

S271869

IN THE SUPREME COURT OF CALIFORNIA

CHEVRON U.S.A., INC., et al.

Plaintiffs and Respondents,

vs.

COUNTY OF MONTEREY, et al.

Defendants;

PROTECT MONTEREY COUNTY and DR. LAURA SOLORIO

Intervenors and Appellants.

After a Decision by the Court of Appeal
Sixth Appellate District, Case No. H045791

Appeal from a Judgment Entered in Favor of Plaintiffs
Monterey County Superior Court
Case No. 16-CV-3978 and consolidated cases
Honorable Thomas W. Wills, Judge

INTERVENORS' MOTION REQUESTING JUDICIAL NOTICE

Volume 3, Pages 148 - 231

Catherine Engberg (SBN 220376)
*Kevin P. Bundy (SBN 231686)
Aaron M. Stanton (SBN 312530)
Shute, Mihaly & Weinberger LLP
396 Hayes Street
San Francisco, California 94102
Telephone: (415) 552-7272
Facsimile: (415) 552-5816
Engberg@smwlaw.com
Bundy@smwlaw.com
Stanton@smwlaw.com

*Deborah A. Sivas (SBN 135446)
Environmental Law Clinic
Mills Legal Clinic at Stanford
Law School
559 Nathan Abbott Way
Stanford, California 94305-8610
Telephone: (650) 723-0325
Facsimile: (650) 723-4426
Dsivas@stanford.edu

(Additional attorneys listed on next page)

*Hollin Kretzmann (SBN 290054)
Center for Biological Diversity
1212 Broadway, Suite 800
Oakland, California 94612
Telephone: (510) 844-7100
Facsimile: (510) 844-7150
Hkretzmann@biologicaldiversity.org

*Michael Geibelson (SBN 179970)
Robins Kaplan LLP
2049 Century Park East, #3400
Los Angeles, California 90067
Telephone: (310) 552-0130
Facsimile: (310) 229-5800
MGeibelson@RobinsKaplan.com

Attorneys for Intervenors and Appellants
PROTECT MONTEREY COUNTY and DR. LAURA SOLORIO

INTERVENORS' CHRONOLOGICAL INDEX

<u>Date</u>	<u>Title of Document</u>	<u>Volume</u>	<u>First Page</u>
1961	Exhibit A Legislative History of Senate Bill 703, Chapter 2074 (1961)	2	14
1970	Exhibit B Legislative History of Senate Bill 161, Chapter 799 (1970)	3	148
1970	Exhibit B, Continued Legislative History of Senate Bill 161, Chapter 799 (1970)	4	232
1972	Exhibit C Legislative History of Senate Bill 1022, Chapter 898 (1972)	5	330
1972	Exhibit C, Continued Legislative History of Senate Bill 1022, Chapter 898 (1972)	6	378
Sept. 10, 2018	Exhibit D Governor's Executive Order No. B-55-18	7	472
Sept. 23, 2020	Exhibit E Governor's Executive Order No. N-79-20	7	479
Mar. 28, 2022	Motion Requesting Judicial Notice	1	1

INTERVENORS' ALPHABETICAL INDEX

<u>Title of Document</u>	<u>Date</u>	<u>Volume</u>	<u>First Page</u>
Exhibit A Legislative History of Senate Bill 703, Chapter 2074 (1961)	1961	2	14
Exhibit B Legislative History of Senate Bill 161, Chapter 799 (1970)	1970	3	148
Exhibit B, Continued Legislative History of Senate Bill 161, Chapter 799 (1970)	1970	4	232
Exhibit C Legislative History of Senate Bill 1022, Chapter 898 (1972)	1972	5	330
Exhibit C, Continued Legislative History of Senate Bill 1022, Chapter 898 (1972)	1972	6	378
Exhibit D Governor's Executive Order No. B-55-18	Sept. 10, 2018	7	472
Exhibit E Governor's Executive Order No. N-79-20	Sept. 23, 2020	7	479
Motion Requesting Judicial Notice	Mar. 28, 2022	1	1

EXHIBIT B



LEGISLATIVE INTENT SERVICE, INC.

712 Main Street, Suite 200, Woodland, CA 95695
(530) 666-1917 • Fax (530) 668-5866 • www.legintent.com

DECLARATION OF ANNA MARIA BERECZKY-ANDERSON

I, Anna Maria Bereczky-Anderson, declare:

I am an attorney licensed to practice in California, State Bar No. 227794, and am employed by Legislative Intent Service, Inc., a company specializing in researching the history and intent of legislation.

Under my direction and the direction of other attorneys on staff, the research staff of Legislative Intent Service, Inc. undertook to locate and obtain all documents relevant to the enactment of Senate Bill 161 of 1970. Senate Bill 161 was approved by the Legislature and was enacted as Chapter 799 of the Statutes of 1970.

The following list identifies all documents obtained by the staff of Legislative Intent Service, Inc. on Senate Bill 161 of 1970. All listed documents have been forwarded with this Declaration except as otherwise noted in this Declaration. All documents gathered by Legislative Intent Service, Inc. and all copies forwarded with this Declaration are true and correct copies of the originals located by Legislative Intent Service, Inc. In compiling this collection, the staff of Legislative Intent Service, Inc. operated under directions to locate and obtain all available material on the bill.*

SENATE BILL 161 OF 1970:

1. All versions of Senate Bill 161 (Lagomarsino-1970);
2. Procedural history of Senate Bill 161 from the 1970 *Senate Final History*;
3. Excerpt regarding Senate Bill 161 from the 1970 *Journal of the Senate*;
4. Material from the legislative bill file of the Assembly Committee on Natural Resources and Conservation on Senate Bill 161 – *currently unavailable*;

* At this time, due to the public health emergency with regard to the novel coronavirus (COVID-19), our ability to provide some files and documents has been delayed. We will follow up with additional files and other documents, if any, as soon as we gain access to them.

5. Material from the legislative bill file of the Assembly Committee on Ways and Means on Senate Bill 161 – *currently unavailable*;
6. Excerpt regarding Senate Bill 161 from the 1970 *Journal of the Assembly*;
7. Post-enrollment documents regarding Senate Bill 161;
8. Press Release #428 issued by the Office of the Governor on September 4, 1970, to announce that Senate Bill 161 had been signed;
9. Excerpt regarding Senate Bill 161 from the 1970 *Summary Digest of Statutes Enacted and Resolutions Adopted*, prepared by Legislative Counsel;
10. Excerpt regarding Senator Robert Lagomarsino from the 1969 “Legislative Handbook”;
11. Report prepared by the Ad Hoc Committee on State Regulations and Practices, Oil and Gas Operations and Oil Pollution, June 18, 1969;
12. Documents from the meeting of the State Lands Commission held on July 31, 1969, as follows:
 - a. Minutes,
 - b. Minute Item 40 with attached Calendar Item 35 and Exhibit A;
13. Two articles from *The Sacramento Bee*, as follows:
 - a. “Conservation Aids,” January 22, 1970,
 - b. “Environmental Aid,” May 1, 1970;
14. Article entitled “Legislative Summary,” from the *Red Bluff Daily News*, September 8, 1970;
15. Excerpt regarding Senate Bill 161 from *Pacific Petroleum Geologist*, a News Letter of the Pacific Section of the American Association of Petroleum Geologists, Vol. 24, No. 5, May-June, 1970.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed this 10th day of February, 2022 at Woodland, California.

Anna Maria Bereczky-Anderson

ANNA MARIA BERECZKY-ANDERSON

Introduced by Senator Lagomarsino
(Coauthor: Assemblyman MacGillivray)

January 21, 1970

REFERRED TO COMMITTEE ON WATER, WILDLIFE, AND NATURAL RESOURCES

An act to amend Sections 3106, 3220, and 3224 of the Public Resources Code, relating to oil and gas conservation.

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

- 1 SECTION 1. Section 3106 of the Public Resources Code is
2 amended to read:
3 3106. The supervisor shall so supervise the drilling, operation,
4 maintenance, and abandonment of wells as to prevent,
5 as far as possible, *damage to life, health, property, and natural*
6 *resources*, damage to underground oil and gas deposits from
7 infiltrating water and other causes, loss of oil, gas, or reservoir
8 energy and damage to underground and surface waters suitable
9 for irrigation or domestic purposes by the infiltration of,
10 or the addition of, detrimental substances, by reason of the
11 drilling, operation, maintenance, or abandonment of wells.
12 The supervisor shall also supervise the drilling, operation,
13 maintenance, and abandonment of wells so as to permit the
14 owners or operators of such wells to utilize all methods and
15 practices known to the oil industry for the purpose of in-

LEGISLATIVE COUNSEL'S DIGEST

SB 161, as introduced, Lagomarsino (W., W., & N.R.). Oil and gas conservation.

Amends Secs. 3106, 3220, and 3224, P.R.C.

Includes prevention of damage to life, health, property, and natural resources among various specifically mentioned objectives that State Oil and Gas Supervisor is required to attain when he supervises drilling, operation, maintenance, and abandonment of oil and gas wells, that owner or operator is required to attempt to attain when he cases, as required, any well on lands producing or reasonably presumed to contain oil or gas, and that supervisor must consider to determine if test or remedial work is necessary in connection with drilling, operation, maintenance, and abandonment of oil and gas wells.

Vote—Majority; Appropriation—No; Fiscal Committee—Yes.



1 creasing the ultimate recovery of underground hydrocarbons
2 and which, in the opinion of the supervisor, are suitable for
3 such purpose in each proposed case. In order to further the
4 elimination of waste by increasing the recovery of under-
5 ground hydrocarbons it is hereby declared as a policy of this
6 state that the grant in an oil and gas lease or contract to a
7 lessee or operator of the right or power, in substance, to ex-
8 plore for and remove all hydrocarbons from any lands in the
9 State of California, in the absence of an express provision to
10 the contrary contained in such lease or contract, is deemed to
11 allow the lessee or contractor on his successors or assigns, to
12 do what a prudent operator using reasonable diligence would
13 do, having in mind the best interests of the lessor, lessee and
14 the state, in producing and removing hydrocarbons, including
15 but not limited to the injection of air, gas, water or other
16 fluids into the productive strata, the application of pressure
17 heat or other means for the reduction of viscosity of the hydro-
18 carbons, the supplying of additional motive force or creating
19 of enlarged or new channels for the underground movement
20 of hydrocarbons into production wells, when such methods or
21 processes employed have been approved by the supervisor;
22 provided, however, nothing contained in this section imposes
23 a legal duty upon such lessee or contractor, his successors or
24 assigns, to conduct such operations.

25 SEC. 2. Section 3220 of the Public Resources Code is
26 amended to read:

27 3220. The owner or operator of any well on lands produc-
28 ing or reasonably presumed to contain oil or gas shall prop-
29 erly case it with water-tight and adequate metal casing, in
30 accordance with methods approved by the supervisor or the
31 district deputy, and shall, under his direction, shut off all
32 water overlying and underlying oil-bearing or gas-bearing
33 strata and prevent any water from penetrating such strata.
34 The owner or operator shall also use every effort and endeavor
35 to *prevent damage to life, health, property, and natural re-*
36 *sources*, to shut out detrimental substances from strata con-
37 taining water suitable for irrigation or domestic purposes and
38 from surface water suitable for such purposes, and to pre-
39 vent the infiltration of detrimental substances into such strata
40 and into such surface water.

41 SEC. 3. Section 3224 of the Public Resources Code is
42 amended to read:

43 3224. The supervisor shall order such tests or remedial
44 work as in his judgment are necessary to *prevent damage to*
45 *life, health, property, and natural resources*, to protect oil and
46 gas deposits from damage by underground water, or to pre-
47 vent the escape of water into underground formations, or to
48 prevent the infiltration of detrimental substances into under-
49 ground or surface water suitable for irrigation or domestic
50 purposes, to the best interests of the neighboring property
51 owners and the public. The order shall be in writing, signed
52 by the supervisor. It shall be served upon the owner of the

1 well, or his local agent, either personally or by mailing a
2 copy of the order to the post office address given at the time
3 the local agent is designated. If no local agent has been desig-
4 nated, the order shall be served by mailing a copy to the last
5 known post office address of the owner, or if the owner is
6 unknown, by posting a copy in a conspicuous place upon the
7 property, and publishing it once a week for two successive
8 weeks in some newspaper of general circulation throughout
9 the county in which the well is located. The order shall specify
10 the conditions sought to be remedied and the work necessary
11 to protect such deposits from damage from underground
12 water.

0

AMENDED IN SENATE APRIL 8, 1970

SENATE BILL

No. 161

Introduced by Senator Lagomarsino
(Coauthor: Assemblyman MacGillivray)

January 21, 1970

REFERRED TO COMMITTEE ON WATER, WILDLIFE, AND NATURAL RESOURCES

An act to amend Sections 3106, 3220, and 3224 of the Public Resources Code, relating to oil and gas conservation.

