



# California AFL-CIO News

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Executive Secretary-Treasurer  
THOS. L. PITTS

April 21, 1967  
Vol. 9—No. 16



**ESSAYIST HONORED**—Colleen Gandrau, state winner of the 1967 "Ability Counts" contest sponsored by the Governor's Committee for Employment of the Handicapped, accepts a check for first-class round-trip air fare to Washington, D.C., plus \$100 in spending money from Thomas A. Small, a vice president of the California Labor Federation and president of the San Mateo County Central Labor Council, who made the presentation in behalf of Thos. L. Pitts, the State Federation's secretary-treasurer. The State AFL-CIO contributes this sum to the contest each year to help spur recognition of the capabilities of many physically and mentally handicapped persons among the youth of our state and to publicize their capability to the employer community. Miss Gandrau, a student at Mercy High School in Burlingame, will compete in the national essay contest sponsored by the President's Committee on Employment of the Handicapped, which features a \$1,000 prize.

## Fed Plans All-Day Parley Prior To Referees' Forum in Fresno

A special one-day UI-DI Educational Conference sponsored by the California Labor Federation, AFL-CIO, will be held at the Hacienda Motel in Fresno on Thursday, May 18.

The conference, scheduled in conjunction with the Administrative Referees Association's annual forum, to be held at the Hacienda Motel May 19-20, will be devoted to a review and discussion of unem-

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## Mobile Home Boycott Ends

A consumer boycott against Skyline, Inc., one of the nation's largest mobile home manufacturers, was ended this week following a major victory for the Carpenter's Union cam-

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## Bill Perils Pension Rights, Pitts Warns

"The pension rights of virtually all California workers are seriously jeopardized by a bill introduced recently by Assemblyman E. Richard Barnes," State AFL-CIO leader Thos. L. Pitts warned this week.

The measure, AB 1513, would require all pension plans established through collective bargaining agreements to allow all employees to withdraw their contributions and those made in their behalf by their employer, minus administrative costs, on termination of their employment.

"While on the face of it, this might sound good," Pitts said, "it would literally annihilate the pension benefit levels that tens of thousands of California workers are presently counting on to keep them out of the poor house in their old age.

"Anyone with even the scantest knowledge of pension plan planning knows that it is actuarially impossible to provide

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## Details of 1 of Reagan's Labor Bills Spelled Out

Just 15 days ago Governor Ronald Reagan announced that he was calling for labor legislation which among other things would be "aimed at eliminating financial conflicts of interest of officers and agents in labor organizations."

A day later, on April 7, SB 947, the bill dealing with this aspect of the Governor's labor

For the text of the second bill in Governor Reagan's labor program which calls for secret ballot votes on all internal union policy matters, see Page 3.

legislation program was introduced by Senator Fred Marler (R.-Redding).

Here is what the measure, which would be known as the Labor and Management Improper Practices Act, would do, according to the State Legislative Counsel's Digest:

"Declares the public policy of California to be: that the officers and agents of a labor

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## REHAB NEEDED

### Solons Urged to Hike Benefits for On-Job Injuries

Strong support for "long-overdue" legislative action to improve benefits and require rehabilitation facilities for workers hurt on the job was voiced by the California Labor Federation, AFL-CIO, at hearings before the Senate Committee on Insurance and Financial Institutions in Sacramento this week.

In testifying Tuesday in support of a series of 10 bills (SB

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## LEGISLATIVE NOTES

### Senate OKs Repeal Of Rumford Act

Repeal of the Rumford Fair Housing Act, which was enacted in 1963 with strong labor sup-

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## Senate OKs Repeal of Rumford Act

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port, was approved by the State Senate by a 23 to 15 vote late Thursday, April 13, and sent to the Assembly. On Monday it was referred to the Assembly's nine-member committee on Governmental Efficiency and Economy chaired by Assemblyman Lester A. McMillan (D-Los Angeles).

Senate action on the measure, SB 9, came after the name of Senate President Pro Tem Hugh M. Burns (D-Fresno) was inserted as first sponsor of the bill. It was originally introduced solely by Senator John G. Schmitz (R-Orange County), the State Senate's only avowed member of the John Birch Society.

In the course of vigorous Senate debate on the measure which would repeal current provisions of state law aimed at curbing discrimination in housing solely on the basis of race, State Senator Nicholas Petris, one of the 15 Senate Democrats who voted against repeal, eloquently protested a colleague's reference to anti-discrimination legislation as a "racial kick" saying:

"The racial kick started 350 years ago when the Negroes were landed at Jamestown. They did not land in hope but in chains, darkness and despair."

And, warning that legislative action to eliminate the Rumford law would tighten pressures, increase frustrations and deepen the despair, the Alameda Democrat added:

"This heightens the chances of violence."

In other action this week, a California Labor Federation spokesman testified in behalf of a package of Federation-initiated measures designed to improve the state's unemployment insurance program. Hearings on these measures, AB 671 through AB 677 all introduced by Assemblyman Charles Warren (D-Los Angeles), were held Tuesday by the Assembly Finance and Insurance Committee's Subcommittee on Unemployment Insurance chaired by Bob Moretti (D-Los An-

## Fed Plans All-Day Parley Prior To Referees' Forum in Fresno

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ployment insurance appeals and of case law related to both unemployment insurance and disability insurance cases.

The Federation's all-day conference will also feature selected speakers and extensive discussion of how union officials can best represent their members on unemployment insurance and disability insurance claims, State AFL-CIO leader Thos. L. Pitts said.

The ARA Forum May 19 and 20 will be devoted to a discussion of problems that arise in connection with the administration of the unemployment insurance program in California.

Subjects to be aired at the Forum will include: the presentation of a case at an appeals hearing; and a review of the state's unemployment insurance

laws. The Forum will also include workshops, panel discussions, a cocktail party and a dance.

In a letter dispatched last week, Pitts urged all Federation affiliates to send representatives to both the Federation's UI-DI Educational Conference and the ARA Forum.

Registration forms for the Forum may be obtained from the ARA Forum Arrangements Committee, 234 11th Street, Oakland or from the nearest referee's office of the Department of Employment.

The Federation's Education Conference on May 18 will open at 9:30 a.m. and extend to 5:00 p.m. Representatives planning to participate who wish to make reservations at the Hacienda or other motels in the vicinity should do so directly with the motel of their choice.

ges). The bills were all taken under submission.

### HEARINGS SET

Among bills scheduled for hearings within the next few weeks are: AB 880-Thomas before the State Personnel & Veterans Affairs Committee chaired by Assemblyman Miliias on May 4; and AB 353-Knox and AB 475-Davis before the Assembly Committee on Industrial Relations chaired by Assemblyman Walter W. Powers on May 5.

SB 945, introduced by the Senate's only avowed member of the John Birch Society, Senator John Schmitz (R-Tustin), would deny unemployment insurance benefits to any worker who voluntarily quit his job "without good cause twice within a period of three years." As introduced on April 7, the bill provides no definition or clue to what would be considered "good cause." On the face of it it appears to be a management bill aimed at denying jobless benefits to workers who have already earned them.

SB 187—Moscone—to require all polling places in California to close at 8 p.m. has been passed by the Senate and sent to the Assembly. At present only about a dozen of California's 58 counties keep their polls open until 8 p.m. The rest close at 7 p.m.

## Solons Urged To Up Benefits for On-Job Injuries

(Continued from Page 1)

276-SB 285) introduced by Senator Stephen P. Teale (D-Railroad Flat, Plumas Co.) the state AFL-CIO pointed out that permanent disability benefits haven't been increased since September 18, 1959 even though the average weekly earnings of injured workers climbed more than 27 percent in the interim.

The significance of this lies in the fact that benefits are supposed to be based on the average actual weekly earnings of injured workers.

But even when the present maximum permanent disability benefits schedule was adopted in 1959, the maximum actual earnings for purposes of figuring benefits was fixed at \$85.02 a week although at that time the actual average weekly wage of injured workers was \$98.33.

Since then the injured workers' average weekly wage has climbed to \$125.58.

The Federation also called the Committee's attention to the fact that at present less than one worker in four who suffers a permanent disability even gets the benefits intended under existing law, namely 61% percent of his actual earnings.

