 638 S Beacon St, Suite 508, San Pedro 90731
Boatwright, Daniel	Attorney	D	7	Contra Costa	1000 Burnett Ave, Suite 130, Concord 94520, 420 W Third Street, Antioch 94509, 2560 Macdonald Ave, Richmond 94804, 2680 Bishop Dr, Suite 105, San Ramon 94583
Calderon, Charles M	Attorney	D	26	Los Angeles	617 W Beverly Blvd, Montebello 90640
Craven, William A	Full-time Legislator	R	38	San Diego	2121 Palomar Airport Rd, Suite 100, Carlsbad 92008
Davis, Ed	Full-time Legislator	R	19	Los Angeles, Santa Barbara, Ventura	11145 Tampa Ave, Suite 21B, Northridge 91326
Deddeh, Wadie P	Full-time Legislator	D	40	San Diego	430 Davidson St, Suite C, Chula Vista 92010
Dills, Ralph C	Full-time Legislator	D	30	Los Angeles	16921 S Western Ave, Suite 201, Gardena 90247
<sup>1</sup> Doolittle, John T	Attorney	R	1	El Dorado, Lassen, Modoc, Nevada, Placer, Plumas, Sacramento, Sierra, Siskiyou, Sutter, Trinity, Yolo, Yuba	720 Sunrise Ave, Suite 110D, Roseville 95661
Green, Cecil	Full-time Legislator	D	33	Los Angeles, Orange	17100 Pioneer Blvd, Suite 170, Artesia 90701
Greene, Bill	Full-time Legislator	D	27	Los Angeles	9300 S Broadway, Los Angeles 90003
Greene, Leroy F	Civil Engineer	D	6	Sacramento	P O Box 254646, Sacramento 95825
Hart, Gary	Educator	D	18	Los Angeles, Santa Barbara, Ventura	1216 State St, Room 507, Santa Barbara 93101, 801 S Victoria Blvd, Suite 301, Ventura 93003
Hill, Frank	Full-time Legislator	R	31	Los Angeles, Orange	15820 Whittier Blvd, Suite H, Whittier 90603, 111 Pacifica, Suite 210, Irvine 92718
<sup>2</sup> Johnston, Patrick	Full-time Legislator	D	5	Alpine, Amador, Calaveras, Mono, Sacramento, San Joaquin, Tuolumne, Yolo	31 East Channel, Room 440, Stockton 95202
Keene, Barry	Attorney	D	2	Del Norte, Humboldt, Mendocino, Solano, Sonoma	317 3rd St, Suite 6, Eureka 95501, 631 Tennessee St, Vallejo 94590, 50 D St, Rm 120A, Santa Rosa 95404, P O Box 1014, Ukiah 95482
Killea, Lucy L	Full-time Legislator	I	39	San Diego	2530 5th Ave, Suite 152, San Diego 92103, 1651 E Main St, #206, El Cajon 92021
Kopp, Quentin L.	Attorney At Law	I	8	San Francisco, San Mateo	363 El Camino Real, Suite 205, South San Francisco 94080, 4830 Mission St, #101, San Francisco 94112
Leonard, Bill	Legislator/Businessman	R	25	Inyo, Los Angeles, San Bernardino	400 North Mountain Ave, Suite 109, Upland 91786
<sup>3</sup> Loeche, Tim	Realtor	R	1	El Dorado Lassen	1200 Melody Lane, Suite 110,

## OFFICERS AND ATTACHÉS OF THE SENATE

Title	Name	Capitol Office
President of Senate	Leo McCarthy	1114 State Capitol
President pro Tempore	David Roberts	205 State Capitol
Secretary of Senate	Rick Rollens	3044 State Capitol
Sergeant at Arms	Tony Beard	3030 State Capitol
Chaplain	Rev Winnie Gaines	Senate Chamber
Chief Assistant Secretary	John W Rovine IV	3044 State Capitol
Minute Clerk	Walter J Little III	3044 State Capitol
History Clerk	David H Kneale	3044 State Capitol
Assistant Secretary	Steve Hummelt	3044 State Capitol
File Clerk	Carl Bomar	3044 State Capitol
Engrossing and Enrolling Clerk	Marie Harlan	830 State Capitol

## MEMBERS OF THE SENATE—Continued

Name	Occupation	Party	Dist	Counties	District Address
<sup>4</sup> Lewis, John R	Businessman	R	35	Orange	1940 W Orangewood Ave Suite 106, Orange 92668
Lockyer, Bill	Full-time Legislator	D	10	Alameda	22634 Second St., Suite 104, Hayward 94541, 4725 Thorn- ton Ave., Suite 104, Fremont 94536, 7475 Starward Dr., Suite 103, Dublin 94568
Maddy, Ken	Attorney	R	14	Fresno, Madera, Mariposa, Merced, Monterey, San Luis Obispo, Santa Barbara	2503 West Shaw Ave., Suite 101, Fresno 93711, 19901 W 1st Street, Suite 2, Hilmar 95324, 895 Napa Ave., # A-6, Morro Bay 93442
Marks, Milton	Attorney	D	3	Marin, San Francisco	711 Van Ness Ave., Suite 310, San Francisco 94102, 30 N San Pedro Rd., Suite 160, San Rafael 94903
McCorquodale, Dan	Educator	D	12	Santa Clara, Stanislaus	4 North 2nd St., Suite 590, San Jose 95113, 1020 15th St., Suite B, Modesto 95354
Mello, Henry	Farmer/ Businessman	D	17	Monterey, San Benito, Santa Clara, Santa Cruz	1200 Aguajito Road, Monterey 93940, 701 Ocean Street, Room 318A, Santa Cruz 95060, 240 Church Street, Room 115, Salinas 93901, 92 Fifth Street, Gilroy 95020
Morgan, Rebecca Q	Full-time Legislator	R	11	San Mateo, Santa Clara	750 Menlo Ave., Suite 100, Menlo Park 94025
Petris, Nicholas C	Attorney	D	9	Alameda, Contra Costa	1970 Broadway, Suite 1020, Oakland 94612
Presley, Robert B	Law Enforcement	D	36	Riverside	3600 Lane St., Room 111, Riverside 92501, 72-811 Highway 111, Suite 201, Palm Desert 92260
Robbins, Alan	Attorney at Law	D	20	Los Angeles	6150 Van Nuys Blvd., Suite 400, Van Nuys 91401
Roberti, David	Attorney	D	23	Los Angeles	3800 Barham Blvd., Suite 218, Hollywood 90068
Rogers, Don	Geological Consultant	R	16	Kern, Kings, Los Angeles, San Bernardino	1326 H St., Bakersfield 93301
Rosenthal, Herschel	Full-time Legislator	D	22	Los Angeles	1950 Sawtelle Blvd., Suite 210, Los Angeles 90025
Royce, Ed	Businessman	R	32	Orange	305 North Harbor, Suite 300, Fullerton 92632
Russell, Newton R	Insurance	R	21	Los Angeles	P O Box 902725, Palmdale 93590
<sup>1</sup> Seymour, John	Realtor/ Businessman	R	35	Orange	2150 Town Centre Place, Suite 205, Anaheim 92806
Thompson, Mike	Full-time Representative	D	4	Butte, Colusa, Glenn, Lake, Napa, Shasta, Sonoma, Tehama	1040 Main St., Suite 101, Napa 94558, 50 D St., Suite 120A, Santa Rosa 95404, 196 Memorial Wy., Chico 95926, 1443 West St., Redding 96001
Torres, Art	Full-time Legislator	D	24	Los Angeles	101 S Broadway, Suite 2105, Los Angeles 90012
Vuich, Rose Ann	Farmer/ Accountant	D	15	Fresno, Tulare	120 W Tulare, Dinuba 93618
Watson, Diane	Educator-School Psychologist	D	28	Los Angeles	4401 Crenshaw Blvd., Suite 300, Los Angeles 90043

<sup>1</sup> Senator Doolittle resigned effective January 2, 1991<sup>2</sup> Senator Johnston oath of office January 10, 1991<sup>3</sup> Senator Leslie oath of office May 16, 1991<sup>4</sup> Senator Lewis oath of office May 16, 1991<sup>5</sup> Senator Seymour resigned January 7, 1991

**OFFICERS AND ATTACHÉS OF THE SENATE**

Title	Name	Capitol Office
President of Senate	Leo McCarthy	1114 State Capitol
President pro Tempore	David Roberti	205 State Capitol
Secretary of Senate	Rick Rollens	3044 State Capitol
Sergeant at Arms	Tony Beard	3030 State Capitol
Chaplain	Rev Winnie Gaines	Senate Chamber
Chief Assistant Secretary	John W. Rovane IV	3044 State Capitol
Minute Clerk	Walter J. Little III	3044 State Capitol
History Clerk	David H. Kneale	3044 State Capitol
Assistant Secretary	Steve Hummelt	3044 State Capitol
File Clerk	Carl Bomar	3044 State Capitol
Engrossing and Enrolling Clerk	Marie Harlan	B30 State Capitol

## MEMBERS OF THE ASSEMBLY

Name	Occupation	Party	Dist	Capitol Office	Counties	District Office Mailing Address
Allen, Doris	Small Business Owner	R	71	4153	Orange	5252 Orange Ave., Suite 100, Cypress 90630
Alpert, Dede	Full-time Legislator	D	75	1147	San Diego	3262 Holdav Court, La Jolla 92037
Andal, Dean	Businessman	R	26	4116	San Joaquin	31 E. Channel St., Suite 306, Stockton 95202
Archie-Hudson, Marguerite	Administrator/Educator	D	48	5119	Los Angeles	8510 S Broadway, Los Angeles 90003
Areias, Rusty	Dairy Farmer	D	25	4139	Merced, Monterey, San Benito, Santa Clara	140 Central Ave., Salinas 93901
Baker, William	Businessman	R	15	3013	Alameda, Contra Costa	1801 N California Blvd., Suite 103, Walnut Creek 94596
Bane, Tom	Full-time Legislator	D	40	3152	Los Angeles	5430 Van Nuys Blvd., Suite 206, Van Nuys 91401
Bates, Tom	Full-time Legislator	D	12	446	Alameda, Contra Costa	1414 Walnut St., Suite 9, Berkeley 94709
Becerra, Xavier	Attorney/Full-time Legislator	D	59	5126	Los Angeles	112 S Taylor Ave., Montebello 90640
Bentley, Carol	Full-time Legislator	R	77	5126	San Diego	2755 Navajo Rd., El Cajon 92020
Boland, Paula L	Realtor/Businesswoman	R	38	4208	Los Angeles	10727 White Oak Ave., Suite 124, Granada Hills 91344
Bronzan, Bruce	Full-time Legislator	D	31	448	Fresno	2550 Manposa Mall, Suite 5006, Fresno 93721
Brown, Willie L., Jr	Attorney	D	17	219	San Francisco	1388 Sutter St., Suite 1002, San Francisco 94109
Brulte, James L	Full-time Legislator	R	65	4009	Los Angeles, San Bernardino	10681 Foothill Blvd., Suite 325, Rancho Cucamonga 91730
Burton, John L	Attorney	D	16	2179	San Francisco	711 Van Ness Ave., Suite 300, San Francisco 94102
Campbell, Robert	Insurance Broker	D	11	2163	Contra Costa	2901 Macdonald Ave., Richmond 94804
Cannella, Sal	Full-time Legislator	D	27	5114	Merced, Stanislaus	950 10th St., Suite 8, Modesto 95354
Chacon, Peter R	Educator	D	79	5016	San Diego	1129 G Street, San Diego 92101
Chandler, Chris	Attorney	R	3	4017	Butte, Colusa, Nevada, Sierra, Sutter, Yuba	1227 Bridge St., Suite E, Yuba City 95991
Clute, Steve	Full-time Legislator	D	68	4167	Riverside	3600 Lime St., Suite 410, Riverside 92501
<sup>1</sup> Collins, B T	Lawyer	R	5	2002	Placer, Sacramento	315 Main St., Roseville 95678
Connelly, Lloyd G	Legislator/Attorney	D	6	3173	Sacramento	2705 K St., Suite 6, Sacramento 95816
<sup>2</sup> Conroy, Mickey	USMC (Ret.) / Businessman	R	67	6017	Orange	1940 N Tustin, #102, Orange 92665
Cortese, Dominic L	Farmer/Businessman	D	24	6031	Santa Clara	100 Paseo de San Antonio, Suite 300, San Jose 95113
Costa, Jim	Full-time Legislator	D	30	2158	Fresno, Kings, Madera, Merced	1111 Fulton Mall, Suite 914, Fresno 93721
Eastin, Delaine	Full-time Legislator	D	18	3123	Alameda, Santa Clara	39650 Liberty St., Suite 160, Fremont 94538
Eaves, Jerv	Full-time Legislator	D	66	2176	San Bernardino	224 North Riverside Ave., Suite A, Rialto 92376
Elder, Dave	Full-time Legislator	D	57	4126	Los Angeles	245 West Broadway, Suite 300, Long Beach 90802
Epplé, Bob	Attorney	D	63	5128	Los Angeles	8221 E. 3rd St., Suite 206, Downey 90241
Farr, Sam	Full-time Legislator	D	28	3120	Monterey, Santa Cruz	1200 Agujito Rd., Monterey 93940
Felando, Gerald N	Dr. of Dental Surgery	R	51	5155	Los Angeles	3838 Carson Street, Suite 110, Torrance 90503
Ferguson, Gil	Business Owner	R	70	2016	Orange	4667 MacArthur Blvd., Suite 305, Newport Beach 92660
Filante, Bill	Physician	R	9	5135	Marin, Sonoma	30 N San Pedro Rd., Suite 195, San Rafael 94903
Floyd, Richard E	Full-time Legislator	D	53	4016	Los Angeles	16921 South Western Ave., Suite 101, Gardena 90247

## MEMBERS OF THE ASSEMBLY—Continued

Name	Occupation	Party	Dist	Capitol Office	Counties	District Office Mailing Address
Frazee, Robert C	Businessman	R	74	6028	Orange, San Diego	3088 Pio Pico Dr., Suite 200, Carlsbad 92008
<sup>3</sup> Friedman, Barbara	Full-time Legislator	D	46	5126	Los Angeles	3400 West Sixth St., Suite 401, Los Angeles 90020
Friedman, Terry B	Attorney	D	43	2141	Los Angeles	14144 Ventura Blvd., Suite 100, Sherman Oaks 91423
Frizzelle, Nolan	Optometrist	R	69	3098	Orange	17195 Newhope Street, Suite 201, Fountain Valley 92708
Gotch, Mike	Full-time Legislator	D	78	4162	San Diego	2550 5th Ave., Suite 404, San Diego 92103-6691
Hannigan, Thomas	Realtor	D	4	3104	Solano, Yolo	844 Union Ave., Suite A, Fairfield 94533
Hansen, Bev	Legislator/ Businesswoman	R	8	3151	Lake, Napa, Sonoma, Yolo	1700 2nd St., Suite 260, Napa 94559
Harvey, Trice	Full-time Legislator	R	33	4177	Kern, Tulare	1800 30th St., Suite 101, Bakersfield 93301
Hauser, Dan	Full-time Legislator	D	2	2003	Del Norte, Humboldt, Mendocino, Sonoma	State Building, 50 D St., Suite 450, Santa Rosa 95404
Hayden, Tom	Author-Teacher	D	44	3091	Los Angeles	227 Broadway, Suite 300, Santa Monica 90401
Horcher, Paul V	Attorney	R	52	4015	Los Angeles	16209 E Whittier Blvd., Whittier 90603
Hughes, Teresa	Educator	D	47	2196	Los Angeles	3375 South Hoover Ave., Suite F, Los Angeles 90007
Hunter, Tricia	Nurse	R	76	2002	Riverside, San Diego	365 W 2nd Ave., Suite 208, Escondido 92025
Isenberg, Phillip	Attorney	D	10	6005	Contra Costa, Sacramento, San Joaquin	1215 15th St., Suite 102, Sacramento 95814
Johnson, Ross	Attorney	R	64	2114	Orange	1501 N Harbor Blvd., Suite 201, Fullerton 92635
<sup>4</sup> Johnston, Pat	Full-time Legislator	D	26	4112	San Joaquin	31 East Channel St., Room 306, Stockton 95202
Jones, Bill	Businessman/ Rancher	R	32	5160	Fresno, Madera, Mariposa, Tulare	2929 W Main St., Suite J, Visalia 93291
Katz, Richard	Small Businessman	D	39	3146	Los Angeles	9140 Van Nuys Blvd., Suite 109, Panorama City 91402
Kelley, David G	Citrus Rancher	R	73	4158	Riverside	6840 Indiana Ave., Suite 150, Riverside 92506
Klehs, Johan	Full-time Legislator	D	14	2013	Alameda	2450 Washington Ave., Suite 270, San Leandro 94577
Knowles, David	Small Business/ Legislator	R	7	6017	Alpine, Amador, Calaveras, El Dorado, Mono, Placer, Sacramento, Tuolumne	3161 Cameron Park Drive, #214, Cameron Park 95682
Lancaster, Bill	Full-time Legislator	R	62	5158	Los Angeles, San Bernardino	145 East Badillo Street, Covina 91723
Lee, Barbara	Full-Time Legislator	D	13	4005	Alameda	405 14th St., Suite 715, Oakland 94612
Lempert, Ted	Attorney	D	20	2137	San Mateo	1650 Borel Place, Suite 229, San Mateo 94402
<sup>5</sup> Leslie, Tim	Legislator/ Businessman	R	5	4116	Placer, Sacramento	1098 Melody Lane, Suite 301, Roseville 95678
<sup>6</sup> Lewis, John R	Businessman	R	67	5164	Orange	1940 N Tustin Ave., No 102, Orange 92665
Margohn, Burt M	Full-time Legislator	D	45	4112	Los Angeles	8425 West 3rd St., Suite 406, Los Angeles 90048
Mays, Tom	Full-time Legislator	R	58	5126	Los Angeles, Orange	4510 E Pacific Coast Highway, Suite 550, Long Beach 90814
McClintock, Tom	Full-time Legislator	R	36	4102	Ventura	350 North Lantana St., Suite 222, Camarillo 93010
Moore, Gwen	Full-time Legislator	D	49	2117	Los Angeles	3683 Crenshaw Blvd., 5th Floor, Los Angeles 90016



