

## Legislative Notes

### Budget Balancing Problems

The legislative spotlight, this week, was focused on Governor Brown's 3.25 billion dollar State budget (a modest one at that, considering the state's vast unmet social needs), and his "acceleration" program for balancing it.

A \$150,000,000 gap between income and expenditures for fiscal year 1963-64 would be bridged by a series of revenue law revisions to speed up the collection of bank and corporation, personal income, insurance and gift taxes during the next two years. The Governor estimates that these changes would produce a windfall of \$165,000,000 in 1963-64, and contribute another \$151,000,000 toward balancing the 1964-65 budget.

The most controversial feature of the Governor's tax "acceleration" program is his recommendation to start withholding state income taxes from wages and salaries starting in July, 1964. Because of the doubling up on payments for that year, he is asking that the withholding system be combined with "forgiveness" of one quarter of the tax due on 1964 incomes. A related but separate proposal by the Governor would remove some 850,000 low income tax payers (married persons paying less than \$10 and single persons

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## Jobless Rate Rise to 5.8% Points Up Need For Substantial Tax Cut and Reforms

The swelling ranks of this nation's unemployed, which rose by more than three-quarters of a million in January to a total of 4.7 million, underscore the urgent need for a substantial tax cut and tax reforms designed primarily to benefit low and moderate income families, Thos. L. Pitts, state AFL-CIO leader, declared this week.

According to the Labor Department, the U.S. jobless rate (seasonally adjusted) climbed to 5.8 percent in January, reflecting an increase in unemployment of 850,000 and putting both the jobless rate and the total unemployed figures right back where they were a year ago when the economy was just coming out of the worst of the 1960-61 recession.

The .2 percent rise in the nation's seasonally adjusted unemployment



THOS. L. PITTS  
Executive  
Secretary-Treasurer

# Weekly News Letter

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## Cal Legislature Urged To Enact State Fair Labor Standards Act, \$1.50 Minimum Wage

Two measures proposing a \$1.50 per hour minimum wage and a Fair Labor Standards Act for California were introduced in the Legislature today by Assemblyman Carlos Bee (D) of Hayward.

The State AFL-CIO backed bills, AB 649 and AB 650, were advanced by Bee as "essential to the prosperity and growth of California."

"California's expanding economy," Bee said, "cannot afford the huge subsidy that is currently being paid by fair-minded employers and the public to the low wage industries and individual employers who do not meet 20th Century standards of human need and decency."

Both Bee bills would establish the \$1.50 per hour minimum on a "statutory" basis. At present minimum wages and other minimum working conditions are set administratively by order of the Industrial Welfare Commission for only women and minors. (There are fourteen out-

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## Assembly Standing Committees Named

Going into its fifth week, the organization of the California Legislature has been completed with the appointment of Assembly standing committees by lower house Speaker Jesse M. Unruh (D) of Los Angeles.

(Senate committee appointments were made earlier and carried in News Letter issue of January 25).

The important Assembly Industrial Relations Committee, consisting of ten members, is again headed this year by Edward E. Elliott (D) of Los Angeles. Other members include: Mervyn M. Dymally (D) Los Angeles, Vice Chairman; Robert E. Badham (R) Costa Mesa; Clair W. Burgener (R) San Diego; Lou A.

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## BILL DIGEST

Commencing with this issue of News Letter we are digesting legislation of interest to organized labor. This will be a continuing digest, from issue to issue, designed as a service to affiliates.

To be on the safe side, as bill digests are carried in News Letter, affiliates should drop a note to the Committee chairman requesting notice of hearings on bills of interest. Write to the Committee chairman, c/o State Capitol, Sacramento. Each bill digest indicates the committee to which the bill has been referred.

A complete roster of the Legislature showing the composition of committees is being printed and will be mailed to all affiliates in the near future.

As the session progresses, within the limits of this weekly publication, News Letter will also attempt to inform affiliates of important measures scheduled for hearing under a three day "weekly notice" required by the Legislature.

rate in January also means the year started with unemployment at the highest point it reached in 1962.

In California, unemployment averaged 5.9 percent last year, just about equal to the national rate.

Noting that Secretary of Labor W. Willard Wirtz recently warned Congress that the nation will have 5.8 million jobless by 1967 unless the economy steps up its pace, Pitts said the fact that the Department's report found that unemployment among adult men — the nation's breadwinners — rose by 500,000 in January to 2.7 million, accounting for 60 percent of the increase in total unemployment, "buttresses this bleak outlook."

In testifying in behalf of President Kennedy's tax program, Wirtz said the kind of unemployment rate

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# Assembly Standing Committees Named

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Cusanovich (R) Northridge; John F. Foran (D) San Francisco; Edward M. Gaffney (D) San Francisco; Walter W. Powers (D) North Sacramento; Alfred H. Song (D) Monterey Park; and Victor V. Veysey (R) Brawley. The Industrial Relations Committee will meet on Wednesdays at 3:45 p.m. in Room 5168.

The Assembly Finance and Insurance Committee, which handles all social insurance programs in the lower house, will be headed by Assemblyman James R. Mills (D) of San Diego. Other members of this 20-man Committee include: George N. Zenovich (D) Fresno, Vice Chairman; Hale Ashcraft (R) Rancho Santa Fe; Tom Bane (D) North Hollywood; Anthony C. Beilenson (D) Beverly Hills; Phillip Burton (D) San Francisco; Jack T. Casey (D) Bakersfield; Houston I. Flournoy (R) Claremont; John F. Foran (D) San Francisco; Stewart Hinckley (R) Redlands; John T. Knox (D) Richmond; John Moreno (D) Santa Fe Springs; Byron W. Rumford (D) Berkeley; Robert S. Stevens (R) Los Angeles; Howard J. Thelin (R) Glendale; John G. Veneman (R) Modesto; Victor V. Veysey (R) Brawley; Tom Waite (D) Tujunga; Jerome R. Waldie (D) Antioch; and George A. Willson (D) Huntington Park. This Committee will meet on Tuesdays at 3:45 p.m. in Room 2170.

The Federation is printing a roster of the Legislature which will be mailed to all affiliates in the near future. Committee assignments will be included to facilitate communication with legislators as the session progresses.

The balance of the Assembly committees are as follows:

**AGRICULTURE (9)**—Pattee (Chairman), Booth (Vice Chairman), Cologne, Frew, Garrigus, Hinckley, Powers, Veneman, and Williamson. Thursday 1:30 p.m., room 5168.

**CIVIL SERVICE AND STATE PERSONNEL (9)**—Meyers (Chairman), Badham (Vice Chairman), Burgener, Elliott, Garrigus, Monagan, Stevens, Young, and Z'berg. Monday 1:30 p.m., room 2117.

**CONSTITUTIONAL AMENDMENTS (8)**—Gaffney (Chairman), Moreno (Vice Chairman), Collier, Crown, McMillan, Marks, Mills, and Waldie. Subject to call of Speaker or Chairman.

**CRIMINAL PROCEDURE (10)**—Winton (Chairman), Beilenson (Vice Chairman), Burton, Crown, Deukmejian, Donovan, Henson, Knox, Thelin, and Zenovich.

**EDUCATION (20)**—Garrigus (Chairman), Ryan (Vice Chairman), Alquist, Barnes, Bee, Casey, Collier, Dymally, Elliott, Flournoy, Gaffney, Gonsalves, Greene, Hinckley, Milias, Monagan, Porter, Veysey, Whetmore, and Winton. Monday 3:45 p.m., room 2170.

**ELECTIONS AND REAPPORTIONMENT (11)**—Allen (Chairman), Danielson (Vice Chairman), Bagley, Bane, Burton, Conrad, Crown, Milias, Petris, Ryan, and Waite. Wednesday 1:30 p.m., room 5168.