Historically the maximum benefit amount for permanent disability was the same as that for temporary disability, but today, the State AFL-CIO noted, the maximum temporary disability benefit is \$70 per week while the maximum permanent disability benefit is only \$52.50 per week.

Pointing out that in terms of maximum weekly benefits, California ranks 12th in terms of permanent partial disabilities and 16th in terms of permanent total disabilities among the 50 states of the nation, the Federation urged the Committee to:

- Increase the minimum weekly benefit for permanent disability from \$20 to \$25 (SB 277).

- Increase the maximum weekly benefit from \$52.50 to \$150 (SB 277).

- Double the number of weeks payable for permanent disabilities of 20 percent or more (SB 276).

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## Mobile Home Boycott Ends

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paign to organize the mobile home building industry.

Termination of the two-month old boycott, launched jointly by the California State Council of Carpenters and the Carpenters' 8th District Organizing Program, came after employees at the firm's plant at Hemet, California, ratified a contract.

The agreement, "represents a major breakthrough in our campaign to organize an industry which today provides one out of every five new dwelling units in this state," a joint statement issued by Anthony L. Ramos, executive officer of the California State Council of Carpenters and Armon Henderson, director of the Carpenters' 8th District Organizing Program, said.

The statement also paid tribute to the cooperation received from other trade unionists in connection with the consumer boycott saying:

"Without the support given the consumer boycott by organized labor, it is doubtful if we could have secured a signed agreement."

# Details of 1 of Reagan's Labor Bills Spelled Out

(Continued from Page 1)  
organization have a fiduciary obligation in handling the organization's assets and they shall not acquire any financial interests which interfere or tend to interfere with the faithful performance of their responsibility to the labor organization; that such officers and agents shall account fully to the members of such labor organization for all assets and financial transactions; that employers, employer organizations, labor relations consultants and other persons shall not participate in, or induce, violation of such fiduciary obligation.

"Prohibits officers and agents of labor organizations from having certain financial interests and engaging in certain transactions.

"Prohibits employers, employer organizations, labor relations consultants and other persons from knowingly participating in or inducing any conduct or act which would violate the obligations owed by a labor organization's officer or agent.

"Provides for legal and equitable actions for a labor organization or any of its members for relief to redress a violation of any such fiduciary obligations; makes employer, employer organization, labor relations consultant or other person who has induced, or participated in, any such violation by a labor organization officer or agent subject to the same liabilities as such officer or agent; attaches criminal penalties for such violations.

"Requires labor organizations and employer organizations to file annual reports with the Director of Industrial Relations showing certain information, including financial transactions and condition of such organization during the fiscal year; requires certain reports to be filed by employers and labor relations consultants; provides that such reports are public information, and requires them to be made available for public inspection.

"Requires labor organizations, employer organizations, employ-

## Big Difference Between Govt. and Business

"Firms so large that they can tilt the national economy and shake the lives of thousands to whom they owe no legal responsibility raise serious problems for us and for their managers. They have become more influential in our lives than many of the states. In 1958, a year of recession, eight corporations enjoyed revenues greater than the tax revenues of the State of California (\$3 billion) and 46 had revenues of more than \$1 billion each (which only seven States could equal).

"Officials who administer state funds for education, transportation, agriculture, welfare, police and legal services—which are as productive as any services provided by business—are regularly and directly accountable to all their citizens. They must account to the urban residents for money spent to aid agriculture, and to the rural population for money spent on police protection in the cities.

"But corporation officials are accountable to no one but their stockholders, and not at all to those who are still very definitely affected by their decisions." — **Professor James Kuhn, an Associate in Industrial Relations at Columbia University.**

ers and labor relations consultants to maintain books and records of their transactions, such books and records to be preserved for a period of five years; authorizes the director to enforce such accounting provisions by examining such books and records, issuing subpoenas for records and witnesses, and to make such investigation as is necessary; makes violation of such accounting provisions, and certain other actions relating thereto, a misdemeanor.

"Creates an advisory council of three members, to be appointed by the Governor, to inform the Governor and Legislature concerning the operation, administration, and enforcement of the provisions, with the power to make recommendations for improvement or revision of the act."

## Text of 'Secret Ballot' Bill

Reprinted below is the text of AB 1709 as introduced for Governor Ronald Reagan on April 10 by Assemblyman Charles J. Conrad (R-Los Angeles), who racked up an 11 to 1 anti-labor voting record during the last regular legislative session in 1965:

California Legislature—1967 Regular Session

ASSEMBLY BILL

No. 1709

Introduced by Assemblyman Conrad

April 10, 1967

REFERRED TO COMMITTEE ON INDUSTRIAL RELATIONS  
An Act to add Chapter 9 (commencing with Section 1150) to Part 3 of Division 2 of the Labor Code, relating to labor unions.

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

1 Section 1. Chapter 9 (commencing with Section 1150) is  
2 added to Part 3 of Division 2 of the Labor Code, to read:

### CHAPTER 9. LABOR UNIONS

6 1150. When any labor union is required to submit a  
7 question of internal union policy to a vote of the entire  
8 union membership, each member voting shall be guaran-  
9 teed the right to a secret ballot.

10 1151. For purposes of Section 1150, "required" means:

11 (a) Required by federal law;

12 (b) Required by any law of the State of California;

13 (c) Required by the constitution of the labor union in-  
14 volved; or

15 (d) Required by the bylaws of the labor union involved.

1 1152. For purposes of Section 1150, a "question of in-  
2 ternal union policy" requiring a secret ballot shall include,  
3 irrespective of any union constitution, bylaw, or rule to the  
4 contrary, the following:

5 (a) Seniority rules;

6 (b) Rules of internal union discipline;

7 (c) The creation, administration, or dissolution of union  
8 pension or welfare programs;

9 (d) Whether expenditures not in the ordinary course of  
10 union business are proper;

11 (e) Whether the union should engage in certain polit-  
12 ical activity;

13 (f) Whether the union should strike or engage in pick-  
14 eting;

14 (g) Whether to initiate collective bargaining negotia-  
15 tions;

16 (h) The terms desired to be included in a collective  
17 bargaining agreement; and

18 (i) Generally, any matter affecting the inner workings  
19 of a labor union and the welfare of its members, and not  
20 subject to the exclusive regulatory jurisdiction of federal  
21 labor laws and federal agencies.

22 1153. For purposes of Section 1150, "secret ballot"  
23 means the expression by ballot, voting machine, or other-  
24 wise, but in no event by proxy, of a choice with respect to  
25 any vote taken upon any matter, which is cast in such a  
26 manner that the person expressing such choice cannot be  
identified with the choice expressed.

### LEGISLATIVE COUNSEL'S DIGEST

AB 1709, as introduced, Conrad (Ind.R.). Labor unions.

Adds Ch. 9 (commencing with Sec. 1150), Pt. 3, Div. 2, Lab.C.

Provides that when any labor union is required by federal or state law, or the constitution or bylaws of the labor union, to submit a "question of internal union policy" to a vote of the entire union membership, each member voting shall be guaranteed the right to a secret ballot.

Defines "question of internal union policy" for purposes of foregoing provision.

Vote—Majority; Appropriation—No; State Expense—No.

## Situs Bill OK Needed to Help Assure Safety

Safe and decent working conditions for construction workers, as well as fair rates of pay, are at stake in the situs picketing bill now pending in Congress, a top union official declared in a network radio interview in Washington, D.C.

The 16-year ban against multi-employer building-site picketing protects subcontractors who maintain substandard conditions and substandard wage rates, giving them "an advantage over union subcontractors," Cornelius J. Haggerty, president of the AFL-CIO Building & Construction Trades Dept., explained.

"We want to equalize the conditions in the industry for all the participants—both the employers and the union people involved," Haggerty said on Labor News Conference, an AFL-CIO program Tuesday on the Mutual Radio Network.

He said that although the picketing restriction mainly affects construction workers, the measure to end it has strong backing throughout the entire labor movement. "As far as I know," Haggerty said, "every union chartered by the AFL-CIO is for the bill."

Almost certain passage of a similar measure was blocked in the last session of Congress when Rep. Adam Clayton Powell (D-N.Y.), then chairman of the House Education & Labor Committee, refused to call it up for floor action, he said.