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

- 1 SECTION 1. Section 3106 of the Public Resources Code is
2 amended to read:
3 3106. The supervisor shall so supervise the drilling, opera-
4 tion, maintenance, and abandonment of wells as to prevent,
5 as far as possible, damage to life, health, property, ~~and~~ natural
6 resources, *and the environment*; damage to underground oil
7 and gas deposits from infiltrating water and other causes; ;
8 loss of oil, gas, or reservoir energy; and damage to under-
9 ground and surface waters suitable for irrigation or domestic
10 purposes by the infiltration of, or the addition of, detrimental
11 substances, by reason of the drilling, operation, maintenance,
12 or abandonment of wells.

LEGISLATIVE COUNSEL'S DIGEST

SB 161, as amended, Lagomarsino (W., W., & N.R.). Oil and gas conservation.

Amends Secs. 3106, 3220, and 3224, P.R.C.

Includes prevention of damage to life, health, property, ~~and~~ natural resources, *and environment* among various specifically mentioned objectives that State Oil and Gas Supervisor is required to attain when he supervises drilling, operation, maintenance, and abandonment of oil and gas wells, that owner or operator is required to attempt to attain when he ceases, as required, any well on lands producing or reasonably presumed to contain oil or gas, and that supervisor must consider to determine if test or remedial work is necessary in connection with drilling, operation, maintenance, and abandonment of oil and gas wells.

Vote—Majority; Appropriation—No; Fiscal Committee—Yes.



1 The supervisor shall also supervise the drilling, operation,
2 maintenance, and abandonment of wells so as to permit the
3 owners or operators of such wells to utilize all methods and
4 practices known to the oil industry for the purpose of in-
5 creasing the ultimate recovery of underground hydrocarbons
6 and which, in the opinion of the supervisor, are suitable for
7 such purpose in each proposed case. In order to further the
8 elimination of waste by increasing the recovery of under-
9 ground hydrocarbons it is hereby declared as a policy of this
10 state that the grant in an oil and gas lease or contract to a
11 lessee or operator of the right or power, in substance, to ex-
12 plore for and remove all hydrocarbons from any lands in the
13 State of California, in the absence of an express provision to
14 the contrary contained in such lease or contract, is deemed to
15 allow the lessee or contractor ~~on~~ or his successors or assigns, to
16 do what a prudent operator using reasonable diligence would
17 do, having in mind the best interests of the lessor, lessee and
18 the state, in producing and removing hydrocarbons, including
19 but not limited to the injection of air, gas, water or other
20 fluids into the productive strata, the application of pressure
21 heat or other means for the reduction of viscosity of the hydro-
22 carbons, the supplying of additional motive force or creating
23 of enlarged or new channels for the underground movement
24 of hydrocarbons into production wells, when such methods or
25 processes employed have been approved by the supervisor;
26 provided, however, nothing contained in this section imposes
27 a legal duty upon such lessee or contractor, his successors or
28 assigns, to conduct such operations.

29 SEC. 2. Section 3220 of the Public Resources Code is
30 amended to read:

31 3220. The owner or operator of any well on lands produc-
32 ing or reasonably presumed to contain oil or gas shall prop-
33 erly case it with water-tight and adequate metal casing, in
34 accordance with methods approved by the supervisor or the
35 district deputy, and shall, under his direction, shut off all
36 water overlying and underlying oil-bearing or gas-bearing
37 strata and prevent any water from penetrating such strata.
38 The owner or operator shall also use every effort and endeavor
39 to prevent damage to life, health, property, ~~and~~ natural re-
40 sources, *and the environment*; to shut out detrimental sub-
41 stances from strata containing water suitable for irrigation or
42 domestic purposes and from surface water suitable for such
43 purposes ; ; and to prevent the infiltration of detrimental sub-
44 stances into such strata and into such surface water.

45 SEC. 3. Section 3224 of the Public Resources Code is
46 amended to read:

47 3224. The supervisor shall order such tests or remedial
48 work as in his judgment are necessary to prevent damage to
49 life, health, property, ~~and natural resources,~~ *natural resources,*
50 *and the environment*; to protect oil and gas deposits from
51 damage by underground water ; ; or to prevent the escape of



1 water into underground formations, or to prevent the infiltra-
2 tion of detrimental substances into underground or surface
3 water suitable for irrigation or domestic purposes, to the best
4 interests of the neighboring property owners and the public.
5 The order shall be in writing, signed by the supervisor. It
6 shall be served upon the owner of the well, or his local agent,
7 either personally or by mailing a copy of the order to the post
8 office address given at the time the local agent is designated.
9 If no local agent has been designated, the order shall be served
10 by mailing a copy to the last known post office address of the
11 owner, or if the owner is unknown, by posting a copy in a
12 conspicuous place upon the property, and publishing it once a
13 week for two successive weeks in some newspaper of general
14 circulation throughout the county in which the well is located.
15 The order shall specify the conditions sought to be remedied
16 and the work necessary to protect such deposits from damage
17 from underground water.

0



AMENDED IN SENATE APRIL 27, 1970

AMENDED IN SENATE APRIL 8, 1970

SENATE BILL

No. 161

Introduced by Senator Lagomarsino
(Coauthor: Assemblyman MacGillivray)

January 21, 1970

REFERRED TO COMMITTEE ON WATER, WILDLIFE, AND NATURAL RESOURCES

An act to amend Sections 3106, 3220, and 3224 of the Public Resources Code, relating to oil and gas conservation.

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

- 1 SECTION 1. Section 3106 of the Public Resources Code is
2 amended to read:
3 3106. The supervisor shall so supervise the drilling, opera-
4 tion, maintenance, and abandonment of wells as to prevent,
5 as far as possible, damage to life, health, property, *and* natural
6 resources; ~~and the environment~~; damage to underground oil
7 and gas deposits from infiltrating water and other causes;
8 loss of oil, gas, or reservoir energy; and damage to under-
9 ground and surface waters suitable for irrigation or domestic
10 purposes by the infiltration of, or the addition of, detrimental
11 substances, by reason of the drilling, operation, maintenance,
12 or abandonment of wells.

LEGISLATIVE COUNSEL'S DIGEST

SB 161, as amended, Lagomarsino (W., W., & N.R.). Oil and gas conservation.

Amends Secs. 3106, 3220, and 3224, P.R.C.

Includes prevention of damage to life, health, property, *and* natural resources; ~~and environment~~ among various specifically mentioned objectives that State Oil and Gas Supervisor is required to attain when he supervises drilling, operation, maintenance, and abandonment of oil and gas wells, that owner or operator is required to attempt to attain when he cases, as required, any well on lands producing or reasonably presumed to contain oil or gas, and that supervisor must consider to determine if test or remedial work is necessary in connection with drilling, operation, maintenance, and abandonment of oil and gas wells.

Vote—Majority; Appropriation—No; Fiscal Committee—Yes.



1 The supervisor shall also supervise the drilling, operation,
2 maintenance, and abandonment of wells so as to permit the
3 owners or operators of such wells to utilize all methods and
4 practices known to the oil industry for the purpose of in-
5 creasing the ultimate recovery of underground hydrocarbons
6 and which, in the opinion of the supervisor, are suitable for
7 such purpose in each proposed case. In order to further the
8 elimination of waste by increasing the recovery of under-
9 ground hydrocarbons it is hereby declared as a policy of this
10 state that the grant in an oil and gas lease or contract to a
11 lessee or operator of the right or power, in substance, to ex-
12 plore for and remove all hydrocarbons from any lands in the
13 State of California, in the absence of an express provision to
14 the contrary contained in such lease or contract, is deemed to
15 allow the lessee or contractor or his successors or assigns, to
16 do what a prudent operator using reasonable diligence would
17 do, having in mind the best interests of the lessor, lessee and
18 the state, in producing and removing hydrocarbons, including
19 but not limited to the injection of air, gas, water or other
20 fluids into the productive strata, the application of pressure
21 heat or other means for the reduction of viscosity of the hydro-
22 carbons, the supplying of additional motive force or creating
23 of enlarged or new channels for the underground movement
24 of hydrocarbons into production wells, when such methods or
25 processes employed have been approved by the supervisor;
26 provided, however, nothing contained in this section imposes
27 a legal duty upon such lessee or contractor, his successors or
28 assigns, to conduct such operations.

29 SEC. 2. Section 3220 of the Public Resources Code is
30 amended to read:

31 3220. The owner or operator of any well on lands produc-
32 ing or reasonably presumed to contain oil or gas shall prop-
33 erly case it with water-tight and adequate metal casing, in
34 accordance with methods approved by the supervisor or the
35 district deputy, and shall, under his direction, shut off all
36 water overlying and underlying oil-bearing or gas-bearing
37 strata and prevent any water from penetrating such strata.
38 The owner or operator shall also use every effort and endeavor
39 to prevent damage to life, health, property, *and natural re-*
40 *sources; and the environment*; to shut out detrimental sub-
41 stances from strata containing water suitable for irrigation or
42 domestic purposes and from surface water suitable for such
43 purposes; and to prevent the infiltration of detrimental sub-
44 stances into such strata and into such surface water.

45 SEC. 3. Section 3224 of the Public Resources Code is
46 amended to read:

47 3224. The supervisor shall order such tests or remedial
48 work as in his judgment are necessary to prevent damage to
49 life, health, property, *natural resources, and the environment*
50 *and natural resources*; to protect oil and gas deposits from



1 damage by underground water; or to prevent the escape of
2 water into underground formations, or to prevent the infiltra-
3 tion of detrimental substances into underground or surface
4 water suitable for irrigation or domestic purposes, to the best
5 interests of the neighboring property owners and the public.
6 The order shall be in writing, signed by the supervisor. It
7 shall be served upon the owner of the well, or his local agent,
8 either personally or by mailing a copy of the order to the post
9 office address given at the time the local agent is designated.
10 If no local agent has been designated, the order shall be served
11 by mailing a copy to the last known post office address of the
12 owner, or if the owner is unknown, by posting a copy in a
13 conspicuous place upon the property, and publishing it once a
14 week for two successive weeks in some newspaper of general
15 circulation throughout the county in which the well is located.
16 The order shall specify the conditions sought to be remedied
17 and the work necessary to protect such deposits from damage
18 from underground water.

0



CHAPTER 798

An act to amend Section 8010 of the Fish and Game Code, relating to the Department of Fish and Game.

[Approved by Governor September 2, 1970 Filed with
Secretary of State September 2, 1970]

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

SECTION 1. Section 8010 of the Fish and Game Code is amended to read:

8010. The department shall:

(a) Gather and prepare data of the commercial fisheries, showing particularly the extent of the fisheries and the extent to which the various species abound.

(b) Make such investigations of the biology and the environment of the living marine resources as will aid in the collection and preparation of the statistical information necessary to determine the population dynamics of the species relative to their scientific management.

(c) Make such investigations as will disclose the optimum sustainable yield of the various marine resources.

(d) Determine what measures may be advisable to conserve any fishery, or to enlarge and assist any fishery where that may be done without danger to the supply.

CHAPTER 799

An act to amend Sections 3106, 3220, and 3224 of the Public Resources Code, relating to oil and gas conservation.

[Approved by Governor September 2, 1970 Filed with
Secretary of State September 2, 1970]

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

SECTION 1. Section 3106 of the Public Resources Code is amended to read:

3106. The supervisor shall so supervise the drilling, operation, maintenance, and abandonment of wells as to prevent, as far as possible, damage to life, health, property, and natural resources; damage to underground oil and gas deposits from infiltrating water and other causes; loss of oil, gas, or reservoir energy; and damage to underground and surface waters suitable for irrigation or domestic purposes by the infiltration of, or the addition of, detrimental substances, by reason of the drilling, operation, maintenance, or abandonment of wells.

The supervisor shall also supervise the drilling, operation, maintenance, and abandonment of wells so as to permit the owners or operators of such wells to utilize all methods and practices known to the oil industry for the purpose of in-



creasing the ultimate recovery of underground hydrocarbons and which, in the opinion of the supervisor, are suitable for such purpose in each proposed case. In order to further the elimination of waste by increasing the recovery of underground hydrocarbons it is hereby declared as a policy of this state that the grant in an oil and gas lease or contract to a lessee or operator of the right or power, in substance, to explore for and remove all hydrocarbons from any lands in the State of California, in the absence of an express provision to the contrary contained in such lease or contract, is deemed to allow the lessee or contractor or his successors or assigns, to do what a prudent operator using reasonable diligence would do, having in mind the best interests of the lessor, lessee and the state, in producing and removing hydrocarbons, including but not limited to the injection of air, gas, water or other fluids into the productive strata, the application of pressure heat or other means for the reduction of viscosity of the hydrocarbons, the supplying of additional motive force or creating of enlarged or new channels for the underground movement of hydrocarbons into production wells, when such methods or processes employed have been approved by the supervisor; provided, however, nothing contained in this section imposes a legal duty upon such lessee or contractor, his successors or assigns, to conduct such operations.

