

CALIFORNIA
INDUSTRIAL UNION

COUNCIL NEWSLETTER

VOLUME 7, NO. 4

MARCH, 1957

SPECIAL EDITION

CALIFORNIA CIO DIGEST OF PROPOSED LEGISLATION PREFACE

This 1957 legislative digest of proposed California legislation is issued by the California Industrial Union Council in order to provide officers and active union members with a brief digest of the most important bills among the 7000 Senate and Assembly bills introduced in the January, 1957 Regular Session of the State Legislature. The California Industrial Union Council is also glad to make this "Digest" issue of the regular State Council Newsletter available to the active citizens of California who are interested in promoting good government through supporting good legislation.

The research departments of the labor organizations have classified bills as "Good" or "Bad" by measuring the proposed bill against the policy resolutions adopted in labor union conventions. This means a bill is "Good" or "Bad" as determined by the policy yardsticks of organized labor. The California Industrial Union Council appreciates the cooperative assistance and original legislative research work of the California State Federation of Labor in this measuring job. "Good" bills listed here are those bills supported by the California Industrial Union Council. Bills classified "Bad" are those singled out for determined and vigilant opposition by the labor movement and by the liberal citizen leaders of California.

Important bills for which there was insufficient knowledge or facts or time to classify have been listed as "Bills to Watch."

If, because of your knowledge of the facts or the policy of your organization, you should find that some of the bills herein classified as "Bills to Watch" should be placed in the category of either "Good" or "Bad," the California Industrial Union Council would appreciate a letter from you stating the facts in regard to the bill and what you believe to be the correct classification of the bill, i.e., "Good" or "Bad." The Council officers would also be glad to hear from you on the question of which bills should be given the greatest priority in terms of time and effort to secure the passage or the defeat of a "Good" or "Bad" bill.

Believing that the best defense is a fighting offense, we take this opportunity to call on all unions to give all-out support to the many important good bills introduced in the State Legislature.

In conclusion, we urge every active citizen to assume personal responsibility to support actively three "Good" bills, and to fight three "Bad" bills which attack the beneficial legislation already written into law in previous legislative years. Reaction is attacking you and your welfare. Let us counter-attack. Write, phone or personally contact your State Assemblyman and Senator. Start this week and keep it up until June 12, 1957 adjournment day of the 1957 Regular Session of the Legislature.

By JOHN A. DESPOL
Secretary-Treasurer and Legislative Representative,
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ASSEMBLY AND SENATE BILLS

EXPLANATORY NOTE —

AB means Assembly Bill

SB means Senate Bill

ACA means Assembly Constitutional Amendment

SCA means Senate Constitutional Amendment

SCR means Senate Concurrent Resolution

ACR means Assembly Concurrent Resolution

SJR means Senate Joint Resolution

AJR means Assembly Joint Resolution

The term "spot" or "skeleton" bill refers to bills introduced for the primary purpose of later amendment. This practice insures the author of a "spot" to introduce the full legislative proposal in the second half of the session.

Child Care Centers

Good Bills

Assembly

AB 136 (Ernest R. Geddes and others): To Committee on Education

Makes California child care centers support program permanent and liberalizes qualification requirements for users by raising maximum income limits; changes weekly fees.

AB 208 (Porter and others): To Committee on Education

Installs merit system of employment for employees of child care centers similar to system for employees of school districts in positions not requiring certification qualifications.

AB 209 (Porter and others): To Committee on Education

Establishes child care centers for employed women with children on a permanent rather than a year-to-year basis.

AB 1733 (Masterson): To Committee on Education

Provides that child care center employees shall be covered by school district retirement system for non-certified employees, regardless of whether or not such employees are covered by federal old age and survivors' insurance, and regardless of whether or not other non-certificated employees are covered.

AB 2788 (Ernest R. Geddes and others): To Committee on Education

Gives child care center employee right to past service credit in school district retirement system for time worked for the

district prior to becoming an employee of child care center, during which time he was a member of the school district retirement system; if contributions for prior service were returned to child care center employee, he is given the right to re-deposit the amount of such contributions and receive credit therefor.

Senate

SB 85 (Richards): To Committee on Education

Continues state child care center support program on permanent basis.

SB 2078 (Kraft): To Committee on Social Welfare

Amends various sections of Education Code relating to child care centers. Increases maximum family income allowable as basis for determining eligibility of child for admission when both parents are working or when one parent has both custody and care of the child as the sole wage earner. Continues the child care program indefinitely. This is an urgency measure.

Civil Rights and Liberties

Good Bills

Assembly

AB 7 (Burton and others): To Committee on Governmental Efficiency and Economy

Declares the opportunity to obtain employment without discrimination because of race, religious creed, color or national origin, to be a civil right and specifies what constitutes unlawful employment practices, including therein discrimination in union membership. Creates five-member Fair Employment Practices Commission with full enforcement powers to effectuate purposes of Act, including specified penalties for violation of its orders. Exempts employers of less than six persons. See also AB 2000 (Hawkins) and SB 2353 (Richards).

AB 367 (Elliott and others): To Committee on Governmental Efficiency and Economy

Declares state policy against discrimination on the basis of race, color, religion or national origin in the rental of real property redeveloped under the Community Redevelopment Law. Requires redevelopment agencies to obligate lessees and purchasers of real property acquired in redevelopment projects and owners of property improved as a part of the redevelopment project to refrain from such discrimination.

AB 639 (Elliott and others): To Committee on Military Affairs

Amends Veterans Farm and Home Purchase Act to prohibit a veteran while still making purchase payments pursuant to contract with the department from executing or filing for record any instrument which imposes a restriction upon the sale or occupancy of the property in question on the basis of race, creed, or color; enforced by providing for accelerating payments in case of violation.

AB 758 (Elliott and others): To Committee on Education

Adds Section 16146 to the Education Code to provide that no state-owned college or university, nor student council or student assembly, thereof, shall recognize for official campus activities any student organization, fraternity, sorority, or other private student organization which restricts its membership on the basis of either race, color, religion or national origin, nor shall such a fraternity, sorority or other private student organization be permitted the use of school facilities without payment.

AB 1150 (Rumford and others): To Committee on Governmental Efficiency and Economy

Addition to Education Code to provide for suspension for 3 years of credentials of any certificated employee charged with the responsibility of interviewing and recommending persons for employment in certificated positions, who refuses to recommend any applicant for such a position by reason of the race, color, religious creed or national origin of the applicant. Also makes person liable in civil damages in amount not less than \$500, and makes him guilty of misdemeanor.

AB 1920 (Hawkins): To Committee on Governmental Efficiency and Economy

Adds Section 328 to Unemployment Insurance Code to require Department of Employment to make studies and recommendations as to actions which might tend to reduce unemployment caused by racial or religious discrimination; requires Department to report to the Governor and the legislature the specific studies made and steps taken to reduce unemployment for such causes.

AB 2000 (Hawkins and others): To Committee on Governmental Efficiency and Economy

Declares that opportunity to seek, obtain and hold employment without discrimination of race, creed, color, national origin, or ancestry is a civil right and specifies what constitutes unlawful employment practices, including unlawful practices of labor unions; creates five-member State Fair Employment Practices Commission appointed by the Governor and confirmed by the Senate to formulate policies and make recommendations to effectuate purposes of act and specifies method of removal of commissioners, terms of office and powers and duties of Commission; authorizes Commission to hold hearings and issue orders to correct discriminatory employment practices or prevent their occurrence; provides that final orders of Commission shall be subject to judicial review, and review by the Governor when an order is against the state; makes violation a misdemeanor; exempts employers of five or less, social clubs, fraternal, charitable, educational, and religious associations or corporations not organized for profit, and persons in home domestic service or in the employment of parent, spouse or child. AB 2001 (Hawkins and others) contains appropriation. See also AB 7 (Burton) and SB 2353 (Richards).

mission shall be subject to judicial review, and review by the Governor when an order is against the state; makes violation a misdemeanor; exempts employers of five or less, social clubs, fraternal, charitable, educational, and religious associations or corporations not organized for profit, and persons in home domestic service or in the employment of parent, spouse or child. AB 2001 (Hawkins and others) contains appropriation. See also AB 7 (Burton) and SB 2353 (Richards).

AB 2001 (Hawkins and others): To Committee on Governmental Efficiency and Economy

Appropriates unspecified amount from General Fund to carry out provisions of California Fair Employment Practices Act proposed in AB 2000 (Hawkins and others).

AB 2690 (Beaver): To Committee on Governmental Efficiency and Economy

Declares public policy to minimize racial or group prejudice or discrimination by fostering improved relationships and eliminating intolerance and fear. Establishes a 16-man appointive, nonpartisan Civil Rights Commission, two members of which are to be representatives of labor unions; prescribes scope of duties and requires the Commission to report annually to the Governor and the legislature with regard to discriminatory practices and the need for remedial legislation; appropriates \$50,000 to carry out act.

AB 2939 (Burton): To Committee on Elections and Reapportionment

Prohibits questions relating to political party registration, religious opinions, beliefs or affiliations, race, color or marital status to be asked of applicants for position requiring certification, whether such questions are asked in the form of a written application or during a personal interview, except as otherwise provided in the Education Code.

AB 2941 (Burton and others): To Committee on Judiciary

Makes it a felony for a person, intentionally and without permission of all parties to a communication, to overhear or record or install a device with the intent to overhear or record any communication among any persons, irrespective of whether such communication is carried on among such persons in the presence of one another or by means of a telephone, telegraph or other device. Prohibits evidence so obtained from being admissible in any judicial, administrative, legislative or other proceedings, except as proof in a suit of prosecution for violation of this proposed act.

AB 3148 (Hawkins): To Committee on Governmental Efficiency and Economy

Adds Chapter 3.5 to Part 3, Division 2 of Labor Code, consisting of Section 1031 to make it a misdemeanor, punishable by a fine of not more than \$500, for an employer to refuse to employ or continue to employ any persons solely on the basis of the age, sex, race, religion or national origin of such person.

AB 3372 (Samuel R. Geddes and others): To Committee on Civil Service and State Personnel

Prohibits discrimination against any person or class of persons on the basis of race, religion, sex, or marital status, in making appointments under the State Civil Service Act.

AB 3687 (Don A. Allen): To Committee on Governmental Efficiency and Economy

Skeleton bill creating a Human Relations Commission. Bill may specify state policy to minimize racial prejudice or discrimination against any group, to eliminate social disorders resulting from such prejudice or discrimination, and to improve the welfare of the people by fostering human relationships and by eliminating intolerances and fears resulting from lack of observation of U. S. Constitution and the State Constitution. See also AB 3933 (Burton).

AB 3933 (Burton): To Committee on Governmental Efficiency and Economy

Apparently skeleton bill to establish a public policy of fostering civil peace through public agencies set up to improve group relations and to provide for the training of state, city, and county law enforcement officers in the prevention and control of inter-group conflicts, and for similar purposes. See also AB 3687 (Don A. Allen).

AB 3979 (Hawkins): To Committee on Governmental Efficiency and Economy

Creates a State Commission on Discrimination in Housing, and makes it unlawful for the owner, lessee, sub-lessee, assignee or managing agent of publicly assisted housing accommodations to refuse to rent or lease or otherwise to deny to or withhold from any person or group of persons such housing accommodations because of the race, creed, color, national origin, or ancestry of such person or persons.

Senate**SB 176 (Farr and others): To Committee on Judiciary**

Makes it a felony to eavesdrop on or record without permission conversation between person in custody of law enforcement officer or on property of law enforcement or public agency and the person's attorney, religious advisor, or licensed physician.

SB 240 (Richards and others): To Committee on Judiciary

Adds Section 54.5 to Civil Code to provide that every person who records any conversation in violation of Section 653j of Penal Code is liable in damages to each party to such conversation in an amount not less than \$1,000. Provides also that every public agency employing a person who, in the performance or purported performance of his duties as such employee, records any conversation in violation of Section 653j, is liable in damages to each party to such conversation in the amount of \$1,000. The defense of sovereign immunity from liability may not be invoked in any such action. See also SB 239 (Richards and others).

SB 1738 (Miller): To Committee on Education

Prohibits school district from requiring, as a condition to employment in a position requiring certification qualifications, the submission of any photograph of the applicant for such a position.

SB 1746 (Miller): To Committee on Education

Authorizes the Attorney General to make investigation of the practices in local school districts relating to the employment of certificated personnel for the purpose of determining whether the policy of this state of not refusing employment to applicants by reason of race, color, religious creed or national origin of said applicants has been violated.

SB 2353 (Richards): To Committee on Labor

Essentially the same as AB 2000 (Hawkins and others). See also AB 7 (Burton).

SB 2566 (Richards): To Committee on Education

Provides that the State Board of Education may establish in the Department of Education a commission to assist and advise local school districts in problems relating to racial, religious or other discrimination in connection with the employment of certificated employees.

Bad Bills**Assembly****AB 1857 (McGee): To Committee on Judiciary**

Amends various sections of Penal Code, removing certain restrictions from arrest without warrant. Among other things, provides that peace officer may make an arrest with or without a warrant whenever he has reasonable cause to believe that the person to be arrested has committed a public offense in his presence, (under present law, public offense must be committed or attempted in peace officer's presence), and whenever he has reasonable cause to believe that the person to be arrested has committed a felony, whether or not a felony has in fact been committed, (under present law felony has to have been committed). Adds sections to allow peace officers to stop and question persons for the purpose of eliciting information concerning the commission of public offenses. Allows peace officer to take person before a magistrate for identification if such person fails to reasonably identify himself. Includes many more changes of present law.

AB 2577 (Bradley): To Committee on Judiciary

Provides that a peace officer, retail merchant or such merchant's employee, who has probable cause for believing that goods held for sale have been stolen by a person and that he can recover them by taking the person into custody, may, for the purposes of investigation and attempting to effect such recovery, take the person into custody and detain him in a reasonable manner for a reasonable length of time, without rendering the peace officer, retail merchant, or merchant's employee criminally or civilly liable for false arrest, false imprisonment, or unlawful detention. Provides also that any peace officer may arrest without warrant any person he has probable cause for believing has committed larceny of such merchant's goods held by him for sale.

AB 2853 (Stewart): To Committee on Judiciary

Provides that person convicted of felonies or certain other offenses must register with the chief of police or sheriff if he intends to stay in any city or county for a period of more than five days. Such convicted person must also file a prescribed statement, and, if he changes his place of residence, must notify within 48 hours the chief of police or sheriff the address of his new residence, provide copies of said statements, plus photographs and fingerprints, so that they may be transmitted to various law enforcement agencies.

AB 3416 (Meyers): To Committee on Judiciary

Permits peace officer to make arrest without warrant at any time when there is reasonable cause to believe that person has committed larceny in a retail or whole-

sale establishment; permits peace officer, merchant or merchant's employee, without being criminally or civilly liable for false arrest, false imprisonment or unlawful detention, to take into custody or detain a suspected shoplifter, where such individuals have reasonable cause to believe that merchandise was stolen and that recovery can be made by taking the person into custody or detaining him.

AB 3684 (Don A. Allen): To Committee on Judiciary

Provides that there shall be no liability on the part of and no cause for action shall arise against any peace officer who makes an arrest without a warrant, if such peace officer is acting within the scope of his employment.

Senate

SB 234 (Busch): To Committee on Judiciary

Amends Section 1525 of Penal Code regarding search warrants to provide that the affidavit for a search warrant shall be sufficient if it states that it is based on information obtained from a reliable informant; the identity of the informant need not be revealed where the public interest would suffer by the disclosure.

SB 235 (Busch): To Committee on Judiciary

Amends Section 1533 of the Penal Code to provide that a search warrant may be served at any time of the day or night.

SB 236 (Busch): To Committee on Judiciary

Amends Section 1537 of the Penal Code regarding the return of search warrants. Provides that when an officer delivers to the magistrate the written inventory of the property or things taken, such return need not be made publicly or in the presence of the person from whose possession it was taken and of the applicant for the warrant.

SB 237 (Busch): To Committee on Judiciary

Amends Section 1524 of the Penal Code regarding various grounds for issuing a search warrant. Provides that when a search warrant is issued, the property or things described may be taken on the warrant from any place, or from any person in whose possession it may be, rather than limit the methods of legal execution of the warrant as to time, place and persons.

SB 239 (Richards and others): To Committee on Judiciary

As twice amended, adds Section 653j to Penal Code to provide that every person who, without permission and without a court order, records, by means of any electronic or other device, any conversation among other persons, whether such conversation is carried on in the presence of one another or by means of a telephone or other device, is guilty of a felony. Provides the judge may issue an order for the recording of conversation by electronic or other device when there is reasonable ground to believe that evidence of crime may be thus obtained, and prescribes rules thereto. Adds also Section 653k to provide that every person who installs any apparatus designed or used for interception, overhearing, or recording of conversation, or who possesses such apparatus under

circumstances evincing an intent to unlawfully use the same, is guilty of a misdemeanor. See also **SB 240** (Richards and others).

SB 557 (Farr and Robert I. McCarthy): To Committee on Judiciary

Companion to **AB 2577** (Bradley).

SB 1334 (Coombs): To Committee on Judiciary

Adds Section 1102.5 to Penal Code to provide that in any criminal action, all evidence which is otherwise competent, relevant, and material, is admissible, irrespective of the manner in which it was obtained.

Bills to Watch

Assembly

AB 229 (Luckel and others): To Committee on Judiciary

Amends law requiring public employees to testify before legislative investigating committees; requires testimony as to personal advocacy of support of a foreign government against the United States in the event of hostilities; provides, in addition, their testimony as to membership in Communist party or a subversive organization shall date back to October 3, 1945 instead of September 10, 1948.

AB 3340 (Samuel R. Geddes): To Committee on Judiciary

Makes it a misdemeanor for any person who has been convicted of a felony and imprisoned therefor in the state prison, to engage in the solicitation of funds for charitable purposes, or to engage in any activity involving possession or supervision over such funds.

ACA 37 (O'Connell and others): To Committee on Constitutional Amendments

Proposes constitutional amendment to repeal anti-subversive oath required of all public officers and employees.

Senate

SB 233 (Busch): To Committee on Judiciary

Amends Section 1531 of Penal Code to provide that an officer may execute a search warrant by breaking open any outer or inner door or window of a house, even without notice of his authority and purpose, if the officer has reasonable cause to believe that the search would be frustrated, his peril increased, or evidence destroyed, should he give such notice and state his purpose.

Courts of Law

See also: Civil Rights and Liberties

Good Bills

Assembly

AB 35 (McMillan): To Committee on Judiciary

Adds Section 1230 to Government Code to provide that whenever any person is acquitted of a crime by a court of competent jurisdiction, the judgment of acquittal is conclusive evidence in any administrative proceeding conducted by any state agency, that the person acquitted has not committed or omitted the act with which he was charged and of which he was acquitted.

AB 569 (Davis): To Committee on Judiciary

Extends jurisdiction of small claims courts to claims for the recovery of money where the amount does not exceed \$300, rather than where the amount does not exceed \$100, as presently provided.

AB 1347 (Busterud): To Committee on Judiciary

Extends jurisdiction of small claims courts to cases for the recovery of money where the amount claimed does not exceed \$150, rather than \$100, as presently provided.

AB 2204 (O'Connell): To Committee on Judiciary

Amends various sections of the Penal and Vehicle Codes relating to bail. Provides that the officer in charge of a jail where an arrested person is held in custody and the clerk of the justice or municipal court in which the offense was alleged to have been committed shall have authority to accept bail in amounts fixed by the warrant or bail schedule. Applies to persons arrested for having committed a misdemeanor and persons charged with a felony by a formal complaint filed in court. Amends various sections of Vehicle Code to provide that the officer in charge of a jail may accept bail. Repeals sections of Vehicle Code regarding the fixing of a bail schedule by county magistrates, and provides for the adopting of a schedule of bail by the judge or a majority of the judges of each judicial district.

AB 3358 (O'Connell and others): To Committee on Judiciary

Provides that, in action on a claim by an assignee for collection, such assignee must append to his complaint an affidavit of the assignor stating the total amount of the claim the assignor assigned to such assignee which is the subject of the action.

AB 3782 (McGee): To Committee on Judiciary

Extends jurisdiction of small claims court to include claims up to \$200, instead of present \$100 maximum.

Senate

SB 440 (Busch): To Committee on Judiciary

Adds mandatory requirement that court assign counsel to defend any indigent defendant who desires but is unable to employ counsel.

Bad Bills

Assembly

AB 645 (Ernest R. Geddes): To Committee on Judiciary

Repeals section that provides that no fees shall be charged for habeas corpus proceedings.

AB 2008 (Lowrey): To Committee on Judiciary

Repeals Sections 241 and 242 of Code of Civil Procedure, and adds new Sections 241 and 242 relating to grand jurors, to provide that in the yearly impaneling of a new grand jury, the court shall order that not less than three nor more than nine of the members of the immediately preceding grand jury shall be held over as members of the grand jury to be impaneled.

See also ACA 15, ACA 30, ACA 39, and SB 931.

AB 2207 (O'Connell): To Committee on Judiciary

Amends Sections 1985.5 and 1991 of Code of Civil Procedure relating to subpoenas. Sets out a form for subpoenas that requires a witness to appear before an officer or commissioner out of court. Provides that if a witness after being served with such subpoena, fails without adequate excuse to attend the deposition or hearing or to be sworn, he may, in addition to any other remedies, be punished for contempt without a prior order of court directing him to attend or be sworn, after hearing before the court had upon not less than five nor more than twenty days' notice to the witness. The burden of establishing an adequate excuse shall be upon the witness.

ACA 15 (Belotti and others): To Committee on Constitutional Amendments

Proposes constitutional amendment to provide for "holdovers" on grand juries. See also AB 2008, SB 931, ACA 30 and ACA 39.

ACA 30 (Lowrey): To Committee on Constitutional Amendments

Proposes constitutional amendment to provide for holdover grand juries.

See also AB 2008, SB 931, ACA 15 and ACA 39.

ACA 39 (Meyers and others): To Committee on Constitutional Amendments

Similar to ACA 30 (Lowrey).

See also AB 2008, SB 931, ACA 15 and ACA 30.

ACA 48 (McGee): To Committee on Constitutional Amendments

Constitutional amendment proposing a new method of appointing and electing judges. Provides that if the majority of the electors of any county adopt such provisions, judges of a municipal court who wish to succeed themselves may file a declaration of candidacy, and the ballot shall simply ask whether or not (yes or no) he shall be elected to the office for the next term. Provides that the appointment of a judge of any superior court or municipal court shall be made from a list of three qualified persons submitted to the Governor, upon his request, by the Commission on Qualifications. If the Governor does not choose to appoint a person on the first list so submitted, he may request, and the Commission shall furnish, an additional list or additional lists until he has made his appointment. Changes the Commission on Qualifications to include the president of a state bar, an additional representative of a state bar, two justices of the district courts of appeal, and the presiding judge of a county superior court, if the county in which a superior court or municipal court judge is to be appointed, has eight or more superior court judges.

ACA 52 (McGee): To Committee on Constitutional Amendments

Proposed constitutional amendment to extend the terms of office of judges of the superior courts from six years to twelve years.

Senate

SB 931 (Regan): To Committee on Judiciary

Repeals Sections 241 and 242 of Code of Civil Procedure and adds new sections to provide a method of impaneling grand juries. Provides that the grand jury to be impaneled shall include five members of the immediately preceding grand jury. Repeals that part of Section 199 which provides that a person is not competent to act as a grand juror who has been disbarred within a year. See also AB 2008, ACA 30, ACA 39.

Bills to Watch

Assembly

AB 543 (Hegland): To Committee on Judiciary

Adds Section 167 to Penal Code to provide that it is a misdemeanor for any person who is not a member of any grand or trial jury to record or attempt to record or listen to or observe, or attempt to listen to or observe, the proceedings of any grand or trial jury while such jury is deliberating or voting.

AB 986 (Weinberger and others): To Committee on Judiciary

Introduces uniform post-conviction procedure for collateral attacks upon sentences imposed upon persons convicted of felonies. Provides one remedy, a proceeding under this chapter, to take the place of all common law and statutory remedies heretofore available for challenging the validity of incarceration under sentence of death or imprisonment.

Senate companion: SB 816 (Regan and others).

AB 1291 (Holmes and others): To Committee on Judiciary

Adds Sections 72196 and 72197 to Government Code to provide for the appointment, in each municipal court district, of a traffic commissioner to exercise all the powers and perform all the duties assigned to him by the judge or judges appointing him, together with such additional powers and duties as may be prescribed by law. Traffic commissioner shall be an ex-officio deputy clerk and receive the same compensation. Also provides that the traffic commissioner shall be either a law school graduate or a judge of a justice court superseded wholly or in part by a municipal or justice court.

AB 1547 (Hegland and others): To Committee on Judiciary

Adds Section 1203.14 to Penal Code to provide that in a misdemeanor case the court may suspend all or part of the penalty provided by law on the sole condition that the defendant not violate any laws or certain laws, as specified by the court, for a fixed period of time not in excess of three years.

AB 1836 (Miller and others): To Committee on Judiciary

Skeleton bill of Section 68200 of Government Code, regulating the annual salary of the Chief Justice of the Supreme Court.

ACA 49 (McGee): To Committee on Constitutional Amendments

Proposed constitutional amendment to create a Commission on Judicial Conduct, with power to reprimand, suspend or remove from office any judge of a superior, municipal or justice court for wilful misconduct, wilful refusal to perform any required judicial duty, addiction to narcotics, habitual intoxication, mental or physi-

cal infirmity, inexcusable and extended absence from judicial duties, etc.

Senate

SB 30 (Dorsey): To Committee on Judiciary

Provides that penalties for various established crimes in Business and Professions, Corporations, Elections, Government, Health and Safety, Insurance, Military and Veterans, Penal and Revenue and Taxation Codes be amended so that no penalty shall require confinement in a county jail for a period exceeding one year.

SB 816 (Regan and others): To Committee on Judiciary

Companion to AB 986 (Weinberger and others).

SCA 12 (Regan): To Committee on Judiciary

Adds Section 1b to Article VI of the Constitution creating the Commission on Judicial Qualifications, consisting of the Chief Justice of the Supreme Court, the Attorney General, two justices of the district courts and one judge of a superior court, two members of the state bar, and two citizens. This commission shall succeed to the functions of the Commission on Qualifications.

SCA 16 (Regan): To Committee on Judiciary

Amends Section 8 of Article VI to provide that the terms of office of municipal court judges shall be six years. Also provides that whenever a vacancy occurs for the office of judge of a superior or municipal court, the Governor shall appoint a suitable person, but there must be filed with the Secretary of State a written confirmation of such appointment signed by a majority of the members of the Commission on Judicial Qualifications.

SJR 10 (Farr and others): To Committee on Rules

Senate Joint Resolution memorializing Congress to enact legislation to restrict habeas corpus proceedings in the federal courts on behalf of a person in custody pursuant to a judgment by a state court, to cases involving a substantial federal constitutional question, which could not be raised and determined in the state courts, and which cannot thereafter be raised and determined in a proceeding in a state court.

Elections

See also: State Government

Good Bills

Assembly

AB 30 (Klockslem and Grant): To Committee on Elections and Reapportionment

Requires counting and canvassing of absentee ballots within 10 days after elections.

AB 38 (Rees and others): To Committee on Elections and Reapportionment

Prohibits cross-filing in primary elections by requiring a candidate filing for partisan office to have been a registered member of party of which he seeks nomination for at least three months; repeals

provisions and sections of Elections Code that would be rendered obsolete by repeal of cross-filing. Senate companion: **SB 1932** (Miller and Erhart).

AB 252 (Burton and others): To Committee on Elections and Reapportionment

Changes registration affidavit, lowering voting age to 18 as proposed in **ACA 7** (Burton et al.).

AB 271 (Conrad and others): To Committee on Elections and Reapportionment

Provides affidavit for absentee ballot must specify voter's street address only, and need not specify the assembly district and precinct of voter.

AB 287 (Conrad and others): To Committee on Elections and Reapportionment

Permits members of armed services and other war voters to register and vote if they return to county after final day for making application for absentee ballot.

AB 752 (Rees and others): To Committee on Elections and Reapportionment

Requires campaign statements of candidates and committees to list amount as well as name of individual campaign contributors; in case of contribution of over \$25.00, also requires name of organization represented by contributing individual.

AB 753 (Rees and others): To Committee on Elections and Reapportionment

Requires campaign statements to be filed within ten days instead of 35 days after the election or primary; permits individual voter to go to Superior Court to require filing of such statement where candidate or treasurer has failed to do so, and to correct erroneous statement or to supplement an incomplete campaign statement. Makes failure to comply a misdemeanor.

AB 754 (Rees and others): To Committee on Elections and Reapportionment

Prohibits any person, committee, firm or association, public or private corporation or other groups of persons whether incorporated or not, from expending money or making any valuable consideration or providing services in behalf of a candidate without first notifying and obtaining written consent of the candidate, his campaign manager or other authorized individual or committee organized to conduct the election campaign of the candidate; exempts individual contribution of one's own personal service or use of one's home as meeting place in aid of candidate.

AB 756 (Rees and others): To Committee on Elections and Reapportionment

Amends definition of committee for purpose of filing campaign statements to require such filing by any group of persons whether incorporated or not which contributes or expends any money or valuable thing, directly or indirectly, to aid nomination or election of any candidate or group of candidates. Makes other changes to require campaign statements by state and county central committees of a political party.

(Bill is improperly drafted — requires amendments to carry out good intent of bill in a practical manner.)

AB 932 (MacBride and others): To Committee on Elections and Reapportionment

Permits otherwise qualified new residents of the state who do not meet state residence requirement to vote for presidential electors, if they would have been qualified to vote in another state immediately prior to moving to California. Establishes procedure for casting of ballot without requiring registration. See also **ACA 2** (MacBride and others).

AB 1566 (Kilpatrick): To Committee on Education

Adds Section 306.1 and Article 6 to Chapter 15 of Division 2 of Education Code and amends Sections 1823, 1825, and 2101 to require school board elections to be held on regular general election dates, provided that in no case shall a school board election be held on a Friday.

AB 1756 (Masterson and others): To Committee on Elections and Reapportionment

Provides that the Secretary of State shall cause voters' handbooks to be printed prior to each direct primary and general election. Book is to contain statements of each party as to candidates for President and Vice President in presidential years; state platforms; statements of candidates; and ballot pamphlet as now provided for. Establishes limits on number of pages allowable for statements of various kinds. Sets schedule of fees for handbook prior to primary. Provides for distribution of handbook to voters by county clerk or registrar of voters, and requires three copies to be kept at each polling place.

AB 1757 (Masterson and others): To Committee on Elections and Reapportionment

Amends Elections Code to provide that the cost of conducting political campaigns shall be public expenses by appropriating from the General Fund, for the benefit of each state political committee, 20c for each person registered as affiliated with that political party. Each party nominee for state offices, congressional offices, legislative offices, shall receive 20c for each person who resides within the boundaries of the political district of the public offices enumerated above, and who is registered as affiliated with the party with which the party nominee is registered. Also amends the statement of registration to be transmitted to the Secretary of State by county clerks for tabulation of above appropriations. Bill also includes skeleton Section 2601.5, relating to a nomination bond to be posted by party candidates. This bill does not prohibit the collection or spending of private funds. Senate companion: **SB 1612** (Short).

AB 2812 (Rees and others): To Committee on Elections and Reapportionment

Repeals present chapter of Elections Code governing election campaigns and adds a new chapter entitled "Purity of Elections," which requires more detailed reporting and regulation of campaign expenditures. Defines terms used in new chapter, including in definition of campaign contribution or expenditure any valuable thing, such as a pamphlet "made or furnished directly or indirectly for the purpose of aiding or defeating the nomination or election of any candidate or group of candidates." Definition of committee and person includes labor leagues for political education. Prohibits committee from acting for candidate without his written authorization. Requires both candidate and committee to appoint treasurers, unless candidate acts as own treas-

urer, and requires treasurers to file campaign statements both before and after primary, general and special elections, in form prescribed by Secretary of State. Requires contributions to be made in name of person making them and only to duly authorized campaign treasurer. Prescribes procedure for presentment and payment of claims of creditors against candidate or committee. Prescribes penalties for violation of above provisions and method of prosecuting same.

(Bill is improperly drafted — requires amendments to carry out good intent of bill in a practical manner.)

AB 2940 (Burton and others): To Committee on Elections and Reapportionment

Makes county and municipal offices partisan offices.

AB 3000 (O'Connell): To Committee on Elections and Reapportionment

Identical to **AB 2940**,

AB 3337 (Burton): To Committee on Elections and Reapportionment

Provides that county clerk or registrar of voters shall permit any person desiring to do so to register voters and shall permit any registration clerk, whether a volunteer or not, to canvass the area from door to door for the purpose of inducing persons to register.

AB 3580 (Neilsen): To Committee on Elections and Reapportionment

Amends Section 5699 of Elections Code to reestablish as a matter of right that workers may take two hours between opening and closing of polls, without penalty or without deduction from usual salary or wages, to vote at any general, primary or presidential primary election. Requires employee to give employer at least two working days' notice that he desires the time off, and prohibits any person from refusing an employee time off or from discharging him or subjecting him to a penalty because he exercises his right. (Bill is improperly drafted in that it amends the time-off-for-voting law without indicating changes from present law which is based on a need concept.)

AB 3597 (Elliott): To Committee on Elections and Reapportionment

Removes authority of Secretary of State to determine the order in which ballot propositions shall appear on the ballot and establishes the following statutory order: (1) requires initiative and referendum measures to be printed on the ballot ahead of other measures, except those pertaining to education and veterans; (2) requires initiative and referendum measures to be printed on the ballot in order in which they are filed with the Secretary of State. Requires measures to be printed in ballot pamphlet in same order as they will appear on ballot. See also **SB 458** (Richards).

AB 3877 (Caldecott and others): To Committee on Elections and Reapportionment

Creates a Fair Elections Practices Study Commission consisting of eight persons appointed by the Governor: two each from the executive branch of the government, two from labor, two from business and two from the central committees of

the two major parties; four persons appointed by the president pro tempore of the Senate; four persons appointed by the speaker of the Assembly. The commission shall study the need for legislation to assure fair elections and campaign practices for the strengthening of the two-party system and for strengthening party responsibility, and make annual reports to the Governor and to each session of the legislature with recommendations for legislation to strengthen and improve the election laws. Appropriates \$50,000 for expenditures in carrying out the provisions of this act.

AB 3934 (Burton and Masterson): To Committee on Elections and Reapportionment

Would submit to voters at next general election the provision that the name of a political party of any candidate for partisan office shall be printed in full, rather than abbreviated, as presently provided.

ACA 2 (MacBride and others): To Committee on Constitutional Amendments

Permits persons otherwise qualified to vote who do not meet the one-year California residence requirement to vote for presidential electors, but only if they would have been eligible to vote in another state. See also **AB 932 (MacBride and others)**.

ACA 6 (Busterud and others): To Committee on Constitutional Amendments

Proposes constitutional amendment to lower voting age from 21 to 18.

ACA 7 (Burton and others): To Committee on Constitutional Amendments

Proposes constitutional amendment to lower voting age from 21 to 18. See **AB 252 (Burton and others)**.

ACA 13 (Elliott): To Committee on Constitutional Amendments

Prohibits charter or ordinance of chartered or general law county and city from denying candidate for county or city elective office right to have his occupation designated on ballot if person otherwise qualified as a candidate.

ACA 32 (Elliott): To Committee on Constitutional Amendments

Proposes constitutional amendment relating to reapportionment of assembly and congressional districts to provide that senatorial and assembly districts shall be composed of compact as well as contiguous territory; assembly districts shall be formed at each reapportionment so as not to contain a difference of more than one per cent in population between them; abolishes restriction against dividing or uniting a county or city and county to form assembly districts unless it contains sufficient population within itself to form two or more assembly districts; provides that congressional districts shall be formed at each reapportionment so as not to contain a difference of more than 3 per cent in population between them, based on preceding federal decennial census, while providing for the division of assembly districts where necessary to comply with the equitable population restriction.

Senate

SB 458 (Richards): To Committee on Elections

Provides for specific order in which measures are to be submitted to voters instead of leaving it to discretion of Secretary of State. See also **AB 3597 (Elliott)**.

SB 891 (Farr): To Committee on Education

Requires district school boards to mail each registered voter a sample ballot and notice of polling place in any district election in which there are two or more candidates for the same office; present law is permissive with school board.

SB 1385 (Richards): To Committee on Elections

Companion to **AB 38 (Rees and others)**.

SB 1393 (Thompson): To Committee on Elections

Amends Section 1827 of the Education Code to provide that when a governing board member election is required to be held in any school district, each registered voter shall receive a card designating the polling place and time of the election if there is more than one candidate for office to membership of the governing board of the school district. Changes notice by publication requirements

SB 1612 (Short): To Committee on Elections

Senate companion to **AB 1757 (Master-son and others)**.

SB 1932 (Miller and Erhart): To Committee on Elections

Companion to **AB 38 (Rees and others)**.

Bad Bills

Assembly

AB 273 (Conrad and others): To Committee on Elections and Reapportionment

Changes Elections Code to provide for cancellation of registration for not voting at the preceding general election, rather than preceding primary and general election.

AB 274 (Conrad and others): To Committee on Elections and Reapportionment

Same as **AB 273**.

AB 414 (Conrad): To Committee on Elections and Reapportionment

Requires county clerk to cancel the registration of a voter upon receipt of notice from the precinct board of the registered voter that such voter was successfully challenged for his inability to read as required by the Constitution. Requires precinct board to notify the county clerk of the name of any person against whom such a challenge has been sustained.

AB 755 (Rees and others): To Committee on Elections and Reapportionment

Requires campaign statements to show monetary value of any valuable consideration furnished to the candidate or in his behalf either directly or indirectly, including the value of materials and services made available by the contributor to aid the candidate; exempts showing of value of individual contribution of own services or use of own home as meeting place and also showing of endorsements by organizations and groups.

AB 2381 (Conrad): To Committee on Elections

Removes provision for filing of ballot argument for and against initiative petitions in municipal elections when municipal election is consolidated with statewide elections.

AB 2382 (Conrad): To Committee on Elections

Provides that petitions to recall municipal officers shall be signed by not less than 25 per cent, instead of 12 per cent of city voters.

AB 2419 (Lindsay and others): To Committee on Elections and Reapportionment

Makes it unlawful for a person, including a public or private corporation or labor union, to contribute more than \$200 either in cash or other consideration on behalf of the election of a candidate at primary or other elections; makes violation by any person, officer, or agent a misdemeanor punishable by a fine of up to \$10,000 or one year in county jail or both.

AB 3598 (Britschgi and others): To Committee on Civil Service and State Personnel

Prohibits an appointed public officer or employee from becoming a candidate for any public office other than the office he holds at the time he becomes a candidate, unless he resigns from his office or position or requests and receives a leave of absence from the authority empowered by law to grant him a leave of absence, at least sixty days prior to the election.

Senate

SB 1395 (Robert I. McCarthy): To Committee on Elections

Adds Article 4 to Chapter 1 of Division 7 of Elections Code entitled "Campaign Contributions." Makes it a felony for any person or organization to make a contribution to or in behalf of any candidate at a general election. Also provides persons nominated at direct primary elections for statewide offices and senate and assembly districts be given funds from the General Fund to finance their general election campaigns.

SCA 28 (John F. McCarthy and others): To Committee on Elections

Amends Section 1 of Article IV of the Constitution to provide that the number of signatures required on a petition to submit an initiative constitutional amendment, an initiative law, or an act passed by the legislature for adoption or referendum, shall be 5 or 8 per cent, as the case may be, of the votes cast at the last election for Governor, in a majority of the counties as well as in the state as a whole.

Bills to Watch

Assembly

AB 31 (Levering): To Committee on Elections and Reapportionment

Provides that applications for absentee ballots received prior to legal date for acceptance shall be held until the legal acceptance date and accordingly processed instead of being returned.

AB 272 (Conrad and others): To Committee on Elections and Reapportionment

Provides technical change in order of questions on voter's affidavit of registration.

AB 279 (Conrad and others): To Committee on Elections and Reapportionment

Corrects grammatical error in instruction to voters on ballots.

AB 280 (Conrad and others): To Committee on Elections and Reapportionment

Provides new ballot facsimile without any apparent substantive change.

AB 281 (Conrad and others): To Committee on Elections and Reapportionment

Revises primary election ballot to designate "partisan" and "non-partisan" elective offices.

AB 285 (Conrad and others): To Committee on Elections and Reapportionment

Revises filing time for absentee ballot from 20 to 5 days before an election, to 25 to 10 days before an election; provides that ballots shall be received not less than 9 days after the election, instead of present 16 days, while continuing present exception in the case of municipal elections in a general law city. Requires canvassing of absentee ballots not later than the tenth day after the election, rather than the 17th day.

AB 286 (Conrad and others): To Committee on Elections and Reapportionment

Makes minor revision in procedure for county clerks in inspection of absent voters' ballots.

AB 293 (Conrad and others): To Committee on Elections and Reapportionment

Requires person interested in submitting a ballot measure to file for title with the Attorney General 150 days, instead of 130 days, prior to election at which the measure is to be voted upon. Also revises upward by 20 days the requirement of issuing press releases requesting the submission of ballot arguments.

AB 301 (Conrad): To Committee on Elections and Reapportionment

Abolishes requirement that arguments for and against initiative petitions be printed on the sample ballot; arguments for and against municipal provisions are to be printed; abolishes requirement of statement of officer in recall election.

AB 374 to AB 391 inclusive (Conrad and others): To Committee on Elections and Reapportionment

Skeleton bills concerning sections in the Education, Elections, Government, Harbors and Navigation, Health and Safety, Military and Veterans, Public Resources, Public Utilities, Streets and Highways, and Water Codes, dealing with election procedures in local, school district, etc. elections.

AB 410 (Conrad): To Committee on Elections and Reapportionment

Revises form of ballot for presidential primary so that the names of the persons preferred for president by each group of candidates for a delegate to the convention shall appear on the ballot in the same manner as presently prescribed for presidential electors on the general election ballot.

AB 426 (Conrad and others): To Committee on Elections and Reapportionment

Skeleton bill relating to election of governing boards of joint union or union high school districts.

AB 538 (Conrad and others): To Committee on Elections and Reapportionment

Makes it a misdemeanor for any elective officer with power to appoint a member of any board or agency authorized to issue licenses to solicit or receive campaign contributions from the licensee, and vice versa, makes it a misdemeanor for licensee to give or offer such contributions.

AB 757 (Rees): To Committee on Elections and Reapportionment

Specifically defines "candidate" for purpose of filing campaign statement.

AB 1115 (Bee and others): To Committee on Elections and Reapportionment

Adds Section 954 to Elections Code to provide all state, county, municipal and district elections shall be held on the Tuesday nearest to the date on which they would be held in the absence of this election. Does not apply to any election called by the Governor, nor to elections in chartered cities where charter contains inconsistent provisions.

AB 1118 (Bee): To Committee on Elections and Reapportionment

Amends Elections Code to add mandatory provision for registration of electors in their respective precincts by requiring a deputy registrar in each precinct for the purpose of conducting a house-to-house canvass to register potential voters before each primary and general election.

AB 1630 (Conrad): To Committee on Elections

Changes date of direct primary from June to August; makes related adjustments regarding state conventions and county central committees; effective for two years.

AB 1632 (Conrad): To Committee on Elections

Requires papers for representative in Congress, state senator or assemblyman, to be voted for at a special election to fill a vacancy, to be signed by voters in the district numbering not less than 300 nor more than 500, instead of one percent of the entire vote cast in the area at the preceding general election.

AB 1776 (Rees and others): To Committee on Elections and Reapportionment

Skeleton bill adding a new chapter to Government Code for the declared purpose of establishing a procedure to guide the legislature in carrying out the reapportionment of legislative districts in an orderly and equitable manner.

AB 1796 (Porter): To Committee on Elections and Reapportionment

Provides that persons declining to state party affiliation shall be registered as non-partisan.

AB 2377 (Conrad): To Committee on Elections

Provides for filing for absentee ballot between 54 and five days, instead of between 20 and five days before election.

AB 2383 (Conrad): To Committee on Elections

Permits illiterate or physically disabled registered voter to receive the assistance of two of the officers of election or other persons of his own choosing.

AB 2425 (Hegland and others): To Committee on Elections

Provides that petition for recall of municipal official shall be signed by not less than 25, instead of 12, percent of the voters, and that signatures shall be so distributed that the petition is signed by not less than 12 percent of the voters in each precinct within the city. Provides that petition need only be filed with the city clerk, and not published together with the statement of reasons for the recall until after service of the notice and statement to the official sought to be recalled, together with the statement of such official in rebuttal.

AB 2918 (Hansen): To Committee on Elections and Reapportionment

Skeleton bill relating to time of regular elections.

AB 3145 (Hawkins): To Committee on Elections and Reapportionment

Establishes formula for determining maximum amount which may be paid by or on behalf of a candidate for Assembly, State Senate, member of Board of Equalization, and statewide officers elected on a statewide basis, such formula to be 20 percent of one year's salary in a case of an Assembly candidate, and multiple thereof for higher offices, depending upon the number of Assembly districts embraced by the higher offices.

Senate**SB 51 (Gibson): To Committee on Elections**

Amends Elections Code to change date of direct primary election to first Tuesday after first Monday in August. Also sets back dates of state conventions of political parties and meetings of county central committees accordingly.

SB 144 (Erhart): To Committee on Elections

Amends various sections of Elections Code to change date of direct primary election from first Tuesday after first Monday in June to third Tuesday in August. Also sets back state conventions of political parties and meetings of county central committees accordingly. See SB 661 (Erhart and others).

SB 343 (Robert I. McCarthy): To Committee on Elections

Changes affidavit of registration for voters with respect to residence in state. Depends on passage of SCA 3.

SB 425 (John F. McCarthy): To Committee on Elections

Skeleton bill relating to the time-off-for-voting law.

SB 661 (Erhart and others): To Committee on Elections

Identical to SB 144 (Erhart).

SB 822 (McBride): To Committee on Elections

Amends Elections Code so that the direct primary be held on the second Tuesday in August, and the state convention of political parties and meetings of county central committees be set back accordingly. Also provides that the presidential primary be set ahead from the first Tuesday in June to the first Tuesday in May.

SB 861 (Desmond): To Committee on Elections

Amends time-off-to-vote law by removing clause which declares that an employee who has four consecutive hours before or after his regular shift in which to vote is deemed to have sufficient time. Same as SB 1401 (Harold T. Johnson).

SB 1277 (Dilworth): To Committee on Elections

Skeleton bill relating to campaign statements.

SB 1401 (Harold T. Johnson): To Committee on Labor

Same as SB 861 (Desmond).

SB 1756 (Miller): To Committee on Education

Bill relating to dates of election of county school board members.
See also *AB 1566.

SB 2237 (Desmond): To Committee on Elections

Skeleton bill of Section 40 of Elections Code, defining term "partisan office".

SB 2361 (Richards): To Committee on Elections

Skeleton bill relating to Elections Code.

SB 2402 (Burns): To Committee on Elections

Skeleton bill relating to Section 26 of the Elections Code designating the direct primary.

SB 2432 (Cobey): To Committee on Elections

Skeleton bill relating to the requisites of voting machines and the measures they permit the voters to vote for or against.

SCA 3 (Robert I. McCarthy): To Committee on Elections

Amends Constitution to lower residence requirement within state from one year to six months for voting, and in county from 90 to 54 days. See SB 343 (Robert I. McCarthy).

Employment Agencies (Private)

Good Bills

Assembly

AB 1912 (Hawkins): To Committee on Industrial Relations

Adds Section 1631.5 to Labor Code to prohibit private employment agencies from charging a fee, including charges of every kind, in excess of 10 percent of the amount fixed by the applicant's contract of employment during his first full month of employment.

AB 2738 (Dills): To Committee on Industrial Relations

Repeals Section 1634 of Labor Code and adds Section 1632.5 to prohibit private employment agencies from requiring or accepting advance payment of fees.

AB 3177 (Conrad): To Committee on Industrial Relations

Amends Section 1647 of Labor Code relating to the submission of controversies between applicants and agencies to the Labor Commissioner for decision to remove the authority of the Commissioner to certify that no controversy exists where the agency presents substantial evidence that the applicant acknowledges the fee to be due.

AB 3178 (Conrad): To Committee on Industrial Relations

Amends Section 1589 of Labor Code to increase from \$1,000 to \$2,000 the value of the surety bond which an employment agency must deposit with the Labor Commissioner prior to the issuance or renewal of a license after April 1, 1958. See also AB 3179.

AB 3179 (Conrad): To Committee on Industrial Relations

Amends Section 1663 of Labor Code relating to sections of law regulating private employment agencies that are applicable to artists' manager to make technical amendment, should AB 3178 (Conrad) be enacted into law by the legislature.

Bad Bills

Assembly

AB 2217 (McCollister): To Committee on Governmental Efficiency and Economy

Adds new chapter to Business and Professions Code to provide for regulation and licensing of employment agencies under Secretary of State through a Division of Employment Placement Services and a Board of Employment Placement Agencies dominated by industry members; repeals conflicting provisions of Labor Code giving Labor Commissioner authority to regulate and license private employment agencies.

Senate companion: SB 1770 (John F. McCarthy).

See also AB 2218 (McCollister), AB 3156 and AB 3157 (Grant and Klockslem), SB 1769 (John F. McCarthy), and SB 1078 (Thompson).

AB 2218 (McCollister): To Committee on Governmental Efficiency and Economy

Adds new chapter to Business and Professions Code to provide for licensing and regulation of employment agencies by a Board of Employment Placement Examiners composed exclusively of industry members, while repealing conflicting provisions of Labor Code providing for licensing and regulation of such agencies by Labor Commissioner; establishes 11-member advisory council of the Board of Placement Examiners with provision for two labor representatives.

Senate companion: SB 1769 (John F. McCarthy).

See also AB 3156 and AB 3157 (Grant and Klockslem), AB 2217 (McCollister), SB 1770 (John F. McCarthy), and SB 1078 (Thompson).

AB 3156 (Grant and Klockslem): To Committee on Governmental Efficiency and Economy

Essentially same as AB 2217 (McCollister) and SB 1770 (John F. McCarthy). See also AB 3157 (Grant and Klockslem), AB 2218 (McCollister), SB 1769 (John F. McCarthy), and SB 1078 (Thompson).

AB 3157 (Grant and Klockslem): To Committee on Governmental Efficiency and Economy

Same as AB 2218 (McCollister) and SB 1769 (John F. McCarthy). See also AB 3156 (Grant and Klockslem), SB 1770 (John F. McCarthy), and SB 1078 (Thompson).

Senate

SB 1046 (Cunningham): To Committee on Labor

Repeals Section 1628 of Labor Code which provides that blank forms of contracts and receipts given by private employment agencies to applicants shall be uniform and be approved by the Labor Commissioner.

SB 1047 (Cunningham): To Committee on Labor

Amends Section 1624 of Labor Code regarding regulations for private employment agencies by allowing agency to give applicant a referral receipt instead of a contract or receipt. Alters amount of information the agency must give to applicant. Among other things, eliminates stating to applicant the date and consecutive number of issuing the contract; the amount of fee paid or advanced by the prospective employer and the cost of transportation and by whom paid or advanced; the general conditions of employment with particular regard to sanitary conditions and compliance with labor laws affecting the employment as shown by the statement by the prospective employer. Allows agency to give or mail the referral receipt one day after the applicant is referred, rather than requiring agency to give the contract or receipt at time of referral.

SB 1078 (Thompson): To Committee on Labor

Repeals chapter of Labor Code providing for licensing and regulation of private employment agencies under Labor Commissioner. Adds new chapter to Business and Professions Code establishing an Employment Placement Division under the Secretary of State for the licensing and regulation of private employment agencies, headed by a chief appointed by the Secretary of State, and a Board of Employment Placement Examiners also appointed by the Secretary of State and dominated by employment placement owners and managers. Repeals many of the statutory protections against the abuse of private employment agencies presently in the Labor Code. Adds a new chapter to the Labor Code replacing the one repealed to provide for the licensing and regulation of artists' managers by the Labor Commissioner.

SB 1176 (Desmond and Gibson): To Committee on Labor

Amends Section 1626 of Labor Code to no longer require an employment agency, in its contract given to applicant, to agree to refer any controversy between the applicant and the employment agency regarding the terms of the contract to the Labor Commissioner. Also repeals Section 1647, which states all controversies arising under the private employment agency provisions of the Code are to be referred to the Labor Commissioner and provides for appeal to superior court stay of award, etc.

SB 1177 (Desmond and Gibson): To Committee on Labor

Defines "controversy", which is to be referred to Labor Commissioner under chapter of Labor Code relating to private employment agencies, to mean a bona fide and meritorious issue in dispute between the parties. Provides that the failure of the applicant to pay the fee to the agency on the due date does not constitute a controversy, unless such failure grows out of bona fide and meritorious dispute between the agency and the applicant.

SB 1180 (Desmond and Gibson): To Committee on Labor

Adds Section 1647.4 to Labor Code to allow an employment agency to employ a collection agency for the collection of claims owed or asserted to be owed by an applicant to the agency.

SB 1769 (John F. McCarthy): To Committee on Business and Professions

Senate companion to **AB 2218** (McCollister). See also **AB 2217** (McCollister), **AB 3156** and **AB 3157** (Grant and Klocksiem), **SB 1770** (John F. McCarthy), and **SB 1078** (Thompson).

SB 1770 (John F. McCarthy): To Committee on Business and Professions

Senate companion to **AB 2217** (McCollister). See also **AB 2218** (McCollister), **AB 3156** and **AB 3157** (Grant and Klocksiem), **SB 1769** (John F. McCarthy), and **SB 1078** (Thompson).

Bills to Watch**Senate****SB 1048 (Cunningham): To Committee on Labor**

Adds Section 1583.1 to Labor Code to provide that Labor Commissioner shall ascertain by written examination that future applicants for employment agency licenses have proper knowledge of the English language, a general understanding of the theory and practice of the operation of an employment agency, and of the Labor Code provisions.

SB 1178 (Desmond and Gibson): To Committee on Labor

Adds Section 1647.2 to Labor Code to provide that either an employment agency or its client may in the first instance file suit in a court of competent jurisdiction for the collection of moneys claimed to be due from the other, and should the court determine that a controversy exists between the parties, then it shall dismiss the action and refer the proceeding to the Labor Commissioner for hearing and determination. Should the court determine that no controversy exists, it shall hear the cause and render judgment.

SB 1179 (Desmond and Gibson): To Committee on Labor

Adds Section 1647.3 to Labor Code to provide that an employment agency shall have the right to take, receive and negotiate a promissory note (negotiable or non-negotiable in form) made and delivered by an applicant as evidence or in payment of a fee owed by the applicant to the agency.

Farm Labor

See also: **Employment Agencies; Labor Code Changes—General; Prison Labor; Unemployment Insurance; Unemployment Disability Insurance; Workmen's Compensation**

Good Bills**Senate****SB 1541 (Short): To Committee on Labor**

Adds Section 1696.4 to Labor Code to provide all vehicles used by a farm labor contractor in his business or operation must be registered with the Labor Commissioner. Contractor must have insurance policy applicable to vehicle. Also provides that farm labor contractor using such vehicles not owned by him shall do so on a fixed fee basis, and not upon a rental based upon a percentage of his earnings. See also **SB 1542** to **SB 1545**.

SB 1542 (Short): To Committee on Labor

Includes within definition of "farm labor contractor" a "day hauler," any person employed to transport, or who for a fee transports by motor vehicle, workers to render personal services in connection with the production of any farm products to, for, or under the direction of a third person. See also **SB 1541** to **SB 1545**.

SB 1543 (Short): To Committee on Labor

Adds Section 1696.5 to Labor Code to provide that persons licensed as farm labor contractors shall keep records showing earnings and payments to employees in forms specified by Commissioner. See also **SB 1541** to **SB 1545**.

SB 1544 (Montgomery): To Committee on Labor

Adds Section 1696.2 to Labor Code to provide that all vehicles used by a person with a license as farm labor contractor shall have displayed at entrance the name and license number of the operator. See **SB 1541** to **SB 1545**.

SB 1545 (Montgomery): To Committee on Labor

Adds Section 1696.3 to Labor Code to provide that any person who operates a vehicle in transportation of individuals in connection with the business or operation of a farm labor contractor shall have a chauffeur's license and shall have the same qualifications as the operator of a school bus. See also **SB 1541** to **SB 1544**.

Bills to Watch**Senate****SB 800 (John F. McCarthy): To Committee on Labor**

Adds new chapter to Labor Code to create a California Agricultural Labor Resources Committee, composed of 15 members appointed by the Governor with the advice and consent of the Senate, to consist of the Directors of Agriculture, Education, Employment, Public Health, Industrial Relations, Social Welfare, and Agricultural Extension Service of the University of California, two members of boards of supervisors of counties in which agricultural activities are prominent in the county, two members from agricultural associations or groups, two members representing labor interests, and two members from the general public, com-

plete with provisions for a full-time executive officer with staff. Prescribes powers and duties relating to the holding of hearings, conducting of surveys, coordinating of educational activities, etc., to improve the plight of the agricultural worker. Appropriates \$35,000 from the General Fund for the support of the committee.