Haggerty said that even though several Congressmen "sympathetic to our cause on the situs picketing bill" were defeated in the last election, "we think we still have enough votes" to pass the measure in the present Congress. He said the proposal has support on both sides of the aisle in Congress and is backed by the Johnson Administration, as it was by those of Presidents Truman, Eisenhower and Kennedy.

### A View of Government

"Government is still the greatest threat to freedom in our lives." — Governor Ronald Reagan, Washington Post, February 19, 1967. So does he favor anarchy?

# Bill Perils Pension Rights, Pitts Warns

(Continued from Page 1)  
meaningful pension benefits if all of the monies in the fund are subject to instant withdrawal.

"Essentially, this bill, which would impose compulsory 100 per cent vesting on all collectively bargained pension plans but no such restrictions on plans organized unilaterally by the employer, would wipe out the progress achieved during the last quarter century in workers' pension benefits and reduce them all to nothing more than group annuity policies that could provide only a fraction of the pension benefits union members in California are presently counting on."

The Barnes measure would require all existing pension plans to conform with the proposed 100 per cent vesting feature when the existing contract comes up for renewal, or, in any case, by December 31, 1970.

Pitts, Secretary-Treasurer of the California Labor Federation, AFL-CIO, emphasized that the labor movement has been fighting for legislation to protect the rights of workers who move from job to job for years

and, through collective bargaining, have already established regional portability of pension credits in a number of programs.

The state AFL-CIO leader said that Assemblyman Barnes' voting record on labor issues during the 1965 session provides a clue to how interested he really is in the workers' welfare.

"Assemblyman Barnes cast 13 wrong votes to 3 right votes in 1965. Among other things, Barnes voted to slash benefits to disabled workers; opposed a bill to give citizens more time to register to vote; voted for vicious disqualification provisions that deny jobless benefits to thousands of workers; and voted against extension of lien rights to negotiated trust funds.

"This last measure (AB 1274) was a measure designed specifically to protect the workers' pension funds," Pitts pointed out.

Barnes' bill, AB 1513, has been referred to the Assembly Committee on Industrial Relations, chaired by Assemblyman Walter W. Powers (D-Sacramento).

## Solons Urged to Raise Benefits for Injuries

(Continued from Page 2)

- Provide life payments commencing with disabilities of 50 percent or more instead of the present 70 percent or more (SB 276).

The state AFL-CIO also urged the Committee to make establishment of a rehabilitation program mandatory instead of merely voluntary in the interests of maximizing the future earnings potential of workers hurt on the job.

Emphasizing that the trend toward effective rehabilitation programs is already clear, the Federation urged the Committee to approve legislation (SB 281) which, in addition to making a rehabilitation program mandatory would assure that injured workmen undertaking a rehabilitation program would continue to receive their temporary disability benefits in

addition to the "reasonable and necessary living expenses" coincident to their retraining.

Among other things, the Federation called for:

- Improve death benefits for widows and children (SB 284).

### R. J. Thomas, Veteran Labor Leader, Dies

Funeral services for R. J. Thomas, president of the United Automobile Workers of America from 1939 to 1946, were held in Muskegon, Michigan, today.

Thomas, who later served as Assistant Director of Organization of the CIO and as Assistant to the President of the AFL-CIO until his retirement four years ago, died at his home in Muskegon late Monday. AFL-CIO President George Meany expressed his deep regret at the veteran labor leader's death.

## U.C. Employees Chartered as AFSCME Local

University of California Employees at Berkeley have been granted a charter as Local 1695 of the American Federation of State, County and Municipal Employees, Clem R. Regner, the AFL-CIO union's western states area director, disclosed this week.

The new local union, composed of clerical, technical and professional employees of the university, is the second local union affiliated with AFSCME and its new state body, the California Public Employees Council No. 49, to be chartered on the University campus.

Custodians at the Berkeley campus are already represented by AFSCME Local 371.

### 300 Delegates Due at State AFSCME Meet

More than 300 delegates are expected to participate in the first statewide convention of the new California Public Employees Council No. 49, which gets under way at the Statler-Hilton Hotel in Los Angeles today.

The three-day convention of the Council, an affiliate of the AFL-CIO American Federation of State, County and Municipal Employees, will be devoted to legislative issues, organizing efforts and the California County Supervisors' Association "conspiracy" to destroy trade unions in the public employment field, Rod Larson, the new Council's Executive Director, said.

Convention speakers will include Joseph L. Ames, the AFSCME's national Secretary-Treasurer; William L. Kircher, AFL-CIO National Director of Organization; Sigmund Arywitz, Secretary-Treasurer of the Los Angeles County Federation of Labor; and Cesar Chavez, Director of the United Farm Workers' Organizing Committee.

### The Unifink

An electronic firm in New York has disclosed development of a foreman-type computer which is able to spy on other on-line computers and report their errors and idiosyncracies to the boss. It's called Unifink.



# DIGEST OF BILLS

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

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

## Key to Symbols

CR	Civil Rights and Civil Liberties	LC	Labor Code Changes, General	RE	Recreation
DI	Disability Insurance	LI	Liens, Attachments & Writs	S	Industrial Safety
EA	Employment Agencies, Private	LS	Labor Unions, Individually	SL	State & Local Government
ED	Education	LU	Labor Unions, General	TA	Taxation
EL	Elections	MI	Miscellaneous	TR	Training & Retraining
HO	Housing	PE	Public Employees	UI	Unemployment Insurance
IN	Insurance (Incl. H & W)	PH	Public Health	WC	Workmen's Compensation
				WP	Water and Power

## SENATE BILLS

**SB 310 Coombs (Jud.)** Makes indemnity contracts, with specific exceptions, such as workmen's compensation, either contained in or collateral to construction contracts, which purport to indemnify the promisee against liability for death, personal injury, property damage, design defects, or any other loss, damage, or expense, when the damage arises from the negligence or willful misconduct of the promisee, his agents, or independent contractors, to be against public policy and void.

Defines "construction contract" and "design defect." As amended Mar. 30. **WC—Watch**

**SB 316 Grunsky (L.Gov.)** Authorizes junior colleges to hire teachers as temporary employees, pursuant to contract, for a semester of the school year if such additional teachers are needed because of higher enrollment of students during that semester as compared to the other semester. Limits such employment to a total of two semesters during any consecutive three-year period.

Provides that any person employed for 15 hours or less per week to teach adult or junior college classes is a temporary, not probationary employee. As amended April 4. **ED—Watch**

**SB 326 Petris (Inst.)** Provides that California Industries for the Blind must pay its blind and other physically handicapped workers at least the basic federal minimum wage for nonhandicapped workers.

Provides that no more than one civil service worker shall be paid out of the California Industries for the Blind Manufacturing Fund for every eight handicapped workers paid out of that fund, and that no civil service worker whose employment is not directly related to production or who carries out a management or supervisory function above that of shop superintendent shall be paid from that fund. As amended Mar. 31. **MI—Good**

**SB 636 Collier (Trans.)** Revises provisions and defines terms used in the Outdoor Advertising Act. Expands areas regulated to include areas adjacent to federal aid primary highways; areas adjacent to interstate highways constructed upon rights-of-way, any part of the width of which was acquired before July 1, 1956; areas adjacent to interstate highways which are within incorporated areas. Declares intention that newly covered areas conform to controls required by 1965 federal act and that previously covered areas conform to such controls and also to controls required by 1958 federal act, and state act and federal-state agreement enacted and entered into pursuant thereto, to the extent that the latter are stricter than the former. Prohibits from prescribed areas certain advertising displays with certain exceptions relating to directional, official, and informational signs, onsite advertising displays, and advertising displays in business districts within certain commercial or industrial zones. Permits retention of certain displays for prescribed periods. Provides each removal of a nonconforming advertising display after expiration of applicable retention period shall be deemed a taking and requires compensation therefor. Directs Director of Public Works to take steps necessary to obtain federal allotments, rather than granting

him permission to do so. Directs the director to seek agreement with the Secretary of Commerce to provide for effective control of outdoor advertising. Provides for judicial procedure if agreement is not reached. Mar. 17. **LS—Watch**

**SB 641 Kennick (Gov. Eff.)** Increases the number of days of vacation for state civil service employees with more than 20 years' service. Mar. 17. **PE/LS—Good**

**SB 646 Short (B. & P.)** Permits an apprentice barber, who, after failing the barber examination, is completing a further course of study of at least 250 hours of not more than 8 hours a day, to complete a service in process with time credit but not to exceed 30 consecutive minutes.