**ENGROSSMENT AND ENROLLMENT (3)**—Powers (Chairman), Bee (Vice Chairman), and Unruh. Subject to call of Speaker or Chairman. Room 5122.

**FISH AND GAME (9)**—Davis (Chairman), Milias (Vice Chairman), Allen, Badham, Hinckley, Johnson, Mills, Powers, and Thomas. Tuesday 1:30 p.m., room 2170.

**GOVERNMENT ORGANIZATION (11)**—Marks (Chairman), Warren (Vice Chairman), Bagley, Carrell, Danielson, Dills, Donovan, Mulford, Rumford, Willson, and Winton. Thursday 1:30 p.m., room 2133.

**GOVERNMENTAL EFFICIENCY AND ECONOMY (13)**—McMillan (Chairman), Song (Vice Chairman), Barnes, Cusanovich, Danielson, Deukmejian, Ferrell, Greene, Kennick, Knox, Mulford, Stevens, and Warren. Wednesday 1:30 p.m., room 2170.

**JUDICIARY (15)**—Willson (Chairman), Johnson (Vice Chairman), Bagley, Danielson, Dannemeyer, Foran, Marks, Petris, Song, Stanton, Stevens, Waldie, Whetmore, Young, and Z'berg. Monday 3:45 p.m., room 2117.

**LIVESTOCK AND DAIRIES (11)**—Belotti (Chairman), Gonsalves (Vice Chairman), Ashcraft, Bagley, Beilenson, Britschgi, Frew, Johnson, Pattee, Porter, and Veysey. Wednesday 3:45 p.m., room 2117.

**MANUFACTURING, OIL AND MINING INDUSTRY (9)**—Kennick (Chairman), Whetmore (Vice Chairman), Allen, Ashcraft, Booth, Casey, Holmes, Quimby, and Soto. Wednesday 3:45 p.m., room 2133.

**MILITARY AND VETERANS AFFAIRS (7)**—Lunardi (Chairman), Dannemeyer (Vice Chairman), Carrell, Chapel, Deukmejian, Dymally, and Gonsalves. Monday 1:30 p.m., room 2133.

**MUNICIPAL AND COUNTY GOVERNMENT (15)**—Knox (Chairman), Quimby (Vice Chairman), Allen, Alquist, Beilenson, Britschgi, Burgener, Flournoy, Lanterman, Ryan, Song, Soto, Veneman, Warren, and Zenovich. Monday 3:45 p.m., room 2133.

**NATURAL RESOURCES, PLANNING AND PUBLIC WORKS (11)**—Z'berg (Chairman), Henson (Vice Chairman), Alquist, Booth, Cusanovich, Davis, Greene, Meyers, Milias, Whetmore, and Zenovich. Tuesday 3:45 p.m., room 2133.

**PUBLIC HEALTH (11)**—Rumford (Chairman), Soto (Vice Chairman), Barnes, Dills, Ferrell, Henson, Marks, Mulford, Ryan, Thelin, and Willson. Monday 1:30 p.m., room 5168.

**PUBLIC UTILITIES AND CORPORATIONS (15)**—Williamson (Chairman), Ferrell (Vice Chairman), Booth, Britschgi, Chapel, Dills, Greene, Holmes, Lunardi, McMillan, Monagan, Moreno, Pattee, Stanton, and Waite. Tuesday 1:30 p.m., room 2117.

**REVENUE AND TAXATION (15)**—Petris (Chairman), Barnes (Vice Chairman), Alquist, Carrell, Chapel, Donovan, Ferrell, Lanterman, Mulford, Pattee, Quimby, Rumford, Stanton, Thomas, and Young. Wednesday 3:45 p.m., room 2170.

**RULES (7)**—Bane (Chairman), Casey, Cologne, Cusanovich, Frew, Holmes, and Waldie. Tuesday and Thursday 9:00 a.m., room 3188.

**SOCIAL WELFARE (10)**—Burton (Chairman), Stanton (Vice Chairman), Badham, Burgener, Deukmejian, Dymally, Elliott, Moreno, Powers, and Veneman. Thursday 1:30 p.m., room 2117.

**TRANSPORTATION AND COMMERCE (15)**—Carrell (Chairman), Donovan (Vice Chairman), Belotti, Chapel, Cologne, Dannemeyer, Foran, Gonsalves, Kennick, Lunardi, Meyers, Soto, Waite, Warren, and Young. Thursday 3:45 p.m., room 5168.

**WATER (19)**—Porter (Chairman), Ashcraft (Vice Chairman), Belotti, Collier, Cologne, Dan-

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paying less than \$5 annually) from the tax rolls starting with tax year 1963.

The California Labor Federation has the withholding plan under careful scrutiny. There is not enough information on how it would work to take a position at this time.

**"Proficient" Elementary Teachers**  
It isn't all grim in Sacramento—that is, if you read bills literally.

The Department of Education (Dr. Rafferty and company) has secured the introduction of a bill which imposes additional minimum requirements of "proficiency" in certain prescribed subjects for the elementary teaching credential. As might be expected, the Department wants proficiency in English, Grammar, Literature, Arithmetic, Geography, History, etc. But Dr. Rafferty doesn't stop there; nor does he stop with proficiency in "manners and morals." No, indeed! Every elementary teacher, to be fully qualified, must have "proficiency in... alcohol and narcotics..."

We might have missed the boat in the campaign for Superintendent of Public Instruction last November, but we had Dr. Rafferty pegged as the candidate who was opposed to "life adjustment" in education.

### Automation

Legislation to give Governor Brown's Automation Commission a statutory base has been dropped in the hopper. The bill, AB 49 (Elliott), is essentially the same bill that the Governor asked the 1962 Special Session to approve, but failed by default in the closing minutes of the session because a number of legislators took off for home.

The primary responsibility of the Commission would be to "undertake coordinated surveys in the various labor markets of the State to project as best possible the basic skill requirements of industry, business, and government sufficiently in advance of need, and in the approximate quantity needed, to the end that such projections shall provide

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nemeyer, Davis, Flournoy, Frew, Garrigus, Henson, Johnson, Lanterman, Lunardi, Meyers, Monagan, Quimby, Williamson, and Z'berg. Wednesday 1:30 p.m., room 4202.

**WAYS AND MEANS (20)**—Crown (Chairman), Britschgi (Vice Chairman), Bane, Bee, Belotti, Collier, Conrad, Davis, Gaffney, Holmes, Kennick, Lanterman, McMillan, Mills, Petris, Porter, Thelin, Waldie, Williamson, and Winton. Monday 1:30 p.m., room 4202.

# DIGEST OF BILLS

## Key to Symbols

**CR** Civil Rights and Civil Liberties  
**DI** Disability Insurance  
**EA** Employment Agencies, Private  
**ED** Education  
**EL** Elections  
**HO** Housing

**IN** Insurance (Incl. H & W)  
**LC** Labor Code Changes, General  
**LI** Liens, Attachments & Writs  
**LS** Labor Unions, Individually  
**LU** Labor Unions, General  
**MI** Miscellaneous  
**PE** Public Employees  
**PH** Public Health

**RE** Recreation  
**S** Industrial Safety  
**SL** State & Local Government  
**TA** Taxation  
**TR** Training & Retraining  
**UI** Unemployment Insurance  
**WC** Workmens Compensation  
**WP** Water and Power

\* Sponsored by the California Labor Federation, AFL-CIO

No bill may be taken up until 30 days after date of introduction indicated in Digest, except by  $\frac{3}{4}$  vote.