SEC. 2. Section 3220 of the Public Resources Code is amended to read:

3220. The owner or operator of any well on lands producing or reasonably presumed to contain oil or gas shall properly case it with water-tight and adequate metal casing, in accordance with methods approved by the supervisor or the district deputy, and shall, under his direction, shut off all water overlying and underlying oil-bearing or gas-bearing strata and prevent any water from penetrating such strata. The owner or operator shall also use every effort and endeavor to prevent damage to life, health, property, and natural resources; to shut out detrimental substances from strata containing water suitable for irrigation or domestic purposes and from surface water suitable for such purposes; and to prevent the infiltration of detrimental substances into such strata and into such surface water.

SEC. 3. Section 3224 of the Public Resources Code is amended to read:

3224. The supervisor shall order such tests or remedial work as in his judgment are necessary to prevent damage to life, health, property, and natural resources; to protect oil and gas deposits from damage by underground water; or to prevent the escape of water into underground formations, or to prevent the infiltration of detrimental substances into underground or surface water suitable for irrigation or domestic purposes, to the best interests of the neighboring property owners and the public. The order shall be in writing, signed by the supervisor. It shall be served upon the owner of the well, or his local agent,



either personally or by mailing a copy of the order to the post office address given at the time the local agent is designated. If no local agent has been designated, the order shall be served by mailing a copy to the last known post office address of the owner, or if the owner is unknown, by posting a copy in a conspicuous place upon the property, and publishing it once a week for two successive weeks in some newspaper of general circulation throughout the county in which the well is located. The order shall specify the conditions sought to be remedied and the work necessary to protect such deposits from damage from underground water.

CHAPTER 800

An act to add Section 23752.4 to the Education Code, relating to the California State Colleges, and declaring the urgency thereof, to take effect immediately.

[Approved by Governor September 2, 1970 Filed with
Secretary of State September 2, 1970]

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

SECTION 1. Section 23752.4 is added to the Education Code, to read:

23752.4. The Trustees of the California State Colleges may acquire, pursuant to the Property Acquisition Law (Part 11 (commencing with Section 15850), Division 3, Title 2, of the Government Code) or by lease or other means, real property and may construct and improve student health centers entirely or in part by the use of funds acquired pursuant to this section.

The trustees may prescribe under Section 23751 a fee to provide for the acquisition, construction, and improvement of such facilities, in such amounts and under such circumstances as may be determined by the trustees.

Except as otherwise provided in this section, revenues received by the trustees from such facilities fee shall be transmitted to the State Treasurer and shall be deposited by that officer in the State Treasury to the credit of the State College Facilities Revenue Fund, which fund is hereby created. The trustees may pledge all or any part of such revenues in connection with bonds or notes issued pursuant to the State College Revenue Bond Act of 1947 (Article 2 (commencing with Section 24501), Chapter 11, Division 18), in which case such revenues shall be deposited, transmitted and used in the manner provided by that law. All revenues received by the trustees from such facilities fee, to the extent not pledged in connection with bonds or notes issued pursuant to the State College Revenue Bond Act of 1947, are hereby appropriated, without regard to fiscal years, to the trustees for the acquisition, construc-



CALIFORNIA LEGISLATURE

AT SACRAMENTO
1970 REGULAR SESSION

SENATE FINAL HISTORY

SHOWING ACTION TAKEN IN THIS SESSION ON ALL SENATE BILLS,
CONSTITUTIONAL AMENDMENTS, CONCURRENT, JOINT
RESOLUTIONS AND SENATE RESOLUTIONS

CONVENED JANUARY 5, 1970
ADJOURNED SINE DIE SEPTEMBER 23, 1970

DAYS IN SESSION 130
CALENDAR DAYS 262

Bill Signing Period Expires 12 O'clock Midnight September 20, 1970

Laws Become Effective November 23, 1970

Last Day for Filing Referendum November 22, 1970

President pro Tempore
SENATOR JACK SCHRADE

LT. GOVERNOR ED REINECKE
President of the Senate

Compiled Under the Direction of

DARRYL R WHITE
Secretary of the Senate

by
J. ROY GABRIEL
History Clerk

(8)



157—Carrell

An act to add Chapter 5 (commencing with Section 14800) to Division 6 of the Business and Professions Code, relating to franchises

Jan 21—Read first time

Jan 22—To Com on B & P

April 8—From committee with author's amendments Read second time. Amended Re-referred to committee

Aug 21—From committee without further action

158—Kennick

An act to amend Sections 2535 and 405 of the Streets and Highways Code, relating to state highways

Jan 21—Read first time

Jan 22—To Com on TRANS

Aug 21—From committee without further action

159—Marler.

An act to amend Section 10332 of the Fish and Game Code, relating to Fish and Game District 2A

Jan 21—Read first time

Jan 22—To Com on W, W, & N R

Feb 19—Re-referred to Com on N R & W

Mar 3—From committee Do pass To Consent Calendar.

Mar 4—Read second time To Consent Calendar

Mar 9—Read third time Passed To Assembly

Mar 9—In Assembly Read first time Held at desk.

Mar 10—To Com on N R & CON

April 9—From committee Do pass To Consent Calendar

April 10—Read second time To Consent Calendar

April 17—Read third time Passed To Senate

April 20—In Senate To enrollment

April 22—Enrolled To Governor at 3 p m

May 4—Approved by Governor Chapter 87

160—Short

An act to appropriate funds for increases in compensation for state officers and employees

Jan 21—Read first time

Jan 22—To Com on G O

Mar 2—From committee with author's amendments Read second time. Amended Re-referred to committee

Mar 16—From committee Do pass, but first be re-referred to Com on FIN. Re-referred to Com on FIN

July 20—From committee Be re-referred to Com on RLS to be assigned to proper committee for interim study Re-referred to Com on RLS

Sept 23—From committee without further action

161—Lagomarsino (Coauthor Assemblyman MacGillivray).

An act to amend Sections 3106 3220, and 3224 of the Public Resources Code, relating to oil and gas conservation

Jan 21—Read first time

Jan 22—To Com on W, W, & N R

Feb 19—Re-referred to Com on N R & W

April 7—From committee Do pass as amended, but first amend, and re-refer to Com on FIN

April 8—Read second time Amended Re-referred to Com on FIN

April 24—From committee Do pass as amended

April 27—Read second time Amended To third reading

April 30—Read third time Passed To Assembly

April 30—In Assembly Read first time Held at desk

May 1—To Com on N R & CON

May 14—From committee Do pass, but first be re-referred to Com on W & M with recommendation To Consent Calendar Re-referred to Com on W & M

July 31—From committee Do pass To Consent Calendar

Aug 3—Read second time To Consent Calendar

Aug 10—Read third time Passed To Senate

Aug 10—In Senate To enrollment

Aug 17—Enrolled To Governor at 2 p m

Sept 2—Approved by Governor Chapter 799



Volume 1

Journal of the Senate

Legislature of the State of California
1970 Regular Session
January Fifth to September Twenty-third



HON. ED REINECKE
President of the Senate

HON. JACK SCHRADE
President pro Tempore

DARRYL R. WHITE
Secretary of the Senate

LEGISLATIVE INTENT SERVICE (800) 666-1917



CALIFORNIA LEGISLATURE

1970 REGULAR SESSION

SENATE DAILY JOURNAL

ELEVENTH LEGISLATIVE DAY

SEVENTEENTH CALENDAR DAY

IN SENATE

Senate Chamber

Wednesday, January 21, 1970

The Senate met at 9:30 a.m.

Hon. Ed Reinecke, President of the Senate, presiding.

Secretary Darryl R. White at the Desk.

Assistant Secretary Larry D. McConnell reading.

ROLL CALL

The roll was called, and the following answered to their names:

Alquist, Beilenson, Bradley, Burgener, Burns, Carrell, Collier, Cologne, Coombs, Cusanovich, Danielson, Deukmejian, Dills, Dymally, Grunsky, Kennick, Lagomarsino, Marks, Marler, McCarthy, Mills, Moscone, Nejedly, Petris, Richardson, Rodda, Schrade, Sherman, Short, Song, Stevens, Stiern, Teale, Walsh, Way, Wedworth, and Whetmore—37.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Robert S. Romeis:

*Eternal God and Father, Grant us the gift of judgment, that we may be able to distinguish between the trivial and the truly important. Help us to see the difference between making a living and building a life; between bustling activity and purposeful action; between merely talking and actually saying something. In all things direct us, O Lord, that our lives be not simply a record of days, but a catalog of deeds, well done, honest, sincere; through Christ, Thy Son.—AMEN.***RESOLUTIONS**

The following resolutions were offered:

By Senator Cologne:

Senate Resolution 30

Relative to commending George A. Palmer

WHEREAS, It has come to the attention of the Members of the Senate that the late George A. Palmer discovered the Gigantic Intaglio



sociation for the Mentally Deficient, a board member of the Council for Exceptional Children and president of the local chapter, advisory board member of California Association for the Retarded, a board member of Rancho Linda Childrens' Home, a board member of the Peninsula Childrens' Center, and an advisory board member of the Loma Prieta Regional Center; and

WHEREAS, She served as Senior Probation Officer in the Santa Clara County Juvenile Probation Department until 1969; and

WHEREAS, She is now Mental Retardation Coordinator in the Child Development Clinic under the Community Mental Health Services of Santa Clara County; now, therefore, be it

Resolved by the Senate of the State of California, That the Members commend Gladys E. Nuckles for her great and unstinting service on behalf of the mentally retarded, and wish her health and happiness for the future; and be it further

Resolved, That a suitably prepared copy of this resolution be transmitted to Gladys E. Nuckles.

Referred to Committee on Rules.

INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill 157: By Senator Carrell—An act to add Chapter 5 (commencing with Section 14800) to Division 6 of the Business and Professions Code, relating to franchises.

To Committee on Rules for assignment.

Senate Bill 158: By Senator Kennick—An act to amend Sections 253.5 and 405 of the Streets and Highways Code, relating to state highways.

To Committee on Rules for assignment.

Senate Bill 159: By Senator Marler—An act to amend Section 10832 of the Fish and Game Code, relating to Fish and Game District 2A.

To Committee on Rules for assignment.

Senate Bill 160: By Senator Short—An act to appropriate funds for increases in compensation for state officers and employees.

To Committee on Rules for assignment.

Senate Bill 161: By Senator Lagomarsino (Coauthor: Assemblyman MacGillivray)—An act to amend Sections 3106, 3220, and 3224 of the Public Resources Code, relating to oil and gas conservation.

To Committee on Rules for assignment.

Senate Bill 162: By Senator Sherman—An act to amend Sections 24408, 24608, 25100, 25251, 25351, and 25950 of the Vehicle Code, relating to vehicles.

To Committee on Rules for assignment.

Senate Bill 163: By Senator Rodda—An act to amend Sections 3302, 25450.3, 25476.5, 25477, 25477.5, and 25482 of, to add Article 10



CALIFORNIA LEGISLATURE

1970 REGULAR SESSION

SENATE DAILY JOURNAL

TWELFTH LEGISLATIVE DAY

EIGHTEENTH CALENDAR DAY

IN SENATE

Senate Chamber

Thursday, January 22, 1970

The Senate met at 9:30 a.m.

Hon. Clair W. Burgener of the 38th District, presiding.

Secretary Darryl R. White at the Desk.

Assistant Secretary Larry D. McConnell reading.

ROLL CALL

The roll was called, and the following answered to their names:

Alquist, Beilenson, Bradley, Burgener, Burns, Carrell, Collier, Cologne, Coombs, Cusanovich, Danielson, Dills, Dymally, Grunsky, Kennick, Marks, Marler, McCarthy, Mills, Moscone, Nejedly, Petris, Rodda, Schrade, Sherman, Short, Song, Stevens, Stiern, Teale, Walsh, Way, Wedworth, and Whetmore—34.

Quorum present.

PRAYER

By invitation of the President, the following prayer was offered by Senator Alfred E. Alquist:

O God, In these complicated times, there are moments when we yearn for simpler days. But in this instant before Thee, who are the spirit of Truth, we would not pray for easy lives, only to be stronger men; not for tasks equal to our powers, rather power equal to our tasks.—AMEN.