Prohibits an apprentice barber from working as an apprentice more than 5 years, rather than more than 3 years, before taking the barber examination and prohibits him from working as an apprentice for more than 3 months, rather than for more than 6 months, after completing his studies before taking the examination.

Provides that the 5-year period shall commence on the first day of employment as to each person who receives his original apprenticeship certificate, prior to 61st day after final adjournment of present session and on the date contained in original apprenticeship certificate as to each person who receives his original apprenticeship certificate on or after 61st day after final adjournment of present session. Mar. 27. **LS—Watch**

**SB 648 Dolwig (Ins. & F.I.)** Prohibits denial of compensation to an employee based on his refusal to submit to medical treatment if such employee depends exclusively for healing on prayer in accordance with teachings of well-recognized and bona fide religious sect, denomination, or organization.

Authorizes employer, at option of employee and with consent of employer, to provide employee with treatment by prayer or spiritual means through the application or use of the principles, tenets or teachings of any well-recognized and bona fide religious sect, denomination or organization. Mar. 27. **WC—Watch**

**SB 668 Stiern (Ed.)** Provides for establishment of 10-member Board of Governors of California Junior Colleges, to be appointed by Governor with advice and consent of Senate for four-year staggered terms commencing in January, 1968.

Requires board to appoint Director of California Junior Colleges; to undertake specified responsibilities beginning in January, 1966; to succeed to the State Board of Education, Superintendent of Public Instruction, and Department of Education in administration of junior colleges, commencing on July 1, 1968; and to study and report to Legislature in 1969 concerning the changeover.

Makes technical changes in provisions concerning membership on Coordinating Council for High Education.

Appropriates \$50,000 to the new board. Mar. 28. **ED—Bad**

**SB 684 Way (Rev. & Tax.)** Creates a Department of Revenue to be ad-

## SENATE BILLS (Cont'd)

ministered by a Director of Revenue to be appointed by the Governor, with consent of the Senate, and to serve at the Governor's pleasure, at an annual salary of \$24,500.

Transfers to the department of the functions of the State Board of Equalization relative to sales and use taxes, gas and diesel taxes, truck taxes, cigarette taxes, and subscription television taxes; the functions of the Franchise Tax Board relative to personal income and bank and corporation taxes; and the functions of the State Controller relative to the inheritance, gift, gas, truck, insurance taxes and oil and gas conservation and subsidence abatement district assessments. Transfers also the property, funds and personnel of such agencies employed in the administration of the functions transferred.

Permits taxpayer to appeal to the State Board of Equalization from an assessment of the department without paying tax or to go directly to court upon first making such payment. Permits also an appeal to the State Board of Equalization from the department's action in denying, refusing or revoking any permit or license. Provides in detail for a hearing and decision on such an appeal and for the judicial review of such a decision.

Makes numerous procedural changes consistent with the foregoing.

Abolishes the Franchise Tax Board and the office of its executive officer.

To become generally operative on January 1, 1968. Mar. 28.

TA—Watch

**SB 706 Bradley (Gov. Eff.)** Abolishes the Office of Consumer Counsel. Mar. 28. MI—Bad

**SB 707 Bradley (Gov. Eff.)** Abolishes the Economic Development Agency. Mar. 28. SL/MI—Bad

**SB 711 Short (Gov. Eff.)** Continues coverage of Meyers-Geddes State Employees' Medical and Hospital Care Act for employees laid off during fiscal years 1966-1967 and 1967-1968 for 26 weeks after layoff, or until reemployment by the state, whichever is the earlier. Requires the state to contribute the total cost of coverage, but not to exceed \$30 per month per employee.

Makes continuing monthly appropriations. Mar. 28. PE—Good

**SB 712 Short (Gov. Eff.)** Establishes state policy that no employee shall be separated from state service due to the elimination of his position by reason of automation, reorganization or economy until all possible steps have been taken on an interdepartmental basis to avoid such layoffs. Requires the appointing powers to provide counseling and training to place employees in other state jobs. Gives civil service board power to restrict methods of appointment if it is essential to the placement in other positions of employees who have been so separated from their state position. Mar. 28. PE—Good

**SB 713 Short (Gov. Eff.)** Includes employees who accept a transfer or demotion in lieu of layoff in provisions calling for the payment of moving expenses by the state for a move required by a change in assignment. Mar. 28. PE—Good

**SB 716 Short (Gov. Eff.)** Provides that employees laid off from position in state service on or after April 1, 1967, due to lack of work or funds shall be paid severance pay at the rate of one-half month's pay per year of service, not to exceed 12 months' salary. Mar. 28. PE—Watch

**SB 731 Dymally (Gov. Eff.)** Requires members of State Board of Education to be elected by a majority of each house of the Legislature from a list of five nominees per position submitted by the Governor; requires at least five members of the board to have served on a local school district governing board for at least two years.

Increases term of office of members of State Board of Education from four to 10 years; provides for staggered terms, and schedule of election of new board.

Provides vacancy on board shall be filled in same manner as a new member is elected.

Operative only if Assembly Constitutional Amendment No. — of 1967 session is adopted. Mar. 29. ED—Bad

**SB 736 Moscone (Lab.)** Reenacts and extends in effect until 1969 provisions re: the safety of persons engaged in loading or unloading ships or vessels in regard to handtrucks; handtools; the storage of materials; curbs or rails on docks, wharves or piers; the inspection of equipment; dock plates, and the use of internal combustion engines; and providing that such provisions shall not limit safety orders of the Division of Industrial Safety. Mar. 29. LC/S—Watch

**SB 751 Stiern (B. & P.)** Provides for the certification and regulation of X-ray technicians by the State Department of Public Health. Mar. 29. TR/LS—Watch

**SB 754 Whetmore (B. & P.)** Permits barber college to engage specified persons, who are not licensed California barber instructors, to instruct or demonstrate under supervision of barber college.

Permits engagement of physician and surgeon to lecture on or demonstrate sanitation, sterilization, skin, or scalp disease. Permits a person with at least four-year college degree to lecture on or demonstrate subjects related to barbering, manufacturer of barbering products or his representative to demonstrate products related to barbering, a barber licensed in this state or in any other state or country to lecture on or demonstrate any phase of hair styling, or organizer or officer of organization to lecture on subject relating to welfare of barber business.

Prohibits such person from being so engaged in barber college for more than 10 daily periods of five hours each per year.

Requires barber college to keep daily record of all persons so engaged. Mar. 29. LS—Watch

**SB 772 McCarthy (Ins. & F.I.)** Provides that the right of action of an employer against a third person, who has injured or caused the death of the employee, is not barred by the contributory fault of the employer except where the employer was guilty of serious and willful misconduct and in other specified cases. Mar. 30. WC—Bad

**SB 777 Grunsky (Jud.)** Repeals statutes relating to mechanics' liens and bonds of contractors on public works, and enacts new title of Civil Code, revising and restating law on these subjects. Mar. 31. LI/LU—Watch

**SB 784 Bradley (Soc. Wel.)** Changes eligibility for basic health care and extended health services under the California Medical Assistance Program from public assistance recipients and medically indigent persons to public assistance recipients. Mar. 31. IN—Bad

**SB 785 Bradley (Soc. Wel.)** Makes various changes in all public assistance programs, other than California Medical Assistance Program, including the following changes:

Eliminates various exemptions in computing aid grants for various public assistance recipients.

Provides for separate applications for various categories of aid programs with specific requirements for each.

Eliminates prohibition against county taking a lien upon property for public assistance, or upon property for specified medical assistance furnished to various public assistance recipients and indigents.

Removes declaration that eligibility for medical assistance for the aged shall not be grounds for retroactive cancellation, suspension, or revocation of old age assistance.

Eliminates permission for recipients of aid to the blind, who has a plan for self-support, to retain such additional amounts of other income and resources as may be necessary for the fulfillment of such a plan for a period of not to exceed 12 months or such other period as may be authorized by federal law or regulations, and permission for the transfer of recipients of aid to the potentially self-supporting blind to the aid to the blind program for such period.