## MEMBERS OF THE ASSEMBLY—Continued

Name	Occupation	Party	Dist	Capitol Office	Counties	District Office Mailing Address
Mountjoy, Richard	General Contractor	R	42	2175	Los Angeles	208 North 1st Ave., Arcadia 91006
Murray, Willard	Full-time Legislator	D	54	4117	Los Angeles	16444 South Paramount Blvd., Suite 100, Paramount 90723
Nolan, Pat	Attorney	R	41	4164	Los Angeles	143 South Glendale Ave., Suite 208, Glendale 91205
O'Connell, Jack	Teacher	D	35	3160	Santa Barbara, Ventura	228 W Carrillo, Suite F, Santa Barbara 93101
Peace, Steve	Businessman	D	80	2148	Imperial, San Diego	430 Davidson St., Suite B, Chula Vista 92010
Polanco, Richard	Full-time Legislator	D	55	2188	Los Angeles	110 North Ave 56, Los Angeles 90042
Quackenbush, Charles W	Businessman	R	22	2111	Santa Clara	456 El Paseo de Saratoga, San Jose 95130
<sup>7</sup> Roos, Mike	Full-time Legislator	D	46	3160	Los Angeles	625 South New Hampshire Ave., Suite 100, Los Angeles 90005
Royal-Allard, Lucille	Full-time Legislator	D	56	5150	Los Angeles	1255 S Atlantic Blvd., Los Angeles 90022
Seastrand, Andrea	Full-time Legislator	R	29	3141	Monterey, San Luis Obispo, Santa Barbara	523 Higuera St., San Luis Obispo 93401
Sher, Byron	Law Professor	D	21	2136	San Mateo, Santa Clara	785 Castro St., Suite C, Mountain View 94041
Speier, Jackie	Attorney	D	19	4140	San Francisco, San Mateo	220 South Spruce St., Suite 101, South San Francisco 94080
Statham, Stan	Businessman	R	1	4098	Butte, Glenn, Lassen, Modoc, Plumas, Shasta, Siskiyou, Tehama, Trinity	410 Hemstead Dr., Suite 210, Redding 96002
Tanner, Sally	Full-time Legislator	D	60	4146	Los Angeles	11100 Valley Blvd., Suite 106, El Monte 91731
Tucker, Curtis R, Jr	Full-time Legislator	D	50	6011	Los Angeles	P O Box 6500, 1 Manchester Blvd., Inglewood 90306
Umberg, Tom	Criminal Prosecutor	D	72	4139	Orange	12822 Garden Grove Blvd., Suite A, Garden Grove 92643
Vasconcellos, John	Lawyer	D	23	6026	Santa Clara	100 Paseo de San Antonio, #106, San Jose 95113
Woodruff, Paul	Businessman	R	61	4144	San Bernardino	300 East State St., Suite 480, Redlands 92373
Wright, Cathie	Full-time Legislator	R	37	3126	Los Angeles, Santa Barbara, Ventura	3655 Alamo St., Suite 310, Simi Valley 93063
Wyman, Philip D	Rancher/Attorney	R	34	2170	Inyo, Kern, Los Angeles	5393 Truxtun Ave., Bakersfield 93309

<sup>1</sup> Assembly Member Collins elected September 17, 1991<sup>2</sup> Assembly Member Conroy elected September 17, 1991<sup>3</sup> Assembly Member Barbara Friedman elected July 30, 1991<sup>4</sup> Assembly Member Johnston resigned January 10, 1991<sup>5</sup> Assembly Member Leslie resigned May 16, 1991<sup>6</sup> Assembly Member Lewis resigned May 16, 1991<sup>7</sup> Assembly Member Roos resigned March 20, 1991

## OFFICERS OF THE ASSEMBLY

Name	Title	Mailing Address
Brown, Willie L, Jr	Speaker	1388 Sutter St., Suite 1002, San Francisco 94109
O'Connell, Jack	Speaker pro Tempore	625 South New Hampshire Ave., Suite 100, Los Angeles 90005
Vacancy	Assistant Speaker pro Tempore	None
Hannigan, Thomas	Majority Floor Leader	844 Union Ave., Suite A, Fairfield 94533
Johnson, Ross	Minority Floor Leader	1901 North Harbor Blvd., Suite 201, Fullerton 92635
Vacancy	Chief Clerk	State Capitol, Room 3196, Sacramento 95814
Bell, Charles E	Sergeant at Arms	State Capitol, Room 3171, Sacramento 95814
Boswell, Hamilton T	Chaplain	225 Water St., Point Richmond 94801

# STATE JUDICIAL DEPARTMENT

## SUPREME COURT JUSTICES AND OFFICERS

### Terms of Court

Sessions of Court are held at San Francisco, Los Angeles and Sacramento

#### JUSTICES

Hon. Malcolm M. Lucas  
<sup>1</sup> Hon. Allen E. Broussard  
Hon. Stanley Mosk  
Hon. Edward A. Panelli  
Hon. Joyce L. Kennard  
Hon. Armand Arabian  
Hon. Marvin R. Baxter  
<sup>2</sup> Hon. Ronald M. George  
Robert F. Wandruff

Chief Justice  
Associate Justice  
Associate Justice  
Associate Justice  
Associate Justice  
Associate Justice  
Associate Justice  
Clerk/Administrator

<sup>1</sup> Retired August 31, 1991

<sup>2</sup> Appointed September 3, 1991

## COURTS OF APPEAL

### FIRST APPELLATE DISTRICT

#### DIVISION ONE

Hon. Gary E. Strankman  
Hon. William A. Newsom  
Hon. Robert Dossee  
Hon. William D. Stein

Presiding Justice  
Associate Justice  
Associate Justice  
Associate Justice

#### DIVISION TWO

Hon. J. Anthony Kline  
Hon. Jerome A. Smith  
Hon. John E. Benson  
Hon. J. Clinton Peterson

Presiding Justice  
Associate Justice  
Associate Justice  
Associate Justice

#### DIVISION THREE

Hon. Clinton W. White  
Hon. Ming Chin  
Hon. Robert Merrill  
Hon. Kathryn Werdegare

Presiding Justice  
Associate Justice  
Associate Justice  
Associate Justice

#### DIVISION FOUR

Hon. Carl W. Anderson  
Hon. Marcel B. Poche  
Hon. Timothy Reardon  
Hon. James F. Perley

Presiding Justice  
Associate Justice  
Associate Justice  
Associate Justice

#### DIVISION FIVE

Hon. Harry W. Low  
Hon. Donald B. King  
Hon. Zerne P. Haning  
Ron D. Barrow

Presiding Justice  
Associate Justice  
Associate Justice  
Clerk

303 Second Street, Suite 600, Marathon Plaza—South Tower, San Francisco 94107

### SECOND APPELLATE DISTRICT

#### DIVISION ONE

Hon. Vaino Spencer  
Hon. Miriam A. Vogel  
Hon. Robert R. Devich  
Hon. Reuben A. Ortega

Presiding Justice  
Associate Justice  
Associate Justice  
Associate Justice

300 So. Spring St., Los Angeles 90013

DIVISION TWO

<sup>1</sup> Hon Lester Wm Roth  
Hon Michael G Nott  
Hon Donald N Gates  
Hon Morio L Fukuto

Presiding Justice  
Associate Justice  
Associate Justice  
Associate Justice

300 So Spring St , Los Angeles 90013

<sup>1</sup> Retired October 15, 1991

DIVISION THREE

Hon Joan D Klein  
Hon George Danielson  
Hon Edward A Hinz  
Hon H Walter Croskey

Presiding Justice  
Associate Justice  
Associate Justice  
Associate Justice

300 So Spring St , Los Angeles 90013

DIVISION FOUR

Hon Arleigh Woods  
Hon Norman L Epstein  
<sup>2</sup> Hon Ronald M George  
<sup>3</sup> Hon Jack E Goertzen

Presiding Justice  
Associate Justice  
Associate Justice  
Associate Justice

300 So Spring St , Los Angeles 90013

<sup>2</sup> Resigned September 3, 1991

<sup>3</sup> Retired August 31, 1991

DIVISION FIVE

Hon Paul R Turner  
Hon Herbert L Ashby  
Hon Roger W Boren  
Hon Margaret Grignon

Presiding Justice  
Associate Justice  
Associate Justice  
Associate Justice

300 So Spring St , Los Angeles 90013

DIVISION SIX

Hon Steven Stone  
Hon Arthur Gilbert  
Hon Kenneth R Yegan

Presiding Justice  
Associate Justice  
Associate Justice

1280 So Victoria Ave , Ventura 93003

DIVISION SEVEN

Hon Mildred L Lillie  
Hon Earl Johnson  
Hon Fred Woods  
Robert N Wilson

Presiding Justice  
Associate Justice  
Associate Justice  
Clerk

300 So Spring St , Los Angeles 90013

**THIRD APPELLATE DISTRICT**

Hon Robert K Puglia  
Hon Coleman A Blease  
Hon Frances N Carr  
Hon Keith F Sparks  
Hon Richard M Sims III  
Hon Fred W Marler, Jr  
Hon Rodney Davis  
Hon Arthur G Scotland  
Hon George W Nicholson  
Hon Vance W Raye  
Robert L Liston

Presiding Justice  
Associate Justice  
Associate Justice  
Associate Justice  
Associate Justice  
Associate Justice  
Associate Justice  
Associate Justice  
Associate Justice  
Associate Justice  
Clerk

914 Capitol Mall, Room 100, Sacramento 95814

**FOURTH APPELLATE DISTRICT**

DIVISION ONE

Hon Daniel J Kremer  
Hon Howard B Wiener  
Hon Don R Work  
Hon William L Todd, Jr  
Hon Patricia D Benke  
Hon Richard D Huffman  
Hon Charles W Froehlich  
Hon Gilbert Nares  
Stephen M Kelly

Presiding Justice  
Associate Justice  
Associate Justice  
Associate Justice  
Associate Justice  
Associate Justice  
Associate Justice  
Associate Justice  
Associate Justice  
Clerk

750 B St , Suite 500, San Diego 92101

## DIVISION TWO

Hon. Manual A. Ramirez.....	Presiding Justice
Hon. E. Douglas McDaniel.....	Senior Justice
Hon. Howard B. Dabney .....	Associate Justice
Hon. Thomas E. Hollenhorst .....	Associate Justice
Hon. Robert J. Timlin .....	Associate Justice
Hon. Art W. McKinster .....	Associate Justice
Stephen M. Kelly .....	Clerk

303 W. Fifth St., San Bernardino 92401

## DIVISION THREE

Hon. David G. Sills .....	Presiding Justice
Hon. Thomas F. Crosby .....	Associate Justice
Hon. Edward J. Wallin.....	Associate Justice
Hon. Sheila Prell Sonenshine .....	Associate Justice
Hon. Henry T. Moore, Jr. ....	Associate Justice
Stephen M. Kelly .....	Clerk

925 No. Spurgeon St., Santa Ana 92701

## FIFTH APPELLATE DISTRICT

Hon. Hollis G. Best .....	Presiding Justice
Hon. Robert L. Martin .....	Associate Justice
Hon. William A. Stone .....	Associate Justice
Hon. James A. Ardaiz .....	Associate Justice
Hon. Nickolas J. Dibiaso .....	Associate Justice
Hon. Steven M. Vartabedian .....	Associate Justice
Hon. James F. Thaxter .....	Associate Justice
Hon. Thomas A. Harris .....	Associate Justice
Hon. Timothy S. Buckley .....	Associate Justice
Kevin A. Swanson .....	Clerk

2525 Capitol Street, Fresno 93721

## SIXTH APPELLATE DISTRICT

Hon. Nat. A. Aghano .....	Presiding Justice
Hon. Patricia Bamattre-Manoukian .....	Associate Justice
Hon. Walter P. Capaccioli .....	Associate Justice
Hon. Christopher C. Cottle .....	Associate Justice
Hon. Franklin D. Elia .....	Associate Justice
Hon. Eugene M. Premo .....	Associate Justice
Michael J. Yerly .....	Clerk

333 West Santa Clara Street, Suite 1060, San Jose 95113

## PUBLIC UTILITIES COMMISSION

Daniel Wm. Fessler .....	President
Patricia M. Eckert .....	Commissioner
John B. Ohanian .....	Commissioner
Norman D. Shumway .....	Commissioner
Vacant .....	Commissioner
Neal J. Shulman .....	Executive Director

## WORKERS' COMPENSATION APPEALS BOARD

Arthur Costamagna .....	Chairman
Diana Marshall .....	Chairman
John R. Sullivan .....	Commissioner
John Oda .....	Commissioner
Jacob Margosan .....	Commissioner
Arlene Heath .....	Commissioner
Jane Wiegand .....	Commissioner

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TABLE OF LAWS ENACTED  
TABLE OF RESOLUTIONS ADOPTED  
BY THE LEGISLATURE