## ASSEMBLY BILLS

**AB 1 Unruh** (G. E. & E.) Creates a California Arts Commission consisting of 15 members appointed by the Governor to serve without compensation for 3-year terms. Directs commission to survey institutions engaged in artistic and cultural activities in this State, to determine art and cultural needs of citizens of California, to assist California communities in organizing and creating their own artistic and cultural programs, and to report thereon to the Legislature, together with its recommendations, at each general session of the Legislature, commencing in 1964. Appropriates \$50,000 for the expenses of the commission. Jan. 8. **MI—Good**

**AB 15 Burton** (G. E. & E.) Requires the suspension or revocation of any license issued by the State authorizing the conduct of any profession, vocation, or calling, upon a showing that the licensee has engaged in a persistent course of conduct of discrimination against persons requesting performance of services, based solely upon race, color, religion, or national origin. Jan. 8. **CR—Good**

**AB 23 Burton** (Soc. Wel.) Needy children. Includes in definition of needy child entitled to aid a needy person under 18 whose need arises from the fact that the parent responsible for his care, maintenance, or support is unemployed rather than just those persons under 18 whose need arises from the death, absence, or incapacity of a parent, or from his relinquishment to an adoption agency. Jan. 8. **MI—Good**

**AB 41 Conrad** (Elec. & Reap.) Provides that county clerk shall keep affidavits of registration for new residents, eligible to vote for presidential electors only, available in his office during days for registration of new residents, instead of during year in which presidential electors are to be selected. Jan. 9. **EL—Watch**

**AB 42 Conrad** (Elec. & Reap.) Limits provision requiring polls to be open to 8 p.m. in counties which install electronic tabulating devices to situations in which precincts are consolidated. Jan. 9. **EL—Bad**

**AB 49 Elliott** (Ind. R.) Establishes a Commission on Automation and Technological Developments, consisting of 3 Members of the Senate and 3 Members of the Assembly, and 13 members appointed by the Governor, including 5 members representing management, 5 labor, and 3 the general public, and 5 ex officio members, including the Commissioner of the Economic Development Agency and the Directors of the State Departments of Industrial Relations, Employment, Education, and Social Welfare. Prescribes the functions and duties of the commission, including studies and surveys of automation and manpower. Requires the State Departments of Industrial Relations, Employment, and Education to assign staff, conduct studies and make surveys and fill similar functions as requested by the commission, and under its direction. Authorizes the commission to make recommendations to state departments for implementation of commission studies. Requires the commission to submit annually to the Governor and Legislature a report of its findings and recommendations. Appropriates \$50,000 for the support of the commission. Jan. 9. **TR—Good**

**AB 51 Hinckley** (Rev. & Tax.) Provides that county assessment ratios computed by the State Board of Equalization, which are within 10 percent of the statewide average of assessment level, shall be deemed to conform to the statewide average. Jan. 9. **TA—Watch**

**AB 56 Carrell** (Rev. & Tax.) Authorizes a county, under specified conditions, to impose a local vehicle license fee according to statutory fee schedule for the privilege of operating a vehicle upon public highways within the county. Provides for distribution of revenue to the county and to cities in the county for road and street purposes. Jan. 9. **TA—Bad**

**AB 81 Hinckley** (Ind.R.) Makes the provisions regarding apprenticeship standards applicable to employers who, with their employees, are subject to the Railway Labor Act of Congress. Jan. 10. **TR—Watch**

**AB 87 Dymally** (Ed.) Creates within the Department of Education the Division of Environmental Enrichment, and establishes a 25-member Citizens' Advisory Committee on Environmental Enrichment to act as an advisory body to the division. Requires the development of programs to overcome the stifling of educational motivation occasioned by language, cultural, or economic handicaps which may confront particular groups of school pupils among whom there is a high incidence of dropouts in secondary schools, and the resultant social and other problems attendant upon failure to develop to the maximum the latent potentialities and talents of such pupils. Defines the character of the particular programs to be developed and the duties, powers, and responsibilities of state and local authorities

in these respects, and provides for various related matters. Appropriates \$150,500 to the Department of Education for support of the division and the advisory committee. Jan. 10. **ED—Good**

**AB 110 Belotti** (Ind.R) Directs Division of Apprenticeship Standards to gather and disseminate to specified groups information regarding apprenticeship and on-the-job training and to promote local apprenticeship and training information centers. Jan. 14. **TR—Good**

**AB 139 Rumford** (G.O.) Creates Youth Conservation Commission, consisting of designated state department heads or representatives. Provides that Director of Industrial Relations, who is head of commission, may, with advice of commission, enter into contracts with the federal government and perform other acts to the end of promotion of a Youth Conservation Corps and otherwise implementing the federal "Youth Conservation Act of 1963." To become operative only upon the effective date of the federal "Youth Conservation Act of 1963." Jan. 14. **MI—Watch**

**AB 144 Moreno** (Ed.) Permits person or firm under whom work experience is gained to elect to provide workmen's compensation insurance to person receiving work experience education. Jan. 14. **WC—Watch**

**AB 155 Winton** (Ed.) Excludes public school employee organizations from the law governing public employee organizations generally. Provides specially as to such public school employee organizations, granting them the right to represent public school employees in employment matters. Grants such employees the right either to join or not join public school employee organizations. Requires public school employers to negotiate with public school employee organizations and to refrain from interfering with them or discriminating against their members. Jan. 15. **PE—Bad**

**AB 158 Casey** (Ed.) Revises allocation charges and funds relative to the wages and salaries of school food service personnel. Jan. 15. **PE—Bad**

**AB 176 Bagley** (G.E. & E.) Publicly assisted housing: discrimination. Authorizes the State Fair Employment Practice Commission to prevent violations of laws prohibiting discrimination because of race, color, religion, national origin, or ancestry in the selling, renting, or leasing of publicly assisted housing accommodations and establishes procedure for its investigation and action on complaints. Declares it a misdemeanor to interfere with the commission in its performance of duties, or to violate an order of the commission. Jan. 15. **CR—Good**

**AB 181 Gaffney** (Ed.) Provides a minimum annual salary of \$5,000 for credentialed teachers, rather than \$4,500. Jan. 16. **PE—Good**

**AB 183 Belotti** (Pub.H.) Makes provisions of the State Housing Law inapplicable to any dwelling situated upon and containing 10 or more acres which is used primarily for agricultural purposes. Jan. 16. **HO—Bad**

**\*AB 191 Elliott** (Fin. & Ins.) Unemployment insurance. Provides that employment for nonprofit organizations shall be employment under the act except as to the classifications mentioned in Section 615 consisting of services performed by priest, clergyman, rabbi, rector, vicar, pastor, or minister of religion or by a Christian Science practitioner or reader or similar individuals. Defines in Section 616 the organizations that constitute nonprofit organizations under the definition of employment. Jan. 16. **UI—Good**

**\*AB 192 Elliott** (Fin. & Ins.) Unemployment insurance. Deletes from the definition of "employment" the exclusion of service not in the course of the employer's trade or business unless it is performed on each of 24 days during a quarter. Jan. 16. **UI—Good**

**\*AB 193 Elliott** (Fin. & Ins.) Unemployment insurance. Deletes exemptions of various classes of employment from coverage and provides that employment includes employment in public service, employment in agriculture, and employment for nonprofit organizations. Repeals the provisions dealing with effective coverage. Jan. 16. **UI—Good**

**\*AB 194 Elliott** (Fin. & Ins.) Unemployment insurance. Repeals provisions excluding public employment from the definition of employment and provides that such employment is subject to the code. Jan. 16. **UI—Good**

**\*AB 195 Elliott** (Fin. & Ins.) Unemployment Insurance work test. Declares intent of Legislature that claimant be required to conduct search for suitable work as required by Section 1253(e) rather than that he make reasonable effort to secure employment on his own behalf. Jan. 16. **UI—Good**