Decreases from \$1,500 to \$1,200 the basic amount of exempt income allowed for recipients of aid to the potentially self-supporting blind.

Modifies the definition of "needy disabled person," used to determine eligibility for aid to the needy disabled, to include the requirement that the person needs care regularly, and to make other changes in such definition. Eliminates provisions for aid to families with depend-

## SENATE BILLS (Cont'd)

ent children on basis of unemployment of parent, and makes related changes.

Imposes \$106 limitation on individual monthly basic aid grants under the disabled program; and imposes provision that the \$100 limit on the average monthly grant under the program shall be determined on a monthly basis, rather than annually. Removes declaration that in determining whether an applicant or recipient is entitled to receive payment for attendant or other special services, the relatives' responsibility scale prescribed for old age assistance shall be used to determine the share of the applicant or recipient of his spouse's community income that is available to meet his needs for such services.

Eliminates provisions for automatic increases and decreases in aid grants to the disabled in accordance with increases and decreases in the cost of living.

Changes the residence requirements for aid to the disabled to include the requirement that an applicant reside in the state for five out of the nine years preceding his application.

Limits the aid to needy children program to cover children of absent and incapacitated parents only; and makes various other changes in the aid to needy children law.

Adds durational residence requirements for the blind. Eliminates requirement that inpatient benefits be provided to any recipient of aid to the blind who meets all eligibility requirements prescribed for medical assistance for the aged, except the age requirement. Mar. 31.

IN—Bad

**SB 792 Rodda (Ed.)** Effects extensive revision of State School Fund support formulas for kindergarten, elementary, and high school grade levels, abolishing present foundation program support scheme and substituting a guaranteed income level program with computations keyed to classroom unit and teachers' salary factors, and prescribes separate program for unified school districts with individual computations for grades kindergarten, one through six, and grades 7 through 12.

Extends new support scheme to computation of all allowances for education of physically handicapped, mentally retarded, and educationally handicapped minors, with allowances to be afforded on a current basis rather than by way of reimbursement.

Prescribes new computational tax rates to be used in computing the districts' share of support levels of \$1.60 for elementary, \$1.25 for high school, \$2.85 for unified, and 20 cents for junior college districts.

Increases support for adult education.

Increases, by unspecified amounts, the fiscal year appropriations from General Fund to State School Fund for these purposes.

Abolishes most school district override taxes and prescribes new maximum school district tax rates, and affords increase therein, not to exceed 15 cents for capital outlay purposes.

Abolishes present supplemental support program for low wealth districts.

Makes numerous related changes and revisions.

To be operative July 1, 1967.

To take effect immediately, urgency statute. Mar. 31. ED—Watch

**SB 795 Cusanovich (Pub.H. & S.)** Requires the State Fire Marshal to adopt minimum fire safety regulations for organized camps, rather than requiring the State Director of Public Health, in adopting rules and regulations for such camps, to consider recommendations of the Department of Industrial Relations and the State Fire Marshal.

Prohibits regulation of organized camps by any state agency except the State Department of Public Health and the State Fire Marshal, rather than except the Department of Industrial Relations, State Department of Public Health, and the State Fire Marshal.

Prescribes manner of enforcement of the regulations adopted by the State Fire Marshal.

Makes violation of State Fire Marshal's regulations a misdemeanor. Apr. 3. TR/PH—Bad

**SB 796 Cusanovich (B. & P.)** Creates the California State Board of Professional Inspectors.

Provides for the certification of principal professional inspectors, professional building inspectors, professional electrical inspectors,

professional mechanical inspectors and professional inspectors in training, and prohibits any person from using the title associated with a certificate that he does not hold and prohibits any person who does not hold a certificate from using the title professional inspector.

Prescribes the qualifications of candidates for the various certificates and provides for examinations and the issuance, revocation, and suspension of certificates.

Creates the California State Board of Professional Inspectors Fund, and provides for the payment of fees. Apr. 3. LU—Watch

**SB 799 Lagomarsino (Jud.)** Requires licensed contractor on residential construction project exceeding \$1,000 but not over \$7,500 to furnish a labor and material and performance bond in an amount equal to 100% of the contract price; to inure to the benefit of the owner as to the performance provisions of the bond and to inure to the benefit of all persons entitled to file mechanics' liens.

Requires contractor to give additional bond or a rider increasing the original bond if contract price is increased by 10%.

Prescribes manner to recover against bond. Apr. 3. LI/LS—Watch

**SB 800 Lagomarsino (Jud.)** Requires lender of money to secure from owner or other contracting party to a private residential construction project, not exceeding \$7,500 in value, when there is no general contractor, a bond, as a condition precedent to the loan, inuring to the benefit of persons who are entitled to mechanics' liens on the project.

Subordinates lender's lien under the trust deed to all valid mechanics' liens if lender fails to secure the bond. Apr. 3. LI/LS—Watch

**SB 801 Lagomarsino (Jud.)** Requires construction lender, or agent, to withhold 10% of construction loan funds until the period for filing mechanics' liens and stop notices has expired. April 3. LI/LS—Watch

**SB 802 Lagomarsino (Jud.)** Provides that the stop notice is the exclusive method for mechanics' lien claimants to recover against construction loan funds and that no such claimant may assert any equitable lien against such funds unless created by contract with construction lender if there is deposited with such lender by the borrower or from the loan fund, or both, at the time the trust deed is recorded, a sum of money equal to the estimated value of labor and material to be furnished for use in construction project by persons entitled to assert a mechanics' lien. April 3. LI/LS—Bad

**SB 804 Lagomarsino (B. & P.)** Provides that it is a cause for disciplinary action for a contractor to take more than 90 percent of the contract price from the party with whom he contracted prior to the expiration of the time within which liens of mechanics and others or stop notices may be filed pursuant to the provisions of the Code of Civil Procedure relating to such liens and notices. April 3. LI/LS—Watch

**SB 805 Lagomarsino (Jud.)** Requires lender of money to secure from owner or other contracting party to a construction contract for the building of residential units, where total value of work to be done exceeds \$7,500, a bond as a condition precedent to the loan, inuring to the benefit of the persons who are entitled to a mechanics' lien on the project.

Subordinates lender's lien of its trust deed to all valid mechanics' liens if lender fails to secure bond. April 3. LI/LS—Watch

**SB 807 Coombs (B. & P.)** Creates Journeyman Plumber's Licensing Board composed of 5 members appointed by the Governor for four-year terms.

Provides for licensing of persons engaged in practice of plumbing for hire, wage, fee, reward or profit.

Requires board to appoint registrar to carry out administrative duties prescribed in chapter or delegated to him.

Vests in board and registrar duties relating to administering this act, licensing journeymen plumbers, regulating journeymen plumbers, investigating violations, disciplining, and collecting prescribed licensing fees. April 3. LS—Bad

**SB 809 Miller (Gov. Eff.)** Exempts goods or materials available from only one American producer or supplier or bidder from requirement that ma-