1991

**1991-92 Regular Session**

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## TABLE OF LAWS ENACTED

1991

1991-92 Regular Session

Ch No	A B No	S B No	Author	Ch No	A B No	S B No	Author
1	41	—	Jones	48	1775	—	Kelley
2	45	—	Jones	49	—	1	Calderon, Ayala, Davis, Deddeh, Cecil
3	46	—	Harvey				Green, Bill Greene, Kopp, Lockyer,
4	35	—	Filante				McCorquodale, Petrus, Rogers, Torres,
5	36	—	Peace				and Watson (Principal coauthor Assembly
6	39	—	Tanner				Member Quackenbush) (Coauthors
7	42	—	Hayden				Assembly Members Campbell, Cannella,
8	43	—	Floyd				Chacon, Clute, Costa, Eaves, Epple,
9	44	—	Connelly				Ferguson, Filante, Hansen, Harvey,
10	—	7	Keene				Hayden, Horcher, Hughes, Hunter,
11	38	—	Chacon				Knowles, Lee, Spener, Tanner, Umberg,
12	40	—	Quackenbush				and Woodruff)
13	37	—	Katz	50	—	747	Hart
14	—	92	Presley	51	471	—	Harvey, Wright, McClintock, O'Connell,
15	—	96	Hart				and Wyman (Coauthors Senators Davis
16	263	—	Quackenbush				and Rogers)
17	—	105	Bergeson	52	490	—	Lancaster
18	677	—	Hansen	53	603	—	Kelley (Coauthor Senator Presley)
19	—	216	Killea	54	912	—	Hunter
20	196	—	Filante	55	1216	—	Frazee
21	326	—	Floyd and Frizzelle	56	—	312	Dills
22	—	11	Committee on Local Government (Senators Bergeson (Chairman), Ayala, Craven, Hill, and Kopp)	57	—	323	Petrus (Coauthor Senator Presley)
23	—	120	Davis	58	33	—	Farr
24	—	132	Craven, Alquist, Ayala, Calderon, Cecil Green, Killea, McCorquodale, Mello, Presley, Roberts, and Thompson (Coauthors Assembly Members Clute, Cortese, Eastin, Eaves, Elder, Farr, Gotch, Hansen, Hauser, Hunter, O'Connell, Peace, Sher, and Woodruff)	59	125	—	Frazee
25	—	75	Alquist	60	201	—	Chacon, McClintock, and O'Connell (Coauthors Senators Deddeh and Hart)
26	—	190	Cecil Green (Principal coauthor Senator Roberts) (Coauthor Assembly Member Elder)	61	344	—	Hauser (Principal Coauthor Senator Keene)
27	—	484	Leroy Greene (Principal coauthor Senator Bergeson) (Coauthor Senator Presley) (Coauthor Assembly Member Hunter)	62	577	—	Allen
28	—	103	Morgan (Principal coauthor Assembly Member Wyman) (Coauthors Senators Alquist, Ayala, Calderon, Davis, Hill, Leonard, McCorquodale, Presley, Rogers, and Rosenthal) (Coauthors Assembly Members Bane, Brulte, Farr, Harvey, Hayden, Hunter, Mays, O'Connell, Tanner, and Woodruff)	63	—	1251	Calderon (Coauthor Assembly Member Becerra)
29	143	—	O'Connell (Coauthor Senator Mello)	64	1536	—	Alpert
30	825	—	Isenberg and Chandler (Principal coauthor Senator Lockyer)	65	1469	—	Lempert
31	—	836	Torres	66	—	100	Lockyer and Kopp
32	7	—	Floyd	67	—	256	Beverly
33	—	1052	Alquist (Principal coauthor Senator Watson)	68	320	—	Arenas
34	65	—	Tanner (Coauthors Assembly Members Allen, Brulte, Frizzelle, Harvey, Moore, Mountjoy, Polanco, and Statham)	69	481	—	Costa
35	—	3	Kopp	70	—	158	Committee on Local Government (Senators Bergeson (Chair), Ayala, Calderon, Craven, Cecil Green, Hill, Kopp, Russell, and Thompson)
36	—	4	Thompson and Presley	71	97	—	Floyd
37	—	43	Davis and Presley (Principal coauthor Senator Hart) (Coauthors Assembly Members Bentley, Boland, Farr, Frazee, Terry, Friedman, Gotch, Harvey, Hayden, Horcher, Hunter, Kelley, Lancaster, McClintock, O'Connell, and Woodruff)	72	—	211	Robbins and Davis (Coauthor Assembly Member Bane)
38	67	—	Murray	73	—	404	Dills
39	98	—	O'Connell	74	217	—	Vasconcellos
40	637	—	Wright	75	—	188	Maddy (Principal coauthor Assembly Member Hunter)
41	—	319	Beverly	76	—	1049	Maddy (Principal coauthor Assembly Member Hunter)
42	661	—	Hannagan	77	—	186	Morgan
43	206	—	Vasconcellos	78	—	286	Mello
44	—	785	Vuich	79	2183	—	Vasconcellos
45	—	1252	Petrus	80	63	—	Felando
46	530	—	Jones	81	—	299	Cecil Green
47	1339	—	Cannella	82	—	896	Mello
				83	702	—	Frizzelle
				84	1028	—	Presley
				85	2181	—	Vasconcellos
				86	30	—	Murray
				87	758	—	Bates
				88	—	179	Deddeh
				89	1288	—	Bronzan (Principal coauthor Senator McCorquodale)
				90	1297	—	Isenberg
				91	948	—	Bronzan, Alpert, Bates, Farr, Filante, and Hayden (Coauthors Senators Calderon and Presley)
				92	—	451	Maddy (Principal coauthor Senator Killea)
				93	—	1045	McCorquodale
				94	385	—	Epple, Burton, and Terry Friedman (Coauthor Senator Watson)
				95	336	—	Hunter
				96	515	—	Hannagan
				97	—	724	Maddy (Principal coauthor Assembly Member Costa)

## TABLE OF LAWS ENACTED—Continued

1991

Ch No	A B No	S B No	Author	Ch No	A B No	S B No	Author
98	—	195	Committee on Public Employment and Retirement (Senators Cecil Green (Chairman), Johnston, McCorquodale, and Royce)	154	824	—	Chandler
99	—	330	Committee on Public Employment and Retirement (Senators Cecil Green (Chairman), Johnston, McCorquodale, and Royce)	155	1037	—	Mays
100	—	162	Leroy Greene	156	1577	—	Sher
101	—	305	Royce	157	1750	—	Johnson
102	—	361	Robbins	158	1987	—	Baker
103	—	107	Beverly	159	2066	—	Katz
104	—	125	Hill	160	—	225	Robbins
105	—	430	Bergeson	161	—	655	Dills
106	—	217	Robbins	162	—	658	Marks
107	—	274	Killea	163	171	—	Cortese
108	140	—	Floyd	164	84	—	Katz
109	1845	—	Gotch (Principal coauthor Assembly Member Hannugan)	165	131	—	Murray and Peace
110	—	101	Hart and Watson (Principal coauthor Assembly Member Speier) (Coauthors Assembly Members Bates, Cannella, Epple, Terry Friedman, Hansen, Hughes, Vasconcellos, and Wright)	166	448	—	Hannugan
111	—	972	Beverly	167	752	—	Hauser
112	—	979	Keene	168	994	—	Klehs
113	—	156	Presley (Principal coauthor Senator Roberts)	169	1539	—	Alpert
114	—	381	Presley	170	—	360	Leroy Greene (Principal coauthor Assembly Member Hauser) (Coauthors Senators Ayala, Calderon, Dills, Killea, Marks, McCorquodale, Presley, and Roberts) (Coauthors Assembly Members Alpert, Cannella, Clute, Cortese, Hunter, and Umberg)
115	971	—	Peace	171	74	—	Umberg (Coauthors Assembly Members Elder, McClintock, and O'Connell) (Coauthors Senators Presley and Robbins)
116	—	1218	Presley and Robbins (Coauthor Assembly Member Umberg)	172	173	—	Felando
117	—	169	Alquist	173	204	—	Cortese
118	222	—	Vasconcellos	174	213	—	Tanner
119	901	—	Knowles	175	534	—	Umberg (Coauthors Assembly Members Allen, Elder, Ferguson, Filante, Horcher, Hunter, Katz, Lempert, Peace, and Speier)
120	1804	—	Knowles	176	535	—	Clute
121	430	—	Lancaster	177	539	—	Eaves
122	554	—	Moore, Archie-Hudson, Boland, Clute, Cortese, Epple, Filante, Gotch, Hannugan, Hayden, Horcher, Hughes, Lee, Lempert, O'Connell, Roos, Roybal-Allard, Speier, and Tucker (Principal coauthor Assembly Member Polanco) (Coauthors Senators Killea and Watson)	178	605	—	Kelley
123	712	—	Mountjoy	179	612	—	Boland (Coauthor Assembly Member Umberg)
124	716	—	Leshe	180	697	—	Lancaster
125	720	—	Kelley	181	788	—	Floyd
126	764	—	Seastrand	182	813	—	Hannugan
127	808	—	Seastrand	183	1014	—	Hansen
128	843	—	Polanco	184	1160	—	Kelley
129	874	—	Cannella	185	1254	—	Baker (Principal coauthor Assembly Member Peace)
130	919	—	Chacon	186	436	—	Floyd
131	956	—	Areas	187	673	—	Cortese and Filante
132	1133	—	O'Connell (Coauthor Assembly Member Umberg)	188	247	—	Cortese
133	1827	—	Bentley	189	544	—	Isenberg
134	1123	—	Moore	190	600	—	Chacon
135	1896	—	Frizzelle	191	602	—	Chacon
136	2007	—	Lempert	192	798	—	Hunter
137	2235	—	Sher	193	955	—	Frazee
138	—	91	Ayala, Cecil Green, McCorquodale, and Rogers	194	961	—	Katz, Baker, Brown, and Clute (Principal coauthors Senators Killea, Ayala, Deddeh, Hill, Leonard, Robbins, and Vuch)
139	—	365	Dills	195	—	460	Killea, Ayala, Deddeh, Hill, Leonard, Robbins, and Vuch (Principal coauthors Assembly Members Katz, Baker, Brown, and Clute)
140	—	532	Bergeson	196	1017	—	Bates
141	2123	—	Woodruff	197	1046	—	Tucker
142	1345	—	Woodruff	198	1070	—	Kelley
143	340	—	Floyd	199	1080	—	Hannugan
144	419	—	Hunter (Coauthor Assembly Member Umberg)	200	1098	—	Harvey
145	425	—	Mountjoy	201	1135	—	Moore
146	1239	—	Moore	202	1225	—	Floyd
147	1881	—	Felando	203	866	—	Brulte, Eaves, and Woodruff (Coauthor Senator Leonard)
148	177	—	Felando	204	1342	—	Brulte
149	180	—	Ferguson	205	1748	—	Polanco
150	210	—	Epple	206	1788	—	Bane
151	226	—	Lee	207	1831	—	Frazee
152	282	—	Tucker (Coauthor Assembly Member Umberg)	208	1928	—	Hughes
153	303	—	Baker	209	1957	—	Burton
				210	2081	—	Jones
				211	2084	—	Felando



## TABLE OF LAWS ENACTED—Continued

1991

Ch No	A B No	S B No	Author	Ch No	A B No	S B No	Author
212	2108	—	Lancaster	275	241	—	McClintock
213	2136	—	Cannella	276	2200	—	Farr
214	2189	—	Seastrand	277	—	497	Petrus
215	2103	—	Statham	278	99	—	Isenberg (Principal Assembly coauthors Assembly Members Bronzan and Baker) (Principal Senate coauthors Senators Keene, Maddy, and Rosenthal)
216	1953	—	Jones	279	—	855	Robbins
217	—	184	Kopp	280	82	—	Kelley (Principal coauthor Assembly Member Eastin)
218	—	912	Leroy Greene	281	113	—	Elder
219	289	—	Woodruff	282	663	—	Hansen
220	296	—	Statham	283	876	—	Cannella
221	373	—	Bentley	284	1113	—	Archue-Hudson (Coauthors Assembly Members Alpert, Hughes, Lee, Moore, Roybal-Allard, and Speier) (Principal coauthor Senator Roberti) (Coauthor Senator Watson)
222	778	—	Bentley	285	1270	—	Sher (Coauthor Senator Davis)
223	1060	—	Farr	286	1425	—	Gotch, Alpert, Lempert, Mays, and Peace
224	1192	—	Epple	287	1661	—	Speier
225	1680	—	Cortese	288	1799	—	Areias
226	1766	—	Gotch	289	—	422	Watson
227	1810	—	Sher	290	—	461	Vuich
228	1869	—	Seastrand	291	—	1034	Dills
229	2175	—	Boland	292	189	—	Tanner
230	—	109	Kopp	293	418	—	Hunter (Coauthor Assembly Member Umberg)
231	—	157	Thompson	294	444	—	Ferguson (Coauthor Assembly Member Umberg)
232	—	763	Alquist	295	474	—	Tanner
233	—	812	Robbins	296	787	—	Hunter
234	—	902	Torres	297	807	—	Roybal Allard (Coauthor Senator Rosenthal)
235	—	1046	Davis	298	964	—	Alpert
236	—	180	Deddeh	299	1105	—	Murray
237	606	—	Cannella	300	1409	—	Lempert
238	102	—	Connelly and Lempert (Coauthors Assembly Members Bates, Brulte, Campbell, Cannella, Clute, Cortese, Eastin, Eaves, Farr, Jones, O'Connell, Sher, Speier, Statham, and Woodruff) (Principal coauthors Senators Avala and Killea) (Coauthors Senators Johnston, Keene, Kopp, Lockyer, McCorquodale, Morgan, Presley, and Rosenthal)	301	1413	—	Mountjoy
239	137	—	Moore	302	1456	—	Eastin (Coauthor Senator Lockyer)
240	229	—	Moore	303	1780	—	Woodruff
241	404	—	Murray	304	367	—	Areias (Principal coauthor Senator Johnston) (Coauthors Assembly Mem- bers Bronzan, Chacon, Clute, Cortese, Costa, Farr, Harvey, Jones, Kelley, Lee, O'Connell, Polanco, Speier, and Vasconcellos) (Coauthors Senators Alquist, Avala, Davis, Dills, Bill Greene, Lockyer, McCorquodale, Rosenthal, Torres, Vuich, and Watson)
242	407	—	Kelley	305	915	—	Eaves, Clute, and Katz
243	475	—	Tanner	306	1015	—	Frazee
244	328	—	Peace (Principal coauthor Senator Keene) (Coauthor Assembly Member Hauser) (Coauthor Senator Bergeson)	307	1136	—	Woodruff, Filante, Gotch, Horcher, Hunter, Mays, and Vasconcellos
245	537	—	Terry Friedman	308	1189	—	Peace
246	553	—	Seastrand	309	1415	—	Leslie
247	666	—	Lee	310	1782	—	Floyd
248	724	—	Kelley	311	2203	—	Costa
249	897	—	Quackenbush (Coauthor Assembly Member Umberg)	312	298	—	Clute and Eaves
250	1091	—	Klehs	313	—	1219	Bergeson and Kopp
251	1250	—	Speier	314	—	805	Bergeson (Principal coauthor Assembly Member Katz) (Coauthor Senator Kopp)
252	1289	—	Bronzan	315	742	—	Lancaster
253	1371	—	Wright	316	1110	—	Campbell
254	1392	—	Tanner	317	105	—	Costa
255	1454	—	Jones	318	220	—	Hauser (Principal coauthor Senator Johnston)
256	1552	—	Filante (Coauthors Assembly Members Chandler and Statham)	319	319	—	Areias
257	1706	—	Becerra (Coauthors Assembly Members Chacon, Elder, Hunter, Peace, Speier, and Umberg) (Coauthor Senator Vuich)	320	360	—	Johnson and Brown
258	1718	—	Boland	321	370	—	Roybal-Allard
259	—	911	Petrus	322	392	—	Roybal Allard and Hannagan
260	—	809	Deddeh	323	739	—	Isenberg (Principal coauthor Senator Boatwright) (Coauthor Senator Johnston)
261	—	775	Thompson	324	1071	—	Mountjoy
262	—	758	Johnston	325	1134	—	Campbell
263	1840	—	Frazee	326	1164	—	Hansen
264	2145	—	Baker	327	1861	—	Polanco
265	—	150	Deddeh	328	1973	—	Frazee
266	—	174	Alquist				
267	—	314	Presley				
268	—	362	Boatwright				
269	—	411	Bill Greene				
270	—	459	Lockyer				
271	—	503	Leonard and Rogers (Coauthors Assembly Members Brulte, Statham, Woodruff, and Wyman)				
272	—	527	Davis				
273	—	721	Rosenthal				
274	1204	—	Areias				