**\*AB 196 Elliott** (Fin. & Ins.) Unemployment insurance. Provides that if services of any employee for an employing unit is deemed to be employment,

## ASSEMBLY BILLS (Continued)

- all services of the same or similar nature or character of any other employee of such employing unit shall likewise be deemed to be employment. Jan. 16. **UI—Good**
- \*AB 200 Elliott** (Fin. & Ins.) Unemployment insurance. Excludes from taxable "wages" of individual over 65 not working for the employer, amounts received as vacation pay. Provides that accruing holiday, vacation and severance pay shall not be considered "wages" for benefit eligibility purposes. Jan. 16. **UI—Good**
- \*AB 201 Elliott** (Fin. & Ins.) Unemployment insurance. Provides that an employer will not be relieved of charges against his account for an alleged voluntary quit without good cause or discharge for misconduct unless the vacant job is filled within five calendar days after the leaving or discharge. Jan. 16. **UI—Good**
- \*AB 202 Elliott** (Fin. & Ins.) Unemployment insurance benefits. Removes requirement for eligibility for benefits that an individual must have 30 times his weekly benefit amount in his base period earnings if more than 75 percent of his base period earnings are in a single quarter. Jan. 16. **UI—Good**
- \*AB 203 Elliott** (Fin. & Ins.) Employee contributions. Increases the tax base for the purpose of unemployment insurance taxes from \$3,800 to \$6,000 per year and provides an escalator clause commencing January 1, 1965, whereby the tax base will be increased \$100 for each \$2 increase in the average weekly total wages. Operative January 1, 1964. Jan. 16. **UI—Good**
- \*AB 204 Elliott** (Fin. & Ins.) Unemployment insurance. Provides that term "wages" does not include remuneration in excess of \$6,000, rather than \$3,800 with respect to the basis of an employee's contribution and repeals provision treating wages paid by second employer who has acquired business of first employer, as if all wages were paid by first employer for purposes of employee's contribution. Operative January 1, 1964. Jan. 16. **UI—Good**
- \*AB 205 Elliott** (Fin. & Ins.) Unemployment compensation benefits. Provides that the waiting period of one week shall be compensated if the period of unemployment exceeds seven days. Jan. 16. **UI—Good**
- \*AB 206 Elliott** (Fin. & Ins.) Unemployment insurance benefits. Provides that an individual shall not be deemed ineligible for benefits up to not exceeding two working days if his unavailability is caused by flood, fire, earthquake, pestilence, tornado or other act of God. Jan. 16. **UI—Good**
- \*AB 207 Elliott** (Fin. & Ins.) Unemployment compensation benefits. Removes the ineligibility of a claimant who is receiving unemployment benefits from the United States. Jan. 16. **UI—Good**
- \*AB 208 Elliott** (Fin. & Ins.) Unemployment insurance. Repeals provision regarding contribution on merit rating basis and provides, in lieu, a uniform employer tax rate of 3.5%. Operative January 1, 1964. Jan. 16. **UI—Good**
- AB 217 Song** (C.S. & S.P.) Integration with federal social security. Eliminates requirement of election among members as prerequisite to division of public agency's retirement system for purposes of integration with the federal oldage and survivors' insurance program. To take effect immediately as an urgency measure. Jan. 16. **PE—Good**
- \*AB 220 Elliott** (Fin. & Ins.) Disqualification for unemployment compensation. Makes limitations on refusal of work as a basis of disqualification from benefits applicable to refusal of any work not just new work. Jan. 16. **UI—Good**
- \*AB 221 Elliott** (Fin. & Ins.) Unemployment insurance. Deletes provision which disqualifies a claimant from receiving retraining benefits for any week which he would be entitled to receive retraining benefits under any federal program. Jan. 16. **UI—Good**
- \*AB 222 Elliott** (Fin. & Ins.) Disqualification for unemployment compensation. Provides that an individual disqualified from the receipt of benefits for refusal to accept or apply for suitable work shall not on the same set of facts be disqualified as not available for work. Jan. 16. **UI—Good**
- \*AB 223 Elliott** (Fin. & Ins.) Unemployment compensation benefits. Modifies period of ineligibility for benefits, arising from leaving employment voluntarily or discharge because of misconduct, from five weeks to flexible period of one to five weeks. Jan. 16. **UI—Good**
- \*AB 224 Elliott** (Fin. & Ins.) Disqualification for unemployment compensation. Provides that the presumption of discharge for reasons other than misconduct and not to have voluntarily quit arising where the employer fails to advise to the contrary, becomes conclusive if the employer fails to supply written notice within the required five-day period. Jan. 16. **UI—Good**
- \*AB 225 Elliott** (Fin. & Ins.) Eliminates the provision for forfeiture of unemployment benefits by an individual convicted of fraud in obtaining or increasing benefits. Jan. 16. **UI—Good**
- AB 234 Britschgi** (G.O.) Prohibits alcoholic beverage sales from 12 midnight to 6 a.m. rather than 2 a.m. to 6 a.m. Jan. 17. **LS—Bad**
- \*AB 243 Elliott** (Fin. & Ins.) Prevents consideration of the facts submitted by an employer concerning a claimant's eligibility for benefits in the making of a determination of the claimant's eligibility if the employer has failed to notify the Director of Employment, pursuant to U.I.C. Sec. 1256, setting forth facts to overcome the presumption that the claimant did not leave his work voluntarily without good cause or that he has not been discharged for misconduct connected with his work. Jan. 17. **UI—Good**
- \*AB 244 Elliott** (Fin. & Ins.) Increases from 26 to 39 weeks the maximum unemployment benefits a person may receive in a benefit year. Deletes provision prohibiting total amount of unemployment benefits payable in a benefit year from exceeding one-half the total wages paid to the individual during his base period. Jan. 17. **UI—Good**
- \*AB 245 Elliott** (Fin. & Ins.) Increases from \$12 to \$20 the amount of wages earned in one week which may be excluded in determining the amount of unemployment compensation benefits payable for that week. Jan. 17. **UI—Good**
- \*AB 246 Elliott** (Fin. & Ins.) Repeals section which provides that filing of a valid primary claim by an exhaustee shall constitute an election by him to claim extended duration benefits to the exclusion of filing a new claim for normal benefits for any week of unemployment subsequent to the filing of such primary claim for which extended duration benefits are payable to him. Jan. 17. **UI—Good**
- \*AB 247 Elliott** (Fin. & Ins.) Provides for charges of variable amounts against reserve account of an employer who has made a willful misstatement or withheld information for the purpose of causing a claimant to be denied benefits. Jan. 17. **UI—Good**
- \*AB 248 Elliott** (Fin. & Ins.) "Freezes" unemployment compensation base period earnings credits for persons suffering disability exceeding 60 days in duration provided it does not exceed two years in duration. Jan. 17. **UI—Good**
- \*AB 249 Elliott** (Fin. & Ins.) Permits recovery of overpayment by offset against benefits to which person may become entitled (1) within benefit year beginning during the one-year period, rather than three-year period, next succeeding the date of mailing or personal service of notice of overpayment determination, (2) within year from beginning date of any disability benefit period which begins during one-year period, rather than three-year period, next succeeding date of the notice of overpayment determination. Jan. 17. **UI—Good**
- \*AB 250 Elliott** (Fin. & Ins.) Requires an employer to deposit \$25 on each appeal filed by him subject to its return if he is successful in obtaining a final favorable decision on his appeal. Jan. 17. **UI—Good**
- \*AB 251 Elliott** (Fin. & Ins.) Increases the weekly benefit amount by a dependent benefit payment of \$7 for the first dependent and \$5 for each additional dependent, not exceeding six. Defines dependent as the dependent spouse or child under the age of 18. Jan. 17. **UI—Good**
- \*AB 252 Elliott** (Fin. & Ins.) Removes the restriction on use of lag quarter wages unless the individual was paid sufficient wages to meet eligibility requirements, in computing the amount of certain awards under the unemployment and disability compensation laws. Jan. 17. **UI—Good**
- \*AB 253 Elliott** (Fin. & Ins.) Increases weekly unemployment insurance benefits by revising the highest quarter wage brackets to uniform multiples of \$25. Increases the maximum weekly benefit amount for unemployment insurance benefits from \$55 to \$75. Provides for an automatic increase in weekly benefit amount based upon a factor to be computed annually prior to November 30, commencing 1964, based upon two-thirds of the average weekly total wage paid in "employment" during specified period. Jan. 17. **UI—Good**
- AB 270 Carrell** (Fin. & Ins.) Permits a seller subject to the Automobile Sales Financing Act to correct an overcharge by sending a check to the buyer and a letter of explanation to the buyer and the holder of the financing contract, if this can be done within a specified time after the sale. Relieves the seller of any liability to the buyer in respect to an overcharge corrected as provided above. Jan. 21. **MI—Bad**
- AB 275 Z'berg** (C.S. & S.P.) State Employees' Retirement Law. States July 1, 1963 as the date on and after which employer contributions to the federal O.A.S.D.I. program will be paid from the fund from which salaries are drawn, rather than from the State Employees' Retirement Fund, as to state employees. Provides that the funds from which salaries are drawn for state employees will be the source of such employer contributions as to wages or salaries paid before that date insofar as they are covered by reports of adjustment filed by the State after that date. To take effect as an urgency measure. Jan. 21. **PE—Watch**
- AB 276 Z'berg** (C.S. & S.P.) Integration with social security. Gives state members of S.E.R.S. who chose not to be covered by old-age, survivors and disability insurance another opportunity to choose such coverage. Jan. 21. **PE—Good**
- AB 279 Z'berg** (C.S. & S.P.) Federal old age and survivors' disability insurance. Eliminates provisions directing OASDI coverage action which has been fully executed. Corrects an error in reference to the Internal Revenue Code. Provides for payment of any penalties and interest from same source as employer contributions. Provides for the withholding of employee contributions, transmission of contributions and reports by the University of California with respect to its employees covered under OASDI. Authorizes the Controller to transfer withholdings from employees' salaries directly to the OASI Revolving Fund without certification by the Board of Administration of SERS. Corrects designation of the federal program to include disability. Authorizes the board to designate someone to conduct the division of the employees of an agency, within a retirement system, into those participating and those not participating in OASDI coverage. Changes the number of employees of agencies not under a retirement system, necessary to originate action for inclusion under the federal program from a majority of those to be covered to a majority of