## SENATE BILLS (Cont'd)

- terials involved in public contracts be American made. April 3.  
MI—Watch
- SB 814 Short** (Gov. Eff.) Creates a Bakery Industry Trade Practices Commission, within the Department of Professional and Vocational Standards, consisting of five members, appointed by the Governor, by and with the advice and consent of the Senate, who shall have four-year terms. Authorizes a per diem of \$25 and reimbursement for necessary expenses for each member. Authorizes the commission to exercise regulatory power over every person engaged within this state in the business of marketing, selling, or distributing, at wholesale, any bread or other baked foodstuff made from cereal grains, and requires such persons to file with the commission a pricelist of the bread or baked foodstuff sold, or offered for sale. Prescribes penalties for selling such foodstuffs below such price, and authorizes the commission to issue cease and desist orders against such sales. Provides assessment methods to fund the commission. April 3.  
MI—Bad
- SB 829 McCarthy** (Elec. & Reap.) Reapportions congressional districts in unspecified manner. April 4.  
EL—Watch
- SB 836 Dolwig** (Jud.) Makes it mandatory, rather than optional, that a contractor file the original contract for a work of improvement subject to the Mechanics' Lien Law and furnish and record a contractor's bond, before any work is commenced, with the effect of limiting owner's total liability to the contract price. Makes failure to file the contractor's bond a cause for disciplinary action under the Contractors' License Law. Requires such bond to be equal in amount to the price of the contract rather than an amount not less than 50% of the contract. April 4.  
LI/LS—Good
- SB 837 Teale** (Rev. & Tax.) Authorizes board of supervisors of any county or city and county to impose a tax on transfers of real property at rate of 55 cents per \$500 of property's value, or fraction of such value. Makes vendor and purchaser jointly and severally liable for payment thereof. Establishes certain exemptions and other procedures. To be operative on January 2, 1968, or on act's effective date, whichever is later. April 4.  
TA—Good
- SB 845 Stevens** (Ins. & F.I.) Prohibits Director of Employment from determining the existence of substantial adverse selection in voluntary disability benefit plans if the sum of the percentages of females and persons over unspecified age among those to be covered by a plan and the employees covered by all other plans by the same insurer is no more than 10 percentage points below the sum of such individuals among all employees in employment covered by the U.I.C. Requires director to compute annually in a specified manner the percentages of females and persons over an unspecified age among all employees in covered employment; requires director to notify promptly each admitted disability insurer underwriting voluntary plans of each such computation made. Authorizes director, not more frequently than biennially unless specified events occur, to require the insurer of an approved voluntary plan to provide data to the Department of Employment for a redetermination of the percentages previously computed; provides for 60-day notice to be given the insurer; provides that failure by an insurer to provide requested data is grounds for withdrawal of approval of the plan or plans involved. Requires, as a condition of approval of any plan, that each insurer file a written agreement with the department to pay into the Disability Fund penalty assessments set out, and provides that the director shall not disapprove any plan on the ground that there is a substantial adverse selection of risks if the insurer has filed such agreement. Provides for computation of percentages for voluntary plans continuing on an unspecified date in a specified manner. Deletes provision requiring the director to make regulations, effective January 1, 1962, prescribing reasonable tests for measurement of substantial risks adverse to the Disability Fund. April 4.  
DI—Bad
- SB 846 Stevens** (Ins. & F.I.) Extends from January 1, 1968, to January 1, 1970, the time in which the Director of Employment is required to approve amendments to voluntary disability insurance plans, if specified standards are met. April 4.  
DI—Watch
- SB 863 Dolwig** (Ins. & F.I.) Requires the Workmen's Compensation Appeals Board, in addition to the courts, to liberally construe the workmen's compensation laws. Limits provisions requiring liberal construction of workmen's compensation laws to questions of law and not questions of fact. April 5.  
WC—Bad
- SB 870 Beilenson** (Ins. & F.I.) Provides that if an injury to an individual causes temporary disability and the individual is eligible for disability benefits under the unemployment disability insurance law, the workmen's compensation disability payment to the injured individual shall be in an amount equal to the disability payment as determined under the workmen's compensation law or to the disability benefit the individual would receive if he had filed a claim therefor under the unemployment disability insurance law, whichever is greater. April 5.  
WC—Good
- SB 878 Teale** (Ins. & F.I.) Requires, rather than authorizes, a disability insurer, upon written consent of insured, to pay group disability insurance benefits directly to the person or persons furnishing the hospitalization or medical or surgical aid. April 5.  
IN—Bad
- SB 887 Way** (Agr.) Deletes 1967 expiration date of provisions authorizing contracts in implementation of Economic Opportunity Act of 1964, between Director of Finance and local public agencies and private non-profit agencies for procurement or construction of housing or shelter for, and to obtain services for, migratory agricultural workers. April 5.  
HO/MI—Good
- SB 917 Rodda** (Rev. & Tax.) Prohibits the state and each county, city and county, and city and any district, except a school district, to impose any tax or assessment on property on the secured roll which will produce more than 105 percent of the revenue produced by the levy on such property by the taxing agency for the preceding fiscal year. Permits a county or city and county to exceed this limitation, if it adopts a resolution stating the reasons therefor and publishes the resolution once in a newspaper of general circulation. States that personal property on the unsecured roll shall be taxed at the rate set for secured property on the current roll and requires assessors to transfer real property from the unsecured to the secured roll when there is an interest in real property sufficient to secure payment of property taxes. Specifies, when such an interest is not found, that local boards of equalization shall equalize the value of real property on the unsecured roll in such a manner that when the rate of tax for the prior year is applied to such property, it will only produce the allowable amount of revenue. Specifies that all maximum tax rates for school districts shall be adjusted in a manner which will produce an amount of revenue equal to 105 percent of the revenue produced for the preceding fiscal year and specifies that all state allocations for public school purposes made on the basis of the assessed evaluation of property shall be determined on an assessed valuation which is found by multiplying the full cash value of property by the ratio of assessed to full cash value determined for property within the particular school district by the State Board of Equalization. Makes provision for increasing tax rates in the event the obligation of any contract will be impaired. Increases various personal property tax exemptions fourfold and grants a \$4,000 personal property tax exemption to veterans who lose their exemptions by reason of a change from fractional assessments to assessments at full market value. Specifies that no penalty or interest shall attach to any delinquent tax imposed on the home of a blind veteran or paraplegic veteran. Declares that fiscal chaos will result in any sudden transition from fractional assessments of property for tax purposes to assessments at 100 percent of market value and that the problem must be dealt with



## SENATE BILLS (Cont'd)

on a statewide basis until the Legislature has an opportunity to deal with the matter in detail.

States that the enactment is an urgency statute, to take effect immediately, but specifies that its provisions shall only become operative when property becomes subject to assessments at 100 percent of market value by reason of any judicial decision. Apr. 6. TA—Watch

**SB 922 Dymally (Soc. Wel.)** Creates Bureau of Jobs and Training in the Division of Apprenticeships Standards to consolidate programs relating to training or retraining of unemployed.

Allows grants to be made to prospective employers and institutions to cover costs of training workers.

Establishes the Jobs and Training Fund, a special fund, consisting of funds from contracts with other state agencies and future grants or gifts.

Requires the Bureau of Jobs and Training to study the problem of apprenticeship training programs and job placement, training and related matters for one year and to report to Legislature and Governor.

Apr. 6. TR—Watch

**SB 929 Moscone (Gov. Eff.)** Increases bar pilotage rates through the Golden Gate and into or out of the Bays of San Francisco, San Pablo and Suisun from \$7 to \$7.50 per draft foot. Apr. 7. LS—Good

**SB 936 Lagomarsino (Jud.)** Allows attachment of all of the earnings of a defendant or judgment debtor received for personal services within 30 days preceding a levy of attachment or execution when the debt being satisfied was incurred by an award for attorney's fees in an action for the support, maintenance and education of children or an action for annulment, divorce or separate maintenance or was incurred for attorney fees in the criminal defense of one of the debtor's family.

Eliminates prohibition against charging indigents for legal expenses and provides that if a defendant is able to post bail of \$1,000, or more, he is presumed financially able and the public defender shall not represent him.

Provides that when a defendant is defended by the public defender that the court may fix and determine a reasonable fee to be paid for the services of the public defender to the probation officer at such time and such amounts as the court deems reasonable. Requires all such fees collected to be placed in the county general fund. Apr. 7. CR—Bad

**SB 940 Petris (Gov. Eff.)** Requires Department of Housing and Community Development to create housing loan fund and authorizes loans from such fund to limited dividend and nonprofit corporations or associations for construction, acquisition or rehabilitation of rental units for persons of limited means.

Requires department to set limitations on individual loan amounts and builders' fees using 6 percent of gross cost of construction as minimum and 8 percent of gross cost of construction as maximum.

Authorizes grants-in-aid in form of rental supplements to persons or families of low income who have been displaced by public action or for elderly persons who have been unable to obtain public housing for period of six calendar months, and who lack financial capacity to obtain decent, safe and sanitary housing.

Deletes provisions authorizing department to contract for or sponsor experimental or demonstration projects for permanently fixed or mobile housing designed to meet needs of agricultural workers and persons displaced by action of any public agency. Authorizes department to assist and encourage such projects and includes elderly persons and persons of low income within such projects.

Deletes provision limiting authorization to use state funds for subsidized housing.