SB 1084 (Hollister): To Committee on Public Health and Safety

Amends Labor Code pertaining to sanitary conditions in labor camps to provide all exterior openings in toilet buildings shall be screened with fly-tight screening, rather than wire mesh of not less than 16 mesh, as presently provided.

Housing

See also: **Veterans**

Good Bills**Assembly****AB 351 (Grant and others): To Committee on Transportation and Commerce**

Makes it unlawful to construct, use or occupy any trailer coach that does not meet standards as set forth in the rules and regulations which the Division of Housing is authorized to adopt, consistent with construction, use and occupation standards in the State Housing Act.

AB 1056 (Grant and others): To Committee on Transportation and Commerce

Makes it unlawful to sell a trailer coach 25 feet or more in length manufactured after July 1, 1958, containing plumbing or electrical equipment, unless such equipment meets requirements of the Division of Housing. Authorizes Division of Housing to establish a schedule of fees to pay the cost of enforcing the measure.

AB 1685 (Rumford and others): To Committee on Governmental Efficiency and Economy

Adds new part to Health and Safety Code to make it unlawful to discriminate in any publicly assisted housing because of race, creed, color or national origin. Specifies discriminatory practices and defines publicly assisted housing combinations in which such practices are prohibited. Contains no specific enforcement provisions.

AB 1884 (Hanna): To Committee on Governmental Efficiency and Economy

Prohibits any corporation organized for the purpose of building houses from being dissolved or collapsed for at least 18 months after the last sale of a house built by the corporation.

AB 3336 (Burton and others): To Committee on Governmental Efficiency and Economy

Appropriates \$50 million from General Fund to State Allocation Board for allocation to public housing authorities, upon application of such authorities, for the construction of low-cost public housing units for senior citizens of low income. Requires public housing authorities in each housing project hereafter constructed to set aside an unspecified per cent of the dwellings for rental to senior citizens, and establishes priority therefor.

Senate**SB 665 (Miller and others): To Committee on Judiciary**

Increases from \$12,500 to \$18,000 the maximum actual cash value of property which may be homesteaded by a head of a family and from \$5,000 to \$10,000 the value of property which may be homesteaded by any other person.

SB 2259 (Richards): To Committee on Public Health and Safety

Senate companion to **AB 1056** (Grant and others).

SB 2567 (Richards): To Committee on Local Government

Adds Sections 34311.1 and 34311.2 to Health and Safety Code to provide that housing authorities shall take every means available to them to satisfy judgments against such housing authorities within a reasonable time, not to exceed six months. Also provides that mandamus shall issue against a housing authority that refuses or fails to satisfy a final judgment.

Bad Bills**Senate****SB 2099 (Kraft): To Committee on Local Government**

Provides that a redevelopment agency of a city shall not exercise any powers, unless two-thirds of the voters of the city vote in favor of the agency exercising its powers.

SB 2520 (Donnelly and Berry): To Committee on Public Health and Safety

Transfers functions of the Commission of Housing, relating to limited dividend housing corporations, to the Commissioner of Corporations.

Bills to Watch**Assembly****AB 739 (Hegland and others): To Committee on Revenue and Taxation**

Requires public housing authorities to pay property taxes to school districts on all housing projects owned or operated by the authority, including temporary housing.

AB 781 (Henderson): To Committee on Governmental Efficiency and Economy

Provides that housing authority commissioners shall determine the terms of employment as well as qualifications, duties and compensation of its secretary and such other officers, agents and employees of the authority; removes power of commission to discharge its secretary at the pleasure of the commission.

Senate companion: **SB 601** (H. T. Johnson and Arnold).

AB 921 (Burke): To Committee on Governmental Efficiency and Economy

Amends State Housing Act to provide new regulations for gas appliance vents and chimneys for buildings to be constructed. Senate companion: **SB 1368** (Breed).

AB 922 (Burke): To Committee on Governmental Efficiency and Economy

Changes name of Chapter 20 of State Housing Act in Health and Safety Code. Senate companion: **SB 1370** (Breed).

AB 923 (Burke): To Committee on Governmental Efficiency and Economy

Consolidates two sections of state Housing Act relating to airducts and ventilation ducts without substantive change.

AB 925 (Burke): To Committee on Governmental Efficiency and Economy

Revises and makes more flexible standards in state Housing Act for venting of gas ranges wherever they are located. Senate companion: **SB 1371** (Breed).

AB 938 (Burke): To Committee on Governmental Efficiency and Economy

Amends state Housing Act to provide that all gas appliances shall be connected to gas supply by approved metal piping as presently provided or by metal connectors approved by a nationally recognized testing agency. Senate companion: **SB 1369** (Breed).

AB 977 (Stewart): To Committee on Municipal and County Government

Adds a new chapter to the Community Redevelopment law to permit redevelopment agencies to undertake urban renewal projects the same as redevelopment projects for the primary purpose of rehabilitation and conservation of blighted, deteriorated and deteriorating areas; as defined, urban renewal appears to embrace functions of redevelopment so that redevelopment, rehabilitation and conservation may be carried on simultaneously in one project as well as on a coordinated basis. See also **AB 2443** and **SB 1232**.

AB 978 (Stewart): To Committee on Municipal and County Government

Provides that the complaint in eminent domain proceedings under community redevelopment law contain only the effect of the ordinance approving the redevelopment plan and no pleading and proof of any acts prior to adoption of the plan is required. Specifies the conditions under which said ordinance may be adopted and its effect. Same as **ABA 2445**.

AB 979 (Stewart): To Committee on Municipal and County Government

Provides Redevelopment Agency may make relocation payments for moving expenses and losses of property for which reimbursement is not otherwise made, only if such payments are financed wholly or in part by federal government.

AB 980 (Stewart): To Committee on Municipal and County Government

Permits legislative body of a city to approve urban renewal and redevelopment plans and projects without hearing or without meeting other conditions of Community Redevelopment law as to the decaying or decayed nature of the area, where the legislative body certifies that an area is in need of redevelopment and rehabilitation as a result of a catastrophe such as flood, fire, etc., respecting which the Governor has certified the need for disaster assistance under federal law.

AB 981 (Stewart): To Committee on Municipal and County Government

Allows the legislative body of a community to exercise the powers of a redevelopment agency by declaring itself to be the agency. Abolishes requirement that members of redevelopment agency be resident electors of the community. Provides for certain delegation powers of an agency.

AB 998 (Grant and others): To Committee on Public Health

Revises standards for use of vented and unvented gas appliances. Among other things, makes it unlawful to sell unapproved gas burning heater whether it be designed for vented or unvented use. Also permits approved unvented heaters in completed buildings where unvented gas burning heaters existed on September 22, 1951.

AB 1937 (Levering): To Committee on Governmental Efficiency and Economy

Adds Section 718a to Civil Code to provide that no lease or grant of land for residential purposes, and no extension, renewal, or modification thereof, for a period shorter than 25 years shall be valid or enforceable against the lessee or grantee if, at, or before the time such lease or grant is made, or within one year thereafter, the lessee or grantee constructs or purchases a dwelling house thereon with the express or implied consent of the lessor or grantor.

AB 2443 (Busterud and others): To Committee on Municipal and County Government

Identical to **AB 977** (Stewart), but carries urgency provision. Senate companion: **SB 1232** (Robert I. McCarthy).

AB 2444 (Busterud and others): To Committee on Municipal and County Government

Permits community redevelopment agencies to make relocation payments to persons, including families, business concerns and others, displaced by a redevelopment project, for moving expenses and losses of property for which reimbursement or compensation is not otherwise made, including the making of such payment financed by the federal government.

AB 2445 (Busterud): To Committee on Municipal and County Government

Identical to **AB 978** (Stewart) and **SB 1235** (Robert I. McCarthy).

AB 3078 (Sumner): To Committee on Governmental Efficiency and Economy

Repeals Part 2 and Part 2.1 of Division 13 of Health and Safety Code relating to auto and trailer parks and auto courts and resorts; adds new skeleton Part 2 to be called State Motel Act.

AB 3273 (MacBride and Nielsen): To Committee on Municipal and County Government

Adds Part 2 to Division 24 of Health and Safety Code called Urban Renewal Law. Provides any municipality or redevelopment agency may prepare and execute an urban renewal plan in cooperation with any agency of the federal government under the provisions of the Housing Act of 1954.

AB 3274 (MacBride and Nielsen): To Committee on Municipal and County Government

Increases from 4½ per cent to 6 per cent the maximum interest rate that a redevelopment agency may fix for its authorized bonds.

AB 3406 (Dahl): To Committee on Municipal and County Government

Skeleton bill relating to definition of a redevelopment agency.

AB 3815 (Myers): To Committee on Governmental Efficiency and Economy

Adds Section 34600 to Health and Safety Code, creating the California Farm and Home Authority to prescribe standards for home construction, and to guarantee loans made for the construction of homes in conformity with such standards, when made by recognized lending institutions under terms approved by the authority.

ACA 14 (Elliott): To Committee on Constitutional Amendments

Provides that taxes levied on taxable property in a redevelopment project, Section 19 or Article XIII of the Constitution notwithstanding, shall be paid into the funds of the respective taxing agencies in the area of the redevelopment project.

Senate

SB 601 (H. T. Johnson and Arnold): To Committee on Public Health and Safety

Senate companion to AB 781 (Henderson).

SB 1081 (Hollister): To Committee on Public Health and Safety

Exempts from State Housing Act the auto courts and resorts regulated by Part 2.1 of Health and Safety Code. 1955 amendments exempted auto and trailer parks, which would now be included.

SB 1135 (Brown): To Committee on Public Health and Safety

Amends sections of the Health and Safety Code regarding trailer coaches by deleting that part which provides that the Division of Housing shall set forth the rules for the construction of trailer coaches to which there are attached awnings, cabanas, buildings, or windbreaks, and repeals Section 18355, which provides that the Division of Housing shall set up rules for the use of toilets in trailer coaches in auto camps. Provides also that a city or county may enact an ordinance to permit the use of trailer coaches with awnings, cabanas, or windbreaks.

SB 1232 (Robert I. McCarthy): To Committee on Local Government

Senate companion to AB 2443. See also AB 977.

SB 1245 (Cobey): To Committee on Government Efficiency

Companion to AB 978 (Stewart) and AB 2445 (Busterud).

SB 1368 (Breed): To Committee on Public Health and Safety

Companion to AB 921 (Burke).

SB 1369 (Breed): To Committee on Public Health and Safety

Companion to AB 938 (Burke).

SB 1370 (Breed): To Committee on Public Health and Safety

Companion to AB 922 (Burke).

SB 1371 (Breed): To Committee on Public Health and Safety

Companion to AB 925 (Burke).

SB 1680 (Desmond): To Committee on Judiciary

Provides that a redevelopment agency may not acquire any parcel of property by eminent domain, unless the owner or owners of such parcel are given an opportunity to redevelop the parcel in a manner consistent with the redevelopment plan and refuse to do so.

SB 1703 (Williams): To Committee on Military and Veterans Affairs

Extends from December 31, 1957, until December 31, 1962, the time that the state has to repay the encumbrances made against the General Fund by approved allocations to local agencies of monies appropriated for the acquisition of housing facilities for veterans and families of servicemen by Chapter 29 of the Statutes of 1946.

SB 1736 (Erhart): To Committee on Education

Appropriates \$25 million for the creation of the State College Housing and Other Facilities Loan Fund to establish and maintain sufficient housing and other facilities at state colleges.

SB 2271 (Desmond): To Committee on Local Government

Skeleton bill relating to the powers of the redevelopment agency in Health and Safety Code.

SB 2272 (Desmond): To Committee on Governmental Efficiency

Skeleton bill relating to the state policy toward community redevelopment.

SB 2273 (Desmond): To Committee on Governmental Efficiency

Skeleton bill relating to the acquisition, disposal, and encumbrance of interests in real and personal property by a redevelopment agency.

Industrial Safety

See also: Public Health;
State Government

Good Bills

Assembly

AB 310 (McCollister): To Committee on Industrial Relations

Adds Section 7901 to Labor Code to require all cranes, whether mobile, stationary or waterborne to be equipped with automatic boom stop using spring or hydraulic rams sufficient to prevent whip-back and clutch throw out and to be of a type approved by the Division of Industrial Safety.

AB 537 (Thomas and others): To Committee on Industrial Relations

Adds Part 5.5 to Division 5 of Labor Code to establish statutory safety standards for longshore, stevedore and waterfront warehouse operations.

AB 674 (Gaffney and others): To Committee on Industrial Relations

Adds Part 3.5 to Division 5 of Labor Code to make it a misdemeanor for an employer to fail to make available proper ambulance and first aid facilities on construction job, to insure prompt and adequate treatment in cases of industrial injury. Requires Division of Industrial Safety to enforce the provision.

AB 1088 (Meyers and others): To Committee on Industrial Relations

Prohibits aerial performances without various safety precautions and extends jurisdiction of Division of Industrial Safety to such performances.

AB 1498 (Backstrand): To Committee on Transportation and Commerce

Requires a permit from Department of Industrial Relations before any flammable, toxic, corrosive or oxidizing gas may be transported under pressure on any motor vehicle.

AB 1499 (Backstrand): To Committee on Transportation and Commerce

Prohibits use of trailers and semitrailers for the transportation of workmen.

AB 3092 (Chapel and others): To Committee on Industrial Relations

Amends Section 6311 of Labor Code to require employer to furnish and use safety devices and safeguards to protect workers from the danger of exposure to potentially injurious levels of ionizing radiation or potentially injurious quantities of radioactive materials. Extends, by implication, authority of Division of Industrial Safety to regulate, issue safety orders, etc., covering same. See also AB 3093 and AB 3094 (Chapel and others) under PUBLIC HEALTH and WORKMEN'S COMPENSATION respectively.

AB 4058 (Meyers): To Committee on Industrial Relations

Adds Section 6404.5 to Labor Code. Requires employer engaged in making excavations more than five feet in depth to have work of employees supervised to protect them from cave-ins.

Senate

SB 1981 (Cunningham): To Committee on Public Utilities

Provides that all trains and engines, however propelled, shall provide a first aid kit for first aid to persons who may be injured in the course of the operation of the train. Present law requires first aid kits on steam trains only.

Bills to Watch

Assembly

AB 3855 (Gaffney and Henderson): To Committee on Industrial Relations

Skeleton bill relating to authority of Division of Industrial Safety to investigate causes of industrial injury.

AB 3856 (Gaffney and Henderson): To Committee on Industrial Relations

Skeleton bill relating to the power of the Division of Industrial Safety over employment and places of employment.

Senate

SB 654 (Miller and others): To Committee on Public Health and Safety

Establishes Radiation Safety Commission, without specific labor representation. Declares public policy to encourage development of atomic energy for industry by working with groups, state agencies, other states, and federal government, and at same time to protect public interests. See also SB 655 (Miller).

SB 655 (Miller and others): To Committee on Public Health and Safety

Appropriates undesignated amount from the General Fund for the Radiological Safety Commission. See also SB 654 (Miller).

Insurance

See also: Teachers; Unemployment Insurance; Unemployment Disability Insurance; Workmen's Compensation.

Good Bills

Assembly

AB 256 (Donald D. Doyle and others): To Committee on Finance and Insurance

Adds Section 740 to Insurance Code to give the State Insurance Commissioner the authority to supervise and investigate all health and welfare programs established by collective agreement; requires all records of such health and welfare programs to be opened to investigation by the Insurance Commissioner in accordance with rules and regulations which he may adopt; makes it the duty of the Commissioner to determine whether such programs are being expended and used only for authorized purposes. Senate companion *SB 533 (John F. McCarthy). See also AB 3591 (Lanterman).

AB 353 (O'Connell): To Committee on Finance and Insurance

Regulates advertising regarding disability insurance and prohibits false and misleading advertising.

AB 354 (O'Connell): To Committee on Finance and Insurance

Adds new article to Insurance Code to regulate advertising regarding accident and sickness insurance and to prohibit false and misleading advertising.

AB 1732 (Masterson): To Committee on Finance and Insurance

Adds Section 651 to Insurance Code to provide that no rescission or cancellation of an insurance policy by an insurer shall be effective prior to the communication of a written notice of rescission or cancellation to the insured by personal service or by registered mail with return receipt requested.

AB 1753 (Masterson): To Committee on Judiciary

Adds Section 392 to Insurance Code to provide that every insurance policy shall contain a provision, or be construed as if it does contain a provision, that if a claim of the insured against the insurer or a claim of a claimant against the insurer's insured is not settled within six months, and judgment is thereafter rendered in an action brought by such insured or claimant on such claim in an amount exceeding

the maximum amount offered by the insurer in settlement of the claim, such insured or other claimant shall be entitled to recover in such action a reasonable sum for attorneys' fees, to be paid by the insurer.

AB 1934 (MacBride and Winton): To Committee on Judiciary

Adds Section 11582 to Insurance Code to provide that whenever an adjuster representing a liability insurer first communicates in person with a person asserting a claim, founded on personal injury such person alleges he has suffered, against the insured, the adjuster must submit to such a person a written notice stating the date on which the period of limitations on an action for such injury against the insured will expire. Also provides that no insurer shall pay any adjuster any compensation for the adjuster's services unless the adjuster has submitted such notice to the claimant. Makes it a misdemeanor for an adjuster not to give such notice, or for an insurer to pay compensation to an adjuster who has not given such notice.

Senate

SB 533 (John F. McCarthy): To Committee on Financial Institutions

Senate companion to AB 256 (Donald D. Doyle). See also AB 3591.

Bad Bills

Assembly

AB 920 (Levering and Shell): To Committee on Finance and Insurance

Adds new division to Financial Code to place employee welfare funds, defined to include labor and management negotiated joint health and welfare and pension trust funds but not funds established and administered unilaterally by management, under state superintendent of banks and maintain accurate records of its books and accounts in conformance with generally accepted accounting principles; provides that superintendent of banks may examine into the affairs of the funds as often as deemed necessary but at least once in every five years; provides for expense of examination to be borne by trust fund while permitting the superintendent, with the approval of the State Controller to remit such charges for good cause. Requires trustees to file annual reports and statements. Gives superintendent authority to require trustees to mail annual reports to employees, employers and labor organizations involved in the fund. Gives superintendent authority to waive requirements of proposed act in cases where the funds comply with requirements of another law of the state or law of any other state. Makes trustee responsible in a fiduciary capacity for all money, property and other assets received, managed or disbursed by them or under their authority on behalf of the trust fund. Prohibits a trustee, employer or labor organization from receiving anything of value from any insurance company, agent, broker or any hospital, surgical or medical service plan in connection with the solicitation or administration of a contract providing employee benefits for the fund. Prohibits political contributions from the trust funds. Provides penalties, enforcement provisions and appropriates unspecified

amount to State Banking Fund from General Fund for administration of act.

AB 1350 (Donald D. Doyle): To Committee on Finance and Insurance

Adds Section 699.5 to Insurance Code to provide that no certificate of authority to transact any insurance business in this state shall issue to any insurer owned, operated or controlled, directly or indirectly, by any state, province, district, territory or nation or any governmental subdivision or agency thereof.

AB 1461 (Kelly): To Committee on Finance and Insurance

Repeals requirement that insurance carriers publish synopsis of their financial statements to the Insurance Commissioner.

AB 2185 (Donald D. Doyle): To Committee on Finance and Insurance

Amends Section 10540 of Insurance Code prohibiting collection of premiums in advance by incorporated life insurers to explain that this section does not limit the right of such insurers to accept funds under an agreement which provides for an accumulation of such funds for the purpose of purchasing annuities at specified future dates. Also amends Revenue and Taxation Code to provide that such funds shall not be considered "gross premiums received" until the time such funds are actually applied to the purchase of annuities. Senate companion: SB 1099 (Miller).

AB 2194 (Meyers): To Committee on Finance and Insurance

Adds Section 751.1 to Insurance Code to provide that an insurer who, in connection with any life insurance contract, does not pay a commission to a life agent, shall not, because of such non-payment, reduce the premium which would otherwise be payable in respect of such contract, and any such reduction is a unlawful rebate.

Senate

SB 1099 (Miller): To Committee on Revenue and Taxation

Senate companion to AB 2185 (Donald D. Doyle).

SB 2400 (Burns): To Committee on Financial Institutions

Provides for the regulation of voluntary health and service plans which provide services to members rather than indemnification for hospital and medical care. Prohibits any such plan from being formed or to operate in the state unless incorporated under the bill or licensed by the Insurance Commissioner. Establishes detailed conditions for incorporation, including the requirement that the governing board of trustees consist of at least 51 per cent licensed physicians and that free choice of doctor and the private physician-patient relationship prevails within the plan. Establishes the conditions for licensing, including a minimum requirement of \$200,000 in original capital investment, and defines the powers of the Insurance Commissioner for the policing and regulation of such plans, including the power to require a plan to charge rates or to utilize soliciting methods different from those on which the license was based. Also requires that the contract entered into by a plan and subscriber be in writing, and spells out the information as to services and conditions of contract which must be included in the subscrib-

er's certificate. Prohibits any health service corporation from spending more than 10 per cent of premium receipts or more than 15 per cent of such receipts for advertising and administrative expenses, respectively, unless otherwise permitted by the Insurance Commissioner. Only health plans that are non-profit could be incorporated.

Bills to Watch

Assembly

AB 66 (Levering): To Committee on Finance and Insurance

Provides that the chapter of the Insurance Code relating to standard provisions in disability policies does not apply to blanket policies issued to newspaper and magazine publishers which provide benefits to independent contractors, such as newsboys, dealers, distributors, wholesalers or other personnel engaged in the sale, distribution, collecting for, or other activities pertaining to the marketing and delivery of publications.

Senate companion: **SB 404** (Grunsky).

AB 67 (Levering): To Committee on Finance and Insurance

Permits issuance of blanket life insurance policies, conforming to specified conditions, for a term not exceeding one year. Provides that entity to whom blanket policy is issued may charge individuals covered unless such individuals file a written statement requesting non-coverage. Senate companion: **SB 406** (Grunsky)

AB 529 (Cunningham): To Committee on Finance and Insurance

For purposes of Insurance Code, provides that a life insurance policy covering when issued not less than 25 members of any association of persons of like occupations, licensed under Business and Professions Code shall be deemed a form of group life insurance, provided all other conditions are met.

AB 584 (Bradley): To Committee on Finance and Insurance

Amends Section 770 of Insurance Code to provide that no person engaged in the business of financing the purchase of real or personal property or lending money on security of real or personal property shall require, as a condition precedent, that the borrower refrain from negotiating any insurance covering such property to a particular insurance agent, broker, or insurer. Also amends Section 771 to provide that when the lender disapproves of a policy of an insurance company, his disapproval must be on reasonable grounds which are not unfairly discriminatory as to any insurer or type of insurer. Any violations shall subject the violator to a civil action for damages.

AB 634 (Kelly): To Committee on Finance and Insurance

Skeleton bill relating to group disability insurance.

AB 635 (Kelly): To Committee on Finance and Insurance

Skeleton bill relating to group life insurance.

AB 636 (Kelly): To Committee on Revenue and Taxation

Skeleton bill relating to the rate of taxation of insurers.

AB 637 (Kelly): To Committee on Finance and Insurance

Skeleton bill relating to definition of term "noncancellable policy", as used in the chapter on standard provisions in disability policies in the Insurance Code.

AB 685 (Munnell and others): To Committee on Finance and Insurance

Broadens the exemption of non-profit mutual benefit associations from provisions of Insurance Code and broadens also definition of such associations.

AB 995 (O'Connell): To Committee on Finance and Insurance

Provides no hospital shall provide any information acquired in attending any patient which was necessary to act for the patient to any insurance company which pertains to any insurance claims involving the patient not specifically relating to the physical or mental condition of the patient in relation to a claim of the patient or patients against an insured unless the patient in writing authorizes the hospital to provide such information. Also provides no person who practices any of the healing arts shall provide any such information to any insurance company. Violations of the above are grounds for the revocation of a license.

AB 1024 (Wilson): To Committee on Finance and Insurance

Requires that group health and accident insurance contracts and any program of self-insurance by an employer under workmen's compensation, and any insurance contract implementing a union welfare program, must provide or shall be construed to provide that treatment by a licensed chiropractor is the equivalent of treatment by a licensed physician to the extent that payments are allowable under such insurance contract for medical treatment.

AB 1028 (Crawford and Schrader): To Committee on Finance and Insurance

Removes limited application of group life insurance policy provision in include all associations rather than trade associations only.

AB 1243 (Beaver): To Committee on Revenue and Taxation

Amends Insurance Tax Law to repeal inoperative real estate deduction, amend premium tax section, give Insurance Commissioner power to extend time for filing of statements by carriers, not to exceed 15 days, and to make numerous procedural changes relating to overcharges, collection of claims, etc.

AB 1256 (Beaver): To Committee on Finance and Insurance

Repeals two full chapters (Chapter 9 and Chapter 9a) of Part 2 of Division 2 of Insurance Code, relating to mutual life and disability insurance on the stipulated premium plan and legal reserve capital stock companies.

AB 1433 (Hanna): To Committee on Finance and Insurance

Skeleton bill relating to conditions included in disability insurance.

AB 1460 (Kelly): To Committee on Revenue and Taxation

Unintelligible bill relating to concur-

rent assessments against insurance company under State Insurance Tax Law.

AB 1695 (Francis): To Committee on Finance and Insurance

Adds to definition of liability insurance in Insurance Code, insurance covering injury sustained by an insured resulting from a tort committed by a third party against which such third party is not himself covered by liability insurance.

AB 1773 (Rees): To Committee on Finance and Insurance

Adds new chapter to Insurance Code to place employee welfare trust funds under the jurisdiction of Insurance Commissioner excepting funds for contractual obligations subject to retirement system law under jurisdiction of Commissioner of Corporations; makes trustees responsible for all transactions of the fund. Under permissible penalty of \$2500, requires registration of funds with Insurance Commissioner; gives Commissioner full authority to determine form and information contained in registration. Permits Commissioner to examine funds as often as deemed expedient but at least every three years; gives Commissioner authority to dispense with examination where fund is audited by a CPA. Requires cost of examination to be borne by fund except where Commissioner may waive charges because of financial condition of the fund. Requires Commissioner to make report of examination, stating facts regarding fund and conclusions and recommendations as may reasonably be warranted from such facts. Gives Commissioner authority to withhold report of examination from public inspection while requiring before adoption of the report that trustees be served a copy with the right to a hearing thereon. Requires report of examinations with any modifications to be accepted by the Commissioner and filed for public inspection within six months after final hearing, and makes report adopted by the Commissioner admissible evidence and presumptive evidence of the facts stated therein in any action or proceeding by the Commissioner against a fund. Requires annual statement of fund to be filed by trustees with Commissioner, the form and content to be determined by the Commissioner with provision for variation between trusts. Requires annual report of fund to contributing employers and covered employees, the form and content to be determined by the Commissioner with provision for variation between funds. Permits Commissioner to address any inquiry to employees, officers and agents as well as trustees of fund and requires reply in writing. Establishes \$25 fee for both registration and filing annual statement.

AB 2692 (Beaver): To Committee on Finance and Insurance

Skeleton bill of Section 1639 of Insurance Code relating to the purposes of requiring and maintaining professional standards of conduct on the part of all insurance agents and insurance brokers.

AB 3146 (Hawkins): To Committee on Finance and Insurance

Adds new chapter to Insurance Code relating to employee health and welfare trust funds. Requires registration of fund obligated to pay benefits to 25 or more persons with Insurance Commissioner on a form to be prescribed by the Commis-

sioner, containing specified information regarding overall operation of the fund. Requires Commissioner to examine into the affairs of funds as often as deemed necessary, but at least once every five years, and makes trustees responsible for maintenance of accurate records in conformance with generally accepted accounting principles.

Prescribes procedure which Commissioner must follow in making examinations and investigations, and requires reports thereon to be confidential and not subject to subpoena or public disclosure unless Commissioner consents. Makes reports admissible evidence in actions against trustees if published by the Commissioner. Makes expenses of examination a charge against the fund unless the Commissioner in his discretion remits such charges for good cause.

Requires trustees to file annual statement with Commissioner on form prescribed by Commissioner to include specified information regarding operation of the fund. Also requires trustees to file an annual report with the Commissioner to contain such portion of the matter included in the annual or special statement to the Commissioner as the Commissioner shall from time to time prescribe; requires report to be available at the Commissioner's office for examination by employers contributing to the fund and labor organizations which are party to the agreement as well as employees covered by the fund; gives Commissioner authority to require mailing of report to such parties.

Requires domestic, foreign, or alien insurer or service plan, providing benefits under registered trust funds to file with Commissioner its schedules of rates of commission, compensation or other fees or allowances pertaining to the solicitation, sales, service or administration of any policy or contract providing such benefits exclusive of wages for regular employees. Permits insurers and service organizations to revise their schedules, but prohibits insurers and service organizations from charging in excess of fees posted.

Exempts from provisions of act funds that come under registration laws of other states. Makes trustees responsible in a fiduciary capacity for all receipts and disbursements of fund. Prohibits trustees, employer or labor organization representing employees eligible for benefits under a fund from receiving kickbacks from insurance companies, etc. Contains penalty provisions for violations and gives Commissioner authority to maintain and prosecute an action to restrain acts and violation of proposed law. Contains unspecified appropriation from General Fund to State Banking Fund for administration. See also SB 2442.

AB 3176 (Conrad): To Committee on Finance and Insurance

Amends Section 1101 of Insurance Code relating to restrictions on interests of officers, etc., in purchases, loans and sales; provides that restrictions shall not apply to any contract, sale, transfer or other transaction which meets specifications in this section for such exemption.

AB 3414 (Meyers): To Committee on Finance and Insurance

Skeleton bill relating to issuance of group life, disability, term, and endorse-

ment insurance with or without annuities, and with premium rates less than the usual rates for such insurance.

AB 3591 (Lanterman): To Committee on Finance and Insurance

Subjects all health and welfare funds established by collective bargaining to the supervision, investigation and actuarial control of the Insurance Commissioner. Requires all records of such funds to be open to investigation by the Commissioner, and requires him to determine that the contributions into health and welfare funds are at such a rate as to provide such sums as are needed to meet obligations of the funds without unnecessary excesses of accumulations. Also makes it the duty of the Commissioner to determine that health and welfare funds are being expended and used only for authorized purposes. See also *SB 533 (John F. McCarthy) and *AB 256 (Donald D. Doyle).

Senate

SB 404 (Grunsky): To Committee on Financial Institutions

Senate companion to AB 66 (Levering).

SB 406 (Grunsky): To Committee on Financial Institutions

Senate companion to AB 67 (Levering).

SB 407 (Grunsky): To Committee on Financial Institutions

Skeleton bill relating to types of insurance policy which are exempt from standard disability provisions of the Insurance Code.

SB 408 (Grunsky): To Committee on Financial Institutions

Skeleton bill relating to group life insurance, affecting employer and union trust funds.

SB 409 (Grunsky): To Committee on Financial Institutions

Skeleton bill relating to group disability insurance.

SB 411 (Grunsky): To Committee on Financial Institutions

Skeleton bill relating to standards for insurance rating (does not cover DI or workmen's compensation).

SB 1765 (Grunsky): To Committee on Labor

Provides that chapter of Insurance Code relating to rates and rating applies to group disability insurance.

SB 1833 (Desmond): To Committee on Financial Institutions

Exempts from Insurance Code chapter on burial contracts and all other insurance laws, a funeral service contract or allowance of any charitable, religious, benevolent or fraternal benefit society, not having for its object pecuniary profit for itself or for any particular funeral director or embalmer.

SB 1969 (Robert I. McCarthy): To Committee on Financial Institutions

Amends retirement system law in Corporations Code to require a subject retirement system and maintain reserves calculated to be adequate to cover the liabilities on account of benefits payable under its contracts, its by-laws or its declaration of trust, except to the extent that its ben-

efits are underwritten by an insurer authorized to transact business in California. Permits Corporations Commissioner to require such reserves to be calculated on the basis of a maximum interest rate of 4 per cent per annum and mortality, disability and other experience tables based on reliable experience for such or a similar group of employees and approved by the Commissioner.

SB 1970 (Robert I. McCarthy): To Committee on Public Utilities

Provides for exemption of retirement systems of public utilities and common carriers from the retirement system's law in the Corporations Code with respect to any covered employees, as well as those for whom the system is established.

SB 1974 (Grunsky): To Committee on Financial Institutions

Amends Section 150 of Insurance Code to provide any person capable of making a contract may become an admitted insurer. Present law provides any person capable of making a contract may be an insurer.

SB 2160 (Miller): To Committee on Financial Institutions

Prohibits issuance of group disability policy or contract which does not appear to be self-supporting on reasonable assumptions as to morbidity or other appropriate claim rate, interest and expense. Requires carrier to file with Insurance Commissioner its schedule of premium rates, rules and classification of risks for use in connection with group disability policy, its rates of commissions, compensations, etc., to agents and brokers, and also its fees which it may pay to individual firms or corporations not under employ. Requires such filing as a condition of doing business with the state, and prohibits, for the first year of issuance of the policy, the charging of premiums below those posted for the payment of commissions, etc., above those filed. Gives Commissioner authority, after notice and hearing, to adopt a schedule of minimum premium rates for any type of benefit provided under group policies and contracts, and, accordingly, prohibits issuance of policy providing any benefit to which the schedule of minimum premium rates then in effect applies, unless the premium for such benefit for the first policy year is at least equal to the rate to in the schedule. Permits a group disability policy or contract to provide for readjustment of the premium rate based on experience at the end of the first year and subsequent year, and provides that any experience adjustment and any dividend paid may be used to reduce the employer's contribution to group insurance for the employees of the employer, with the excess over such contribution to be applied by the employer for the sole benefit of his employees.

SB 2280 (Breed): To Committee on Financial Institutions

In chapter of Insurance Code regulating non-profit hospital service plans, adds Section 11512.31 to provide that each individual covered shall be given his own certificate, except where the individual makes no regular contribution toward the payment of the premium of the group policy and the certificate given the individual is in a form setting forth a clear statement of the conditions of eligibility

from which the person covered can determine the circumstances under which he is insured under the master policy.

SB 2299 (Miller): To Committee on Financial Institutions

Adds Section 1679.6 to Insurance Code to provide that no reexamination shall be required of a delinquent licensee of a certificate of convenience for insurance agents, brokers or solicitors.

SB 2374 (Richards): To Committee on Financial Institutions

Skeleton bill of the Insurance Code.

SB 2442 (Byrne): To Committee on Financial Institutions

Similar to AB 3146 (Hawkins).

SB 2549 (Robert I. McCarthy): To Committee on Financial Institutions

Skeleton bill amending Section 1 of the Insurance Code.

Labor Code Changes —General

See also: Employment Agencies; Farm Labor; Industrial Safety; Labor Unions; Railroads; Workmen's Compensation.

Good Bills

Assembly

AB 245 (Burton and others): To Committee on Industrial Relations

Adds Sections 220.1, 1182.1 and 2751 to Labor Code to establish a statutory minimum wage of \$1.25 per hour for all employees in any occupation, trade or industry. Provides that the minimum wage fixed by order of the Industrial Welfare Commission for women and minors shall not be less than the statutory minimum. Senate companion: *SB 459 (Richards). See also SB 1755 (Miller), AB 2822 (O'Connell and others), and SB 2639 (Cunningham).

AB 460 (Unruh and others): To Committee on Industrial Relations

Amends Section 226 of Labor Code to require that payroll stubs or deductions statement show in addition to deductions the period of time covered by each payment of wages, the number of hours worked in such period, the name of the employee, the wage rate or premium pay, if any, and the name and mailing address of each employer.

AB 463 (Unruh and others): To Committee on Finance and Insurance

Prohibits deduction from compensation the cost of any medical examination taken by employee as a condition of employment.

AB 464 (Unruh and others): To Committee on Industrial Relations

Prohibits refusing to employ qualified person solely because such person is older than the limit prescribed by such employer by agreement, employment policy or otherwise.

AB 480 (Levering): To Committee on Military Affairs

Extends for two more years the Defense Production Act of 1950, which authorizes

the governor, upon the application of an employer, to issue a defense production permit to employ women for longer hours than permitted by the Labor Code, and also in types of work prohibited by law. The Act is due to expire this year.

AB 493 (Gaffney and others): To Committee on Industrial Relations

Amends Section 96 and adds Section 228 to Labor Code, to authorize Labor Commissioner to take assignments of, and enforce claims of health and welfare plan payments in the civil as well as criminal courts.

AB 599 (Davis and others): To Committee on Industrial Relations

Adds Section 270.5 to Labor Code and amends Section 272 to require persons engaged in business of logging or saw mill operations, with certain exceptions, before starting work in any period for which a single wage payment is made, to (1) have on hand or in the bank enough cash or securities to cover wages of every employee, or (2) to deposit a security bond with the Labor Commissioner to secure wages which may become due, and (3) provide for notice of compliance with this provision.

AB 849 (Donahoe and Davis): To Committee on Industrial Relations

Contains numerous revisions of industrial homework act as proposed by Division of Industrial Welfare, designed to clarify language without altering scope of law, and to improve enforceability of the law.

AB 955 (O'Connell): To Committee on Industrial Relations

Adds 2751 to Labor Code to require a written contract specifying the terms and conditions of employment when a person is hired to do door-to-door selling.

AB 956 (O'Connell): To Committee on Industrial Relations

Extends unemployment and disability insurance coverage to and makes all provisions of the Labor Code, other than safety provisions and certain state employee workmen's compensation provisions, applicable to employers and employees engaged in door-to-door selling.

AB 2822 (O'Connell and others): To Committee on Industrial Relations

Proposes California Fair Labor Standards Act establishing a state minimum wage equal to the federal minimum wage, but not less than \$1.25 should the bill be enacted. Authorizes Director of Industrial Relations to make investigations of conditions of employment, etc. Empowers director to establish wage rates for handicapped workers and learners and apprentices. Specifies certain duties of employers, penalties for certain unlawful acts and remedies of employees. Declares provisions do not affect more favorable existing statutory provisions and do not affect collective bargaining agreements establishing conditions in excess of those required by the act. Exempts agricultural labor, fishing, seamen, certain lumber workers, retail trade within certain limits, and other workers. See also SB 1755 (Miller), SB 2639 (Cunningham), AB 245 (Burton) and SB 459 (Richards).

AB 2841 (Unruh): To Committee on Industrial Relations

Adds Section 228 to Labor Code to provide that all employees shall be allowed time off for service on juries without loss of pay.

AB 2843 (Unruh and Munnell): To Committee on Industrial Relations

Amends Section 204 of Labor Code to require weekly payment of wages not later than the 5th day following the end of the week in which the labor was performed. Present requirement is twice a month with a ten-day grace period for payment.

AB 3100 (Burton): To Committee on Industrial Relations

Adds Part 11 to Division 2 of Labor Code consisting of Sections 2680 and 2681 to make it a misdemeanor, punishable by 10 days to 6 months in county jail and/or fine of \$300 to \$500, for an employer of seamen, after 10 days of service of a written demand, to fail or neglect to pay for the maintenance and care of a seaman who is found to be unfit for seaman's duty as the result of an illness or injury sustained while in the service of the employer. Also makes employer violating the above liable for damages in the amount of care and maintenance due, plus attorney's fees and 6 per cent interest on amounts due.

AB 3338 (Burton): To Committee on Agriculture

Adds Chapter 2 to Part 8 of Division 2 of Labor Code entitled Production and Employment Budgets: declares that maintenance of full employment in this state and nation is essential for free enterprise, general welfare, etc., and that the state has a responsibility to cooperate with industry, agriculture, labor, local government and the federal government in achieving full employment, specifying the manner in which such responsibility should be discharged. Requires Governor to develop in consultation with department heads, commissions, local governments, etc., a State Production and Employment Budget for submission to the legislature on the first day of each regular session. Specifies the contents of such budget and requires the establishment of a joint committee on the Production and Employment Budget within the legislature to study it, report to the legislature, etc., findings and recommendations together with a joint resolution setting forth for the ensuing fiscal year a general policy with respect to the budget to serve as a guide to the committees of the legislature in dealing with legislation dealing with the budget, etc. Also permits Governor to establish unpaid advisory boards representing all interests for purposes of advising and consulting on method of achieving the objectives of the bill.

Senate

SB 459 (Richards): To Committee on Labor

Companion to AB 245 (Burton and others).

SB 1409 (Dorsey): To Committee on Labor

Adds Section 228 to Labor Code to provide that all employees shall be allowed time off for service on juries without loss of pay.

SB 1410 (Dorsey): To Committee on Labor

Amends Section 204 of Labor Code to provide that wages earned by any person in any employment are due and payable weekly, instead of twice monthly, as presently provided. Also provides that payment shall be made not later than the fifth day following the end of the week in which the labor was performed.

SB 1755 (Miller): To Committee on Labor

Adds Chapter 4 to Part 1, Division 2 of Labor Code to be known as California Fair Labor Standards Act. Establishes statutory minimum wage of \$1.25 per hour and provides for establishment of minimum above that amount by wage order of Director of Industrial Relations. Provisions extend to all workers, including agricultural workers, except private domestic employees, bona fide executives, administrators and professionals, public employees on all levels of government and employees of non-profit organizations. Authorizes Director of Industrial Relations to investigate wages and appoint wage boards if wages in any occupation are less than the reasonable value of services and less than sufficient to maintain health and well being of workers. Wage boards are required to hold hearings thereon. Authorizes Director to make regulations after consultation with advisory board appointed by him to carry out minimum wage provisions. Prescribes procedure for revision and review of wage orders and regulations. Authorizes Director to establish wage rates for handicapped workers and learners and apprentices which may be lower than the statutory minimum. Specifies certain duties of employers, penalties for certain unlawful acts, and remedies of employees. Declares provisions do not rescind more favorable existing statutory provisions and do not affect collective bargaining agreements to establish wages and conditions in excess of the requisites of the act. Wage boards to have equal employer, employee and public representation. See also: *AB 245 (Burt), *SB 459 (Richards), AB 2822 (O'Connell and others), and SB 2639 (Cunningham).

Bad Bills**Assembly****AB 540 (Conrad). To Committee on Industrial Relations**

Amends Section 201 of Labor Code regarding the immediate payment of wages earned and unpaid at time of discharge to provide that provisions in wage agreement or collective bargaining agreement to the contrary shall be binding on all parties and payment should be made in accordance therewith.

AB 1806 (Henderson): To Committee on Industrial Relations

Amends Section 2657 of Labor Code relating to prohibitory orders against industrial homework to permit Industrial Welfare Division to permit limited exemption from such ban to any person, instead of only those engaged in the industry as a homemaker on or prior to the effective date of the order, who satisfies the requirements of the present law.

AB 2792 (Hawkins): To Committee on Industrial Relations

Amends Section 1350 of Labor Code relating to women's eight-hour law to permit a female to voluntarily agree by written contract to work a maximum of ten hours during any one day of 24 hours, or a maximum of not more than 54 hours in one week, provided she is paid time and one-half for all hours worked over eight during any one day. See also: AB 2836, AB 3688, SB 127, SB 128, SB 1002.

AB 3688 (Sedgwick): To Committee on Industrial Relations

Amends eight-hour law for women in Section 1350 of Labor Code to permit a female to be employed for one additional hour in excess of eight in any one 24 hours if all of the following conditions are met: (1) the one hour overtime period is necessary due to emergency work; (2) the overtime is compensated for at time and one-half; (3) the work week of the employee does not exceed five days; (4) the additional one hour overtime does not occur more than an unspecified number of times each month; and (5) the total hours of employment for one week does not exceed 48 hours. See also AB 2792, AB 2836, SB 127, SB 128, and SB 1002.

Senate**SB 127 (Abshire and others): To Committee on Labor**

Adds Section 1351.5 to Labor Code to exempt women 18 years of age or over employed in office occupations which are "professional," "technical" or "clerical," which terms are defined therein, from the women's 8-hour law where such occupations are governed by order of the Industrial Welfare Commission. See also: AB 2792, AB 2836, AB 3688, SB 128, and SB 1002.

SB 128 (Abshire and others): To Committee on Labor

Adds Section 1353.1 to Labor Code to permit women in occupations rendering public service to be employed beyond eight hours a day in an emergency, defined as any public disaster, flood, conflagration, earthquake, riot, rebellion, invasion, national or state emergency or disaster, public catastrophe, or other public calamity where employment beyond eight hours is necessary to prevent the interruption of public service, or to meet the demand of increased public service brought on by the emergency. See also: AB 2792, AB 2836, AB 3688, SB 127, and SB 1002.

SB 1002 (Sutton): To Committee on Labor

Amends Section 1352.1 of Labor Code relating to working hours of women employed in executive, administrative or professional capacity to provide that, if the employer furnishes adequate living quarters with utilities to the employee, the provisions of the Code relating to the regulation of working hours for women employees shall not apply, even though the employee engaged in work which is predominantly intellectual, managerial, or creative is not receiving a remuneration of \$350 per month. See also: AB 2792, AB 2836, AB 3688, SB 127 and SB 128.

SB 1020 (Murphy): To Committee on Labor

Exempts all the protections of the Labor Code over women and minors, as to wages, hours and working conditions, from women and minors employed in agricultural labor.

SB 2521 (Donnelly and Berry): To Committee on Labor

Removes the Division of Housing from the Department of Industrial Relations and transfers its functions to local health officers, subject to the supervision of the State Department of Public Health.

Bills to Watch**Assembly****AB 2836 (Thomas): To Committee on Industrial Relations**

Adds Section 1352.2 to Labor Code to provide that the 8-hour law for women shall not apply to women who are compensated at time and a half for hours worked in excess of 8 hours in 24 hours and for all hours worked on the seventh day, provided no female shall be employed in excess of 10 hours in one day or 54 hours in one week. See also: AB 2792, AB 3688, SB 127, SB 128, and SB 1002.

AB 3350 (Donahoe and others): To Committee on Industrial Relations

Amends equal pay for equal work law for women in Section 1197.5 of Labor Code by (1) providing that the basis for equal pay shall be "work of comparable quantity and quality on comparable operations," instead of work of "same quantity and quality of the same classification of work"; (2) prohibiting variation in rates of pay for male and female employees engaged in the same or comparable work based on difference in hours of work, interruptions of work for rest periods, or restrictions or prohibitions on lifting, or moving objects in excess of specified weight, whether or not required by any statute or regulation or order of any board or commission, whether federal, state or local, authorized to issue the same, while retaining provision for differences based on seniority, length of service, ability, skill, difference in duties, or services performed, whether generally or occasionally, differences in the shift or time of day worked, or other reasonable differentiation, factor or factors other than sex, when exercised in good faith instead of when in good faith "based upon such differences, factor or factors"; (3) removing provision which allows variations in rate of pay based on collective agreements; (4) requiring every employer to keep accurate records showing names, addresses, job classifications, wages paid and actual hours worked by all employees; (5) making employer who violates equal pay provisions liable to each employee affected in the amount of wages deprived by reason of such violation; (6) permitting any person to register with the Division of Industrial Welfare a complaint that wages paid females are less than those to which they are entitled under the equal pay provisions; (7) requiring Division of Industrial Welfare to take all proceedings necessary to enforce the payment of sums found to be due and unpaid to female employees; (8) permitting females receiving less than equal pay to take civil action to recover the balance of wages due them together with the cost of suit, notwithstanding any agreement to work for a lesser wage; (9) deleting provision placing burden of proof upon person bringing claim to establish that the differentiation in rate of pay is based upon the factor of sex and not upon other differences, factor or factors. Retains present six months statute of limitations for aggrieved person.

Labor Unions

See also: Teachers.

Good Bills

Assembly

AB 260 (Nielsen): To Committee on Civil Service and State Personnel

Declares state policy against obstruction of the right of all public employees, as well as persons employed by private industry, to become or remain a member of a bona fide labor organization.

AB 261 (Nielsen): To Committee on Civil Service and State Personnel

Provides that public policy of state to uphold the freedom of employees to organize and to enter into collective bargaining be implemented by all public, legislative or governing bodies in state when dealing with any employee organizations.

AB 2398 (Munnell and others): To Committee on Industrial Relations

Amends Sections 1116 and 1117 of Labor Code relating to jurisdictional strikes (1) to prohibit the issuance of injunctions without notice to the person or labor organization sought to be enjoined without first holding a hearing at which all testimony may be presented by the parties, (2) to make any person, organization, agency, committee, etc., which is claimed to be a union an indispensable party to any proceeding under the Jurisdictional Strike Act, (3) to exclude from the definition of a labor organization any employee organization which has been financed, in whole or in part, or interfered with, dominated or controlled by an employer or employer association at any time, and (4) to add the presumption that any employee organization which was not in existence before another labor organization made its demand on an employer for recognition (bargaining rights, etc.) shall not be deemed to be a labor organization.

Bad Bills

Assembly

AB 988 (Weinberger and others): To Committee on Judiciary

Proposes uniform arbitration act covering the enforcement of agreements to arbitrate, the conduct of arbitration proceedings and court confirmation and modification of awards; applies to arbitration agreements between employers and employees, or between respective representatives, unless otherwise provided in the agreement to arbitrate, including collective agreement, if such agreement provides for arbitration. Senate companion: **SB 820 (Regan and others)**.

Senate

SB 820 (Regan and others): To Committee on Judiciary

Senate companion to **AB 988 (Weinberger and others)**.

SB 2229 (Abshire and Murdy): To Committee on Labor

Adds Section 924 to Labor Code to make it unlawful for any employer to enter into any agreement which will deny to order return of control and operation by him at the time the agreement is be-

ing negotiated or is executed, the right to choose their own bargaining agent.

SB 2230 (Abshire and others): To Committee on Labor

Adds Chapter 9 to Part 3 of Division 2 of Labor Code entitled "Control and Operation of Labor Union Locals" to (1) permit 20 per cent of the members in good standing of a local under receivership of an international or parent union for over three years, to demand in writing that the parent union return control and operation to the local members and their elected officers, and in addition to demand a detailed accounting of the books during period the parent union exercised control and operation, (2) permit such employees, in the name of the local, if the parent union does not comply within 60 days, to petition the Superior Court of the county in which the local is located, to order return of control, and operation to members of the union local and their officers, (3) permit the court, after a hearing, to order return of control and operation, if the court finds that conditions justifying the parent union's assumption of control no longer exists and that the members and elected officials of the local are capable of controlling and operating the local. Also permits the court to order a detailed audit. If return of control is ordered, requires the local union to bear the costs of the court action.

Bills to Watch

Assembly

AB 2793 (Rumford and others): To Committee on Industrial Relations

Improperly drafted bill adding Section 12106 to Public Utilities Code permitting collective bargaining by municipal utility districts, whenever a majority of the employees indicate a desire to be represented by a labor organization.

Liens, Attachments and Writs of Execution

Good Bills

Assembly

AB 110 (Wilson and others): To Committee on Judiciary

Prohibits issuance of writs of attachment where the property sought to be attached is the earnings of the defendant received for his personal service if the sum claimed, exclusive of interest, is less than \$100.

AB 1287 (Holmes and others): To Committee on Judiciary

Amends Section 690.26 of the Code of Civil Procedure to provide that when property is levied upon under writ of attachment or execution and the debtor claims an exemption, and the creditor then contests the claim by filing a counter-affidavit alleging that the property is not exempt, and the parties are entitled to a hearing to determine the claim to exemption, then the levying officer shall release the property to the debtor if the levying officer shall not have been served with a copy of the notice of hearing within ten days after the filing of the counter-affidavit.

AB 2284 (Hawkins): To Committee on Judiciary

Amends Section 690.11 of Code of Civil Procedure to provide that all, rather than one-half, of the earnings of the defendant or judgment debtor received for his personal services, shall be exempt from execution of attachment without filing a claim for exemption. See also **AB 1311**.

Senate

SB 905 (Christensen): To Committee on Judiciary

Provides the holder of a logger's or lumberman's lien, who has not been paid full wages by the contractor employing him, may, through an affidavit filed with the Labor Commissioner, obtain a stop order directing the mill operator, if mill operator owes money to the contractor, to withhold funds from the contractor for 15 days in the amount of the unpaid wages. Such funds are subject to garnishment.

SB 932 (Regan): To Committee on Judiciary

Allows owner of property sought to be charged with a claim of lien of original contractor or person performing work or furnishing material to record a bond equal to 1½ times the amount of the claim to guarantee payment if claimant wins. This shall free the real property from the effect of the claim of lien and any foreclosure.

Bad Bills

Assembly

AB 884 (Bruce F. Allen): To Committee on Judiciary

Provides mortgage or deed of trust given as security to a lender committing himself to obligatory future advances, retains its priority with respect to the advances made by lender for payment of all or any part of the costs of improvements on the secured property. See also: **SB 2194**.

AB 885 (Bruce F. Allen): To Committee on Judiciary

Provides for a lien on a lot for improvements regardless of whether or not the work of improvement is provided for in a separate contract from any contract or agreement with respect to the erection of residential units or other structures upon the lot.

AB 886 (Bruce F. Allen): To Committee on Judiciary

Provides claims of mechanics' liens, if improvements consist in construction of two or more separate residential units, can be filed only upon completion of each residential unit. Changes lien provisions with regard to unsegregated materials.

AB 1209 (Bradley): To Committee on Judiciary

Amends Sections 544 and 691 of Code of Civil Procedure to provide that garnishees and any person other than the judgment creditor, are entitled to rely on any orders or notices served on them by the levying officer, and shall not be liable for acting in conformity with such orders or notices.

AB 1282 (Holmes and others): To Committee on Judiciary

Abolishes provision of Section 690.26 of the Code of Civil Procedure, which allows a debtor, whose property has been levied upon under writ of attachment or execution, to an immediate release of one-half

of his earnings earned within 30 days next preceding the date of levy when an affidavit of exemption is filed.

AB 2848 (Busterud and others): To Committee on Judiciary

In Section 1861a of Civil Code, allowing the lien to keepers of apartment houses, apartments, cottages or bungalow courts, upon the baggage and other property of value belonging to tenants or guests, amends the exemptions from such lien for certain necessary household furniture to provide for the exemption of certain listed furniture, except so much of any such listed articles as may be reasonably sufficient to satisfy the lien provided for, and provides that such lien shall be secondary to any chattel mortgage, or to the claim of any conditional seller.

AB 3683 (Busterud): To Committee on Judiciary

Amends Section 1193.1 of Code of Civil Procedure regarding claim of lien of original contractor or person performing labor or furnishing material. Provides, regarding date of completion set forth in the notice of completion, that the recital of an erroneous date of completion shall not affect the validity of the notice if the true date of completion is within 30 days, instead of the present 10 days, preceding the date of filing for record such notice.

Senate

SB 1288 (Dolwig): To Committee on Judiciary

Amends Section 690.2 of the Code of Civil Procedure relating to a debtor's availing himself of exemption rights by removing sub-section 2, which provides that a debtor shall be entitled to an immediate release of one-half of his earnings earned within thirty days next preceding the date of levy, after his salary has been levied upon. Entitles debtor to release of such earnings at end of three days after judgment of exemption, unless court otherwise orders, or notice of appeal is served on levying officer.

Natural Resources

See also: State Government; Water and Power

General

Good Bills

Assembly

AB 541 (Chapel): To Committee on Conservation, Planning, and Public Works

Conveys certain tide and submerged lands to the City of Palos Verdes Estates for the establishment, improvement and conduct of a harbor and the construction, maintenance and operation of wharves, docks, piers, slips, etc., and other utilities, structures, facilities and appliances necessary or convenient for the promotion and accommodation of commerce and navigation, and for other purposes upon certain trusts and conditions; provides for the government, management, use and control of such tide and submerged lands, and prohibits the granting or leasing of such lands to any individual, firm or corporation except for specified purposes, not including oil and gas production.

Bills to Watch

Assembly

AB 1181 (Bruce F. Allen): To Committee on Judiciary

Codification bill to maintain codes, correcting various erroneous cross-references and references in the Public Resources Code. Contains change regarding succession by Department of Fish and Game to duties of Fish and Game Commission.

AB 2237 (Shell): To Committee on Manufacturing, Oil, and Mining Industry

Changes schedule for tideland oil royalties for both proven and unproven lands at not less than 16½ percent or a sliding scale royalty commencing at not less than 16½ percent.

Senate

SB 717 (Sutton and others): To Committee on Natural Resources

Creates, with appropriation of \$100,000 from the General Fund, a State Natural Resources Advisory Committee to advise and give information in field of public recreation and natural resources. Committee consists of representatives of various state agencies, and shall concern itself with activities of the constituent agencies.