## ASSEMBLY BILLS (Continued)

those voting on the issue. Denies to school districts the authority to withdraw from OASDI coverage. Requires that penalties assessed for delinquent payment and interest on advances made for public agencies be credited to the OASI Revolving Fund rather than the General Fund. Authorizes the board to charge the requesting agency for the expense of conducting a referendum and any subsequent division of employees into groups covered and uncovered by the federal program. Deletes requirement that the board offset administrative costs and interest under \$1, uncollected from the incurring public agency, against excesses in the OASI Revolving Fund. Permits assessments against local agencies for administrative costs of the federal program, in excess of actual costs, to be retained in the OASI Revolving Fund to a limit of \$20,000 with any such excess over that amount to be transferred annually to the appropriation for support of the board in administering the federal program. Directs the inclusion under the federal program of state employees engaged in a proprietary function and not under a retirement system. Validates past coverage action for public employees in the State. Operative October 1, 1963. Jan. 21. **PE—Good**

**AB 295 Bane** (Elec. & Reap.) Requires county clerk or registrar of voters, upon receipt of postoffice change of address card, to send notice to voter, with prepaid and preaddressed postcard, inquiring whether change is permanent or temporary. Provides that if postcard, returned within 30 days of mailing of notice or within 40 days of next succeeding election, whichever occurs first, indicates change is permanent, clerk or registrar shall transfer registration. States that if postcard is not returned by time limit, registration shall be cancelled. Prohibits mailing of notice between close of registration and day of election. Jan. 21. **EL—Good**

**AB 300 Henson** (Elec. & Reap.) Special elections. Provides for primary election to select party candidates at special election to fill vacancy in legislative or congressional office; such primary election to be held on fourth Tuesday before special election. Jan. 21. **EL—Good**

**AB 310 Casey** (Ed.) Medical and health benefits. Provides for active and retired school district employees and their families a program of health benefits, administered to active employees by local school boards and to retired employees by Teachers' Retirement Board which approve health benefits plans and contract with carriers for coverage. Prescribes standards to be met for benefits program to qualify for approval. Maximum contribution of local boards and retirement boards fixed at \$5 per month, the employee to contribute any balance in premium cost. Jan. 21. **PE—Good**

**AB 312 Garrigus** (Ed.) Public schools: current support. Effects extensive revision of law pertaining to financial support of current operations of public schools. Increases from \$201.36 to \$232 per unit of preceding fiscal year's a.d.a. in all grade levels in the State, the amount to be transferred to and apportioned from State School Fund for regular school support purposes. Requires levy and collection of countywide school taxes at rates of 60 cents for elementary schools and 50 cents for high schools. Revises formulas for apportioning State School Fund moneys for regular support of elementary schools and high schools to require all computations to be made on basis of current attendance and assessed valuations rather than those of preceding fiscal year, and eliminates present procedure of transfers and apportionments for growth in enrollments. Increases by \$21 per a.d.a. the foundation program levels of support for elementary schools and high schools, requires computation of countywide foundation programs for both levels, and provides for apportionment of both regular State School Fund allowances and countywide school tax proceeds on per unit countywide basis. Changes, for elementary and high school support purposes, the present basic aid and equalization aid category of support to system of affording "principal apportionment" but retaining the \$125 per a.d.a. minimum level of state apportionments. Provides special additional augmenting apportionments for large school districts and unified school districts, and revises present "alternate foundation program" procedures to provide for optional variable foundation programs. Increases junior college per a.d.a. foundation program level of support from \$543 to \$600 and provides additional varying allowances for lower assessed valuation districts, increases by \$21 the maximum regular special education allowances, increases from \$40 to \$250 the maximum allowance per participating pupil in mentally gifted program, and increases maximum permissible school district tax rates to new specified levels. Makes numerous related changes and revisions. In effect immediately, urgency measure. Jan. 21. **ED—Watch**

**AB 316 Veneman** (Rev. & Tax) Property tax exemption. Exempts, under specified conditions, raw materials and newsprint imported into the State from without the United States for further manufacturing or processing. To take effect immediately, urgency measure. Jan. 22. **TA—Bad**

**AB 317 Elliott** (Ed.) Probationary employees of schools. Provides that neither Section 13443, relating to the notification of probationary employees of school districts that their contracts will not be renewed for the ensuing year, nor Section 13444, relating to the dismissal of probationary employees for cause only and the right to a hearing to determine the cause of the dismissal, shall be construed as modifying or affecting Section 13442 which requires that probationary employees be dismissed during the school year for cause only as in the case of permanent employees. Jan. 22. **PE—Good**

**\*AB 319 Davis** (Ind.R.) Security for wages. Includes logging contractors and sawmill operations contractors within provisions requiring logging and

sawmill operators to post bond or provide other securities for the payment of wages. Increases to four weeks the minimum wage period to be secured. Jan. 22. **LC—Good**

**AB 345 Burton** (C.S. & S.P.) State civil service examinations. Provides that where a civil service examination is written in part, the weight to be given the oral phase of the examination together with all other phases of the examination exclusive of the written phase shall not exceed 15 percent of the total weight of the examination. Jan. 22. **PE—Watch**