Sets forth limitations as to such rental supplemental payments. Apr. 7. HO—Good

**SB 942 Petris (Jud.)** Provides for discovery in certain administrative proceedings. Specifies what information is discoverable, the manner of taking, procedure and prerequisites to the use of discovery, and the means of enforcement. Provides for review of proceedings in the superior court. Apr. 7. SL—Watch

**SB 945 Schmitz (Ins. & F.I.)** Provides that an individual who voluntarily quits his employment without good cause, twice in a 3-year period shall be ineligible for unemployment compensation benefits. Apr. 7. UI—Bad

**SB 970 Grunsky (Lab.)** Prohibits payment of unequal wages for employees of opposite sex who work under the same circumstances, rather than prohibiting payment to female employees of wages less than that paid to male employees who work under the same circumstances; and prohibits the reduction of wages of any employee in order to comply with the equal pay provisions. Apr. 7. LC—Good

## SENATE CONSTITUTIONAL AMENDMENTS

**SCA 33 Dymally (Gov. Eff.)** Provides that Superintendent of Public Instruction shall be appointed by the State Board of Education for a term of 4 years, subject to removal by 7 members, rather than be elected by state electors.

Removes Legislature's discretion to provide for either appointment or election of a State Board of Education, and requires Legislature to provide for the election of 10 members to the State Board of Education, and permits election by the Legislature itself or by any other means.

Provides that Legislature may provide for terms not to exceed 10 years for members of the State Board of Education. Mar. 29. ED—Bad

**SCA 36 Harmer (Ed.)** Deletes the requirement that the textbooks adopted by the State Board of Education for use in elementary schools be a uniform series of textbooks. April 3. ED—Bad

## ASSEMBLY CONSTITUTIONAL AMENDMENTS

**ACA 40 Crandall (Ed.)** Authorizes Legislature to provide terms of office of not exceeding 10 years for members of governing board of any state agency created by it and charged with the management, administration, and control of junior colleges and to provide for appointment of chancellor by such governing board and appointment of not more than three staff assistants by chancellor. Exempts chancellor and staff assistants from state civil service. Mar. 27. ED—Watch

**ACA 43 Foran (Trans. & C.)** Permits use of a sum equal to the amount of net revenue derived from tax of 2 cents a gallon on motor vehicle fuel for allocation to entities of local government for expenditure in the solution of public transportation problems other than for the construction, improvement, repair and maintenance of public streets and highways. Mar. 27. TA—Bad

**ACA 44 Bagley (G.O.)** Provides that the taxes imposed on insurers shall be assessed as prescribed by law, rather than being assessed by the State Board of Equalization.

Provides that the excise taxes which may be imposed by the Legislature on account of the manufacture, importation and sale of alcoholic beverages in this state shall be assessed and collected as prescribed by law, rather than by the State Board of Equalization. Mar. 27. IN—Watch

**ACA 47 Zenovich (Ed.)** Provides that Superintendent of Public Instruction shall be appointed by the State Board of Education for a term of 4 years, subject to removal by 7 members, rather than be elected by state electors.

Removes Legislature's discretion to provide for either appointment or election of a State Board of Education, and requires Legislature to provide for the election of 10 members to the State Board of Education, and permits election by the Legislature itself or by any other means.

Provides that Legislature may provide for terms not to exceed 10 years for members of the State Board of Education. Mar. 29. ED—Bad

**ACA 50 Cory (Elec. & Reap.)** Permits persons who are serving or have served in the armed forces and are at least 18 to vote. Apr. 4. EL—Good

## ASSEMBLY BILLS

**AB 1348 Ralph (G.E. & E.)** Authorizes department to issue special food caterers' licenses for the sale of beer, wine, and distilled spirits for consumption on the premises where sold at public or private food catered events held at places approved by the department after consultation with the department.

Permits licensee to exercise only those privileges authorized by his license and requires he comply with all provisions pertaining to the conduct of on-sale premises violation of which is made grounds for license suspension or revocation as though it occurred on licensed premises.

Sets fee of \$100 per year for such license. Mar. 28. **LS—Watch**

**AB 1367 Townsend (Mun. & C.G.)** Provides that ordinances creating city civil service systems shall include provision granting service credit to employees on leaves of absence for injuries under workmen's compensation laws, so that their rights to seniority, vacations, sick leaves, and salary adjustments will not be affected by the leaves of absence. Mar. 29. **WC/PE—Good**

**AB 1374 Powers (Ind.R.)** Deletes "organized camps," as defined in law concerning certain camps, from definition of "employee housing" under the Employee Housing Act. Mar. 29. **LC—Bad**

**AB 1384 Zenovich (Ed.)** Requires members of State Board of Education to be elected by a majority of each house of the Legislature from a list of five nominees per position submitted by the Governor; requires at least five members of the board to have served on a local school district governing board for at least two years.

Increases term of office of members of State Board of Education from 4 to 10 years; provides for staggered terms, and schedule of election of new board.

Provides vacancy on board shall be filled in same manner as a new member is elected.

Operative only if Assembly Constitutional Amendment No. .... of 1967 session is adopted. Mar. 29. **ED—Bad**

**AB 1385 Foran (Ind.R.)** Increases from \$20 to \$50 the daily salary to be received by members of the Apprenticeship Council for each day of attendance at meetings of the council, and authorizes payment thereof for attendance at meetings of its committees and for each day engaged in the performance of necessary duties for or on behalf of the council.

Changes from "average daily attendance" to "enrollment" the base upon which the Bureau of Industrial Education may advance or reimburse local school districts for added cost of instructing apprentices.

Defines "employment," for purposes of unemployment and disability insurance, as including services as an apprentice by an individual for a relative under a written apprenticeship agreement.

Prohibits insurer from relieving itself from liability under a workmen's compensation policy for payment of compensation to a relative of an employer where such relative is an apprentice under a written apprenticeship agreement; prohibits exclusion from coverage of such relative unless such relative is specifically named in the schedule of operations of the declaration or specifically insured by endorsement attached to the policy. Mar. 29. **LC/UI/WC—Good**

**AB 1387 Brathwaite (Jud.)** Provides that all of a person's earnings for personal services are exempt from attachment without filing claim therefor, and at least one-half from execution on judgment, whereas at present one-half of a person's earnings received for personal services rendered within 30 days preceding levy is exempt without filing a claim and the other one-half is exempt only if necessary for the use of the debtor's family, residing in this state, supported in whole or in part by the debtor and not exempt at all if debts were incurred for certain specified purposes. Mar. 29. **LI—Good**

**AB 1389 Brown (Fin. & Ins.)** Requires insurer who determines not to renew an automobile insurance policy to give insured a written notice of nonrenewal at least 20 days prior to lapse of policy.

Makes each willful violation of chapter a misdemeanor punishable by a \$500 fine and grants commissioner authority to suspend the insurer's certificate of authority. Mar. 29. **IN—Good**

**AB 1392 Bee (Ind.R.)** Classifies employee fringe benefits, in addition to wages, as preferred claim, when any employee files such claim against contractor's bond or cash deposit which is not sufficient to pay all claims in full. Mar. 30. **LI—Good**

**AB 1414 Mulford (N.R., P., & P.W.)** Directs the State Department of Public Health to adopt such rules and regulations as it determines necessary to prevent the pollution of the natural resources of the state. Mar. 30. **PH—Good**

**AB 1432 Moretti (Fin. & Ins.)** Increases number of members of Unemployment Insurance Appeals Board from 3 to 5; requires 2 of the members of such board to be attorneys; specifies salaries of board members; requires chairman of such board to be selected by the Governor, to serve at his pleasure.

Requires the board to prepare a budget for its operations and provides that if the board and the Department of Employment cannot agree thereon final decision will rest with the Governor.

Requires the chairman of the board to assign cases to 3 members of the board for consideration and decision; specifies that unless otherwise provided, a decision of 2 of the members assigned to a case is the decision of the board; authorizes board to act as a whole in certain instances, including designating certain decisions as precedents.

Specifies that a decision of the board is binding on the Director of Employment, but the director has right of judicial review of a board decision whether or not he participates in the appeal to the referee or the board. Specifies that the director is an interested party to all appeals from determination by the Department of Employment. Mar. 31. **UI—Bad**

**\*AB 1444 Quimby (Ind.R.)** Requires that every contract and any bid specification therefor entered into by specified public entities in excess of \$2,500 to furnish services through the use of service employees, as defined, shall contain provisions specifying wages and fringe benefits to be paid and furnished, health and safety conditions, and that certain notices will be furnished or posted.