Oil and Gas

Good Bills

Assembly

AB 2725 (Grant and Klockslem): To Committee on Manufacturing, Oil, and Mining Industry

Establishes the duty of the state oil and gas supervisor, after investigation and hearing, to issue orders to oil and gas producers for the prevention of land subsidence caused by the drilling for and production or extraction of oil and gas. Makes orders enforceable in superior court.

ACR 33 (Miller and others): To Committee on Rules

As amended, requests State Lands Commission not to offer any tide and submerged lands for leasing for production of oil, gas or to grant oil and gas leases with respect to such land until legislature has completed its considerations of pending proposals to revise law governing subject.

Bills to Watch

Assembly

AB 36 (Miller and others): To Committee on Manufacturing, Oil, and Mining Industry

Maximum Oil Recovery Law providing for unit operation of oil and gas pools by order of the State Lands Commission; permits inclusion of tidelands in unit operation.

AB 40 (Shell): To Committee on Manufacturing, Oil and Mining Industry

Establishes a minimum rate of 12½ percent on state oil royalties from both proven and unproven areas; repeals 16½ minimum rate for proven lands. Makes other changes. See also AB 47 (Miller), and AB 3869.

AB 45 (Shell): To Committee on Manufacturing, Oil, and Mining Industry

Requires unitized development and operation of tideland oil fields by the state

and its lessees upon 75 percent agreement by the total working interests in the area, as determined by the state; makes unitization permissive with grantees of the state.

AB 47 (Miller and others): To Committee on Manufacturing, Oil, and Mining Industry

Provides that the minimum tideland oil royalty shall be 12½ percent for proven and unproven lands alike; repeals 16½ percent minimum royalty for proven lands and makes other changes. See also AB 40 (Shell).

AB 166 (Lindsay): To Committee on Manufacturing, Oil and Mining Industry

Proposes enactment of an oil and conservation law containing provisions regarding well spacing, pulling of spacing units and unit operation similar to those in defeated Proposition IV, to be administered by a newly created Division of Oil and Gas Conservation in the Department of Natural Resources.

AB 930 (Grant): To Committee on Manufacturing, Oil and Mining Industry

Provides that any city or county grantee of state tide and submerged lands may enter into agreements for cooperative development of oil and gas fields for unitized operations, provided the state has not reserved the right to produce oil and gas from the lands granted, and provided further that the grantee determines that cooperative development would prevent unreasonable waste or possibly prevent subsidence of abutting lands.

AB 1642 (Bruce F. Allen and others): To Committee on Manufacturing, Oil, and Mining Industry

Creates Oil and Gas Conservation Study Commission composed of seven members appointed by and serving at the pleasure of the Governor, selected on basis of experience and knowledge in the field of oil and gas conservation; requires Commission to study adequacy of laws regarding protections against wasteful production and to report findings and recommendations to 1959 general session of legislature, Governor and Director of Finance; unspecified appropriation, for above purposes, from State Lands Act Fund.

AB 2133 (Collier): To Committee on Government Organization

Provides that payments into the State Treasury from Long Beach tidelands revenue shall be credited to the General Fund, rather than the Investment Fund, as presently provided. Amends Section 6816 of Public Resources Code regarding revenue from oil, gas and mineral leases to provide that none of such revenue shall go into the Investment Fund. Transfers all money from the Investment Fund into the General Fund.

AB 2531 (Shell and Kelly): To Committee on Manufacturing, Oil, and Mining Industry

Creates Oil and Gas Production Study Commission composed of seven members appointed by the Governor and two senators and two assemblymen to study adequacy of state laws regarding prevention of wasteful production; must report to legislature by January 1959.

AB 2726 (Grant and Klockslem): To Committee on Manufacturing, Oil, and Mining Industry

Skeleton bill to enact a "Subsidence District Law" by adding a new division to Water Code.

AB 2727 (Grant and Klockslem): To Committee on Manufacturing, Oil, and Mining Industry

Skeleton bill to enact a "Subsidence District Law" by adding a new division to Health and Safety Code.

AB 2728 (Grant and Klockslem): To Committee on Manufacturing, Oil, and Mining Industry

Skeleton bill to enact a "Subsidence District Law" by adding new division to Public Resources Code.

AB 2730 (Grant and Klockslem): To Committee on Manufacturing, Oil, and Mining Industry

Amends Division 15 of Water Code to expand reclamation districts law to include subsidence districts for the correction and control of subsidence of land, including tide and submerged lands granted to a city by the state.

AB 2731 (Grant and Klockslem): To Committee on Manufacturing, Oil, and Mining Industry

Declares legislative finding that conducting of operations to arrest land sinking which, by reason thereof, is threatened with overflow or incursions from tide or inland waters is a proper and lawful activity of a reclamation district.

AB 2732 (Grant and Klockslem): To Committee on Manufacturing, Oil, and Mining Industry

Adds new chapter to Public Resources Code to provide for the formation of subsidence protection districts, including subsidence caused by oil and gas extraction.

AB 2733 (Grant and Klockslem): To Committee on Manufacturing, Oil, and Mining Industry

Adds new chapter to Public Resources Code to provide for the formation of subsidence control districts pursuant to provisions of the Water Code governing reclamation districts.

AB 3201 (Shell): To Committee on Manufacturing, Oil, and Mining Industry

Declares state policy that proper well spacing may prevent or assist in preventing waste of oil and gas. Accordingly, gives state oil and gas supervisor authority to establish, after hearing, orders for well spacing units and the pooling of properties in spacing units. Prescribes procedure of adoption and specifications of such orders and provides for court review of orders.

AB 3324 (Lindsay): To Committee on Manufacturing, Oil and Mining Industry

Creates California Oil and Gas Study Commission, consisting of five members appointed by the Governor. Makes speaker of Assembly and president pro tempore of Senate ex officio members, while constituting members of both houses as a joint interim investigating committee on the subject. Establishes \$25,000 salary for commissioners, and requires that they be oil and gas industry experts. Establishes powers and duties, and requires re-

port to legislature in 1958. See also AB 2531 (Shell and Kelly).

AB 3869 (Bruce F. Allen and others): To Committee on Manufacturing, Oil and Mining Industry

Similar to AB 40 (Shell):

AB 4002 (Lanternman and others): To Committee on Governmental Efficiency and Economy

Provides that 50 per cent of the royalties from tide and submerged lands going into the State Lands Act Fund shall be appropriated to the counties of origin where the tide or submerged lands are located in the proportion such monies were received from each of the counties of origin to be expended by such counties or origin for production, reclamation, storage, distribution and transportation or purchase of water and for the promotion of health and welfare, beaches, parks, recreation, education, and highways, including the construction and maintenance of any and all of the same. The other 50 per cent is to be allocated in accordance with existing law.

Senate**SB 709 (Sutton and others): To Committee on Natural Resources**

Creates Natural Resources Fund for proceeds from royalties and drilling bonuses accruing from the leasing of state land for the extraction of oil and gas; establishes formula for use of fund for natural resources projects; transfers money of Investment Fund from Long Beach Tidelands money into the Natural Resources Fund. Also establishes State Beach and Park Fund and abolishes the State Park Fund; presents formula for amount of money going into this fund.

SB 795 (Cunningham): To Committee on Natural Resources

Provides that the chapter of the Public Resources Code governing spacing of oil and gas wells does not apply to certain state-owned lands and certain state-owned mineral rights leased for the production of oil. Identical bill: SB 796.

SB 796 (Cunningham): To Committee on Natural Resources

Same as SB 795 (Cunningham).

SB 2470 (Miller): To Committee on Natural Resources

Gives Oil and Gas Commission authority to determine whether tidelands are within or without a proven oil and gas producing area.

Prison Labor**Bad Bills****Senate****SB 859 (Farr): To Committee on Judiciary**

Permits boards of supervisors of two or more counties to enter into an agreement for commitment of misdemeanants and any other person serving time in any county adult detention facility as a condition of probation to a county jail included in the agreement for transfer therefrom to an industrial farm or an industrial work camp in any such county.

Bills to Watch**Assembly****AB 2643 (Donahoe and Kelly): To Committee on Judiciary**

Adds Section 4125.1 to Penal Code to provide that the board of supervisors may contract with the federal government or the state for the performance of work and labor by any person in custody on any county industrial farm or industrial road camp in the suppression of fires within national forests, state parks, or other lands of the United States or the state. Provides also that whenever any such person so in custody shall perform the services, he shall be subject to workmen's compensation benefits to the same extent as the county employee, and the board of supervisors shall provide and cover any such persons with accident, health and compensation insurance as is otherwise regularly provided for employees of the county.

Senate**SB 580 (Cobey and others): To Committee on Judiciary**

Provides for employment of certain persons sentenced to the county jail to be employed outside of jail under supervision of sheriff, and provides for disposition of earnings therefrom.

SB 714 (Sutton and others): To Committee on Governmental Efficiency

Appropriates \$250,000 from the General Fund for establishment of a prison labor camp for prisoners constructing proposed road from North Grove to South Grove in Calaveras Big Tree Park. See also SB 718 (Sutton and others).

SB 718 (Sutton and others): To Committee on Transportation

Appropriates \$2.5 million from the State Park Fund for construction of a public road between North Calaveras Big Tree Grove and South Calaveras Big Tree Grove. See also SB 714 (Sutton and others).

SB 881 (Robert I. McCarthy and Farr): To Committee on Judiciary

Allows Director of Corrections to dispose of surplus prison goods by sale to persons in markets outside the United States.

SB 894 (Harold T. Johnson): To Committee on Judiciary

Authorizes Department of Corrections to operate regional jail camps for primary purpose of confinement, treatment and care of persons sentenced to long jail terms, including persons so imprisoned as a condition of probation and those committed for treatment as alcoholics. Permits contract between Director of Finance and any county for commitment of county prisoners to a regional jail in lieu of commitment to a county jail or other county detention facility. Establishes conditions under which Department of Corrections is required or permitted to accept or return prisoners, provides for financing, and allows employment of such prisoners.

SB 2263 (Burns): To Committee on Governmental Efficiency

Skeleton bill relating to the sale of prison-made goods to governmental agencies.

SB 2329 (Regan): To Committee on Judiciary

Provides that a county which maintains an industrial farm or industrial road camp may enter into agreements with other public agencies for the services of persons in custody in aid of public projects, and may, by resolution, provide for the crediting to such persons a sum for each day of 8 hours' work on such projects in excess of the maximum (\$2.00 per day for prisoners with dependents, fifty cents per day for prisoners without dependents), but not to exceed the maximum specified in such resolution.

Public Health

See also: Insurance

Good Bills**Assembly****AB 39 (Rumford and others): To Committee on Public Health**

As enacted appropriates \$3 million from General Fund to Department of Public Health for purchase and administration of polio vaccine. Chapter 35.

AB 305 (McCollister): To Committee on Agriculture

Requires the designation of California raised poultry by inclusion of words "California grown" on inspection marking.

AB 630 (Donald D. Doyle and others): To Committee on Social Welfare

Community Mental Health Act designed to encourage and assist financially local governments in the establishment and development of mental health services through locally administered and locally controlled community mental health programs; permits intergovernmental agreements for mental health programs; establishes criteria for reimbursement to local unions from the state; provides that fees shall be charged in accordance with ability to pay for mental health services, in no case to exceed the actual cost.

Senate companion SB 244 (Short and others). See also AB 2736 (Donald D. Doyle and others).

AB 953 (Rumford and others): To Committee on Public Health

Appropriate \$57,358 to Department of Public Health for a program of accident prevention.

AB 984 (Rumford and others): To Committee on Public Health

Extends until October 2, 1959, rather than October 2, 1957, provision authorizing issuance of temporary permit to anyone licensed or registered as a professional nurse in any other state or Canada who is a citizen or has declared his intention to become a citizen; extends authority to practice under such permits from January 1, 1958 to January 1, 1960.

AB 1374 (Donahoe): To Committee on Public Health

Creates the State Radiation Protection Service to develop policies and programs for the protection of the people from hazards of radiation in wartime and peacetime use, by conducting studies, collecting and disseminating information, and rendering technical assistance. Serv-

ice would register all persons who produce or store radiation.

AB 2359 (Weinberger): To Committee on Government Organization

Creates Cancer Board with power to investigate drugs, medicines, compounds and devices used or prescribed in the diagnosis, treatment and cure of cancer, with power to issue cease and desist orders enforceable in courts against medically unsound practices; sets forth detailed procedures for investigations to ensure valuations by best medical authorities.

AB 2736 (Donald D. Doyle and others): To Committee on Ways and Means

Appropriates \$850,000 from money in state treasury not otherwise appropriated, including \$786,000 for subsidy to cities and counties, for the purpose of carrying out the provisions of the Community Mental Health Services Act proposed in AB 630 (Donald D. Doyle and others).

AB 3093 (Chapel and others): To Committee on Public Health

Requires Department of Public Health to prescribe and establish rules, consistent with those of the National Bureau of Standards, controlling the transportation, storage, packaging, sale, distribution, production, and disposal of radioactive materials which may affect the public health or the health of persons exposed to radioactivity or ionizing radiation. Establishes penalty for violation and provides enforcement procedure. Specifically provides that bill shall not prevent Department of Industrial Relations from establishing rules for the protection of the health and safety of employees against ionizing radiation in any place of employment. See also AB 3092 and AB 3094 (Chapel and others) under INDUSTRIAL SAFETY and WORKMEN'S COMPENSATION, respectively.

AB 3936 (O'Connell and Burton): To Committee on Government Organization

Creates the Commission on the Health Needs of California, comprised of 30 persons appointed by the Governor, four of which are representatives of labor, to study the needs for legislation and additional private and public health programs to meet the physical and mental health needs of the citizens of this state and to make recommendations to expedite the growth of health insurance programs. Appropriates \$50,000 to the commission.

AB 3978 (Bruce F. Allen and others): To Committee on Livestock and Dairies

Provides that all eggs produced in California may be labeled "produced in California." Makes it a misdemeanor for any person to label any eggs not produced in California with such a label or any label designed to represent that they were California-produced.

AB 4117 (Meyers): To Committee on Government Organization

Requires business establishments, including cities and counties, serving the public who maintain restroom facilities for the public to make at least one toilet for each sex maintained in such facilities available without cost or charge to the patrons of such business establishment.

ACR 59 (McCollister): To Committee on Livestock and Dairies

Requests Senate Interim Committee on Livestock and Dairies or Senate Committee on Agriculture in their capacities as interim investigating committees, or Joint Interim Committee on Agriculture and Livestock, or all of said committees to investigate and study the depressed conditions of the California poultry industry, and to report thereon to the legislature with recommendations as to needed legislation. Scope of study and investigation includes shipment into state of poultry from areas that do not employ union labor in the production or processing of poultry for marketing and areas with much lower health and inspection standards than are required of poultry producers in California.

Senate**SB 86 (Richards): To Committee on Social Welfare**

As amended, establishes a Neuropsychiatric Hospital of the University of California at Los Angeles as a part of a medical center. The hospital shall be operated and maintained according to a plan and agreement entered into by the regents and the Department of Mental Hygiene, and conducted for the purpose of treating patients with organic and functional disorders of the nervous system, and to further the respective educational, training and research programs of the University and the Department of Mental Hygiene.

SB 244 (Short and others): To Committee on Governmental Efficiency

Senate companion to AB 630 (Donald D. Doyle and others).

SB 245 (Short and others): To Committee on Governmental Efficiency

Senate companion to AB 2736 (Donald D. Doyle and others).

SB 508 (Gibson and others): To Committee on Education

Permits Board of Nurses Examiners to accredit a school of nursing which has been approved by the board and which gives a course of instruction prescribed by the board covering not less than two years; requires the Board, in prescribing a course of instruction pursuant to the above authority, to provide a quality of education not less than the current standards established and adopted for a basic two-year course of professional nursing education by both the National League for Nursing and the American Association of Junior Colleges. Declares intent of legislature to establish private programs authorizing the Board, for a provisional period, to accredit and maintain a continuing evaluation of not less than two-year courses in professional nursing education to meet the nursing shortage.

SB 803 (Byrne): To Committee on Agriculture

Amends the California poultry meat inspection law regarding the licensing of poultry meat inspectors to (1) provide for expiration of all presently issued licenses on December 31, 1957, and all future licenses issued on the last day of the calendar year for which they are issued, 2) require application for renewal of license

to be made on or before last day of calendar year for which license was issued, accompanied by \$5 license fee under penalty of an additional \$5 for late payment, 3) prohibits renewal of any license that has lapsed for two calendar years and instead requires a new application and passage of written and oral examinations, 4) provides that written and oral examinations for license show the applicant's knowledge of the anatomy of poultry and of routine processing techniques and equipment used in poultry processing plants and the ability of the applicant to interpret laws and regulations pertaining to poultry meat inspection.

SB 1106 (Miller): To Committee on Business and Professions

Amends Section 2892 of Business and Professions Code to provide that no examination shall be required as a condition for the restoration of a vocational nurse's license that has expired for non-payment of the annual fees.

SB 1118 (Miller): To Committee on Business and Professions

Amends Section 2811 of Business and Professions Code to provide that no examination shall be required as a condition for renewal of a nurse's license that has expired for non-payment of the renewal fee.

SB 2005 (Kraft): To Committee on Business and Professions

Amends Nursing Practice Act to strengthen unprofessional conduct provisions regarding administration of dangerous drugs.

SB 2006 (Kraft): To Committee on Business and Professions

Requires vocational nurses trained in the service to pass an examination.

SB 2102 (Kraft): To Committee on Public Health and Safety

Makes non-transferable, licenses for slaughtering, wholesale distribution, jobbing and importation of horsemeat and other licenses for food processing and storage establishments and facilities.

SB 2586 (Harold T. Johnson): To Committee on Public Utilities

Adds Section 768.5 to Public Utilities Code to provide that the Commission may require that every public utility maintain adequate facilities for health and sanitation of its employees at every location where employees are employed or domiciled. Adequate facilities for health and sanitation shall include, among other things, heating, lighting, running water for bathing and toilet facilities.

Bad Bills

Assembly

AB 999 (Grant and others): To Committee on Public Health

Amends Section 16900 of the Health and Safety Code to exempt gas dryers from the requirement that every gas burning appliance must be connected to an effective flue or vent leading to the outside air. Also provides that the requirement for flues or vents under Section 16900 do not apply to the existing building if they were not required prior to September 22, 1951,

if presently fulfilling such requirements would necessitate a structural addition, structural alteration or a structural change.

AB 1154 (Dahl): To Committee on Public Health

Converts Board of Vocational Nurse Examiners from a seven- to a five-member board composed exclusively of licensed vocational nurses who have been licensed for a period of three years prior to appointment; creates seven-member advisory council to Board of Vocational Nurse Examiners with varied qualification requirements for appointment to such advisory council. Gives Board authority to prescribe, over and above basic qualifications for a licensed vocational nurse, a course of electives for the purpose of specializing in such fields as geriatrics, X-ray, surgery, polio, psychiatry, maternity, pediatrics, and rehabilitation, such courses to be for not less than four and not more than eight months; authorizes Board to issue certificates in each of the above subjects to licensed vocational nurses who satisfactorily complete one of the prescribed courses in any of the above special fields.

AB 2136 (Rumford): To Committee on Public Health

Amends Section 28007 of Health and Safety Code to remove prohibition that all canned dog or pet food manufactured from horse meat or horse meat by-products and packed in hermetically sealed containers shall not use on the labels any of the following terms: "packed in gravy," "packed with gravy," "horse meat loaf," and "horse meat stew," or any other term, phrase or statement from which it might be inferred or implied that said product is or could be used for human consumption.

AB 2221 (Erwin): To Committee on Livestock and Dairies

Permits buttermilk and cultured buttermilk to be sold and served from approved milk dispensing device the same as homogenized market milk.

AB 2761 (Stewart): To Committee on Public Health

Amends the definition of adulterated meat to permit the addition to fresh meat of seasoning solutions containing not in excess of two-tenths of one percent by weight of papain and the addition of seasoning to chopped beef or ground beef and hamburger.

Senate

SB 88 (Teale): To Committee on Public Health and Safety

Provides that provisions of Health and Safety Code and regulations of the Department of Public Health and the State Board of Public Health that establish safeguards in connection with domestic water supply reservoirs shall not apply to reservoirs operated by a person who only incidentally sells water for domestic purposes.

AB 755 (Abshire): To Committee on Agriculture

Makes technical change in definition of "farm products" in law providing for the licensing and regulation of produce dealers; also exempts from such law, retail merchants who sell at wholesale products purchased from producers, but who are

not actually engaged in the business of selling at wholesale.

SB 1582 (Abshire): To Committee on Agriculture

Makes numerous amendments to state law providing for the classification of poultry and rabbit meat. Revises classification and marking provisions to (1) provide that individual carcasses of poultry meat or packages of cut up poultry or poultry parts prepared for use by institutions, public eating houses or for processing, and packaged in shipping containers holding several carcasses or packages of such poultry, need not be marked with class designation if the shipping container is so marked in a specified manner, (2) require poultry parts displayed for sale to consumers in bulk without being packaged or wrapped to be segregated as to class and to be designated as to class or classes upon a placard clearly identifying the poultry parts designated thereby in a manner visible to the purchaser, (3) require cut up poultry meat consisting of all the parts of a carcass prepared, packaged and offered for sale to be from only one classification, and (4) require containers of poultry parts of different classes to be marked to indicate the classes and the quality of each. Also strengthens enforcement of law by providing for inspection, but at the same time broadens exemptions from law.

Bills to Watch

Assembly

AB 34 (Masterson and others): To Committee on Conservation, Planning, and Public Works

Establishes a procedure for the opening of domestic water supply reservoirs to recreational uses including fishing.

AB 945 (Bradley): To Committee on Municipal and County Government

Amends, repeals and adds various sections of the Health and Safety Code regarding county sanitation districts. Provides that work proposed by the engineers' report, as required, shall be performed by private contractors, and repeals sections allowing such work to be done by day labor, or only partially by private contractors. Provides that if cost of work exceeds \$1,000, notices must be published requesting bids and contract must be awarded to the lowest responsible bidder. Also provides that the county sanitation district shall not incur any bonded indebtedness without the approval of the voters of the district. Also provides that the board of supervisors shall not increase the rate of taxation for improvement of a portion of a district without voter approval.

AB 1772 (Rees and others): To Committee on Governmental Efficiency and Economy

Adds Chapter 1.5 to Division 20 of Health and Safety Code creating the Air Pollution Research Committee, comprised of nine members appointed by the Governor, including a representative of California labor, to develop a program of research and experiments into the causes, effects, prevention and abatement of air pollution within the state, to prepare and publish reports of the research, together with recommendations, and to report to

the legislature the results of such research. Appropriates an unspecified amount from the General Fund for the support of the committee.

AB 1899 (Lindsay and others): To Committee on Public Health

Permits use of public reservoirs for fishing and recreation to the extent compatible with public health within certain specified limits.

AB 2137 (Elliott): To Committee on Municipal and County Government

Prohibits any city or public agency from establishing a garbage or refuse disposal site in any county without prior approval of board of supervisors of the county and without public hearing.

AB 2712 (Grant and others): To Committee on Government Organization

Creates a Board of Psychological Examiners and provides for the regulation and licensing of psychologists thereunder.

AB 2720 (Grant and Klockslem): To Committee on Governmental Efficiency and Economy

Skeleton bill relating to the use of hot plates in hotel rooms.

AB 2872 (Bruce F. Allen and others): To Committee on Social Welfare

Adds Sections 7500.6 and 7500.7 to Welfare and Institutions Code to provide that the Department of Mental Hygiene shall require all personnel working directly with insane and other incompetent persons to complete training with regard to the care and treatment of such patients. Also allows the Department to negotiate with various universities and colleges to arrange such affiliations or make such contracts for educational or training programs as may be necessary to assure an adequate number of qualified psychiatrists, physicians and surgeons, psychologists, nurses, social workers, laboratory and other technicians, and ancillary workers.

AB 3433 (Don A. Allen): To Committee on Governmental Efficiency and Economy

Skeleton bill relating to the creation of a Study Commission on the Health Needs of California; designates policy with regard to public health.

AB 4049 (Brown): To Committee on Governmental Efficiency and Economy

Same as AB 4048 and 4050 (Brown), but, in addition, provides that all contracts entered into by incorporated cities for the collection and disposal of garbage and other refuse shall be by bid and contain uniform standards for the negotiation, execution, modification, performance, payment and termination of such contracts.

AB 4050 (Brown): To Committee on Governmental Efficiency and Economy

Same as AB 4048 (Brown), but, in addition, provides that incorporated cities contracting for the collection and disposal of garbage and other refuse to do so by competitive bidding. See also AB 4049 (Brown).

AB 4117 (Meyers): To Committee on Government Organization

Requires business establishments serving the public which maintain rest room facilities for the public to make facilities available without cost to patrons.

AJR 4 (Erwin): To Committee on Rules

Memorializes Congress to pass legislation for accomplishing the rebuilding and maintenance of the International Boundary Fence between U. S. and Mexico in the interest of protecting the livestock industry in the Southwestern United States against inroads of diseases and pests harbored by drifting farm animals not now subject to restraint and inspection. See also AJR 5 (Pattee) and SJR 9.

Rapid Transit and Interurban Travel

Bad Bills

Assembly

AB 490 (Chapel): To Committee on Public Utilities and Corporations

Permits interurban railroad corporations to raise their fares, without limit, for one continuous ride in the same direction within the corporate limits of any city or city and county without going to the Public Utilities Commission.

AB 593 (Grant and Klockslem): To Committee on Public Utilities and Corporations

Amends Sections 2184 and 2185 of Civil Code to exempt any passenger stage corporation or street railroad corporation, which is subject to the jurisdiction of the Public Utilities Commission, from the obligations imposed on other common carriers of persons to provide a sufficient number of vehicles to accommodate all the passengers who can reasonably be expected to require carriage at any one time, and to provide every passenger with a seat.

AB 1627 (Britschgi and Francis): To Committee on Transportation and Commerce

Creates the West Bay Rapid Transit Authority, comprised of San Francisco, Marin, San Mateo and Santa Clara counties, with power to construct, operate and maintain a rapid transit system within such counties. Provides for the issuance and sale of revenue bonds by said authority. Exempts contracts made by authority from the State Contract Act. Provides that property of the authority may be taxed by public corporations just as if it were privately owned. Appropriates \$100,000 to pay expenses incurred prior to the issue and sale of the revenue bonds.

See also AB 1628, SB 723, SB 724 and AB 4115.

AB 4115 (Meyers): To Committee on Transportation and Commerce

Provides for creation of a West Bay Rapid Transit Authority, authorizing it to construct and operate an interurban rapid transit system within the counties of Santa Clara, San Mateo and San Francisco. Also provides for issuance of revenue bonds to finance the system. Authorizes Authority to fix rates, fares, tolls, etc. Exempts contracts from provisions of the

State Contract Act. Senate companion: SB 723 (Dolwig).

See also AB 1627, AB 1628, SB 724.

Senate

SB 723 (Dolwig and others): To Committee on Transportation

Senate companion to AB 4115 (Meyers). See also AB 1627, AB 1628, SB 724.

SB 724 (Dolwig): To Committee on Transportation

Appropriates \$100,000 from General Fund to pay expenses incurred prior to the issue and sale of revenue bonds for the West Bay Rapid Transit Authority, as created by SB 723.

See also SB 723, AB 1627, AB 1628 and AB 4115.

Bills to Watch

Assembly

AB 1104 (Wilson and others): To Committee on Transportation and Commerce

Continues the Los Angeles Metropolitan Transit Authority to develop a mass rapid transit system in metropolitan areas within Los Angeles and Orange counties and certain portions of San Bernardino and Riverside counties. Provides for issuance of revenue bonds. Repeals the 1951 act setting up the Authority, declaring new act a restatement of the existing law.

Permits the authority to contract with any employees, group of employees or labor organization, representing a majority of the employees for appropriate bargaining representatives, for services to be rendered, including but not limited to hours, wages, retirement benefits and other related working conditions, and also to provide for a civil service or retirement system, or both, for all employees. Exempts authority from provisions of State Contract Act and permits authority, without awarding a contract, to construct a rapid transit system or any part thereof.

AB 1337 (Busterud and others): To Committee on Transportation and Commerce

Repeals Chapter 1239 of Statutes of 1949 forming San Francisco Bay Area Metropolitan Rapid Transit District and creates San Francisco Bay Area Rapid Transit District, to be approved by the nine counties of the metropolitan bay area. Gives district power to provide an adequate modern interurban mass transportation system. Provides for tax on real property as well as ½ per cent sales tax, and allows district to incur bonded indebtedness. Senate companion: SB 844 (Robert I. McCarthy and others).

AB 1409 (Levering and Chapel): To Committee on Transportation and Commerce

Creates the Los Angeles Basin Area Transportation Planning Commission to study and investigate the transportation problems in the urban area of Los Angeles county south of the San Gabriel Mountains and east of the Santa Susana Mountains and the urban areas of San Bernardino, Riverside and Orange counties. The commission shall also prepare a master plan for construction, purchasing and financing of an area-wide transportation system.

AB 1628 (Britschgi and Francis): To Committee on Transportation and Commerce

States policy of West Bay Rapid Transit Authority Act. See also **AB 1627** (Britschgi and Francis).

AB 2249 (Luckel): To Committee on Transportation and Commerce

Creates San Diego Metropolitan Transit Authority; prescribes powers and duties and authorizes authority to acquire, construct and operate a mass rapid transit system; provides for the issuance and sale of revenue bonds, but denies power to tax; specifically exempts construction contracts of district from State Contract Act and permits construction of rapid transit system or any part thereof by day labor without awarding of contracts. Permits authority to contract with employees, groups of employees, or labor organizations representing majority of employees, or appropriate representatives, for services rendered, including, but not necessarily limited to hours, wages, retirement benefits, and other related working conditions.

AB 3756 (McGee): To Committee on Public Utilities and Corporations

Removes prohibition against the territorial limits of the Los Angeles Metropolitan Transit Authority being diminished or decreased so long as any bonds issued under the L. A. Metropolitan Transit Authority Act are outstanding and unpaid.

Senate

SB 433 (John F. McCarthy): To Committee on Transportation

Continues the San Francisco Bay Area Rapid Transit Commission until December, 1959, instead of terminating it December, 1957.

SB 727 (Dolwig): To Committee on Governmental Efficiency

Creates the San Francisco Bay Area Authority to acquire and/or construct and/or operate public works or facilities as is necessary to relieve the congestion of highway traffic by providing adequate bay crossings and approaches. Nine bay area counties are represented. Succeeds the California Toll Bridge Authority. Appropriates \$50,000 for expenses until bonds can be issued; authority may issue bonds, fix charges, fees, tolls, etc.

SB 844 (Robert I. McCarthy and others): To Committee on Transportation

Senate companion to **AB 1337** (Busterud and others).

SB 850 (John F. McCarthy and others): To Committee on Transportation

Adds Part 2 to Division 10 of Public Utilities Code creating San Francisco Bay Area Rapid Transportation District to provide system of rapid and effective transportation between various portions of metropolitan area. Includes counties of Alameda, Contra Costa, San Francisco, Marin, San Mateo and Santa Clara. Provides for annexation of Napa, Solano or Sonoma counties with voter approval. Provides for acquisition and construction of transit facilities. Contains collective bargaining provisions for workers plus establishment of retirement system. Provides for tax on real property, as well as 1 per cent sales tax, and allows district to incur bonded indebtedness. See also **SB 844**.

SB 2049 (Kraft): To Committee on Business and Professions

Skeleton bill relating to what is included within the term "collection agency."

Schools

See also: Civil Rights and Liberties; State Government; Taxes and Revenues; Sales Taxes; Teachers.

Good Bills

Assembly

AB 26 (Henderson and others): To Committee on Education

Provides for agreements between the appropriate agencies of the state and federal government for the construction of housing and other educational facilities for students and faculties at state colleges.

AB 151 (Weinberger and others): To Committee on Education

Requires all attending and consulting physicians to report instances of impaired vision in children to local health departments for reporting to school district.

AB 304 (McCollister): To Committee on Education

State School Building Aid Bond Law of 1957—provides for preparation, issuance and sale of state bonds totalling \$100 million to provide construction aid to school districts. See **ACA 33** (Lindsay).

AB 409 (Donald D. Doyle and others): To Committee on Education

Appropriates \$90,000 from the General Fund to furnish supplies up to \$70 per year for students with state scholarships.

AB 440 (Ernest R. Geddes): To Committee on Education

Increases the incentive for formation of unified school districts by raising the foundation program of such districts for purposes of state apportionment of school funds. Senate companion: **SB 413** (Grunsky).

AB 600 (Donahoe and Porter): To Committee on Education

Amends state's competitive scholarship program to broaden the "need concept" for purpose of determining the amount of the award so that all necessary expenses that will enable the student to attend college are taken into account.

AB 767 (Donald D. Doyle): To Committee on Education

Increases maximum apportionment to counties and school districts for education of mentally retarded children falling within the provisions of Section 9801.1 of Education Code from \$150 to \$350 per unit of a.d.a. See also **SB 1240** (McBride) and **SB 61** (McBride and others) and **SB 1740** (Miller).

AB 768 (Donald D. Doyle): To Committee on Education

Increases maximum apportionment to counties and school districts for education of physically handicapped children from \$400 to \$700 per unit of a.d.a. Similarly increases a.d.a. for instruction of blind. See also **SB 66** (McBride and others) and **SB 1740** (Miller).

AB 831 (Donald D. Doyle): To Committee on Education

Provides, within existing maximum limits per a.d.a., for school apportionments to school districts and county service funds for the purchase of braille books, the cost of transcribing ink print materials into braille, the purchase or making of sound recordings and the purchase of special supplies and equipment for blind pupils. Doubles the maximum amount which may be allowed school districts or county superintendents of schools for education of blind. Senate companion: **SB 749** (Robert I. McCarthy).

AB 1237 (Donald D. Doyle and others): To Committee on Governmental Efficiency and Economy

Creates a California commission for the study of the financing of public education to consist of an unspecified number of members appointed by the Governor; defines scope of study and requires report of findings to Governor and legislature not later than January 15, 1959. Makes unspecified appropriation from General Fund for support of commission.

AB 1348 (Donahoe and Hanna): To Committee on Education

Provides that minors with speech disorders or defects may be admitted to schools for the physically handicapped for individual instruction at the age of three years; permits county superintendent of schools, with approval of county board of education, to provide for the education of physically handicapped minors by the employment of instructors to provide remedial instruction of minors in regular, special day and special training schools or classes which he may be authorized to conduct; makes other necessary related changes and several technical amendments.

AB 1734 (Masterson): To Committee on Education

Restricts the personal information concerning pupils of 12th grade or under which public, private or parochial school may give to an employer or potential employer of the pupil, except under judicial process, to the age and scholastic record of the pupils.

AB 2244 (Donald D. Doyle): To Committee on Education

Extends prohibition against giving out information concerning school pupils to include 13th and 14th grade. Present prohibition applies to 12th grade and lower.

AB 2322 (Porter and others): To Committee on Education

Revises upward the square feet formula per unit of a.d.a. in determining the maximum state school building aid for districts. Provides that estimate for apportionment can cover a period of four, instead of two fiscal years.

AB 2355 (Conrad): To Committee on Elections and Reapportionment

Provides for special election to fill unexpired term of vacancies on elementary school district board when vacancies occur simultaneously in a majority of the positions of an elementary board. Where a single vacancy occurs, county superintendent of schools appointee must run at the next election of governing board mem-

bers to fill unexpired term. Under present law, in case of a single vacancy, the appointment is for the remainder of the unexpired term without requirement that appointee be elected should an interim election be held.

AB 2576 (Bradley): To Committee on Elections and Reapportionment

Provides that in all school district elections held under the provisions of the Education Code, a notice of election shall be sent to all registered voters at least ten days prior to the date of election designating the polling place, the time of the election and containing a statement of the purposes of the election.

AB 2663-2665 inclusive (Lindsay): To Committee on Education

Provides for the issuance of school district, county and city bonds, respectively, upon majority vote instead of two-thirds vote. Requires approval of ACA 33 (Lindsay).

AB 3055 (Donald D. Doyle): To Committee on Education

Permits an increase in the maximum tax rate of 5 cents per \$100 assessed valuation for unified school districts not maintaining a junior college, and of 10 cents per \$100 assessed valuation for unified school district maintaining a junior college, for sole purpose of purchasing school site and providing community recreation facilities under Chapter 9 of Division 9 and Chapter 4 of Division 12 of Education Code.

AB 4118 (Henderson and others): To Committee on Education

Creates commission consisting of five members appointed by the Governor to revise Education Code and submit report and recommendations to the legislature for 1959 general session.

ACA 33 (Lindsay): To Committee on Constitutional Amendments

Proposes constitutional amendment to require a majority instead of two-thirds vote for passage of school district bond issues.

ACA 46 (Masterson and Burton): To Committee on Constitutional Amendments

Same as ACA 33 (Lindsay), and includes lease purchase arrangements in the definition of "indebtedness" and "liability."

Senate

SB 61 (McBride and others): To Committee on Education

Increases maximum apportionment to counties and school districts for education of severely mentally retarded children from \$400 to \$500 per unit of a.d.a. See also SB 66 (McBride), AB 767, SB 1240 and SB 1740.

SB 62 (McBride and others): To Committee on Education

Appropriates \$180,000 for Department of Education's study of problems in the education of emotionally disturbed children; provides for advisory committee to Department.

SB 65 (McBride and others): To Committee on Social Welfare

Appropriates \$500,000 for apportionment to counties and school districts to pay up to half of costs of providing housing and equipment for the education of physically handicapped and mentally disturbed children.

SB 66 (McBride and others): To Committee on Social Welfare

Increases maximum apportionment to counties and school districts for education of physically handicapped children from \$400 to \$500 per unit of a.d.a. Similarly increases a.d.a. for instruction of blind. See also SB 61 (McBride), AB 768 and SB 1740.

SB 153 (Dilworth and others): To Committee on Education

State School Building Aid Bond Law of 1957. As enacted, provides for preparation, issuance and sale of state bonds totaling \$100,000,000 to provide construction aid to school districts. Chapter 18.

SB 413 (Grunsky): To Committee on Education

Senate companion to AB 440 (Ernest R. Geddes).

SB 483 (Grunsky): To Committee on Education

Same as SB 413 (Grunsky).

SB 1242 (McBride): To Committee on Education

Provides Bureau of Vocation Rehabilitation may grant funds, out of money appropriated to it for that purpose, on a matching basis to qualified nonprofit organizations to develop or expand sheltered workshops. See also SB 2492 (McBride).

SB 1250 (Cobey): To Committee on Education

Appropriates \$20,000 from the General Fund to the Department of Education for salary and expenses of two counselors to assist blind students attending public schools to solve problems in connection with their school program.

SB 1272 (Dilworth): To Committee on Education

Urgency measure to allow Director of Finance to withdraw from General Fund an amount not to exceed the amount of the unsold bonds which were authorized by State School Building Aid Bond Law of 1957. See SB 153 (Dilworth and others).

SB 1740 (Miller): To Committee on Education

Amends Section 5153 of the Education Code providing for the transfer from the General Fund to the State School Fund, in addition to \$180 per unit of a.d.a., amounts necessary to reimburse school districts and county school service funds of each county for the excess cost of educating physically handicapped minor pupils, not to exceed \$400 for each unit of a.d.a. and the amounts allowed to school districts and county school service funds for the education of mentally retarded minors. See also SB 61, SB 66, SB 1240, AB 767, and AB 768.

SB 1933 (Miller): To Committee on Education

Appropriates unspecified amount from the General Fund to be expended by the

Department of Education in allocations to school districts to maintain special schools and classes for gifted children, with special emphasis on science courses.

SB 2077 (Kraft): To Committee on Education

Provides up to \$300 per unit of a.d.a. state aid to school districts for minors in continuation education schools or classes that comply with standards established by the Department of Education.

SB 2150 (Miller): To Committee on Education

Makes minutes of school board meetings, as well as accounts, open to inspection of any elector in the district and of any other person with an interest therein.

SB 2598 (Dilworth and others): To Committee on Education

State School Building Aid Bond Law of 1959 providing for the issuance of \$150,000,000 in bonds to provide building aid to school districts. Requires approval of SCA 4 (Dilworth).

SB 2601 (Dilworth): To Committee on Education

Adds Section 7712.2 to Education Code to provide that school districts may apply for an apportionment for the purchase of laboratory and vocational training equipment under the State School Building Aid Law under specified conditions.

SB 2610 (Dilworth): To Committee on Education

Provides for the submission to the vote of the people the ratification of the State School Building Aid Bond Law of 1958.

SCA 4 (Dilworth and others): To Committee on Education

Proposes constitutional amendment to appropriate \$150 million through issuance of bonds for schools. See also SB 2598.

Bad Bills

Assembly

AB 862 (Hegland): To Committee on Education

Provides, under specified statutory restrictions, that district school board may, by a majority vote, delegate to its district superintendent, or other officer or employee as it may designate, the power to contract on behalf of the district; makes person so vested with power to contract personally liable to the district for money paid out on contracts made in violation or disregard of provisions of bill, but permits such official to insure himself against liability, the cost of insurance being a charge against the school district fund.

AB 876 (Bruce F. Allen): To Committee on Education

Permits Department of Education or its officers or employees to become members and participate in the activities of chambers of commerce, national trade associations or other organizations that will promote the operation of the California Industries for the Blind, when approved by the Director of Education and the Department of Finance; makes membership fee a charge against the California Industries for the Blind Manufacturing Fund.

AB 881 (Bruce F. Allen): To Committee on Education

Provides that rosters or lists containing the names and addresses of seniors in public, private or parochial high schools may be furnished to private business or professional schools and colleges.

AB 882 (Bruce F. Allen and Henderson): To Committee on Education

Creates nine-member state college board consisting of superintendent of public instruction as an ex-officio member and eight members to be appointed by the Governor with the advice and consent of any person holding salaried educational position or membership on state college advisory board; prescribes duties and functions and transfers duties and responsibilities of the State Board of Education, of the Superintendent of Public Instruction, and of the Department of Education and the Director of Education with respect to state colleges, to the newly created board.

AB 1320 (Holmes): To Committee on Education

Exempts from rent fixing provisions by Director of Education, state college housing for students constructed under the State College Revenue Bond Act of 1947.

AB 1887 (Britschgi and Francis): To Committee on Education

Provides for school districts entering into lease purchase agreements for construction of school buildings.

See also **AB 2304** (Dahl and Bee).

AB 2304 (Dahl and Bee): To Committee on Education

Same as **AB 1887** (Britschgi and Francis).

AB 2306 (Dahl and Bee): To Committee on Education

Provides that leasing agreements for portable temporary classrooms may include a provision for the purchase of such classrooms on a depreciated basis at the end of the seven-year period for which school district may lease such buildings, or prior thereto.

AB 2320 (Porter): To Committee on Education

Permits county board of education to select one or more of its members to attend meetings of any society, association, or organization for which the board has subscribed for membership, or any convention to which it may pay the expenses of an employee; provides for reimbursement for expenses out of county general fund.

See also **AB 2321** (Porter).

AB 2321 (Porter): To Committee on Education

Permits county board of education become member of any state or local organization of governing boards of school districts or members thereof, or of county boards of education or members thereof, or both, which has for its primary purpose the promotion and advancement of public education through research and investigation, etc. Makes cost incurred a charge against the county general fund.

AB 2431 (Britschgi and Francis): To Committee on Education

Provides that unspecified percentage of compensation paid to school crossing guards hired by the city shall be charged to school district fund.

AB 2741 (Donald D. Doyle): To Committee on Education

Same as **AB 3731** (Donald D. Doyle).

AB 3045 (Ernest R. Geddes): To Committee on Education

Contains CTA proposal to increase state school apportionments. Amount of increase of apportionment unspecified. Ties such increases to enactment by the 1957 legislature of laws providing new and additional state revenues such as those proposed in Assembly Bills 3046 and 3047 (both by Geddes) proposing a state cigarette (sales) tax and increasing the excise on beer. See **TAXES AND REVENUES—SALES TAX**.

AB 3488 (Bee): To Committee on Education

Exempts from compulsory full-time education provisions of Education Code any child 14 years of age or more who has completed a course of study equivalent to graduation from the eighth grade of an elementary school, if discontinuance is approved by (1) the parent, guardian or other person having charge of the minor, (2) the principal of the school district of attendance, and (3) the certificated employee of the school district assigned to the eighth grade or higher grade attended by the child. Specifies that the approvals required are to be in writing and filed in the office of the county superintendent of schools where the child resides.

AB 3731 (Donald D. Doyle): To Committee on Education

Broadens the authority of district school board to rent administrative offices for a period of not to exceed 22 years, to include buildings and other facilities, other than for classroom purposes. See also **AB 2741**.

AB 3938 (Crawford): To Committee on Education

Adds Section 13012 to Education Code to provide that the governing board of any school district may designate a certificated employee of the district as patriotic instructor for the schools and authorize him to assist or advise the teachers on appropriate duties.

AB 4088 (Donald D. Doyle and others): To Committee on Education

Removes penalty provisions against principals, superintendents, teachers, etc., who refuse to use state textbooks.

ACA 10 (Donald D. Doyle and others): To Committee on Constitutional Amendments

Proposes constitutional amendment to provide that county superintendents of public schools in chartered and non-chartered counties shall be appointed by county boards of supervisors at salary determined by supervisors, instead of being elected with salary fixed by legislature.

Senate**SB 1961 (Erhart): To Committee on Education**

Provides that school district may expend funds to provide for the services of school crossing guards in the vicinity of any schools of the district which are located in unincorporated areas. Provides that the school district may reimburse the California Highway Patrol for any services of crossing guards which relate exclusively to the protection of pupils going to and from schools, and are not included in the general police protection and traffic regulation afforded the unincorporated area.

Bills to Watch**Assembly****AB 10 (Collier and Conrad): To Committee on Education**

Revises system of allocation of funds based on value of property located in school districts, by devising a dual system of ratios. The local ratio is based on the relationship of the total tax-assessed value of property in the district to the total market value of such property. The statewide ratio is based on the relationship of the total tax-assessed value of property in the entire state; specifies the basis for the determination and methods of such evaluations; provides hearing procedure to question determinations; specifies for different methods of fund allocation where ratios are identical or if the local ratio differs from the statewide ratio.

AB 37 (Porter and others): To Committee on Education

Substitutes concept of "average enrollment" for "average daily attendance" in Education Code. "Average enrollment" is determined by dividing number of pupils enrolled on last day of each calendar month by number of calendar months that school is actually taught.

AB 44 (Weinberger and others): To Committee on Education

Requires State Board of Education to provide adopted textbooks in braille characters for pupils in elementary schools with vision of less than 22-200. Permits board to acquire such textbooks in any manner allowed in Section 11181 of Education Code, which includes state printing. Appropriates unspecified amount to Department of Education for this purpose from the amount appropriated in the 1957 budget act to the Department of Education for operating expenses and equipment for the publishing, purchasing and shipping of free textbooks.

AB 52 (Hegland and others): To Committee on Education

Extends California competitive scholarship program for high school students to July 1, 1962; makes several changes in eligibility including addition of U. S. citizenship requirement for otherwise eligible applicants over 21; provides for issuance of awards as scholarships at large where scholarships available to a district are not awarded because of lack of qualified applications; provides for appointment of chief executive officer for the State Scholarship Commission and permits commission to cooperate with like purpose scholarship programs.

AB 75 (Kelly and Donahue): To Committee on Education

Skeleton bill to change the maximum tax rate for junior college districts.

AB 76 (Kelly and Donahoe): To Committee on Education

Establishes in the Department of Education a Division of Junior Colleges devoted to the development of junior colleges in the state.

AB 77 (Kelly and Donahoe): To Committee on Education

Skeleton bill regarding State School Fund apportionments for adult education.

AB 78 (Kelly and Donahoe): To Committee on Education

Appropriates an unspecified amount from the General Fund for apportionment of state building aid to junior college districts on a matching or better basis.

AB 107 (Collier): To Committee on Education

Increases from \$30 to \$40 per pupil the excess cost reimbursement by the state to school districts for automobile driving training classes.

AB 149 (Ernest R. Geddes): To Committee on Education

Requires district school boards to prepare and keep on file and open for public inspection a statement of the estimated total income of the school district for the current fiscal year as well as an estimate of total expenses.

AB 185 (Hegland and others): To Committee on Education

Appropriates \$30 million out of General Fund for apportionment to junior college districts for building and land acquisition; requires district to carry at least 75 percent of cost of any one project; specifies terms and conditions of qualification for apportionment. Senate companion: SB 643 (Farr).

AB 373 (Pattee): To Committee on Education

Provides for the formation of junior college district to include territories of a high school district maintaining a junior college and territory of one or more contiguous unified school districts and the uniting of such district with existing junior college district; provides for the issuance of bonds by such newly formed junior college districts.

AB 406 (Donahoe): To Committee on Education

Clarifies section of Education Code regarding which children with work permits exempted from full-time attendance at school must attend part-time classes. See also AB 408.

AB 408 (Donahoe): To Committee on Education

Rewrites without apparent substantive change rules relating to work permits for employment of minors. See also SB 406 (Donahoe).

AB 432 (Ernest R. Geddes): To Committee on Education

Repeals article in Education Code relating to withdrawal of elementary districts from joint union high school districts and the formation of separate joint union high school district, this article providing for apportionments necessary or necessitated by errors in district tax rates, Section 2533.1 relating to order changing boundaries of elementary district, Section 3899 relating to boundaries of joint elementary school district in existence prior to 1909, Section 4932 relating to when unification of school districts is effected for certain purposes, Sections 4971, 4972 and 4973 relating to apportionment of state funds relating to unified school districts.

AB 433 (Ernest R. Geddes): To Committee on Education

Gives county committee on school district organization, upon request of a county board of education, authority to change the boundaries of trustee districts in the county governed by specified considerations; boundaries of trustee areas may not be changed to affect term of office of county board members.

AB 438 (Ernest R. Geddes): To Committee on Education

Removes, in regard to computation of allowances of school equalization aid to elementary districts, exemption from provision of elementary school district which was in existence before July 1, 1925, and which levied a tax for the preceding year of 5c less than the maximum tax rate prescribed for the district in Section 6357 of Education Code.

AB 441 (Ernest R. Geddes): To Committee on Education

Makes numerous changes in the state Elementary Textbook Law. Among other things, makes school districts, county superintendent, or governing board, rather than principal, teacher, or employee, guilty of a misdemeanor for refusal to use prescribed textbooks; provides that teachers, employees, or school officers are guilty of a misdemeanor if they require the purchase of supplementary books by pupils other than those attending a junior college. Makes other changes for adoption of textbooks for use in specified classrooms and for charge by the Board of Education for the books provided. Apparently abolishes the state School Book Fund. Adds provision allowing the Department of Finance to arrange for printing of textbooks without restriction as to place of printing.

AB 448 (Porter and Collier): To Committee on Education

Authorizes school district board to grant permits for temporary use of school facilities subject to specified limitations.

AB 469 (Porter): To Committee on Education

Requires school district to be insured for itself and its employees against liability for damage caused by negligent acts of employees of the district; abolishes such requirement with regard to acts of agents of the district.

AB 470 (Porter): To Committee on Education

Provides regulations for formation of trustee areas for junior college districts and appointment of governing boards.

AB 472 (Porter): To Committee on Education

Excludes tax rate levied for acquisitions of portions of a new school district from term "current tax rate"; no equalization aid will be allowed unless taxes of at least 60 cents in an elementary district, 45 cents in a high school district, and 30 cents in a junior college district has been paid in addition to the tax rate levied for such acquisitions.

AB 508 (Brown): To Committee on Judiciary

Provides that notices of school board election posted by citizens, in the case of failure by superintendent to comply with law, shall be published pursuant to Section 6066 of Government Code, which requires publication once a week for two successive weeks in a daily or weekly, in place of present provision requiring publication once a week for two successive weeks in a newspaper of general circulation published in the district.

AB 542 (Hegland): To Committee on Education

Provides that when a vacancy occurs on an elementary school district board, the majority of the remaining members, instead of county superintendent, shall appoint a person to fill such vacancy, until the next regular election for governing board members.

AB 706 (Bee): To Committee on Education

Skeleton bill regarding school building aid.

AB 730 (Donahoe): To Committee on Education

Skeleton bill relating to official title of the Education Code.

AB 731 (Donahoe): To Committee on Education

Skeleton bill relating to use by school districts of prescribed text books.

AB 738 (Hegland and Porter): To Committee on Education

Provides for school districts financing the construction of schools by issuance of certificates of indebtedness upon vote of electorate; pledges full faith and credit of state for punctual payment of both principal and interest of certificates issued by districts.

AB 765 (Donald D. Doyle): To Committee on Education

Provides that apportionments to school districts for driver training shall equal actual excess cost of such training, instead of present 75 percent of excess cost; increases the maximum apportionment per pupil trained from \$30 to \$40; provides that if the State Department of Education so authorizes, more than the maximum enrollment of the tenth, eleventh and twelfth grade classes of the district shall be counted as eligible for instruction in driver training.

AB 772 (Donald D. Doyle): To Committee on Education

Permits district school board authorized to maintain automobile driver training

classes to maintain such classes during summer vacation when schools are not in session, as well as on Saturdays.

AB 775 (Elliott): To Committee on Education

Provides that reduced minimum school day of 130 minutes exclusive of recess for kindergarten classes, in cases of double session, also applies to situations where the teacher has a combined kindergarten and first grade class.

AB 879 (Bruce F. Allen and Donahoe): To Committee on Education

Exempts elementary school districts having an average a.d.a. attendance of over 2,500 during the preceding fiscal year from the requirement of purchasing standard school supplies and equipment through the county superintendent of schools.

AB 909 to AB 912 (Bruce F. Allen): To Committee on Education

Skeleton bills relating to public school system and building aid program.

AB 1080 (Donahoe): To Committee on Education

Permits Director of Education to contract with public or private hospital, or institution, or agency having clinical facilities for furnishing clinical experience in the use of such facilities to the state in connection with approved state college programs (nurses) requiring such facilities and experience.

AB 1082 (Donahoe): To Committee on Education

Skeleton bill relating to age at which handicapped minors may be admitted to special schools and classes.

AB 1083 (Donahoe): To Committee on Education

Skeleton bill relating to requirement that Department of Education establish minimum standards for special schools and classes for the education of mentally retarded minors.

AB 1105 (Hegland and others): To Committee on Education

Appropriates \$30 million from unappropriated funds for allocations to junior college districts for development of junior colleges. Provides for duties and controls with regard to allocation and apportionment of funds under the authority of the State Allocation Board.

AB 1107 (Hegland and others): To Committee on Education

Provides that continuing contracts for work to be done, as well as for materials and supplies to be furnished, sold or leased to a school district, may be made with an accepted builder for a period of one year.

AB 1110 (Hegland and others): To Committee on Education

Permits Controller to certify and include in the "second computation," amounts expended from proceeds of bonds for "eligible costs" as defined, but not to include expenditures in excess of construction cost standards.

AB 1245 (Shell): To Committee on Education

Provides that the 5c per \$100 assessed valuation by which maximum rate of school district tax may be increased for use of school property for public purposes and community recreation shall be in addition to any other school district tax authorized by law to be levied.

AB 1278 (Hegland and others): To Committee on Education

Permits district school board maintaining junior college to accept gifts, donations, bequests, and devises to junior colleges, subject to conditions and restrictions as may be imposed by the district governing board. Also adds statutory restrictions.

AB 1319 (Holmes): To Committee on Education

Skeleton bill repealing and adding Article 3 of Chapter 2 of Division 10 of Education Code relating to faculties for state colleges.

AB 1360 (Chapel): To Committee on Education

Provides State Board of Education shall establish a course of instruction of not less than nine months in the science of embalming in one or more state colleges.

AB 1504 (Ernest R. Geddes and Lowrey): To Committee on Finance and Insurance

Makes it permissive, instead of mandatory, with district school board that it insure against the liability, other than workmen's compensation, of the district, and against the personal liability of board members and of officers and employees of the board, for damages for death or injury to person or property as a result of any negligent act of the district, board member, or officers, agents and employees when acting within the scope of office, agency or employment.

AB 1535 (Weinberger and others): To Committee on Education

Permits school boards, either alone or in cooperation with other school districts, to enter into contracts to procure television broadcasts for use in the educational programs of the schools. Gives same authority to Director of Education on behalf of state colleges. Specifically prohibits a school district or the department of education or state college from owning, leasing or operating a television broadcasting station.

AB 1561 (Bee): To Committee on Education

Permits county superintendent of schools, with approval of county board, to enter into agreements with district boards to provide audio-visual equipment for use of districts; permits county superintendent to purchase, lease or otherwise acquire such equipment and to establish maintenance and distribution facilities; establishes conditions of agreement, including prohibition against district payments exceeding cost of rendering the service; establishes for purposes of act a special equipment and apparatus revolving fund.