**AB 346 Burton** (Soc. Wel.) Medical assistance, aged persons. Permits recipient of medical assistance for aged to own personal property of value of \$5,000 and married couple receiving such assistance to own personal property of value of \$10,000, in addition to \$1,500 for recipient and \$2,000 for married couple. Reduces age limit for assistance below 65 but not less than 60, but makes such reduction contingent on change in federal law. Eliminates provision prohibiting payment for first 30 days of care in nursing home. Modifies provision prohibiting payment for first 30 days of care in hospital to permit applicant to qualify sooner upon incurring expenses for hospital care in the amount of \$1,000. Permits State Social Welfare Board, with approval of Department of Finance, to reduce 30-day period or \$1,000 limit, or both, and eliminates provision restricting board to reduction of period to 21 days. Requires that schedule of allowances for hospitals and nursing homes be adjusted annually to reflect wages and benefit increases to certain employees of such facilities. Eliminates liability of relatives to contribute to support of recipients. Requires State Social Welfare Board, in construing statutes regulating property holdings of recipients to adopt construction most favorable to recipients. Requires construction under federal requirements if they permit more liberal construction than state statutes. Jan. 22. **MI—Watch**

**AB 348 Burton** (Soc. Wel.) Eliminates provisions imposing support liability on adult children of old age assistance recipients, and declares that no relative shall be held liable for support of such recipients. Jan. 22. **MI—Good**

**\*AB 352 Crown** (Fin. & Ins.) Unemployment disability benefit period. Provides that two consecutive periods of disability due to the same or related causes shall be considered one disability benefit period only if it is separated by not more than seven days rather than fourteen days. Jan. 22. **DI—Good**

**\*AB 353 Crown** (Fin. & Ins.) Disability insurance overpayments. Provides that overpayments recovered by offset against benefits to which the liable persons may be entitled must be made within benefit year, a disability period commencing during the next year, rather than 3 years. Jan. 22. **DI—Good**

**\*AB 354 Crown** (Fin. & Ins.) Specifies that disallowance of a lien claim under any provision of the Labor Code, rather than only disallowance of lien claims under Section 4903 thereof (for fees and expenses), shall not form the basis of an unemployment disability benefit overpayment determination and shall be fully discharged by payment or compromise and release under workmen's compensation procedures. Jan. 22. **DI—Good**

**\*AB 355 Crown** (Fin. & Ins.) Provides that public employment shall be subject to the provisions relating to disability compensation. Jan. 22. **DI—Good**

**\*AB 356 Crown** (Fin. & Ins.) Provides an escalator for increasing the amount of taxes commencing January 1, 1966, by increasing the tax base by \$100 for each \$2 increase in the average weekly total wage and provides that if there is no such increase or if the increased amount results in a limitation equal to or less than the preceding year, the limitation of the preceding year remains in effect for the next year; provides for refunds of excess payments by employees. Jan. 22. **DI—Good**

**\*AB 357 Crown** (Fin. & Ins.) Repeals the disqualification for disability insurance benefits in the event of a trade dispute. Jan. 22. **DI—Good**

**\*AB 358 Crown** (Fin. & Ins.) Includes injury or illness in connection with pregnancy as part of the disability covered by the code. Jan. 22. **DI—Good**

**\*AB 359 Crown** (Fin. & Ins.) Provides that there shall be no waiting period as to payment of disability benefits if the disability is caused by accidental means and that the waiting period shall be compensated as to all other disability if the disability exceeds seven days. Jan. 22. **DI—Good**

**\*AB 360 Crown** (Fin. & Ins.) Extends the period of maximum duration of eligibility for unemployment insurance benefits from 26 to 39 weeks. Jan. 22. **DI—Good**

**\*AB 361 Crown** (Fin. & Ins.) Disability insurance voluntary plans. Removes obsolete provisions specifying that voluntary plan adverse selection restrictions shall become operative as of January 1, 1962. Jan. 22. **DI—Good**

**\*AB 362 Crown** (Fin. & Ins.) Unemployment disability dependent allowance. Provides additional dependency benefits under the disability insurance program of \$7 for the first dependent and \$5 for each additional dependent not exceeding six. Defines "dependent" as a dependent spouse or child under the age of 18. Jan. 22. **DI—Good**

**\*AB 363 Crown** (Fin. & Ins.) Disability insurance voluntary plans. Eliminates provisions authorizing unemployment compensation disability insurance coverage to be provided by voluntary plans which are employer self-insured. Jan. 22. **DI—Good**