## TABLE OF LAWS ENACTED—Continued

1991

Ch No	A B No	S B No	Author	Ch No	A B No	S B No	Author
329	2170	—	Eppe	389	—	310	Dills
330	2234	—	Filante	390	—	338	Beverly
331	—	21	Property of the Senate	391	—	1157	Dills
332	—	66	Committee on Appropriations (Senators Presley (Chairman), Alquist, Bergeson, Beverly, Davis, Dills, Killea, Leonard, Lockver, and Torres)	392	—	1226	Russell
				393	—	1098	Marks
333	—	282	Leroy Greene	394	585	—	Hansen, Allen, Eastin, Elder, Eppe, Filante, Gotch, Hughes, Katz, Mays, Moore, Seastrand, Speier, Tanner, and Woodruff (Coauthors Senators Dills and Lockyer)
334	—	331	Cecil Green				
335	—	432	Morgan	395	718	—	Elder
336	—	542	Calderon	396	738	—	Isenberg (Coauthor Senator Leroy Greene)
337	—	618	Mello	397	927	—	Archie-Hudson
338	—	643	Russell	398	—	12	Committee on Local Government (Senators Bergeson (Chairman), Ayala, Craven, Hill, and Kopp)
339	—	647	Dills	399	—	13	Committee on Local Government (Senators Bergeson (Chairman), Ayala, Craven, Hill, and Kopp)
340	—	845	Committee on Insurance, Claims, and Corporations (Senators Robbins (Chairman), Davis, Cecil Green, Keene, McCorquodale, and Rogers)				
				400	—	19	Lockver
341	—	1110	Rogers	401	—	31	Maddy
342	235	—	Polanco (Coauthor Senator Russell)	402	—	104	Deddeh
343	—	667	Craven	403	—	113	Lockyer
344	1403	—	Speier	404	—	137	Thompson (Coauthor Assembly Member Statham)
345	1004	—	Floyd				
346	209	—	Cortese	405	—	153	Mello
347	232	—	Floyd	406	—	182	Lockyer
348	234	—	Kellev	407	—	229	Boatwright, Alquist, Hill, Kopp, Morgan, and Watson (Coauthors Assembly Members Eastin, Filante, Gotch, Hunter, Katz, and O'Connell)
349	290	—	Clute				
350	427	—	Lancaster	408	—	279	McCorquodale
351	451	—	Hauser	409	—	313	Presley
352	485	—	Hunter and Vasconcellos	410	—	162	Speier
353	588	—	Moore	411	—	185	Ferguson
354	749	—	Hauser	412	—	623	Bane
355	871	—	Hauser	413	—	934	Umberg
356	910	—	Hunter	414	—	1203	Woodruff
357	963	—	Costa	415	—	1298	Horchner
358	1165	—	Nolan, Allen, Baker, Chacon, Frizzelle, Harvey, Jones, Knowles, Leslie, Mays, Mountjoy, Peace, Quackenbush, Statham, Umberg, Woodruff, and Wyman (Coauthors Senators Calderon, Hill, Rosenthal, Royce, and Vuch)	416	—	1307	Umberg, Bates, Costa, Elder, Hansen, Havden, Horcher, Margolin, Mays, and Roybal Allard (Coauthor Senator Watson)
359	1332	—	Frizzelle	417	1322	—	Allen
360	1624	—	Kelley	418	—	1676	Seastrand
361	1769	—	Jones	419	—	1693	Alpert
362	1974	—	Eaves	420	—	1707	Becerra (Coauthors Assembly Members Eastin and Peace) (Coauthor Senator McCorquodale)
363	2059	—	Brulte				
364	2178	—	Brulte	421	2174	—	Boland
365	21	—	Tucker and Felando	422	—	244	Robbins
366	957	—	Areias	423	—	499	Watson
367	1553	—	Filante	424	—	944	Maddy
368	1608	—	Eastin	425	—	558	Cecil Green
369	—	482	Marks and Morgan (Principal coauthor Assembly Member Brown)	426	—	89	Felando
370	12	—	Katz (Coauthor Assembly Member Hauser)	427	—	161	Costa
371	977	—	Mountjoy (Principal coauthor Senator Presley)	428	—	218	Hauser (Coauthor Senator Keene)
372	—	735	Hill and Bergeson (Principal coauthor Assembly Member Bates)	429	—	390	Speier
				430	—	421	Hunter, Mays and Bentley
373	52	—	Hughes	431	—	437	Frizzelle
374	341	—	Moore	432	—	529	Eppe
375	233	—	Knowles	433	—	611	Cannella
376	483	—	Eaves, Peace, and Vasconcellos	434	—	630	Filante
377	659	—	Wright (Coauthor Assembly Member Umberg)	435	—	655	Wright
				436	—	682	Moore
378	717	—	Wright	437	—	688	Baker
379	991	—	Lancaster	438	—	737	Harvey
380	996	—	Lancaster	439	—	748	Isenberg (Principal coauthor Senator Leroy Greene)
381	1324	—	Becerra and Vasconcellos (Coauthor Assembly Member O'Connell)				
				440	904	—	Elder
382	1402	—	Eaves	441	—	367	Craven
383	1602	—	Eastin	442	—	674	Craven
384	1734	—	Costa	443	—	693	Rosenthal
385	1959	—	Areias (Principal coauthor Assembly Member Jones) (Principal coauthors Senators Maddy and Vuch)	444	—	751	Deddeh
				445	—	1199	Thompson (Coauthor Assembly Member Hansen)
386	—	290	Presley				
387	438	—	Lancaster	446	252	—	Allen
388	—	59	Lockver	447	—	473	Tanner
				448	—	632	Burton

## TABLE OF LAWS ENACTED—Continued

1991

Ch No	AB No	SB No	Author	Ch No	AB No	SB No	Author
449	858	—	Allen				(Coauthors Senators Killea, Morgan, Vuch, and Watson)
450	1227	—	Hunter	487	795	—	Vasconcellos
451	1393	—	Alpert, Epple, Gotch, and O'Connell (Principal coauthors Assembly Members Lee and Umberg) (Coauthors Assembly Members Cannella, Clute, Lempert, McClintock, and Peace)	488	123	—	Katz
452	—	1256	Watson	489	207	—	Jones
453	93	—	Moore	490	—	15	Robbins
454	1504	—	Farr	491	—	28	Robbins
455	1745	—	Eaves	492	—	32	Leonard (Coauthors Senators Kopp, Rosenthal, Royce, and Vuch) (Coauthors Assembly Members Allen, Baker, Bentley, Boland, Brulte, Chandler, Eaves, Ferguson, Filante, Harvey, Hunter, Knowles, Mavs, Mountjoy, Peace, Speer, Statham, Woodruff, and Wyman)
456	128	—	Archie-Hudson (Principal coauthor Assembly Member Tucker) (Principal coauthor Senator Bill Greene) (Coauthor Senator Watson)	493	—	65	Kopp
457	449	—	Tucker	494	—	83	Presley
458	1304	—	Lempert	495	—	106	Lockyer
459	—	733	Committee on Transportation (Senators Kopp (Chairman), Avala, Boatwright, Cecil Green, Killea, McCorquodale, and Vuch)	496	—	135	Boatwright
460	18	—	Sher	497	—	159	Boatwright
461	—	89	Kopp (Principal coauthor Senator Roberti) (Principal coauthor Assembly Member Allen) (Coauthors Senators Alquist, Deddeh, Dills, Marks, and Thompson) (Coauthors Assembly Members Elder, Farr, Ferguson, Filante, and Hansen)	498	—	181	Kopp
462	77	—	Moore (Principal coauthor Senator Roberti) (Coauthors Assembly Members Bates, Burton, Chacon, Cortese, Easton, Hannigan, Hayden, Polanco, Roos, Roybal-Allard, Speier, Tanner, Tucker, and Vasconcellos) (Coauthors Senators Dills, Keene, Lockver, Petrus, and Watson)	499	—	316	Craven
463	—	608	Killea	500	—	324	Lockyer
464	607	—	Cannella (Principal coauthor Senator Hart)	501	—	326	Beverly
465	—	53	Lockyer	502	—	375	Hill
466	—	410	Cecil Green	503	—	384	Russell
467	—	644	Mello (Coauthor Assembly Member Kelley)	504	—	393	Craven
468	149	—	Tanner	505	—	397	Russell
469	154	—	Bentley (Coauthor Assembly Member Umberg)	506	—	415	Craven
470	779	—	Bentley	507	—	441	Vuch
471	—	723	Committee on Local Government (Senators Bergeson (Chairman), Avala, Calderon, Craven, Cecil Green, Hill, Kopp, Russell, and Thompson) (Principal coauthor Assembly Member Statham)	508	—	454	Presley
472	—	426	Morgan	509	—	474	Presley
473	—	467	Deddeh	510	—	493	Boatwright
474	31	—	Klehs	511	—	502	Petrus
475	156	—	Peace (Coauthor Senator Thompson)	512	—	538	Johnston
476	—	227	Hart	513	—	539	Alquist
477	281	—	Filante, Becerra, Bronzan, Campbell, Chacon, Hunter, Klehs, Lewis, and Mays	514	—	547	Rosenthal
478	—	325	Morgan	515	—	554	Mello
479	—	830	Deddeh	516	—	555	Mello
480	—	831	Mello	517	—	560	Vuch
481	—	1029	Rogers, Calderon, Dills, and Thompson (Principal coauthor Assembly Member Epple)	518	—	604	Presley
482	124	—	Tucker (Coauthors Assembly Members Quackenbush and Vasconcellos (Principal coauthor Senator Morgan) (Coauthor Senator Alquist)	519	—	626	Rogers
483	372	—	Roybal Allard	520	—	634	Rogers
484	669	—	Bates	521	—	650	Alquist
485	1376	—	Hauser (Coauthor Senator Keene)	522	—	653	Boatwright
486	918	—	Tanner (Coauthors Assembly Members Allen, Alpert, Archie-Hudson, Boland, Bronzan, Easton, Hansen, Hughes, Hunter, Lee, Moore, Roybal-Allard, Seastrand, Speier, and Statham)	523	—	671	Morgan
				524	—	675	Dills
				525	—	686	Boatwright
				526	—	728	Maddv
				527	—	759	Johnston
				528	—	780	Bergeson
				529	—	1008	Hart (Principal coauthor Assembly Mem- ber Easton) (Coauthor Senator Morgan) (Coauthors Assembly Members Farr and Quackenbush)
				530	—	1020	Rosenthal and Watson (Coauthors Assem- bly Members Farr and Lempert)
				531	—	1056	Bergeson
				532	—	1064	Deddeh
				533	—	1086	Rogers
				534	—	1088	McCorquodale (Principal coauthor Senator Marks) (Coauthors Senators Bill Greene and Thompson) (Principal coauthor Assembly Member Polanco) (Coauthors Assembly Members Chacon, Epple, Margolin, and Umberg)
				535	—	1090	Rogers and Dills
				536	—	1095	Vuch
				537	—	1104	Davis
				538	—	1133	Robert
				539	—	1135	Johnston, Alquist, Killea, McCorquodale, and Rosenthal (Coauthors Assembly Members Lempert, Margolin, Speier, and Umberg)
				540	—	1150	Deddeh (Principal coauthor Senator Craven)
				541	—	1153	Bergeson
				542	—	1161	Hart

## TABLE OF LAWS ENACTED—Continued

1991

Ch No	A B No	S B No	Author	Ch No	A B No	S B No	Author
543	—	1171	Committee on Public Employment and Retirement (Senators Cecil Green (Chairman), Johnston, McCorquodale, and Royce)	603	1736	—	Speier and Roybal-Allard
544	—	1176	Committee on Public Employment and Retirement (Senators Cecil Green (Chairman), Johnston, McCorquodale, and Royce)	604	1737	—	Klehs
545	—	1188	Davis	605	1829	—	Umberg
546	—	1194	Robert	606	1939	—	Kelley
547	—	1196	Russell	607	—	98	Lockyer (Principal coauthor Assembly Member Burton) (Coauthors Senators Ayala, Calderon, Deddeh, Dills, Bill Greene, Killea, Marks, Petris, Rosenthal, Thompson, Torres, and Watson) (Coauthors Assembly Members Bane, Clute, Connelly, Cortese, Eastin, Epple, Filante, Gotch, Hayden, Katz, Klehs, Lee, Lempert, Moore, Polanco, and Umberg)
548	—	1201	Bergeson	608	996	—	Peace
549	—	1254	Johnston (Coauthors Assembly Members Connelly and Leslie)	609	—	67	Committee on Appropriations (Senators Presley (Chairman), Bergeson, Beverly, Dills, Lockyer, Mello, and Torres)
550	29	—	Klehs	610	1727	—	Hunter
551	35	—	Alpert (Coauthor Assembly Member Umberg)	611	1491	—	Bronzan
552	170	—	Bentley (Coauthors Assembly Members Horcher and Seastrand)	612	—	1112	Mello
553	174	—	Kelley, Cortese, Costa, Filante, and Hauser (Coauthor Senator Thompson)	613	195	—	Bentley (Coauthor Assembly Member Umberg)
554	214	—	Vasconcellos	614	203	—	Farr
555	228	—	Clute	615	265	—	Hauser
556	446	—	Boland (Principal coauthor Assembly Member Polanco) (Coauthors Assembly Members Andal, Brulte, Filante, Hansen, Horcher, Hunter, Mays, Mountjoy, Nolan, O'Connell, Speier, Statham, Woodruff, and Wyman) (Coauthors Senators Davis, Hill, Kopp, Rogers, and Watson)	616	270	—	Hauser (Principal coauthor Senator Torres) (Coauthors Assembly Members Archie-Hudson, Arenas, Bates, Brulte, Campbell, Chacon, Chandler, Clute, Costa, Eastin, Eaves, Elder, Epple, Farr, Felando, Ferguson, Filante, Floyd, Frizzelle, Gotch, Harvey, Hayden, Hunter, Jones, Katz, Lee, Mays, Murray, Peace, Polanco, O'Connell, Statham, Tanner, Woodruff, and Wyman) (Coauthors Senators Alquist, Ayala, Calderon, Dills, Cecil Green, Bill Greene, Keene, Killea, Leonard, McCorquodale, Rogers, Rosenthal, Russell, Thompson, Vuich, and Watson)
557	447	—	Roybal-Allard	617	273	—	Clute (Coauthor Senator Morgan)
558	528	—	Felando	618	293	—	Bates, Klehs, and Lee (Coauthors. Senators Lockyer and Petris)
559	536	—	Woodruff	619	765	—	Polanco
560	693	—	Bronzan	620	799	—	Cortese
561	722	—	Kelley	621	839	—	Hauser
562	725	—	Wright	622	952	—	Quackenbush
563	731	—	Felando	623	986	—	Lancaster
564	743	—	Nolan	624	995	—	Statham
565	759	—	Horcher	625	1008	—	Jones
566	766	—	Frazee	626	1021	—	Hughes
567	835	—	Peace	627	1057	—	Sher
568	837	—	Elder	628	1065	—	Clute
569	838	—	Peace	629	1158	—	Speier
570	857	—	Allen	630	1346	—	Woodruff, Bronzan, Hunter, Knowles, O'Connell, and Tanner
571	890	—	Clute	631	1367	—	Clute
572	894	—	Bentley	632	1382	—	Lancaster
573	898	—	Tucker (Coauthor Assembly Member Umberg)	633	1561	—	Epple
574	909	—	Hunter	634	1631	—	Costa
575	925	—	Hannugan	635	1714	—	Wright
576	932	—	Hunter	636	1747	—	Boland
577	965	—	Alpert	637	1824	—	Bentley
578	966	—	Peace	638	1826	—	Bentley
579	972	—	Cannella	639	1870	—	Lee
580	985	—	Costa	640	64	—	Floyd and Klehs (Coauthor Senator Lockyer)
581	1025	—	Hughes	641	192	—	Katz
582	1051	—	Eastin	642	206	—	Floyd
583	1059	—	Sher	643	245	—	Polanco
584	1076	—	Speier and Connelly (Coauthor Assembly Member Umberg)	644	613	—	Cannella
585	1094	—	Polanco	645	1967	—	Arenas
586	1100	—	Lee	646	—	299	Deddeh
587	1126	—	Roybal-Allard	647	—	879	Royce
588	1129	—	Campbell (Coauthor Senator Watson)	648	—	880	Royce
589	1130	—	Wright	649	—	1137	Mello
590	1139	—	Woodruff	650	—	131	Robbins
591	1179	—	Hannugan	651	—	757	Robbins
592	1188	—	Speier	652	—	822	Killea
593	1220	—	Mays	653	1890	—	Statham
594	1253	—	Baker				
595	1272	—	Frazee				
596	1283	—	Moore				
597	1482	—	Lee				
598	1526	—	McClintock				
599	1545	—	Terry Friedman				
600	1576	—	Terry Friedman				
601	1712	—	Polanco				
602	1725	—	Peace				