MESSAGES FROM THE ASSEMBLY

Assembly Chamber, January 19, 1970

Mr. President: I am directed to inform your honorable body that the Assembly on this day adopted:

AJR 2

JAMES D. DRISCOLL, Chief Clerk of the Assembly
By R. Brian Kidney, Assistant Chief Clerk



by adding Section 9.5 to Article IX thereof, relating to the University of California.

To Committee on Rules for assignment.

Senate Concurrent Resolution 15: By Senator Alquist—Relative to observance of Arbor Day.

To Committee on Rules for assignment.

Senate Concurrent Resolution 16: By Senators Schrade and Mills—Relative to National Arthritis Month.

To Committee on Rules for assignment.

**CONSIDERATION OF DAILY FILE
CONSENT CALENDAR OF ASSEMBLY BILLS**

Assembly Concurrent Resolution 2—Relative to Junior Achievement Week.

Resolution read third time.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Alquist, Beilenson, Burgener, Carrell, Cologne, Coombs, Cusanovich, Danielson, Dills, Grunsky, Kennick, Marks, Marler, Mills, Moscone, Nejedly, Petris, Rodda, Schrade, Short, Song, Stevens, Stiern, Teale, Walsh, Way, and Wedworth—27.

NOES—None.

Resolution ordered transmitted to the Assembly.

REFERENCE OF BILLS

The Committee on Rules has referred the following bills to committee:

<i>Senate Bill No.</i>	<i>Committee</i>
152	Judiciary
153	Water, Wildlife, and Natural Resources
154	Education
155	Transportation
156	Education
157	Business and Professions
158	Transportation
159	Water, Wildlife, and Natural Resources
160	Governmental Organization
161	Water, Wildlife, and Natural Resources
162	Transportation
163	Education
164	Local Government
165	Health and Welfare
166	Revenue and Taxation
167	Revenue and Taxation
168	Transportation
169	Transportation
170	Transportation



CALIFORNIA LEGISLATURE

1970 REGULAR SESSION

SENATE DAILY JOURNAL

TWENTY-EIGHTH LEGISLATIVE DAY

FORTY-SIXTH CALENDAR DAY

IN SENATESenate Chamber
Thursday, February 19, 1970

The Senate met at 9:30 a.m.

Hon. Ed Reinecke, President of the Senate, presiding.

Secretary Darryl R. White at the Desk.

Assistant Secretary Larry D. McConnell reading.

ROLL CALL

The roll was called, and the following answered to their names:

Alquist, Beilenson, Bradley, Burgener, Burns, Carrell, Cologne, Cusanovich, Danielson, Dills, Dolwig, Dymally, Grunsky, Kennick, Lagomarsino, Marks, Marler, Mills, Moscone, Nejedly, Richardson, Rodda, Schmitz, Schrade, Sherman, Short, Song, Stevens, Stiern, Teale, Walsh, Way, Wedworth, and Whetmore—34.

Quorum present.

PRAYER

Upon invitation of the President, the following prayer was offered by Rabbi Amiel Wohl of the B'nai Israel Congregation, Sacramento:

Eternal Father: As we gather to deliberate on behalf of the people of our state, California—may we be conscious of Thy will. Allow us to be vessels for Thy spirit, that through us might flow wisdom, faith, justice and hope. Favored as we are in this blessed state with so much of Thy bounty, our responsibility to create just laws and a generous environment is all the more pointed. May we match with our earnest effort the glorious opportunity for service which Thou hast placed before us. Be Thou with us, now and evermore.—AMEN.**MESSAGES FROM THE ASSEMBLY**

Assembly Chamber, February 18, 1970

Mr. President: I am directed to inform your honorable body that the Assembly on this day passed:

AB 32

AB 483

AB 728

JAMES D. DRISCOLL, Chief Clerk of the Assembly
By R. Brian Kidney, Assistant Chief Clerk

*Senate Constitutional
Amendment No.* *Committee*
15 ----- Revenue and Taxation

*Senate Concurrent
Resolution No.* *Committee*
32 ----- Transportation

*Senate
Resolution No.* *Committee*
79 ----- Rules

RE-REFERENCE OF BILLS

The Committee on Rules has re-referred the following bills to committee:

<i>Senate Bill No.</i>	<i>Committee</i>
17 -----	Water Resources
18 -----	Natural Resources and Wildlife
37 -----	Natural Resources and Wildlife
81 -----	Natural Resources and Wildlife
113 -----	Natural Resources and Wildlife
114 -----	Natural Resources and Wildlife
123 -----	Natural Resources and Wildlife
128 -----	Natural Resources and Wildlife
153 -----	Natural Resources and Wildlife
159 -----	Natural Resources and Wildlife
161 -----	Natural Resources and Wildlife
187 -----	Water Resources
206 -----	Natural Resources and Wildlife
207 -----	Natural Resources and Wildlife
208 -----	Natural Resources and Wildlife
209 -----	Natural Resources and Wildlife
210 -----	Natural Resources and Wildlife
211 -----	Natural Resources and Wildlife
212 -----	Natural Resources and Wildlife
215 -----	Natural Resources and Wildlife
257 -----	Natural Resources and Wildlife
268 -----	Water Resources
277 -----	Water Resources
288 -----	Natural Resources and Wildlife

<i>Senate Concurrent Resolution No.</i>	<i>Committee</i>
2 -----	Rules
25 -----	Water Resources
30 -----	Water Resources



CALIFORNIA LEGISLATURE

1970 REGULAR SESSION

SENATE DAILY JOURNAL

FIFTY-SECOND LEGISLATIVE DAY

NINETY-THIRD CALENDAR DAY

IN SENATESenate Chamber
Tuesday, April 7, 1970

The Senate met at 9 a.m.

Hon. Lou Cusanovich of the 23rd District, presiding.

Secretary Darryl R. White at the Desk.

Assistant Secretary J. Roy Gabriel reading.

QUORUM CALL OF THE SENATE

Senator Short moved a quorum call of the Senate.

Motion carried.

The President directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

PROCEEDINGS UNDER QUORUM CALL OF THE SENATE**ROLL CALL**

The roll was called, and the following answered to their names:

Alquist, Beilenson, Bradley, Burgener, Burns, Carrell, Collier, Coombs, Cusanovich, Danielson, Deukmejian, Dolwig, Dymally, Grunsky, Kennick, Lagomarsino, Marks, Marler, McCarthy, Mills, Moscone, Nejedly, Richardson, Rodda, Schmitz, Schrade, Short, Song, Stevens, Stiern, Teale, Walsh, Way, Wedworth, and Whetmore—35.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Robert S. Romeis:

Gracious God and Heavenly Father, Make us remember that political prominence, professional achievement, and a bulging bank account, do not last forever; but that a life spent in striving for inner excellence, for justice, for freedom, for peace, and for faith in Thee, carries with it an eternal inheritance. Help us to seek first not the acclaim nor the approval of men, but the commendation of conscience and of Thee, our only God.—AMEN.

<i>Senate Bill No.</i>	<i>Committee</i>
1402	Governmental Organization
1403	Health and Welfare
1404	Education
1405	Judiciary
1406	Judiciary
1407	Judiciary
1408	Judiciary

Senate Constitutional Amendment No.

<i>Amendment No.</i>	<i>Committee</i>
38	Revenue and Taxation
39	Judiciary

Senate Concurrent Resolution No.

<i>Resolution No.</i>	<i>Committee</i>
58	Transportation
59	Rules

Senate Resolution No.

<i>Resolution No.</i>	<i>Committee</i>
131	Education

REPORTS OF STANDING COMMITTEES

Committee on Rules

Senate Chamber, April 6, 1970

Mr. President: The Committee on Rules has examined:

- SB 48
- SB 451

And reports the same correctly engrossed.

SCHRADE, Chairman

Senate Chamber, April 6, 1970

Mr. President: The Committee on Rules, to which was referred:

- SCR 56

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

SCHRADE, Chairman

Above resolution ordered to third reading.

Committee on Transportation

Senate Chamber, April 6, 1970

Mr. President: The Committee on Transportation, to which was referred:

- SB 518

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended, and be placed on the Consent Calendar.

COLLIER, Chairman

Above bill ordered to second reading.



Committee on Natural Resources and Wildlife

Senate Chamber, April 6, 1970

Mr. President: The Committee on Natural Resources and Wildlife, to which was referred:

SB 161

Has had the same under consideration, and reports the same back with amendments with the recommendation: Do pass as amended, but first amend, and re-refer to the Committee on Finance.

LAGOMARSINO, Chairman

Above bill ordered to second reading.

Senate Chamber, April 7, 1970

Mr. President: The Chairman of the Committee on Natural Resources and Wildlife, to which were referred:

SB 206

SB 209

SB 208

SB 257

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

LAGOMARSINO, Chairman

SECOND READING OF BILLS—AUTHOR'S AMENDMENTS

Senate Bill 206—An act to amend Sections 9001, 9016, 9033 and 9142 of, and add Section 9029 to, the Public Resources Code, relating to soil conservation districts.

Bill read second time.

Consideration of Author's Amendments

Amendment 1

On page 2, line 3, of the printed bill, as amended in Senate March 18, 1970, strike out “, and exercising”; and strike out lines 4 and 5, and insert a period.

Amendment 2

On page 2, line 27, strike out the comma.

Amendments read, and adopted.

Bill ordered printed, and re-referred to the committee.

SECOND READING OF BILLS—AUTHOR'S AMENDMENTS

Senate Bill 208—An act to amend Sections 9256, 9259, and 9261 of, to add Sections 9250.1, 9261.5, 9261.6, and 9269 to, the Public Resources Code, relating to soil conservation districts.

Bill read second time.

Consideration of Author's Amendments

Amendment 1

In line 1 of the title of the printed bill, after “of,” insert “and”.

Amendment 2

On page 2, line 19, after “9261.”, insert “(a)”.



CALIFORNIA LEGISLATURE

1970 REGULAR SESSION

SENATE DAILY JOURNAL

FIFTY-THIRD LEGISLATIVE DAY

NINETY-FOURTH CALENDAR DAY

IN SENATE

Senate Chamber
Wednesday, April 8, 1970

The Senate met at 10:30 a.m.
Hon. Lou Cusanovich of the 23rd District, presiding.
Secretary Darryl R. White at the Desk.
Assistant Secretary J. Roy Gabriel reading.

QUORUM CALL OF THE SENATE

Senator Schrade moved a quorum call of the Senate.
Motion carried.

The President directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

PROCEEDINGS UNDER QUORUM CALL OF THE SENATE
ROLL CALL

The roll was called, and the following answered to their names:

Alquist, Beilenson, Bradley, Burns, Carrell, Coombs, Cusanovich, Danielson, Dills, Dolwig, Dymally, Grunsky, Kennick, Lagomarsino, Marks, Marler, McCarthy, Moscone, Nejedly, Richardson, Rodda, Schmitz, Schrade, Short, Song, Stevens, Stiern, Teale, Walsh, Way, Wedworth, and Whetmore—32.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Robert S. Romeis:

Almighty God, Who hast crowned man with glory and honor; grant that we never be satisfied with doing merely the ordinary. In life and in legislation make us hold out for the best, the first-rate, the extraordinary. Keep us reaching for the highest in all things, O God, for in doing less we corrupt ourselves, cheat our human brothers, and fail in our duty to Thee; through Christ, our Lord.—AMEN.



Resolved by the Senate of the State of California, That the Members congratulate Judge Marion upon the singular honor bestowed upon him, commend him for his fine work on the bench, his excellent record and his exemplary life, and give him their sincerest best wishes; and be it further

Resolved, That the Secretary of the Senate transmit a suitably prepared copy of this resolution to Judge Myer B. Marion.

Resolution read and adopted on motion of Senator Walsh.

CONSIDERATION OF DAILY FILE SECOND READING OF SENATE BILLS

Senate Bill 518—An act to amend Sections 22362 and 22363 of the Vehicle Code, relating to speed limits.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment 1

On page 1, lines 15 and 16, of the printed bill, strike out "in the size provided in Section 21403".

Amendment 2

On page 1, strike out lines 17; and in line 18, strike out "forth in Section 21403", and insert "restriction".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill 312—An act to add Section 29006 to the Vehicle Code, relating to towing equipment.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill 296—An act to add Section 21759.5 to the Vehicle Code, relating to motorcycles.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill 347—An act to amend Section 34500 of the Vehicle Code, relating to combination of vehicles.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill 161—An act to amend Sections 3106, 3220, and 3224 of the Public Resources Code, relating to oil and gas conservation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Natural Resources and Wildlife:

Amendment 1

On page 1, line 5, of the printed bill, strike out "and".



CALIFORNIA LEGISLATURE

1970 REGULAR SESSION

SENATE DAILY JOURNAL

SIXTY-FIFTH LEGISLATIVE DAY

ONE HUNDRED TENTH CALENDAR DAY

IN SENATESenate Chamber
Friday, April 24, 1970

The Senate met at 9 a.m.