# SENATE BILLS

- SB 12 Collier** (Lab.) Requires that employees be allowed time off for jury service without loss of pay, except that per diem received by employee from jury service may be deducted from wages. Jan. 8. **LC—Good**
- SB 36 Gibson** (Gov. Eff.) Bar pilotage rates for Bays of San Francisco, San Pablo, and Suisun. Increases bar pilotage rates for San Francisco, San Pablo, and Suisun Bays from \$6.25 to \$6.75 per draft foot of vessel's deepest draft. Jan. 9. **LS—Good**
- SB 42 Cobey** (Jud.) Liability of public entities, officers, and employees. Adds, amends, repeals various secs., various codes and laws. Sets forth comprehensive rules governing liability and nonliability of public entities for acts and omissions of public officers, agents, employees, and independent contractors, and for the condition of public property (not including liability based on contract or the right to obtain relief other than money or damages). Sets forth rules relating to liability and immunity of public employees. Sets forth rules governing extent of duty of public entity to pay judgments against its officers, agents, and employees, and duty of public entity to indemnify such personnel and duty of such personnel to indemnify a public entity with respect to claims based on liability within scope of act. Provides rules governing liability of, and contributions and indemnification among, public entities that are parties to a joint exercise of power agreements or agreements for transfer of functions. Amends and repeals numerous provisions now dealing with above matters. Jan. 10. **PE—Watch**
- SB 45 Cobey** (Jud.) Defense of actions against public personnel. Adds, amends, repeals various secs., various codes and laws. Eliminates existing provisions of varying scope relating to defense by public entities of actions against their personnel, and provides, generally, that a public entity upon request of an employee or former employee shall provide defense for him in civil action, brought against him on account of his act or omission in the scope of his employment as employee of the entity, unless it determines that the act or omission was not within the scope of his employment, or he acted or failed to act because of actual fraud, corruption, or actual malice, or defense would create conflict between public entity and employee. Describes certain classes of cases, including disciplinary proceedings, administrative proceedings, and criminal actions, in which the public entity is not required to provide a defense but may, in specified circumstances, do so. Specifies means of providing defense, remedies of employee if entity does not furnish defense on request, and effect of reference at trial to these provisions for defense by the public entity. Jan. 10. **PE—Watch**
- SB 46 Cobey** (Jud.) Motor vehicle liability. Amends, adds, repeals various Secs., Veh.C. Specifies that public entity is liable for intentional wrongful acts as well as negligent acts of officer, agent, or employee operating motor vehicle in the scope of his office, agency, or employment. Provides that public entity is subject to imputed owner's liability to same extent as private owner. Eliminates existing provision for subrogation of public entity to rights of injured person against officer, agent, or employee. Provides that right of subrogation shall exist only to extent provided in specified Gov.C. provision, operativeness of this provision being contingent on enactment of Senate Bill No. 42. Jan. 10. **PE—Watch**
- SB 47 Cobey** (Jud.) Workmen's compensation. Provides that person impressed into fire suppression service under Sec. 4160, as well as Sec. 4011, P.R.C., is eligible for workmen's compensation. Provides that person engaged in suppressing a fire at the request of fire control officer is eligible for workmen's compensation. Provides that person performing active law enforcement service as part of posse comitatus or on request of peace officer is eligible for workmen's compensation. Provides, as to all above classes, that, for purposes of determining temporary or permanent disability, average weekly earnings shall be taken at maximum fixed by Sec. 4453, Lab.C. Jan. 10. **WC—Good**
- SB 61 O'Sullivan** (B. & P.) Provides applicant for drycleaning agency license shall not be required to take examination prescribed by this chapter but shall be qualified in all other respects. Jan. 10. **LS—Bad**
- SB 79 Stiern** (Ed.) Creates a Teachers Professional Standards Commission to serve in an advisory capacity to the State Board of Education and render to the board recommendations on standards and policies for development and maintenance of the system of licensing certificated personnel of public schools. Changes Commission on Credentials to Committee on Credentials and places committee within the Department of Education. Allows the State Board of Education to assign to the committee such administrative duties as the board sees fit relating to the granting, issuing, suspension and revocation of credentials and life diplomas. Jan. 14. **PE—Watch**
- SB 106 Petersen** (Jud.) Administration of estates. Co-ordinates Secs. 640 and 645, Prob.C., with Sec. 646, Prob.C. by providing for setting aside to surviving spouse or minor children of estate of value of \$7,500, rather than \$5,000, over amount of liens, encumbrances and any homestead that is set aside. Jan. 16. **MI—Good**
- SB 115 McAteer** (Ed.) State aided compensatory education. Authorizes school districts to establish special programs directed to the stimulation of the cultural and educational propensities of otherwise able minor pupils whose home or community environment creates language, cultural, and economic disadvantages making it unlikely that they will complete the regular programs leading to graduation from elementary or secondary schools. Places programs under direction of State Board of Education and Superintendent of Public Instruction and requires establishment of office of Consultant on Compensatory Education with research, study, and other functions to act in an advisory capacity to the Department of Education and to provide services and direction to school districts and to supervise and coordinate programs. Authorizes Superintendent of Public Instruction to enter into contracts with districts and county superintendents conducting programs meeting prescribed standards to provide state supervision and for purposes of making grants of state moneys which may be appropriated to aid in financing programs. Specifies that any such grants shall not exceed two-thirds of excess expense involved and shall not exceed \$24 per participating pupil, with special consideration to be given in first two years to programs which serve to facilitate compilation of information and data. Creates 15-member Advisory Committee on Compensatory Education to be appointed by Governor and to act as an advisory body. Prescribes standards and requirements for programs, defines duties and responsibilities of state and local officials, and provides for numerous related matters. Makes provisions of act operative upon adoption of implementing regulations by State Board of Education. Urgency measure, in effect immediately. Jan. 16. **ED—Good**
- SB 134 Rattigan** (Jud.) Extends to employment in the entertainment field generally the provision providing that a contract of a minor for employment as a dramatic performer cannot be disaffirmed on the ground that the performer was a minor when entering into the contract, if the contract is approved by the superior court. Sets forth details of procedure in such cases and of scope of court's authority. Jan. 17. **LS—Watch**
- SB 152 Cameron** (L.Gov.) Deletes exception from teacher tenure law of permanent certificated employees of joint union or union high school districts having average attendance of 250 or more and having 8 or more schools not less than 6 miles apart. Jan. 21. **PE—Good**
- SB 153 Cameron** (Gov.Eff.) Park and recreation bonds. Provides for submission to voters at 1964 general election of the State Beach, Park, Recreational, and Historical Bond Act of 1964, which, if adopted would authorize issuance, pursuant to State General Obligation Bond Law, of bonds in the amount of \$150,000,000 to provide funds to acquire and establish beaches, parks, recreational facilities, and historical monuments. Jan. 21. **RE—Good**
- SB 157 Rattigan** (Agr.) Extends exemption for New York dressed fowl from poultry plant sanitation provisions re marking of name and address of poultry plant from November 1, 1963, to November 1, 1967. Jan. 21. **LS—Bad**
- SB 170 Rodda** (Gov.Eff.) Commission on Intergroup Relations. Continues the existence of the commission established by the State Board of Education to assist and advise school districts in discrimination problems in connection with the employment of certificated employees. Names the commission the Commission on Intergroup Relations. Imposes the additional duty on the commission of advising and assisting school districts in problems involving ethnic distribution of pupils and school attendance areas, and gives commission such other powers relating to the problems mentioned in Sec. 363 as State Board of Education may by rules and regulations give it. Appropriates \$25,000 to Dept. of Education to administer Sec. 363 and for expenses of the commission. To take effect immediately, usual current expenses. Jan. 22. **CR—Good**
- SB 171 Grunsky** (Ed.) Permanent school employees. Affords tenure to employees of county superintendent of schools whose average daily attendance is 250 or more, rather than 850. Jan. 22. **PE—Good**
- SB 172 McAteer** (Gov.Eff.) Payment of state employees. Provides for payment of salaries to state employees twice a month. To become operative January 1, 1964. Jan. 22. **PE—Good**
- SB 191 Grunsky** (Elec.) Permits return of absent voter ballots up to 5 o'clock of day before election, instead of not less than three days before day of election. Permits person who has applied for absent voter ballot to vote in person up to 5 o'clock of day before election, instead of not later than third day before day of election. Jan. 23. **EL—Watch**
- SB 192 Grunsky** (Jud.) Actions against school employees. Authorizes attorney for school district to act as counsel in defense of employees in criminal actions and all other actions except actions to remove from employment, as well as in civil actions. Jan. 23. **PE—Watch**
- SB 205 Burns** (Gov.Eff.) Requires Senate confirmation for certain offices filled by appointment by the Governor which do not now require such confirmation. Requires the Governor to notify the Legislature at certain times of vacancies in office and interim appointments he has made. Renders ineligible for an interim appointment to a public office any person whose previous nomination for, or appointment to, that office was refused by the Senate, and prevents him from continuing in office as a holdover appointee. Creates vacancies in all offices held at the pleasure of the Governor on the first Monday after the first day of January following each gubernatorial election. Jan. 23. **SL—Watch**
- \*SB 209 Regan** (Ins. & F.I.) Workmen's compensation rehabilitation fund. Requires the Insurance Commissioner to compute as part of any workmen's compensation rate a 10 percent allocation of the total employer premiums to be deposited by insurer at least semiannually in a rehabilitation fund to be administered by the Industrial Accident Commission to provide rehabilitation payments upon appropriation of moneys from the fund by the Legislature. Jan. 24. **WC—Good**

# Cal Legislature Urged To Enact State Fair Labor Standards Act, \$1.50 Minimum Wage

(Continued from Page 1)

standing orders of the IWC covering various industrial and occupational groups, all providing for a \$1.00 per hour minimum for women and minors. Thirteen of the orders—all but the agricultural order—are currently in the process of being updated by the Commission).

AB 649 merely sets a statutory minimum of \$1.50 per hour, and provides that the IWC shall not set a minimum below this amount.

The other and broader measure, AB 650, provides for a statutory minimum of \$1.50 per hour within the framework of a complete State Fair Labor Standards Act, including the establishment of maximum hours and the regulation of overtime. It would require overtime pay at time and a half for hours worked beyond 40 a week, and at double time for hours worked in excess of 10 hours in any one day, or 48 hours a week.

The Fair Labor Standards Act proposal also contains administrative provisions within the Department of Industrial Relations for establishing a higher minimum wage, or a shorter work week as special conditions of an occupation or industry may warrant. This authority is granted the Director of Industrial Relations and is carefully circumscribed.

On his own motion, or on petition of 20 or more residents, the Director is given authority to investigate any occupation "to ascertain whether a substantial number of employees in such occupation is receiving wages less than the reasonable value of the services rendered or is less than sufficient to maintain the health and general well being of workers."