AB 1651 (Bruce F. Allen and Sedgwick): To Committee on Education

Increases the maximum square feet per unit of a.d.a. from 75 to 100 which certain school districts may be entitled to for purposes of state school building aid.

AB 1656 (Bruce F. Allen and others): To Committee on Education

Transfers monies in Revenue Deficiency Reserve Fund (rainy day fund) to State School Building Aid Fund to be apportioned as building aid to school districts in accordance with the School Building Aid Law of 1949.

AB 1793 (Munnell): To Committee on Education

Amends State School Building Aid Law of 1952 to provide that in exceptional cases where a school district has used its allowable building areas to construct classroom facilities in preference to auxiliary areas, the State Allocation Board may provide by rules and alternate method for computing the percentage of the latest a.d.a. unhoused in the district, based on the ratio of building area to which school district is entitled as compared to the existing building areas.

AB 1886 (Britschgi): To Committee on Education

Requires State Board of Education to provide adopted textbooks in braille when needed for pupils enrolled in elementary schools; permits Board to acquire such textbooks by submission to bid.

AB 1971 (Samuel R. Geddes): To Committee on Education

Skeleton bill regarding reporting of district school boards to Superintendent of Public Instruction on textbooks used in the district.

AB 1972 (Hegland and Schrade): To Committee on Education

Provides that transportation of pupils, teachers and other school employees by school bus to and from athletic contests, fairs and other activities in which the pupils participate actively as spectators, may be carried on throughout the fiscal year instead of only days during the school year.

AB 1973 (Hegland and Schrade): To Committee on Education

Repeals provision requiring approval or disapproval by county superintendent of schools of all school building plans except in cities having boards of education.

AB 2122 (Francis and Britschgi): To Committee on Education

Provides that estimate of a.d.a. made by all school district applicants for the purpose of justifying an apportionment shall not be made for a longer time than the fourth year beyond the fiscal year for which the application is made.

AB 2130 (Miller): To Committee on Education

Skeleton bill relating to public schools.

AB 2193 (Meyers): To Committee on Education

Permits district school board to use school buses to provide transportation for volunteer adults who assist in the supervision of pupils, in addition to providing

transportation for teachers and other school personnel in connection with activities of an educational nature.

AB 2199 (Dahl and Bee): To Committee on Education

Provides that estimate of a.d.a. made by applicant school district for the purpose of justifying a school building aid apportionment shall not be made for a longer time than the third fiscal year instead of the second fiscal year beyond the fiscal year in which the application is made.

AB 2240 (Donald D. Doyle): To Committee on Finance and Insurance

Provides for reimbursement to school districts of cost of builders' risk insurance on approved projects financed by apportionments from public school building loan fund, where the district is required by the contract with the general construction contractor to obtain such insurance at its own expense. Declares retroactive application to effective date of School Building Aid Law passed in 1949. Annuls back claims against school districts.

AB 2263 (Donahoe): To Committee on Education

Skeleton bill relating to requirement that school boards employ janitors and other employees of the school.

AB 2303 (Dahl and Bee): To Committee on Education

Permits school districts, subject to review and approval of county superintendent of schools in accordance with rules and regulations of Department of Education, to issue bonds beyond bonding capacity in an amount not to exceed 3 per cent of taxable property in the district, provided such bonds do not run beyond five years.

AB 2305 (Dahl and Bee): To Committee on Education

Provides that when the school enrollment of any school causes overcrowded schoolrooms, the district governing board may lease a school building for an unspecified term and makes arrangements for the location of the school in such leased building. Defines building for this purpose to include on-site and off-site facilities, utilities or improvements which the governing board determines are necessary for proper operation or function of the school facilities to be leased. Buildings so leased for a period of three years are required to be approved by State Department of Education, the same as if it were a new construction or an alteration of a school building.

AB 2315 (Porter and others): To Committee on Education

Makes numerous amendments relating to annexation of one school district to another and the liabilities of the annexed territory for indebtedness incurred by annexing district.

AB 2316 (Pattee): To Committee on Education

Skeleton bill relating to the Education Code.

AB 2345 (Lindsay): To Committee on Education

Provides that any unified school district,

whether maintaining junior college or not, may issue bonds not to exceed 15 per cent of taxable valuation in district (limit is presently 10 per cent for unified districts not maintaining junior college); increases maximum bonding capacity in all other districts from 5 per cent to 10 per cent.

AB 2412 (Porter): To Committee on Education

Skeleton bill relating to school holidays.

AB 2413 (Porter): To Committee on Education

Skeleton bill relating to prohibition against district school board member having any interest in a contract made by the board.

AB 2418 (Lindsay and others): To Committee on Education

Makes an adult, as well as a minor, in a polio, as well as a tuberculosis ward, hospital or sanatorium of a county eligible to attend schools or classes established in such institutions; provides that the minimum school day for such classes shall be 180 minutes and that the district of attendance of such school or class may offer elementary or secondary classes as needed and shall include the same in the report for appropriations. Provides for the purpose of payment by the school district of residence of patient to the maintaining district of classrooms, that the school year for such classes may consist of 220 school days. Also provides that minors in such schools or classes shall be apportioned excess cost apportionments for handicapped minors, as stated elsewhere in the Education Code.

AB 2540 (House and Crawford): To Committee on Education

Skeleton bill relating to frequency of meetings of State Board of Education.

AB 2580 (Donald D. Doyle): To Committee on Education

Provides that members of county boards of education be electors of and be elected by electors of trustee area within county rather than elected at large.

Senate companions SB 3 (Donnelly) and SB 52 (Gibson).

AB 2593 (Hegland and Crawford): To Committee on Elections and Reapportionment

Provides that school district governing boards shall call, hold and conduct school district elections, unless boards may designate county superintendent of schools having jurisdiction of the district as their agent to call, hold and conduct the election.

AB 2707 (Nisbet and Beaver): To Committee on Education

Provides that territory which comprises all or part of a district, and which is made a part of another district or of a new district, shall be liable for any of the then outstanding bonded indebtedness of the district of which it is made a part; repeals provisions to the contrary.

AB 2748 (Bee): To Committee on Education

Amends state School Building Aid Law of 1952 to provide that, in adopting rules for determining the area of adequate school construction, the State Allocation

Board may exclude from the building area of a district the area of any building which is or is to be used exclusively for parent cooperative nursery schools, which area at the time of acquisition was incidental to purchase of school site and unsuitable for classroom purposes. Extends application of Section 7717.1 of the Education Code indefinitely.

AB 2753 (Dahl): To Committee on Education

Amends State School Building Aid Law of 1952 to establish new formula for determining amount of state building aid based on uniform standards of allowable construction per unit of a.d.a. by grades; i.e., kindergartens and grades one to six, 70 square feet per a.d.a.; grades seven to eight, 100 square feet per a.d.a.; and grades nine to fourteen inclusive, a maximum basic allowance of 4,000 square feet plus a maximum of 110 square feet per unit of a.d.a.

AB 2782 (Thomas J. Doyle and Ernest R. Geddes): To Committee on Education

Provides that teachers shall be required to use legally authorized textbooks only if such textbooks are made available to the teacher.

AB 2904 (McGee): To Committee on Education

Provides that whenever two or more school districts under the control of a single city board of education have a total assessed valuation of \$4,000,000 or more, the maximum tax rate for each district under control of such board shall be the amount fixed by a two-thirds vote of city board of education.

AB 2929 (Bee): To Committee on Education

Permits school district, without advertising for bids, to authorize another public corporation or agency to purchase materials, supplies and equipment for it in the manner in which such other public corporation or agency is authorized by law to make such purchases.

AB 2994 (Belotti): To Committee on Education

Skeleton bill relating to foundation program and apportionment of funds to country schools.

AB 2996 (Belotti): To Committee on Education

Skeleton bill relating to exercise of control by Department of Education over courses of instruction in physical education.

AB 3057 (Donald D. Doyle): To Committee on Education

Establishes procedure for compulsory formation of unified school districts comprising kindergarten and grades one through twelve or through fourteen, in accordance with a uniform statewide system. See also SB 485 (Grunsky).

AB 3221 (Hegland and others): To Committee on Education

Pledges full faith and credit of the state behind future bond issues of school districts and requires state, within 90 days after payment of principal and interest of district bonds becomes delinquent, to

make such payment on behalf of school district. Provides that state shall be repaid by school district or by the residents of the school district in a manner "prescribed" by the legislature. See also ACA 44 (Hegland and others).

AB 3384 (Erwin and Munnell): To Committee on Education

Amends State School Building Aid Law of 1952 to prohibit any school district from being required to contribute toward the cost of a project any reserve funds of the district. Defines reserve funds as district funds which are not in excess of an amount equal to 20 per cent of the total amount of the adopted budget of the district for the current school year.

AB 3385 (Erwin and Munnell): To Committee on Education

Amends State School Building Aid Law of 1952 to prohibit any funds given to a school district for construction of an auditorium, memorial building, or other specialized facilities from being considered as funds available for the construction of the project under the law, or from considering such construction in the computation of the area of adequate school construction existing in an applicant school district for state construction aid.

AB 3386 (Erwin and Munnell): To Committee on Education

Amends State School Building Aid Law of 1952 to prohibit any school district from being required to contribute toward the cost of a project any funds derived from taxes levied in the district which are in excess of the maximum rate which the district may levy under Section 6357 of the Education Code.

AB 3387 (Erwin and Munnell): To Committee on Education

Amends School Building Aid Law of 1952 to prohibit any school district, as a condition of receiving an apportionment under the law, from being required to issue bonds in excess of 95 per cent of bonding capacity of district. Also provides that bonds of a school district not required to be issued as a condition of receiving apportionment under the law may be expended by the district for building purposes as prescribed in Section 7401 of Education Code.

AB 3426 (Donald D. Doyle): To Committee on Education

Permits district school board to contract with manufacturers or suppliers of equipment for the exchange of district personal property for new property of like class or kind without advertising for or taking bids, provided the cost of the exchange to the district does not exceed the excess, if any, of the manufacturers or suppliers selling price of the new property over the original cost to the district of the property being disposed of by the district plus any applicable tax.

AB 3516 (Britschgi and Francis): To Committee on Education

Repeals and amends various sections of the Education Code regarding county 24-hour schools for admission of minors between 8 and 17 years of age whose cases represent such behavior problems as to need constant study and care and those

who need more than foster home placement. Adds chapter providing for tax funds from a county tax levy and apportionment from Superintendent of Public Instruction for support of such schools. Senate companion: SB 1033 (Coombs).

AB 3590 (Brown): To Committee on Education

Appropriates \$15,000 for apportionment to school districts by the State Allocations Board for completion of projects undertaken with prior apportionments under the state school building aid program. Allows application for certain additional money to be made on or before December 31, 1957, and apportionments on timely applications to be made on or before December 31, 1957. Extends for two years, to December 31, 1957, the time for which money appropriated for support of department or Director of Finance under state school building aid chapter shall be available for expenditure. See also SB 2148 (Donnelly).

AB 3616 (Donald D. Doyle and Master-son): To Committee on Education

Skeleton bill relating to powers and duties of boards of education in cities.

AB 3624 (Masterson and Donald D. Doyle): To Committee on Elections and Reapportionment

Skeleton bill relating to annual school board elections to fill offices of members whose terms expire.

AB 3633 (Hegland and Crawford): To Committee on Education

Provides that county school service fund budget shall be prepared on a school year basis, instead of fiscal year basis, and that state fund allocations shall be made on such basis, and expenditures of amounts appropriated are based on preceding fiscal, rather than school, years.

AB 3710 (Biddick): To Committee on Education

Skeleton bill relating to powers and duties of city boards of education.

AB 3730 (Donald D. Doyle): To Committee on Education

Notwithstanding restrictions to the contrary, permits school district board to hold executive sessions to consider the expulsion, suspension, or disciplinary action in connection with any pupil of the school district, if public hearing on the question would lead to giving out prohibited information, provided the pupil or his parent or guardian does not request, within 24 hours after notice, a public hearing. Provides that final action of governing board, whether at an executive session or public meeting, shall be taken at a public meeting and the results made a part of the public record. Also permits district boards, in executive sessions, to discuss with or without legal counsel for the district, any pending or existing suits for action to which the board is a party, while expressly preserving the privilege of attorney and client as set forth in Section 1880 of Code of Civil Procedure.

AB 3903 (Hegland): To Committee on Education

Adds Chapter 24.5 to Division 3 of Education Code to provide simply that a school district may construct school dis-

trict public works, and provide for the financing thereof.

AB 3947 (Unruh and Holmes): To Committee on Education

Adds Section 231 to Education Code to provide that the Director of Education may adopt rules and regulations defining business, trade and correspondence schools.

AB 3991 (Meyers): To Committee on Education

Skeleton bill of Section 21701 of Education Code relating to state competitive scholarships.

AB 4011 (Bee and Rees): To Committee on Education

Skeleton bill relating to the spending of apportioned money under the State School Building Aid Law only after competitive bids.

AB 4012 (Rees and Bee): To Committee on Education

Adds new division to Education Code relating to financial assistance for school building construction. Establishes foundation program of school building construction of \$40 per a.d.a. in elementary school district, \$50 per a.d.a. in high school districts, and \$60 per a.d.a. in junior college district; provides for basic aid of \$25 per a.d.a. and equalization aid whenever the amount of basic aid plus yield of specified computational tax is less than the foundation program; guarantees each district a minimum of \$35 per a.d.a.

AB 4031 (Gaffney): To Committee on Education

Skeleton bill relating to office of Superintendent of Public Instruction.

AB 4033 (Gaffney): To Committee on Education

Skeleton bill amending section establishing Department of Education.

AB 4059 (Meyers): To Committee on Education

Provides for compulsory student body organization in junior colleges where such organization is voted for by two-thirds of students; sets maximum student body fee of \$20. Student body would appear to have powers similar to those of student body at the University of California, including operation of campus, store, a cafeteria, etc.

AB 4085 (Donald D. Doyle and others): To Committee on Education

Authorizes State Board of Education to designate one of the five or more textbooks which it adopts for a particular subject as the "primary" basic textbook for certain subjects; requires "primary" to be the one furnished to each school district, unless the governing board elects to use one of the other five or more basic textbooks adopted for the subject, and so notifies the State Board of Education of its election.

AB 4086 (Donald D. Doyle and others): To Committee on Education

Skeleton bill relating to enforcement by school districts of use of textbooks adopted by proper authority.

AB 4087 (Doald D. Doyle and others): To Committee on Education

Requires district school boards to report annually on use of supplementary books or textbooks, including the total amount expended by the district for the purchase of such supplementary books and textbooks and the number and titles. Requires Director of Education to keep such reports available for inspection by citizens of the state, and also to compute the total amount expended during each fiscal year for such supplementary books or textbooks as shown in the district reports, and to keep the report of such total available for inspection likewise.

ACA 44 (Hegland and others): To Committee on Constitutional Amendments

Proposes constitutional amendment to pledge full faith and credit of state for payment of principal and interest of school district bonds and requires state payment of principal and interest on such bonds within 90 days after such payments become delinquent. Requires state to be repaid by school district or residents of school district, and authorizes legislature to prescribe manner in which such repayments shall be made. See also **AB 3221 (Hegland and others)**.

ACA 54 (Meyers): To Committee on Constitutional Amendments

Proposes constitutional amendment to provide that the provisions of Article 3.5 of Chapter 2 of Division 10 of Education Code relating to the appointment, tenure, layoff and dismissal of state college employees not in the state civil service, and all future amendments to said article shall be applicable to and shall govern the appointment, tenure, layoff, dismissal, salary fixing and hours and conditions of work for non-academic employees of the University of California.

Senate companion: **SCA 23 (Farr)**.

Senate**SB 3 (Donnelly): To Committee on Education**

Senate companion to **AB 2580 (Donald D. Doyle)**.

SB 19 (Abshire): To Committee on Education

Skeleton bill relating to establishment of standards for school sites.

SB 52 (Gibson): To Committee on Local Government

Same bill as **SB 3 (Donnelly)**.

SB 162 (Dilworth): To Committee on Education

Provides when apportioning for new construction in an elementary district based on average daily attendance pupils attending grades 7 and 8 shall not be included in the computation if they reside in a high school district or union high school district which maintains one or more junior high schools.

SB 200 (Williams): To Committee on Education

Expands types of educational organizations to which schools and county superintendents may subscribe for membership, in organizations whose primary purpose is the promotion of public private education.

SB 224 (Dilworth and Harold T. Johnson): To Committee on Education

Adds another method of computation, upon request of the school district, of amounts due to the state as annual repayment of loans to school districts under State School Building Aid Law.

SB 302 (Erhart): To Committee on Education

Provides that county board of education may establish rules and regulations requiring county superintendent to solicit one or more quotations by use of formal or informal bids which cover any standard school supply or equipment purchase to be made by the superintendent in excess of \$1,000. Provides that such rules and regulations shall stand in lieu of any requirements calling for advertising for bids in the purchase of standard school supplies and equipment.

SB 312 (Donnelly): To Committee on Education

Revokes power of county boards of education to approve certain contracts with governing board of any school district.

SB 401 (Grunsky): To Committee on Education

Provides for appointment of certificated employees of the school district as advisory members of county committees on school district organization.

SB 484 (Grunsky): To Committee on Education

Provides for the appointment by county superintendent of an advisory committee, from among certificated employees, to the county committee on school district organization. Such persons are entitled to actual and necessary travel expenses.

SB 485 (Grunsky): To Committee on Education

Establishes procedure for compulsory formation of unified school districts comprising kindergarten and grades 1 through 12 in accordance with a uniform statewide system.

SB 507 (Grunsky): To Committee on Education

Apparently similar to **SB 485**.

SB 617 (Dilworth): To Committee on Education

Appropriates \$20 million in tideland revenues from Investment Fund for school aid.

SB 618 (Dilworth): To Committee on Education

Appropriates \$250,000 or as much as may be necessary for a study of various stated problems concerning public schools to be made by the State Board of Education.

SB 619 (Dilworth): To Committee on Education

Amends certain provisions regarding manner of apportioning funds under State School Aid Law, and also methods of making application to Board of Education. **SB 643 (Farr): To Committee on Education**

Companion to **AB 185 (Hegland and others)**.

SB 728 (Dolwig): To Committee on Education

Adds Article 8 of Chapter 3, Division 9

of Education Code pertaining to leasing of school buildings. Allows school districts to lease, at minimum rental of \$1 per year, property belonging to the district, the lessee agreeing to construct a school building which the district may rent for terms not exceeding 40 years, with title to building to vest in school district at end of agreed rental term. Requires voter approval where increase in existing tax rate is necessary. Contains prevailing wage rate and benefit protection provisions for construction workers.

SB 749 (Robert I. McCarthy): To Committee on Education

Senate companion to **AB 831 (Donald D. Doyle)**.

SB 750 (Robert I. McCarthy): To Committee on Education

Establishes in Division of Special Schools and Services of the Department of Education a Bureau of Vocational Rehabilitation for the Blind, designated as the sole agency to administer rehabilitation services for the blind. Requires Bureau to provide intensive programs of case finding, education, training, job findings and placement, physical restoration, and such other services and equipment as may assist in rendering blind persons self-supporting and independent. Establishes eligibility provisions for services, prohibiting need concept except where federal aid is based upon a determination of economic need. Designates new Bureau as agency to administer law for giving blind concessions in state building. Provides that Director of Education shall appoint board of review to hear appeals of applicants for vocational rehabilitation services under act.

SB 834 (Thompson): To Committee on Education

Exempts elementary school districts employing only one or two teachers from provisions in Education Code for the inclusion of elementary school districts into high school or unified school districts.

SB 887 (Dilworth): To Committee on Education

Establishes procedure for deferment of all or part of annual repayment by elementary and unified school districts of state school building aid; establishes criteria for determining the amount of deferment.

SB 888 (Dilworth): To Committee on Education

Increases from 5 to 6 percent of taxable property the amount of bonds which a school district may issue in such cases where increase is required by State Allocation Board as a state condition to the apportionment of funds for school building construction under the provisions of the State School Building Aid Law of 1952; gives State Allocation Board authority to permit districts to issue bonds to the new maximum.

SB 889 (Dilworth): To Committee on Education

Appropriates \$20 million from General Fund for expenditure under State School Building Aid Law of 1952; requires Controller to transfer such appropriation to State School Building Aid Fund for apportionment by State Allocation Board.

SB 906 (Thompson and Erhart): To Committee on Education

Provides county committee on school district organization shall divide the unified school district into trustee areas in accordance with geographic factors. All voters elect the governing board, but each trustee area has one registered voter on the governing board.

SB 1006 (Murdy): To Committee on Education

Amends Section 7231 of Education Code to provide that, in making a certification of total cost of education of junior college pupils, the Superintendent shall adopt an amount equal to \$350 per unit of a.d.a. for pupils in grades 13 and 14, rather than adopting the amount of \$150 as presently provided.

SB 1033 (Coombs): To Committee on Education

Companion to AB 3516 (Britschgi and Francis), but has slight change in numbering of sections.

SB 1240 (McBride): To Committee on Social Welfare

Amends Sections 7102.1 and 7102.2 of the Education Code to provide that the Superintendent of Public Instruction shall allow to each school district and to the county school service fund, an amount equal to the entire excess current expense, rather than 75 per cent of the expense as presently provided, of educating mentally retarded minors in special schools or classes, but not in excess of \$200 per unit of a.d.a., rather than not in excess of \$150 as presently provided. See also SB 61, SB 1240, SB 66, AB 767, and AB 768.

SB 1249 (Cobey): To Committee on Education

Provides that the provisions relating to the education of physically handicapped minors in the Education Code that apply to the providing of educational facilities, services, and standards relating to blind and partially sighted minor children shall be administered within the Division of Special Schools and Services of the Department of Education.

SB 1270 (Dilworth): To Committee on Education

Establishes new procedures for handling of federal funds for vocational education.

SB 1271 (Dilworth): To Committee on Education

Urgency measure to allow Director of Finance to withdraw from General Fund an amount not to exceed the amount of the unsold bonds which were authorized by the State School Building Aid Bond Law of 1954, so that impoverished school districts may have immediate financial means to build schools. Money is to be returned to General Fund when bonds are sold.

SB 1476 (Byrne): To Committee on Education

Skeleton bill relating to the Education Code.

SB 1524 (Arnold): To Committee on Education

Skeleton bill relating to control of

school district by board of school trustees.

SB 1565 (Abshire): To Committee on Education

Adds Section 7745.1 to Education Code to provide that, if an apportionment is or has been made to meet a construction low bid, and if the State Allocation Board, after approving such apportionment, revises the apportionment, and the apportionment finally approved reveals that an applicant school district receives excess construction area to what they are entitled to, such excess apportionment shall be computed by the State Controller and become part of the apportionment for construction subject to repayment.

SB 1566 (Abshire): To Committee on Education

Amends Section 7745 of Education Code providing that when the State Controller determines that a school district has made an unauthorized expenditure and it becomes the duty of the county to make repayment to the State Treasurer, if the district is eligible for an additional apportionment, the governing board of the school district may in its discretion elect to apply for another apportionment and apply such apportionment as an offset to the claim of the State Controller, rather than to apply such new apportionment to a new construction project.

SB 1617 (Dilworth): To Committee on Elections

Adds purposes for which appropriations may be made under state school building aid law to provide that apportionments may also be made to school districts for the acquisition of sites and for the preparation of plans and specifications for the construction of school buildings. Limits apportionments for this purpose to \$20 million, unless people approve SCA 4 (Dilworth and others).

SB 1619 (Dilworth): To Committee on Education

Skeleton bill amending Section 7711.5 of Education Code relating to school building aid apportionments.

SB 1707 (Byrne): To Committee on Education

Appropriates unspecified amount from the General Fund to the State Allocation Board to be expended on the construction of portable and temporary classroom buildings to be leased to school districts.

SB 1750 (Miller): To Committee on Education

Senate companion to AB 2240 (Donald D. Doyle).

SB 1786 (Dolwig and others): To Committee on Education

Adds Section 1017 to Education Code to provide that the governing board of each school district shall require each employee to undergo a physical examination, including x-ray of the lungs, at least once in two years. Employee shall file a certificate showing that he was examined and found to be free from active tuberculosis.

SB 1808 (Farr): To Committee on Education

Skeleton bill relating to the obtaining

of contracts from school districts by corrupt means.

SB 1839 (Donnelly and others): To Committee on Education

Provides that governing board of school districts shall prescribe by regulations the procedure for selection and review of books used in school libraries. Regulations are to include a prohibition against placement in school libraries of any books which propagate ideas contrary to the principles of morality, truth, justice and patriotism.

SB 1850 (Thompson): To Committee on Education

Skeleton bill amending Section 20342 of Education Code relating to the control and expenditure of monies appropriated for the support and maintenance of state colleges.

SB 1852 (Thompson): To Committee on Education

Skeleton bill relating to the course of study and the use of textbooks in public schools.

SB 1874 (Donnelly): To Committee on Education

Adds Section 7719.5 to Education Code to provide that if an applicant school district issues and sells the maximum amount of bonds which the district could have outstanding on the date of the conditional apportionment and makes the proceeds thereof available for the purposes of the apportionment, the district shall remain eligible for an apportionment of funds under this chapter until the next equalized assessment of the county or counties in which the district is located, irrespective of the redemption of any bonds of the district.

SB 1877 (Donnelly): To Committee on Education

Skeleton bill relating to rules to be adopted for determining area of adequate school construction.

SB 1878 (Donnelly): To Committee on Education

Provides that the Superintendent of Schools of each county in which there is a school district maintaining facilities for the education of exceptional children which have been constructed with funds apportioned to the district, shall certify to the board of supervisors and to the county auditor of the county the total number of units of a.d.a. of pupils enrolled in such facilities during the next preceding fiscal year who reside in a district other than the district maintaining such facilities. Allows the board of supervisors, at the time of making the tax levy for that year levy, a special tax upon all taxable property in the district of residence of each pupil enrolled in the facilities other than the district maintaining such facilities to raise the sum of an unspecified amount per unit of a.d.a. for the use of the facilities. Such money is to be deposited in the treasury to the credit of the State School Building Aid Fund as repayment of the apportionment of funds to the school district maintaining the facilities.

SB 1881 (McBride): To Committee on Education

Adds Section 5153.1 to Education Code to provide that the State Controller shall transfer from the General Fund to the State School Fund, in addition to any other amounts transferred, such sum as the Superintendent shall certify as necessary to reimburse school districts and county superintendents of schools for the excess cost of educating and transporting physically handicapped and mentally retarded children.

SB 2148 (Donnelly): To Committee on Education

Same as AB 3590 (Brown), except for \$10,000 appropriation instead of \$15,000.

SB 2592 (Farr): To Committee on Education

Adds Section 8811.1 to Education Code to provide that all junior colleges shall be under the administration of the Department of Education.

SB 2595 (Dilworth): To Committee on Finance

Appropriates \$3 million from the State Construction Program Fund for major building construction, equipment and site acquisition for new state colleges.

SB 2597 (Dilworth): To Committee on Education

Amends Section 7719 of Education Code to provide that when school district has previously received apportionments and applies for new apportionments, the State Allocations Board shall determine what portion of the total amount of bonds which a district is permitted to issue and sell by law, shall be issued and sold by such districts, the proceeds of which shall be applied in a chronological order as a reduction of any apportionments previously made to the district and then toward the cost of the project for which the new apportionment is sought.

SB 2599 (Dilworth): To Committee on Education

Amends Section 7717 of Education Code by making the apportionment formula for new construction the same for junior high grades, 9 and 10, in regard to the maximum building area allowable for a.d.a., as is currently allowable in grades 9 and 10 of high school.

SB 2600 (Dilworth): To Committee on Education

Skeleton bill relating to disbursements for apportionments under State School Building Aid Law.

SB 2602 (Dilworth): To Committee on Education

Skeleton bill relating to Section 7091 of Education Code designating the computation of allowances of aid for elementary districts.

SB 2607 (Dilworth): To Committee on Education

Repeals Section 7717 of Education Code which currently establishes formula for apportionment for new construction under State School Building Aid Law. Establishes slightly different formula for determining area of adequate school construction. Has larger maximum allowable building area for schools comprising grades 9 to 14 inclusive.

SB 2609 (Dilworth): To Committee on Education

Adds Section 11158 to Education Code to provide that before the State Board of Education adopts a textbook, it shall be made available for public inspection for thirty days in not less than ten public libraries.

SCA 23 (Farr): To Committee on Education

Senate companion to ACA 54 (Meyers).

Social Welfare—General Good Bills

Assembly

AB 198 (Kilpatrick and others): To Committee on Social Welfare

Provides that possession of insurance policies to cash surrender value of \$250 or less, or furniture having value of \$500 or less, shall not be grounds for refusing aid to indigent persons.

AB 223 (O'Connell): To Committee on Social Welfare

Excludes a radio and a television set from the definition of personal property of public assistance recipients. Senate companion: SB 1387 (Richards).

AB 1913 (Hawkins): To Committee on Social Welfare

Establishes state machinery for distribution of federal surplus foods to needy persons and charitable institutions, including hospitals, to the extent needy persons are served in such institutions.

AB 3935 (O'Connell and others): To Committee on Social Welfare

Establishes a program of aid to the needy permanent and totally disabled in accordance with Title XIV of the federal Social Security Act. Provides for a benefit based on need as determined from a schedule of minimum budgets and standards of living for recipients of such aid, to be established by the state Department of Social Welfare. Requires department to take administrative action to reduce benefit payments whenever the average benefit is above \$89 a month. Contains liberal eligibility provisions. See also SB 1386 (Richards) and SB 2125 (Kraft), both classified as good, and other similar bills classified as watch.

AB 3992 (Meyers): To Committee on Social Welfare

Provides that the public assistance records for which grants in aid are received from the United States government shall be confidential, and shall not be open to examination or use, even by the agents or employees of any public officer or agency, for any purpose not directly connected with the administration of the provisions of the Welfare and Institutions Code. Also provides that any person who uses any confidential lists compiled from official sources, for purposes not directly connected with the administration of the Welfare and Institutions Code, is guilty of a misdemeanor.

Senate

SB 329 (Collier): To Committee on Transportation

Removes ownership of motor vehicle from consideration when person applies for old age security payments.

SB 403 (Grunsky): To Committee on Judiciary

Provides that the release by a court from the obligation to support parents extends to obligations to state agencies and to laws of any state requiring such support.

SB 659 (Farr): To Committee on Social Welfare

Appropriates undesignated sum to Youth Authority for allocation to counties to share in cost of construction of juvenile homes.

SB 1387 (Richards): To Committee on Social Welfare

Companion to AB 223 (O'Connell).

SB 1842 (Donnelly): To Committee on Social Welfare

Adds sections to Welfare and Institutions Code to allow the Social Welfare Board to adopt rules and regulations for distribution of any surplus food commodities which the federal government may make available to the state; declares cost of distributing surplus cost to needy persons shall be borne by the state, and appropriates unspecified amount to the Department of Social Welfare to help distribute the surplus through the counties.

SB 2125 (Kraft): To Committee on Social Welfare

Establishes a program of aid to the needy permanent and totally disabled in accordance with Title XIV of the federal Social Security Act. Identical to SB 1386 (Richards). See other similar bills in this section.

Bills to Watch

Assembly

AB 238 (Beaver): To Committee on Social Welfare

Establishes a program of aid to the needy permanently and totally disabled in accordance with Title XIV of the federal Social Security Act. Provides for a benefit based on need as determined from a schedule of minimum budgets and standards of living for recipients of such aid, to be established by the state Department of Social Welfare. Requires department to take administrative action to reduce benefit payments whenever the average benefit is above \$75 a month. Senate companion: SB 92 (Teale). See also AB 1915 (Hawkins). See other similar bills in this section.

AB 396 (Crown and others): To Committee on Public Health

Provides court, with consent of person but without a formal hearing, may confine in an alcoholic rehabilitation clinic an alleged inebriate for observation and treatment. Also provides for evidentiary use of diagnosis obtained during such period.

AB 589 (Grant and others): To Committee on Social Welfare

Establishes a program of aid to the needy permanent and totally disabled in accordance with Title XIV of the federal Social Security Act, identical to AB 238

(Beaver) and AB 1915 (Hawkins), except that it restricts eligibility to persons who are bedfast, chairbound or in need of physical assistance without which the daily regimen could not continue. See also AB 4051 (Brown and others), and other similar bills in this section.

AB 679 (Coolidge and others): To Committee on Social Welfare

Establishes new program to provide medical services or other remedial care to recipients of public assistance.

AB 1915 (Hawkins): To Committee on Social Welfare

Establishes a program of aid to the needy permanently and totally disabled in accordance with Title XIV of the federal Social Security Act. Identical to AB 238 (Brown). Senate companion: SB 92 (Teale). See other similar bills in this section.

AB 1916 (Hawkins): To Committee on Social Welfare

Makes unspecified appropriation from General Fund for purposes of financing any program to the totally and permanently disabled as proposed in AB 1915 (Hawkins).

AB 2468 (Bruce F. Allen and others): To Committee on Social Welfare

Skeleton bill relating to the establishment of a program of aid to the permanently and totally disabled in accordance with Title XIV of the federal Social Security Act.

AB 4051 (Brown and others): To Committee on Social Welfare

Establishes a program of aid to the needy permanent and totally disabled in accordance with title XIV of the federal Social Security Act. Identical to AB 589 (Grant and others). See other similar bills in this section.

Senate

SB 18 (Abshire): To Committee on Social Welfare

Skeleton bill relating to private family care homes and the support of mental patients therein.

SB 92 (Teale): To Committee on Social Welfare

Senate companion to AB 238 (Beaver) and AB 1915 (Hawkins). See other similar bills in this section.

SB 95 (John F. McCarthy): To Committee on Social Welfare

Skeleton bill relating to social welfare.

SB 172 (Gibson and others): To Committee on Social Welfare

Abolishes the Board of Social Work Examiners and removes it from the Department of Professional and Vocational Standards.

SB 342 (Brown): To Committee on Social Welfare

Repeals Section 121.5 of Welfare and Institutions Code, making appropriation for reimbursement of county for hospital care of persons receiving aged or blind aid, because 1955 session repealed the reimbursement itself.

SB 637 (Short and others): To Committee on Social Welfare

Establishes a program of aid to the needy permanently and totally disabled in accordance with Title XIV of the federal Social Security Act. Provides for maximum monthly benefit of \$99, with provision for excess needs within the maximum. Contains no relatives' responsibility provision, but restricts eligibility to persons who are bedfast, chairbound, or in need of physical assistance without which the daily regimen could not continue. Carries effective date of July 1, 1958. See also SB 1938 (Murdy) and other similar bills in this section.

SB 1386 (Richards): To Committee on Social Welfare

Establishes a program of aid to the needy permanent and totally disabled in accordance with Title XIV of the federal Social Security Act. Provides maximum monthly benefit of \$89, with provision for excess needs within the maximums. See also SB 2125 (Kraft) and AB 3935 (O'Connell and others), both classified as good, and other similar bills classified as watch.

SB 1507 (Sutton): To Committee on Social Welfare

Establishes a program of aid to the needy permanently and totally disabled in accordance with TITLE XIV of federal Social Security Act. Same as AB 589 (Grant and others) and AB 4051 (Brown and others), except that it provides an \$80, instead of \$75, monthly benefit with the same restrictions on eligibility. See other similar bills in this section.

SB 1954 (Short): To Committee on Social Welfare

Skeleton bill relating to the purposes of the Welfare and Institutions Code.

SB 1938 (Murdy): To Committee on Social Welfare

Establishes a program of aid to the needy permanently and totally disabled in accordance with Title XIV of the federal Social Security Act. Similar to SB 637 (Short and others), but contains monthly benefit of \$89 instead of \$99, with same restricted eligibility, and includes relatives' responsibility provisions. See also other similar bills in this section.

Social Welfare—Aged, Blind and Needy Children

Good Bills

Assembly

AB 239 (Elliott and others): To Committee on Social Welfare

Removes the requirement that a person be a citizen of the United States to be eligible for old age assistance.

AB 954 (Rumford and others): To Committee on Social Welfare

Prevents a needy blind person being declared ineligible for aid because he attends high school or college.

AB 1148 (MacBride and others): To Committee on Social Welfare

As enacted, increases from \$3,000 to \$5,000, the assessed value of property which may be held by recipients of public assistance in the categories of aid to needy children, old age security and aid to the needy blind. Chapter 31.

AB 1553 (Bee): To Committee on Social Welfare

Requires that investigation of applicant for public assistance in the categories of aid to needy children, old age security, and aid to needy blind shall be completed within 30 days instead of 60 days, with aid to begin, if eligible, the first day of the month following the month in which the 30th day follows; provides, in each of the categories, that should the applicant be in dire need at the time of applying for aid, the county shall provide him with sufficient assistance, either in money payments or in kind, to enable him to meet his needs until the investigation of his eligibility is completed.

AB 1582 (Munnell and others): To Committee on Social Welfare

Provides for state administration and state financing of programs for aid to the aged, needy blind, partially self-supporting blind and needy children; eliminates county role. Provides that county residence shall no longer be considered in determining the eligibility of a person for aid under such programs.

AB 1741 (Masterson): To Committee on Social Welfare

Amends relatives' responsibility provisions in old age security and aid to the partially self-supporting blind laws to provide that no court action against relatives shall seek the recovery for a county of benefits paid a recipient of aid prior to the day upon which the county made its finding that the defendant spouse or adult child was pecuniarily able to support the recipient; makes it permissive with the county to take court action when a spouse or adult child of the recipient of aid is found able to support said recipient; provides that orders by county or superior court freeing relative of responsibility of support for old age security recipient shall have retroactive application as to liabilities which have accrued but are unpaid as of the date of the order, without giving the right to such relative to recover any contributions which may have been made.

Senate companion: SB 1390 (Richards).

AB 1742 (Masterson): To Committee on Social Welfare

Liberalizes basis for computing net income of responsible relative under old age security program and liberalizes relatives' responsibility contribution schedule based on net income of relative. Confirms relatives' responsibility provisions of aid to the needy blind and aid to the partially self-supporting blind laws in this regard. Also provides under all three programs that earnings of the spouse of the applicant or recipient of aid shall not be considered community property for purposes of qualification. Makes allowance for expenses necessary to produce income.

Senate companion: SB 1391 (Richards).

AB 1823 (Donahoe and others): To Committee on Social Welfare

Increases the value of personal property which recipient of aid to the aged and his spouse may own from \$2,000 to \$2,400.

Senate companion: SB 1791 (Arnold).

AB 1917 (Hawkins): To Committee on Social Welfare

Repeals relatives' responsibility provisions in old age security law, aid to the needy blind, and aid to the partially self-sufficient blind laws.

Senate companion: SB 1670 (Regan).

AB 1918 (Hawkins): To Committee on Social Welfare

Prohibits cost of hospitalization furnished to a recipient of aid to the aged and aid to the needy blind from constituting a lien upon any property of the recipient.

AB 2521 (Masterson and Donald D. Doyle): To Committee on Social Welfare

Increases state payment for each needy child, with state and county residence, in an institution or boarding house, from \$45 to \$50 a month; increases from \$67.50 to \$75, state payment in cases where such needy child has solely a state residence. Also provides that the schedule of aid for children living at home is for the needy family which has needy children.

AB 2589 (Johnson): To Committee on Public Health

Provides, for purposes of determining eligibility of applicant for aid for the aged, that personal property shall not include interment plots or money placed in trust or life insurance specifically for funeral or interment expense, nor any contract rights connected therewith which do not exceed \$500 in cash value.

AB 2683 (Johnson): To Committee on Social Welfare

Same as AB 2589 (Johnson), but applies to recipients of aid for the partially self-supporting blind.

AB 2740 (O'Connell): To Committee on Transportation and Commerce

Provides, for purposes of determining eligibility for aid to the aged, that the term "personal property" shall not include one motor vehicle owned by the applicant or recipient and needed by him for transportation.

AB 2883 (Gaffney and others): To Committee on Social Welfare

Increases the maximum amount of aid to the needy and partially self-supporting blind from \$95 to \$110 per month; also increases the variation ranges in regard to increases or decreases in the amount of federal aid for the blind.

AB 3088 (Porter and Hawkins): To Committee on Social Welfare

Provides that, in computing the budgetary allowances for applicants or recipients of aid to the aged each month, the cost of a telephone, including installation and monthly charges, shall be considered as a need of such applicant or recipient for reasons of health and safety.

Senate companion: SB 1792 (Arnold).

AB 3124 (Elliott and others): To Committee on Social Welfare

Increases the maximum amount of aid to the needy aged from \$85 to \$100 per

month, and provides that aid delayed pursuant to the department rule due to change in circumstances shall be paid to the recipient retroactively to the day on which the change took place. Revises upward the minimum and maximum amount of aid depending upon federal contributions, and provides that, in addition to monthly payments as aid, recipients shall also be entitled to \$6 per month for medical care, including expenditures for insurance premiums for such care.

Senate companion: SB 1965 (Sutton and others).

AB 3143 (Hawkins): To Committee on Social Welfare

Provides for state administration and financing of aid to needy children program; removes county residence as a consideration in determining the eligibility of a person for such aid.

AB 3356 (Donahoe): To Committee on Social Welfare

Amends old age security program to (1) provide that aid to which a recipient is entitled to meet his excess needs shall be estimated and paid by the county in advance of payments by the recipient for such needs, (2) prohibits State Board of Social Welfare from adopting a rule requiring a recipient to obtain more than one estimate of the cost of any medicine, appliance, etc., to enable him to meet his physical needs, (3) prohibits county from requiring more than one estimate for such purpose, (4) prohibits recipient from being compelled to purchase used materials for his personal or household needs, and (5) requires advice given by county to an applicant or recipient regarding the sale of real or personal property by the applicant or recipient to be in writing, and to indicate the effect of the sale on the eligibility of the applicant or recipient for aid, making such advice binding upon the county should it be to the effect that eligibility would not be affected.

Senate companion: SB 2450 (Hollister).

AB 3663 (Bee): To Committee on Social Welfare

Requires State Department of Social Welfare to cooperate with the Bureau of Rehabilitation in the State Department of Education in the establishment of research and demonstration projects directed toward the rehabilitation of nondisabled persons who are recipients of public assistance for the purpose of enabling the state to qualify for grants under the federal Social Security Act. Appropriates unspecified amount from General Fund for joint expenditure by the Department of Social Welfare and the state Bureau of Vocational Rehabilitation for this purpose.

ACA 20 (Thomas): To Committee on Constitutional Amendments

Proposes constitutional amendment to give \$1,000 property tax exemption to every state resident over 65, who or whose wife owns property valued at less than \$5,000.

ACR 24 (McCollister): To Committee on Rules

Requests director of Social Welfare Department to undertake study of all aspects of Aid to Needy Children Program for purpose of ascertaining means by which administration of such program may be simplified and to enable department to

provide the legislature with recommendations for simplification of the statutory structure of the program.

Senate

SB 750 (Robert I. McCarthy): To Committee on Education

Creates a Bureau of Vocational Rehabilitation for the Blind to provide extensive programs of case finding, education, training, job findings and placement, physical restoration and such other services and equipment as may assist in rendering blind persons self-supporting and independent. Such a bureau shall employ a professional staff of persons skilled in assisting blind persons. Same as SB 1037 (Robert I. McCarthy).

SB 1037 (Robert I. McCarthy): To Committee on Social Welfare

Same as SB 750 (Robert I. McCarthy).

Bad Bills

Assembly

AB 559 (Crawford): To Committee on Social Welfare

Amends Old Age Security Law to repeal requirement that county supervisors report monthly to State Department of Social Welfare the number of applications, grants of aid changed, revoked or suspended by supervisors during preceding month, together with copies of all applications for aid received, and statement of actions of Social Welfare Board thereon.

AB 1232 (Collier): To Committee on Social Welfare

Provides for supplemental aid to recipients of aid to the aged to increase the maximum monthly amount to \$100, provided recipient is able to establish that he has been a resident of a county for fifteen years immediately preceding date of application, and provided further, that upon death of the person who was a recipient of aid under this provision, the state shall have a claim against the entire estate of the recipient for the supplemental aid. Provides that funds so recovered shall be shared between state and counties in proportion to amounts each contributed to the aid granted recipients. Changes name of Old Age Security Law to Old Age Assistance Law.

AB 3658 (Hansen): To Committee on Social Welfare

Removes authority of county board of supervisors to determine whether applicant or recipient of aid to the aged has relatives able to support him, and requires the district attorney or other legal officer to take action against responsible relatives to recover county aid rendered at any time the recipient of aid or his responsible relatives have sufficient financial aid to reimburse the county, apparently upon determination of the district attorney or the civil legal officer.

AB 3659 (Hansen): To Committee on Social Welfare

Provides that, as a condition to the

granting or continuation of aid to an indigent or to his dependent spouse, parent or child, county board of supervisors may require security for moneys expended as indigent aid, and that the applicant or responsible relative transfer or grant to it such property or interest in property as the applicant or responsible relative has.

State Government

Good Bills

Assembly

AB 237 (Beaver): To Committee on Government Organization

Prohibits a member of the legislature from being interested in any contract with the state unless the contract's provisions have first been examined by a joint committee on legislative integrity, created by the bill, and are determined by it to be fair and reasonable to the state. Also requires the committee to make recommendations to the legislature as to needed legislation regarding contractual relationships between the members of the legislature and the state.

AB 357 (Weinberger and others): To Committee on Government Organization

Requires employees of legislative interim committees and their subcommittees to certify in writing under penalty of perjury that they do not knowingly have personal interests that will conflict with faithful performance of their duties.

AB 368 (Francis): To Committee on Finance and Insurance

Provides that commissions on insurance procured by the state through direct negotiations with an insurer be deposited in the Commission Revenue Fund created by this section, available for expenditure by the legislature.

AB 993 (Weinberger and others): To Committee on Municipal and County Government

Eliminates requirement that the seven members of the Local Planning Advisory Committee who are appointed by the Governor must first be recommended for appointment by the president of either the County Supervisors' Association of California, the League of California Cities, or the California School Trustees Association. Senate companion: **SB 792 (Farr)**.

AB 1611 (Munnell and others): To Committee on Elections

Creates Reapportionment Study Commission of six members to make non-partisan study of reapportionment methods and procedures relating to the decennial establishment of assembly and congressional districts; membership would include two university political science faculty members of different parties appointed by the Governor, the chairman of the Democratic and Republican State Central Committees, and one state senator and one assemblyman appointed respectively by the president pro tempore of the Senate and the speaker of the Assembly; Commission must report to the legislature with findings and recommendations at 1959 regular session. Makes \$50,000 appropriation from General Fund.

AB 2035 to 2106 inclusive (Brown and others): To Committee on Governmental Efficiency and Economy

Provides that records of various state boards, commissions and agencies shall be open to inspection by the public during regular office hours and/or that meetings of such boards, commissions and agencies shall be public and open to all persons who may wish to attend. Among boards, commissions and agencies included are following: Alcoholic Beverage Control Appeals Board, State Allocation Board, State Board of Barber Examiners, Contractors' State License Board, State Board of Cosmetology, State Board of Dry Cleaners, Fish and Game Commission, State Board of Funeral Directors and Embalmers, Board of Nurse Examiners, Board of Social Work Examiners, Structural Pest Control Board, Board of Vocational Nurse Examiners, Public Utilities Commission, Board of Pilot Commissioners for the Bays of San Francisco, San Pablo and Suisun, Board of Pilot Commissioners for Humboldt Bay, Board of Pilot Commissioners for Harbor of San Diego, State Park Commission, State Lands Commission, Board of Examiners for Vocational Teachers, Retirement Investment Board, Teachers Retirement Board, State Board of Education, Apprenticeship Council, Industrial Safety Board, Industrial Accident Commission, Division of Housing, Industrial Welfare Commission, Franchise Tax Board, State Board of Equalization, various boards concerned with water problems, Board of Firemen's Pension Fund Commissioners, Cannery Inspection Board, State Building Standards Commission, State Fire Advisory Board, Advisory Hospital Council, State Board of Public Health, Social Welfare Board, State Board of Agriculture, Poultry Improvement Commission, State Livestock Sanitary Committee, Livestock Identification Advisory Board, California Dairy Industry Advisory Board, and various agricultural products marketing advisory boards.

ACA 1 (Elliott): To Committee on Constitutional Amendments

As amended January 21, 1957, increases State Senate by ten seats as follows: four in Los Angeles County and one each in San Bernardino, Sacramento, San Diego, San Francisco, Fresno, Santa Clara, Contra Costa, and Alameda Counties. Requires legislature to reapportion the senate in 1959 and every ten years thereafter in accordance with the decennial federal census.

ACA 26 (Miller and others): To Committee on Constitutional Amendments

Proposes constitutional amendment to increase the salary of assemblymen and state senators from \$500 to \$1,000 a month.

ACA 40 (Burton): To Committee on Constitutional Amendments

Proposes a constitutional amendment relating to reapportionment of assembly and congressional districts to (1) apportion congressional districts on the basis of population with the population variation not to exceed 10 per cent between districts, (2) apportion the assembly districts on the basis of three districts to each congressional district with the population variation not to exceed 15 per cent between districts (this would increase the number of assembly seats to three times

the number of congressional districts adjusted every ten years according to the federal decennial census), and (3) grant the State Supreme Court original jurisdiction in all cases challenging the validity of reapportionment.

Senate companion: **SCA 7 (Richards)**.

ACA 59 (Meyers): To Committee on Constitutional Amendments

Proposes constitutional amendment to increase Senate by five members: two from Los Angeles County and one each from San Francisco, Alameda, and San Diego counties.

ACR 74 (Lanterman): To Committee on Rules

Proposes hiring of professionally qualified analyst to make legislative job analysis as means of assisting legislature in consideration of constitutional amendments before it to increase pay of assemblymen and senators and to remove conflict of interest. Calls for report and recommendation not later than May 15, 1957.

Senate

SB 792 (Farr): To Committee on Local Government

Eliminates requirement that the seven members of the Local Planning Advisory Committee who are appointed by the Governor must first be recommended for appointment by the president of either the County Supervisors' Association of California, the League of California Cities, or the California School Trustees Association.

SB 1222 (Miller and others): To Committee on Governmental Efficiency

Amends Section 254 of Financial Code relating to confidential documents of the State Department of Banks. Provides that the records of the department are no longer closed to inspection by the public, and makes confidential only those reports or applications made by banks or any record or information obtained through an investigation or examination. Makes it a misdemeanor for the Superintendent or any employee to disclose, in any manner, information or any portion of the contents of a record that is not a public document, except upon judicial order or upon request of a legislative committee.

SB 1613 (Farr and others): To Committee on Governmental Efficiency

Same provisions as **SB 792 (Farr)**, and also provides that each state agency shall give consideration to such other state projects and to the master plans of other state agencies. Provides that the Department of Finance, when there is an obvious conflict in planned public work projects between state agencies, or between state federal agencies or state and local agencies, shall recommend appropriate action to eliminate such conflict with a view to coordinating state projects and regional and local planning so far as may be practical by means of voluntary discussion and agreement by encouraging conferences and extending the use of the facilities of the department.

SCA 7 (Richards): To Committee on Elections

Senate companion to **ACA 40 (Burton)**.

Bad Bills**Assembly****AB 3500 (Weinberger and others): To Committee on Government Organization**

Creates Department of Revenue and Board of Tax Appeals transferring to said department and board, respectively, powers and duties of the Franchise Tax Board and State Board of Equalization, and transferring to the department the powers and duties of the State Treasurer and powers and duties of the Department of Finance and the Director of Finance with respect to investment of state funds. Provides that bill shall not become operative until an amendment to the Constitution is effective abolishing the constitutional office of State Treasurer for the purpose of the appointment and organizing of the Department of Revenue and Board of Tax Appeals. Transfer shall not affect civil service status, seniority, etc., of employees. Vests control of Disability Insurance Fund in Department of Revenue.

AB 3543 (Rees): To Committee on Governmental Efficiency and Economy

Repeals article of Government Code requiring preference for American-made materials in public purchasing. See also SB 2274 (Miller).

AB 3574 (McGee): To Committee on Judiciary

Creates a California Administrative Court with jurisdiction over all proceedings before state agencies in which an administrative order or decision is required. Skeleton bill with regard to number of judges on the court and their salary. Requires adoption of a constitutional amendment.

AB 3749 (McGee): To Committee on Judiciary

Permits court, in any judicial review of administrative determinations, to inquire into all the facts and make a separate determination thereon. Provides that court shall not be bound to uphold the agency on the basis of substantial evidence in the record to support the agency's ruling, holding, determination or order, while permitting court to inquire into all the facts concerning the case and to make an independent finding of the facts and decide the case based on such determinations.

ACA 19 (Hawkins and Elliott): To Committee on Constitutional Amendments

Proposes constitutional amendment to increase term of office of assemblymen from two to four years with provision for half the seats being vacated every two years. Same as ACA 61 (Meyers).

ACA 24 (Henderson): To Committee on Constitutional Amendments

Proposes constitutional amendment to provide for annual regular sessions of legislature running from third day of January to not later than last day, Sundays excepted, in the month of July; gives legislature authority to modify dates by law and increases monthly salary of assemblymen and state senators from \$500 to \$1,000. Removes all restrictions on introduction of bills.

ACA 36 (Miller): To Committee on Constitutional Amendments

Proposes a constitutional amendment to

provide for annual general sessions of the legislature of 150 days duration with proviso that no bills shall be introduced after 90th calendar day without three-fourths consent, while restricting number of such bills to two per member; provides also that no bill except budget bills or a bill introduced after the 90th calendar day shall be heard or acted upon by either house until 20 calendar days after introduction, except in cases of urgency, by a two-thirds vote in the house where the bill is pending. Abolishes recess provisions and includes duration of recess in computation of length of general sessions.

ACA 45 (Weinberger and others): To Committee on Constitutional Amendments

Proposes constitutional amendment to abolish elective office of Treasurer of California and authorizes legislature to establish the office of Treasurer; shall not become operative on passage until legislature enacts law to transfer the duties of Treasurer, as proposed in AB 3500 (Weinberger).

ACA 61 (Meyers): To Committee on Constitutional Amendments

Identical to ACA 19 (Hawkins and Elliott).

Senate**SB 1939 (Murdy): To Committee on Judiciary**

Although no state officer, school board member or hospital district member may have an interest in contracts made by them in their official capacity or by their boards, this section provides that they shall not be deemed to have an interest in a contract solely by reason of membership in a non-profit corporation formed under the Agricultural or the Corporations Code for the sole purpose of engaging in the merchandising of agricultural products.

SB 2274 (Miller): To Committee on Governmental Efficiency

Repeals sections of Government Code which provide that public contracts are to be let only to persons who agree to use or supply materials produced or manufactured in United States, and which provide that contracts for public works or for purchase of materials for public use shall contain a provision that only materials produced and manufactured in United States shall be used. See also AB 3543 (Rees).

Bills to Watch**Assembly****AB 168 (Lindsay and Bruce F. Allen): To Committee on Conservation, Planning and Public Works**

Creates a Division of Public Lands within the Department of Natural Resources to be administered under the supervision and the direction of a Public Lands Commission which succeeds to the powers, duties, purposes, responsibilities and jurisdictions of the State Lands Commission and the Division of State Lands in the Department of Finance, which are abolished by the bill.

AB 254 (Hawkins): To Committee on Conservation, Planning and Public Works

Creates Office of Planning Services in Department of Finance to engage in re-

search in state planning for economic development, etc.

AB 500 (Caldecott): To Committee on Ways and Means

1957 Budget Act.

AB 603 (Luckel and others): To Committee on Governmental Efficiency and Economy

Declares that the public records in the office of any state officer are at all times during office hours open to inspection of any citizen. Provides any citizen a right to inspect and take a copy of any public writing, except as otherwise expressly provided by statute. Entitles citizens to get a certified copy of public writings on payment of the legal fee, and provides such copies are admissible as evidence with like effect as the original writing. Makes it a misdemeanor for any local public officer to refuse any citizen to inspect public records, or refuse to give a citizen a certified copy of it.

AB 1195 (Weinberger): To Committee on Government Organization

Provides that the Department of Corrections shall succeed to all the functions, powers, duties heretofore reposed in the Division of Adult Paroles under the Adult Authority. All persons in state civil service are transferred and retain their respective positions.

AB 1199 (Weinberger): To Committee on Judiciary

Increases from six to seven, membership of Adult Authority; adds term of office of one seat to expire March 15, 1958.

AB 1204 (Henderson and others): To Committee on Government Organization

Skeleton bill to change the salary of the Labor Commissioner and State Fire Marshal.

AB 1205 (Henderson and others): To Committee on Government Organization

Skeleton bill to increase the salaries of Commissioner of Corporations, members of the Industrial Accident Commission, Director of Professional and Vocational Standards, Real Estate Commissioner, Director of Veterans Affairs, members of the Youth Authority, and Savings and Loan Commissioner.