Hon. Lou Cusanovich of the 23rd District, presiding.

Secretary Darryl R. White at the Desk.

Assistant Secretary J. Roy Gabriel reading.

QUORUM CALL OF THE SENATE

Senator Short moved a quorum call of the Senate.

Motion carried.

The President directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

PROCEEDINGS UNDER QUORUM CALL OF THE SENATE**ROLL CALL**

The roll was called, and the following answered to their names:

Beilenson, Burgener, Carrell, Collier, Cologne, Coombs, Cusanovich, Danielson, Dymally, Grunsky, Kennick, Lagomarsino, Marler, McCarthy, Moscone, Nejedly, Petris, Richardson, Rodda, Schmitz, Schrade, Sherman, Short, Song, Stevens, Stiern, Teale, Way, Wedworth, and Whetmore—30.

Quorum present.

PRAYER

Upon invitation of the President, the following prayer was offered by Father Leo McAllister, Chaplain of the Assembly:

Eternal God, From whose infinite mind was born the concept of freedom, help us, who are so blessed by its presence, especially in these days of protest and violence, not to fail in our responsibility to carefully consider and evaluate freedom's thrust and freedom's longings. Help us to guard it well and guarantee it faithfully to all of our people. In each day's work may there be a consciousness of its scope. In each man's heart may there be a consciousness of its worth.—AMEN.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Organization:

Amendment 1

On page 1, line 3, of the printed bill, strike out "Adjutant General", and insert "commanding general of the state military forces".

Amendment read, and adopted.

Bill ordered printed, and re-referred to the Committee on Finance.

REPORTS OF STANDING COMMITTEES**Committee on Judiciary**

Senate Chamber, April 23, 1970

Mr. President: The Committee on Judiciary, to which was referred: SB 592

Has had the same under consideration, and reports the same back with amendments with the recommendation: Do pass as amended, but first amend, and re-refer to the Committee on Finance.

COLOGNE, Chairman

Above bill ordered to second reading.

Senate Chamber, April 23, 1970

Mr. President: The Committee on Judiciary, to which were referred:

SB 307

SB 362

SB 574

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

COLOGNE, Chairman

Above bills ordered to second reading.

Committee on Rules

Senate Chamber, April 23, 1970

Mr. President: The Committee on Rules has examined:

SCR 53

And reports the same correctly engrossed.

SCHRADE, Chairman

Senate Chamber, April 23, 1970

Mr. President: The Committee on Rules has examined:

SB 286

SB 416

SB 590

SB 290

SB 439

SB 605

SB 408

SB 449

SB 628

And reports the same correctly engrossed.

SCHRADE, Chairman



Amendment 3

On page 2, line 10, after "districts", insert ", county superintendents of schools,".

Amendment 4

On page 2, line 15, after "district", insert ", county superintendent of schools,".

Amendment 5

On page 2, line 27, after "districts", insert "or county superintendents of schools"'.
 10

Amendment 6

On page 2, line 30, after "district", insert "or jurisdiction"'.
 10

Amendment 7

On page 2, line 33, after "district", insert "or county superintendent of schools"'.
 10

Amendment 8

On page 2, line 35, after "trict", insert "or county superintendent of schools"'.
 10

Amendments read, and adopted.

Bill ordered printed, and re-referred to the committee.

Committee on Finance

Senate Chamber, April 24, 1970

Mr. President: The Committee on Finance, to which was referred: SB 161
 Reports the same back with author's amendments with the recommendation: Amend, and do pass as amended.
 10

GRUNSKY, Chairman

Above bill ordered to second reading.

Committee on Agriculture

Senate Chamber, April 24, 1970

Mr. President: The Chairman of the Committee on Agriculture, to which was referred:

SB 585

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.
 10

MARLER, Chairman

SECOND READING OF BILLS—AUTHOR'S AMENDMENTS

Senate Bill 585—An act to amend Sections 58889 and 58921 of the Agricultural Code, relating to marketing orders.
 10

Bill read second time.



CALIFORNIA LEGISLATURE

1970 REGULAR SESSION

SENATE DAILY JOURNAL

SIXTY-SIXTH LEGISLATIVE DAY

ONE HUNDRED THIRTEENTH CALENDAR DAY

IN SENATE

Senate Chamber
Monday, April 27, 1970

The Senate met at 11:30 a.m.
Hon. Stephen Teale of the Third District, presiding.
Secretary Darryl R. White at the Desk.
Assistant Secretary J. Roy Gabriel reading.

QUORUM CALL OF THE SENATE

Senator Grunsky moved a quorum call of the Senate.
Motion carried.

The President directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

PROCEEDINGS UNDER QUORUM CALL OF THE SENATE
ROLL CALL

Hon. Ed Reinecke, President of the Senate, Presiding

The roll was called, and the following answered to their names:

Alquist, Beilenson, Bradley, Burgener, Burns, Carrell, Cologne, Coombs, Cusanovich, Danielson, Dills, Dymally, Grunsky, Kennick, Lagomarsino, Marks, Marler, Mills, Moscone, Nejedly, Petris, Richardson, Rodda, Sherman, Short, Song, Stevens, Stiern, Teale, Walsh, Way, Wedworth, and Whetmore—33.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Robert S. Romeis:

Almighty God, Our Creator and Sustainer, Who hast bestowed upon us the precious gift of life; grant that we receive Thy gift with grateful hands. Help us to use and not abuse the life Thou hast given; neither squeeze it nor squander it; not merely enjoy it but employ it for the accomplishing of Thy purposes. May Thy will be done, O Lord, by us, here, today!—AMEN.



**CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS**

Senate Bill 460—An act to amend Section 6301 of the Business and Professions Code, relating to libraries.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Business and Professions:

Amendment 1

On page 1, line 21, of the printed bill, strike out "shall", and insert "may".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill 493—An act to amend Section 5604 of the Welfare and Institutions Code, and to add Section 25043 to the Government Code, relating to public agencies.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government.

Amendment 1

Strike out line 2 of the title of the printed bill, as amended in Senate April 15, 1970, and insert "tutions".

Amendment 2

On page 3, strike out lines 10 to 14, inclusive.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill 592—An act to amend Section 11505 of the Government Code, relating to administrative proceedings.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment 1

On page 2 of the printed bill, strike out lines 9 and 10, and insert "these proceedings."

Amendment read, and adopted.

Bill ordered printed, and re-referred to the Committee on Finance.

Senate Bill 307—An act to amend Section 21464 of the Vehicle Code, relating to malicious mischief.

Bill read second time.



Senate Bill 512—An act to amend Sections 14403, 14500, 14502, 14800, 14803, 14850, 14852, 14903, 14905, 15101, 15400, 15600, 15601, and 15650 of, and to add Section 14008 to, the Financial Code, relating to credit unions.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Insurance and Financial Institutions:

Amendment 1

On page 3, line 11, of the printed bill, after "6", insert (commencing with Section 15400)".

Amendment 2

On page 6, line 1, after "dissolution", insert "according to the recommendation of a three-fourths majority vote by the board of directors of any credit union".

Amendments read, and adopted.

Bill ordered printed, and re-referred to the Committee on Finance.

Senate Bill 161—An act to amend Sections 3106, 3220, and 3224 of the Public Resources Code, relating to oil and gas conservation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance:

Amendment 1

On page 1, line 5, of the printed bill, as amended in Senate April 8, 1970, after "property," insert "and".

Amendment 2

On page 1, line 6, strike out ", and the environment".

Amendment 3

On page 2, line 39, after "property," insert "and".

Amendment 4

On page 2, line 40, strike out ", and the environment".

Amendment 5

On page 2, line 49, strike out "natural resources,"; and in line 50, strike out "and the environment", and insert "and natural resources".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill 445—An act to amend Section 24651 of the Education Code, and to amend Sections 830.3 and 830.4 of the Penal Code, relating to state college police.

Bill read second time, ordered engrossed, and to third reading.



CALIFORNIA LEGISLATURE

1970 REGULAR SESSION

SENATE DAILY JOURNAL

SIXTY-NINTH LEGISLATIVE DAY

ONE HUNDRED SIXTEENTH CALENDAR DAY

IN SENATE

Senate Chamber
Thursday, April 30, 1970

The Senate met at 9 a.m.
Hon. Lou Cusanovich of the 23rd District, presiding.
Secretary Darryl R. White at the Desk.
Assistant Secretary J. Roy Gabriel reading.

QUORUM CALL OF THE SENATE

Senator Schrade moved a quorum call of the Senate.
Motion carried.

The President directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

PROCEEDINGS UNDER QUORUM CALL OF THE SENATE
ROLL CALL

The roll was called, and the following answered to their names:

Beilenson, Bradley, Burns, Carrell, Collier, Cologne, Cusanovich, Danielson, Dills, Dolwig, Dymally, Grunsky, Kennick, Lagomarsino, Marks, Marler, McCarthy, Mills, Moscone, Nejedly, Petris, Richardson, Rodda, Schmitz, Schrade, Sherman, Song, Stevens, Stiern, Teale, Walsh, Way, Wedworth, and Whetmore—34.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Robert S. Romeis:

God of all Mercy, Grant us not so much the ability to see what lies dimly in the future, but to do that which lies clearly at hand. Keep us current, O Lord, that we don't let our dreaming about some "sweet bye-and-bye" cause us to forget our tasks in the "messed-up here-and-now".—AMEN.

LEGISLATIVE INTENT SERVICE (800) 666-1917



WHEREAS, The membership of Legal Secretaries, Incorporated, in California, in conjunction with the national and state scholarship funds, now awards over \$8,000 per year in scholarships; now, therefore, be it

Resolved by the Senate of the State of California, That the Members extend their appreciation and commendation to Legal Secretaries, Incorporated, for its outstanding accomplishments; and be it further

Resolved, That the Secretary of the Senate transmit a suitably prepared copy of this resolution to Legal Secretaries, Incorporated.

Resolution read and adopted on motion of Senator Nejedly.

INTRODUCTION AND FIRST READING OF SENATE BILLS

The following resolution was introduced, and read the first time:

Senate Concurrent Resolution 75: By Senator Schrade—Relative to a recess of the Legislature.

Without reference to committee.

REQUEST FOR UNANIMOUS CONSENT

Senator Schrade asked for, and was granted, unanimous consent to take up at this time Senate Concurrent Resolution 75 without reference to committee, print, or file, and that the same be considered engrossed.

Consideration of Senate Concurrent Resolution 75

Senate Concurrent Resolution 75—Relative to a recess of the Legislature.

Resolution read.

Motion to Amend

Senator Danielson moved the adoption of the following amendment to Senate Concurrent Resolution 75:

Amendment 1

On page 1, line 4, of the measure, as introduced, strike out "28", and insert "26".

Amendment read, and refused adoption.

The roll was called, and the resolution refused adoption by the following vote:

AYES—Senators Bradley, Burns, Carrell, Cusanovich, Dolwig, Kennick, McCarthy, Richardson, Rodda, Sherman, Stevens, and Way—12.

NOES—Senators Collier, Cologne, Danielson, Dills, Dymally, Grunsky, Lagomarsino, Marler, Mills, Moscone, Nejedly, Schmitz, Schrade, Song, Stiern, Teale, Walsh, Wedworth, and Whetmore—19.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill 161—An act to amend Sections 3106, 3220, and 3224 of the Public Resources Code, relating to oil and gas conservation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Bradley, Burns, Carrell, Collier, Cologne, Cusanovich, Danielson, Dills, Dolwig, Dymally, Grunsky, Kennick, Lagomar-



sino, Marks, Marler, Mills, Moscone, Nejedly, Richardson, Rodda, Schmitz, Schrade, Sherman, Song, Stiern, Teale, Walsh, Way, Wedworth, and Whetmore—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill 407—An act to amend Sections 25001, 25001.1, 25001.2, 25001.3, and 25001.4 of, to add Section 25001.5 to, and to repeal Section 25009 of, the Government Code, and to add Section 7 to Chapter 21 and Section 7 to Chapter 40 of the Statutes of 1964 (First Extraordinary Session), relating to county supervisorial districts.

Bill read third time.

Motion to Amend

Senator Bradley moved the adoption of the following amendments to Senate Bill 407:

Amendment 1

In line 3 of the title of the printed bill, as amended in Senate April 28, 1970, strike out "and to add Section 7 to"; strike out line 4 of the title; and in line 5 of the title strike out "1964 (First Extraordinary Session),".

Amendment 2

On page 3 after line 8, insert

"SEC. 7. Section 25009 of the Government Code is repealed.