## TABLE OF LAWS ENACTED—Continued

1991

Ch No	A B No	S B No	Author	Ch No	A B No	S B No	Author
654	1883	—	Lancaster				Sensors McCorquodale, Petrus, and
655	—	651	Lockyer				(Watson)
656	—	666	Boatwright	707	1355	—	Bentley
657	—	736	Davis (Coauthor Assembly Member Umberg)	708	1359	—	Cortese
658	1001	—	Brown, Areas, Bates, Chacon, Cortese, Eastun, Farr, Gotch, Hayden, Hughes, and Speier (Coauthors Senators Alquist, Rosenthal, and Watson)	709	1361	—	Cortese
659	1137	—	Woodruff	710	1389	—	Cortese (Coauthor Senator Hill)
660	1379	—	Baker (Principal coauthor Assembly Member Bates (Coauthors Assembly Members Allen, Andal, Archie-Hudson, Becerra, Chacon, Filante, Hansen, Harvey, Horcher, Hunter, Mays, Nolan, Polanco, Seastrand, Speier, Woodruff, and Wyman (Coauthors Senators Hill, Killea, Petrus, and Presley)	711	1390	—	O'Connell
661	1866	—	Becerra (Coauthor Assembly Member Umberg)	712	1411	—	Lempert
662	—	—	—	713	1414	—	Leslie
—	—	254	Davis	714	1430	—	Moore
663	—	301	Ayala	715	1475	—	Tanner, Alpert, Becerra, Chacon, Cortese, Eastun, Eaves, Hayden, Hughes, Peace, Roybal-Allard, and Sher (Coauthors Senators McCorquodale, Keene, Rosenthal, Vuch, and Watson)
664	—	339	Cecil Green	716	1485	—	Committee on Judiciary (as presented by Assembly Member Bentley on behalf of the Committee), Archie-Hudson, Connelly, Epple, Terry Friedman, Horcher, Isenberg, and Speier
665	—	348	Robbins	717	1515	—	Sher
666	—	400	Craven (Coauthor Senator Kopp)	718	1530	—	Sher
667	—	435	Morgan	719	1613	—	Lempert
668	—	440	Cecil Green	720	1621	—	Knowles
669	—	455	Killea, Morgan, Vuch, and Watson (Coauthors Assembly Members Alpert, Archie-Hudson, Bentley, Eastun, Hughes, Lee, Moore, Roybal-Allard, Speier, and Tanner)	721	1656	—	Jones
670	—	462	Bergeson	722	1669	—	Margolin
671	—	544	Calderon	723	1698	—	Filante
672	—	551	Leroy Greene	724	1731	—	Sher
673	—	564	Beverly (Coauthor Assembly Member Umberg)	725	1783	—	Speier
674	—	595	Marks	726	1784	—	Floyd
675	—	599	Alquist	727	1882	—	Felando
676	—	614	Hill	728	1885	—	Statham
677	—	615	Mello	729	1918	—	Moore
678	—	619	Presley	730	1929	—	Hughes
679	—	630	Boatwright	731	1940	—	Ferguson
680	—	631	Johnston (Coauthor Assembly Member Hannigan)	732	1941	—	Kelley
681	—	665	Petrus and Assembly Member Bronzan	733	1956	—	Tanner
682	—	740	Hill	734	1980	—	Horcher
683	—	753	Johnston	735	1982	—	Polanco
684	—	754	Dills	736	—	392	Killea
685	—	761	Johnston	737	1245	—	Connelly
686	—	1039	Johnston, Alquist, Killea, McCorquodale, and Rosenthal (Coauthors Assembly Members Bronzan, Lempert, Margolin, and Speier)	738	1269	—	Mays
687	—	1040	Johnston (Coauthor Assembly Member Umberg)	739	1787	—	Seastrand
688	—	1055	Hart	740	1789	—	Elder
689	211	—	Tanner	741	1806	—	Hayden
690	834	—	Floyd	742	1822	—	Frazer
691	506	—	Mountjoy	743	1832	—	Areas
692	900	—	Roybal-Allard	744	1855	—	Ferguson
693	1140	—	Woodruff	745	1863	—	Hauser
694	1143	—	Terry Friedman and Bates	746	1898	—	Fruzzelle
695	1166	—	Moore	747	1900	—	O'Connell
696	1185	—	Hannigan	748	1903	—	Hauser
697	1202	—	Woodruff	749	1915	—	Quackenbush
698	1205	—	Costa	750	—	534	Hart
699	200	—	Cortese	751	—	565	Bergeson
700	1208	—	Burton and Bronzan	752	—	566	Bergeson
701	1212	—	Costa	753	—	579	Royce and Thompson
702	1224	—	Hunter	754	—	580	Royce
703	1287	—	Vasconcellos	755	—	600	Dills
704	1337	—	Isenberg	756	675	—	O'Connell
705	1338	—	Harvey, Clute, Filante, Hayden, and Mays (Coauthor Senator Calderon)	757	1650	—	Hansen (Coauthors Senators Killea and Watson)
706	1340	—	Eastun (Principal coauthor Senator Killea) (Coauthors Assembly Members Hayden, O'Connell, Sher, and Speier) (Coauthors	758	1670	—	Hansen
				759	—	620	Presley
				760	—	662	Hart
				761	—	317	Davis (Principal coauthor Senator Rosenthal) (Coauthors Assembly Members Bates, Gotch, and Hayden)
				762	—	906	Hill (Principal coauthors Senators Bergeson, Killea, and McCorquodale) (Coauthor Assembly Member Isenberg)
				763	151	—	Katz and O'Connell (Principal coauthor Assembly Member Statham) (Principal coauthors Senators Killea, Kopp, and Thompson) (Coauthors Assembly Members Bane, Eastun, Eaves, Epple, Farr, Hayden, Hughes, Lee, Lempert, Roybal-Allard, Sher, and Umberg) (Coauthors Senators Davis, Marks, and Watson)

## TABLE OF LAWS ENACTED—Continued

1991

Ch No	A B No	S B No	Author	Ch No	A B No	S B No	Author
764	684	—	Moore (Coauthor Senator Rosenthal)				Roybal-Allard, and Sher) (Coauthors
765	2172	—	Kelley				Sensors McCorquodale, Petrus,
766	—	48	Thompson (Principal coauthor Senator Torres) (Coauthors Senators Dills, Hart, Killea, Rosenthal, and Watson)	800	—	968	Watson
767	—	152	Killea and Thompson (Principal coauthors Senators Kopp, Robbins, and Rosenthal) (Principal coauthors Assembly Members Katz, O'Connell, and Statham) (Coauthors Senators Davis and Marks) (Coauthors Assembly Members Bane, Eaves, Farr, Hayden, Hughes, Lee, Lempert, Roybal-Allard, Sher, and Umberg)	801	2209	—	Speier
768	—	223	Presley	802	—	154	McCorquodale (Principal coauthor Assembly Member Farr)
769	—	235	Hart	803	—	464	Leroy Greene (Principal coauthors Assembly Members Bronzan and Hughes)
770	—	351	Davis	804	—	755	Leroy Greene
771	—	389	Johnston, Alquist, Killea, McCorquodale, and Rosenthal (Coauthors Assembly Members Bronzan, Eastin, Lempert, Margolin, Speier, and Umberg)	805	240	—	Peace (Principal coauthor Senator Presley) (Coauthors Assembly Members Bane and Hunter) (Coauthors Senators Calderon and Bergeson)
772	—	385	Morgan, Vuich, and Watson (Coauthors Assembly Members Alpert, Bentley, Boland, Hunter, Speier, and Tanner)	806	386	—	Moore
773	—	409	Cecil Green	807	434	—	Sher and Cortese
774	—	679	Mello (Principal coauthor Senator Davis)	808	538	—	Eaves
775	—	732	Committee on Transportation (Senators Kopp (Chairman), Ayala, Boatwright, Cecil Green, Killea, McCorquodale, and Vuich)	809	595	—	Bates (Coauthor Assembly Member Farr) (Coauthors Senators Leroy Greene and Petrus)
776	—	1013	Thompson, Craven, Cecil Green, Johnston, Marks, McCorquodale, Mello, Petrus, Robert, Rosenthal, Vuich, and Watson (Coauthors Assembly Members Bane, Connelly, Cortese, Floyd, Terrv Friedman, Gotch, Hauser, and Hughes)	810	709	—	Floyd
777	—	1021	Hart	811	771	—	Chacon, Polanco, and Roybal-Allard (Coauthor Senator Torres)
778	—	1059	Russell	812	785	—	Eaves, Clute, Eastin, Epple, Farr, Filante, Harvey, and Woodruff (Coauthors Senators Kopp, Presley, Rogers, and Watson)
779	—	1127	Torres	813	958	—	Areias (Coauthor Senator Kopp)
780	60	—	Terry Friedman	814	1024	—	Hughes
781	382	—	Hughes	815	1063	—	Bentley
782	429	—	Farr	816	1131	—	Campbell
783	547	—	Moore	817	2076	—	Sher and O Connell
784	676	—	Speier (Coauthors Assembly Members Alpert, Archie-Hudson, Bentley, Eastin, Hughes, Hunter, Lee, Moore, Roybal-Allard, and Tanner) (Coauthors Senators Killea, Morgan, and Vuich)	818	11	—	Hughes
785	900	—	Frazee	819	—	1105	Dills
786	923	—	Polanco	820	—	475	Presley
787	1378	—	Connelly, Areias, and Chandler (Coauthors Assembly Members Bates, Epple, and Hayden) (Coauthor Senator Rosenthal)	821	—	514	Marks
788	1440	—	Archie-Hudson	822	—	625	Presley (Principal coauthor Senator Calderon)
789	1639	—	Katz	823	—	659	Hill
790	1816	—	Polanco and Chacon	824	—	768	Vuich
791	1825	—	Bentley	825	—	955	Torres and Bill Greene (Coauthor Assembly Member Lee)
792	2005	—	Speier (Coauthors Assembly Members Alpert, Archie-Hudson, Chacon, Eastin, Epple, Gotch, Hughes, Hunter, Lee, Moore, Roybal-Allard, Tanner, and Tucker) (Coauthors Senators Killea, Thompson, Torres, Vuich, and Watson)	826	—	965	Morgan (Coauthor Senator Vuich) (Coauthors Assembly Members Alpert, Bates, Hayden, Hunter, Lee, Murray, and Speier)
793	2047	—	Margolin	827	—	1065	Mello
794	2061	—	Polanco (Coauthors Senators Leonard and Rogers)	828	—	1093	Vuich
795	2164	—	Polanco	829	—	1100	Bergeson (Principal coauthor Senator Petrus) (Coauthors Senators Boatwright, Keene, Thompson, Vuich, and Watson) (Coauthors Assembly Members Andal, Bronzan, Brulte, Connelly, Eastin, Felando, Ferguson, Filante, Terry Friedman, Gotch, Hayden, Hunter, Katz, Lee, Lempert, Roybal-Allard, Sher, Speier, and Umberg)
796	2227	—	Mays	830	223	—	Felando
797	1979	—	Lee and Connelly	831	278	—	Costa
798	—	240	Torres (Principal coauthor Assembly Member Connelly) (Coauthors Senators Marks, Petrus, and Watson) (Coauthors Assembly Members Chacon, Hayden, Hughes, and Roybal-Allard)	832	305	—	Terry Friedman
799	2038	—	Connelly and Lee (Principal coauthor Assembly Member Speier) (Coauthors Assembly Members Alpert, Cortese, Eastin, Epple, Farr, Terry Friedman, Gotch, Hayden, Hughes, Lempert,	833	348	—	Chacon, Hayden, and Polanco (Coauthor Senator McCorquodale)
				834	865	—	Brulte and Eaves (Coauthor Senator Ayala)
				835	898	—	Mays (Principal coauthor Senator Bergeson) (Coauthors Assembly Members O'Connell, Filante, Hunter, and Lempert)
				836	967	—	Jones
				837	1000	—	Hauser, Chacon, and Lempert (Coauthor Senator Robert)
				838	1052	—	Archie-Hudson
				839	1169	—	Lee
				840	1232	—	Harvey
				841	1244	—	Polanco (Coauthors Assembly Members Baker and Bronzan) (Coauthor Senator Hill)
				842	1327	—	Farr
				843	1381	—	Areias

## TABLE OF LAWS ENACTED—Continued

1991

Ch No	A.B No	S.B No	Author	Ch No	A.B No	S.B No	Author
844	1386	—	Cortese (Principal coauthor Senator Thompson)	884	—	648	Cecil Green
845	1506	—	Sher	885	—	669	Morgan
846	1603	—	Committee on Education (as presented by Assembly Member Eastin on behalf of the Committee) (Coauthors Assembly Members Bentley, Chacon, Filante, Hansen, Harvey, Hauser, Hughes, Jones, and Speier) (Coauthors Senators Marks, Presley, Rosenthal, and Watson)	886	—	966	Bergeson
847	1605	—	Costa	887	—	883	Beverly
848	1615	—	Hannagan	888	—	994	Mello
849	1760	—	Eastin (Coauthors Assembly Members Alpert, Archie-Hudson, Cortese, and Filante) (Coauthors Senators Rosenthal and Watson)	889	—	1019	Leroy Greene (Coauthors Senators Killea, Kopp, and Marks)
850	1793	—	Moore	890	—	1209	Committee on Energy and Public Utilities (Coauthors Senators McCorquodale, Rosenthal, Alquist, Craven, Hart, Johnston, and Killea)
851	1811	—	Isenberg and Baker	891	—	1237	Presley and Craven
852	2054	—	Polanco	892	—	1242	Maddy
853	2055	—	Hyaden	893	274	—	Felando
854	—	412	Hill	894	—	234	Kopp, Cecil Green, Killea, McCorquodale, Morgan, and Russell
855	—	483	Cecil Green	895	—	990	Keene, Alquist and Leroy Greene (Coauthors Assembly Members Eastin, Farr, Hauser, Lempert, Polanco, Sher, and Speier)
856	—	691	Killea	896	793	—	Polanco
857	1271	—	Speier	897	—	997	Thompson
858	1635	—	Bates	898	—	118	Robbins
859	1968	—	Areias	899	—	327	Hill
860	2057	—	Katz and Baker (Principal coauthors Assembly Members Chacon, Umberg, and Wyman)	900	—	1214	Killea and Rosenthal (Coauthors Assembly Members Brulte and Sher)
861	1617	—	Vasconcellos (Coauthor Senator Alquist)	901	—	1245	Alquist (Principal coauthor Assembly Member Areias) (Coauthors Senators Ayala, Craven, Deddeh, Dills, Cecil Green, Killea, Kopp, Leonard, Lewis, Marks, McCorquodale, Petris, Roberts, Torres, and Watson) (Coauthors Assembly Members Alpert, Brulte, Chacon, Cortese, Farr, Felando, Filante, Frazee, Harvey, Hauser, Horcher, Hughes, Lempert, Mountjoy, Polanco, Roybal-Allard, Sher, Speier, Tanner, Wyman, and Vasconcellos)
862	2236	—	Costa	902	157	—	Roybal-Allard
863	1230	—	Hansen	903	255	—	Costa
864	1039	—	Mays	904	757	—	Roybal-Allard
865	47	—	Eastin, Alpert, Archie-Hudson, Bentley, Chacon, Chandler, Costa, Farr, Filante, Harvey, Hauser, Hunter, Lee, Lempert, and Umberg (Coauthors Senators Marks, Presley, Robbins, Rosenthal, and Watson)	905	1642	—	Sher
866	363	—	Nolan (Coauthors Assembly Members Allen, Andal, Baker, Bronzan, Farr, Ferguson, Filante, Hunter, Mays, Polanco, Quackenbush, Umberg, and Woodruff) (Coauthors Senators Calderon, McCorquodale, Presley, Rovee, and Watson)	906	1754	—	Terry Friedman
867	—	684	Calderon, Killea, and Presley (Coauthors Assembly Members Clute and Polanco)	907	1905	—	Frazee
868	546	—	Bronzan, Alpert, Bates, Eastin, Farr, Filante, Terry Friedman, Gotch, Hansen, Hayden, Speier, Vasconcellos, and Woodruff (Coauthors Senators Calderon, Johnston, and Presley)	908	2212	—	Sher
869	322	—	Areias	909	—	191	McCorquodale
870	1350	—	Vasconcellos	910	—	249	Davis
871	160	—	Floyd	911	—	277	Davis
872	315	—	Terry Friedman (Coauthors Assembly Members Burton, Eastin, Farr, Hannagan, Hughes, Katz, Margolin, and Roybal Allard) (Coauthors Senators Marks, Torres, and Watson)	912	—	421	Watson (Coauthors Assembly Members Hughes, Lee, Moore, and Roybal Allard)
873	642	—	Hauser	913	—	568	Hill (Coauthor Assembly Member Katz)
874	859	—	Vasconcellos	914	—	668	Russell, Bill Greene, and Robbins (Coauthors Assembly Members Archie-Hudson, Bates, Becerra, and Wyman)
875	1152	—	Terry Friedman	915	—	771	Beverly
876	1171	—	Lee (Coauthors Assembly Members Alpert, Archie-Hudson, and Moore) (Coauthor Senator Killea)	916	—	820	Thompson (Coauthors Assembly Members Lempert and Spener)
877	1196	—	Hughes	917	—	1077	Killea
878	1663	—	Eaves	918	—	1152	Russell
879	1785	—	Katz (Principal coauthor Assembly Member Hauser) (Coauthors Assembly Members Archie-Hudson, Bane, Bronzan, Clute, Eaves, Epple, Gotch, Hansen, Lee, and Tanner) (Coauthor Senator McCorquodale)	919	—	1181	Thompson
880	—	236	Robbins	920	—	1258	Torres
881	—	306	Royce	921	—	1259	Leroy Greene
882	—	405	Deddeh	922	1201	—	Woodruff
883	—	585	Torres	923	—	515	Select Committee on Maritime Industry (Senators Marks (Chairman), Alquist, Beverly, Craven, McCorquodale) (Coauthor Senator Keene)
				924	100	—	Elder
				925	329	—	Moore
				926	770	—	Farr
				927	842	—	Polanco
				928	1886	—	Katz
				929	903	—	Clute
				930	1222	—	Mays
				931	1247	—	Alpert
				932	1646	—	Sher
				933	1648	—	Costa
				934	1673	—	Margolin (Coauthors Senators Presley and Torres)