AB 1473 (Caldecott): To Committee on Government Organization

Amends provision establishing \$11,000 per year salary for Chiefs of the Divisions of Industrial Safety, Industrial Welfare, and Housing, State Librarian, Registrar of Contractors, Deputy State Treasurer, and Secretaries of the California Horse Racing Board and State Athletic Commission. Deletes Deputy State Treasurer. Could be skeleton bill.

AB 1572 (Henderson and others): To Committee on Government Organization

Skeleton bill to change the salary of the Chiefs of the Divisions of Industrial Safety and Industrial Welfare and Housing, the Secretaries of the State Athletic Commission and California Horse Racing Board, the Deputy Treasurer, the Register of Contractors and the State Librarian.

AB 1691 (Caldecott): To Committee on Governmental Organization

Amends various sections of the Government Code regarding the depositing and investing of state funds. Among other things, places full responsibility for the selection of banks and the depositing of funds upon the Treasurer. Makes other technical changes.

AB 2624 (Coolidge): To Committee on Conservation, Planning, and Public Works

Amends the method of disposition of the balance of money credited to the State Lands Act Fund from oil, gas and mineral leases. Provides for 30 per cent to General Fund, 46½ per cent to State Park Fund, and 23½ per cent to be appropriated to cities and counties having within their boundaries state-owned tide and submerged land, or land in which the state has reserved the rights to the mineral deposits contained therein, at the rate of 1 per cent of the value of oil, gas, gasoline and other hydrocarbons on which royalty is paid to the state. Amounts paid to cities and counties are to be expended only for the promotion and accommodation of commerce, navigation and fisheries, and for the maintenance of public recreation beaches and coast line.

AB 3381 (Luckel): To Committee on Judiciary

Makes it a misdemeanor for any public officer having custody of public records on all levels of government to refuse or neglect to permit any citizen to inspect a public record. Specifies penalty of not more than \$25 fine per day for each day of such refusal or neglect.

AB 3621 (Nielsen): To Committee on Government Organization

Skeleton bill to change the salary of the Director of Corrections, the Director of Employment and members of the Public Utilities Commission.

AB 3763 (McGee): To Committee on Conservation, Planning, and Public Works

Abolishes Department of Fish and Game and transfers duties, functions, etc., to a new Division of Fish and Game within the Department of Natural Resources, giving Director of Natural Resources, with the approval of the Governor, authority to organize the new division as he deems necessary. Also broadens the Division of Parks within the Department to include beaches and parks, placing the responsibility for administration, protection and development of the state park system in the hands of the broadened division, removing the policy determination authority of the State Park Commission and requiring only that the Director of Natural Resources be guided by policies adopted by the State Park Commission. Provides that Director, acting through the Division of Beaches and aPrks, shall succeed to all the powers, duties, purposes and responsibilities of the State Park Commission, except with regard to advisory functions. In addition, requires Director to establish a Division of Administration to administer all functions relating to recreation which are vested in the Department.

AB 4104 to 4111 inclusive and AB 4120 and 4121 (Johnson and others): To Committee on Legislative Representation

All skeleton bills relating to the regulation of legislative advocates.

AB 4017 (Brown): To Committee on Government Organization

Creates Office of Atomic Energy Coordinator to be headed by \$18,000 appointee of Governor, whose duty shall be the sponsorship of a program for the coordination of all activities of state departments and agencies which are in any way concerned with any phase of the development and regulation and peaceful use of atomic energy. Requires Atomic Energy Coordinator to be civil executive officer exempt from civil service. Also creates a Governor's Advisory Council on Atomic Energy composed of heads of above mentioned departments and agencies or their authorized representatives as may be designated by the Governor. Makes Atomic Energy Coordinator member of such Advisory Council. Senate companion: SB 2625 (Miller).

AB 4119 (Lindsay): To Committee on Conservation, Planning, and Public Works

Reconstitutes State Conservation and Planning Board as a seven-member board appointed by the Governor, subject to the confirmation of the Senate, with term of office of four years, for the purpose of encouraging the formation and proper functioning of local and regional planning commissions and to encourage, through discussion, research and agreement between state agencies and local and regional planning commissions involved, the coordination of state projects and improvements with regional and local master plans to the end that the physical development of the state will proceed in an orderly fashion. See also SB 2498 (Short).

ACA 11 (Lanterman and others): To Committee on Constitutional Amendments

Proposes constitutional amendment to increase salary of assemblymen and state senators from \$500 to \$1000 a month and to establish procedure whereby each house may expel any member who maintains any kind of relationship with a person, firm, corporation, etc., having an interest in the operation of state government, etc.

ACA 12 (McCollister): To Committee on Constitutional Amendments

Proposes constitutional amendment to provide constitutional recess at budget sessions, and to provide for payment of expenses of committee members assigned to consider the budget bill during constitutional recess of general sessions as well as budget sessions.

ACA 34 (McGee): To Committee on Constitutional Amendments

Proposes constitutional amendment to permit legislature to propose a revision of the Constitution in the same manner in which it proposes an amendment to the Constitution.

ACA 43 (Kilpatrick): To Committee on Constitutional Amendments

Proposes constitutional amendment to allow legislators to collect expenses for more than sixty days' interim committee work, if specifically approved in advance by majority of house which constituted committee or majority of both houses in cases of joint committees.

ACR 22 (Bradley): To Committee on Rules

Continues present study projects of California Law Revision Commission and assigns new studies.

Senate

SB 299 (Breed): To Committee on Governmental Efficiency

Repeals and re-writes the provisions in the Government Code relating to the investment of state funds, calling new chapter the Pooled Money Investment Law. Makes no substantive change, except provides that Controller shall apportion the increments from investments to the various funds from which they were derived, rather than have them accrue to the General Fund.

See also AB 1691 (Caldecott).

SB 341 (Collier): To Committee on Transportation

Changes Department of Public Works to Department of Highway Transportation. Also transfers Division of Architecture from Department of Public Works to Department of Finance. Appears to abolish Division of Water Resources.

SB 400 (McBride): To Committee on Finance

1957 Budget Act.

SB 486 (Robert I. McCarthy): To Committee on Governmental Efficiency

Amends Section 1001 of the Government Code enumerating the civil executive officers to include the assistant manager, chief counsel and division chiefs of the State Compensation Insurance Fund and eliminates the executive secretary and an assistant secretary of such fund.

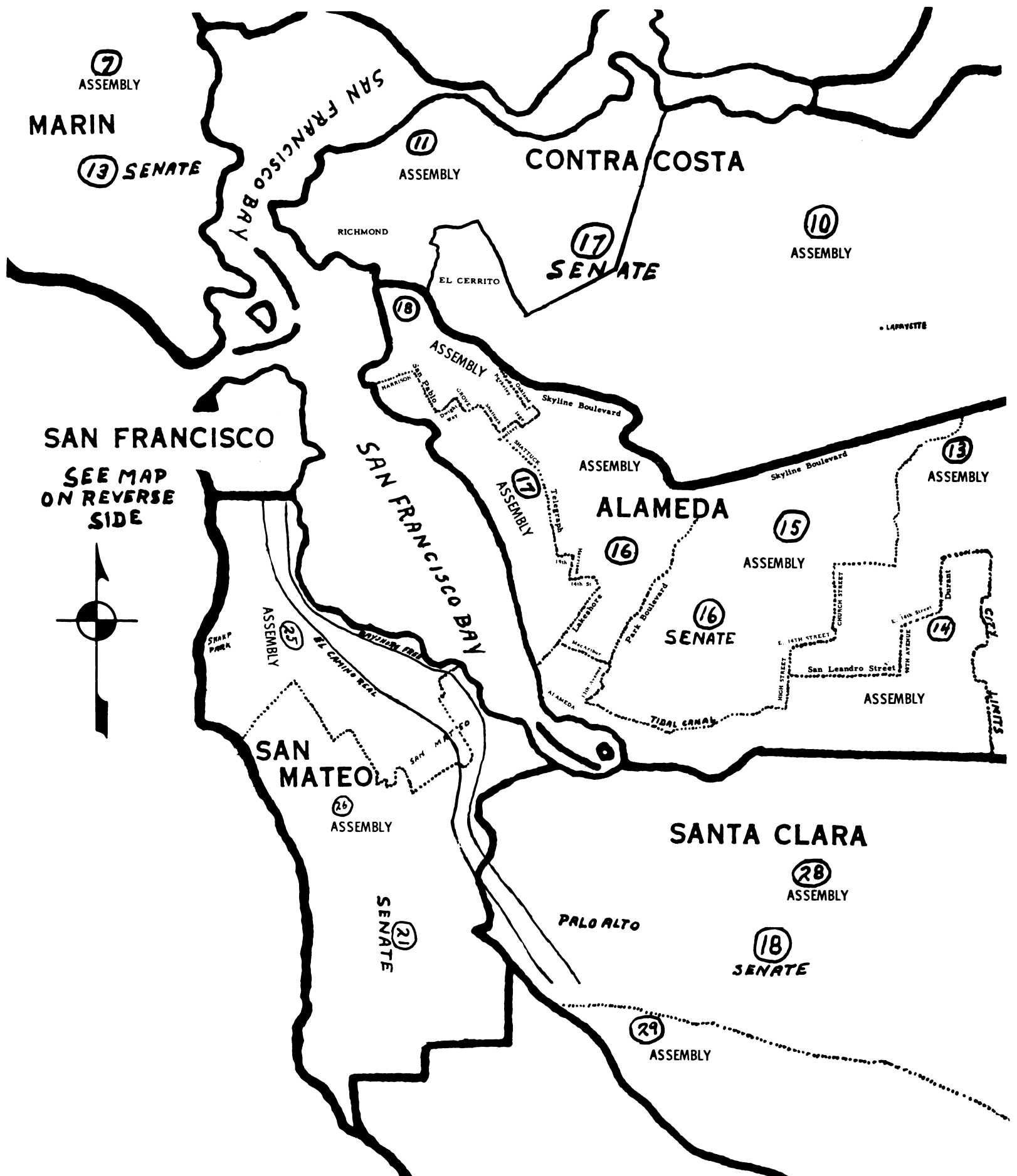
SB 953 (Desmond): To Committee on Governmental Efficiency

Amends Sections 12323 and 12326 of Government Code relating to the duties of the State Treasurer to provide that in keeping accounts of all money received and disbursed, he need not keep separate accounts of the different funds, and in paying warrants drawn by the Controller, he need not pay them out of the funds upon which they are drawn.

SB 956 (Desmond): To Committee on Governmental Efficiency

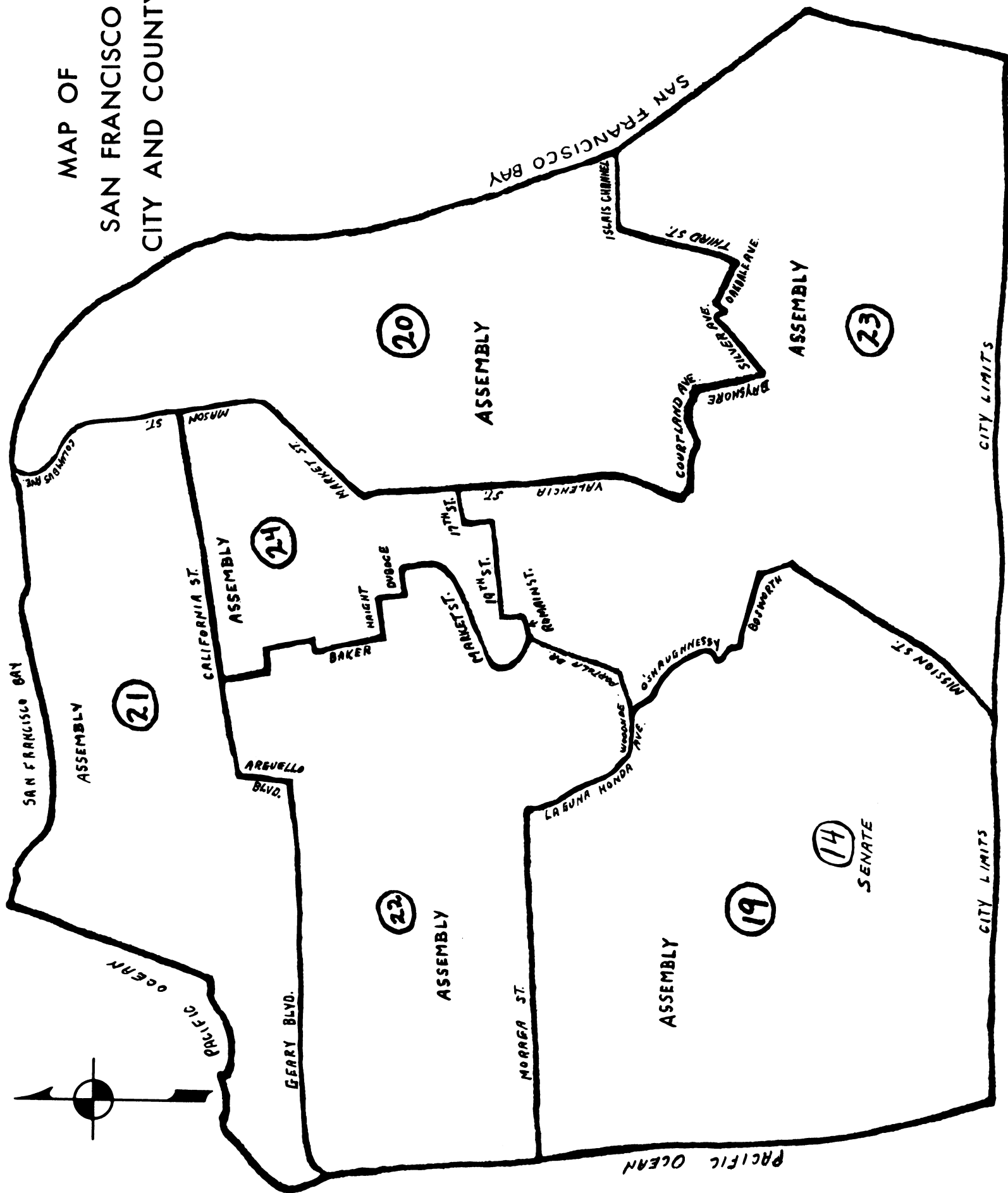
Adds sections to Government Code relating to expenditures from the General Fund to provide that within the time during which the appropriation is available for expenditure, the State Board of Control, at the request of the department concerned and with the approval of the Department of Finance, may authorize that unneeded funds in any appropriation for the support of an institution, school or college or for family care or private home care within the Department of Corrections, Youth Authority, Education, or Mental Hygiene, shall be available and be deemed appropriated for the support of another institution, school or college, or for family care or private home care within the same department. Also provides that when an act abolishes any of the powers of a state office or agency, the unexpended balance of any appropriation which was intended to be used for the performance of such powers shall revert

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to the fund from which such appropriation was made. Provides for adjustments by the Department of Finance when acts make changes in funds from which an appropriation for a state office or agency is payable, or when the powers of a state officer or agency are transferred to another state officer or agency.

SB 1044 (Brown): To Committee on Governmental Efficiency

Amends Section 9900 of the Government Code pertaining to regulation of legislative representation. Explains "expenditure" of legislative advocate does not include amounts expended for personal board and lodging.

SB 1154 (Collier): To Committee on Transportation

Adds Section 139.49 to Vehicle Code to provide that the Department of the California Highway Patrol may enter into contracts with cities and counties for the patrolling of city streets and county highways.

SB 1187 (Cunningham): To Committee on Governmental Efficiency

Gives Director of Finance the right to determine the amount of charges for services rendered to state agencies supported by funds other than the General Fund and to state agencies for services rendered at the request of the agency. Removes provision that such charges be determined monthly.

SB 1213 (Miller and others): To Committee on Governmental Efficiency

Skeleton bill relating to contracts of state agencies for hiring or purchase of equipment and services with approval of Department of Finance.

SB 1223 (Miller and others): To Committee on Financial Institutions

Declares that the records of the State Banking Department are not public documents, including any information obtained from any bank or trust company, whether received as a result of any investigation or examination, or submitted by any bank or trust company. Makes it a misdemeanor for any superintendent, officer or employee to disclose the contents of the Department records to any person, except the representative of a bank to which the information relates, or a person authorized by the legislature to make inspections.

SB 1229 (Miller and others): To Committee on Governmental Efficiency

Adds various sections to the Agricultural and Government Codes to provide that the approval of the Department of Finance is not required with respect to any contract let by the board of directors of the California State Fair, the governing body of a district agricultural association fair or a citrus fruit fair, or the governing agency of a county fair, if the contract does not require the expenditure of money from the funds of the respective fairs.

SB 1244 (Cobey): To Committee on Governmental Efficiency

Creates the Industrial Development Division within the Department of Finance. Among other things, the division is to

study the means of promoting and encouraging the prosperous development and protection of the legitimate interests of business, industry and commerce within the state, to help locate markets, and to compile and disseminate information relating to business conditions.

SB 1440 (Collier): To Committee on Local Government

Increases the annual salary to be paid to each member of the Public Utilities Commission from \$17,000 to \$19,000.

SB 1586 (Abshire and others): To Committee on Judiciary

Exempts from definition of "regulation" in the Administrative Procedure Act, forms prescribed by a state agency, or any instructions relating to the use of the form; specifies that this exemption is not a limitation upon any requirement that a regulation be adopted pursuant to the Administrative Procedure Act when one is needed to implement the law under which the form is issued.

SB 1587 to SB 1599 inclusive (Abshire and others): To various Committees

Bills to standardize method of the making of rules and regulations by state departments and agencies to bring powers of all administrative agencies within the Administrative Procedure Act. Creates uniformity in adoption, amendment, repeal and enforcement of rules and regulations by boards and agencies under various codes, including the Labor Code (SB 1592) and the Unemployment Insurance Code (SB 1599).

See also SB 1600 (Abshire and others).

SB 1600 (Abshire and others): To Committee on Transportation

Creates the Office of Administrative Procedure to study the subject of administrative law and procedure in all its aspects, to submit its suggestions to the various agencies in the interests of fairness, uniformity and the expedition of business, and to maintain a staff of hearing officers. Provides also that hearing officers for administrative adjudication of certain agencies may be provided for by the staff of the office of administrative procedure, to be governed by specified rules.

SB 1602 (Abshire and others): To Committee on Governmental Efficiency

Provides that emergency regulations adopted by state agencies shall remain in effect not more than 120 days, unless certain provisions for notice and opportunity to present statements, etc., are included.

SB 1603 (Abshire and others): To Committee on Business and Professions

Amends various sections of Government and Business and Professions Code relating to procedure for administrative adjudication, and the method of decision in contested cases. Provides for a preparation of decision by hearing officer, if a contested case is heard by hearing officer alone, which contains a summary of evidence received and relied upon and the reasons or grounds upon which the determination was made, and which shall not merely adopt the language of any of the pleadings. Provides for appeal by either party within 20 days. Provides decision of hearing officer shall become the final decision of the agency, if an appeal is not filed or if an order of removal of the case

to the agency itself is not issued within prescribed periods.

SB 1604 (Abshire and others): To Committee on Business and Professions

Amends Section 11502 of Government Code to provide that hearing officers on the staff of the Department of Professional and Vocational Standards shall have engaged in the active practice of law for five years in litigation before a trial court or administrative body involving the interests of adverse parties, or have served five years in the capacity of a judge or as a presiding officer with an administrative agency. Removes power of state agencies requiring full time hearing officers to appoint their own hearing officers; transfers hearing officers employed by state agencies to the Division of Administrative Procedure under the Department of Professional and Vocational Standards without affecting the status, position or right of such persons under civil service. Amends Section 110.5 of Business and Professions Code to provide that hearing officers shall be rotated among agencies, and no hearing officer shall serve with any one agency for period exceeding one out of five consecutive calendar years.

SB 1605 (Abshire and others): To Committee on Judiciary

Amends Section 11502 of Government Code relating to hearing officers to provide that all hearing officers shall have been engaged in the active practice of law for five years in litigation before a trial court or administrative body involving the interests of adverse parties, or have served five years in the capacity of a judge or as a presiding hearing officer with administrative agency. Raise the basic minimum salary paid to full time hearing officers from not less than \$4,800 to not less than \$12,000 per year.

SB 1606 (Abshire and others): To Committee on Governmental Efficiency

Amends sections of Government Code relating to the procedure for adoption of rules and regulations by state agencies. Includes word "amendment" in sections, to provide for the same regulations for amendments as are provided for adoptions or repeals of regulations.

SB 2085 (Kraft): To Committee on Governmental Efficiency

Increases annual salary of Director of Professional and Vocational Standards from \$13,500 to \$17,000.

SB 2498 (Short): To Committee on Governmental Efficiency

Similar to AB 4119 (Lindsay). Provides, however, that seven members of State Conservation and Planning Board be appointed from different geographical sections of the state as far as practical.

SB 2514 (Donnelly and others): To Committee on Financial Institutions

Abolishes the Department of Investment and the Board of Investment.

SB 2515 (Donnelly and others): To Committee on Governmental Efficiency

Creates the Department of Central Services with overall responsibility for the management and operation of the state's buildings and grounds, communica-

tions, printing, purchasing, transportation facilities, and other centralized services. Transfers to this agency, the operating responsibilities of the Department of Finance, the Division of Architecture of the Department of Public Works, allowing the Department of Finance to exercise its primary function of planning and supervising the fiscal policies of the state. Transfers the civil service employees without affecting their status, position or rights.

SB 2516 (Donnelly and others): To Committee on Governmental Efficiency

Creates the office of State Administrator to exercise overall direction and control over the administrative functions and business policies of the state government, to be directly responsible to the Governor; to succeed to the powers of the Director of Professional and Vocational Standards and the powers of the Director of Finance.

SB 2517 (Donnelly and others): To Committee on Governmental Efficiency

Creates the Legislative Research Council to make studies, and secure statistics for the members and committees of the legislature. Council to consist of president pro tempore of the Senate, the speaker of the Assembly, two members of the Senate, two members of the Assembly; the president of the Senate shall act as chairman.

SB 2518 (Donnelly and others): To Committee on Governmental Efficiency

Adds article to Government Code relating to the reorganization of state agencies. Provides that if the Governor, after investigation, concludes that any reorganization is necessary to accomplish a reduction in expenditures and promote economy by reducing the number of agencies, eliminating overlapping, etc., he shall transmit reorganization plans, as prescribed, to the legislature, and such plan shall take effect after the first thirty days of continuous session of the legislature, following transmittal, unless a majority of either house resolves to contrary.

SB 2625 (Miller): To Committee on Governmental Efficiency

Creates the Office of Atomic Energy Coordinator to sponsor a program for and to coordinate the activities of all state departments and agencies which are in any way concerned with any phase of the development or regulation of the peaceful uses of atomic energy. Also creates a Governor's Advisory Council on Atomic Energy.

SB 2644 (John F. McCarthy and others): To Committee on Governmental Efficiency

Prohibits any district created under the laws of the state from expending any district funds directly or indirectly for the purpose of influencing or attempting to influence the passage of legislation by the legislature or the approval or veto of legislation by the Governor.

SCR 13 (Richards): To Committee on Rules

Amends joint rules of Senate and Assembly to permit a senator or an assemblyman other than the author of a bill in the other house to handle a bill on the floor as a designated co-author with permission of the assemblyman or senator

who introduced the bill. Provides that a bill so handled as a co-author shall not be charged against the senator or assemblyman as a bill introduced after the constitutional recess.

SCR 27 (Byrne): To Committee on Rules

Continues the Joint Legislative Committee on Agricultural and Livestock problems established in 1955.

Taxes and Revenues

See also: Natural Resources; Schools

General

Good Bills

Assembly

AB 2840 (Unruh and others): To Committee on Revenue and Taxation

Creates a California Taxation Study Commission with provision for labor representation. Defines powers and duties. Requires submission of a report with recommendations to the Governor by December 31, 1958, and for submission of a similar report to the legislature in January, 1959.

AB 3144 (Hawkins): To Committee on Revenue and Taxation

Amends State Personal Income and Bank and Corporation Tax laws to allow deduction of up to \$100 for political contributions for use of any party committee or candidate in connection with any office being voted upon at a statewide primary or general election, regardless of whether such office is voted upon statewide.

Senate

SB 2355 (Richards): To Committee on Revenue and Taxation

Adds Division 3 to Revenue and Taxation Code creating the California Taxation Study Commission of eight members, including two members representing union labor.

Bad Bills

Assembly

AB 3677 (Busterud and others): To Committee on Revenue and Taxation

Writes into State Personal Income and Bank and Corporation Tax laws provisions of the Internal Revenue Code of 1954 relating to capital gains and losses.

Senate

SB 610 (Hollister and others): To Committee on Revenue and Taxation

Adds deduction provisions of income and bank corporation taxes to allow rapid write-offs for depreciation in conformity with Federal Internal Revenue Code.

SB 1783 (Dolwig): To Committee on Revenue and Taxation

Amends Section 12256 of Revenue and Taxation Code to provide that an additional rate of tax is to be applied to the basis of the tax of admitted foreign insurance companies only, rather than all

insurance companies as presently provided. Identical bill: **SB 2179 (Dolwig)**.

SB 2179 (Dolwig): To Committee on Revenue and Taxation

Identical to **SB 1783 (Dolwig)**.

SB 2410 (Breed): To Committee on Revenue and Taxation

Essentially the same bill as **SB 610 (Hollister and others)** and **AB 677 (Cunningham and Chapel)**, allowing rapid write-offs for depreciation of property in computing income and bank and corporation taxes.

SB 2493 (McBride): To Committee on Revenue and Taxation

Same as **SB 610 (Hollister and others)**, except makes deduction from December 31, 1956.

See also **AB 1674** and **AB 1675 (Bruce F. Allen)**.

SJR 7 (Desmond): To Committee on Revenue and Taxation

Millionaire's tax amendment: petitions Congress to draft and submit to state legislatures an amendment to the United States Constitution to limit the power of Congress to levy a tax and to fix a maximum rate of tax which may be levied by the federal government upon income, inheritances and gifts (proposals made at past sessions of the legislature called for a 25% limitation). Also proposes that Congress in times of great national emergency should be permitted to impose taxes above the limitation on a year-to-year basis by three-fourths vote of all members of Congress.

Bills to Watch

Assembly

ACA 28 (Thelin and others): To Committee on Constitutional Amendments

Proposes a constitutional amendment to be known as the Taxpayers Bill of Rights which, in general, establishes legal remedies available to taxpayers against taxing agencies.

Senate

SB 395 (Breed): To Committee on Revenue and Taxation

Amends definition of "credits" in Revenue and Taxation Code to mean unsecured solvent debts arising out of the sale of goods or services.

SB 2608 (Dilworth): To Committee on Education

Provides that a tax may be levied by a school district upon the seller of each parcel of real property within a district upon which a new home has been built. Such tax may be imposed only on the privilege of making the first sale of a new home, and the proceeds shall be used exclusively for necessary school building construction, or for the repayment to the state of apportioned funds.

Bank and Corporation

Bad Bills

Assembly

AB 676 (Cunningham and Chapel): To Committee on Revenue and Taxation

Incorporates into the state Bank and Corporation Tax Law rapid write-off for depreciation of property used in trade or business, or property held in the production of income. Adds implementing provisions.

AB 720 (Bonelli): To Committee on Revenue and Taxation

Writes into California Bank and Corporation Tax Law, rapid write-off provisions for depreciation of property used in trade or business, or property held for the production of income.

AB 1675 (Bruce F. Allen): To Committee on Revenue and Taxation

Writes into California Bank and Corporation Tax Law provisions of Section 167 of Federal Internal Revenue Code of 1954 to allow rapid write-off for depreciation of property used in trade or business.

AB 3119 (Coolidge): To Committee on Revenue and Taxation

Exempts from franchise tax payments made by financial corporations to the state, county, municipality or subdivision of the state, as personal property taxes, license fees or excise taxes on storing, using or otherwise consuming tangible property in the state.

AB 3550 (Rees): To Committee on Revenue and Taxation

Incorporates into the State Bank and Corporation Tax Law, with retroactive application insofar as constitutional, the provisions of Subtitle A of the federal Internal Revenue Code of 1954 relating to the measure of taxation. The net effect would be to automatically write into the California law the provisions of the so-called Tax Revision Bill of the 83d Congress, which favors big business, including the provisions which allow rapid write-off of plant and equipment expenditure.

AB 3551 (Rees): To Committee on Revenue and Taxation

Similar to AB 3550 (Rees).

Senate

SB 178 (Collier): To Committee on Revenue and Taxation

Writes into California Bank and Corporation Tax Law, rapid write-off provisions for depreciation for property used in trade or business or property held for the production of income. Adds implementing provisions and makes other necessary technical amendments.

SB 2435 (Robert I. McCarthy): To Committee on Revenue and Taxation

Adds Section 23040.1 to Revenue and Taxation Code to provide that income derived from sources within the state shall not include income resulting from property located or activities of a taxpayer carried on without the state, whether or not such property or activities are located or carried on, in, or subject to jurisdiction with any state, United States or any foreign country. Also amends Section 25101 pertaining to allocation of income derived from sources both within

and without the state to provide that, in considering the factors in making such allocation, there shall be taken into account the income from or attributable to transportation by sea or air without the state, whether or not such transportation is located in or subject to the jurisdiction of any other state, the United States or any foreign country.

SCA 19 (Robert I. McCarthy): To Committee on Public Utilities

Constitutional amendment to allow legislative bodies of every city and county, incorporated city and town to enact ordinances granting franchises for carrying on business of supplying light, water, power, heat, transportation, telephone service, and other means of communication, subject to such terms and conditions and annual compensation as the legislative body deems proper. Public Utilities Commission succeeds to regulation of railroads.

Bills to Watch

Assembly

AB 179 (Coolidge): To Committee on Revenue and Taxation

Contains proposal for substantive amendment of Bank and Corporation Tax law submitted by Franchise Tax Board to put domestic and foreign corporations on a par for purposes of determining the amount of interest deductible when the income is subject to allocation by formula. Also provides that dividends from corporations, 50 percent or more of the outstanding stock of which is owned by the taxpayer, which are not included in the measure of the tax imposed by the State Personal Income Tax law shall be taken into account in determining the amount of interest expense which is deductible.

AB 180 (Coolidge): To Committee on Revenue and Taxation

Contains proposals for substantive amendment of Bank and Corporation Tax law submitted by Franchise Tax Board. Among other things clarifies a possible ambiguity so that an organization holding title for an exempt pension trust or a corporation exempt from tax under the laws of another state shall be exempt from taxation; provides for exemption of federal stamp taxes or retail sales taxes paid or incurred in acquiring property if such property is properly capitalized; extends duration of tax liens under law to coincide with judgment liens.

Senate

SCA 22 (Robert I. McCarthy): To Committee on Revenue and Taxation

Proposed constitutional amendment to allow a city, county, and town to levy an income, license, occupation and excise tax upon a public utility company engaging in business within its limits.

Inheritance and Gift

Bills to Watch

Assembly

AB 250 (Bradley): To Committee on Judiciary

Amends Section 201.5 of Probate Code and includes real property situated in state. Spells out rights of surviving spouse in non-community property. Amends Revenue and Taxation Code regarding property now included under 201.5 of Probate Code.

Senate

SB 583 (Grunsky): To Committee on Revenue and Taxation

Adds Section 15104.5 to Revenue and Taxation Code to allow postponement of gift tax consequences upon creation of a joint tenancy between husband and wife in real property, if donor so elects. Conforms to Federal Gift Tax.

SB 1729 (Burns): To Committee on Revenue and Taxation

Skeleton bill relating to Section 13301 of Revenue and Taxation Code, pertaining to the Inheritance Tax Law.

SB 2522 (Grunsky): To Committee on Judiciary

Skeleton bill amending Section 1154 of Civil Code relating to the manner of making a gift of securities to minors.

Motor Vehicle

Bad Bills

Assembly

AB 869 (Pattee): To Committee on Transportation and Commerce

Exempts two-axle trucks used by farmers to haul products from farms to first place of processing from certain commercial vehicle registration fees, and requires payment of one-half of certain other fees, provided such vehicles are not operated in excess of 1,000 miles on highways in any calendar year.

AB 1470 (Dahl): To Committee on Revenue and Taxation

Amends Revenue and Taxation Code to give to motor vehicle fuel taxed under use fuel tax the same exemption from sales and use tax that is given to motor vehicle fuel taxed under the Motor Vehicle Fuel License Tax. Practical effect is to exempt automotive diesel fuel to be used on highways from the sales and use tax, just as motor vehicle fuel has been exempt.

AB 3589 (Brown and Britschgi): To Committee on Transportation and Commerce

Broadens registration exemption of lift carrier or other vehicle designed and used exclusively for the lifting and carrying of implements of husbandry, when operated or moved upon a highway, to also exempt such vehicles carrying loads whether, as an incident to farming operations, it is operated across or upon a highway.

AB 3648 (Britschgi and Francis): To Committee on Revenue and Taxation

Provides that passenger stage corporation operating over regular routes as fixed by the Public Utilities Commission, where at least 60 per cent of the vehicle mileage is by highways other than those maintained as toll-free roadways of the state highway and freeway system, shall be exempt from tax on fuel to the extent to which such other highway mileage is a percentage of total miles operated by vehicles subject to the tax. See also AB 3651 (Britschgi and Francis).

AB 3651 (Britschgi and Francis): To Committee on Revenue and Taxation

Provides for refunds from motor vehicle license tax to passenger stage corporations in accordance with exemption proposed in AB 3648 (Britschgi and Francis).

Senate**SB 115 (Murphy): To Committee on Transportation**

Defines "incidentally operated" as used in the Vehicle Code in connection with implements of husbandry, special mobile equipment and special highway construction equipment for purposes of exemption from motor vehicle taxes and fees.

SB 2267 (Cunningham): To Committee on Revenue and Taxation

Exempts from motor vehicle transportation license tax any gross receipts of a construction contractor or subcontractor derived from hauling activities carried on by him, incident to the performance of a written construction contract.

Personal Income**Good Bills****Assembly****SB 968 (Robert I. McCarthy and Cobey): To Committee on Revenue and Taxation**

Allows a deduction not in excess of \$100 for political contributions by any person, except a corporation, in any primary election, in computing taxable income for state income tax.

AB 1000 (O'Connell and others): To Committee on Revenue and Taxation

Increases personal income tax exemption by \$1,000 for single individuals, married couples, estates and trusts.

AB 3137 (Hawkins): To Committee on Revenue and Taxation

Amends State Personal Income Tax law to increase exemption for dependents from \$400 to \$800.

AB 3185 (Backstrand and O'Connell): To Committee on Revenue and Taxation

Amends Personal Income Tax Law to exempt any person, whose income tax is less than \$10, from paying the tax or filing a return.

AB 3382 (Munnell and others): To Committee on Revenue and Taxation

Amends Personal Income Tax Law to increase the dependency exemption and exemptions for single individuals, married couples, etc., \$500 across the board.

AB 3479 (Hawkins): To Committee on Revenue and Taxation

Amends State Personal Income Tax Law to increase exemption for dependents, single individuals, married couples, etc. \$200 across the board.

Senate**SB 192 (Robert I. McCarthy): To Committee on Revenue and Taxation**

Increases the deduction from personal income tax from \$400 to \$600 for each dependent.

SB 194 (Robert I. McCarthy): To Committee on Revenue and Taxation

Amends personal income tax law to allow deduction for medical and adoption expenses when they exceed 3% of adjusted gross income instead of 5% under present law.

SB 487 (Robert I. McCarthy): To Committee on Revenue and Taxation

Provides the personal exemption for a married person or head of household be \$4,000 instead of \$3,500 in computing personal income.

SB 1309 (Desmond): To Committee on Revenue and Taxation

Amends Sections 17048 and 17181 of the Revenue and Taxation Code to allow a deduction from adjusted gross income in the amount of \$800, instead of \$400 for each dependent.

Bad Bills**Assembly****AB 677 (Cunningham and Chapel): To Committee on Revenue and Taxation**

Amends state personal income tax law in conformity with federal law to allow rapid write-off for depreciation of property used in trade or business or property held for the production of income.

AB 719 (Bonelli): To Committee on Revenue and Taxation

Writes into California State Personal Income Tax Law, rapid write-off for depreciation of property used in trade or business or held for the production of income.

AB 1674 (Bruce F. Allen): To Committee on Revenue and Taxation

Permits rapid write-off of depreciation of property used in trade or business or property held for the production of income in accordance with Section 167 of Federal Internal Revenue Code of 1954.

Senate**SB 177 (Collier): To Committee on Revenue and Taxation**

Amends state personal income tax law in conformance with federal law to allow rapid write-off for depreciation of property used in trade or business and property held for the production of income.

SB 191 (Robert I. McCarthy): To Committee on Revenue and Taxation

Allows deduction from state income tax the amount paid U. S. Government for federal income tax.

Bills to Watch**Assembly****AB 81 (Miller): To Committee on Revenue and Taxation**

Makes noncash patronage allocations from farmers' cooperatives and mutual associations includable in gross income under personal income tax law.

AB 174 (Coolidge): To Committee on Revenue and Taxation

Contains substantive amendments to state personal income tax law proposed by state Franchise Tax Board for the declared purpose of rectifying unanticipated applications of existing law or to clarify present provisions. Among other things, provides for deduction of federal stamp taxes or retail sales taxes paid or incurred in acquiring property if such property is properly capitalized; clarifies ambiguity in law to expressly provide for a tax exemption of certain qualified stock bonus, pension, and profit sharing trusts; provides that information returns (Form 599) are required only from persons engaged in a trade or business or making payment in the course of such trade or business to another person, while defining trade or business to include the activities of non-profit organizations; extends the duration of liens filed pursuant to personal income tax law from five to ten years to conform to 1955 legislature extension of duration of judgment liens from five to ten years.

AB 175 (Coolidge): To Committee on Revenue and Taxation

Contains technical amendments to the state personal income tax law as proposed by the Franchise Tax Board.

AB 176 (Coolidge): To Committee on Revenue and Taxation

Contains substantive amendments to state personal income tax law as proposed by state Franchise Tax Board to expressly provide that interest shall not be imposed on interest.

AB 177 (Coolidge): To Committee on Revenue and Taxation

Amends state personal income tax pursuant to proposal of Franchise Tax Board. Removes income tax credit for net income taxes imposed by and paid to another country.

AB 178 (Coolidge): To Committee on Revenue and Taxation

Contains federal conformity amendments to the state personal income tax law proposed by state Franchise Tax Board. Among other things writes into the California personal income tax law the federal Bank Holding Company Act of 1956 which gives a bank holding company the alternatives of remaining a bank holding company or disposing of its interest in banks. In case of decision to remain a bank holding company, it may distribute any "prohibited property" to its shareholders without the recognition of gain by the shareholders or on the distribution. For purposes of the act "prohibited property" in general means stock, securities and other obligations or other assets of non-banking businesses to the extent that the company is required to divest itself of such assets under the act. Should the corporation decide not to qualify as a bank holding company, it may distribute to its shareholders any bank stock or other property of a kind which causes it to be a bank holding company without the recognition of gain to the recipient stockholder. The basis of stock and other property received by a distributee without recognition of gain under the provisions of the act is determined by allocating the adjusted basis of the stock with respect to which distribution was made between such stock and the

property so distributed.

AB 2879 (Shell and others): To Committee on Revenue and Taxation

Permits deduction from taxable income of tuition payments required to attend a college, university or other educational institution of more than high school grade.

AB 3334 (Coolidge): To Committee on Revenue and Taxation

Provides essentially that state personal income tax shall be based on taxable income in federal return to the extent that such income is derived from sources within the state, thus writing into California law all the exemptions and deductions of the federal law. Skeleton bill with regard to the rate of state income taxation. Also creates three-member Board of Tax Appeals to be appointed by the Governor, with advice and consent of Senate, to succeed to all the powers, duties, purposes, etc., of the State Board of Equalization with respect to appeals from the State Franchise Tax Board on personal income tax and bank and corporation tax matters.

Senate

SB 193 (Robert I. McCarthy): To Committee on Revenue and Taxation

Changes amount of recognition to gain or loss from a sale or exchange of a capital asset in computing taxable income. Allows 50% recognition if held six months instead of a sliding scale after holding period of one year under present law.

SB 1214 (Miller and others): To Committee on Revenue and Taxation

Amends various sections of the Revenue and Taxation Code relating to the use and disclosure of information obtained from the Franchise Tax Board by legislative committees, the Attorney General, the Commissioner of Internal Revenue or officers of any state imposing an income tax, regarding the income tax returns of any taxpayer; provides permission granted by the Franchise Tax Board shall be strictly construed to be used only for the purposes enumerated. Any unwarranted disclosure or use of the information is a misdemeanor.

Property

Good Bills

Assembly

AB 394 (Hegland and others): To Committee on Education

Provides property now tax-exempt because used by a public agency in gas or electric business be taxed for schools as if the property were taxable.

AB 668 (McGee): To Committee on Revenue and Taxation

Urgency measure affirming taxability of possessory interests in personal property.

Bad Bills

Assembly

AB 861 (Thelin): To Committee on Revenue and Taxation

Repeals Chapter 1466 of the Statutes of 1949 and subsequent amendments thereto, which provide for the equalization of property tax assessments and which is to become operative this year.

AB 972 (Coolidge): To Committee on Revenue and Taxation

Provides that solvent debts owing to the assessee, and any interest therein, shall be considered "credits" for the purpose of property taxation to the extent that such "credits" arise out of the sale of goods and services.

AB 1584 (Coolidge): To Committee on Revenue and Taxation

Removes provisions regarding equalization of state-assessed properties in cities making their own assessments, which provide for such equalization on the basis of State Board of Equalization surveys in counties, which are due to become effective this year. Provides, instead, that state-assessed properties in such cities shall be equalized so that state assessments bear the same ratio to city assessments as the county assessments bear to the city assessments, but in no event at more than actual value.

AB 2770 (Hansen): To Committee on Revenue and Taxation

Exempts from property taxation, personal property shipped to California from out of state or manufactured or otherwise produced here, which is held in the state in storage only in public warehouses or certified place of storage on the first Monday of March and for not longer than 90 days immediately thereafter, for shipment outside California in the same form as it was as of the tax date, and which is not or will not be used in or in connection with any business in the state other than that respecting its storage in the public warehouse or certified place of storage. Also exempts from taxation, personal property shipped to California from out of state on a consigned basis for the purpose of being processed here and then transported out of state for use out of state, where title to the property does not pass to the consignee or processor.

Senate

SB 414 (Williams): To Committee on Revenue and Taxation

Urgency measure suspending until March 1959 instead of March, 1957 the date on which Chapter 1466 of the Statutes of 1949 as amended, relating to equalization of assessments of property, becomes operative. See also SB 415.

SB 415 (Williams): To Committee on Revenue and Taxation

Urgency measure repealing Chapter 1466 of the Statutes of 1949, relating to the equalization of assessment of property, so that the chapter will not become operative on July 1, 1957 as therein provided. See also SB 414.

SCA 18 (Desmond): To Committee on Revenue and Taxation

Proposes constitutional amendment to prohibit Board of Equalization from raising valuations shown on rolls prepared by local assessors to make burden of taxation in proportion to value of such local

ly assessed property conform to burden ratio borne by property which the board itself assesses; prohibits Board in its assessment practices from taking into consideration the burden in proportion to value borne by other property.

SCA 24 (Miller): To Committee on Revenue and Taxation

Prohibits assessor from considering any factors other than those relating to use when assessing property used for agricultural purposes.

Bills to Watch

Assembly

AB 62 (Britschgi): To Committee on Revenue and Taxation

Requires the state to make payments in lieu of property taxes to local agencies on property acquired by the state until it is actually needed and used for the purpose for which it is acquired.

AB 596 (Coolidge): To Committee on Revenue and Taxation

Provides, contrary to State Board of Equalization ruling, excepting intercorporate debts, either between parent and subsidiary corporations or between subsidiaries of the same parent, from the definition of solvent credits which are subject to general property tax.

AB 1156 (Klockslem and others): To Committee on Municipal and County Government

Provides that, beginning July 1, 1958, the enforcement services rendered by the county health officer with the consent of the governing body of a city, such as enforcing orders, quarantine regulations, and statutes relating to public health, shall be financed by a property tax levied on property in the unincorporated area of the county and in those cities which are provided such enforcement services by the county health officer.

AB 1921 (Hawkins): To Committee on Revenue and Taxation

Exempts from property taxes household and personal effects not for sale or commercial use.

AB 2156 (Ernest R. Geddes): To Committee on Revenue and Taxation

Declares pre-existing law that property used in the management and operation of state colleges, including student housing, cafeterias, student stores, etc., whether by the college itself or by an auxiliary non-profit corporation or student organization with which the Director of Education is authorized to enter into leases or contracts, shall be exempt from property taxation.

ACA 60 (McCollister): To Committee on Constitutional Amendments

Proposes constitutional amendment to prohibit real property owned by any county, city or district and located within its boundaries from being taxed by any taxing agency without its consent, while permitting counties to make payments in lieu of taxes in regard to such property. Permits voters, in voting on a bond issue for acquisition or construction of a public facility, to approve payments in lieu of taxes. Provides further that, except in

the case of lands and improvements owned by the county, city and county, etc., located outside the boundaries thereof, no taxes of any kind (property, privilege, excise or otherwise) shall be imposed by any taxing agency.

Senate

SB 1157 (Collier): To Committee on Revenue and Taxation

Amends numerous sections of the Revenue and Taxation Code relating to property assessment and equalization by the State Board of Equalization. Moves time for assessment to on or before August 10, rather than on or before the fourth Monday in August, and moves up dates for requesting hearings, and dates of hearings, etc., accordingly. Provides the Board need not make an annual survey in each county to determine the relationship between the total value of land, improvements and tangible personal property entered upon the roll by the assessor, and the total market value thereof, but still requires that the Board shall make a survey. As a basis for this determination, the Board shall utilize appraisals made by its own staff, with respect to parcels selected by means of a system of random, stratified sampling. Adds sections to provide that the Board's appraisals shall relate to the value of the property as of an assessment date preceding that for which there is to be a determination of the relationship between the total value of land, improvements and tangible personal property entered upon the local roll and the total market value thereof, to afford adequate opportunity to the county assessor to review the appraisals made by the Board, and provides for an assessment ratio to bring such assessments up to date as of the first Monday in March. Provides all hearings of the Board pursuant to county surveys shall be open to the public and evidence offered at such hearings with respect to the valuation of property shall not be confidential.

See also SB 1158 (Collier).

SB 1158 (Collier): To Committee on Revenue and Taxation

Same as SB 1157 (Collier), except contains urgency provisions.

SB 1160 (Collier): To Committee on Revenue and Taxation

Adds new article to Revenue and Taxation Code relating to equalization by State Board of Equalization to provide for adjustments of district bond limitations. Provides that, if the percentage of assessed to market value in any county differs from the statewide average of assessed to market value, as certified by the State Board of Equalization, by more than ten per cent of that statewide average, whenever the maximum total amount of bonds which may be issued by a district is established by law, the maximum bond limit shall be subject to adjustment upward or downward. Urgency measure.

SB 1918 (Williams): To Committee on Revenue and Taxation

Adds Section 1094.5 to Code of Civil Procedure to provide that any taxpayer may seek the review of a decision of the State Board of Equalization in respect to inter-county equalization under any or all ap-

propriate provisions of law which are open to the county or other public officials appearing at such hearing, even though such taxpayer did not himself appear thereat.

SB 2462 (Collier): To Committee on Revenue and Taxation

Amends various sections of Revenue and Taxation Code relating to property taxation; provides for an exemption from property taxation for all of the property owned by a householder for personal use; repeals section which provides that the State Board of Equalization shall make a determination of average relationship between assessed and market value of property for state as a whole, and make a determination only of the relationship between assessed values and market values for the county itself. Provides the Board shall equalize the valuation in counties by raising or lowering the value of land, improvements and tangible personal property entered upon the roll by the assessor of the county to make the assessed valuation of said property to conform to 40 per cent of the market value of said property. Urgency measure. See also SB 2463 and SB 2464.

SB 2463 (Collier): To Committee on Revenue and Taxation

Same as SB 2462 (Collier), except exempts from property taxation all personal property whatsoever, including but not limited to the personal property of householders.

See also SB 2462 (Collier) and SB 2464 (Collier).

SB 2464 (Collier): To Committee on Revenue and Taxation

Same as SB 2462 (Collier), except that it makes no provision for exemption for any personal property or property owned by a householder for personal use.

See also SB 2462 (Collier) and SB 2463 (Collier).

SB 2465 (Thompson): To Committee on Revenue and Taxation

Amends various sections of Revenue and Taxation Code to provide new percentages of market value at which the Board of Equalization shall assess state-assessed property for each county; provides that the Board shall adjust the valuation of the taxable property in the county by assessing property at a valuation which bears a relationship to the market value of such property, as follows:

- (a) For fiscal year 1957-8, not more than fifty per cent difference from the relationship of assessed to market value of property on local rolls;
- (b) Fiscal year 1958-9, not more than twenty-five per cent;
- (c) Fiscal year 1959-60, not more than twelve per cent;
- (d) Fiscal year 1960-1, not more than five per cent;
- (e) Fiscal year 1961-2 and each year thereafter, the relationship between assessed and market value on the Board's rolls shall be the same as the relationship between assessed and market value on the local rolls. Urgency measure.

SB 2466 (Thompson): To Committee on Revenue and Taxation

Amends various sections of Revenue and Taxation Code relating to equaliza-

tion of assessment of property for tax and fund allocation purposes; provides generally for a survey of each county by the Board of Equalization to determine the relationship between the total value of property entered on the county assessor's rolls, and the total market value thereof. This county assessment ratio shall be expressed as the percentage which the total assessed valuation of taxable property in the county bears to its market value. Then the Board of Equalization determines the same average relationship for the state as a whole, which shall be a preliminary statewide average assessment ratio. Adds sections to Code to provide for adjustments between both ratios, so that county assessment ratios do not differ from statewide average assessment ratios by more than a stated percentage. From such adjustments a final statewide average assessment ratio is determined, and each county receives a classification and is divided into groups. The Board shall then equalize the valuation of the taxable property in each county by assessing at a ratio that does not differ from the group ratio by more than the stated percentages, so that by 1961, and thereafter, the Board shall equalize the valuation. Amends manner of adjustments, allocations and tax rates for districts within one or more counties that are in different county assessment groups. Urgency measure.

SB 2564 (Richards): To Committee on Revenue and Taxation

Skeleton bill amending Section 401 of the Revenue and Taxation Code relating to the valuation basis for assessment for property taxation.

Sales and Excise

Good Bills

Assembly

AB 423 (Crawford and Luckel): To Committee on Revenue and Taxation

Exempts from state sales tax drugs and vitamins dispensed on prescription filled by registered pharmacists.

AB 790 (Pattee): To Committee on Revenue and Taxation

Exempts drugs dispensed on prescription by registered pharmacist from sales tax.

AB 2131 (Hansen and Samuel R. Geddes): To Committee on Revenue and Taxation

Exempts candy and confectionery from state sales tax. Senate companion: SB 596 (Sutton and Erhart).

AB 2636 (Hawkins): To Committee on Revenue and Taxation

Exempts medicines from sales tax.

AB 2637 (Hawkins): To Committee on Revenue and Taxation

Prohibits retailer from collecting sales tax from consumer that exceeds the amount he must forward to the state on any particular sale.

AB 2951 (Klocksien and others): To Committee on Revenue and Taxation

Exempts from sales tax, drugs dispensed on prescriptions filled by registered pharmacist.

AB 3147 (Hawkins): To Committee on Revenue and Taxation

Exempts from sales and use tax, drugs dispensed on prescriptions filled by registered pharmacists.

AB 3679 (Busterud): To Committee on Revenue and Taxation

Exempts from state sales and use tax, drugs dispensed on prescriptions filled by registered pharmacists, and legally dispensed and delivered prosthetic, ophthalmic and ocular devices or appliances or restorations and their appurtenances.

AB 3690 (Donahoe): To Committee on Revenue and Taxation

Exempts from state sales tax, products or merchandise made, prepared, assembled or manufactured by handicapped persons in sheltered workshops of a non-profit character, where the sales are made directly to the consumer by such workshops and the gross receipts used for the rehabilitation of physically handicapped.

AB 4032 (Gaffney): To Committee on Revenue and Taxation

Exempts from state sales and use tax, medicines and drugs.

Senate**SB 496 (McBride): To Committee on Revenue and Taxation**

Exempts from the sales tax the gross receipts from sale of meals and food products served for consumption in cafeterias operated by blind persons.

SB 596 (Sutton and Erhart): To Committee on Revenue and Taxation

Senate companion to AB 2131 (Hansen and Samuel R. Geddes).

Bad Bills**Assembly****AB 71 (Kelly and Donahoe): To Committee on Revenue and Taxation**

Exempts receipts from sale of oil field production waste from sales tax.

AB 72 (Kelly and Donahoe): To Committee on Revenue and Taxation

Exempts receipts from rentals of oil well drilling equipment from sales tax.

AB 597 (Coolidge): To Committee on Revenue and Taxation

Allows the seller of taxable merchandise to credit against sales tax due for bad accounts actually charged off for income tax purposes, provided that the tax on a bad account that might be collected at a later date shall be immediately submitted in the first return filed after such collection.

AB 598 (Coolidge): To Committee on Revenue and Taxation

Amends state sales tax law regarding refunds for returned merchandise to disallow return of sales tax, for charges which the seller may posthumously deduct from the purchase price as expenses for delivery handling and restocking; seller would be entitled to pocket the sales tax

not returned in addition to not giving the buyer full credit for returned merchandise.

AB 643 (Ernest R. Geddes): To Committee on Revenue and Taxation

Permits retail outlets to deduct 3 per cent of their sales tax receipts if they file their return with their remittance prior to the quarterly due date.

AB 1751 (Masterson): To Committee on Revenue and Taxation

Exempts flag of United States and flag of California from sales tax.

AB 2286 (Meyers and others): To Committee on Revenue and Taxation

Amends Uniform Local Sales Tax Law to permit a county, or a city and county, to fall within the scope of the law if its charter does not permit the imposition of a sales tax but does provide for a purchase and use tax.

Senate companion: SB 969 (Robert I. McCarthy).

AB 3046 (Ernest R. Geddes): To Committee on Revenue and Taxation

Imposes a 3 cents per pack tax on cigarettes, as proposed by the California Teachers Association. Prohibits operation unless 1957 session enacts State School Fund Appropriation Law of 1957 as proposed in AB 3045 (Ernest R. Geddes). Prescribes conditions and schedules on various cigarette transactions; provides for licensing, bonding and registration of persons of distributors, etc. of cigarettes.

AB 3047 (Ernest R. Geddes): To Committee on Revenue and Taxation

Increases excise tax on beer effective June 30, 1957, including beer in stock by retailers, from two to 10 cents per gallon, as proposed by the CTA; prohibits operation unless 1957 session enacts "State School Fund Apportionment Law of 1957."

See AB 3045 (Ernest R. Geddes) in SCHOOLS.

AB 3113 (McGee): To Committee on Revenue and Taxation

Uniform sales tax bill: declares state policy to avoid certain so-called undesirable results of multiple sales and use taxation in the state by including in the State Sales and Use Tax law provision for sharing of proceeds with counties and cities that do not impose like taxes. Accordingly, increases state sales and use tax from three to four percent, and makes provision for distributing the proceeds of the added one percent (one cent out of every four collected) to local units of government that refrain from levying any sales or use or like tax according to the following formula: (a) to each county, the entire amount from sales or use occurring at places within the unincorporated area of the county and 15 percent of the amount from sales or use at places within incorporated areas of the county, (b) to each city and county (San Francisco), the entire amount arising out of sales or use from places within San Francisco, (c) to each city, 85 percent of the amount from sales or use occurring at places within the city. Proceeds that otherwise would be distributed to cities and counties but for the fact that they levy a sales tax or use tax, revert to the state General Fund. Cities and counties levying sales and use taxes under the

present Uniform Local Sales and Use Tax Law, as well as cities that do so by constitutional right, could continue to levy such taxes at the cost of losing the one percent added by the bill. The result in such areas would be a total sales tax greater than four percent by the amount of the local sales tax, generally one percent.

AB 3118 (Coolidge): To Committee on Revenue and Taxation

Exempts from state sales tax, trailer coach purchased for use solely outside the state and driven or moved from the retailer's or manufacturer's place of business in the state directly to any point outside the state within 30 days after the date of sale.

AB 3138 (Hawkins): To Committee on Revenue and Taxation

Exempts from state sales and use tax, receipts from sale and storage, use or other consumption of motor vehicles as defined in federal Interstate Commerce Act, used in interstate or foreign commerce and of parts and supplies for such vehicles.

AB 3466 (Unruh): To Committee on Revenue and Taxation

Imposes an unspecified tax on the gross receipts from operating a place of business wherein the primary purpose is to engage in games of amusement.