25009. The board of supervisors of each county, on or before March 1, 1962, shall appoint a committee composed of residents of the county to study the matter of changing the boundaries of the county supervisorial districts. Within six months thereafter, the committee shall report to the board its recommendations on the need for a change of boundaries, and the change suggested.

Thereafter, such a committee shall be appointed and shall make its report within one year after the final population figures determined in each federal decennial census have been released.

Recommendations of the committee are advisory only."

Amendments read, and adopted.

Bill ordered reprinted, re-engrossed, and to third reading.

REPORTS OF STANDING COMMITTEES

Senate Rules Committee

State Capitol, April 29, 1970

Mr. President: The Senate Rules Committee has accepted with regret the resignation of Senator George Deukmejian from the Joint Legislative Audit Committee, the Industrial Relations Committee and the Joint Assessment Practices Committee.

SCHRADE, Chairman



CALIFORNIA LEGISLATURE

1970 REGULAR SESSION

SENATE DAILY JOURNAL

ONE HUNDRED THIRTY-EIGHTH LEGISLATIVE DAY

TWO HUNDRED EIGHTEENTH CALENDAR DAY

IN SENATE

Senate Chamber
Monday, August 10, 1970

The Senate met at 9:30 a.m.
Hon. Lou Cusanovich of the 23rd District, presiding.
Secretary Darryl R. White at the Desk.
Assistant Secretary J. Roy Gabriel reading.

QUORUM CALL OF THE SENATE

Senator Grunsky moved a quorum call of the Senate.
Motion carried.
The President directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

PROCEEDINGS UNDER QUORUM CALL OF THE SENATE
ROLL CALL

The roll was called, and the following answered to their names:
Alquist, Beilenson, Bradley, Burgener, Burns, Collier, Coombs, Cusanovich, Danielson, Deukmejian, Dills, Dolwig, Dymally, Grunsky, Harmer, Kennick, Lagomarsino, Marks, Marler, Mills, Moscone, Nejedly, Richardson, Rodda, Schrade, Sherman, Short, Song, Stevens, Stiern, Teale, Walsh, Way, Wedworth, and Whetmore—35.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Robert S. Romeis:
Dear God and Father, Grant that instead of being conformed to the standards of this world, we may be transformed by the power of Thy presence and Thy love. Help us to hear the beat of that other drum, so we may live generosity in the midst of greed, justice in the midst of prejudice, compassion in the midst of indifference, and peace in the midst of turmoil. Preserve us from the deadliness of conformity and the weakness of following the crowd; through Him who called men to a new and better way.—AMEN.



WHEREAS, At various times, Rabbi White has served as the president of the San Francisco Zionist District and the Jewish National Fund, as well as a member of the Board of Directors of the Jewish Welfare Federation; and

WHEREAS, He has lectured at many universities and for a number of years was on the faculty of the Starr King School of Ministry; and

WHEREAS, Reflecting his abiding interest in improving the life of the community, Rabbi White now serves as co-chairman of the San Francisco Conference on Religion, Race and Social Concerns; and

WHEREAS, For many years he wrote a thought-provoking column in the Emanu-el and Jewish Bulletin; and

WHEREAS, He has written for the Congress Weekly, the Jewish Post, the Jewish Record, the Jewish Digest, and many other publications; and

WHEREAS, For three years, he was heard weekly on the radio program Faith Forum, and has from time to time appeared on other radio and television programs; and

WHEREAS, Rabbi White and his wife, Ruth, have three fine children, David, Linda and Shalene; now, therefore, be it

Resolved by the Senate of the State of California, That the Members congratulate Rabbi Saul E. White on the 35th anniversary of his ordination and leadership of Congregation Beth Sholom and extend to him every best wish for many productive years ahead; and be it further

Resolved, That the Secretary of the Senate transmit a suitably prepared copy of this resolution to Rabbi Saul E. White.

Resolution read and adopted on motion of Senator Marks.

MESSAGES FROM THE ASSEMBLY

Assembly Chamber, August 7, 1970

Mr. President: I am directed to inform your honorable body that the Assembly on this day passed:

SB 1114

JAMES D. DRISCOLL, Chief Clerk of the Assembly
By Lawrence A. Murman, Chief Assistant Clerk

Above bill ordered enrolled.

Assembly Chamber, August 10, 1970

Mr. President: I am directed to inform your honorable body that the Assembly on this day passed:

- | | | |
|--------|--------|---------|
| SB 81 | SB 640 | SB 1038 |
| SB 161 | SB 661 | SB 1062 |
| SB 319 | SB 666 | SB 1165 |
| SB 344 | SB 674 | SB 1183 |
| SB 435 | SB 711 | SB 1186 |
| SB 526 | SB 769 | SB 1194 |
| SB 552 | SB 866 | SB 1312 |
| SB 592 | SB 918 | SB 1419 |
| SB 623 | SB 973 | |

JAMES D. DRISCOLL, Chief Clerk of the Assembly
By Lawrence A. Murman, Chief Assistant Clerk

Above bills ordered enrolled.



CALIFORNIA LEGISLATURE

1970 REGULAR SESSION

SENATE DAILY JOURNAL

ONE HUNDRED FORTY-FOURTH LEGISLATIVE DAY

TWO HUNDRED TWENTY-SIXTH CALENDAR DAY

IN SENATE

Senate Chamber
Tuesday, August 18, 1970

The Senate met at 9 a.m.
Hon. Lou Cusanovich of the 23rd District, presiding.
Secretary Darryl R. White at the Desk.
Assistant Secretary J. Roy Gabriel reading.

QUORUM CALL OF THE SENATE

Senator Whetmore moved a quorum call of the Senate.
Motion carried.
The President directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

PROCEEDINGS UNDER QUORUM CALL OF THE SENATE
ROLL CALL

The roll was called, and the following answered to their names:
Alquist, Beilenson, Bradley, Burgener, Burns, Collier, Cologne, Coombs, Cusanovich, Danielson, Deukmejian, Dills, Dolwig, Dymally, Grunsky, Harmer, Kennick, Lagomarsino, Marler, Mills, Moscone, Nejedly, Petris, Richardson, Rodda, Schrade, Sherman, Short, Song, Stevens, Stiern, Teale, Walsh, Way, Wedworth, and Whetmore—36.

Quorum present.

PRAYER

Upon invitation of the President, the following prayer was offered by Rev. Robert L. Carlson of the Pioneer Congregational United Church, Sacramento:

Eternal God, We pray for the Senators of California. Give them strength to plough through the mountain of work that still faces them, the ability to hang loose rather than getting tied up in knots, and sensitivity to their opportunity to serve the people of this state, the poor and the powerless included; through Christ our Lord—AMEN.



REFERENCE OF BILLS

The Committee on Rules today referred the following bills to committee:

<i>Senate Resolution No.</i>	<i>Committee</i>
334-----	Rules
335-----	Rules

<i>Assembly Bill No.</i>	<i>Committee</i>
1261-----	Governmental Organization

<i>Assembly Concurrent Resolution No.</i>	<i>Committee</i>
191-----	Judiciary
200-----	Governmental Organization

<i>Assembly Joint Resolution No.</i>	<i>Committee</i>
66-----	Health and Welfare

REPORTS OF STANDING COMMITTEES

Committee on Local Government

Senate Chamber, August 17, 1970

Mr. President: The Committee on Local Government, to which was referred:

AB 2007

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

NEJEDLY, Vice Chairman

Above bill ordered to second reading.

Committee on Rules

Senate Chamber, August 17, 1970

Mr. President: The Committee on Rules has examined:

Senate Bill 161—An act to amend Sections 3106, 3220, and 3224 of the Public Resources Code, relating to oil and gas conservation;

Senate Bill 319—An act to amend Section 1352 of the Code of Civil Procedure and to amend Section 1027 of the Probate Code, relating to unclaimed property;

Senate Bill 355—An act to validate certain purchases by school districts of certain trailer coaches for use as school classrooms;

Senate Bill 469—An act to amend Section 31808.1 of, and to add Section 31700.5 to, the Government Code, relating to the County Employees Retirement Law;

Senate Bill 536—An act to amend Section 7261 of the Revenue and Taxation Code, relating to transactions tax;



Volume 4

Journal of the Assembly

Legislature of the State of California
1970 Regular Session
January Fifth to September Twenty-third



BOB MONAGAN
Speaker of the Assembly

W. CRAIG BIDDLE
Majority Floor Leader

JAMES D. DRISCOLL
Chief Clerk of the Assembly

CHARLES J. CONRAD
Speaker pro Tempore of the Assembly

JOHN J. MILLER
Minority Floor Leader



CALIFORNIA LEGISLATURE

1970 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Sixty-first Legislative Day

One Hundred Sixteenth Calendar Day

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, April 30, 1970

The Assembly met at 9 30 a m
Hon Charles J Conrad, Speaker pro Tempore of the Assembly,
presiding
Chief Clerk James D Driscoll at the Desk.
Assistant Clerk Ray Monday reading

ROLL CALL

The roll was called

Quorum Call of the Assembly

Pending the announcement of the vote, Mr Dent moved a quorum call of the Assembly.

Motion carried Time, 9 32 a m

The Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members

Quorum Call of the Assembly Dispensed With

At 9 46 a m, on motion of Mr Biddle, and in the absence of any objection, the quorum call of the Assembly was dispensed with

The roll call was completed and the following answered to their names

Arklin, Badham, Bagley, Barnes, Bee, Belotti, Berryhill, Beverly, Biddle, Brathwaite, Briggs, Britschgi, Brown, Burke, Burton, Campbell, Collier, Conrad, Cory, Crandall, Crown, Cullen, Davis, Deddeh, Dent, Duffy, Dunlap, Fenton, Fong, Foran, Garcia, Leroy F Greene, Hom, Harvey Johnson, Ray E Johnson, Karabian, Ketchum, Knox, Lanterman, Lewis, MacDonald, MacGillivray, McCarthy, Miller, Mobley, Moorhead, Moretti, Mulford, Murphy Porter, Powers, Priolo, Qumby, Ralph, Roberts, Russell Ryan, Schabarum, Sieroty, Stacey, Stull, Thomas, Townsend, Vasconcellos, Wakefield, Warren, Waxman, Wilson, Wood, Z berg, Zenovich, and Mr Speaker—72

Quorum present.



tain and replace such marking devices as are a practical and effective means to make them visible to pilots of such aircraft, provided that such marking devices shall not endanger or unreasonably interfere with the reliable and safe operation of the structure, wire or cable or be in conflict with any order of the Public Utilities Commission. The division shall pay the cost of installation, operation and maintenance and replacement of any such marking devices, except in those cases where the owner or operator is required to mark such structure, wire or cable at his expense pursuant to requirements of the Federal Aviation Agency. No person who installs and maintains marking devices prescribed by the department pursuant to the section shall be liable to any other person for any loss or damage to property or injury to or the death of any person arising out of or in any way connected with the operation of any aircraft in the proximity of, or the collision of any aircraft with, such structure, wire or cable."

Bill ordered reprinted, and to be re-referred to the Committee on Commerce and Public Utilities

MESSAGES FROM THE SENATE

Senate Chamber, April 30, 1970

Mr Speaker I am directed to inform your honorable body that the Senate on this day passed

SB No 161
SB No. 343

SB No 460
SB No. 574

DARRYL R WHITE, Secretary of the Senate
By John W. Rovane, Chief Assistant Secretary

Senate Chamber, April 30, 1970

Mr Speaker I am directed to inform your honorable body that the Senate on this day adopted

SCR No. 65

DARRYL R WHITE, Secretary of the Senate
By John W. Rovane, Chief Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time.

Senate Bill No. 161—An act to amend Sections 3106, 3220, and 3224 of the Public Resources Code, relating to oil and gas conservation.