Requires that no contractor who enters into any contract with specified public entities to furnish services through the use of service employees, as defined, and no subcontractor thereunder, shall pay wages less than minimum wage specified by the federal Fair Labor Standards Act of 1938.

Provides that violations render party responsible liable for certain sums which shall be withheld by the entity and paid on order of the Director of Industrial Relations to underpaid employees. Authorizes action by the director to collect sums due.

Provides that violation subjects contract to cancellation and authorizes entity to complete work and charge cost to contractor. Prohibits award of contracts to contractors violating requirements.

Authorizes director to make necessary rules and regulations. Mar. 31. **LC—Good**

**AB 1452 Bagley (Ind.R.)** Authorizes the Division of Labor Statistics and Research of the Department of Industrial Relations to conduct an annual survey of, and publish an annual report concerning, the ethnic composition of: (1) the employee organizations whose membership include individuals in the apprenticeable trades as defined by the Division of Apprenticeship Standards; and (2) the individuals who are parties to apprenticeship agreements under apprenticeship training programs.

Requires employers, employee organizations, and joint apprenticeship councils to cooperate with and assist the division on request in order that the division may accomplish this survey. Provides that cooperation and assistance shall include reports of ethnic composition as requested by the division and permission to audit pertinent records to verify such reports.

Makes failure of an employer, employee organization, or joint apprenticeship council to so cooperate and assist the division grounds for cancellation of approval of apprenticeship agreements by a joint apprenticeship council and cancellation of a certification of a joint apprenticeship council by the California Apprenticeship Council.

Authorizes division to institute appropriate court proceedings to ensure such cooperation and assistance. Apr. 3. **CR/LC—Watch**

## ASSEMBLY BILLS (Cont'd)

**AB 1453 Bagley (Ind.R.)** Makes it an unlawful employment practice for any person to discriminate against any person in the selection or training of that person in any apprenticeship training program because of the race, religious creed, color, national origin, or ancestry of the person discriminated against.

Provides that if the State Fair Employment Practice Commission finds that a joint apprenticeship committee is engaging in such an unlawful employment practice and so notifies the Division of Apprenticeship Standards and the Apprenticeship Council, the division and the council shall withdraw any approvals given to such committee under the apprenticeship training law, including approvals of apprenticeship agreements entered into by such committee, and cancel any certificate of authorization issued for such committee under the law.

Requires that the division and the council shall not issue any new approvals or any new certificates to such committee until the division and the council are advised by the commission that the committee has ceased and desisted from so discriminating and has completed all affirmative actions required by the commission because of the discrimination to effectuate the purposes of the California Fair Employment Practice Act. Apr. 3. **CR/LC—Watch**

**AB 1454 Bagley (Ind.R.)** Extends duties of Administrator of Apprenticeship to include establishing statewide uniform standards for apprenticeship programs and uniform examination procedures for applicants for such programs, and certifying such programs which meet statewide standards.

Provides that assistance may be provided by public agencies, and facilities may be made available by such agencies, for apprenticeship programs only to those programs which have been certified by the administrator as meeting statewide standards for such programs. Apr. 3. **LC/TR—Watch**

**AB 1455 Bagley (Ind.R.)** Extends duties of Administrator of Apprenticeship to include making information concerning the location, telephone numbers, and office hours of the various joint apprenticeship committees available to all high schools and State Employment Service offices.

Requires publicity in the trade area of information regarding the selection of applicants for apprenticeship training by the joint apprenticeship committee, such publicity to be made for at least 6 weeks prior to the final date for applications for such training. Apr. 3. **LC/TR—Watch**

**AB 1456 Townsend (G.E. & E.)** Creates within the Department of Professional and Vocational Standards a Board of Practical Nurse Examiners composed of nine members appointed by the Governor for four-year terms.

Provides for the licensing and regulation of persons engaged in practical nursing as defined. Sets forth qualifications for such licensings, grounds upon which licenses can be disciplined, procedure for approving schools of practical nursing and the fees due for licenses. Apr. 3. **M/TR—Bad**

**AB 1467 Bear (G.E. & E.)** Modifies provision providing that Contractors License Law does not apply to a public utility operating under regulation of Public Utilities Commission on work incidental to their business, by limiting such provision to situations where work is done on property owned or leased by the utility for its exclusive use.

Provides that such exception shall not be construed to include the construction, alteration, or improvement of a structure or other improvement on any other property or parcel of land used singly or jointly with other persons, firms, or corporations. Apr. 3. **LS—Watch**

**AB 1481 Miller (Fin. & Ins.)** Provides that an individual who leaves his most recent work voluntarily because the wages, hours, or other conditions of work are substantially less favorable than those prevailing for similar work in the locality, shall not be deemed to have left his work without good cause. Apr. 3. **WI—Good**

**AB 1494 Meyers (G.E. & E.)** Provides for the certification of principal professional inspectors, professional building inspectors, professional electrical inspectors, professional mechanical inspectors and profes-

sional inspectors in training, and prohibits any person from using the title associated with a certificate that he does not hold and prohibits any person who does not hold a certificate from using the title professional inspector.

Prescribes the qualifications of candidates for the various certificates and provides for examinations and the issuance, revocation, and suspension certificates.

Creates the California State Board of Professional Inspectors Fund, and provides for the payment of fees. Apr. 3. **PE/SL—Watch**

**\*AB 1497 Townsend (Fin. & Ins.)** Provides that work shall not be suitable if, and an individual is not disqualified for benefits if he refuses to work in, an establishment which is not a signatory to a collective bargaining agreement with a bona fide labor union of which the individual is a member. Apr. 4. **UI—Good**

**AB 1506 Badham (Fin. & Ins.)** Authorizes the Workmen's Compensation Appeals Board, rather than the Division of Industrial Accidents, the administrative director of the division, and the appeals board, to punish as a contempt the failure of an employer to comply with an order of the appeals board concerning an injury report. Apr. 4. **WC—Watch**

**AB 1513 Barnes (Ind.R.)** Establishes specified rights of employees covered by pension plans established pursuant to employer-employee collective bargaining contracts or agreements, as to rights to contributions made by the employees or on their behalf.

Allows all existing pension plans established pursuant to a collective bargaining contract to be contigued until the expiration date of the contract, while new or renewed contracts are to conform to such provisions, and in any case, by December 31, 1970, all such contracts are to conform to such provisions. Apr. 4. **MI/LU—Bad**

**AB 1516 Negri (G.E. & E.)** Creates the California State Board of Certified Construction Inspectors, setting forth qualifications, powers, duties and terms of its members. Provides for certification of construction inspectors, setting forth qualifications, providing for an examination, and the issuance, revocation and suspension of certificates.

Prohibits the use of the title "Certified Construction Inspector" or the holding out as a person registered under this act by persons who are not so registered.

Creates a Certified Construction Inspectors' Fund, providing for the payment of fees and administration of this chapter. Apr. 4. **LS—Watch**

**AB 1547 Veneman (Fin. & Ins.)** Provides that an individual will not be disqualified or rendered ineligible to receive unemployment compensation benefits if arrested or detained by a police officer if such individual is released by the police officer or if the charge is dismissed by a magistrate.

Removes, as grounds for finding individual ineligible for unemployment benefits, requirement that he make a search for work in accordance with instructions of public employment office.

Adds, as ground for disqualification of an individual for benefits, failure of such individual to search for suitable work in accordance with suitable and reasonable instructions from public employment office and unavailability for work because of unreasonable restrictions with respect to wages, hours and conditions of work voluntarily imposed by such individual. Makes an individual failing to make such a search or unreasonably restricting his employment subject to disqualification for benefits for not less than 2 nor more than 10 consecutive weeks; allows disqualified individual to concurrently serve such disqualification period with disqualification period imposed for false statement or failure to report, if such individual registers for work as required.

Deletes provisions relating to requirement for using lag quarter wages.

Raises from \$12 to \$20 the amount of wages which may be earned in a benefit week before any amount is deducted from unemployment compensation benefit the individual is to receive.

Raises from \$65 to \$75 the maximum weekly benefit amount which a claimant may receive. Apr. 4. **UI—Watch**