AB 3727 (Coolidge): To Committee on Revenue and Taxation

Exempts dry ice from state sales and use tax, regardless of whether or not used in transporting food for human consumption between points within or without the state.

Senate**SB 969 (Robert I. McCarthy): To Committee on Revenue and Taxation**

Senate companion to AB 2286 (Meyers).

SB 2268 (Desmond): To Committee on Revenue and Taxation

Amends Section 6006.5 of Revenue and Taxation Code regarding "occasional sale" to include any sale or sales by a person employed as an automobile salesman of not over three automobiles in any one year, where such automobiles are demonstrator automobiles which the salesman is required to purchase and use in his sales work, thereby exempting the gross receipts from such sales from the sales tax.

Teachers

See also: Civil Rights and Liberties; Labor Unions; Schools.

Good Bills**Assembly****AB 43 (Wilson and others): To Committee on Education**

Requires provision of school rest facilities for state college teachers.

AB 705 (Bee and Donahoe): To Committee on Education

Adds Section 13100.0 to Education Code to require school district board to classify substitute certificated employees as probationary whenever such persons are employed for 75% of the school days in a complete semester. Senate companion: **SB 658** (Farr). See also **AB 1919** (Hawkins).

AB 707 (Bee and Donahoe): To Committee on Education

Amends Section 13583 of the Education Code to extend to all school districts the provision now applicable to San Francisco and Los Angeles which prohibits dismissal of probationary teachers except for cause; also provides no probationary teacher shall be denied the right to a hearing to determine the cause for dismissal. Senate companion: ***SB 791** (Farr). See also **AB 17** (Donahoe and others).

AB 766 (Donald D. Doyle and Masterson): To Committee on Education

Makes granting of sabbatical leave to certificated employees mandatory, upon employee's request, for the purpose of rest, as well as permitting study and travel. Also, establishes formula for determining the number of such employees that may be on sabbatical at any time.

AB 1001 (O'Connell and others): To Committee on Education

Amends Section 13842 of Education Code to increase minimum salary for full-time regularly certificated employees of day schools from \$3400 to \$5,000 a year, changing provision to make substitute employees subject to minimum salary provisions. See also **Senate Bills 550, 551, 552 and 555**, all by Miller, and **AB 142** (Ernest R. Geddes).

AB 1151 (Rumford and others): To Committee on Governmental Efficiency and Economy

Declares it is contrary to state policy for a person charged with responsibility of interviewing and recommending persons for employment in positions requiring certification qualifications to fail or refuse to do so for reason of the age or marital status of any applicant.

AB 1381 (MacBride): To Committee on Education

Provides that a member of the State Teachers' Retirement System shall receive credit for time he serves in the full-time paid service of the United Service Organizations, Inc., as a director of a U.S.O. center, during war or other national emergency.

AB 1478 (Unruh): To Committee on Education

Adds section to Education Code prohibiting school board from employing a person with provisional credentials unless it has advertised and failed to receive applications from anyone possessing regular credentials. Also provides that any person employed as teacher must receive at least the minimum salary payable to a teacher with a regular credential.

Senate companion: **SB 868** (Short and Miller).

AB 1491 (MacBride and Nielsen): To Committee on Education

Provides that state college employees transferred to newly established college retain tenure status of former position.

AB 1727 (Masterson and Burton): To Committee on Education

Declares as state policy that certificated and non-certificated public school employees and state college employees have the right to organize into associations, organizations or unions of their own choosing, without interference from supervisors or administrators, for purposes of collective bargaining or other mutual aid and protection.

AB 1735 (Masterson): To Committee on Education

Amends Sections 13081, 13086, 13087, 13089, 13092 to 13094 of the Education Code, and repeals Sections 13082, 13084, and 13085 to extend provisions of teacher tenure laws to all districts, regardless of size; present laws permit districts of less than 850 a.d.a. not to grant tenure. See also **SB 1455** (Short), **AB 138** (Ernest R. Geddes), and **AB 17** (Donahoe and others).

AB 1736 (Masterson): To Committee on Finance and Insurance

Adds Section 2054.5 to Unemployment Insurance Code to authorize and require the Department of Employment to establish a teacher placement service to promote the employment and re-employment of teachers in the public schools of California.

Senate companion: **SB 660** (Farr).

AB 1749 (Masterson and Donald D. Doyle): To Committee on Education

Provides that payment of any salary withheld because the document of a certificated employee was not in force must be made if the document is renewed within 90 days of end of effective date of certificate.

AB 1777 (Rees and Bee): To Committee on Education

Removes authority of State Board of Education to set duration of teachers' duty-free lunch period, and requires at least 45 minutes.

AB 1919 (Hawkins): To Committee on Education

Prohibits school districts from classifying substitute teachers as such if they work in a substitute capacity for more than 66⅔% of the school days the regular schools were maintained; requires substitutes working over that amount to be classified as probationary employees. See also **AB 705** (Bee and Donahoe) and **SB 658** (Farr).

AB 2117 (Meyers): To Committee on Education

Provides that authority of district school boards to fix the length of the school day shall be subject to the power of the State Board of Education to prescribe the time of opening and closing of the schools each day with reference to the attendance of both teachers and pupils.

AB 2661 (Lindsay): To Committee on Education

Provides that passage of medical examination required of retired teachers upon re-employment shall be satisfied by a certificate filed with the county superintendent of schools from a physician or surgeon licensed in California, showing that teacher has submitted to and passed a physical examination within one year.

AB 2783 (Miller and others): To Committee on Education

Provides that balance of assets of discontinued retirement plan established in school district or districts with an a.d.a. in excess of 200,000 and governed by same governing board (Los Angeles), shall be used annually in the interest of the employees and the retired employees of the district or districts. (At the 1956 session of the legislature, the balance of the assets was ordered held intact by the district until the legislature expressly authorized their expenditure.)

AB 3174 (O'Connell and Burton): To Committee on Education

Makes any person who organizes a group association or organization of school district employees, which is in any way dominated or controlled or financed by supervisory or administrative personnel of the district or by the district itself or its governing board members, liable for damages in actions brought by persons injured thereby. Provides that an organization of certificated employees so dominated, controlled, etc., shall not be entitled to represent certificated employees in dealing with school districts concerning grievances, disputes, wages, rates of pay, hours of employment or conditions of employment; prohibits dues checkoff for membership in such organization.

AB 3175 (O'Connell and Burton): To Committee on Education

Prohibits any private group, organization or corporation from accepting fees for securing employment for certificated school personnel with any school district or for processing applications, documents or certificates of such certificated school personnel.

AB 3506 (Munnell and others): To Committee on Education

Extends provisions of teachers' permanent tenure law to all certificated employees of a school district of any type or class having been employed by one or more school districts for three complete consecutive school years. Under present law, teacher must be in district with a.d.a. of 850 or more and must serve all three years in the district.

AB 3538 (Donald D. Doyle and Masterson): To Committee on Education

Amends section of State Teachers' Retirement Law, relating to teachers who claim exemption but who elect or shall elect to become members, to provide that teachers so electing to become a member shall receive credit for prior years' service in a position requiring certification, if he makes all contributions to the system he would have been required to make had he been a member of the system during his exemption.

AB 3552 (Rees): To Committee on Revenue and Taxation

Amends State Teachers' Retirement System to provide that failure of a member to complete documents required for retirement within 180 days of receipt of application must be without good cause before the application is rendered null and void.

AB 3883 (MacBride): To Committee on Education

Provides for payment of withheld salary where certification qualifications were not in force prior to the effective date of the section, but the credentials of such person have been renewed within 60 days after the end of such period. See also **AB 3884** (MacBride).

AB 3884 (MacBride): To Committee on Education

Provides for permanent regulation for payment of the salary of any person employed in a position requiring certification qualifications whose salary is withheld because a certification document was not in force for the period that salary was earned and the credentials of such person are renewed within 60 days after the end of such period.

See also **AB 3883** (MacBride).

Senate

SB 552 (Miller and Montgomery): To Committee on Education

Raises minimum annual salaries for certificated employees from \$3,400 to \$5,000. See also **AB 1001** (O'Connell), **Senate Bills 550, 551 and 555** (Miller), and **AB 142** (Ernest R. Geddes).

SB 658 (Farr): To Committee on Education

Senate companion to **AB 705** (Bee).
See also **AB 1919** (Hawkins).

SB 660 (Farr): To Committee on Education

Senate companion to **AB 1736** (Masterson).

SB 791 (Farr): To Committee on Education

Senate companion to **AB 707** (Bee).

SB 868 (Short and Miller): To Committee on Education

Senate companion to **AB 1478** (Unruh).

SB 1455 (Short and Robert I. McCarthy): To Committee on Education

Amends and repeals various sections of Education Code to provide that all employees of any school district who, after being employed in a position requiring certification qualifications for three years, are reelected for the next year shall become permanent employees. No distinction is made as heretofore between districts which have a.d.a. of 850, and those which do not. See also **AB 1735** (Masterson), **SB 17** (Donahoe and others) and **AB 140** (Ernest E. Geddes).

SB 1639 (Miller): To Committee on Governmental Efficiency

Prohibits execution of agreement with federal Social Security Administration for OASI coverage of members of State Teachers' Retirement System, unless OASI coverage is supplemental without diminution of benefits under State Teachers' Retirement System.

SB 1739 (Miller): To Committee on Education

Amends Section 53205 of Government Code to provide that the governing board of any school district may authorize payment of all or any portion of the premium for group life, accident and health insurance and medical and hospital service on officers and employees from funds under its jurisdiction.

SB 2151 (Miller): To Committee on Education

Provides members of Retirement System shall receive credit for time served in public schools in other states. Sets an unspecified maximum number of years of credit that may be given.

SB 2152 (Miller): To Committee on Education

Adds Section 13237 to Education Code to provide that each teacher has the right to inspect all personnel records relating to him kept by the principal, administrator, governing board, county superintendent of schools, county board of education, State Department of Education, or the State Board of Education, or any officer or employee of such board or department.

SB 2153 (Miller): To Committee on Education

Adds Section 13238 to the Education Code to provide that no officer or employee of a school district, county board of education, State Board of Education, or the State Department of Education, and no county superintendent of schools, or any officer or employee in the office of county superintendent of schools shall keep secret files or records concerning teachers.

SB 2154 (Miller): To Committee on Education

In sections providing for the computation of service for State Teachers' Retirement System, provides that the members shall receive credit for time served in a night school or in an adult education program in the proportion that the time bears to the minimum full-time service required for credit for one year of service if he made the proper contributions to the system.

SB 2155 (Miller): To Committee on Education

Adds Section 14524.5 to Education Code to provide that whenever a person re-enters the State Teachers' Retirement System, he shall have the option, to exercise upon such re-entry, to enter the System without returning any contributions that he has withdrawn at a prior termination of employment and as a new member of the System. Upon such re-entry to membership, his rate of contribution to the Retirement Annuity Fund shall be the rate established for persons his age at the time he first became a member of the System.

Bad Bills

Assembly

AB 108 (Collier): To Committee on Education

Provides that permanent certificated employees with thirty years' service in a district shall lose their permanent classification and thereafter be employed on a year to year basis at the discretion of the school board. Provides that where such employee is not re-employed under this provision or has not attained age 55, he shall be eligible for retirement for service with his retirement benefits computed on the basis of his age at retirement.

AB 140 (Ernest R. Geddes): To Committee on Education

Provides that no leave of absence

granted by a school board regardless of the length of leave or the reasons for which the leave is granted shall be deemed a break in the continuity of service required for the granting of a leave of absence, but does not permit the counting of the period of absence from service in computing the seven consecutive years of service required for a leave of absence.

AB 2411 (Porter): To Committee on Education

Permits member of commission on personnel standards maintained by a statewide organization of governing boards of school districts, as well as one maintained by a statewide professional association, to testify as an expert witness at trial for dismissal of certificated employees.

AB 3363 (Donald D. Doyle): To Committee on Education

Provides that protection for probationary teachers against dismissal except for cause shall apply only in school districts with an a.d.a. of 200,000 instead of 85,000.

AB 3365 (Donald D. Doyle): To Committee on Education

Repeals provision protecting probationary teachers in school districts with an a.d.a. of 85,000 or more from dismissal except for cause.

AB 3939 (Crawford): To Committee on Education

Provides that certification documents issued by the State Board of Education shall include a statement of military service of the applicant.

Bills to Watch

Assembly

AB 17 (Donahoe and others): To Committee on Education

Provides that mandatory teacher tenure law shall apply to all school districts with an a.d.a. of 250 or more instead of 850 or more as at present. Adds new provision with regard to probationary teachers requiring school district board upon request of dismissed probationary teacher to give such teacher a written statement of reasons for dismissal. Makes board determination as to sufficiency of reasons for dismissal conclusive and provides such determination shall relate solely to the welfare of the schools and its pupils. welfare of the schools and its pupils. See (Farr), **AB 1735** (Masterson), **SB 1455** also **AB 707** (Bee and others), **SB 791** (Masterson), **SB 1455** (Short), and **AB 140** (Ernest R. Geddes).

AB 142 (Ernest R. Geddes): To Committee on Education

Increases the state minimum salary for certified employees from \$3400 to \$4200 a year. See also ***AB 1001** (O'Connell), and **Senate Bills 550, 551, 552 and 555** (Miller).

AB 210 (Porter): To Committee on Education

Declares duty of pupils to submit to authority of all certificated employees of schools as well as teachers.

AB 449 (Porter and Collier): To Committee on Education

Permits hiring of teachers not properly credentialed to teach physically handicapped minors on substitute basis beyond

present 10 day limit if no qualified person with proper credentials is available.

AB 450 (Porter and Collier): To Committee on Education

Permits hiring of teachers not properly credentialed to teach mentally retarded children on substitute basis beyond present 10 day limit if no qualified person with proper credentials is available.

AB 2242 (Donald D. Doyle): To Committee on Education

Revises teaching credential requisites to include, in addition to knowledge of the Constitution of the United States, a demonstrated understanding of American institutions, and California state and local government, to be satisfied by either six semester units of work or passage of a two-hour examination in each of the subjects, preparation thereof and standards for passage to be set by the Department of Education and administered by any junior college, college or university approved by the Department of Education. Permits granting of credential without the passing of these examinations or the completion of six units of work, if the requirements are met within a period not exceeding two years following the issuance of the original credential.

AB 2324 (Porter): To Committee on Education

Permits all school boards, instead of only San Francisco school board, to exclude all or any portion of the Christmas vacation in computing a school month of twenty days, or four weeks of five days each, including legal holidays.

AB 3203 (Francis and others): To Committee on Civil Service and State Personnel

Abolishes academic retirement system of the University of California, and provides for the transfer of members and funds therein to the State Employees' Retirement System, in accordance with prescribed procedures and conditions.

AB 3366 (Collier): To Committee on Education

Provides that teacher retired under both the Los Angeles district retirement system and the State Teachers' Retirement System may elect to relinquish his right to his retirement allowance under the district system, and have an amount equal to the actuarial equivalent of the annuity portion of the retirement allowance to which such retired person is entitled deposited in the retirement annuity fund of the State Teachers' Retirement System to increase his state retirement allowance.

AB 3732 (Donald D. Doyle): To Committee on Education

Prohibits district school boards from establishing discriminatory age policy or rule based on chronological age alone for certificated personnel below the age of 60, and requires that age policy for those above the age of 60 shall apply equally to all persons in both classroom teacher and administrative officer categories; requires district school boards to classify as probationary teachers, certified substitute teach-

ers who have been on a substitute list for two or more years in positions requiring certification qualifications; prohibits school district boards from maintaining files or records, personnel or otherwise, described as confidential or secret, and requires that all files and their contents be made available to certificated persons upon demand; declares that state recognizes and affirms the unqualified professional status of the classroom teacher.

Senate

SB 550 (Miller and Montgomery): To Committee on Education

Raises minimum annual salaries for certificated employees from \$3,400 to \$5,000. Also puts maximum limit of \$8,000 on salary for a position requiring certification qualifications, other than a district superintendent of schools. See also **AB 1001**, (O'Connell and others), **AB 142** (Ernest E. Geddes), and **SB 551**, 552, and 555 (Miller).

SB 551 (Miller and Montgomery): To Committee on Education

Provides maximum limit of \$8,000 that school district may pay a person in a full-time position requiring certification qualifications, other than a district superintendent of schools. See also **AB 1001** (O'Connell), **AB 142** (Ernest R. Geddes) and **SB 550**, 552, and 555 (Miller).

SB 555 (Miller and others): To Committee on Education

Raises minimum annual salaries for certificated employees from \$3,400 to \$4,200. See also **AB 1001** (O'Connell), **AB 142** (Ernest R. Geddes), and **SB 550**, 551, 552 (Miller).

SB 612 (Dilworth): To Committee on Governmental Efficiency

Proposes consolidation of all state teachers' retirement funds presently in the Teachers' Permanent Fund, the Retirement Annuity Fund, the Teachers' Retirement Disbursement Fund and the Teachers' Annuity Deposit Fund into a newly created Teachers' Retirement Fund.

SB 652 (Miller): To Committee on Education

Amends Section 13001.2 of Education Code to provide annual ratification of employment by governing boards of school districts of persons requiring certification qualifications.

SB 867 (Short and others): To Committee on Education

Allows school districts to deduct from salary of certificated employees membership dues in certain professional organizations, upon revocable authorization by the employee in writing.

SB 890 (Dilworth): To Committee on Governmental Efficiency

Amends State Teachers' Retirement law to provide for the payment of survivors' benefits to surviving dependent spouse, children or parents of the member; establishes the schedule for payment of benefits and provides for deduction of survivors' benefits received under a local retirement system.

SB 1221 (Miller and others): To Committee on Governmental Efficiency

Repeals Section 14426 of Education Code relating to the confidential nature of the data and records of the State Teachers' Retirement Board. Adds other sections to provide that all meetings of the board shall be open to the public and all records of the board shall be open to inspection by the public, except the name of the person designated as the beneficiary shall be confidential, except to the Retirement Board and any persons authorized by the legislature to make inspections.

SB 1739 (Miller): To Committee on Education

Authorizes full payment of premiums for group life, accident and health insurance, medical and hospital service by school districts for their employees.

SB 2075 (Kraft): To Committee on Education

Urgency measure to allow the Teachers' Retirement Board, whenever it determines that payments to retired members of the System cannot be made until after the first day of the month following that month for which payments are due, to present claims for advances on retirement allowances due a member based on preliminary information, and have the Controller draw warrants in payment of such claims.

SB 2076 (Kraft): To Committee on Education

Adds Section 14745.7 to the Education Code to provide that retirement allowances which were being paid to retired employees under the unified district's retirement plan when such plan was discontinued and now are being paid by the State Employees' Retirement System, shall be changed by action of the governing board of such district to retirement allowances calculated on the basis of service used in the calculation of the respective allowances under such plan, but otherwise according to the formulae now used, under the State Employees' Retirement System, in the calculation of allowances of such district's employees. Increase in such allowances resulting from the change shall be paid from the reserve fund. No allowances shall be reduced by such change.

Unemployment Insurance Good Bills

Assembly

AB 363 (Elliott and others): To Committee on Finance and Insurance

Amends Section 1252 of Unemployment Insurance Code to exclude compensation for personal services whether performed as an employee or as an independent contractor in determining whether a claimant meets the unemployment test.

AB 364 (Elliott and others): To Committee on Finance and Insurance

Repeals Section 1027 of Unemployment Insurance Code to remove the 18 week limitation on the maximum amount of benefits chargeable against an employer's reserve account.

AB 365 (Elliott and others): To Committee on Finance and Insurance

Repeals Section 1261 of Unemployment Insurance Code to remove the authority of the Department to extend for eight weeks the statutory disqualification period for successive disqualifications (voluntary quits, discharges for misconduct, fraud and refusal of suitable employment).

AB 459 (Unruh and others): To Committee on Finance and Insurance

Repeals Section 1277 of UI Code to remove the prohibition against use of "lag quarter" earnings in the base period in order to qualify for benefit.

AB 461 (Unruh and others): To Committee on Finance and Insurance

Amends Section 1279 of Unemployment Insurance Code to provide that the amount of weekly benefits for partial employment shall be the difference between the weekly benefit amount and the amount earned during the week in excess of \$8.00 instead of in excess of \$3.00.

AB 462 (Unruh and others): To Committee on Finance and Insurance

Amends Section 1281 of Unemployment Insurance Code to abolish 75 percent rule which disqualifies any claimant having earned more than 75 percent of his base pay earnings in one quarter, who does not have total base paid earnings of at least 30 times his weekly benefit amount or less than \$750, whichever is lower.

AB 683 (Munnell and others): To Committee on Finance and Insurance

Amends Sections 930, 985 and 1176 of Unemployment Insurance Code to increase ceiling on taxable wages for both unemployment and unemployment disability insurance from \$3,000 to \$4,200. Senate companion: **SB 871** (Miller).

AB 686 (Munnell and others): To Committee on Finance and Insurance

Repeals Sections 633 and 709 of Unemployment Insurance Code to extend full unemployment and unemployment disability insurance coverage to state and local government employees. Senate companion: **SB 873** (Miller).

AB 687 (Munnell and others): To Committee on Finance and Insurance

Amends Section 1280 of Unemployment Insurance Code to increase maximum weekly benefit amount from \$33 to \$55 in accordance with a liberalized benefit schedule providing for a \$1.00 benefit increment for each \$15 high quarter earnings interval over \$150 starting with a minimum benefit of \$10 as at present.

Senate companion: **SB 869** (Miller).

AB 688 (Munnell and others): To Committee on Finance and Insurance

Repeals Sections 901 to 906, 978 to 983, 989, 1025 to 1028, 1030 to 1038, 1051 to 1060, 1097 and 2603 of Unemployment Insurance Code and amends Sections 977 and 1098 to repeal merit rating and require all covered employers to pay a uniform tax of 2.70 percent for the years 1957 and following. Senate companion: **SB 870** (Miller).

AB 689 (Munnell and others): To Committee on Finance and Insurance

Repeals Sections 634, 643, and 644 of Unemployment Insurance Code to extend

full unemployment and unemployment disability insurance coverage to employees of non-profit organizations. Senate companion: **SB 874** (Miller).

AB 690 (Munnell and others): To Committee on Finance and Insurance

Repeals Sections 629 and 639 of Unemployment Insurance Code to extend full unemployment and unemployment disability insurance coverage to domestic workers. Senate companion: **SB 872** (Miller).

AB 691 (Munnell and others): To Committee on Finance and Insurance

Repeals Sections 625 to 628 and 642 of Unemployment Insurance Code to extend full unemployment and unemployment disability insurance coverage to agricultural workers. Senate companion: **SB 876** (Miller).

AB 692 (Munnell and others): To Committee on Finance and Insurance

Amends Section 1253 of Unemployment Insurance Code to provide for retroactive payment of benefits for the one-week waiting period if the period of unemployment lasts more than one week. Senate companion: **SB 875** (Miller).

AB 693 (Munnell and others): To Committee on Finance and Insurance

Adds Section 1282 to Unemployment Insurance Code to increase the weekly benefit amount by \$5.00 for a dependent spouse and \$2.50 for each of first two dependent children under 18 years of age. Senate companion: **SB 877** (Miller).

AB 721 (Rumford and others): To Committee on Finance and Insurance

Repeals Section 1264 of Unemployment Insurance Code to remove disqualification period for claimants who leave their employment for marital or domestic reasons.

AB 722 (Rumford and others): To Committee on Finance and Insurance

Amends Section 1257 of Unemployment Insurance Code to prevent double penalties for a single refusal to work.

AB 723 (Rumford and others): To Committee on Finance and Insurance

Amends Section 1264 of Unemployment Insurance Code to reduce the disqualification period for claimants who leave their employment for domestic or marital reasons by providing that the disqualification shall be only until the claimant has secured bona fide employment subsequent to the date of voluntarily leaving employment, thereby eliminating the disqualification for "the duration of the ensuing period of unemployment".

AB 724 (Rumford and others): To Committee on Finance and Insurance

Amends Section 1260 of Unemployment Insurance Code relating to disqualifications for fraud or refusal of suitable employment to provide that the disqualification shall commence with the week subsequent to the occurrence of the cause of disqualification in which person first registers for work, or in which he obtains suitable employment, whichever is the earlier. Present law requires disqualification to commence with the week subsequent to the occurrence of the cause of disqualifi-

cation in which the person first registers for work.

AB 782 (Thomas): To Committee on Finance and Insurance

Add Section 145 to Unemployment Insurance Code to provide partial benefits for commercial fishermen. Senate companion: **SB 398** (Farr). See also **AB 783** (Thoams and Munnell).

AB 783 (Thomas and Munnell): To Committee on Finance and Insurance

Same as **AB 782** (Thomas). Senate companion: **SB 398** (Farr).

AB 801 (Thomas): To Committee on Finance and Insurance

Amends Section 1253 of Unemployment Insurance Code to provide that pattern of seasonal employment shall not give rise to any presumption of unavailability in the case of any individual who has earned 50% or more of his base period wages in the employment of employers with a negative balance in their unemployment insurance account.

AB 802 (Thomas): To Committee on Finance and Insurance

Amends Section 1337 of Unemployment Insurance Code to provide that if the appeals board fails to render a decision within the time limit specified in Section 1337, the benefits shall become immediately payable to the claimant, provided that such benefits shall not be charged to an employer's account if a later decision of the appeals board finds the claimant ineligible.

AB 1261 (McCollister): To Committee on Finance and Insurance

Amends Section 1253 of Unemployment Insurance Code to provide that no individual shall be denied eligibility for unemployment insurance and unemployment disability insurance benefits because he has received or is eligible to receive vacation pay, sick pay or dismissal or severance pay. Senate companion: **SB 2136** (Regan). See also **AB 3309**.

AB 2116 (Meyers and others): To Committee on Finance and Insurance

Amends Sections 1328 and 2707.2 of Unemployment Insurance Code to require that a copy of all determinations as to a claimant's eligibility for both unemployment insurance and unemployment disability insurance benefits be sent to the union to which the employee belongs.

AB 3309 (Don A. Allen): To Committee on Finance and Insurance

Amends Section 1253 of Unemployment Insurance Code to prohibit denial of eligibility for benefits because claimant has received or is eligible to receive dismissal or severance pay. See also **AB 1261** and **SB 2136**.

Senate**SB 398 (Farr): To Committee on Labor**

Senate companion to **AB 782** and **AB 783** (Thomas).

SB 869 (Miller): To Committee on Labor

Senate companion to **AB 687** (Munnell).

SB 870 (Miller): To Committee on Labor
Senate companion to **AB 688** (Munnell).

SB 871 (Miller): To Committee on Labor
Senate companion to **AB 683** (Munnell).

SB 872 (Miller): To Committee on Labor
Senate companion to **AB 690** (Munnell).

SB 873 (Miller): To Committee on Labor
Senate companion to **AB 686** (Munnell).

SB 874 (Miller): To Committee on Labor
Senate companion to **AB 689** (Munnell).

SB 875 (Miller): To Committee on Labor
Senate companion to **AB 692** (Munnell).

SB 876 (Miller): To Committee on Labor
Senate companion to **AB 691** (Munnell).

SB 877 (Miller): To Committee on Labor
Senate companion to **AB 693** (Munnell).

SB 1043 (Desmond): To Committee on Labor

Amends Section 1952 of Unemployment Insurance Code regarding procedure for hearings on disputed claims before Appeals Board to provide that the testimony at hearings be taken down in shorthand by a competent phonographic reporter, instead of recorded, as presently provided.

SB 2136 (Regan): To Committee on Labor
Senate companion to **AB 1261** (McCollister). See also **AB 3309**.

Bad Bills

Assembly

AB 446 (Weinberger): To Committee on Finance and Insurance

Amends Section 1032 of Unemployment Insurance Code relating to the prohibition against charge-backs to employer accounts in cases of voluntary quits and discharges of misconduct; to (1) prohibit such charge-backs even if the employer failed to furnish information in his possession within the ten-day requirement of Section 1030 upon receiving from the department notice of a new or additional claim or notice of computation and (2) to allow the employer an indefinite period to submit information in this regard to obtain a ruling that would prohibit a charge-back on the grounds of voluntary quit without good cause or discharge for misconduct. Senate companion: **SB 794** (Cunningham).

AB 477 (Levering): To Committee on Finance and Insurance

Amends Section 1256 of Unemployment Insurance Code to (1) disqualify an individual who is "suspended" from, as well as a person who is discharged from employment for misconduct, (2) disqualify a person who leaves his employment for good cause attributable to circumstances outside of his employment by restricting good cause only to matters directly connected with the employment, and (3) to

remove present presumption that a person is discharged for reasons other than misconduct or voluntarily leaving, unless the employer files within five days information to the contrary, and the department makes a determination. Also, makes related changes in Sections 1030 and 1032 with regard to 1 and 2 above in connection with employer information filings and the prohibition of charge-backs against employers. See also **AB 3397**.

AB 478 (Levering): To Committee on Finance and Insurance

Amends Section 1260 of Unemployment Insurance Code to increase the disqualification for voluntary quits and discharges for misconduct from the one-to-five week disqualification period to a nine-to-ten week mandatory period as follows: The week commencing with the week in which the voluntary quit or the discharge for misconduct occurred, if the person registers for work in such week or for the week subsequent to such occurrence in which he first registers for work and continuing for the nine weeks that immediately follow. In addition, provides that the total benefit award of an individual disqualified for voluntarily quitting, discharge for misconduct or fraud, shall be reduced by an amount equal to the total number of weeks of disqualification, times the individual's weekly benefit amount. (Taken in conjunction with **AB 477** (Levering) as intended, these harsh penalties would also apply to suspensions for misconduct and to voluntary quits where there is good cause not connected with person's employment).

AB 479 (Levering): To Committee on Finance and Insurance

Add Section 1260.1 to Unemployment Insurance Code, to provide that an individual disqualified for refusal of suitable employment or failure to apply for suitable employment when notified by the department, shall be ineligible to receive any benefits for the duration of the ensuing period of unemployment, or until he has been paid \$150 in wages for bona fide employment, subsequent to the date of the disqualification determination. The effect would be to negate the one to ten week flexible disqualification period for refusal of suitable employment as provided in Section 1260.

AB 539 (Conrad): To Committee on Finance and Insurance

Amends Section 1095 of Unemployment Insurance Code to permit use of any information in possession of Department of Employment to enable either FBI or state, county and local law enforcement officers to locate persons charged with felonies or persons charged with abandonment or desertion of a child.

AB 652 (Ernest R. Geddes): To Committee on Finance and Insurance

Amends Section 1327 of Unemployment Insurance Code to provide that department notice of the filing of an additional claim shall be given to all employing units whose reserve accounts could be affected by the filing of such claim as well as the last employing unit.

AB 653 (Ernest R. Geddes): To Committee on Finance and Insurance

Amends Section 930 of Unemployment Insurance Code to include in the term

"employment" those services which are so considered under the unemployment insurance law of any other state.

AB 727 (Bradley): To Committee on Finance and Insurance

Amends Section 1132 of the Unemployment Insurance Code to provide that, in the case of failure without cause on the part of employers to file a contributions return, every notice of assessment shall be made within ten years after the last day of the month following the close of the calendar quarter during which the contribution liability included the assessment accrued. Permits employing units to waive this limitation period or consent to its extension.

AB 746 (Pattee): To Committee on Finance and Insurance

Amends Section 651 of Unemployment Insurance Code relating to the definition of employment to remove all golf caddies from coverage and to relieve employers, whether individual golf players or golf clubs or associations, from present and past liability to contribute into Unemployment Insurance Fund.

AB 1091 (Ernest R. Geddes): To Committee on Finance and Insurance

Amends Section 1178 of Unemployment Insurance Code to extend the period during which employers can file a claim for credit or refund for overpayment from three years to four calendar years after overpayment.

AB 1092 (Ernest R. Geddes): To Committee on Finance and Insurance

Amends Section 982 of Unemployment Insurance Code to permit merit rating for employees whose reserve accounts have been subject to benefit charges for twelve complete consecutive calendar months instead of twelve quarters.

AB 1093 (Ernest R. Geddes): To Committee on Finance and Insurance

Amends Section 979 of Unemployment Insurance Code to permit voluntary contributions by employers during the first 120 days of each year to obtain an immediate reduction in tax rate.

AB 1094 (Ernest R. Geddes): To Committee on Finance and Insurance

Amends Section 1029 of Unemployment Insurance Code to require department to retain reserve account of an employer until four calendar years, instead of three calendar years, have elapsed following the latest calendar quarter in which the employer paid wages in employment.

AB 1271 (Levering): To Committee on Finance and Insurance

Adds Section 1282 to Unemployment Insurance Code to prohibit the use of wages paid for employment by employer engaged in handling or processing perishable fruits and vegetables during active processing season as a basis for establishing a valid claim or benefit year unless claimant has other specified qualifying wages. Defines active processing season and directs the Department of Employment to prescribe regulations to determine the active processing season of such employers.

AB 1985 (Pattee): To Committee on Finance and Insurance

Adds Section 654 to Unemployment Insurance Code to exempt from unemployment insurance and unemployment disability insurance coverage services performed by free-lance jockey or exercise boy who is regularly licensed by the California Horse Racing Board.

AB 2607 (Levering): To Committee on Finance and Insurance

Amends Sections 1275, 1281 and 1327 of Unemployment Insurance Code, repeals Section 1277, and adds Sections 1327.1 and 1327.2 to (1) provide for "request reporting of base period earnings," and (2) establish a "weeks of work" eligibility test of \$15 during at least 20 of the 52 consecutive calendar weeks of the claimant's base period. Accordingly, defines "base period" to mean the period of 52 consecutive calendar weeks ending with the day immediately preceding the first day of the claimant's benefit year and repeals the lag quarter provision along with the present \$600 base period earnings eligibility test and the 75 per cent rule.

AB 2642 (Chapel): To Committee on Finance and Insurance

Adds Section 654 to Unemployment Insurance Code to exempt from both unemployment insurance and unemployment disability insurance coverage services performed pursuant to a contract or agreement under which an industrial catering driver agrees to perform for the profits made on merchandise sold by him, rather than a fixed salary.

AB 2972 (Henderson): To Committee on Finance and Insurance

Amends Section 1051 of Unemployment Insurance Code relating to the acquisition of a covered business, etc., to increase the application period for filing for transfer of former employer's reserve account from 90 days after the acquisition to six calendar months beginning with the month in which the acquisition occurred.

AB 3021 (Lanternman): To Committee on Finance and Insurance

Amends Section 1262 of Unemployment Insurance Code to prohibit the establishment of a valid claim or a benefit year during which any benefits are payable by an individual who the Department of Employment determines has left work because of a trade dispute. See also **AB 4068** and **AB 4069**.

AB 3186 (Munnell and others): To Committee on Finance and Insurance

Amends Section 404 of Unemployment Insurance Code to (1) make five years active membership in state bar a prerequisite for appointment of referees by the executive officer or the Appeals Board, and (2) require that the compensation rate for referees set by State Personnel Board be comparable to that of other referees or hearing officers in state service whose duties include the hearing of as well as the rendering of decisions in controversies before them. Contains grandfather clause preventing retroactive application of new qualifications requirement to present referees.

AB 3397 (Levering): To Committee on Finance and Insurance

Amends Section 1256 of Unemployment

Insurance Code to (1) disqualify any person who leaves his employment for good cause not attributable to his employer, and (2) require the Department to determine whether a person left his work voluntarily or without cause attributable to his employer only when the claim is filed, instead of in the same manner as benefit claims, provided that the employer answers within the specified time to waive the statutory presumption to the contrary.

AB 3398 (Levering): To Committee on Finance and Insurance

Adds Section 1331.5 to Unemployment Insurance Code to require the Department, upon the opening of a claim, to notify all employers whose reserve account will be affected thereby.

AB 3886 (MacBride): To Committee on Finance and Insurance

Amends Section 1034 of Unemployment Insurance Code relating to protests of employers to statements of charges and credits. Provides that protests must be made prior to the expiration of the rating period to which the statement relates, instead of within 60 days after mailing of statement, plus 60 days for good cause; permits employer to protest charges in connection with voluntary quits and discharges for misconducts; prohibits protest on ground that claimant was ineligible for a benefit which he had lawfully received in accordance with an authorized regulation or eligibility determination therefor, instead of on grounds that claimant was ineligible for a benefit where the employer was notified of a claim filed and failed to file a timely appeal; makes other technical amendments.

AB 4068 (Lanternman): To Committee on Finance and Insurance

Amends Section 1030 of Unemployment Insurance Code to permit employer, upon receiving notice of new or additional claim, to submit information to Department regarding whether or not employee left his work for domestic or marital reasons, or because of a trade dispute; accordingly requires Department to consider such information in issuing its ruling.

See also **AB 4069** (Lanternman) and **AB 3021**.

AB 4069 (Lanternman): To Committee on Finance and Insurance

Amends Section 1032 of Unemployment Insurance Code to prohibit chargebacks against employer accounts, if Department rules that claimant left work for domestic or marital reasons or because of a trade dispute, in regard to benefits paid the claimant subsequent to the termination of employment for the above causes. Also proposes an unintelligible amendment to Section 1032 because of error in drafting.

See also **AB 4068** (Lanternman) and **AB 3021**.

AB 4070 (Lanternman): To Committee on Finance and Insurance

Amends Section 1056 of Unemployment Insurance Code relating to employer joint accounts. Instead of it being permissive, makes it mandatory that the Director of Employment prescribe regulations on or before January 1, 1958, for the establishment, maintenance, and dissolution of joint accounts by two or more employers. Requires that the account of each member of a joint account shall complete the min-

imum three-year period of chargeability before such member can qualify for a reduced tax rate under either of the tax schedules. Prohibits the Director from limiting the number of joint accounts or from designating the number or the classification of employers who may become members of such accounts. Provides that membership shall be regulated only by the employers comprising such accounts.

AB 4072 (Lanternman): To Committee on Finance and Insurance

Amends Section 1030 of Unemployment Insurance Code relating to employer's right to notify Department of cause of claimant's leaving employment, and consideration of employee information by Department in issuing its findings on the cause of termination, to add the presumption that an employee leaving employment voluntarily does so without good cause, unless he notified his employer to the contrary prior to the time of filing a claim for unemployment insurance benefits.

Senate**SB 267 (Desmond): To Committee On Labor**

Amends Section 1281 of Unemployment Insurance Code to repeal present eligibility provisions and to establish a two-quarter earnings test of \$350 in each of two calendar quarters.

SB 268 (Desmond): To Committee On Labor

Amends Sections 978, 1280 and 1281 of Unemployment Insurance Code to (1) provide for simultaneous operation of both the high and low employer contributions schedules for the apparent purpose of permitting employers to make contributions under either schedule so as to obtain the lowest possible contribution rate; (2) repeal the present eligibility requirements and substitute a two-quarter earnings test of \$350 in each of two quarters and (3) to increase the minimum weekly benefit from \$10 to \$17 and the maximum benefit from \$33 to \$35 under a completely new uniform \$30 step schedule which would actually save employers money.

See also **SB 269** (Desmond).

SB 269 (Desmond): To Committee On Labor

Improperly drafted bill amending Sections 978 and 979 of Unemployment Insurance Code relative to employer contributions into unemployment insurance fund. As drafted, would appear to make the high and the low contribution schedules operative at the same time when the balance in the unemployment insurance fund is less than 7.1% of taxable wages. If this is the intent, an employer would be able to make added contributions to obtain a lower tax rate for the succeeding year. See also **SB 268**.

SB 794 (Cunningham): To Committee On Labor

Senate companion to **AB 446** (Weinberger).

Bills to Watch**Assembly****AB 501 (Brown): To Committee on Judiciary**

Provides for uniformity in statutory provisions requiring publication of notice by state and local agencies by amending sections of various codes, including Unemployment Insurance Code.

AB 1251 (Ernest R. Geddes): To Committee on Finance and Insurance

Amends Sections 701, 705, 707 and 709 of Unemployment Insurance Code to (1) clarify that elective coverage applies to both unemployment insurance and disability insurance, (2) apply essentially the same standards for elective coverage to the state or other governmental agencies as those now applicable to other entities electing coverage excepting the requirement under Section 704 of being normally and continuously engaged in regular trade, business or occupation, and (3) clarify posting requirements regarding election of coverage and termination of elective coverage. (Department of Employment bill.)

AB 1826 (Rumford and others): To Committee on Education

Adds Section 2058 to Unemployment Insurance Code to require the Department of Employment to (1) cooperate with other departments, agencies and institutions, both public and private, in providing youth placement services and in the development of youth employment programs, (2) maintain current information on all types of youth employment programs, such as the Youth Employment Service and the Youth Employment Organization plans, the work experience experimental program of the Department of Education, the Berkeley Workrecreation program, the effort by the coordinating councils, and other similar programs, and (3) distribute to public and private agencies and groups comprehensive information concerning any or all recognized plans for developing youth employment programs, the cooperative services offered by the various state and other public agencies in the field of youth employment, and the methods of initiating and developing such programs.

See also **AB 1824** and **AB 1825** under MISCELLANEOUS—Watch.

AB 3041 (Henderson and others): To Committee on Finance and Insurance

Adds Section 608 to Unemployment Insurance Code and amends Section 709 and repeals Section 633 to extend full coverage under both unemployment insurance and unemployment disability insurance to state employees on a cost basis to the state with regard to unemployment insurance. Establishes contributions procedure and appropriates money therefor. Similar to **AB 1268** (Nielsen). Also revises provisions for elective coverage for other public employees: (1) permits such election by the regents of the University of California as well as a political subdivision of the state or instrumentality of one or more states or political subdivisions; (2) repeals present elective coverage procedure for such public agencies and requires filing of written election pursuant to Sections 701, 702, 704, 705, 706 and 707 of Code; and (3) removes prohibition against elective coverage for employees holding civil service and permanent tenure positions.

Senate

SB 1165 (Collier): To Committee on Labor

Amends Section 1816 of Unemployment Insurance Code to provide that judgment lien against employer for non-payment of contributions shall continue for five years from the time of the recording of the abstract of a judgment, unless sooner released or otherwise discharged; provides that lien may, within five years from the date of the recording of the abstract, or within five years from the date of the last extension of the lien, be extended by recording a new abstract in the office of the county recorder of any county, and from the time of such recording, the lien shall be extended to the personal property of such county for five years, unless sooner released or otherwise discharged.

Unemployment Disability Insurance

See also: Insurance; Workmen's Compensation

Good Bills

Assembly

AB 232 (Beaver): To Committee on Finance and Insurance

Amends Section 2652 of Unemployment Insurance Code to repeal the 75% rule which disqualifies any claimant having earned more than 75% of his base period earnings in one quarter who does not have total base period earnings of at least 30 times his weekly benefit amount or not less than \$750, whichever is lower. Senate companion **SB 184** (Johnson, H. T.).

AB 233 (Beaver and Caldecott): To Committee on Finance and Insurance

Amends Section 2655 of Unemployment Insurance Code to increase the maximum weekly disability benefit from \$40 to \$55 in accordance with a new liberalized benefit schedule providing a \$1 increment for each \$15 high quarter earnings interval over \$150 of high quarter earnings. Retains present \$10 minimum weekly benefit. Senate companion **SB 183** (Johnson, H.T.).

AB 234 (Beaver): To Committee on Finance and Insurance

Amends Section 2626 of Unemployment Insurance Code to provide for the entitlement to disability benefits for any injury or illness caused by or arising in connection with pregnancy up to a maximum of 42 days. Senate companion **SB 185** (Johnson, H. T.). See also **AB 3584**.

AB 235 (Beaver): To Committee on Finance and Insurance

Amends Section 2627 of Unemployment Insurance Code to provide for retroactive payment of benefits for the seven day waiting period if the period of unemployment and disability extends beyond seven days. Senate companion **SB 186** (Johnson, H. T.).

AB 236 (Beaver and Caldecott): To Committee on Finance and Insurance

Amends Sections 2801 and 2804 of Unemployment Insurance Code to increase

the daily hospital benefit from \$10 for twelve days to \$15 for fifteen days. Senate companion **SB 182** (Johnson, H. T.).

AB 366 (Elliott): To Committee on Finance and Insurance

Adds Section 2708.5 to Unemployment Insurance Code to give a claimant for disability benefits the right to request the Department to make the medical examination and certification as to disability required by Section 2708 when the doctor, dentist or chiroprapist attending the claimant fails to submit the required certificate. Establishes the procedure for the Department to make such medical examination and certification.

AB 714 (Beddick): To Committee on Finance and Insurance

Amends Sections 2710 and 2801 of Unemployment Insurance Code to provide for payment of hospital benefits to claimants hospitalized in State hospital in California pursuant to an order of a physician or by court order. Senate companion: **SB 215** (Short). See also **AB 828**.

AB 715 (Biddick): To Committee on Finance and Insurance

Repeals Section 2629 and 2804 of Unemployment Insurance Code to permit receipt of unemployment disability benefits, including hospital benefits, independent of Workmen's Compensation Law. Senate companion: **SB 217** (Short).

AB 716 (Biddick): To Committee on Finance and Insurance

Repeals Section 3270 of Unemployment Insurance Code to remove present moratorium against voluntary plans selecting risks adverse to state plan. Senate companion: **SB 218** (Short).

AB 828 (Henderson): To Committee on Finance and Insurance

Same as **AB 714** (Biddick). See also **SB 215**.

AB 1250 (Ernest R. Geddes): To Committee on Finance and Insurance

Amends Section 1735 of Unemployment Insurance Code to extend to disability fund the provision which makes the officer of a corporation whose duty it is to prepare contribution returns personally liable for contributions into the unemployment fund when he wilfully fails to make the final return required of corporation's terminating business. (Department of Employment bill.)

AB 1468 (Henderson): To Committee on Finance and Insurance

Amends Section 2708 of Unemployment Insurance Code regarding certification of illness to provide for acceptance of certificates issued in a foreign country to an individual who obtained care and treatment outside of the country.

AB 3194 (Ernest R. Geddes): To Committee on Finance and Insurance

Adds Section 2741 to Unemployment Insurance Code to authorize and empower the Director of Employment to release and compromise any unemployment disability benefits lien against a workmen's compensation award. See also **AB 3195**.

Senate**SB 182 (Harold T. Johnson): To Committee on Social Welfare**Senate companion to **AB 236** (Beaver).**SB 183 (Harold T. Johnson): To Committee on Social Welfare**Senate companion to **AB 233** (Beaver).**SB 184 (Harold T. Johnson): To Committee on Social Welfare**Senate companion to **AB 232** (Beaver).**SB 185 (Harold T. Johnson): To Committee on Social Welfare**Senate companion to **AB 234** (Beaver).**SB 186 (Harold T. Johnson): To Committee on Social Welfare**Senate companion to **AB 235** (Beaver).**SB 215 (Short): To Committee on Labor**Senate companion to **AB 714** (Biddick).**SB 217 (Short): To Committee on Labor**Senate companion to **AB 715** (Biddick).**SB 218 (Short): To Committee on Labor.**Senate companion to **AB 716** (Biddick).**SB 1776 (Harold T. Johnson): To Committee on Labor**

Add Section 710 to Unemployment Insurance Code to extend disability insurance coverage to employees of a political subdivision of the state, any instrumentality of the state, any city, or any other public agency, upon written request of a majority of the employees to the appropriate agency and upon finding of Department of Employment that majority of employees voted in favor of coverage.

Bad Bills**Assembly****AB 654 (Ernest R. Geddes): To Committee on Finance and Insurance**

Amends Section 3254 of the Unemployment Insurance Code, relating to approval of voluntary plans to (1) remove requirement that such plans take in all employees, part-time as well as full-time employees, at any distinct separate establishment maintained by an employer, and instead permit coverage to be limited to any class or classes determined by conditions pertaining to employment, (2) make related changes in other qualifying provisions and (3), accordingly repeal provision, presently suspended, which prohibits approval of plans which result in a substantial selection of risk adverse to State Disability Fund. See also **AB 661** and **AB 662**.

Senate companion: **SB 448** (Desmond).**AB 658 (Ernest R. Geddes): To Committee on Finance and Insurance**

Amends Section 2655 of Unemployment Insurance Code and adds Section 2657 to provide that benefits chargeable to the extended liability account shall be paid under the lower unemployment insurance benefit schedule instead of the disability insurance schedule. Senate companion: **SB 441**. See also **AB 3096**.

AB 661 (Ernest R. Geddes): To Committee on Finance and Insurance

Amends Section 3254 of Unemployment Insurance Code to repeal provision which prohibits approval of voluntary plans which result in a substantial selection of risks adverse to the State Disability Fund. See also **AB 654** and **AB 662**, both by Ernest R. Geddes.

Senate companion: **SB 445** (Desmond).**AB 662 (Ernest R. Geddes): To Committee on Finance and Insurance**

Contains provisions of **AB 661** (Ernest R. Geddes), but in addition provides that voluntary plans permitting amendment thereof shall do so only if employees covered have individual right to withdraw from plan, at or before effective date of amendment. See also **AB 654** (Ernest R. Geddes).

Senate companion: **SB 449** (Desmond).**AB 664 (Ernest R. Geddes): To Committee on Finance and Insurance**

Adds Sections 3105 and 3106 to Unemployment Insurance Code to allow each voluntary plan insurer credit against his extended liability account assessment for the amount of premium tax paid on voluntary plans. Whenever the total amount of premium tax paid by all voluntary plan insurers is more than \$750,000, the amount of credit allowed each voluntary plan insurer is limited to the percentage arrived at by dividing \$750,000 by the total amount of premium tax paid by voluntary plan insurers. Senate companion: **SB 453** (Desmond). See also **AB 2235** and **AB 660**.

AB 1946 (Geddes): To Committee on Finance and Insurance

Amends Sections 2706, 2707, 2707.2, erroneously referred to as 2702.2, of Unemployment Insurance Code and repeals Section 2707.1, erroneously referred to as Section 2701.1, relating to notification of employer of claims filed to establish separate procedures for notification depending upon whether the claimant was unemployed or employed at the beginning of his disability period. If employed, new provision requires delivery of initial claim by the claimant to the employer. Employer in turn is given two working days after receipt to complete portion addressed to the employer by providing any required information bearing on the claimant's eligibility and forward the form to the Department or to the insurer underwriting a voluntary plan covering the claimant, as the case may be. If unemployed at the beginning of the disability period, the initial claim must be delivered directly to the department, and the employer given two working days after receipt of notice thereof to submit information to the department.

AB 2235 (Ernest R. Geddes): To Committee on Finance and Insurance

Amends Section 3101 of Unemployment Insurance Code to provide that, after January 1, 1958, extended liability account, instead of being charged with benefit payments in respect to uninterrupted periods of disability which commence after termination of employment, shall be charged with payments in respect to benefit periods which commence two weeks or more after termination of employment, layoff without pay, or leave of absence without pay. Also amends Section 3253 according-

ly to provide that a worker covered by a voluntary plan shall be entitled to benefits from such plan during any benefit period which commences, or which would have commenced had a claim been timely filed, no more than 14 days after termination of employment, layoff without pay or leave of absence without pay, provided the employee, prior to the commencement of such period, has not engaged in compensable work. Further, a worker is precluded from receiving benefits under a voluntary plan during any benefit period which commences, or which would have commenced had a timely claim been filed, while covered by the state disability fund. For purposes of both establishing coverage under a voluntary plan or establishing a proper charge to the extended liability account, a provision is added to Sections 3101 and 3253 to prohibit any disability benefit period from being considered as having commenced prior to the date the claimant was treated by a physician or other authorized person capable of certifying to the existence of a disability.

Further amends Section 3253 relating to the authority of the Department to prescribe regulations to allow benefits to individuals simultaneously covered by one or more approved voluntary plans or the disability fund to restrict such authority to individuals "concurrently" employed by more than one employer who are covered by one or more voluntary plans or the disability fund, or by two or more approved voluntary plans.

Also amends Sections 3254 and 3255 regarding approval of voluntary plans to require that such plans provide that, after December 31, 1957, coverage is continued under the plan while an employee remains in employment and for a period of two weeks following the date of termination of employment to which the plan relates. See also **AB 660**, **AB 664**, and **SB 453**.

AB 3068 (Levering): To Committee on Finance and Insurance

Adds Section 2655.5 to Unemployment Insurance Code to restrict the weekly benefit amount payable to a person unemployed at a commencement of a disability to amount payable under the lower unemployment insurance benefits schedule. See also **AB 658** and **SB 441**.

AB 3069 (Levering): To Committee on Finance and Insurance

Amends Section 2678 of Unemployment Insurance Code to deny benefits to an individual committee by court order or certification to an institution or other place pursuant to Section 5100 of the Welfare and Institutions Code for mental illness, or because of dipsomania, drug addiction, etc.

AB 3070 (Levering): To Committee on Finance and Insurance

Adds Section 2630 to Unemployment Insurance Code to prohibit payment of disability benefits for any period during which a person is receiving or has applied or has filed for either federal old age insurance or disability insurance benefits under Title II of the Social Security Act, except that the difference shall be payable in cases where social security benefit is less than the state unemployment disability insurance benefit.

AB 3229 (O'Connell): To Committee on Finance and Insurance

Amends Sections 3264 and 3265 of Unemployment Insurance Code relating to appeals from denial of benefits by voluntary plan carriers. Clarifies that all decisions of the Appeals Board with respect to actions against voluntary carriers for denial of liability shall be subject to review by the courts and that no petition may be filed prior to decision by the Appeals Board. Also requires Director of Employment to pay benefits and assess voluntary carrier where a decision is rendered in favor of the employee and such voluntary carrier fails to appeal the referee's decision or to give notice to the Director of intention to file a petition for writ of mandate following decision by the Appeals Board.

Senate**SB 441 (Desmond): To Committee On Labor**

Senate companion to AB 658 (Ernest R. Geddes).

SB 445 (Desmond): To Committee On Labor

Senate companion to AB 661 (Ernest R. Geddes).

SB 448 (Desmond): To Committee On Labor

Senate companion to AB 654 (Ernest R. Geddes).

SB 449 (Desmond): To Committee On Labor

Senate companion to AB 662 (Ernest R. Geddes).

SB 453 (Desmond): To Committee On Labor

Senate companion to AB 664 (Ernest R. Geddes).

SB 1313 (Desmond): To Committee on Labor

Private carrier bill to destroy state disability insurance program. Adds, amends and repeals various sections of Unemployment Insurance Code and Insurance Code to (1) establish a State Non-occupational Disability Insurance Fund, which would be competitive with private carriers (as in the case of the State Fund with regard to workmen's compensation), and (2) to require all employers subject to the disability insurance law to provide a voluntary plan for payment of disability benefits as specified in the present law to its employees in one of the following ways: (a) by insuring with the State Non-occupational Disability Insurance Fund, (b) by insuring with an accepted private carrier, or (c) by self-insurance. All present provisions in Unemployment Insurance Code setting forth the conditions for approval of voluntary plans, etc., are repealed or appropriately amended. Authority to approve a private carrier plan in competition with the newly created state fund would be under the jurisdiction of the Insurance Commissioner. Also repealed are the extended liability account sections. Provision is made for transferring an unspecified portion of the funds presently in the State Disability Insurance Fund to the State Non-occupational Dis-

ability Insurance Fund, while making provisions to maintain the present Disability Fund at about \$20 million. Under the proposed system, no voluntary carrier would be required to provide benefits greater than those stated in the Code. The "premium for risk" theory is implicit in the proposed system, thus permitting carriers to provide benefits equal to or greater than set by law, if premium rate is less than 1 percent or more than 1 percent, provided 75 percent of workers in the employing unit agree to permit wage deductions of more than 1 percent in the latter case. The State Non-occupational Disability Insurance Fund would be prohibited from refusing any risk, but would be permitted to designate as an excess loss risk any policy which, during the preceding calendar year, had claims experience in excess of 125 percent of premiums. No private carrier would be permitted to write disability policies unless it agrees to re-insure its equitable portion of any excess loss risk of the State Non-occupational Disability Insurance Fund in accordance with a formula for equitable distribution of such excess losses which the Insurance Commissioner is authorized to adopt by regulation. Other conditions for approval of policies of private carriers are also set forth.

SB 2557 (Desmond): To Committee on Labor

Adds Section 2630 to Unemployment Insurance Code to prohibit the payment of unemployment disability insurance benefits for any period during which the Industrial Accident Commission in a workmen's compensation proceeding finds that no disability was suffered.

Bills to Watch**Assembly****AB 1249 (Ernest R. Geddes): To Committee on Finance and Insurance**

Amends Section 3262 of Unemployment Insurance Code to remove the requirement that Director of Department of Employment can withdraw approval of voluntary plan only after notice of hearing. Provides instead that Director must give notice of his intention to withdraw approval of a plan to the employer-employee group and insurer stating the effective date and reason for withdrawal. Establishes a ten-day period, extendable for cause for appeal to the Appeals Board, which is authorized to prescribe by regulation the time, manner, method and procedure to which it may determine appeals. Also permits the Director to change or stay the effective date of his withdrawal of approval. (Department of Employment bill.)