## TABLE OF LAWS ENACTED—Continued

1991

Ch No	A B No	S B No	Author	Ch No	A B No	S B No	Author
935	1763	—	Sher	978	—	683	Marks
936	1767	—	Gotch	979	—	698	Boatwright
937	1797	—	Terry Friedman	980	—	704	Royce
938	1869	—	Speier	981	—	1092	Hill
939	1926	—	Farr	982	—	1172	Committee on Public Employment and Retirement (Senators Cecil Green (Chairman), Johnston, McCorquodale, and Royce)
940	2132	—	Sher	983	—	1195	Boatwright
941	227	—	O'Connell, Elder, and Mays (Coauthors Senators Beverly and Dills)	984	—	407	Cecil Green
942	628	—	Filante	985	—	681	Mello
943	1324	—	Cannella	986	—	685	Johnston (Coauthor Assembly Member Bronzan)
944	1685	—	Chandler (Principal coauthor Assembly Member Sher)	987	—	700	Royce
945	—	200	Select Committee on Maritime Industry (Senators Marks (Chairman), Alquist, Beverly, Craven, Keene, and McCorquodale)	988	—	705	Lewis
946	—	228	Robbins and Presley	989	—	706	Deddeh
947	—	606	Hill	990	—	713	Leonard
948	—	905	Killea, Deddeh and McCorquodale (Coauthors Assembly Members Peace and Umberg)	991	—	722	Dills
949	—	978	Keene and Thompson (Coauthor Assembly Member Hauser)	992	—	727	Calderon
950	618	—	Areias (Principal coauthor Assembly Member Connelly)	993	—	772	Bergeson
951	664	—	Hauser and Peace (Coauthors Senators Keene and Thompson)	994	—	786	Presley (Coauthor Assembly Member Bates)
952	1904	—	Peace	995	—	791	Committee on Transportation (Senators Kopp (Chairman), Ayala, Boatwright, Cecil Green, Killea, McCorquodale, and Vuch)
953	108	—	Terry Friedman (Coauthor Assembly Member Umberg)	996	—	798	Ayala
954	—	263	Robert	997	—	806	McCorquodale
955	242	—	Connelly (Coauthor Assembly Member Peace) (Coauthor Senator Presley)	998	—	819	Mello
956	2029	—	Connelly (Principal coauthor Assembly Member Umberg) (Principal coauthor Senator Thompson) (Coauthors Assembly Members Alpert, Chacon, Costa, Easton, Epple, Farr, Hauser, Hayden, Hughes, Klehs, Lempert, Margolin, O'Connell, Polanco, and Woodruff) (Coauthors Senators Alquist, Davis, Johnston, and Watson)	999	—	835	McCorquodale (Coauthors Senators Bill Greene and Torres) (Coauthors Assembly Members Bronzan, Clute, Epple, Farr, Terry Friedman, Hayden, Lempert, Roybal-Allard, Speier, and Umberg)
957	85	—	Katz (Principal coauthor Assembly Member Lempert) (Coauthors Assembly Members Alpert, Baker, Cannella, Connelly, Easton, Filante, Margolin, Sher, Tucker, Umberg, Brown, Hannigan, Hansen, O'Connell, Woodruff, Costa, and Wright)	1000	—	840	Leroy Greene (Coauthor Assembly Member Connelly)
958	345	—	Hughes	1001	—	841	Rosenthal
959	514	—	Floyd (Coauthors Senators Calderon, Deddeh, Dills, and Thompson)	1002	—	842	Marks
960	590	—	Moore	1003	—	882	Davis
961	882	—	Murray (Coauthors Assembly Members Bates, Peace, and Umberg)	1004	—	887	Lockyer
962	1273	—	Speier	1005	—	889	Committee on Insurance, Claims, and Corporations (Senators Robbins (Chairman), Davis, Cecil Green, Keene, McCorquodale, and Rogers)
963	1281	—	Filante (Coauthors Senators Marks and Robert)	1006	—	891	Lockyer
964	1485	—	Tanner	1007	—	892	Lockyer
965	1796	—	Terry Friedman	1008	—	894	Committee on Insurance, Claims, and Corporations (Senators Robbins (Chairman), Davis, Cecil Green, Keene, McCorquodale, and Rogers) (Principal coauthor Senator Presley) (Coauthors Assembly Members Brulte and Moore)
966	—	507	McCorquodale	1009	—	901	Committee on Insurance, Claims, and Corporations (Senators Robbins (Chairman), Davis, Cecil Green, Keene, McCorquodale, and Rogers)
967	—	1032	Committee on Natural Resources and Wildlife (Senators McCorquodale (Chairman), Hart, Johnston, Marks, and Mello)	1010	—	913	Leroy Greene
968	—	399	Rosenthal	1011	—	918	Dills
969	134	—	Elder	1012	—	960	Hart
970	266	—	Hauser	1013	—	961	Committee on Business and Professions (Senators Boatwright (Chairman), Craven, Leroy Greene, Hart, Keene, McCorquodale, Rosenthal, and Royce)
971	1102	—	Speier	1014	—	962	Petrus
972	1442	—	Easton	1015	—	985	Deddeh
973	1498	—	Peace	1016	—	989	Lewis
974	—	403	Leroy Greene	1017	—	1009	Davis
975	—	518	Maddy	1018	—	1011	Beverly
976	—	526	Killea (Coauthors Senators Deddeh, Robbins, Thompson, and Watson) (Coauthors Assembly Members Allen, Costa, Easton, Hunter, Peace, Speier, Statham, and Umberg)	1019	—	1022	Mello
977	—	677	Johnston	1020	—	1025	Davis
				1021	—	1031	Watson (Coauthor Assembly Member Hughes)
				1022	637	—	Terry Friedman
				1023	1080	—	Hayden (Principal coauthor Senator Rosenthal)
				1024	1930	—	Farr
				1025	2125	—	Chacon
				1026	—	716	Robert



## TABLE OF LAWS ENACTED—Continued

1991

Ch No	A B No	S B No	Author	Ch No	A B No	S B No	Author
1027	305	—	Farr (Principal coauthor Assembly Member Lempert) (Coauthors Assembly Members Alpert, Eastin, Gotch, Hauser, and Sher) (Coauthors Senators Marks and Rosenthal)	1086	984	—	Isenberg
1028	667	—	Lee	1087	1451	—	Hannagan
1029	1086	—	Eastin	1088	1476	—	Eastin
1030	1426	—	Gotch	1089	1477	—	Arenas
1031	1427	—	Gotch	1090	1484	—	Committee on Judiciary (as presented by Assembly Member Connelly on behalf of the Committee), Archie-Hudson, Bentley, Epple, Terry Friedman, Horcher, Isenberg, and Speier
1032	1429	—	Gotch	1091	1487	—	Committee on Judiciary (as presented by Assembly Member Horcher on behalf of the Committee), Archie-Hudson, Bentley, Connelly, Epple, Terry Friedman, Isenberg, and Speier
1033	1699	—	Kelley (Principal coauthor Senator Keene)	1092	1496	—	Murray
1034	1771	—	Harvey	1093	1502	—	Wyman
1035	1933	—	Boland	1094	1777	—	Bronzan
1036	2105	—	Farr	1095	1790	—	Elder
1037	2187	—	Tanner	1096	1873	—	Bentley
1038	—	9	Presley	1097	2002	—	Horcher
1039	—	74	Alquist	1098	2017	—	Kelley
1040	—	110	Robbins	1099	2021	—	Polanco and Senator Lockyer
1041	—	114	Robbins	1100	2022	—	Costa
1042	—	117	Kopp	1101	2025	—	Cannella and Arenas
1043	—	123	Torres	1102	2232	—	Arenas
1044	—	126	Kopp (Coauthor Assembly Member Lempert)	1103	—	148	Davis and Presley
1045	—	138	Thompson	1104	—	170	Mello
1046	—	146	Robbins	1105	—	369	Robbins
1047	—	176	Maddy	1106	—	487	Bergeson
1048	—	185	Thompson, Royce, Ayala, Calderon, Keene, Presley, and Vuch (Coauthors Assembly Members Becerra, Eaves, Epple, Farr, Horcher, Katz, Lempert, Mays, Speier, Statham, and Umberg)	1107	—	511	Cecil Green (Coauthor Assembly Member Murray)
1049	—	197	McCorquodale	1108	—	623	Ayala (Principal coauthor Assembly Member Elder)
1050	—	206	Rogers	1109	—	672	Davis
1051	—	209	Kopp	1110	—	682	Mello
1052	—	213	McCorquodale	1111	—	698	McCorquodale
1053	—	214	Robbins	1112	—	787	Presley
1054	—	245	Presley	1113	—	826	Maddy
1055	—	271	Kopp	1114	—	899	Boatwright
1056	—	291	Johnston	1115	—	977	Keene (Coauthor Assembly Member Lempert)
1057	—	292	Johnston	1116	—	1076	Killea
1058	—	543	Calderon	1117	—	1109	Russell (Principal coauthor Assembly Member Wyman) (Coauthor Senator Rogers)
1059	—	563	Alquist	1118	—	1128	Lockyer Assembly Member Polanco (Coauthor Senator Rosenthal)
1060	—	846	Bergeson	1119	—	1180	Killea (Coauthors Assembly Members Eastin, Hunter, Lee, Speier, and Tanner)
1061	—	849	Bergeson	1120	—	1197	Kopp (Coauthors Assembly Members Eastin and Umberg)
1062	—	856	Bergeson	1121	—	1206	Committee on Energy and Public Utilities (Coauthors Senators Russell, Rosenthal, Alquist, Hart, Johnston, Killea, and McCorquodale)
1063	—	878	Royce	1122	604	—	Kelley
1064	—	215	Craven	1123	—	194	Torres
1065	—	1154	Bergeson	1124	304	—	Wright
1066	—	1066	Dills and Keene (Principal coauthor Assembly Member Gotch)	1125	646	—	Wright, Lempert and Tanner
1067	354	—	Hauser	1126	1713	—	Wright
1068	365	—	Royal-Allard, Alpert, Archie-Hudson, Bentley, Eastin, Hansen, Hayden, Hughes, Lee, Moore, Speier, and Tanner (Coauthors Senators Killea, Vuch, and Watson)	1127	1991	—	Filante
1069	380	—	Margolin	1128	—	49	Torres
1070	381	—	Costa (Coauthor Senator Maddy)	1129	—	108	Kopp
1071	410	—	Moore	1130	—	285	Mello
1072	423	—	O'Connell	1131	—	680	Morgan (Coauthors Senators Vuch and Watson) (Coauthors Assembly Members Allen, Alpert, Bentley, Boland, Eastin, Hunter, Royal-Allard, Tanner, and Wright)
1073	476	—	Costa (Coauthors Assembly Members Eaves, Peace and Tanner)	1132	339	—	Murray
1074	492	—	Campbell (Coauthors Assembly Members Becerra, Elder, Filante, Gotch, Hauser, Hayden, Jones, and Umberg) (Coauthor Senator Watson)	1133	433	—	Floyd
1075	524	—	Bronzan	1134	540	—	Margolin
1076	532	—	Farr	1135	645	—	Farr, Felando, and O'Connell
1077	539	—	Polanco	1136	665	—	Terry Friedman
1078	560	—	Polanco	1137	760	—	Bates
1079	580	—	Statham (Coauthor Senator Thompson)	1138	1954	—	Becerra
1080	587	—	Lancaster	1139	—	817	Marks
1081	622	—	Bane	1140	—	1065	Boatwright (Coauthors Assembly Members Baker, Isenberg, and Speier)
1082	631	—	Peace				
1083	643	—	Wright (Principal coauthor Senator Robbins)				
1084	715	—	Wright and Harvey				
1085	719	—	Wright				