Similarly, the same authority extends to working hours to determine whether or not they are "in excess of the number sufficient to maintain the health and well being of the workers."

Where such conditions are found to exist, the Director may issue appropriate orders and regulations, after holding hearings in accordance with the Administrative Procedures Act, setting the minimum wage rate and maximum hours that would apply in these special occupational categories. In no event, however, could the minimum rate be less than \$1.50 per hour, nor the maximum work week in excess of 40 hours.

It is estimated that approximately 8% of California workers receive

an hourly wage under \$1.50. The 40-hour work week also prevails in California—the trend being toward shorter hours.

The "occupational wage survey" of the U. S. Bureau of Labor Statistics for the San Francisco-Oakland area in January, 1962, indicates that 84% of all plant workers in all industries had a scheduled work week of 40 hours, 7% had a schedule of 37.5 hours, and 8% were scheduled for 35 hours. The BLS survey for the Los Angeles-Long Beach area in March, 1962, reveals that 95% of plant workers had a scheduled work week of 40 hours; 2% were scheduled for 35 hours; and 1% for 36.25 hours.

Both Bee measures would be applicable to all wage earners, including agricultural workers who are at the lowest rung of the nation's economic ladder.

In introducing the bills, Bee said: "I am confident that the Legislature will give consideration to these bills in light of the information we have received from the California Welfare Study Commission on the 'pattern of dependent poverty' that is contributing to our rising social welfare costs. If we really want to do something about dependent poverty and social welfare costs, the place to begin is with the enactment of meaningful minimum wage legislation and a state fair labor standards act.

"We cannot, in good conscience, ask the people of this State to continue to carry the burden of the very few employers who are a drag on our economy.

"The urgency for action rests not only with the approximately 8% of California workers who may still earn less than \$1.50 an hour, but also in the health of our State economy, our continued growth and prosperity, and the needs of many businessmen.

"The real issue behind this legislation is whether California's expanding economy can afford the huge subsidies that are being paid by fair-minded employers and the public to the low wage industries and individual employers who do not meet 20th Century standards of human need and decency.

"We live in a high wage-high standard of living State, which gains its competitive advantage in the attraction of industry from its productive efficiency and the high skill potential of our labor force.

## Labor Dept. Opens MAT Office in San Francisco

The Labor Department has opened the West's second Office on Manpower, Automation and Training (OMAT) at 617 Montgomery Street, San Francisco. Leonard Hardie, the department's newly appointed field director for Northern California, Nevada and Hawaii is working with state and local employment and training experts to provide on-the-spot federal evaluation and approval for training projects.

To date, California has been allocated about \$7 million for training programs for the period ending next July. The West's other OMAT office, directed by Sam W. King, who is responsible for training projects in Southern California and Arizona, is located in Room 834, Bartlett Building, Los Angeles.

The very few employers who pay substandard wages are a drag on the economy, and are partly responsible for the pattern of dependent poverty that results in higher social welfare bills and higher taxes.

"California employers who are truly concerned about maintaining a favorable industrial climate from a tax standpoint, should give consideration to these bills in terms of the tax subsidy they pay for the employer who wants all the advantages of a high standard of living economy, but refuses to enter the sixties when considering wage standards.

"This subsidy by the public and fair-minded employers is also a key issue in coming to grips with the problem of continued high unemployment.

"Passage of my legislation will provide a new stimulus for badly lagging purchasing power of consumers who do not have the money income necessary to purchase the increasing product of our ever more efficient economy.

"The additions to purchasing power in the hands of those who are most in need, and who would immediately put their increased wages into the purchasing power stream, would be a shot in the arm to our California economy and would help many retail merchants throughout the State.

"From every standpoint this is reasonable and essential legislation."

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## Legislative Notes

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(Continued from Page 2)

a body of usable information for the development of sound job training, retraining, and skill development programs by labor and management and responsible government agencies."

Such information is considered essential to the implementation of the Federal Manpower Development and Training Act in California. There is a great deal of criticism concerning the present implementation of the new federal law.

### Public Employees

Legislation affecting the political rights of public employees and their collective bargaining rights has been introduced in the Lower House of the Legislature.

The Labor-backed measures are:

—AB 793 (Kennick), permitting the State and various public agencies to enter into collective bargaining agreements.

—AB 856 (Petrus) repealing present provisions which prohibit political activities by county and city employees with certain exceptions.

—AB 939 (Knox), limiting the right of local charters or ordinances to forbid legitimate participation in political affairs by public employees during their spare time.

Assemblyman Nicholas C. Petrus of Alameda County points out that public employees are being denied "political equality with other citizens . . . many of the curbs on political activity of local government employees were enacted 40 to 50 years ago when the 'spoils system,' which no longer exists, was under attack. Civil service and merit systems prevent the abuses of an earlier day."

### Consumer Protections

The outlook on the consumer front isn't as "rosy" as it might appear on the surface with the creation of the State office of Consumer Council by the 1959 Legislature.

## Jobless Rate Rise to 5.8% Points Up Need For Substantial Tax Cut and Reforms

(Continued from Page 1)

he fears — 7 percent of the whole labor force — "would be the intolerable price of just moving along as we have been."

The Labor Department report said long-term joblessness — comprised of those out of work 15 weeks or longer — rose by nearly 200,000 to 1.2 million, just 100,000 below the 1.3 million tallied a year ago.

In addition, total non-farm employment dropped by 1.8 million in January to 61.7 million despite the fact that more than 2.2 million non-farm workers who are only on part-time work due to economic reasons are counted among the employed. This indicated an increase of about 150,000 in the number of part-time workers over a year ago.

Aside from seasonal and other temporary fluctuations, "non-farm employment has shown virtually no change since last May," the Labor Department said.

"This further substantiates organized labor's view that the nation's economic growth rate must be substantially boosted and that, until it is, our widening pool of unemployed men and women will remain stagnant," Pitts declared.

In submitting his tax proposals to Congress, Kennedy hitched his \$13.6 billion individual and corporate tax reduction program to a series of tax reform measures and warned

Consumer Counsel Helen Nelson, working with a ridiculously low budget and hardly any staff, has stepped on the toes of a number of powerful special interests in the State.

There was a lot of "political mileage" to be made from the creation of the office, but the pressure is now on to starve it. Consumers have nothing to cheer about in the budget submitted to the Legislature this Monday for Helen Nelson's office.

that they should be enacted as "a single integrated program" because "too small a tax cut would be a waste, gaining us little but further deficits."

A major tax revision along the lines proposed, he said, is vital to expand "both consumer demand and investment" and thereby "raise production and income, provide jobs for the unemployed, and take up the slack in the economy."

The President's proposals would slash individual tax liabilities by \$11 billion and corporate tax liabilities by \$2.6 billion over a three year period. The range of individual tax rates would be sliced from the present 20 to 91 percent to 14 to 65 percent by 1965.

Among the tax reforms included in the President's program are the following:

- A change in the method of computing standard deductions. At present the standard deduction cannot exceed 10 percent of income. Hence a couple with a \$4,000 income may take a maximum standard deduction of only \$400. Kennedy's proposal would provide a minimum standard deduction of \$300 plus \$100 for each dependent up to the maximum standard deduction of \$1,000. Thus a couple with three dependents would get a minimum standard deduction of \$600.

- A limit on itemized deductions to the amount by which they exceed 5 percent of taxable income. This would principally affect those in the higher income brackets who presently find it advantageous to itemize deductions and would produce \$2.3 billion in additional revenue, or more than three-quarters of the net gain expected if all proposed tax reforms are approved. In addition, it would mean that some 6.5 million more taxpayers would take the standard deduction instead of itemizing.

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