AB 1464 (Beaver): To Committee on Finance and Insurance

Adds Section 3254.5 to Unemployment Insurance Code to provide for the continuance of a voluntary plan when a business or part thereof, changes hands, unless a specific request for termination or cancellation is made.

AB 2236 (Ernest R. Geddes): To Committee on Finance and Insurance

Amends Section 2714 of Unemployment Insurance Code to (1) make medical records of voluntary plans as well as of Department confidential, and (2) permit use

of such records in proceedings before Industrial Accident Commission where claim of lien has been filed for disability benefits.

AB 3584 (McCollister): To Committee on Finance and Insurance

Amends Section 2626 of Unemployment Insurance Code to repeal present provision denying benefits for any injury or illness caused by or arising in connection with pregnancy up to the termination of such pregnancy and for a period of 28 days thereafter, and adds Section 2626.5 to make all unemployment due to pregnancy a compensable disability.

See also AB 234 (Beaver) and SB 185 (H. T. Johnson).

Senate**SB 442 (Desmond): To Committee On Labor**

Senate companion to AB 657 (Ernest R. Geddes).

SB 443 (Desmond): To Committee On Labor

Senate companion to AB 659 (Ernest R. Geddes).

SB 444 (Desmond): To Committee On Labor

Senate companion to AB 656 (Ernest R. Geddes).

SB 446 (Desmond): To Committee On Labor

Senate companion to AB 655 (Ernest R. Geddes).

SB 447 (Desmond): To Committee On Labor

Senate companion to AB 660 (Ernest R. Geddes).

SB 451 (Desmond): To Committee On Labor

Skeleton bill amending Section 2628 of Unemployment Insurance Code relating to ineligibility of persons receiving any state or federal unemployment insurance benefits.

SB 452 (Desmond): To Committee On Labor

Senate companion to AB 665 (Ernest R. Geddes).

SB 454 (Desmond): To Committee On Labor

Senate companion to AB 666 (Ernest R. Geddes).

SB 456 (Desmond): To Committee On Labor

Senate companion to AB 663 (Ernest R. Geddes).

Veterans

See also: Teachers.

Good Bills**Assembly****AB 23 (Grant and others): To Committee on Military Affairs**

Extends provisions of Veterans' Farm and Home Purchase law to unmarried widows of all persons described as veter-

ans in the Veterans' Farm and Home Purchase law and to the unremarried widows of all persons who died while in active service who if they had survived and had been discharged honorably would have been veterans within the meaning of the law.

AB 614 (McGee): To Committee on Military Affairs

Provides that advances under State Veterans' Farm and Home Program for purposes of making or repairing, etc., permanent improvements, on property being purchased may be repaid if the veteran purchaser so elects by correspondingly prolonging the period of payments on existing loan instead of increasing the amount of the installment payment.

AB 1102 (Marsh and others): To Committee on Military Affairs

Classifies unremarried widows of veterans as "veterans," entitling them to the same benefits granted veterans in purchasing a farm or home, regardless of whether or not the deceased spouse filed a purchase application prior to his death.

AB 1580 (Nielsen and others): To Committee on Military Affairs

Brings World War I veterans under veterans' laws covering World War II and Korean and subsequent veterans. Provides in each instance that the veteran must have been discharged under honorable conditions and must have been a bona fide resident of the state prior to entrance in service. Makes other related changes.

AB 1581 (Nielsen and others): To Committee on Military and Veterans Affairs

Amends state Veterans Farm and Home Purchase Law to increase from \$13,500 to \$15,000 the maximum amount which the Veterans Department may expend pursuant to a contract for the construction of a house and other improvements.

AB 1650 (Bruce F. Allen and others): To Committee on Military Affairs

Extends benefits of state Farm and Home Purchase Law to un-remarried widows of veterans killed in action.

AB 2294 (Donahoe and others): To Committee on Military Affairs

Provides that a reservist shall be entitled to a temporary leave of absence from his private employer for a period of ordered mandatory duty not exceeding more than 17 calendar days including transportation time.

See also AB 2295 (Donahoe).

AB 2295 (Donahoe): To Committee on Military Affairs

Requires employers to make up wage loss of reservist ordered to active duty and entitled to temporary leave of absence under provisions of AB 2294 (Donahoe and others); makes payment enforceable in court of competent jurisdiction.

AB 2856 (Bruce F. Allen and others): To Committee on Military Affairs

Extends benefits of State Veterans' Farm and Home Purchase Law to otherwise qualified veterans who were not residents of the state of California at the time of their entry into active duty.

ACA 31 (Cunningham): To Committee on Constitutional Amendments

Proposes constitutional amendment to provide that maximum \$5,000 property tax exemption for veterans who have lost or lost use of both lower extremities shall not be contingent upon receiving assistance from the government of the United States in the acquisition of exempt property; requires that exempt property be occupied by veteran claiming exemption.

Senate

SB 1396 (Robert I. McCarthy): To Committee on Military and Veterans Affairs

Provides for inclusion within definition of "veteran," for farm and home purchases, the unremarried widow of any person already deemed a veteran by the Military and Veterans Code who was killed while on active duty or who died by virtue of a service-connected disability.

SB 1456 (Farr and Sutton): To Committee on Military and Veterans' Affairs

Includes the unmarried widow of any veteran within meaning of veteran for purposes of farm and home purchase aid.

SB 1614 (Dilworth and others): To Committee on Military and Veterans Affairs

Veterans' Bond Act of 1957: authorizes issue and sale of bonds to be used by the Department of Veterans Affairs in assisting California war veterans to acquire farms and homes. Subject to submission to voters for ratification in November, 1958.

Bad Bills

Assembly

AB 2573 (Bradley): To Committee on Military Affairs

Amends State Veterans' Farm and Home Purchase Law to repeal section permitting department to acquire a farm or home in which the veteran to whom such farm or home is to be sold has theretofore acquired an interest.

AB 3058 (Donald D. Doyle): To Committee on Revenue and Taxation

Provides that veteran's property tax exemption shall be passed on to lessee of property who meets specified conditions. Requires adoption of ACA 42 (Donald D. Doyle).

AB 3737 (Marsh and others): To Committee on Military Affairs

Requires administrative expenses of the Department of Veterans Affairs, including salary of the director, deputy director and employees, to be paid out of the Farm and Home Building Revolving Fund and not from the General Fund.

ACA 42 (Donald D. Doyle): To Committee on Constitutional Amendments

Proposes constitutional amendment to permit veterans' property tax exemption to be passed on to lessee of property in question who meets specified conditions. See also AB 3058 (Donald D. Doyle and others).

Bills to Watch

Assembly

AB 1030 (Nielsen and others): To Committee on Military Affairs

Amends state educational assistance for veterans: includes in definition of "veteran," any person who is incapable of self-support due to war service-connected disability; revises eligibility requirements and amount of educational assistance for dependents of veterans; repeals eligibility requirement that veterans must have served at least 90 days on active duty unless discharged prior to 90 days due to service-connected disability.

AB 1578 (Nielsen and others): To Committee on Military and Veterans Affairs

Amends state Veterans Farm and Home Purchase Law to provide that the required 10 per cent down payment for a farm and 5 per cent down payment for a home shall be applied to the purchase price of the property, instead of the selling price; also waives the down payment requirement in the case of a home when the Veterans Department appraisal is 5 per cent instead of 10 per cent above the amount to be paid by the department.

AB 1649 (Bruce F. Allen): To Committee on Military Affairs

Extends eligibility for state farm and home purchase benefits to persons who meet the definition of veterans, but who were not residents of the state at the time of entry into active duty.

AB 1906 (Grant and Klocksien): To Committee on Military Affairs

Amends definition of "veteran" for purposes of educational assistance, home assistance, etc., to provide that World War II veteran must have received an honorable discharge and be a resident of the state on December 7, 1941, or at the time of entry into active duty, and to amend the definition of a Korean veteran to require state residence on June 27, 1950, or at the time of entry into active duty.

AB 2599 (Nielsen): To Committee on Civil Service and State Personnel

Provides that seniority credit granted veteran who is laid off from state service shall not exceed five years credit, if such veteran had no state service prior to entering military service.

ACA 41 (Beaver and Nisbet): To Committee on Constitutional Amendments

Proposes constitutional amendment to provide that veterans' property tax exemption, starting with fiscal year 1959-1960, shall be available only to persons who were residents of California at the time of entry into armed service.

ACA 47 (Burke): To Committee on Constitutional Amendments

Proposes constitutional amendment to increase from \$5,000 to \$10,000 the value of property which a veteran, his wife, relatives, etc., may own for purposes of declaring veterans' property tax exemption.

Water and Power

See also: Public Health.

Good Bills

Assembly

AB 2827 (O'Connell and others): To Committee on Conservation, Planning, and Public Works

Writes into California law provisions of federal reclamation law which prohibit the delivery of irrigation water to excess land holders in the amount greater than that sufficient to irrigate 160 acres (320 for man and wife), unless excess land holder agrees to sell excess lands within a specified period of time in accordance with specified principles of appraisal. See also **AB 2977** (Kilpatrick and O'Connell).

AB 2977 (Kilpatrick and O'Connell): To Committee on Conservation, Planning, and Public Works

Proposes modified version of excess lands law with regard to distribution of water benefits. Would prohibit sale of any water to an excess land holder unless he agrees to sell excess lands. See also **AB 2827** (O'Connell and others).

AB 3944 (Unruh and others): To Committee on Conservation, Planning, and Public Works

Prohibits person having property interests or owning stocks, bonds and other securities issued by corporations, partnerships, public agencies, etc. from holding office or employment in the Department of Water Resources in specified instances where there is likely to be a conflict of interests.

AB 4075 (MacBride and others): To Committee on Transportation and Commerce

Strengthens weak public power preference clause presently in state CVP Act as follows: (1) requires power generated at projects under control of Department of Water Resources and not required in the operation of such projects to be transmitted and disposed of in such manner as to encourage the most widespread use at the lowest possible rates consistent with sound business principles; (2) requires rate schedules to be drawn having regard to the recovery of the cost of production and transmitting power, including the amortization of capital investments allocated to power over the estimated life of the project; (3) requires preference to be given in a sale of power to public bodies, cooperatives, and other non-profit organizations formed primarily for the purpose of supplying water or power to their own citizens or members; (4) authorizes the Department to construct or acquire by purchase or other agreement such transmission lines and related facilities as may be necessary to make power available in wholesale quantities for sale on fair and reasonable terms and conditions. Also requires Department of Water Resources, in selling water, to give preference to public bodies, cooperatives, and other non-profit organizations formed primarily for the purpose of supplying water or electric power to their own citizens or members. Senate companion: **SB 2588** (Harold Johnson).

Senate

SB 1266 (Cobey): To Committee on Water Resources

Requires Department of Water Resources, in feasibility reports to legislature for authorization of the financing and construction of a particular project, to base price of water from project on ability of proposed users to pay.

SB 1433 (Collier): To Committee on Public Utilities

Prohibits Public Utilities Commission from granting certificates of public convenience and necessity to private water companies over raw and undeveloped lands, giving such companies a monopoly and foreclosing competition.

SB 2588 (Harold T. Johnson): To Committee on Water Resources

Senate companion to **AB 4075** (MacBride and others).

Bad Bills

Assembly

AB 16 (Davis and others): To Committee on Conservation, Planning, and Public Works

Transfers \$50 million in tideland revenues in the Investment Fund and 20 percent annually of all future receipts to a revolving water development fund for state subsidization of water projects of local agencies; by omission prohibits generation of public power by such projects and contains no anti-monopoly protections in regard to the distribution of irrigation benefits; contains tie-in provisions with so-called federal small projects law which also subverts the anti-monopoly protection of reclamation law in regard to irrigation benefits. Senate companion **SB 306** (Arnold and others).

AB 93 (Lindsay and others): To Committee on Conservation, Planning, and Public Works

Adopts the preliminary study in Bulletin No. 3 of the Department of Water Resources, entitled "California Water Plan," as the "California Water Plan" for the orderly and coordinated development of conservation and utilization of water resources of the state. Provides that the plan shall guide the State Water Rights Board in its actions upon applications to appropriate water. Also provides that changes in the plan by the Department of Water Resources shall not become effective until approved by concurrent resolution of the legislature. See also **AB 2881** (Lindsay and others) and **SB 1329** (Williams).

AB 100 (Lindsay and others): To Committee on Public Utilities and Corporations

As enacted, appropriates \$25,190,000 in tideland revenues in the Investment Fund to the Department of Water Resources for construction and relocation of the Western Pacific Railroad tracks and Highway 21 in the vicinity of the site of the Oroville Dam and Reservoir, proposed under the state Feather River Project. Chapter 15.

AB 104 (Lindsay): To Committee on Conservation, Planning, and Public Works

Authorizes the Department of Water Resources to acquire, construct, operate and maintain any of the units of the California Water Plan adopted by **AB 93** and to cooperate and contract with the federal government for this purpose provided the legislature has first appropriated funds to pay any portion of the cost of such acquisition, construction or cooperation.

AB 675 (McGee): To Committee on Public Utilities and Corporations

Urgency measure appropriating \$25.2 million from General Fund to Department of Water Resources for construction and relocation of Western Pacific Railroad tracks and State Highway Route 21 in vicinity of proposed Oroville Dam in state Feather River Project.

AB 2016 (Lowrey): To Committee on Conservation, Planning, and Public Works

Creates Northern California Water Conservation District to include all parts of state north of the Tehachapis, with the exception of a portion of Kern County lying to the east of the crestline of the Tehachapis and the counties of Alpine, Mono and Inyo; defines powers of district, including power to generate and sell hydroelectric power in connection with any project, and power to fix and collect water and power rates without anti-monopoly restrictions as to distribution of water and power; divides district into zones for representation on governing board, and permits district to institute projects for single zones and joint projects for two or more zones; gives district power to levy taxes and assessments within certain limits, and to issue bonds for any work or improvement in any zone or zones established. Authorizes district to contract for public works without going to bid, and also to establish special funds for employee health and welfare purposes, and to contract with any insurance corporation for the establishment and maintenance of a health and welfare program. See also **SB 747** (Cobey).

AB 2886 (McGee): To Committee on Conservation, Planning, and Public Works

Adopts the preliminary study in Bulletin No. 3 of the Department of Water Resources entitled "California Water Plan" as the "California Water Plan" as a declaration of public interest in the development, conservation and utilization of water resources of the state; provides that plan does not constitute an authorization of any specific project or works to effectuate such development. See also **AB 93** (Lindsay and others) and **SB 1329** (Williams).

AB 2887 (McGee): To Committee on Government Organization

Permits Department of Water Resources to make and file applications for water in connection with projects within the so-called California Water Plan contained in Bulletin 3 of the Department of Water Resources. Provides that department must hold hearings and consider evidence submitted by any interested party before releasing from priority or assigning any portion of any appropriation filed by it. After an unspecified date in 1957, provides that no release of priority or assignment of any appropriation shall be effective until the State Water Rights Board has made reservations for upper watershed of origin and lower watershed of origin in a particular watershed and determined the amount of water which is available for export. Should reservations for watershed of origin be found inadequate at any time by State Water Rights Board, requires Board to report such findings to legislature and Department of Water Resources to make recommendations thereon. Provides for a judicial review of determinations. Senate companion: **SB 1330** (Williams).

AB 3107 (McGee): To Committee on Conservation, Planning, and Public Works

Provides, under specified terms and conditions, for state interest-free loans and grants to public agencies to assist in the construction of water development projects for flood control and domestic, municipal, agricultural and industrial water, which conform substantially to the so-called California Water Plan. Contains no provisions for power generation and provides no anti-monopoly protections regarding the distribution of benefits. Requires application for loans and grants to be made to Department of Water Resources for reporting to legislature which, in turn, retains exclusive authority to make such grants and loans by specific authorization. Section number unspecified. Senate companion: **SB 2174** (Grunsky).

AJR 1 (Shell and others): To Committee on Rules

Urges Congress to enact law to provide that waters arising within a state are the property of the state to be appropriated in accordance with state law regardless of federal ownership of property upon which such water arises or the status thereof.

Senate

SB 59 (Ed. C. Johnson and Collier): To Committee on Water Resources

Similar to **AB 16** (Davis and others).

SB 306 (Arnold and others): To Committee on Water Resources

Companion to **AB 16** (Davis and others).

SB 358 (Harold T. Johnson): To Committee on Local Government

Creates Placer County Flood Control and Water Conservation District to be governed by seven directors; enables district to build dams, irrigation systems and other facilities for utilizing water; provides for the wholesaling and retailing of water but not of power; authorizes ad valorem tax or assessment for general expenses to be levied upon all property in the district or particular zone where the expense is incurred.

See also **AB 1698** (Lindsay).

SB 528 (Teale): To Committee on Water Resources

Declares public interest requires surplus water in state originating north of the 38th parallel not required for the development of that area must be conserved and transported southward to water deficient areas at vast expense; proposes use of revenues from sale of hydroelectric power produced incidental to water conservation and storage to help defray cost of construction and operation of necessary project to transport such water. Declares all undeveloped hydroelectric power within surplus water area a natural resource and the property of the people of the state. Calls for a maximum development of hydroelectric power and conservation of water through formation of public districts embracing one or more watersheds in the surplus areas with the assistance and encouragement of the Department of Water Resources; provides that such districts shall be granted hydroelectric power and water rights by the state and requires revenues obtained from operation of hydroelectric power plants to be applied to the payment of the cost of the project and its operation and for the betterment and care of the watershed; provides surplus water not required within

service area of district shall be under control and disposition of Department, subject to export from the district at the rate of compensation to the district determined by the Department. Requires all power generated by the districts to be sold at the best possible price to any agency, public or private; requires surplus revenues after project is paid off, to be paid into Water Project Development Fund.

SB 532 (Williams and others): To Committee on Water Resources

As amended and passed by the Senate, appropriates \$26,490,000 in tideland oil revenues from the Investment Fund to the Department of Water Resources for expenditure as follows: \$25,190,000 for relocating physical facilities and structures necessary for construction of proposed Oroville Dam in state Feather River Project; \$1,300,000 for completion of the acquisition of lands, easements, and rights of way, relocation of utilities, and preparation of plans and specifications for the construction of certain reservoirs in the upper Feather River.

SB 747 (Cobey): To Committee on Water Resources

Creates Northern California Water Conservation District to provide for flood control within the district and for the supply of water for any beneficial use within the district; defines the district to include all parts of state north of the Tehachapis, with the exception of portion of Kern County lying to the east of the crestline of the Tehachapis; defines powers of district, including power to generate and sell hydroelectric power in connection with any project, and power to fix and collect water and power rates without anti-monopoly restrictions as to distribution of water and power. Divides district into zones for representation on governing board of district and permits district to institute projects for single zones and joint projects for two or more zones. Gives district power to levy tax on property within certain limits and to issue bonds for projects. See also **AB 2016** (Lowrey).

SB 797 (Teale): To Committee on Water Resources

Water Projects Financial Assistance Law: establishes a procedure whereby the state would guarantee and assume full liability (for a nominal fee of $\frac{1}{4}$ th percent per year on bonds outstanding) of bonds issued by irrigation districts and other state agencies, singly or on a cooperative basis, for the construction of water and power projects upon approval of such projects and the method of financing by the state Department of Water Resources, the Department of Finance and the legislature; creates a State Water Project Development Fund in which would be deposited the charges for guaranteeing bonds and against which would be charged payments for principal and interest on bonds of issuing agencies which default; also provides that the fund shall be used to assist public water agencies in the state to finance water conservation and distributing systems, improvement and care of watersheds for underground water storage, and for all other purposes required for the development, conservation and beneficial use of state's water resources. Further permits fund to be

loaned by the Department of Water Resources to public water agencies without interest charges, subject to the approval of the Department of Finance. Makes a continuous appropriation from the General Fund to make up overcharges against the Water Project Development Fund. Bill contains no anti-monopoly protections in regard to distribution of water benefits or provisions for preference distribution of public power developed by projects so financed. Requires the approval and adoption of **SCA 9** (Teale).

SB 1329 (Williams): To Committee on Water Resources

Adopts the three bulletins entitled "Water Resources of California," "Water Utilization and Requirements of California," and "California Water Plan," of the former State Water Resources Plan," subject to necessary modification, amendments, additions, etc. by the Department of Water Resources, which must be reported to legislature. Requires State Water Rights Board to take cognizance of the California Water Plan in determining how to develop and use California water resources. Declares state policy of acceptance of California Water Plan as a guide to the orderly and coordinated control, protection, conservation, development and utilization of state water resources without approving any specific project for construction without further legislative action. See also **AB 93** (Lindsay and others) and **AB 2886** (McGee).

SB 1330 (Williams): To Committee on Water Resources

Senate companion to **AB 2887** (McGee).

SB 1925 (Ed. C. Johnson): To Committee on Water Resources

Requires Department of Water Resources to construct Oroville Dam as a flood control project to impound a maximum of 500,000 acre-feet of water in a manner to permit integration with least possible expense at a later date. Requires Department to secure such federal and local contributions or grants-in-aid as may be available, and appropriates \$25,190,000 from General Fund to proceed with construction.

SB 2174 (Grunsky): To Committee on Water Resources

Senate companion to **AB 3107** (McGee).

SCA 9 (Teale): To Committee on Water Resources

Proposes a constitutional amendment to permit the legislature to authorize and empower the State Treasurer to endorse and guarantee, on behalf of the state, bonds issued by any public agency of the state for financing the construction of works for the conservation of water and the development of hydroelectric power as proposed in **SB 797** (Teale); requires legislature to provide such safeguards as in its judgment will protect the state from any loss by reason of such guarantees.

SJR 12 (Hollister and others): To Committee on Rules

Charges that the 160-acre limitation

in reclamation law is obsolete and impractical; calls upon chairmen of appropriation committees in Congress to hold hearings at the earliest convenient date in California and such other states as may be necessary for the purpose of gathering data, information and sentiment pertaining to the present day application of the 160-acre limitation provision.

Bills to Watch

Assembly

AB 1 (Bruce F. Allen and others): To Committee on Conservation, Planning and Public Works

Creates California Water Fund for construction, operation and maintenance of water and power projects authorized by the legislature to consist of legislative appropriations, excess revenues from constructed projects and tideland oil revenues presently in the Investment Fund.

AB 88 (Lindsay and Bruce F. Allen): To Committee on Revenue and Taxation

Continues the Investment Fund containing tideland oil revenues as the California Water Development Fund. Prohibits expenditures from the fund without specific appropriation by the legislature. See also AB 1.

AB 89 (Lindsay and Bruce F. Allen): To Committee on Revenue and Taxation

Transfers \$50 million from the General Fund to the California Water Development Fund created by AB 88 (Lindsay and Bruce F. Allen).

AB 90 (Lindsay and Bruce F. Allen): To Committee on Revenue and Taxation

Transfers \$75 million from the Revenue Deficiency Reserve Fund to the California Water Development Fund, created by AB 88 (Lindsay and Bruce F. Allen).

AB 167 (Lindsay and others): To Committee on Conservation, Planning and Public Works

Establishes a criteria for the state Water Rights Board to make water reservations for so-called areas of origin and establishes procedure for appropriation of water within and without the area of origin; establishes procedure to review actions of the board; repeals inconsistent appropriation provisions in the Water Code.

AB 170 (Lindsay): To Committee on Conservation, Planning, and Public Works

Appropriates \$20 million in tidelands revenues in the Investment Fund for the construction of any or all water development projects in the American River Basin described in Volume I of Bulletin No. 21 of the State Water Resources Board, dated June, 1955; permits Department of Water Resources to cooperate and contract with the Sacramento Municipal Utility District for the joint acquisition, construction, operation, or maintenance of any of all of said projects; requires such contracts contain provisions necessary to accomplish its purposes, including provisions for the equitable division between the contracting parties of electric power generated and the revenues derived from the sale of such power. See also AB 604 and AB 607 (Lindsay).

AB 230 (Davis and others): To Committee on Conservation, Planning and Public Works

Includes the Trinity River Development Plan as a unit of the state's Central Valley Project (the bill refers erroneously to the addition of a new article that is not contained in the bill). See also SB 1094 (Regan).

AB 308 (McCollister): To Committee on Conservation, Planning and Public Works

Authorizes the construction, operation and maintenance of the North Bay Aqueduct as a unit in the state Central Valley Project separate and apart from all other units. Makes unspecified appropriation from General Fund for acquisition of lands, easements and rights of way for the aqueduct. See also AB 309 (McCollister).

AB 309 (McCollister): To Committee on Conservation, Planning and Public Works

Same as AB 308 except that it contains no appropriation provision.

AB 427 (Ernest R. Geddes): To Committee on Municipal and County Government

Amends Municipal Water District Act of 1911, to require approval of contracts by two-thirds of the registered voters in the district, at a special election, only in the case of execution of any district contract with the federal government or any of its departments or agencies or any private corporations organized under the laws of the United States, where the district indebtedness or liability incurred, exceeds the district's income and revenue for any year.

AB 554 (Belotti): To Committee on Conservation, Planning and Public Works

Makes unspecified appropriation from General Fund to Department of Water Resources for expenditure in cooperating with local agencies in the construction of local flood control and water conservation projects.

AB 604 (Lindsay): To Committee on Conservation, Planning, and Public Works

Adds the American River Unit in California Water Plan to the state Central Valley Project and provides for construction, maintenance and operation by the Department of Water Resources as a unit of the state CVP, separate and apart from any and all other units thereof. See also AB 170 (Lindsay and others) and AB 607 (Lindsay).

AB 607 (Lindsay): To Committee on Conservation, Planning and Public Works

Makes American River development as constructed by federal government part of state's Central Valley Project. See also AB 170 (Lindsay and others) and AB 604 (Lindsay).

AB 1144 (Beaver and Lindsay): To Committee on Revenue and Taxation

Appropriates \$1 million annually from State Lands Act Fund, so that the Commission may make grants to soil conservation districts for purposes that include, but are not limited to, expenditures for small watershed flood control projects.

AB 1255 (Beaver): To Committee on Conservation, Planning, and Public Works

Declares state policy regarding the protection of water storage basins and reservoirs and the integration of management,

protection and development of the state's basic resources of soil, water and vegetation; accordingly appropriates unspecified amount from General Fund to Department of Water Resources for construction of debris basins, cleaning and clearing channels, building levies and other necessary works within and below the areas denuded by recent forest fires in San Bernardino, Los Angeles and San Diego counties.

AB 1276 (Coolidge): To Committee on Conservation, Planning and Public Works

As enacted, amends Chapter 27 of Statute of 1956, which appropriated \$1 million out of the Flood Control Fund of 1946, for expenditures pursuant to the Water Resources Law of 1945 for acquisition of lands, easements, and rights of way for flood control projects authorized for state cooperation with the federal government. Permits appropriation and continuation of the funds while the legislature is in session, under certain conditions, whereas present law prohibits appropriations when so in session. Chapter 32.

AB 1423 (Hanna): To Committee on Conservation, Planning, and Public Works

Skeleton bill relating to acquisition, use, regulation and development of water, water rights, and water resources.

AB 1643 (Bruce F. Allen): To Committee on Conservation, Planning, and Public Works

Appropriates \$10 million in tidelands oil revenues from the Investment Fund to Department of Water Resources for acquisition of the necessary property and rights of way and construction of the Alameda-Santa Clara-San Benito Branch of the Feather River Project Aqueduct, as described in the "Report on the California Water Plan" by the State Water Resources Board.

AB 1698 (Lindsay and others): To Committee on Conservation, Planning, and Public Works

Creates Placer County Water District to be governed by five directors to provide for the conservation and utilization of waters in the county for beneficial and useful purposes, including but not limited to irrigation, domestic uses and the generation of electric energy and for the control of flood and storm waters. Authorizes district to wholesale but not retail water and power. Authorizes district to levy a tax for general expenses and to issue general obligation and revenue bonds. Contains no provisions for submission of contracts to bid.

See also SB 358 (Harold T. Johnson).

AB 1699 (Lindsay): To Committee on Conservation, Planning and Public Works

Transfers \$250,000 from the General Fund to a newly created account in the Water Resources Revolving Fund to make interest-free loans up to \$50,000 for a maximum period of 30 years to assist public districts in financing electric power distribution systems within the district. Authorizes Department of Water Resources to make such loans on a supplemental basis only to public districts which have received funds from the Rural Electrification Administration for the construction of facilities to distribute electric power within the district and areas in which the

water appropriated for the development of such electric power originates.

AB 1700 (Lindsay and Bruce F. Allen): To Committee on Conservation, Planning and Public Works

Requires a city, county or public district which produces power in a county, other than that in which such entity is located, to sell such power as may be necessary to meet the needs of the county in which it is produced at rates not exceeding those charged in the county in which the entity is located.

AB 1701 (Lindsay and others): To Committee on Conservation, Planning and Public Works

Provides that permits and licenses for the appropriation of water for electrical purposes issued by the State Water Rights Board shall require the permittee or licensee to furnish electric power needed in the watershed in which the water originates at rates not in excess of those charged in other areas which are furnished such electric power.

AB 1710 (Lindsay and others): To Committee on Conservation, Planning, and Public Works

Appropriates \$20 million in tideland oil revenues from the Investment Fund to the Department of Water Resources to supplement federal funds made available for the construction by the federal government of the San Luis Dam and Reservoir to full capacity, in order that the dam reservoir may be integrated with the California Aqueduct System as contained in the so-called California Water Plan.

AB 1714 (Masterson and others): To Committee on Conservation, Planning, and Public Works

Creates Contra Costa County Water Agency for the conservation, storage and distribution of water within the county and prescribes its organization, powers, and duties. Contains contracting provisions without requirement of bid submission.

AB 1969 (Weinberger and others): To Committee on Government Organization

Contains numerous amendments to Water Code, Government Code, Fish and Game Code, Military and Veterans Code, and Public Resources Code to apparently correct cross-references in accordance with reorganization of water agencies under Department of Water Resources enacted at the 1956 special session of the legislature. Includes two amendments to Labor Code to place Department of Water Resources in same category as Department of Public Works insofar as determination of prevailing rates on public works are concerned (under present prevailing rate law, Department of Public Works, which formerly contained water agencies now in the Department of Water Resources, makes its own determination of general prevailing rates on a quarterly basis with provision for interim adjustment by the Department of Industrial Relations).

AB 2014 (Lowrey): To Committee on Conservation, Planning, and Public Works

Skeleton bill relating to formation of reclamation districts.

AB 2018 (Lowrey): To Committee on Conservation, Planning, and Public Works

Creates Tehama County Flood Control

and Water Conservation District to provide for the control and conservation of flood and storm waters and the protection of watercourses, watersheds, public highways, life and property from damage or destruction from such waters; provides for acquisition, retention, and reclaiming of drainage, storm, flood, and other waters and to save, conserve, and distribute such waters for beneficial use in the district; provides for management and financing of district.

AB 2309 (Cunningham): To Committee on Conservation, Planning, and Public Works

Provides for the establishment of underground water basins in various regions of the state and the recordation of ground water rights with the State Water Rights Board. Authorizes the Board to issue orders upon petition for filing of action in superior court to adjudicate rights to the use of basin underground waters and to limit the taking of water therefrom to the quantity the court finds can be taken without irreparable injury to or destruction of the basin. Establishes other procedures for prevention of irreparable damage to underground water basins.

AB 2608 (Davis): To Committee on Conservation, Planning and Public Works

Skeleton bill relating to ownership of water rights.

AB 2651 (Lowrey and others): To Committee on Conservation, Planning, and Public Works

Requires net revenues from any state constructed water development project to be deposited into a newly created Water Development Fund for expenditure when appropriated for the construction of future water development projects not in conflict with the California Water Plan. Requires contracts for sale or lease of electric power and energy made available from state-constructed projects to give preference to municipalities, counties, irrigation districts, REA cooperatives, and other public agencies in such a manner as to bring about the lowest possible rates to the ultimate consumer and for irrigation pumping.

AB 2662 (Lindsay): To Committee on Conservation, Planning, and Public Works

Continues and re-constitutes Water Resources Revolving Fund to include all moneys made available to Department of Water Resources for expenditure on work within the powers and duties of the Department.

AB 2721 (Grant and Klocksien): To Committee on Conservation, Planning, and Public Works

Appropriates an unspecified amount from Tidelands Oil Fund, for expenditure through the Department of Water Resources, to purchase imported water from a non-tributary source, to be spread or injected into ground water basins to prevent or correct underground salt water intrusion, provided all facilities required for this purpose shall be furnished by a political subdivision, public district, municipality, county, or public agency, including those of local and federal government, but excluding agencies which are a part of the executive department of the state.

AB 2888 (McGee): To Committee on Conservation, Planning, and Public Works

Creates Water Development Fund, consisting of all state oil and gas royalties, net revenues from water and power projects, General Fund appropriations, revenues from water and power bond issues and all other available revenues, to be used for state water projects or joint projects between the state, the federal government and local public agencies, or to be loaned to any political subdivision of the state, provided project is economically and financially feasible and conforms to a general or coordinated plan of development of water in the state. Requires 20 per cent of monies to be expended or loaned for local projects with priority assignment for those in watersheds of origin in which an export project has been built or authorized. Also requires that Department of Water Resources reports on projects to be constructed by the state involving the exportation of water from a watershed to include among other things an estimate of the amounts of dependable water to be made available to all areas served from the project after full allowance for the reasonable ultimate requirements of the upper watershed of origin. Requires contracts between state and public agencies to provide for substitution of water in equal quantity and substantially same quality for an alternate source of supply without increase in the contract price. Also provides that any project authorized for construction under state's CVP Act shall not be subject to the area of origin protection laws after the legislature has made firm allocations of water available by such project in a manner proposed in ACA 38 (McGee).

AB 2930 (Sedgwick): To Committee on Conservation, Planning, and Public Works

Skeleton bill amending Water Code, relating to title of Code.

AB 2970 (Weinberger and others): To Committee on Government Organization

Makes numerous changes in Water Code relating to water resources of the state and administration thereof. Among other things, establishes Water Rights Revolving Fund, makes several apparently minor revisions with regard to authority of Attorney General within the Department of Water Resources, permits Department of Water Resources to contract with private architects and engineers when obtainable staff is unable to perform any particular work within the time the public interest requires, permits Department to cooperate and contract with any agency of the state or the United States in order to carry out its powers and purposes, contains numerous technical amendments.

AB 2995 (Belotti): To Committee on Conservation, Planning, and Public Works

Provides that the state may construct flood control and water conservation projects to carry out the policies declared in the State Water Resources Law of 1945.

AB 3062 (Davis and others): To Committee on Conservation, Planning, and Public Works

Transfers \$50 million in tideland revenues from Investment Fund to a newly created Basin Development Fund as a pledge of the state for the development

of area-of-water-use projects throughout the state.

AB 3103 (McCollister): To Committee on Conservation, Planning, and Public Works

Adopts and authorizes at such estimated costs as may be appropriated for state co-operation by legislature, upon recommendation of Department of Water Resources, the small flood control projects not specifically authorized by Congress undertaken by the U. S. Corps of Engineers pursuant to the Flood Control Act of 1948, as amended. Requires state and local agencies affected by such projects to give satisfactory assurances to the Secretary of Army of local cooperation as required. Senate companion: SB 1483 (Byrne).

AB 3222 (Hansen): To Committee on Conservation, Planning, and Public Works

Authorizes Department of Water Resources to assist and cooperate with the U. S. Bureau of Reclamation in the construction of the San Luis Project by the Bureau; appropriates unspecified amount from General Fund to Department of Water Resources for this purpose.

AB 3239 (Davis and Belotti): To Committee on Conservation, Planning, and Public Works

Seeks legislative ratification and approval of "Klamath River Basin Compact Between the States of Oregon and California."

AB 3241 to AB 3249 inclusive (Davis): To Committee on Conservation, Planning, and Public Works

Skeleton bills relating to various provisions of the Water Code.

AB 3332 (Hansen and Lindsay): To Committee on Conservation, Planning and Public Works

Appropriates \$500,000 from unspecified fund to Department of Water Resources for investigations, studies and surveys as to the feasibility of a gravity route for the transportation of water to Southern California.

AB 3343 (Nielsen and MacBride): To Committee on Municipal and County Government

Adds new chapter to Municipal Utility District Act to give complete authority to public utility districts at least ten years old and serving a population of 250,000 or more, to provide for the issuance of bonds as provided in the chapter for the improvement of the electrical system. Provides that no action or proceeding not required by the new chapter shall be necessary for the valid authorization and issuance of such bonds.

AB 3348 (Lindsay): To Committee on Conservation, Planning and Public Works

Abolishes State Watermaster Service Fund, one-half of balance to be transferred to the General Fund and the other half to the Water Resources Revolving Fund. Provides for administration of water master services through Department of Water Resources, eliminating all references to State Treasurer, Department of Finance and State Controller.

AB 4090 (Lindsay and Bruce F. Allen): To Committee on Conservation, Planning and Public Works

Appears to repeal section of Metropolitan District Water Act of 1927 which provides for the establishment of board of directors and defining powers and duties; transfers such power and duties to the Department of Water Resources. See also SB 2648 (Miller and Desmond).

AB 4097 (Meyers): To Committee on Conservation, Planning, and Public Works

Skeleton bill amending section establishing Water Code.

ACA 4 (Lindsay): To Committee on Constitutional Amendments

Amends Constitution to give legislature authority to make reservations and allocations and establish priorities for areas of surplus and deficiencies as to any unappropriated water or water subject to application to appropriate filed by the state or any department, commission or authority thereof; provides that such reservations, allocations, and priorities shall be valid for such time as prescribed by the legislature without regard to requirements that water be placed to a beneficial use or that diligence be used in completing any appropriation.

ACA 38 (McGee and others): To Committee on Constitutional Amendments

Declares that no area of origin shall be deprived of water needed to satisfy its reasonable ultimate requirements and that only excess quantities shall be available for permanent beneficial use in other areas of the state; places in the hands of legislature authority (1) to make firm allocations of dependable yield of water made available by a project subject to ratable apportionment in times of water shortage, and (2) to alter such allocations to permit the substitution of equivalent water supply from elsewhere. Requires that contracts with the state for delivery of water provide for firm and permanent delivery of water allocated by the legislature, but permits state to enter into short term contracts for delivery without confirming permanent right to use such water. Also prohibits any state contract for sale or delivery of water or power from being impaired by act of legislature; permits state to be sued with regard to such contracts. Senate companion: SCA 27 (Williams and others). See also AB 2888 (McGee).

ACA 55 (Porter and Levering): To Committee on Constitutional Amendments

Proposes constitutional amendment to require legislature, in authorizing a water and power project, to make provisions for contracts binding upon the state for sale and delivery of water made available by project for beneficial use. Provides that contracts shall provide for relative priorities or pro-rating among parties in the event of deficiency. Requires legislature, in authorizing projects, to also reserve water for areas of origin after causing appropriate hearings to be held on the subject. Requires that provision be made for additional water in case amount reserved should prove inadequate. Prohibits legislature from depriving any party contracting with the state the right to the water for which the party has contracted, and also prohibits any impairment of any right to delivery or use of water by reason of dissolution or change in the status, form or powers of any public corporation. Gives contracting party right to enforcement in courts.

Senate

SB 5 (Grunsky and others): To Committee on Water Resources

Appropriates unspecified amount from General Fund to Department of Water Resources for allocation to counties, cities and districts for purchase of reservoir sites for local projects found feasible by the Department in furtherance of California Water Plan.

SB 67 (Regan): To Committee on Water Resources

Creates Shasta County Water Agency for the conservation, storage, and distribution of water; prescribes its organization, powers, and duties; authorizes Agency to develop hydro-electric power only to the extent that it can be developed incidentally to the construction and operation of its projects, and only for use solely by the agency in the operation of its works, or only to be sold at bus bar and at wholesale rates to any public or private agency engaged in retail distribution; authorizes the levying and collecting of taxes for purposes of payment of any obligation of the district and to carry out purposes of the act; authorizes issuance of bonds on a zonal basis.

SB 119 (Teale): To Committee on Local Government

Declares state policy of multiple use of water in state for domestic, industrial, agricultural and recreational uses. Provides that all water reservoirs, except terminal distribution reservoirs for domestic water, shall be open for recreational use. Permits operator to charge fees for recreational use of reservoirs.

SB 246 (Ed. C. Johnson): To Committee on Water Resources

Includes in state Feather River Project authorization of specified Upper Feather River Service Area projects. Attaches certain conditions to the supplying of water from works authorized by bill.

SB 361 (Collier and others): To Committee on Water Resources

Changes name of State Water Resources Board to State Water Board; increases members from 7 to 9; requires membership to be representative of all officially designated state regions and instructs governor to make two additional, and all future appointments accordingly.

SB 419 (John F. McCarthy): To Committee on Water Resources

Skeleton bill relating to ownership and distribution of water.

SB 479 (Williams): To Committee on Water Resources

Redesignates Investment Fund containing tideland oil revenues as Water Development Fund which shall be available when appropriated by the legislature for the construction of projects for water conservation and development including flood control.

SB 556 (Harold T. Johnson and others): To Committee on Water Resources

Provides that state Feather River Project shall include any other units which the legislature may authorize for construction or financing in connection with the state Feather River Project.

SB 710 (Sutton and others): To Committee on Natural Resources

Declares it public policy that recreation is to be considered a primary function of every large reservoir constructed in this state, except domestic water terminal supply reservoirs, and requires Division of Beaches and Parks to study the recreation potential of large reservoir projects and to develop and organize a project proposal to be presented to the legislature for authorization and appropriation of necessary funds. See also SB 2397.

SB 758 (Abshire): To Committee on Water Resources

As amended, similar to AB 309 (McColister).

SB 759 (Abshire): To Committee on Water Resources

As amended, similar to AB 308 (McColister).

SB 783 (Sutton): To Committee on Water Resources

Declares state policy to encourage operation of family-sized farms; provides that priority granted Department of Finance and Department of Water Resources on applications for water shall not be applicable with respect to any application for a permit to appropriate up to three cubic feet per second of water for domestic, agricultural or other beneficial use on any one tract of land which has been under single ownership and operation for at least two years immediately preceding the date of application for such permit.

SB 801 (Teale and others): To Committee on Water Resources

Provides that any city, county or public corporation or district which is authorized to develop water for agricultural or domestic uses may also develop water for electrical power only, and may sell such electrical power.

SB 935 (Teale): To Committee on Water Resources

Prohibits any state agency from depriving areas of origin of water required for the ultimate development of the watershed or area; prohibits granting of permit for exportation of such water if protest is made by board of supervisors of county in which the area lies.

SB 945 (Williams): To Committee on Water Resources

Requires State Water Rights Board, in acting upon applications to appropriate water, to consider the relative benefits to be derived from the reservation of water for fish, wildlife, and recreation, together with all of the other uses of water concerned, and to subject such appropriations to terms and conditions providing for the reservation of sufficient quantity of water for fish, wildlife and recreation as would best develop, conserve and utilize in the public interest the water sought to be appropriated.

SB 946 (Williams): To Committee on Water Resources

Appropriates \$25,190,000 of tideland oil revenues in the Investment Fund to the Department of Water Resources for acquisition of lands, easements and rights of way necessary for the construction of Oroville Dam and appurtenant facilities, and for relocating physical facilities and structures necessary in connection with such construction, or for reimbursement for the value of such physical facilities and structures. Urgency measure.

SB 1004 (Sutton): To Committee on Water Resources

Provides for negotiation of intrastate compacts on applications to appropriate water for use in a watershed other than the watershed in which it originates, after taking of evidence by State Water Rights Board from boards of supervisors of county of origin, from entities seeking appropriation, and from Department of Water Resources in accordance with a specified procedure. Gives Board authority, should parties fail to reach an agreement within 90 days from commencement of negotiations, to determine total amount of water to be reserved for area of origin and amount to be reserved for each of the counties within that area. Makes determination of Board binding on parties and provides for judicial review.

SB 1094 (Regan): To Committee on Water Resources

Companion to AB 230 (Davis and others). It contains new article, erroneously left out of AB 230, establishing the Trinity River Division of the CVP as authorized by Congress as part of the State CVP Act, as a unit separate and apart from any or all other units thereof.

SB 1262 (Cobey): To Committee on Water Resources

Amends Section 11463 of the Water Code, relating to protection of watersheds of origin, involving succession of duties from "Authority" to "Department". See also SB 1263 (Cobey).

SB 1263 (Cobey): To Committee on Water Resources

Same as SB 1262 (Cobey), but involving Section 11460 of the Water Code.

SB 1264 (Cobey): To Committee on Water Resources

Amends provision relating to protection of counties of origin to place discretion as to appropriation in Department of Water Resources, rather than Department of Finance.

SB 1265 (Cobey): To Committee on Water Resources

Skeleton bill relating to multi-purpose projects of state Central Valley Project.

SB 1267 (Cobey): To Committee on Water Resources

Requires Department of Water Resources, in establishing prices to be charged for project water, to vary prices according to use, charging least for agricultural water.

SB 1268 (Cobey): To Committee on Water Resources

Permits legislature to revise project water allocations at any time upon showing of substantial change in demand or supply conditions, without impairing outstanding water delivery contracts during life of such contracts.

SB 1331 (Williams): To Committee on Water Resources

Senate companion to AB 2888 (McGee). See also SCA 27 (Williams and others).

SB 1482 (Byrne): To Committee on Water Resources

Skeleton bill relating to the development, control, conservation, and utilization of water resources of the state.

SB 1483 (Byrne): To Committee on Water Resources

Senate companion to AB 3103 (McColister).

SB 1515 (Arnold): To Committee on Water Resources

Provides for creating of water districts in any part of the state for the purpose of controlling, conserving and distributing the waters thereof.

SB 1527 (Arnold): To Committee on Water Resources

Requires establishment of a water district coterminous with the boundaries of each county in each county of the state whose function shall be the reclamation of arid lands, the supplying of domestic and irrigation water and the conservation and control of flood water.

SB 1905 (Regan): To Committee on Water Resources

Requires the Department of Water Resources, in investigating and reporting to the legislature on water available for exportation from watersheds as required in Section 232 of Water Code, to also investigate the present uses of water within each watershed, together with the apparent claim of water right attaching thereto, excluding individual uses of water involving divergence of small quantities which, in the judgment of the director, are insufficient in the aggregate to materially affect the quantitative determinations included in the report.

SB 1906 (Dorsey and others): To Committee on Water Resources

Appropriates \$1,300,000 for preparation of construction of five upper Feather River service area reservoirs. See also SB 1936 (Harold T. Johnson).

SB 1936 (Harold T. Johnson): To Committee on Water Resources

Same as SB 1906 (Dorsey and others), except contains urgency provisions.

SB 1991 (Collier): To Committee on Water Resources

Ratifies and approves the Klamath River Basin Compact signed at Klamath Falls, Oregon, November 17, 1956; makes an appropriation of \$12,000 to the Compact Commission and abolishes the California Klamath River Commission.

SB 1992 (Cobey): To Committee on Water Resources

Provides for the formation of distribution districts within water districts for the purpose of contracting with the U. S. pursuant to federal reclamation laws, or for the purpose of contracting with the water districts for the construction of a distribution system separate from or supplemental to the works of the district.

SB 1994 (Cobey): To Committee on Water Resources

Revises and broadens authority for the establishment of maintenance areas

throughout the state regarding flood control projects on which assurances have been given to the U. S. Secretary of Army and U. S. Secretary of Agriculture that the state or a political subdivision will operate and maintain the project in accordance with regulations prescribed by the federal government.

SB 2122 (Kraft): To Committee on Water Resources

Skeleton bill relating to Water District Law of 1957.

SB 2132 (Regan): To Committee on Water Resources

Skeleton bill relating to authority of Department of Water Resources to make recommendations on the construction of projects.

SB 2184 (Dolwig): To Committee on Public Utilities

Adds Section 2716 to Public Utilities Code to provide that, in computing the costs that go into the rate base of a water company, the Commission shall take into consideration that the water distribution system was constructed under emergency conditions to meet the demands of rapid population growth in the area.

SB 2195 (Williams): To Committee on Water Resources

Provides that State Water Rights Board may supervise distribution of water in accordance with agreements and court orders therefor.

SB 2196 (Williams): To Committee on Water Resources

Changes name of California Water Board to California Advisory Commission.

SB 2200 (Williams): To Committee on Water Resources

Requires State Water Rights Board to take all appropriate proceedings or actions before executive, legislative and judicial agencies to prevent waste, unreasonable use, unreasonable method of use or unreasonable method of diversion of water in the state.

SB 2397 (Ed. C. Johnson): To Committee on Water Resources

Makes prevention of loss of and damage to wild life resources and providing for the development and improvement of wild life and other recreational resources an integral and necessary part of any water resource development involving the state or state financial or technical assistance; establishes procedure for studying and implementing wild life and recreation needs in projects submitted for approval. See also SB 710.

SB 2428 (Cobey): To Committee on Water Resources

Skeleton bill relating to state policy regarding the development of water resources.

SB 2646 (Miller and Desmond): To Committee on Water Resources

Requires Department of Water Resources, in constructing the Feather River Project, to construct, as a route for delivery of water to southern California, the coastal line described in the Feather River Project report, dated February

1955. Specifically denies Department authority to modify or alter that route.

SB 2647 (Miller and Desmond): To Committee on Water Resources

Abolishes Colorado River Board of California and Colorado River Commission: transfers their powers, duties, purpose, responsibilities and jurisdiction to Department of Water Resources.

SB 2648 (Miller and Desmond): To Committee on Water Resources

Repeals the Metropolitan Water District Act and adds Section 161 to the Water Code to provide that the Department of Water Resources shall succeed to the powers and duties of the Metropolitan Water District. Similar to AB 4090 (Lindsay and others).

SCA 1 (Regan and others): To Committee on Water Resources

Constitutional amendment based on recommendations of Attorney General's Committee on Water Problems. Among other things, contains language aimed at a solution of the county of origin question; establishes a permanent State Water Fund made up of surplus oil royalties, power revenues and other monies; sets up the machinery for state sale and distribution of water and power without any anti-monopoly provisions or protections; contains other provisions to carry out a stated state policy of encouraging both public and private development of water and to obtain federal and state financing depending upon circumstances. Also requires reauthorization of state Feather River Project before use of fund established by the constitutional amendment is permitted.

SCA 6 (Robert I. McCarthy): To Committee on Judiciary

Companion to ACA 18 (Gaffney).

SCA 27 (Williams and others): To Committee on Water Resources

Senate companion to ACA 38 (McGee and others). See also SB 1331 (Williams and others).

SCR 16 (Williams): To Committee on Rules

Provides for the continuance of the Joint Committee on Water Problems.

SCR 21 (Teale and Desmond): To Committee on Rules

As amended January 15, 1957, requests Department of Water Resources not to make any further releases, with certain exceptions, from priority or assignments of filings for water until the legislature has had an opportunity to consider an act on problems relating to such releases or assignments.

SJR 1 (Donnelly): To Committee on Rules

Asks Congress and U. S. Bureau of Reclamation to open certain areas of Delta-Mendota Canal for fishing by sportsmen.

AB 193 (Johnson): To Committee on Finance and Insurance

Amends Section 4850 of Labor Code to remove the requirement that city policemen and firemen, sheriffs, etc., must be members of the State Employees' Retirement System to qualify for leave of absence with pay in lieu of temporary disability payments under workmen's compensation when disabled by injury or illness arising out of employment. Senate companion: SB 877 (Richards).

AB 224 (O'Connell): To Committee on Industrial Relations

Adds Section 4555.5 to Labor Code to permit the Industrial Accident Commission to award a reasonable attorney's fee to be paid by the employer as additional compensation where an employer's request or petition to decrease a permanent disability rating which has become final is denied. See also AB 268 and *SB 137.

AB 225 (O'Connell): To Committee on Industrial Relations

Repeals Section 3600.5 of Labor Code relating to extra-territorial coverage.

AB 240 (Henderson and Gaffney): To Committee on Industrial Relations

Adds Section 4606 to Labor Code requiring that medical reports in the possession of the employer be furnished to the injured worker upon his request within a specified number of days; failure to comply is deemed a refusal to furnish medical, surgical, etc. treatment. Senate companion SB 474 (Coby).

AB 241 (Henderson and others): To Committee on Finance and Insurance

Repeals Sections 4451, 4452, 4453, 4460, 4654, 4655 and 4656 and adds Section 4453 to Labor Code to (1) increase the minimum weekly benefit for both permanent and temporary disabilities from \$15 to \$20 a week, and (2) to repeal the present \$35 maximum in the case of permanent disability and the \$40 maximum in case of temporary disability so as to provide for an unlimited benefit based on compensation for 61.75% of wage loss suffered. See also SB 813.

AB 242 (Henderson and Gaffney): To Committee on Finance and Insurance

Adds Section 4550.1 to Labor Code to make it a misdemeanor for the employer or the compensation carrier in cases where an injury is compensable to fail to make compensation payments to the injured worker within 30 days from the time such employer or insurer was notified of the liability. Senate companion: SB 475 (Coby).

AB 243 (Burton and others): To Committee on Finance and Insurance

Amends Section 3600 of Labor Code to provide that an employer who disclaims liability on grounds that the injury was caused by intoxication or on the grounds of self-infliction shall have the burden of proving that the injury was so caused.

AB 244 (Burton and others): To Committee on Finance and Insurance

Amends Section 4553 of Labor Code to abolish the \$3,750 limit by which an

Workmen's Compensation

See also: Unemployment Disability Insurance

Good Bills

Assembly

award may be increased by one-half for reasons of serious and wilful misconduct on the part of the employer.

AB 268 (Bonelli): To Committee on Judiciary

Adds Section 4555.1 to Labor Code to provide for payment of attorney's fee of injured employee or dependent of deceased employee by the employer or the insurer without deduction from the award where claim is successful. Senate companion **SB 137 (Regan)**. See also **AB 224**.

AB 269 (Bonelli): To Committee on Finance and Insurance

Amends Section 4650 of Labor Code, and repeals Section 4652 to provide for retroactive payment of benefits for the seven day waiting period in cases of temporary disability lasting more than seven days instead of the present 49 days. Senate companion **SB 124 (Regan)**.

AB 270 (Bonelli): To Committee on Finance and Insurance

Adds Section 4669 to Labor Code to provide for rehabilitation benefits to enable the employee to learn a new trade, in addition to all other benefits, in cases where injury causes permanent disability which prevents return to work performed at time of injury. Also provides for payment of weekly benefits during rehabilitation period equal to an amount which would be payable if injured worker were receiving temporary disability benefits. Senate companion: **SB 132 (Regan)**.

AB 337 (McCollister): To Committee on Finance and Insurance

Amends Section 4903 of the Labor Code to confine a disability insurance indemnity lien against benefits granted under workmen's compensation to compensation for temporary disability. Under present law, a disability lien may be allowed against compensation for permanent disability as well as temporary disability. Senate companion: **SB 216 (Short)**.

AB 338 (McCollister): To Committee on Finance and Insurance

Amends Section 4701 of Labor Code to increase the burial benefit from \$400 to \$800. Senate companion: **SB 219 (Short)**.

AB 339 (McCollister): To Committee on Finance and Insurance

Adds Section 4050.1 to Labor Code to provide that an injured worker required to submit to medical examination upon request of employer or the Commission shall be reimbursed for all expenses incurred by him with respect to such compliance, including reimbursement of any wage loss as a result of such compliance. Senate companion: **SB 473**.

AB 397 (Crown and others): To Committee on Industrial Relations

Amends Section 3212 of the Labor Code to establish a conclusive presumption that a hernia, heart trouble or pneumonia suffered by fire-fighting and law enforcement employees arises out of and in the course of employment; the presumption is disputable only if such employee has served less than ten years as a fire-fighter or law enforcement employee.

AB 451 (Hawkins and others): To Committee on Finance and Insurance

Amends Sections 4453, 4455 and 4460 and repeals Sections 4451 and 4452 of Labor Code to increase the minimum weekly benefit for both temporary and permanent disability from \$15 to \$20 and the maximum weekly benefit from \$35 for permanent disability and \$40 for temporary disability to \$55 for both. Senate companion: **SB 131 (Regan)**.

AB 452 (Hawkins and others): To Committee on Finance and Insurance

Amends Section 3352 of Labor Code and repeals Sections 3358.5 and 5704.5 to extend full coverage to domestic workers on a compulsory basis. Senate companion: **SB 126 (Regan)**.

AB 453 (Hawkins and Burton): To Committee on Finance and Insurance

Amends Section 3352 and repeals Section 4250 of the Labor Code to extend full coverage to agricultural workers on a compulsory basis. Senate companion: **SB 125 (Regan)**.

AB 454 (Hawkins and Burton): To Committee on Finance and Insurance

Adds Section 4664 to Labor Code to increase the weekly benefit for temporary disability by \$5 for dependent wife and \$2.50 for each of first two additional dependents. Senate companion: **SB 123 (Regan)**.