# TABLE OF LAWS ENACTED—Continued

## 1991

Ch No	AB No	SB No	Author	Ch No	AB No	SB No	Author
1141	—	1068	Bergeson, Cecil Green, Lockver, Morgan, Presley, Rosenthal, Vuch, and Watson (Coauthors Assembly Members Alpert, Bentley, Boland, Filante, Hansen, Harvey, Hunter, Leslie, Roybal-Allard, Umberg, and Woodruff)	1191	—	1024	Robert (Principal coauthor Senator McCorquodale)
1142	—	1182	Bergeson	1192	—	1026	Marks and Leslie (Principal coauthor Assembly Member Statham)
1143	—	1183	Marks	1193	—	1081	Hart
1144	—	1227	Russell	1194	—	1166	Hill (Principal coauthor Senator Vuch)
1145	2032	—	Allen	1195	—	709	Leonard
1146	2033	—	Allen (Principal coauthor Senator Dills)	1196	1755	—	Speier and Cannella
1147	2039	—	Connelly	1197	318	—	Polanco
1148	2043	—	Hannigan	1198	617	—	Hayden
1149	2094	—	Costa	1199	1983	—	Polanco
1150	2099	—	Leslie (Coauthors Assembly Members Arenas, Eastin, Frazee, Gotch, Knowles, Mays, Moore, Seastrand, Sher, Speier, and Wyman)	1200	—	90	Royce and Thompson
1151	2104	—	Bane	1201	—	124	McCorquodale
1152	2118	—	Wright	1202	—	377	Thompson, Davis, Bill Greene, Leonard, Mello, Presley, and Watson (Coauthors Assembly Members Alpert, Baker, Brulte, Ferguson, Hansen, Horcher, Hughes, Hunter, McClintock, O'Connell, Speier, and Statham)
1153	2121	—	Elder	1203	—	1125	Presley (Coauthor Assembly Member Bronzan)
1154	2126	—	Chacon	1204	1607	—	Costa (Principal coauthor Senator Rosenthal)
1155	2146	—	Chandler	1205	2184	—	Brown and Bates (Coauthor Senator Watson)
1156	2147	—	Chandler	1206	—	1015	Calderon
1157	2157	—	Bentley	1207	—	863	Marks
1158	2158	—	Bentley	1208	—	718	Robert
1159	2168	—	Gotch	1209	158	—	Roybal-Allard
1160	2190	—	Frazee	1210	186	—	Floyd
1161	2207	—	Polanco	1211	796	—	Floyd
1162	2214	—	Leslie	1212	869	—	Farr
1163	2249	—	Elder	1213	1200	—	Eastin (Coauthor Senator Presley)
1164	745	—	Moore	1214	1497	—	Polanco (Principal coauthor Senator Robert)
1165	—	951	Watson	1215	1662	—	Committee on Televising the Assembly (as presented by Assembly Member Statham on behalf of the Committee), Woodruff, Farr, Moore, and Bronzan)
1166	1115	—	Archie-Hudson	1216	1834	—	Brown
1167	1735	—	Isenberg (Principal coauthor Senator Johnston)	1217	2152	—	Peace and Chacon
1168	2142	—	Frazee and Bentley (Coauthor Senator Petrus)	1218	—	50	Torres
1169	—	946	Maddy	1219	—	865	Kopp (Principal coauthor Assembly Member Klehs)
1170	—	99	Watson	1220	—	862	Robert
1171	571	—	Hunter, Alpert, Archie-Hudson, Bentley, Eastin, Hughes, Roybal-Allard, Speier, and Tanner (Coauthors Senators Morgan, Vuch, and Watson)	1221	—	948	Vuch
1172	1161	—	Eastin	1222	—	953	Committee on Insurance, Claims, and Corporations (Senators Robbins (Chairman), Davis, Cecil Green, Keene, McCorquodale, and Rogers) (Principal coauthor Senator Presley)
1173	1899	—	Fritzelle	1223	—	1073	Petrus
1174	2079	—	Gotch	1224	—	1165	Davis, Hill, Leonard, McCorquodale, Presley, Robert, Rogers, Rosenthal, and Watson (Coauthors Assembly Members Floyd, Isenberg, Speier, Statham, and Woodruff)
1175	2091	—	Bentley and Umberg	1225	2198	—	Sher
1176	2231	—	Hughes	1226	—	767	Committee on Local Government (Senators Bergeson (Chairman), Ayala, Calderon, Craven, Cecil Green, Hill, Kopp, Russell, and Thompson) (Coauthors Assembly Members Farr, Horcher, and Wyman)
1177	—	35	Robbins	1227	1742	—	Hayden
1178	—	70	Kopp	1228	—	550	Petrus (Coauthor Assembly Member Felando)
1179	—	910	McCorquodale, Keene, Marks, Rosenthal, Thompson, and Watson (Coauthors Assembly Members Bates, Brown, Burton, Chacon, Eastin, Lempert, Moore, and Speier)	1229	—	24	Kopp (Coauthor Assembly Member Speier)
1180	—	1070	Thompson (Coauthors Assembly Members Allen, Bronzan, Hunter, Speier, and Statham)	1230	—	654	Leslie (Principal Coauthor Assembly Member Knowles)
1181	—	792	Calderon	1231	—	1079	Dills
1182	1135	—	Nolan (Principal coauthor Assembly Member Peace) (Coauthor Senator Killea)				
1183	928	—	Archie-Hudson				
1184	1009	—	Roybal-Allard				
1185	1385	—	Speier				
1186	1966	—	Arenas				
1187	2141	—	Speier				
1188	—	121	Hart and Johnston (Coauthor Assembly Member Murray)				
1189	—	424	Kopp (Coauthors Senators Ayala, Keene, Maddy, and Robert) (Coauthors Assembly Members Baker, Costa, Filante, Johnson, Jones, Katz, Leslie, Moore, Nolan, Peace, and Quackenbush)				
1190	—	500	Morgan (Principal coauthor Senator				

# TABLE OF RESOLUTIONS ADOPTED BY THE LEGISLATURE

1991

1991-92 Regular Session

Res Ch	Res No	Author	Res Ch	Res No	Author
1	ACR 5	Bane			Isenberg Jones Lee Lempert, Mays,
2	ACR 14	Bates (Coauthor Senator Watson)			McClintock, Moore, Nolan, O'Connell,
3	SJR 5	Thompson, Alquist, Ayala, Bergeson, Beverly, Boatwright, Craven, Davis, Deddeh, Dills, Cecil Green, Leroy Greene, Hart, Hill, Johnston, Keene, Killea, Kopp, Leonard, Lockver, Maddv, Marks, McCorquodale, Mello, Morgan, Petris, Preslev, Roberti, Rogers, Rosenthal, Russell, Torres, Vuch, and Watson	15	ACR 11	Katz, Allen, Alpert Archie-Hudson, Areias, Baker, Bane, Bates, Bentley, Brown, n. Brulte, Campbell, Cannella, Chacon Chandler, Clute, Connelly, Cortese, Costa, Eastin, Eaves, Elder, Epple Felando, Ferguson, Filante, Terry Friedman, Gotch, Hannigan, Hansen, Harvey, Hauser, Hayden, Hughes Isenberg, Johnson, Jones, Kelley, Klehs, Lee, Margolin, Mays, McClintock, Moore Mountjoy, Nolan, O'Connell, Polanco, Roos, Rovbal-Allard, Sher, Speier Statham, Umberg, Vasconcellos, Woodruff, Wright, and Wyman (Coau thors Senators Bergeson, Beverly, Boatwright, Calderon, Davis, Hill Greene, Leroy, Greene, Hart, Hill Johnston, Keene, Kopp, Leonard, Lockver, McCorquodale, Morgan, Petris, Preslev, Roberti, Rogers, Rosenthal, Russell, Thompson, Torres, Vuch, and Watson)
4	SJR 6	Roberti, Alquist, Ayala, Bergeson, Beverly, Boatwright, Craven, Davis, Deddeh, Dills, Cecil Green, Leroy, Greene, Hart, Hill, Johnston, Keene, Killea, Kopp, Leonard, Lockver, Maddv, Marks, McCorquodale, Mello, Morgan, Petris, Preslev, Rogers, Rosenthal, Russell, Thompson, Torres, Vuch, and Watson			Wyman, Baker, Bentley, Boland, Brulte, Chandler, Cortese, Costa, Eastin, Epple, Filante, Frizzelle, Hannigan, Hansen, Harvey, Horcher, Hunter, Jones, Mays, O'Connell, Seastrand, Sher, Statham, Umberg, Vasconcellos, and Woodruff (Coauthors Senators Alquist, Ayala, Bergeson, Beverly, Boatwright, Calderon, Davis, Deddeh, Dills, Cecil Green, Leroy, Greene, Hart, Hill Johnston, Keene, Killea, Kopp, Leonard, Lockver, Maddv, Marks, McCorquodale, Mello, Morgan, Petris, Preslev, Roberti, Rogers, Rosenthal, Rovce, Russell, Thompson, and Vuch)
5	SCR 15	Roberti, Maddv, Alquist, Ayala, Bergeson, Beverly, Boatwright, Calderon, Craven, Davis, Deddeh, Dills, Cecil Green, Leroy Greene, Hart, Hill, Johnston, Keene, Killea, Kopp, Leonard, Lockver, McCorquodale, Morgan, Petris, Preslev, Robbins, Rogers, Rosenthal, Rovce, Thompson, Vuch, and Watson	16	ACR 22	Areias, Alpert, Archie-Hudson, Baker, Bane, Bates, Becerra, Boland, Bronzan, Brown, Brulte, Burton, Cannella, Chacon, Chandler, Clute, Connelly, Cortese, Costa, Eastin, Eaves, Epple, Farr, Ferguson, Filante, Floyd, Frazee, Terry Friedman, Frizzelle, Hannigan, Hansen, Harvey, Hauser, Hayden, Horcher, Hughes, Hunter, Isenberg, Kelley, Klehs, Knowles, Lancaster, Lee, Lempert, Leslie, Margolin, Mays, McClintock, Moore, Mountjoy, Murray, O'Connell, Peace, Polanco, Seastrand, Sher, Speier Statham, Tanner, Umberg, Woodruff, Wright, and Wyman
6	AJR 11	Ferguson, Bane, Frazee, Mountjoy, and Wright	17	ACR 39	Rosenthal
7	AJR 8	Boland (Principal coauthor Assembly Member Roos)	18	SCR 13	Rosenthal
8	AJR 13	Bronzan and Areias	19	SCR 23	Dills, Killea, Marks, McCorquodale, Rovce and Russell (Coauthors Assembly Mem bers Cannella, Elder, and Wyman)
9	AJR 15	Hayden	20	SCR 6	Petris (Principal coauthor Assembly Mem ber Katz) (Coauthors Senators Alquist, Ayala, Bergeson, Beverly, Boatwright, Calderon, Craven, Davis, Deddeh, Dills, Cecil Green, Bill Greene, Leroy, Greene, Hart, Hill, Johnston, Keene, Killea, Kopp, Leonard, Lockver, Maddv, Mello, Morgan, Preslev, Rogers, Rosenthal,
10	ACR 16	Tucker (Coauthors Assembly Members Archie-Hudson, Brown, Hughes, Lee, Moore, and Murray) (Coauthors Senators Bill Greene, Watson, Alquist, Ayala, Bergeson, Beverly, Boatwright, Calderon, Craven, Davis, Dills, Cecil Green, Leroy, Greene, Hart, Hill Johnston, Keene, Killea, Kopp, Leonard, Lockver, Maddv, Marks, McCorquodale, Mello, Morgan, Petris, Preslev, Roberti, Rogers, Rosenthal, Rovce, Russell, Thompson, and Vuch)	21	SCR 25	
11	ACR 15	Hansen, Allen, Alpert, Archie-Hudson, Areias, Baker, Bane, Bates, Bentley, Boland, Bronzan, Campbell, Cannella, Chandler, Clute, Cortese, Costa, Eastin, Eaves, Elder, Felando, Ferguson, Filante, Frizzelle, Hannigan, Harvey, Hauser, Hayden, Hughes, Hunter, Isenberg, Johnson, Jones, Katz, Kelley, Klehs, Lancaster, Lee, Lempert, Leslie, McClintock, Moore, Mountjoy, Nolan, O'Connell, Peace, Polanco, Quackenbush, Roos, Rovbal-Allard, Seastrand, Sher, Speier, Statham, Tanner, Tucker, Umberg, Vasconcellos, Woodruff, Wright, and Wyman (Coauthors Senators Bergeson, Beverly, Boatwright, Calderon, Craven, Dills, Cecil Green, Bill Greene, Hart, Hill, Keene, Killea, Kopp, Leonard, Lockver, Maddv, McCorquodale, Morgan, Petris, Preslev, Robbins, Rogers, Thompson, Torres, Vuch, and Watson)			
12	SCR 14	Robbins			
13	AJR 18	Bronzan, Bates, and O'Connell			
14	ACR 9	Katz (Principal coauthor Assembly Member Hansen) (Coauthors Assembly Members Allen, Archie-Hudson, Areias, Bane, Bates, Bentley, Chacon, Chandler, Costa, Eastin, Filante, Gotch, Harvey, Hauser, Hayden, Horcher, Hunter,			

# TABLE OF RESOLUTIONS ADOPTED BY THE LEGISLATURE—Continued

1991

Res Ch	Res No	Author	Res Ch	Res No	Author
22	AJR 17	Rovce Thompson, Torres, Vuich, and Watson)			Filante, Hannigan, Hansen, Harvey, Hauser, Hughes, Hunter, Mays, Peace, and Vasconcellos (Coauthors Senators Rosenthal and Watson)
		Hayden, Areias, Bane, Bates, Bentley, Brown, Campbell, Farr, Gotch, Hannigan, Hansen, Hauser, Horcher, Hughes, Moore, Murray, O'Connell, Polanco, Roybal Allard and Vasconcellos (Coauthors Senators Bill Greene and Robert)	31	ACR 2	Farr
23	AJR 27	Peace, Alpert, Bronzan, Costa, Eaves, Hayden Katz, and Speier (Coauthors Senators Presley and Watson)	32	ACR 10	Polanco, Filante, Hunter, and Speier (Coauthors Senators McCorquodale, Petris, and Russell)
24	ACR 19	Horcher, Baker, Bentley, Chandler, Cortese, Ferguson, Filante, Terry Friedman, Hansen, Harvey, Hauser, Hayden, Mays, McClintock, Nolan, Sher, Statham, Umberg, Wiman, and Woodruff (Coauthors Senators Calderon, Craven, Dills, Hill, Marks, Presley, Rogers, Rosenthal, and Royce)	33	SCR 4	Lockyer
		Lee, Archie-Hudson, Moore, and Polanco (Coauthors Assembly Members Chacon and Tucker) (Coauthors Senators Calderon, Lockyer, Petris, and Watson)	34	AJR 32	Bentley
25	AJR 20	Ferguson, Umberg, Allen, Areias, Baker, Bentley, Boland, Bronzan, Brown, Brulte, Campbell, Cannella, Chacon, Clute, Cortese, Costa, Eastin, Eaves, Epple, Farr, Ferguson, Filante, Frazee, Terry Friedman, Frizzelle, Gotch, Hannigan, Hansen, Harvey, Hauser, Horcher, Hughes, Hunter, Isenberg, Johnson, Jones, Katz, Kelley, Klehs, Lancaster, Lempert, Leslie, Lewis, Mays, McClintock, Moore, Mountjoy, Murray, Nolan, O'Connell, Peace, Polanco, Quackenbush, Seastrand, Speier, Statham, Tanner, Tucker, Woodruff, Wright, and Wyman (Coauthors Senators Alquist, Ayala, Bergeson, Beverly, Boatwright, Craven, Davis, Deddeh, Cecil Green, Leroy Greene, Hart Hill Johnston, Keene, Killea Kopp, Leonard, Lockyer, Maddi, Marks, McCorquodale, Mello, Petris, Presley, Robert, Rogers, Rosenthal, Rovce, Russell, Thompson, Torres, Vuich, and Watson)	35	SCR 16	Dills
26	AJR 23	Vuich	36	ACR 28	Harvey, Wright, Allen, Baker, Bentley, Boland, Brulte, Chandler, Clute, Cortese, Costa, Eaves, Epple, Felando, Filante, Frazee, Frizzelle, Gotch, Hansen, Hauser, Horcher, Hunter, Isenberg, Jones, Mays, McClintock, Nolan, O'Connell, Peace, Quackenbush, Roybal-Allard, Seastrand, Speier, Umberg, and Wiman (Coauthors Senators Bergeson, Beverly, Calderon, Craven, Hill, Keene, Kopp, Morgan, Presley, Rogers, Vuich, and Watson)
27	SCR 28	Hansen (Coauthors Assembly Members Bentley, Chacon, Chandler, Cortese, Eastin, Eaves, Filante, Frizzelle, Gotch, Harvey, Hauser, Mays, O'Connell, Polanco, Speier, Statham, Umberg, Vasconcellos, and Woodruff) (Principal coauthor Senator Thompson) (Coauthors Senators Bergeson, Calderon, Leroy Greene, Hill, Kopp, McCorquodale, Presley, and Watson)	37	AJR 2	Harvey, Bentley, Costa, Jones, and Statham (Coauthors Senators Calderon and Watson)
28	ACR 24	Speier, Allen, Alpert, Archie-Hudson, Areias, Baker, Becerra, Bentley, Boland, Cannella, Chacon, Chandler, Clute, Cortese, Costa, Eastin, Eaves, Epple, Farr, Felando, Filante, Gotch, Hannigan, Hauser, Hayden, Horcher, Isenberg, Jones, Katz, Lancaster, Lempert, Mays, Moore, Mountjoy, Murray, Nolan, O'Connell, Polanco, Quackenbush, Roos, Roybal-Allard, Seastrand, Sher, Statham, Tanner, Umberg, Vasconcellos, Woodruff, Wright, and Wyman (Coauthors Senators Ayala, Bergeson, Beverly, Calderon, Dills, Hart, Hill, Lockyer, Marks, McCorquodale, Morgan, Presley, Robert, Rogers, Rosenthal, Thompson, Vuich, and Watson)	38	SCR 44	Thompson (Principal coauthor Assembly Member Hansen) (Coauthors Senators Alquist, Presley, and Watson) (Coauthors Assembly Members Bates, Brown, Brulte, Cortese, Frazee, Harvey, Hauser, Nolan, and Seastrand)
29	ACR 40	Clute, Alpert, Bates, Bentley, Brown, Brulte, Cortese, Eaves, Epple, Ferguson,	39	AJR 28	Polanco (Coauthors Assembly Members Baker, Bates, Becerra, Bentley, Chacon, Clute, Cortese, Costa, Eastin, Eaves, Epple, Frazee, Gotch, Hayden, O'Connell, Roybal-Allard, Sher, Umberg, and Vasconcellos) (Principal coauthor Senator Alquist) (Coauthors Senators Craven, Hart, McCorquodale, Morgan, Robert, Rosenthal, Thompson, Torres, and Watson)
30	ACR 48		40	ACR 61	Boland, Nolan, and Wright
			41	SJR 16	Kopp (Principal coauthor Assembly Member Katz) (Coauthors Senators McCorquodale, Morgan, and Vuich) (Coauthors Assembly Members Alpert, Chacon, Costa, Eastin, Epple, Gotch, and O'Connell)
			42	SJR 26	Presley
			43	SCR 32	McCorquodale (Coauthors Senators Davis, Presley, Rosenthal, Vuich and Watson) (Coauthors Assembly Members Campbell, Chacon, Clute, Connelly, Eaves, Epple, Katz, Frizzelle, Gotch, Hauser, Sher, Speier, Umberg and Vasconcellos)
			44	AJR 21	Baker
			45	ACR 4	Kelley (Coauthor Senator Presley)
			46	ACR 12	Katz
			47	ACR 21	Woodruff
			48	ACR 23	Hansen (Coauthors Assembly Members Areias, Bentley, Boland, Chacon, Chandler, Clute, Cortese, Eastin, Filante, Hannigan, Hauser, Hughes, Jones, Katz, Knowles, Mays, Nolan, O'Connell, Roos, Statham, Umberg, Woodruff, Wright, and Wyman) (Principal coauthor Senator Thompson) (Coauthors Senators Beverly, Davis, Dills, Hill, McCorquodale, Rogers, and Watson)
			49	ACR 49	Clute (Principal coauthors Senators Ayala, Craven, and Thompson) (Coauthors Assembly Members Costa, Hansen, Wright, Allen, Alpert, Bates, Bentley, Boland, Brown, Brulte, Campbell, Chacon, Chandler, Epple, Ferguson,