Held at Desk by order of the Speaker

Senate Bill No. 343—An act to add Article 18 (commencing with Section 10771) to Chapter 2 of Part 5 of Division 2 of the Revenue and Taxation Code, and to add Article 11 (commencing with Section 5400) to Chapter 1 of Division 3 of the Vehicle Code, relating to the registration of vehicles

Held at Desk by order of the Speaker

Senate Bill No. 460—An act to amend Section 6301 of the Business and Professions Code, relating to libraries

Held at Desk by order of the Speaker

LEGISLATIVE INTENT SERVICE (800) 666-1917



CALIFORNIA LEGISLATURE

1970 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Sixty-second Legislative Day

One Hundred Seventeenth Calendar Day

IN ASSEMBLY

Assembly Chamber, Sacramento
Friday, May 1, 1970

The Assembly met at 9 a m
Hon Charles J Conrad, Speaker pro Tempore of the Assembly,
presiding
Chief Clerk James D Driscoll at the Desk
Assistant Clerk Ray Monday reading

ROLL CALL

The roll was called

Quorum Call of the Assembly

Mr Knox moved a quorum call of the Assembly
Motion carried. Time, 9.02 a m.
The Speaker pro Tempore directed the Sergeant at Arms to close the
doors and to bring in the absent Members

Quorum Call of the Assembly Dispensed With

At 9 25 a m, on motion of Mr Belotti, and in the absence of any
objection, the quorum call of the Assembly was dispensed with

The roll call was completed, and the following answered to their
names

Arkin, Badham, Bagley, Bee, Belotti, Berryhill, Beverly, Biddle,
Brathwaite, Briggs, Brown, Burke, Campbell, Conrad, Grandall, Cullen,
Davis, Deddeh, Dent, Duffy, Dunlap, Fong, Garcia, Harvey Johnson,
Ray E Johnson, Karabian, Ketchum, Knox, Lanterman, Lewis, Mac-
Gillivray, McCarthy, Mihos, Miller, Mobley, Moorhead, Mulford, Mur-
phy, Porter, Powers, Priolo, Ralph, Russell, Schabarum, Sieroty, Stall,
Vasconcellos, Wakefield, Warren, Waxman, Wood, Z'berg, and Zeno-
vich—53

Quorum present.



May 1, 1970

Honorable Robert Monagan
Speaker of the Assembly
Room 3164, State Capitol, Sacramento, California

Dear Mr. Speaker I request permission to be absent from the legislative session on Friday, May 1, 1970, in order to discuss pending legislation with interested constituents in my district office.

Thank you for considering this request.

Sincerely,

VINCENT THOMAS, Assemblyman
 Sixty-eighth District

April 28, 1970

Hon Robert Monagan
Speaker of the Assembly
State Capitol, Sacramento, California

Dear Mr Speaker I respectfully request that I be excused from session on Friday, May 1, 1970 I will be attending a meeting with constituents in Brawley, and will address a voter group in Ontario.

Sincerely,

VICTOR V. VEYSEY, Assemblyman
 Seventy-fifth District

May 1, 1970

Honorable Robert Monagan
Speaker of the Assembly
State Capitol, Sacramento, California

Dear Mr. Speaker. It is respectfully requested that I be excused from session on May 1, on legislative business I will be attending a two-day meeting of the California Advisory Commission on Marine and Coastal Resources, of which I am a member, in Santa Cruz.

Sincerely,

PETE WILSON, Assemblyman
 Seventy-sixth District

NOTE For letters explaining the absences of Messrs Chappie and Gonsalves on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for April 30, 1970, page 2583.

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to committee

<i>Senate</i>	<i>Committee</i>
<i>Bill No.</i>	
161	Natural Resources and Conservation
343	Transportation
460	Judiciary
574	Judiciary



CALIFORNIA LEGISLATURE

1970 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Seventy-first Legislative Day

One Hundred Thirtieth Calendar Day

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, May 14, 1970

The Assembly met at 9:30 a m
Hon Bob Monagan, Speaker of the Assembly, presiding
Chief Clerk James D Driscoll at the Desk
Assistant Clerk Ray Monday reading

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Mr Conrad moved a quorum call of the Assembly.

Motion carried Time, 9:40 a m

The Speaker directed the Sergeant at Arms to close the doors, and to bring in the absent Members

PROCEEDINGS UNDER CALL OF THE ASSEMBLY
BY UNANIMOUS CONSENT

QUORUM PRESENT

At 9:46 a m, Speaker Monagan declared a quorum of the Assembly present

The roll call was completed, and the following answered to their names:

Arkin, Badham Bagley Barnes, Bee, Belotti, Berryhill, Beverly, Biddle, Brathwaite, Briggs, Britschgi Brown, Burke, Burton, Campbell, Chappie, Collier, Conrad, Cory, Crandall, Crown, Davis, Deddeh, Dent, Duffy, Dunlap, Fenton, Fong Foran Garcia, Gonsalves, Bill Greene Leroy F Greene, Hayes, Hom, Harvey Johnson, Ray E Johnson, Ketchum Knox, Lanterman, Lewis, MacDonald, MacGillivray, McCarthy, Milias, Miller, Mobley, Moorhead, Moretti, Mulford, Murphy, Porter, Powers, Priolo Ralph, Roberti, Russell, Ryan, Schabarum, Sieroty, Stacey, Stull, Thomas, Townsend, Vasconcellos, Veysey, Wakefield, Warren, Waxman, Wilson, Wood, Z'berg, Zenovich, and Mr Speaker—75



COMMUNICATIONS

Assembly Chamber, May 14, 1970

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined.

AB No 1255

And reports the same correctly engrossed.

JAMES D DRISCOLL, Chief Clerk

Above bill ordered to third reading

Assembly Chamber, May 14, 1970

Mr Speaker: Pursuant to your instructions, the Chief Clerk has examined:

AB No 841

AB No 1505

AB No. 1604

AB No. 1504

AB No. 1533

AB No. 1645

And reports the same correctly engrossed.

JAMES D DRISCOLL, Chief Clerk

Above bills ordered to the Consent Calendar.

REPORTS OF STANDING COMMITTEES**Committee on Health and Welfare**

Assembly Chamber, May 14, 1970

Mr Speaker: Your Committee on Health and Welfare reports:

AB No. 1285

With the recommendation. Do pass, as amended.

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above bill be placed on the Consent Calendar.

DUFFY, Chairman

Above bill ordered to second reading.

Assembly Chamber, May 14, 1970

Mr. Speaker: Your Committee on Health and Welfare reports

AB No 1054

With the recommendation. Do pass, as amended

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above bill be placed on the Consent Calendar

DUFFY, Chairman

Above bill ordered to second reading.

Committee on Finance and Insurance

Assembly Chamber, May 14, 1970

Mr. Speaker: Your Committee on Finance and Insurance reports.

AB No. 1665

With the recommendation: Do pass, as amended.



Assembly Chamber, May 14, 1970

Mr. Speaker: Your Committee on Criminal Procedure reports:

AB No. 1066

With amendments with the recommendation: Amend, and do pass, as amended

MURPHY, Chairman

Above bill ordered to second reading.

Assembly Chamber, May 14, 1970

Mr. Speaker: Your Committee on Criminal Procedure reports:

AB No. 1888

With the recommendation: Do pass, and be re-referred to the Committee on Ways and Means.

MURPHY, Chairman

Above bill re-referred to the Committee on Ways and Means.

Committee on Water

Assembly Chamber, May 13, 1970

Mr. Speaker. Your Committee on Water reports:

AB No. 1282

AB No. 1310

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Ways and Means.

PORTER, Chairman

Above bills ordered to second reading.

Committee on Natural Resources and Conservation

Assembly Chamber, May 14, 1970

Mr. Speaker: Your Committee on Natural Resources and Conservation reports:

SB No. 161

With the recommendation: Do pass, and be re-referred to the Committee on Ways and Means with a consent recommendation.

MILIAS, Chairman

Above bill re-referred to the Committee on Ways and Means.

Assembly Chamber, May 14, 1970

Mr. Speaker: Your Committee on Natural Resources and Conservation reports:

ACA No. 55

With the recommendation: Be adopted, and be re-referred to the Committee on Elections and Constitutional Amendments.

MILIAS, Chairman

Above resolution re-referred to the Committee on Elections and Constitutional Amendments.



CALIFORNIA LEGISLATURE

1970 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

One Hundred Twenty-Third Legislative Day

Two Hundred Eighth Calendar Day

IN ASSEMBLY

Assembly Chamber, Sacramento
Friday, July 31, 1970

The Assembly met at 9 30 a m

Hon Charles J Conrad, Speaker pro Tempore of the Assembly,
presiding

Chief Clerk James D Driscoll at the Desk

Assistant Clerk Ray Monday reading

ROLL CALL

The roll was called

Quorum Call of the Assembly

Mr Deddeh moved a quorum call of the Assembly

Motion carried Time, 9 32 a m

The Speaker pro Tempore directed the Sergeant at Arms to close
the doors, and to bring in the absent Members

Quorum Call of the Assembly Dispensed With

At 9 50 a m , on motion of Mr Deddeh, and in the absence of any ob-
jection, the quorum call of the Assembly was dispensed with

The roll call was completed, and the following answered to their
names

Arklm, Bagley, Barnes, Bee, Belotti, Berryhill, Beverly, Biddle,
Brathwaite, Britschgi, Brown, Burke, Burton, Campbell, Chappie, Col-
lier, Conrad, Cory, Crandall, Crown, Davis, Deddeh, Dent, Duffy,
Dunlap, Fenton, Foran Bill Greene Leroy F Greene, Hayes, Hom,
Harvey Johnson, Ray E Johnson, Ketchum, Knox, Lanterman, Lewis,
MacGillivray, McCarthy, Mihas, Miller, Mobley, Moorhead, Moretti,
Mulford, Murphy, Porter, Powers, Priolo, Ralph, Russell, Ryan, Scha-
barum, Sieroty, Stacey, Stull, Thomas, Townsend, Wakefield, Warren,
Waxman, Wood, Z'berg, Zenovich, and Mr Speaker—65

Quorum present

(800) 666-1917

LEGISLATIVE INTENT SERVICE



REPORTS OF STANDING COMMITTEES

Committee on Health and Welfare

Assembly Chamber, July 31, 1970

Mr Speaker : Your Committee on Health and Welfare reports ·

SB No. 1128

With amendments with the recommendation Amend, do pass, as amended, and be re-referred to the Committee on Ways and Means.
Recommend Consent

DUFFY, Chairman

Above bill ordered to second reading

Committee on Criminal Procedure

Assembly Chamber, July 31, 1970

Mr Speaker · Your Committee on Criminal Procedure reports .

ACR No 191

With amendments with the recommendation . Amend, be adopted, as amended, and be re-referred to the Committee on Ways and Means

MURPHY, Chairman

Above resolution ordered on file

Assembly Chamber, July 31, 1971

Mr Speaker Your Committee on Criminal Procedure reports .

SB No 621

SB No. 806

With amendments with the recommendation Amend, and do pass, as amended

MURPHY, Chairman

Above bills ordered to second reading

Committee on Judiciary

Assembly Chamber, July 31, 1970

Mr Speaker Your Committee on Judiciary reports ·

SB No 1420

With amendments with the recommendation Amend, do pass, as amended, and be re-referred to the Committee on Ways and Means

HAYES, Chairman

Above bill ordered to second reading



Committee on Elections and Constitutional Amendments

Assembly Chamber, July 30, 1970

Mr Speaker Your Committee on Elections and Constitutional Amendments reports.

SB No. 1008

With the recommendation . Do pass

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22.3, the committee recommends that the above bill be placed on the Consent Calendar.

PRIOLO, Chairman

Above bill ordered to second reading.

Committee on Ways and Means

Assembly Chamber, July 31, 1970

Mr Speaker . Your Committee on Ways and Means reports :

SB No 394	SB No 512	SB No 636
SB No 400	SB No 519	SB No 647
SB No 417	SB No 527	SB No 1013
SB No 443	SB No 602	SB No 1041
SB No 461	SB No 629	SB No 1360

With the recommendation . Do pass.

LANTERMAN, Chairman

Above bills ordered to second reading

Assembly Chamber, July 31, 1970

Mr. Speaker . Your Committee on Ways and Means reports .

AB No 2101

With amendments with the recommendation Amend, and do pass, as amended.

LANTERMAN, Chairman

Above bill ordered to second reading

Assembly Chamber, July 31, 1970

Mr. Speaker Your Committee on Ways and Means reports :

SB No 361

With amendments with the recommendation: Amend, and do pass, as amended

LANTERMAN, Chairman

Above bill ordered to second reading

Assembly Chamber, July 31, 1970

Mr Speaker Your Committee on Ways and Means reports :

SB No 553
SB No 730
SB No 1271

With amendments with the recommendation . Amend, and do pass, as amended.

LANTERMAN, Chairman

Above bills ordered to second reading



Assembly Chamber, July 31, 1970

Mr. Speaker. Your Committee on Ways and Means reports.

SB No. 585	SB No. 666	SB No 1038
SB No. 592	SB No 674	SB No 1047
SB No. 640	SB No. 918	SB No 1062
SB No 661	SB No 1022	SB No. 1077

With the recommendation Do pass

Pursuant to the provisions of Joint Rules No 22 1, 22 2, and 22.3, the committee recommends that the above bills be placed on the Consent Calendar.

LANTERMAN, Chairman

Above bills ordered to second reading.

Assembly Chamber, July 31, 1970

Mr Speaker. Your Committee on Ways and Means reports.

SB No 1186
SB No 1312

With the recommendation . Do pass

Pursuant to the provisions of Joint Rules Nos 22 1, 22.2, and 22.3, the committee recommends that the above bills be placed on the Consent Calendar.