AB 492 (Gaffney and others): To Committee on Industrial Relations

Adds Section 3713.5 to Labor Code, to require every employer covered by the Workmen's Compensation Act to immediately file proof with Director of Industrial Relations that he has posted a notice of coverage in a conspicuous place by filing such notice with the Director.

AB 631 (Kelly): To Committee on Finance and Insurance

Adds Section 11736.2 to the Insurance Code, to prohibit establishment of workmen's compensation insurance premium rate or rating system or modification of premium by combination with any other class of insurance. Senate companion: ***SB 1731 (Burns)**.

AB 803 (Thomas): To Committee on Finance and Insurance

Repeals Section 4656 of Labor Code to remove the 240 week limitation on the duration of temporary disability payments.

AB 1008 (Brown): To Committee on Finance and Insurance

Rewrites Section 4702 of Labor Code to convert workmen's compensation death benefit to a life pension as follows: in cases of total dependency, \$55 per week for surviving dependent spouse, increased to \$82.50 per week in the case of two or more dependents; in case of partial dependency, a weekly amount equivalent to the amount devoted to the support of dependents of the deceased to a maximum of \$55 per week. Provides that payments to dependent spouse shall continue until death or remarriage and to other dependents for duration of dependency. Senate companion: **SB 122 (Regan)**.

AB 1009 (Brown): To Committee on Finance and Insurance

Repeals Sections 4050 to 4053, 4056, and 4602 to 4604 of Labor Code, and amends Sections 4600 and 4601 to permit injured

employee free choice of doctor and full medical services, including services of a consulting physician at the employer's expense. Senate companion: **SB 136 (Regan)**.

AB 1663 (Bruce F. Allen): To Committee on Judiciary

Amends Sections 3860 and 3861 of Labor Code to require the IAC to fix an amount to be deducted from the employer's recovery in a subrogation case for the services rendered to the employer by the employee's attorney in effecting recovery, if the employer has not prosecuted any claim or action in his own behalf, and has failed to join and participate in the prosecution of any action presented by the employee, and has not made arrangements with the employee's attorney to represent him in the prosecution of said action or claim.

AB 3094 (Chapel and others): To Committee on Finance and Insurance

Adds Section 3208.5 to Labor Code to make compensable any injury or disease arising out of employment resulting from radium poisoning or disability due to radioactive properties or substances or X-rays. See also **AB 3092** and **AB 3093** (Chapel and others) under INDUSTRIAL SAFETY and PUBLIC HEALTH, respectively.

AB 3188 (Donald D. Doyle): To Committee on Finance and Insurance

Amends Section 3207 of Labor Code to amend compensation to include the right to physical and vocational rehabilitation, thus extending workmen's compensation to include such benefits.

AB 3699 (Johnson): To Committee on Finance and Insurance

Amends Sections 4368, 4701 and 4707 of Labor Code to increase the burial benefit for disaster workers from \$300 to \$500 and the burial benefit for other covered workers from \$400 to \$500.

AB 3703 (Johnson): To Committee on Finance and Insurance

Adds Section 3212.6 to Labor Code to make tuberculosis which develops and manifests itself during period of service a compensable injury for members of a police department of a city or county or a member of the sheriff's office of a county whose principal duties consist of active law enforcement service. Provides that compensation awarded shall include full hospital, surgical, medical treatment, disability indemnity, and death benefits as provided by the workmen's compensation law. Makes presumption of service-connection disputable, and provides that it may be controverted by other evidence, but requires the Commission, unless so controverted, to be bound to find in accordance with the presumption.

Senate

SB 122 (Regan): To Committee on Labor
Senate companion to **AB 1008 (Brown)**.

SB 123 (Regan): To Committee on Labor
Senate companion to **AB 454 (Hawkins)**.

SB 124 (Regan): To Committee on Labor
Senate companion to **AB 269 (Bonelli)**.

SB 125 (Regan): To Committee on Labor
Senate companion to AB 453 (Hawkins).

SB 126 (Regan): To Committee on Labor
Senate companion to AB 452 (Hawkins).

SB 131 (Regan): To Committee on Labor
Senate companion to AB 451 (Hawkins).

SB 132 (Regan): To Committee on Labor
Senate companion to AB 270 (Bonelli).

SB 136 (Regan): To Committee on Labor
Senate companion to AB 1009 (Brown).

SB 137 (Regan): To Committee on Labor
Senate companion to AB 268 (Bonelli).

SB 216 (Short): To Committee on Labor
Senate companion to AB 337 (McCollister).

SB 219 (Short): To Committee on Labor
Senate companion to AB 338 (McCollister).

SB 473 (Cobey): To Committee on Labor
Senate companion to AB 339 (McCollister).

SB 474 (Cobey): To Committee on Labor
Senate companion to AB 240 (Henderson).

SB 475 (Cobey): To Committee on Labor
Senate companion to AB 242 (Henderson).

SB 814 (Regan): To Committee on Labor
Amends Section 4854 of Labor Code to provide that no industrial indemnity payment to city policemen, fire fighters, sheriffs, etc., shall be charged to sick leave or vacation benefits which are accrued or may accrue to such individuals.

SB 897 (Richards): To Committee on Labor
Senate companion to AB 193 (Johnson).

SB 1535 (Farr): To Committee on Labor
Adds Section 1230 to Government Code to require public agencies to provide insurance protection for non-salaried members of public bodies falling outside of the scope of workmen's compensation law. Requires such insurance to provide for reimbursement of actual medical costs for injuries to a maximum of \$5,000 and a maximum of \$1,000 as a death benefit. Requires IAC approval of policy as to form and coverage prior to purchase by public agency, and specifically prohibits payment of weekly or other indemnity benefits to non-salaried members of public bodies. Makes IAC arbitrator in case of dispute arising under policy.

SB 1731 (Burns): To Committee on Labor
Senate companion to AB 631 (Kelly).

SB 1779 (Regan): To Committee on Labor
Amends Section 3212 of Labor Code to extend to full-time members of the fire-fighting department or unit of a state institution the provisions establishing as compensable injuries, hernia, pneumonia

and heart trouble which develops or manifests itself while in service.

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AB 1694 (Francis): To Committee on Finance and Insurance

Amends Section 5804 of Labor Code to modify the prohibition against the IAC rescinding, altering or amending an award after five years from the date of the injury. Provides that if within such five-year period, (1) an injured employee institutes proceedings for the collection of compensation on grounds that the additional injury has caused new and further disability, or (2) an employer institutes proceedings for a reduction of permanent disability, the Commission may consider and act upon such proceedings within the period of one year following the date when such proceedings have been instituted.

AB 2980 (Thelin): To Committee on Finance and Insurance

Amends Section 3202 of Labor Code to remove the requirement that the workmen's compensation law and industrial safety law be construed liberally, and provide instead that the language of the provision of these laws shall be reasonably construed by the courts and the Commission as well, with the purpose of extending the benefits for industrially injured workers. Provides also that facts of each case shall be determined with equal regard to the rights of all parties and with the sole objective to ascertain the truth; requires the language of the laws to be reasonably construed to effect the objects of such laws and to promote justice.

Amends Section 3208 to (1) deny compensation for replacement or repair of incidental damage to eyeglasses, except where the injury causes disability in excess of three days, (2) limit compensable diseases arising out of employment to occupational diseases, defined to include diseases or diseased conditions which develop from and bear a direct casual connection and are peculiar to a particular occupation or employment and are brought about by harmful conditions to which the employee is especially exposed by reason of employment, and (3) defines non-occupational diseases as all diseases other than occupational diseases, while erroneously referring to the use of the term non-occupational diseases in two sections, one of which is non-existent and one of which does not refer to non-occupational disease.

Adds Section 3208.2 to restrict the definition of occupational disease to a disease or infection which is due to causes and conditions which are characteristic of and peculiar to a particular trade, occupation, process or employment. Specifically prohibits compensation for physical deterioration and ordinary diseases of life to which the general public is exposed outside of employment, except when medical evidence shows the physical condition or disease had its origin in a risk connected with the employment and developed from that source as a natural consequence.

Amends Section 4453 to repeal the present criteria for determining average weekly earnings of an injured individual within the existing minimum and maximum limits and to establish a new criteria as follows: (1) permanent employment—95

per cent of the agreed weekly wages or of the agreed hourly, daily or monthly wage, computed in terms of the agreed working week, unless the earnings are at an irregular rate, such as piece work or on a commission basis, in which event the average weekly wages shall be taken as 95 per cent of the actual weekly earnings averaged for such period of time and prior to the injury, not exceeding one year, as may be reasonably taken to show the weekly rate of pay; (2) temporary employment—95 per cent of the actual weekly earnings of the employee arithmetically averaged for such period of time prior to the injury, not exceeding one year, as may reasonably be taken to show the employee's earning capacity in the competitive open labor market; (3) employment for two or more employers—95 per cent of the aggregate of individual's earnings from all employments computed in terms of one week, except that earnings from employments other than the employment in which the injury occurred may not be taken at a higher rate than the hourly rate paid at the time of injury.

Amends Section 4660 to prohibit consideration of subjective symptoms, not supported by preponderance of medical testimony, in determining the percentage of permanent disability. Repeals present Section 4663 relating to compensation for an injury that aggravates a prior disease, and adds a new Section 4663 to require that where disability, either temporary or permanent, results from the combined effects of injury and of a previous disease or physical impairment, compensation shall be reduced in proportion to the extent to which such previous disease or physical impairment is a contributing cause to such disability. Amends Section 4753 to continue permanently the restricting amendments to the subsequent injuries fund enacted by the 1955 legislature. See also AB 3050 and SB 1767.

AB 3050 (Levering): To Committee on Finance

Amends Section 3202 of Labor Code to prohibit the courts or the IAC from using the provision which requires liberal construction of the provisions of the workmen's compensation law and the industrial safety law to effect a liberal interpretation of the facts to which the provisions are to be applied; specifically limits liberal construction to the provisions of the law.

Amends Section 3208 and adds Section 3208.1 to (1) establish a separate and restrictive definition for occupational disease to mean a pathological alteration of the person or some part thereof resulting from exposure of the person in the course of employment to harmful substances, gases, fumes or rays, and (2) redefine the term "injury" to mean injury to the person resulting from a sudden and unusual accident or event, instead of an injury or disease arising out of employment. Adds Section 3208.5 to further restrict the meaning of injury to exclude disability or death due to or resulting from (1) acceleration or advancement of an existing disease where such acceleration or advancement results from the customary and usual activities of the employment, (2) trauma incurred as a consequence of a physical assault initiated by the employee, and (3) culmination or aggravation of an existing physical impairment where such culmination or aggravation are the result of a nor-

mal bodily movement.

Amends Section 3600 relating to the conditions of liability of an employer to provide that an injury can neither be caused nor "contributed" to by the intoxication of the injured employee, and that the injury must not occur while the employee is engaged in an act or course of conduct intended by him to injure another or characterized by moral turpitude. Includes, but treats occupational disease as separate from "injury."

Adds Section 3600.1 to provide for compensation for a disability or death proximately resulting from an aggravation of a non-occupational disease, provided the conditions of compensation in Section 3600 exist and the evidence clearly establishes that such aggravation proximately and substantially resulted from an unusual exertion, strain or exposure and not from the normal, usual and ordinary activities required by the employment. Where such aggravation causes permanent disability, compensation is limited to the proportion of the disability due to the aggravation which is reasonably attributed to the injury in accordance with Section 4663. Adds new Section 3600.2 relating to exposure to occupational disease hazards over a period of time that result in a compensable disease to provide that the employer shall be charged only with the responsibility for medical treatment, disability payments, or death benefits as each period of employment in which exposure occurred bears in direct proportion to the total number of years or months of all such exposures during the employee's lifetime.

Amends Sections 3859 and 3860 to make absolutely void for any and all purposes any release or settlement of any claim for damages only arising out of third party suits, unless both employer and employee give written consent and unless both the employer and the employee are given notice and the employer opportunity to recover amounts paid in cases where release or settlement is made after action but before judgment.

Amends Section 4453 to provide that in any case where employee has worked intermittently, irregularly or less than full time during the 52 weeks immediately preceding his injury, it shall be presumed, in computation of compensation, that his average weekly earnings do not exceed 1/52nd of his actual earnings during such period. Amends Section 4660 to prohibit claims of pain from being taken into account in determining the percentages of permanent disability except to the extent limitations or impairment of bodily functions is the result of pain. Amends Section 4663 relating to compensation for disability due to aggravation of a prior disease to restrict such compensation to cases of physical impairment caused by injury.

Adds Section 4664 to provide that any party to a benefit proceeding before Commission, including the Attorney General on behalf of the Subsequent Injuries Fund, wherein it is claimed that either causation or aggravation of a disease is present, shall be entitled upon demand to special findings of fact which shall be part of the record of the proceedings.

Amends Section 4903 regarding unemployment disability insurance liens against workmen's compensation benefits to (1) make such liens subordinate to liens for

attorney's fee and disbursement, (2) permit lien claimant to compromise and release such lien claim, (3) require such lien claimant to serve and file copies of all medical reports in its possession pertaining to person to whom unemployment disability benefits were paid, and accordingly amends Section 2714 of Unemployment Insurance Code to make Department of Employment medical records admissible in proceedings before the Industrial Accident Commission.

Amends Section 5002 to provide that (1) release or compromise agreement filed with Commission must be signed by all parties thereto, instead of "both" parties, and (2) provide detailed protections for lien claimants in cases of release and compromise. Amends Section 5003 to require release and compromise agreement to specify the sum to be paid to any lien claimant other than to an attorney claiming a lien under provisions added by Section 5002 above, and to require such sum to be stated separately and in addition to the sum agreed to be paid the employee or other beneficiary.

Amends Sections 5951 to 5953 inclusive relating to judicial review of orders, decisions or awards of the IAC to (1) prohibit any answer from being filed to a petition for writ of review, while permitting the sufficiency of the petition to be attacked by demurrer within the time and upon the grounds provided by the Code of Civil Procedure for demurrers to complaints in civil actions, (2) provide that a writ of review which has been issued and returned shall direct the IAC to certify the reporter's transcript as well as its records in the case at point to the reviewing court, (3) give reviewing court power to determine whether "the findings of fact" are supported by substantial evidence, instead of whether "the order, decision or award was not" supported by substantial evidence, and whether the evidentiary findings of fact support the order, decision or award under review, instead of such findings of fact as may have been made, (4) repeal the provision which declares the findings and conclusions of the IAC on questions of fact, including ultimate facts and findings and conclusions, to be conclusive and final and not subject to review, (5) give each party to an IAC proceeding the right to be heard as well as to appear in a medical review proceeding, and (6) to require any decision of a reviewing court, and any order denying a writ of review after a demurrer to the petition therefor has been sustained, to be in writing and to state fully and fairly the reasons for the denial. See also AB 2980 and SB 1767.

AB 3089 (Hansen): To Committee on Finance and Insurance

Amends Section 3600 of Labor Code to (1) reduce compensation by one-half where employee's intoxication contributes to but is not the sole cause of the injury, and (2) relieve employer altogether of liability for compensation where (a) injury results from a physical assault initiated by the person injured, (b) injury is incident to an act or course of conduct involving moral turpitude or an illegal activity on the part of the injured employee, and (c) injury is proximately caused by an idiopathic fall.

AB 3396 (Levering): To Committee on Finance and Insurance

Amends Section 11736 of Insurance Code to permit Insurance Commissioner, upon receipt of a written application of a workmen's compensation insurer requesting a higher rate and stating reasons therefor, to fix a rate in excess of that provided by a filing otherwise applicable, for any specific risk.

AB 3399 (Levering): To Committee on Finance and Insurance

Adds Section 5100.5 to Labor Code to prohibit the Commission from commuting to a lump sum, the benefits payable in subsequent injury cases.

AB 3401 (Levering): To Committee on Finance and Insurance

Amends Section 5804 of Labor Code to prohibit the Commission from rescinding, altering, or amending a compensation award after five years from date of injury, unless proceedings were instituted within five years from such date of injury.

AB 3402 (Levering): To Committee on Finance and Insurance

Amends Sections 5410, 5803, and 5804 of Labor Code to (1) provide that right of injured employee to institute proceedings for the collection of compensation within five years after the date of injury, on grounds that original injury has caused new and further disability, shall be exercised by petition filed and served within this period, and (2) permit the Commission to rescind, alter, and amend an award after five years from the date of injury upon petition to be filed by either applicant or defendant within five years of the date of injury.

AB 3403 (Levering): To Committee on Finance and Insurance

Amends Section 5100 of Labor Code to provide, in cases involving permanent disability ratings, that no commutation of compensation to lump sum payments shall be allowed if objected to by any interested party until expiration of one year from the date on which the permanent disability rating was made.

Senate

SB 68 (Abshire and others): To Committee on Labor

Amends section 4753 of the Labor Code to continue 1955 restricting amendments to subsequent injuries fund for two more years. See also SB 1967.

SB 1585 (Abshire): To Committee on Labor

Amends Section 5410 of Labor Code to give employer period of five years after the date of an injury to institute proceedings for reduction of a permanent disability rating on the ground that the original injury has caused new and further disability.

SB 1767 (John F. McCarthy): To Committee on Labor

Contains numerous proposals of employers to apparently destroy the purpose of workmen's compensation by establishing precise and narrow definitions of terms and otherwise creating a legislative jungle for the application of courtroom procedures to deny workers benefits:

Repeals present requirement in Section 3202 of Labor Code that the workmen's compensation law and industrial safety law be liberally construed, and instead provides (1) that the common law rule requiring statutes in derogation thereof to be strictly construed shall not be applied to the provisions of the workmen's compensation and industrial safety law, (2) requires the facts of each case to be determined with regard to the rights of all parties and with the sole objective of ascertaining the truth, and (3) requires the language of the workmen's compensation and industrial safety law to be reasonably construed to effect the objects of the laws and to promote justice, thus removing policy of protection of injured workers.

Amends Section 3208 and adds Section 3208.2 to restrict definition of "injury" to damage or harm to the physical structure of the body including artificial members, dentures, eyeglasses and medical braces of all types, proximately caused by accident arising out of and in the course of employment, while separately defining occupational disease to mean damage or harm to the physical structure of the body arising out of and in the course of employment and proximately caused by a characteristic of such employment which creates a particular hazard of such disease that distinguishes such employment from employment in general and is in excess of the hazards of such disease attending employment in general.

Adds Sections 3208.1 and 3208.3 to define "accident" and to establish a narrow concept of what is the proximate cause of an injury or disease, apparently for the purpose of restricting compensation of occupational diseases. Introduces tort concepts. Amends Sections 3300 and 3351 relating to the definition of "employer" and "employee" to remove coverage of so-called independent contractor, representatives of deceased employers, persons unlawfully employed, and apprentices. By implication, affects the type of contract by removing statement that any type of contract, whether oral or written, is included. Adds Section 3353.5 to establish the presumption of non-liability on the part of an employer who has failed to exercise authoritative control over means of production in the absence of an express agreement creating the right to exercise such control. Amends Section 3600 to make non-compensable an injury which occurs while the employee is engaged in an act or course of conduct intended by him to injure another or characterized by moral turpitude.

Amends Section 3600.5 relating to reciprocity of coverage between states to (1) prohibit compensation under California law of a person who is hired in California and is injured outside of the state, unless such person is regularly employed in California, and (2) provide that extraterritorial coverage shall apply only to those injuries received by the employee within six months after leaving California unless, prior to the expiration of such six months period, the employer has filed notice to extend coverage for a greater period of time.

Adds Section 3601.5 to prohibit any right to benefits from arising except by reason of injury or occupational disease, or by reason of death resulting from such injury or occupational disease. Adds Section 4700.5 to provide that death caused

principally by coronary or circulatory disease shall not be deemed to have resulted from an industrial injury, unless such disease was proximately caused by an injury or was suddenly and substantially aggravated by extraordinary force, effort or strain in the course of employment and not unusual or customary thereto.

Adds Section 4906.5 to Labor Code and amends Section 2714 of Unemployment Insurance Code to provide that when a lien has been filed for the amount of unemployment disability insurance benefit paid, the employer or insurance carrier may compel full disclosure of all facts, records, reports and documents, including medical records, relating to the payment of such unemployment insurance disability benefits. Adds Section 5005 to provide that the filing of a release or compromise agreement shall stay all other proceedings and suspend the passage of all periods of time within which an act may or must be done under the workmen's compensation law pending the approval of the release or compromise agreement by the commission. Amends Section 5100 to provide, in cases involving permanent disability ratings, that no commutation of compensation to lump sum payments shall be allowed if objected to by any interested party until the expiration of one year from the date on which the permanent disability rating was made.

Amends Section 5412 to provide that the date of injury in cases of occupational diseases shall be taken as the date of injury upon which an employee became incapacitated by any compensable disease from performing his work in the last occupation in which he was injuriously exposed to the hazard of such disease (present definition sets the date of injury as that upon which the worker first suffered disability and either knew or should have known that the disability was caused by his present or prior employment, regardless of whether the worker was able to continue work).

Amends Sections 5803 and 5804 relating to the continuing jurisdiction of the IAC over its orders, decisions and awards to provide that in no case can such orders, decisions or awards be rescinded, altered or amended after five years from the date of injury, except upon a petition or request to reopen, served and filed within said five-year period, and only upon ground that the disability of the person in whose favor such award was made has either recurred, increased, diminished, or terminated.

Amends Sections 5951 and 5953 relating to judicial review of orders, decisions and awards of IAC to (1) prohibit any answer from being filed to a petition for writ of review, while permitting the sufficiency of the petition to be attacked by demurrer within the time and upon the grounds provided by the Code of Civil Procedure for demurrers to complaints and civil actions, (2) provide that a writ of review which has been issued and returned shall direct the IAC to certify the reporter's transcript as well as its records in the case at point to the reviewing court, (3) repeal the provision which declares the findings and the conclusions of the IAC on questions of fact, including ultimate facts and findings and conclusions, to be conclusive and final and not subject to review, (4) give each party to an IAC proceeding the right to be heard as well as to appear in a medical review proceeding, and (5) re-

quire any decision of the reviewing court, and any order denying a writ of review after a demurrer to the petition therefor has been sustained, to be in writing and to state fully and thoroughly the reasons for the denial. See also AB 3050 and AB 2980.

SB 1914 (Brown): To Committee on Labor

Adds Section 5005 to Labor Code to provide that the filing of a release or compromise agreement shall stay all other proceedings and suspend the passage of all periods of time within which an act may or must be done under the workmen's compensation law, pending the approval of the release or compromise agreement by the Commission.

SB 1916 (Brown): To Committee on Labor

Amends Section 4750 of Labor Code to require that the Commission, in its findings as to permanent disability in later injury cases, shall find specifically and determine: (1) the extent and nature of the previous physical impairment or permanent disability and which factors of the entire permanent disability suffered by the employee are attributable to the previous disability; (2) which factors of the employee's entire permanent disability are directly attributable to the compensable injury considered by itself and not in conjunction with or in relation to the previous permanent disability or impairment; and (3) the percentage of the worker's entire permanent disability and the proportion thereof attributable to (1) and (2) respectively.

SB 1967 (Williams): To Committee on Labor

Same as SB 68 (Abshire and others).

SB 1973 (Berry): To Committee on Labor

Adds Section 4664 to Labor Code to provide that any party to a benefit proceeding before the Commission, including the Attorney General on behalf of the subsequent injuries fund, wherein it is claimed that either causation or aggravation of a disease is present, shall be entitled upon demand to special findings of fact which shall be part of the record of the proceedings.

SB 2000 (Byrne): To Committee on Labor

Senate companion to AB 3396 (Levering).

SB 2214 (Abshire): To Committee on Labor

Amends Section 3202 of Labor Code to provide that the "language of the provisions," rather than the "provisions," of the workmen's compensation and industrial safety laws shall be liberally construed by the courts with the purpose of extending the benefits for the protection of persons in the course of their employment.

SB 2216 (Abshire): To Committee on Labor

Amends Sections 5903 and 5952 of Labor Code to (1) provide that a person aggrieved by a final order, or award of the Commission, may petition for reconsideration if the liberal construction required to be given to the provisions of the workmen's compensation law by Section 3202 was substituted for evidence of record, and (2) extend the scope of judicial review to cover the same question with regard to the liberal construction

provision.

SB 2217 (Abshire): To Committee on Labor

Adds Section 4664 to Labor Code to provide that where an injury causes permanent disability and the impairment of the injured employee's health, or physical condition is the same or substantially the same at the time when his disability is determined to have become permanent as it was at the time the injury occurred, it shall be conclusively presumed that such injured employee sustained no temporary disability as a result of such injury.

SB 2218 (Abshire): To Committee on Labor

Amends Section 4663 of Labor Code relating to compensation of portion of disability due to aggravation of a prior disease to provide that, in cases of compensable injury where permanent disability is in whole or in part due to disease or the aggravation thereof, the Industrial Accident Commission shall, in its findings as to permanent disability, find specifically as to and apportion liability for (a) the extent and portion of disease existing prior to injury, (b) the extent and portion of disease developing since the injury but independent thereof. See also SB 2219.

SB 2219 (Abshire): To Committee on Labor

Amends Section 4663 of Labor Code relating to the compensation of the portion of a disability due to the aggravation of a prior disease by adding aggravation of prior "condition" or "coronary impairment," as well as a prior disease, but in each instance only in accordance with specific findings required to be made by the Industrial Accident Commission. Where aggravation is claimed, requires Commission to make findings as to permanent disability and specifically as to each of the following: (a) the extent and portion of such condition, disease or coronary impairment existing prior to injury; (b) the extent and portion, if any, of such condition, disease or coronary impairment directly attributable to such injury; and (c) the extent and portion, if any, of such condition, disease or coronary impairment developing subsequent to such injury but independently thereof. See also SB 2218.

SB 2269 (Desmond): To Committee on Labor

Repeals provision that hospitals maintained by employers or mutual associations of employees under workmen's compensation laws shall make reports of receipts, disbursements and services rendered to or for employees to the Industrial Accident Commission.

SB 2555 (Desmond): To Committee on Labor

Amends Section 4453 of Labor Code relating to the determination of average annual earnings for the purposes of computing benefits to provide that, where employment is transient or seasonal, it shall be presumed that the employee's average annual earnings equal his actual total earnings for the 12 months immediately preceding the date of injury.

Bills to Watch

Assembly

AB 3195 (Ernest R. Geddes): To Committee on Finance and Insurance

Combines Assembly Bills AB 3194 and AB 3196 (Ernest R. Geddes) listed under UNEMPLOYMENT DISABILITY INSURANCE and WORKMEN'S COMPENSATION respectively.

AB 3196 (Ernest R. Geddes): To Committee on Finance and Insurance

Amends Sections 4903 and 4904 of Labor Code to permit the Industrial Accident Commission to allow or reject, in whole or in part, in such amounts as it deems proper, any claim of lien against a workmen's compensation award for living expenses of deserted or abandoned wife and children as well as unemployment disability insurance benefits. See also AB 3195.

AB 3662 (Bee): To Committee on Finance and Insurance

Amends Section 4701 of Labor Code to provide that the death benefit, if the employee leaves no person dependent upon him for support, shall go to his survivors, defined to mean any of the relatives of the deceased referred to in Section 3503 of Labor Code, who shall be entitled to the benefit in the order in which they appear in that section: spouse, child, posthumous child, adopted child or stepchild, father or mother, father-in-law or mother-in-law, grandfather or grandmother, brother or sister, uncle or aunt, brother-in-law or sister-in-law, nephew or niece.

Senate

SB 1121 (Busch): To Committee on Labor

Amends Sections 3853 and 3855 of the Labor Code regarding third party actions to provide (1) that employee may join employer, as a party plaintiff, in a third party suit brought by the employer, but prohibits the employer from joining the employee in an action initiated by the latter, and (2) that if the employee joins in the employer action or brings action himself, either the evidence of the amount of disability indemnity or death benefit to be paid by the employer for the evidence of loss of earning capacity by the employee shall be admissible, removing the bar against the admissibility of both.

SB 1519 (Arnold): To Committee on Labor

Skeleton bill amending Section 4361 of Labor Code relating to workmen's compensation benefits.

SB 1567 (Abshire): To Committee on Labor

Amends Section 5307.1 of Labor Code to prohibit the Industrial Accident Commission, in adopting a minimum medical fee schedule, from restricting or controlling a physicians' discretion as to treatment methods, or from requiring any particular treatment, or requiring that physician obtain the approval of any agency or individual who is not a physician as a condition to the use of any course of treatment.

SB 1723 (Burns): To Committee on Labor

Adds Section 11736.1 to Insurance Code to prohibit workmen's compensation in-

surer from reducing or discounting a base rate or a premium, unless the reduction or discount is based on scheduled rating or is based on experience rating developed from past California workmen's compensation insurance experience of the particular insured in an experience period commencing not more than six and one-half years prior and terminating not less than one year prior to the inception date of the policy for which adjusted rates are to be established.

Miscellaneous

Good Bills

Assembly

AB 330 (McCollister): To Committee on Municipal and County Government

Specifically provides that city ordinances shall not become effective unless posting and publishing requirements are satisfied; changes effective date of specified types of ordinances.

AB 587 (Hawkins): To Committee on Governmental Efficiency and Economy

Provides for the regulation of closing-out and fire sales, and requires license to be obtained for engaging in such sales.

AB 936 (MacBrde and others): To Committee on Governmental Efficiency and Economy

Adds new article to Business and Professions Code to provide that no goods shall be offered for sale on representation that they are made by blind workers, unless at least 75 percent of the total hours of direct labor of producing such goods purported to be made by the blind shall have been performed by the blind. Makes violation of this section a misdemeanor. Authorizes the imprinting or stamping of articles manufactured by blind workmen indicating such fact, if not less than 75 percent of the total hours of direct labor of producing such labor have been performed by a blind workman.

AB 1398 (Weinberger): To Committee on Finance and Insurance

Amends and adds various sections to the Financial Code to provide for licensing by the Commissioner of Corporations, under the Check Sellers and Cashers Law, of proraters (persons who, for compensation from a debtor, engage in the business of receiving money for the purpose of distributing the money among creditors in payment or partial payment of obligations of the debtor) and business agents (persons who engage in business as a prorater as an incident to the business of advising or directing persons in their investments under an exclusive contract, the primary purpose of which is not liquidation of existing indebtedness). Exempts banks, trust companies, building or savings and loan associations, industrial loan companies, personal property brokers, credit unions, small loan companies, attorneys at law who are not actively engaged in business as a check seller or cashier, merchant owned nonprofit credit associations or credit bureaus, private employment agencies, etc. Allows proraters to charge 12 percent of the payments distributed to the creditors of a debtor. Sets up numerous regulations and lists various prohibitions by construing some acts as constitut-

ing the unlawful practice of law. See also **AB 3158 (Wilson)** and **SB 2156 (Miller)**.

AB 2002 (Hawkins): To Committee on Judiciary

Repeals chapter of Business and Professions Code relating to collection agencies and adds new section to Penal Code making it a misdemeanor for any person, partnership or corporation to engage in the business of soliciting claims for collection or in the collection of claims owed or due or asserted to be owed or due to another. See also **AB 2003 (Hawkins)**.

AB 2003 (Hawkins): To Committee on Finance and Insurance

Prohibits licensed collection agency from collecting claims of more than \$200 and prohibits any person from assigning a licensed collection agency to collect such a claim. See also **AB 2002 (Hawkins)**.

AB 2847 (Busterud): To Committee on Judiciary

Permits seamen in their own names and for their own benefit to institute actions and appeals in connection therewith for wages or salvage or with respect to the enforcement of laws enacted for their health and safety without payment in advance of any court fees or costs or furnishing security therefor.

ACA 5 (Pattee): To Committee on Constitutional Amendments

Proposes constitutional amendment to make November 11, Veterans' Day, a state holiday.

Senate

SB 1230 (Miller and others): To Committee on Governmental Efficiency

Adds Section 96 to the Agricultural Code to provide a procedure for the awarding of contracts for carnival and other concessions by county, district, citrus fruit fairs or expositions, state fair, or any other fair which receives an appropriation or allotment from the Fair and Exposition Fund, in which a privilege is granted for the operation of a business or concession on the grounds of the fair exposition, and in return for which the fair or exposition receives a monetary payment. The governing body may elect to adopt this procedure at its discretion. Such procedure calls for the drafting of complete specifications as to the obligations of the contractor under the concession contract, a public call for bids, and awarding of the contract to the bidder offering to pay the highest percentage of gross receipts from operations.

SB 2156 (Miller): To Committee on Financial Institutions

Same provisions as **AB 1398 (Weinberger)**, except that it provides that no collection agency may be maintained in the same premises as a prorating organization, and no prorater's license may be issued to a collection agency. Also provides that it shall be unlawful for any prorater to disclose the list of creditors of a debtor. See also **AB 1398 (Weinberger)** and **AB 3158 (Wilson)**.

SB 2472 (Miller): To Committee on Education

Skeleton bill adding a new chapter to the Education Code relating to the cultural arts. Provides that any group of per-

sons may establish a non-profit corporation or foundation for the development of the cultural arts and drama.

Bad Bills

Assembly

AB 253 (Hawkins): To Committee on Finance and Insurance

Makes it a misdemeanor for any person, firm, association, or corporation, except qualified members of the state bar, to engage in the business of debt pooling, debt adjustment, debt prorating or budget planning, or any other making of a contract with the particular debtor whereby the debtor agrees to pay a sum of money periodically to the person engaged in such debt pooling, who shall distribute such money among certain specified creditors in accordance with the plan agreed upon in consideration of which the debtor agrees to pay for the services rendered.

AB 592 (Grant and others): To Committee on Governmental Efficiency and Economy

Adds new Chapter 9.6 to Division 3 of Business and Professions Code to establish a State Board of Janitorial Maintenance Contractors; provides for the regulation and licensing of such contractors by the newly established Board in accordance with the statutory provisions of the new Chapter. See also **AB 787**.

AB 787 (Pattee): To Committee on Governmental Efficiency and Economy

Adds a new chapter to the Business and Professions Code, providing for the regulation and licensing of janitorial and maintenance contractors under a state board of janitorial maintenance contractors. See also **AB 592**.

AB 2034 (Bradley): To Committee on Finance and Insurance

Provides that when a depositor draws a check at a time when his account contains an insufficient amount, the bank may invoke a special charge of \$2.00 per check, or 5 percent of the amount that the check was drawn for, whichever amount is greater, but no such charge shall exceed \$25.00.

AB 2160 (Frew and others): To Committee on Governmental Efficiency and Economy

Adds Section 337.11 to Penal Code making it a misdemeanor for any person, except one licensed by a county or city, or any newspaper in the ordinary course of business, to sell, or offer to sell, information predicting the outcome of any horse race. See also **AB 2161**.

AB 2161 (Frew and others): To Committee on Governmental Efficiency and Economy

Adds new article to Business and Professions Code to provide for the licensing by the California Horse Racing Board of any person, except those licensed by a county or city, and any newspaper which publishes information in the ordinary course of its business, who sells, or offers to sell, information predicting the outcome of any horse race. Prescribes certain regulations regarding the conduct of such licensees. See also **AB 2160**.

AB 2438 (MacBride and Winton): To Committee on Governmental Efficiency and Economy

Provides for licensing of motor vehicle salesmen by Department of Motor Vehicles; establishes qualifications for licensing and grounds for denial or revocation of license; requires employment by licensed auto dealer as a condition of licensing salesmen and prohibits salesmen from being employed by more than one licensed dealer who must post license of salesmen.

AB 2924 (Meyers): To Committee on Governmental Efficiency and Economy

Proposes Unfair Cigarette Sales Act: prohibits sales of cigarettes by wholesaler or retailer below costs and specifies how cost is to be determined; excepts casual clearance, damaged goods and closeout sales and sales by officer of port; enforcement is to be in State Board of Equalization, which is empowered to utilize licensing provisions of Cigarette Tax Act to compel compliance.

AB 3629 (Burke): To Committee on Public Utilities and Corporations

Declares state policy in findings that passenger stage corporations, including interurban commuter services, are being squeezed out of business by high operating costs, including labor costs which are declared to be approaching 60 per cent of total cost, that the opportunity of earning a return of at least 6½ per cent of net of gross operating revenue after all taxes is not unreasonable, and that it is in the public interest to shorten the time required for placing into effect any immediate adjustment in rates by simplifying rate adjustment procedures. Accordingly, adds new section to Public Utilities Code which would require Public Utilities Commission to use exclusively the operating method of arriving at rates in determining a just and reasonable charge for the service rendered or to be rendered by a passenger stage corporation.

ACA 56 (Nisbet): To Committee on Constitutional Amendments

Proposes an amendment to Section 14 of Article I of the Constitution to place railroad corporations or other corporations engaged in construction, maintenance, and operation of railroads, telegraph and telephone lines, electric power lines, pipelines for oil, gas, water, etc., either as a public utility or common carrier in the same position, with respect to eminent domain proceedings, as municipal corporations, state or county, water districts, etc. See also **ACA 57**.

ACA 57 (Bradley): To Committee on Constitutional Amendments

Proposes constitutional amendment to extend power of eminent domain presently restricted to public agencies to private electric, water, gas, telephone or telegraph corporations which are subject to the jurisdiction of the Public Utilities Commission. See **ACA 56 (Nisbet)**.

Senate

SB 1752 (Miller): To Committee on Judiciary

Submits to voters a proposal that conducting, participating in or being present as a spectator at any baseball, football, rodeo, motion picture, wrestling, golf, tennis, automobile racing or polo exhibition held on Memorial Day or on any Sunday shall be a misdemeanor. (Present law

makes boxing a misdemeanor on Sundays or Memorial Day.)

SB 2316 (Murdy): To Committee on Judiciary

Adds Section 1241.5 to Code of Civil Procedure to provide that no public body having the right of eminent domain shall exercise such right in areas zoned exclusively for agriculture, except for reservoir purposes, without having first obtained approval from the board of supervisors which established such zoning provisions.

Bills to Watch

Assembly

AB 32 (Lowrey and others): To Committee on Conservation, Planning, and Public Works

Appropriates \$300,000 to create a committee for the development of the California Public Outdoor Recreation Plan for the purpose of conducting a survey of the potential and actual recreation lands and to formulate a state policy on the use of such lands for recommendation to the legislature. Provides for an advisory council and technical consultant group to the committee without labor representation.

AB 73 (Kelly): To Committee on Agriculture

Appropriates \$125,000 from Fair and Exposition Fund to the Sixth District Agricultural Association of California for the purpose of holding an annual industrial and trade exposition to demonstrate and promote the trade and industrial progress by means of displays of state industrial products and techniques and such other displays and exhibits as will illustrate the importance of trade and industry in the state economy, etc. Senate companion: SB 450 (Richards).

AB 116 (Belotti and Lindsay): To Committee on Conservation, Planning, and Public Works

Provides for registration of forest products and equipment brands; prohibits movement of forest products or use of booming equipment in this regard unless a brand or catch brand is clearly placed on the forest products or booming equipment; establishes penalties and registration fees. Senate companion: SB 1323 (Christensen).

AB 227 (Luckel and others): To Committee on Municipal and County Government

Gives person the right to attend meetings of local legislative bodies without signing a register or otherwise requiring fulfillment of a condition precedent to his attendance.

AB 249 (Bradley): To Committee on Judiciary

Amends California law regarding future interests in property to repeal the law against the suspension of the absolute power of alienation, and other limitations on successive estates for life and remainders. Leaves intact the rule against perpetuities. Also provides that the terms in the instrument creating a trust that the trust may not be terminated is ineffective insofar as it purports to be applicable beyond the time within which future interests in property must vest.

AB 428 (Ernest R. Geddes): To Committee on Municipal and County Government

Repeals Article 8, Chapter 5, Part 2,

Division 2, Title 3, of the Government Code, which allows boards of supervisors of counties to sell or lease for term not exceeding ninety-nine years without vote of county electors any real property belonging to the county.

AB 588 (Hawkins): To Committee on Judiciary

Adds Section 2983 to Civil Code to provide that when a note is taken by the seller or finance company as a part of an installment transaction for the retail sale of tangible personal property, such note shall refer to the installment agreement out of which it arises. In the hands of a subsequent holder, such note shall be subject to all defenses which the buyer might have asserted against the seller or finance company, except that an acknowledgment of delivery of a copy of the agreement by the buyer shall be conclusive proof of such delivery in favor of an assignee of such note without actual knowledge to the contrary.

AB 824 (Hawkins): To Committee on Finance and Insurance

Adds new chapter to Corporations Code relating to foreign corporations doing business in this state. Provides that any foreign banking corporation, federal savings and loans association, or insurance company, organized under federal laws or those of any other state, which does not maintain an office in this state for the transaction of business, shall not be construed to be doing business in this state while engaging in any of the enumerated activities. Provides for the filing of such foreign corporations with the Secretary of State. Also provides that such foreign corporations shall not be required to comply with the provisions of the Corporations or Financial Code and are not subject to the Bank and Corporation Tax Law of the Revenue and Taxation Code.

AB 877 (Bruce F. Allen): To Committee on Education

Adds Section 3365 to Welfare and Institutions Code to provide that any city or county, political subdivision or district of this state may purchase materials or supplies manufactured by the California Industries for the Blind at the prices fixed therefor by the committee without advertising or calling for bids. See also AB 878.

AB 878 (Bruce F. Allen): To Committee on Education

Similar to AB 936 (MacBride and others), except makes such provisions part of Welfare and Institutions Code.

AB 975 (Chapel and others): To Committee on Governmental Efficiency and Economy

Provides various state departments and agencies make studies regarding use of atomic energy. Creates position of Coordinator of Atomic Development Activities. States public policy in favor of development of peaceful atomic energy program in cooperation with federal government.

AB 1824 and AB 1825 (Rumford and others): To Committee on Education

Appropriates \$1,000,000 and establishes a pilot program to lend assistance to local agencies in establishing summer work ex-

perience programs for use by those between 14 and 18 years of age.

See also AB 1826 under UNEMPLOYMENT INSURANCE—WATCH.

AB 3003 (O'Connell): To Committee on Public Utilities and Corporations

Requires Public Utilities Commission to give precedence to applications of common carriers or a group of common carriers for rate increases to offset increases in wages or cost of materials and supplies incurred or to be incurred in the immediate future. Requires Commission to complete hearings within 45 days of application and issue decision within 60 days thereafter. See also AB 3391.

AB 3158 (Wilson): To Committee on Finance and Insurance

Adds Chapter 13 to Division 8 of the Business and Professions Code to create the Prorater Commission, to regulate and control the issuance of licenses to proraters and business agents. Provides applicants must other requirements. Allows proraters to charge 15 percent of the payments distributed by them to the creditors of a debtor. See also AB 1398 (Weinberger) and SB 2156 (Miller).

AB 3182 (Chapel): To Committee on Governmental Efficiency and Economy

Provides that the general provisions of the Business and Professions Code shall govern the construction of the Code, unless the context otherwise "specifically" requires.

AB 3193 (Ernest R. Geddes): To Committee on Judiciary

Adds new skeleton title to Code of Civil Procedure entitled Amortization of Private Debts. Declares purpose of title is to provide a method by which consumers who have incurred debt beyond their immediate ability to pay may propose a plan for the amortization of their debts over a period of time and for judicial supervision and enforcement of such plans.

AB 3928 (Burton): To Committee on Finance and Insurance

Establishes unspecified maximum interest rate on loans made by banks, building and loan associations, etc., and other lending institutions exempt from the seven percent maximum set forth in Section 22 of Article XX of Constitution, and the implementing initiative known as the Usury Law.

AB 4003 (Lanterman and others): To Committee on Municipal and County Government

Adds new chapter to Government Code to provide for the formation of "urban districts" in unincorporated territory of counties to facilitate the administration of county governmental functions in such territories; provides for operation of government of such districts and defines their powers and duties; district would have neither power to tax nor to issue bonds, but instead appears to be designed to serve as an administrative arm of the county for the supervisors.

ASSEMBLY

Committees, Members, Meeting Times and Places

AGRICULTURE—Hansen (Chairman), Winton (Vice Chairman), Backstrand, Biddick, Britschgi, Brown, Erwin, Samuel R. Geddes, Henderson, Holmes, House, Kelly, Lowrey, McCollister, Pattee, Schrade, and Sedgwick.

Wednesdays, 3 p.m. Room 4202.

CIVIL SERVICE AND STATE PERSONNEL—Samuel R. Geddes (Chairman), MacBride, (Vice Chairman), Burke, Burton, Marsh, Meyers, Nielsen, Thelin, and Thomas.

Fridays, 3 p.m. Room 4168.

CONSERVATION, PLANNING, AND PUBLIC WORKS—Lindsay (Chairman), Rees (Vice Chairman), Bruce F. Allen, Don A. Allen, Beaver, Belotti, Biddick, Caldecott, Collier, Davis, Donald D. Doyle, Hansen, Hegland, Kilpatrick, Lowrey, McGee, Meyers, Miller, Munnell, Nisbet, Schrade, Sedgwick, Sumner, and Unruh.

Thursdays, 8 p.m., and Tuesdays, 3 p.m. Room 4202.

CONSTITUTIONAL AMENDMENTS—Nisbet (Chairman), Sumner (Vice Chairman), Bradley, Busterud, Chapel, Conrad, Elliott, Kilpatrick, and Thomas.

On call. Room 4168.

EDUCATION—Donald D. Doyle (Chairman), Donahoe (Vice Chairman), Bee, Britschgi, Collier, Crawford, Dahl, Davis, Elliott, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Hanna, Hegland, House, Kelly, Kilpatrick, Porter, Rees, Sedgwick, Shell, and Winton.

Tuesdays, 3 to 6 p.m. Room 4202.

ELECTIONS AND REAPPORTIONMENT—Grant, (Chairman), Burton, (Vice Chairman), Burke, Busterud, Chapel, Conrad, Crown, Francis, Meyers, Munnell, Porter, and Weinberger.

Wednesdays, 3 p.m. Room 4168.

ENGROSSMENT AND ENROLLMENT—Burke, (Chairman), Frew (Vice Chairman), Don A. Allen, Levering, Lindsay, and Munnell.

On call. Room 3106.

FINANCE AND INSURANCE—Unruh (Chairman), Biddick (Vice Chairman), Beaver, Coolidge, Donald D. Doyle, Ernest R. Geddes, Hawkins, Kelly, Levering, McCollister, Munnell, O'Connell, Pattee, Rumford, Thelin, and Wilson.

Mondays, 8 p.m. Room 5168.

FISH AND GAME—Belotti (Chairman), Davis (Vice Chairman), Don A. Allen, Caldecott, Thomas J. Doyle, Erwin, Frew, Grant, Lindsay, McGee, Nisbet, Pattee, Schrade, and Thomas.

Tuesdays, 8 p.m. Room 5168.

GOVERNMENT ORGANIZATION—Weinberger (Chairman), Johnson (Vice Chairman), Beaver, Conrad, Coolidge, Thomas J. Doyle, MacBride, McCollister, Rees, Rumford, and Shell.

Tuesdays, 3 p.m. Room 4168.

GOVERNMENTAL EFFICIENCY AND ECON. ONMY—Brown (Chairman), Busterud, (Vice Chairman), Bee, Biddick, Bonelli, Bradley, Cunningham, Elliott, Ernest R. Geddes, Holmes, Levering, Luckel, McMillan, Sedgwick, Stewart, and Winton.

Tuesdays, 3 p.m. Room 2170.

INDUSTRIAL RELATIONS—McMillan (Chairman), Holmes (Vice Chairman), Backstrand, Burton, Elliott, Gaffney, Henderson, McGee, Shell, and Unruh.

Thursdays, 8 p.m. Room 4164.

JUDICIARY—Bruce F. Allen (Chairman), McGee (Vice Chairman), Biddick, Bradley, Brown, Busterud, Caldecott, Crawford, Crown, Francis, Hanna, MacBride, Masterson, McMillan, Miller, O'Connell, Sumner, Thelin, and Weinberger.

Mondays and Wednesdays, 8 p.m. Room 2170.

LEGISLATIVE REPRESENTATION—Meyers (Chairman), Thelin (Vice Chairman), Brown, Cunningham, Johnson, McMillan, and Stewart.

On call. Room 2196.

LIVESTOCK AND DAIRIES—Erwin (Chairman), Pattee (Vice Chairman), Belotti, Britschgi, Hanna, Hansen, Kelly, McCollister, and Porter.

Wednesdays on adjournment of Agriculture Room 4202.

MANUFACTURING, OIL, AND MINING INDUSTRY—Kelly (Chairman), Shell (Vice Chairman), Bruce F. Allen, Burton, Crown, Donahoe, Grant, Hansen, Klockslem, Lowrey, Luckel, McCollister, Miller, Nisbet, O'Connell, and Unruh.

Tuesdays, 8 p.m. Room 4202.

MILITARY AFFAIRS—Nielsen (Chairman), Dills (Vice Chairman), Don A. Allen, Backstrand, Crawford, Cunningham, Frew, Marsh, Stewart, and Wilson.

Thursdays, 3 p.m. Room 4168.

MUNICIPAL AND COUNTY GOVERNMENT—Bradley (Chairman), Crown (Vice Chairman), Bonelli, Britschgi, Ernest R. Geddes, Hegland, Holmes, Johnson, Klockslem, Lanterman, Nielsen, Nisbet, and Winton.

Tuesdays, 8 p.m. and Thursdays, 3 p.m. Room 4164.

PUBLIC HEALTH—Rumford (Chairman), Crawford (Vice Chairman), Coolidge, Cunningham, Dills, Grant, Hanna, Johnson, and Thelin.

Mondays, 3 p.m. Room 5168.

PUBLIC UTILITIES AND CORPORATIONS—Cunningham (Chairman), Marsh (Vice Chairman), Bonelli, Burke, Chapel, Dills, Donald D. Doyle, Francis, Hawkins, Holmes, Johnson, Luckel, and Wilson.

Tuesdays, 3 p.m. Room 5168.

REVENUE AND TAXATION—Coolidge (Chairman), Wilson (Vice Chairman), Bonelli, Bradley, Britschgi, Chapel, Collier, Crawford, Dahl, Thomas J. Doyle, Francis, Samuel R. Geddes, Hawkins, House, Klockslem, Lanterman, Marsh, Masterson, Pattee, Thomas.

Thursdays, 8 p.m. Room 2170.

RULES—Miller (Chairman), Beaver, Dahl, Hawkins, Henderson, O'Connell, and Schrade.

Tuesdays, Wednesdays and Thursdays, 9:15 a.m., and on call. Room 3184.

SOCIAL WELFARE—Bee (Chairman), Lanterman (Vice Chairman), Bruce F. Allen, Donahoe, Samuel R. Geddes, Hegland, Kilpatrick, Masterson, Sedgwick, and Sumner.

Wednesdays, 3 p.m. Room 2170.

TRANSPORTATION AND COMMERCE—Luckel (Chairman), Gaffney (Vice Chairman), Backstrand, Belotti, Bonelli, Busterud, Dahl, Dills, Thomas J. Doyle, Francis, Frew, House, Kilpatrick, Meyers, Rumford, and Wilson.

Mondays and Thursdays, 3 p.m. Room 2170.

WAYS AND MEANS—Caldecott (Chairman), Lowrey (Vice Chairman), Bruce F. Allen, Beaver, Bee, Belotti, Brown, Collier, Conrad, Coolidge, Donahoe, Erwin, Gaffney, Ernest R. Geddes, Hansen, Hawkins, Henderson, Klockslem, Lanterman, Lindsay, MacBride, Masterson, McMillan, Porter, Rees, Schrade, Shell, and Weinberger.

Mondays and Thursdays, 3 p.m. Room 4202.

Committees, Members, Meeting Times and Places

AGRICULTURE—Abshire (Chairman), Murdy (Vice Chairman), Byrne, Cobey, Coombs, Desmond, Dilworth, Donnelly, Erhart, Ed. C. Johnson, Montgomery, Short, Williams.

Fridays, 9 a.m. Room 4203.

BUSINESS AND PROFESSIONS — Kraft (Chairman), Robert I. McCarthy, Breed, Desmond, Gibson, John F. McCarthy, Richards, Teale, Thompson.

Fridays, 9 a.m. Room 3191.

EDUCATION—Donnelly (Chairman), Short (Vice Chairman), Byrne, Coombs, Dilworth, Dorsey, Farr, Grunsky, Harold T. Johnson, Miller, Murdy.

Tuesdays, 1 p.m. Room 4203.

ELECTIONS—Dilworth (Chairman), Cobey (Vice Chairman), Byrne, Dolwig, Kraft, Robert I. McCarthy, Short.

Wednesdays, 9 a.m. Room 2040.

FINANCE—McBride (Chairman), Brown (Vice Chairman), Abshire, Breed, Burns, Collier, Desmond, Dilworth, Donnelly, Dorsey, Miller, Sutton, Williams.

Mondays, 9 a.m. Room 4203.

FINANCIAL INSTITUTIONS—Byrne (Chairman), Grunsky (Vice Chairman), Beard, Burns, Collier, Kraft, McBride, Robert I. McCarthy, Miller.

Thursdays, 1 p.m. Room 2040.

FISH AND GAME—Ed. C. Johnson (Chairman), Arnold (Vice Chairman), Berry, Brown, Busch, Cobey, Erhart, Robert I. McCarthy, Miller, Murdy, Williams.

Wednesdays, 1 p.m. Room 4040.

GOVERNMENTAL EFFICIENCY — Desmond (Chairman), Burns (Vice Chairman), Brown, Busch, Collier, Cunningham, Ed. C. Johnson, Harold T. Johnson, McBride, John F. McCarthy, Regan.

Wednesdays, 9 a.m. Room 4203.

INSTITUTIONS—Coombs (Chairman), Beard (Vice Chairman), Busch, Cunningham, Farr, Hollister, Richards, Teale, Thompson.

Wednesdays, 1 p.m. Room 3191.

JUDICIARY—Regan (Chairman), Busch (Vice Chairman), Arnold, Beard, Cobey, Coombs, Christensen, Desmond, Dolwig, Dorsey, Farr, Grunsky, Richards.

Mondays, 1 p.m. Room 4203.

LABOR—Montgomery (Chairman), John F. McCarthy (Vice Chairman), Abshire, Harold T. Johnson, Murdy, Sutton, Williams.

Mondays, 1 p.m. Room 3191.

LEGISLATIVE REPRESENTATION—Murdy (Chairman), Grunsky (Vice Chairman), Cunningham, Desmond, McBride.

On call. Room 3191.

LOCAL GOVERNMENT—Gibson (Chairman), Dolwig (Vice Chairman), Arnold, Berry, Erhart, Montgomery, Regan, Teale, Williams.

Tuesdays, 1 p.m. Room 4040.

MILITARY AND VETERANS AFFAIRS—Sutton (Chairman), Farr (Vice Chairman), Arnold, Beard, Brown, Cobey, Cunningham, Dolwig, Dorsey, Erhart, Hollister.

Fridays, 1 p.m. Room 4040.

NATURAL RESOURCES—Harold T. Johnson (Chairman), Berry (Vice Chairman), Brown, Byrne, Erhart, Farr, Grunsky, Hollister, McBride, Miller, Teale.

Thursdays, 9 a.m. Room 2040.

PUBLIC HEALTH AND SAFETY—Thompson (Chairman), Dolwig (Vice Chairman), Beard, Berry, Breed, Ed. C. Johnson, Kraft, Richards, Short.

Thursdays, 1 p.m. Room 3191.

PUBLIC UTILITIES — Erhart (Chairman), Hollister (Vice Chairman), Beard, Busch, Christensen, Short, Thompson.

Monadys, 9 a.m. Room 4040.

REVENUE AND TAXATION—Breed (Chairman), Christensen (Vice Chairman), Abshire, Arnold, Burns, Collier, Dilworth, Gibson, Grunsky, Kraft, McBride.

Fridays, 1 p.m. Room 3191.

RULES—Burns (Chairman), John F. McCarthy (Vice Chairman), Brown, Cunningham, Miller.

Fridays, 11 a.m. Room 3044.

SOCIAL WELFARE — Dorsey (Chairman), Teale (Vice Chairman), Abshire, Dolwig, Montgomery, Murdy, Sutton.

Tuesdays, 9 a.m. Room 2040.

TRANSPORTATION — Collier (Chairman), Richards (Vice Chairman), Berry, Breed, Busch, Christensen, Cunningham, Donnelly, Gibson, Hollister, Harold T. Johnson, John F. McCarthy, Robert I. McCarthy.

Tuesdays, 9 a.m. Room 4203.

WATER RESOURCES—Williams (Chairman), Cunningham (Vice Chairman), Abshire, Donnelly, Gibson, Ed. C. Johnson, Montgomery, Murdy, Regan, Sutton, Thompson.

Thursdays, 9 a.m. Room 3191.

72 **CALIFORNIA CONGRESSMEN — 1957-58**

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Colusa Glenn, Sutter, Sacramento, Yolo, Yuba.....	3.....	John MOSS, Jr.....	D.....
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