# TABLE OF RESOLUTIONS ADOPTED BY THE LEGISLATURE—Continued

1991

Res Ch	Res No	Author	Res Ch	Res No	Author
		Frazee, Frizzelle, Gotch, Hannigan, Harvey, Hauser, Horcher, Hunter, Isenberg, Jones, Katz, Knowles, Lancaster, Lee, Lempert, Leslie, Lewis, Mays, McClintock, Mountjoy, Murray, Nolan, Peace, Quackenbush, Roybal-Allard, Seastrand, Sher, Speyer, Statham, Tucker, Umberg, and Woodruff (Coauthor Senator Deddeh)	78	AJR 39	Farr and Havden
50	SJR 7	Bergeson	79	ACR 36	Areias, Bronzan, Cannella, Costa, Havden and Jones
51	SCR 3	Leroy Greene	80	ACR 29	Filante (Coauthors Assembly Members Alpert, Bane, Bentlev, Boland, Brulte, Chacon, Chandler, Cortese, Costa, Eastin, Eaves, Eppler, Felando, Ferguson, Frizzelle, Hansen, Harvey, Hauser, Horcher, Hughes, Leslie, Mays, Nolan, Peace, Polanco, Quackenbush, Seastrand, Sher, Speyer, Statham, Woodruff, Wright, and Wyman) (Coauthors Senators Cecil Green, Bill Greene, Hill, Keene, Leonard, Lockyer, McCorquodale, Morgan, Preslev, Robbins, Robert Rosenthal, Torres, and Watson)
52	ACR 6	Eaves, Brulte, Clute, Hunter, Lancaster, and Woodruff (Coauthors Senators Ayala and Leonard)	81	ACR 1	Polanco
53	AJR 41	Horcher, Allen, Alpert, Andal, Bates, Bentlev, Boland, Brulte, Cannella, Chacon, Costa, Cortese, Farr, Felando, Filante, Terry, Friedman, Hansen, Harvey, Hauser, Hunter, Jones, Klehs, Lancaster, Mays, Nolan, O'Connell, Speyer, Vasconcellos, Woodruff, Wright, and Wyman (Coauthors Senators Beverly, Dills, Cecil Green, Hill, Keene, Morgan, Robbins, Rosenthal, Thompson, Torres, and Watson)	82	ACR 57	Lee, Alpert, Archie-Hudson, Brown, Campbell, Chacon, Cortese, Havden, Hughes, Moore, Murray, Polanco, Tanner, Tucker and Vasconcellos (Coauthors Senators Boatwright, Dills, Bill Greene, Torres, Vuch, Petris and Watson)
54	SCR 17	Morgan	83	SCR 11	Torres and Robert (Coauthor Assembly Member Polanco)
55	SCR 20	Marks	84	SCR 19	Rogers and Alquist (Coauthors Assembly Members Horcher, Lempert, and Mays)
56	SCR 34	Russell (Principal coauthor Assembly Member Wyman) (Coauthors Assembly Members Chacon and Seastrand)	85	SJR 21	Craven
57	SJR 11	Kopp	86	ACR 25	Hannigan
58	SJR 18	Russell and Alquist	87	ACR 31	Roybal-Allard
59	ACR 46	Kelle, Brulte, Horcher, and Lancaster	88	ACR 32	Hannigan
60	AJR 7	Moore	89	ACR 38	Filante and Vasconcellos (Coauthor Senator Marks)
61	AJR 9	Kelle and Elder	90	ACR 43	Bates
62	AJR 4	Elder	91	ACR 65	Floyd
63	ACR 7	Speyer, Areias, Bates, Cortese, Filante, Terry, Friedman, Gotch, Hansen, Havden, Hunter, Isenberg, Katz, Lee, Lempert, O'Connell, Peace, Quackenbush, Sher, Allen, Alpert, Archie-Hudson, Becerra, Bronzan, Burton, Cannella, Chacon, Connolly, Eastin, Eaves, Eppler, Farr, Hauser, Hughes, Klehs, Mays, Moore, Roybal-Allard, Seastrand, Tanner, and Umberg (Coauthors Senators Alquist, Calderon, Bill Greene, Killea, Kopp, Marks, McCorquodale, and Roberts)	92	AJR 10	Speyer (Principal coauthor Senator Morgan) (Coauthor Senator Thompson)
64	ACR 69	Bates	93	AJR 34	Wyman, Allen, Archie-Hudson, Baker, Bane, Bentlev, Boland, Brulte, Cannella, Chacon, Chandler, Cortese, Felando, Ferguson, Filante, Frazee, Frizzelle, Hansen, Harvey, Horcher, Hughes, Johnson, Kelle, Klehs, Knowles, Lancaster, Leslie, Lewis, Mays, McClintock, Mountjoy, Nolan, Polanco, Quackenbush, Roybal-Allard, Seastrand, Statham, Tanner, Woodruff, and Wright (Coauthors Senators Dills, Kopp, and Rogers)
65	ACR 34	Chandler (Coauthor Senator Thompson)	94	AJR 47	Filante and Quackenbush
66	ARC 44	Bates	95	AJR 26	Harvey
67	ACR 52	Sher and Polanco	96	ACR 47	Bronzan
68	SCR 12	Lockyer	97	ACR 17	Eppler, Allen, Alpert, Archie-Hudson, Areias, Baker, Bane, Bentlev, Boland, Bronzan, Brown, Brulte, Cannella, Chacon, Chandler, Costa, Eastin, Eaves, Elder, Farr, Filante, Gotch, Hannigan, Hansen, Harvey, Hauser, Havden, Hughes, Hunter, Isenberg, Jones, Katz, Leslie, Mays, Moore, Mountjoy, Murray, Nolan, Peace, Polanco, Roybal-Allard, Speyer, Statham, Tucker, Umberg, Woodruff, Wright, Wyman, Bates, Becerra, Burton, Campbell, Clute, Connolly, Cortese, Felando, Ferguson, Floyd, Frazee, Terry, Friedman, Frizzelle, Horcher, Johnson, Kelle, Klehs, Knowles, Lancaster, Lee, Lempert, O'Connell, Quackenbush, Seastrand, Sher, and Tanner (Coauthors Senators Bill Greene, Keene, Killea, Kopp, Leonard, McCorquodale, Morgan, Preslev, Robbins, Rogers, Rovce, Russell, and Vuch)
69	SCR 24	Russell	98	ACR 30	Vasconcellos
70	SCR 26	Killea	99	AJR 33	Campbell, Archie-Hudson, Lee, and Tanner
71	SCR 27	Vuch	100	ACR 45	Bates
72	SCR 40	Kopp	101	ACR 27	Costa
73	SJR 13	McCorquodale (Coauthors Senators Beverly, Calderon, Craven, Dills, Leroy Greene, Keene, Petris, Robert, Rosenthal, Thompson, and Watson) (Principal coauthor Assembly Member Speyer) (Coauthors Assembly Members Bronzan, Campbell, Cannella, Chacon, Connolly, Cortese, Eastin, Filante, Gotch, Havden, Peace, and Vasconcellos)			
74	AJR 22	Eaves, Bane, Polanco, Roybal-Allard, and Tucker (Principal coauthor Senator Roberts) (Coauthors Senators Keene, Lockyer, Marks, Petris, Torres, and Watson)			
75	SCR 33	Russell and Alquist			
76	AJR 12	Bronzan, Alpert, Bates, Farr, Filante, Gotch, Havden, and Vasconcellos (Coauthors Senators Calderon, Johnston, and Preslev)			
77	AJR 36	Areias, Cannella, Clute, Costa, Harvey, Jones, Kelle, and Wyman			

# TABLE OF RESOLUTIONS ADOPTED BY THE LEGISLATURE—Continued

1991

Res Ch	Res No	Author	Res Ch	Res No	Author
102	SCR 7	Kopp			Lancaster, Lempert, Mays, Mountjoy,
103	SCR 21	Mello			Murray, Nolan, O'Connell, Pearce,
104	SCR 42	Morgan			Quackenbush, Seastrand, Speier,
105	SCR 48	Johnston			Statham, Tanner, Tucker, Umberg,
106	SJR 9	Watson, Avala, and Kopp			Woodruff, and Wyman (Coauthors
107	SJR 20	Rogers			Senators McCorquodale and Roberts)
108	SJR 29	Royce	125	SJR 28	Marks and Leshe
109	ACR 58	Hughes	126	SCR 1	Roberts
110	ACR 62	Hayden, Bates, Bronzan, Campbell, Chacon, Connolly, Farr, Isenberg, Klehs, Lempert and Speier	127	SCR 22	Keene
			128	SCR 29	Leonard (Coauthors Assembly Members Boland, Katz, Lancaster, Mountjoy, Nolan and Polanco)
111	ACR 68	Polanco	129	SCR 33	McCorquodale (Coauthors Senators Bill Greene, Torres, Vuch and Watson) (Coauthors Assembly Members Chacon, Eastin, Epple, Filante, Lee, Murray, Polanco, Rovbal Allard, and Tucker)
112	ACR 51	Margolin (Coauthor Assembly Member Bronzan)			
113	ACR 63	Mountjoy	130	SCR 36	Calderon and Roberts
114	ACR 64	Mountjoy	131	SCR 39	Presley
115	ACR 74	Farr	132	SCR 50	Rosenthal
116	ACR 75	Gotch	133	SCR 52	Alquist (Principal coauthor Assembly Member Vasconcellos)
117	ACR 76	Ferguson	134	SCR 53	Presley
118	AJR 42	Speier, Alpert, Archie Hudson, Bentley, Campbell, Chacon, Cortese, Costa, Eastin, Epple, Farr, Terry Friedman, Hansen, Hauser, Hayden, Hughes, Hunter, Katz, Lempert, Moore, Murray, O'Connell, Rovbal-Allard, Tanner, Umberg and Wright (Coauthors Sena- tors Bergeson, Calderon, Johnston, Keene, Killea, Morgan, Petris, Robbins, Thompson, Torres, and Watson)	135	SCR 58	Craven
			136	SJR 4	Bergeson, Royce, and Thompson
119	AJR 48	Epple, Terry Friedman and Barbara Fried- man	137	SJR 13	Lockyer
			138	SJR 19	Roberts, Alquist, Bergeson, Beverly, Boatwright, Calderon, Craven, Cecil Green, Bill Greene, Leroy Greene, Johnston, Keene, Kopp, Leonard, Lockyer, Maddy, McCorquodale, Mello, Petris, Presley, Rosenthal, Torres, and Watson (Principal coauthor Assembly Member Bane) (Coauthors Assembly Members Alpert, Bates, Bentley, Boland, Brown, Chacon, Connolly, Cortese, Costa, Eastin, Eaves, Elder, Felando, Ferguson, Filante, Floyd, Barbara Friedman, Terry Friedman, Hannigan, Hauser, Hayden, Horcher, Hughes, Hunter, Isenberg, Johnson, Katz, Kelley, Klehs, Lancaster, Lempert, Lewis, Margolin, McClintock, Mountjoy, Nolan, Pearce, Polanco, Quackenbush, Rovbal Allard, Sher, Umberg, Woodruff, Wright, and Wyman)
120	ACR 13	Costa, Alpert, Archie Hudson, Arenas, Bronzan, Brown, Clute, Cortese, Eastin, Eaves, Farr, Hannigan, Hughes, Jones, O'Connell, and Umberg (Principal coau- thor Assembly Member Statham) (Coauthors Senators Alquist, Petris, Russell, and Watson)	139	SJR 22	Bergeson and Thompson
			140	SJR 24	Vuch
121	ACR 66	Tucker, Allen, Alpert, Andall, Archie Hudson, Arenas, Bane, Bates, Becerra, Bentley, Boland, Bronzan, Brown, Brulte, Burton, Campbell, Cannella, Chacon, Chandler, Clute, Connolly, Cortese, Costa, Eastin, Eaves, Elder, Epple, Farr, Felando, Ferguson, Filante, Frazee, Terry Friedman, Gotch, Hannigan, Hansen, Harvey, Hauser, Hayden, Horcher, Hughes, Isenberg, Johnson, Jones, Katz, Kelley, Klehs, Lancaster, Lee, Lempert, Margolin, McClintock, Moore, Mountjoy, Murray, O'Connell, Polanco, Rovbal-Allard, Seastrand, Sher, Speier, Statham, Tanner, Umberg, Vasconcellos, Woodruff, and Wright	141	SJR 25	Watson
			142	SJR 27	Watson (Principal coauthors Assembly Members Lee and Speier) (Coauthors Senators Alquist, Boatwright, Bill Greene, Leroy Greene, Hart, Johnston, Keene, Killea, McCorquodale, Morgan, Petris, Rosenthal, and Torres) (Coauthors Assembly Members Alpert, Archie Hudson, Bates, Becerra, Bronzan, Brown, Burton, Campbell, Connolly, Costa, Eastin, Elder, Farr, Filante, Floyd, Terry Friedman, Gotch, Hauser, Hayden, Hughes, Hunter, Isenberg, Katz, Klehs, Lempert, Moore, Murray, O'Connell, Pearce, Quackenbush, Rovbal-Allard, Sher, Tucker, and Umberg)
122	AJR 37	Terry Friedman (Principal coauthor Sena- tor Roberts)	143	AJR 24	Archie Hudson (Coauthor Senator Watson)
123	AJR 40	Speier			
124	AJR 49	Brown, Wright, Floyd, Nolan, Polanco, Alpert, Andall, Arenas, Baker, Bane, Bent- ley, Boland, Brulte, Cannella, Chacon, Chandler, Clute, Cortese, Costa, Elder, Epple, Farr, Felando, Ferguson, Filante, Frazee, Frizzelle, Gotch, Hannigan, Hansen, Harvey, Horcher, Hunter, Isenberg, Jones, Katz, Kelley, Knowles,			