LANTERMAN, Chairman

Above bills ordered to second reading

Assembly Chamber, July 31, 1970

Mr. Speaker Your Committee on Ways and Means reports.

SB No 22	SB No 220	SB No. 435
SB No 81	SB No 319	SB No 470
SB No 161	SB No 335	SB No 526
SB No. 178	SB No 344	SB No 552

With the recommendation Do pass

Pursuant to the provisions of Joint Rules Nos 22 1, 22 2, and 22 3, the committee recommends that the above bills be placed on the Consent Calendar

LANTERMAN, Chairman

Above bills ordered to second reading

Assembly Chamber, July 31, 1970

Mr Speaker. Your Committee on Ways and Means reports

AB No 1860

With amendments with the recommendation Amend, and do pass, as amended

LANTERMAN, Chairman

Above bill ordered to second reading



CALIFORNIA LEGISLATURE

1970 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

One Hundred Twenty-fourth Legislative Day

Two Hundred Eleventh Calendar Day

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, August 3, 1970

The Assembly met at 11 30 a.m
Hon Bob Monagan, Speaker of the Assembly, presiding
Chief Clerk James D Driscoll at the Desk
Assistant Clerk Malcolm MacIntyre reading

ROLL CALL

The roll was called, and the following answered to their names

Arklin, Badham, Barnes, Bee, Belotti, Berryhill, Beverly, Brathwaite, Britschgi, Brown, Burke, Burton, Campbell, Chappie, Collier, Conrad, Cory, Crandall, Crown, Cullen, Davis, Deddeh, Dent, Duffy, Dunlap, Fenton, Fong, Foran, Garcia, Leroy F Greene, Hayes, Harvey Johnson, Ray E Johnson, Karabian, Ketchum, Lanterman, Lewis, MacDonald, MacGillivray, Milias, Mobley, Moorhead Moretti Mulford, Murphy, Porter, Powers, Priolo, Ralph, Roberti, Russell, Ryan, Schabarum, Sieroty, Stacey, Stull, Unruh, Vasconcellos, Veysey, Wakefield, Warren, Waxman, Wilson, Wood, Zenovich, and Mr Speaker—66

Quorum present

NAMES OF MEMBERS PLACED UPON MORNING ROLL CALL

Speaker Monagan was granted unanimous consent that the following Members, who are attending the following committee meetings, be excused, and their names added to the morning roll call

Commerce and Public Utilities. Messrs Badham, Arklin, Cullen, Ralph, and Stacey

Education. Messrs Veysey, Stull, Lewis Burke, Dent, Ryan, Leroy F Greene, and Dunlap, Mrs Fong, and Messrs Vasconcellos and Foran

Judiciary: Messrs Hayes and Powers

LEGISLATIVE INTENT SERVICE (800) 666-1917



ANNOUNCEMENTS OF COMMITTEE MEETINGS

Speaker Monagan announced that the following committees would meet on Tuesday, August 4, 1970, at the following times:

Ways and Means—At 1:30 p m

Elections and Constitutional Amendments, and Governmental Organization—At 9 a m. instead of 9 30 a m.

CONSIDERATION OF DAILY FILE (RESUMED) SENATE BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

Pursuant to the Assembly Rules, the following Senate bills were this day on the second reading file:

Senate Bills Nos. 77, 993, and 256 ordered to third reading.

NOTE: Later this day Senate Bill No. 77 was re-referred to the Committee on Ways and Means.

SECOND READING OF SENATE BILLS

Senate Bill No. 998—An act to amend Section 28128 of the Government Code, relating to compensation of county officers.

Bill read second time.

Consideration of Committee Amendments

The following amendments, proposed by the Committee on Local Government, were read, and adopted:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate May 18, 1970, strike out "28128", and insert "25642".

Amendment No. 2

In line 2 of the title, strike out "compensation of county officers", and insert "county fire protection".

Amendment No. 3

On page 1, strike out lines 1 to 16, inclusive; and strike out page 2, and insert

"SECTION 1. Section 25642 of the Government Code is amended to read:

25642. In addition to any sum chargeable to the county for the repayment of money expended by the State for protection against fire in the county, the board of supervisors may appropriate in any one year such sum of money as the board of supervisors deems necessary for the purpose of protecting forest, brush and grass lands therein, against fire or other injury, and for aiding the state and federal authorities in forestry work. Moneys appropriated pursuant to this



Senate Bill No. 1022—An act to amend Section 2211 of the Streets and Highways Code, relating to the apportionment of federal-aid funds, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to the Consent Calendar.

Senate Bill No. 1038—An act to amend Section 11509 of the Insurance Code, relating to insurance.

Bill read second time, and ordered to the Consent Calendar.

Senate Bill No. 1047—An act to add Article 5 (commencing with Section 1170) to Chapter 3 of Division 2 of the Fish and Game Code, relating to fish hatcheries.

Bill read second time, and ordered to the Consent Calendar.

Senate Bill No. 1062—An act to amend Section 9944 of the Business and Professions Code, relating to employment agencies

Bill read second time, and ordered to the Consent Calendar.

Senate Bill No. 1077—An act to amend Section 75.7 of the Streets and Highways Code, relating to state highways.

Bill read second time, and ordered to the Consent Calendar.

Senate Bill No. 1186—An act to add Section 17822 to, and to amend Section 24413 of, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time, and ordered to the Consent Calendar.

Senate Bill No. 1312—An act to add Section 75.9 to the Streets and Highways Code, relating to state highways.

Bill read second time, and ordered to the Consent Calendar.

Senate Bill No. 22—An act to add Chapter 9 (commencing with Section 2950) to Division 3 of the Health and Safety Code, relating to pesticides.

Bill read second time, and ordered to the Consent Calendar.

Senate Bill No. 81—An act to amend Section 8344 of the Fish and Game Code, relating to fishing.

Bill read second time, and ordered to the Consent Calendar.

Senate Bill No. 161—An act to amend Sections 3106, 3220, and 3224 of the Public Resources Code, relating to oil and gas conservation.

Bill read second time, and ordered to the Consent Calendar.

Senate Bill No. 178—An act to add Section 23752.4 to the Education Code, relating to the California State Colleges, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to the Consent Calendar.

Senate Bill No. 220—An act to amend Sections 3956, 3959, and 3960 of, and to add Section 4107 to, the Agricultural Code, relating to fairs and expositions.

Bill read second time, and ordered to the Consent Calendar.



CALIFORNIA LEGISLATURE

1970 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

One Hundred Twenty-ninth Legislative Day

Two Hundred Eighteenth Calendar Day

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, August 10, 1970

The Assembly met at 4 p m

Hon. Charles J Conrad, Speaker pro Tempore of the Assembly, presiding

Chief Clerk James D. Driscoll at the Desk

Assistant Clerk Ray Monday reading

ROLL CALL

The roll was called

Quorum Call of the Assembly

Mr Chappie moved a quorum call of the Assembly

Motion carried Time, 4 01 p m

The Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members

PROCEEDINGS UNDER CALL OF THE ASSEMBLY
BY UNANIMOUS CONSENT

QUORUM PRESENT

At 4 12 p m, Speaker pro Tempore Conrad declared a quorum of the Assembly present

The roll call was completed, and the following answered to their names:

Arklin, Badham, Bagley, Barnes, Bee, Belotti, Berryhill, Beverly, Biddle, Briggs, Britschgi, Brown, Burke, Burton, Campbell, Chappie, Collier, Conrad, Crandall, Crown, Cullen, Davis, Deddeh, Dent, Duffy, Dunlap, Fenton, Fong, Foran, Garcia, Bill Greene, Leroy F Greene, Hayes, Harvey Johnson, Ray E Johnson, Karabian, Ketchum Knox, Lewis, MacDonald, MacGillivray, McCarthy, Mihas, Miller, Mobley, Moorhead, Mulford, Murphy, Powers, Priolo, Ralph, Roberti, Russell, Ryan, Schabarum, Sieroty, Stacey, Stull, Thomas, Townsend, Vasconcellos, Veysey, Wakefield, Warren, Waxman, Wilson, Wood, Z'berg, Zenovich, and Mr Speaker—70



ald, MacGillivray, McCarthy, Milius, Mobley, Moorhead, Mulford, Murphy, Powers, Priolo, Ralph, Roberti, Russell, Ryan, Sieroty, Stacey, Stull, Thomas, Townsend, Vasconcellos, Veysey, Wakefield, Warren, Waxman, Wilson, Wood, Z'berg, Zenovich, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

Assembly Concurrent Resolution No. 184—Relative to prescription drug products under Medi-Cal.

Resolution read, and adopted by the following vote:

AYES—Arklin, Badham, Bagley, Barnes, Bee, Belotti, Berryhill, Beverly, Biddle, Briggs, Britschgi, Brown, Burke, Burton, Campbell, Chappie, Conrad, Crandall, Crown, Cullen, Davis, Deddeh, Dent, Fenton, Fong, Foran, Garcia, Bill Greene, Leroy F. Greene, Hayes, Harvey Johnson, Ray E. Johnson, Karabian, Ketchum, Knox, Lewis, MacDonald, MacGillivray, McCarthy, Milius, Mobley, Moorhead, Mulford, Murphy, Powers, Priolo, Ralph, Roberti, Russell, Ryan, Sieroty, Stacey, Stull, Thomas, Townsend, Vasconcellos, Veysey, Wakefield, Warren, Waxman, Wilson, Wood, Z'berg, Zenovich, and Mr. Speaker—65.

NOES—None.

Resolution ordered transmitted to the Senate.

Assembly Joint Resolution No. 60—Relative to environmental quality.

Resolution read, and adopted by the following vote:

AYES—Arklin, Badham, Bagley, Barnes, Bee, Belotti, Berryhill, Beverly, Biddle, Briggs, Britschgi, Brown, Burke, Burton, Campbell, Chappie, Conrad, Crandall, Crown, Cullen, Davis, Deddeh, Dent, Fenton, Fong, Foran, Garcia, Bill Greene, Leroy F. Greene, Hayes, Harvey Johnson, Ray E. Johnson, Karabian, Ketchum, Knox, Lewis, MacDonald, MacGillivray, McCarthy, Milius, Mobley, Moorhead, Mulford, Murphy, Powers, Priolo, Ralph, Roberti, Russell, Ryan, Sieroty, Stacey, Stull, Thomas, Townsend, Vasconcellos, Veysey, Wakefield, Warren, Waxman, Wilson, Wood, Z'berg, Zenovich, and Mr. Speaker—65.

NOES—None.

Resolution ordered transmitted to the Senate.

CONSENT CALENDAR—SENATE BILLS

Senate Concurrent Resolution No. 25—Relative to the Prado Dam and Reservoir.

Resolution read, and adopted by the following vote.

AYES—Arklin, Badham, Bagley, Barnes, Bee, Belotti, Berryhill, Beverly, Biddle, Briggs, Britschgi, Brown, Burke, Burton, Campbell, Chappie, Conrad, Crandall, Crown, Cullen, Davis, Deddeh, Dent, Fenton, Fong, Foran, Garcia, Bill Greene, Leroy F. Greene, Hayes, Harvey Johnson, Ray E. Johnson, Karabian, Ketchum, Knox, Lewis, MacDon-



Stacey, Stull, Thomas, Townsend, Vasconcellos, Veysey, Wakefield, Warren, Waxman, Wilson, Wood, Z'berg, Zenovich, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 161—An act to amend Sections 3106, 3220, and 3224 of the Public Resources Code, relating to oil and gas conservation.

Bill read third time, and passed by the following vote:

AYES—Arklin, Badham, Bagley, Barnes, Bee, Belotti, Berryhill, Beverly, Biddle, Briggs, Britschgi, Brown, Burke, Burton, Campbell, Chappie, Conrad, Crandall, Crown, Cullen, Davis, Deddeh, Dent, Fenton, Fong, Foran, Garcia, Bill Greene, Leroy F. Greene, Hayes, Harvey Johnson, Ray E. Johnson, Karabian, Ketchum, Knox, Lewis, MacDonald, MacGillivray, McCarthy, Milias, Mobley, Moorhead, Mulford, Murphy, Powers, Priolo, Ralph, Roberti, Russell, Ryan, Sieroty, Stacey, Stull, Thomas, Townsend, Vasconcellos, Veysey, Wakefield, Warren, Waxman, Wilson, Wood, Z'berg, Zenovich, and Mr. Speaker—65.

NOES—None.

Bill ordered transmitted to the Senate.

Senate Bill No. 178—An act to add Section 23752.4 to the Education Code, relating to the California State Colleges, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Arklin, Badham, Bagley, Barnes, Bee, Belotti, Berryhill, Beverly, Biddle, Briggs, Britschgi, Brown, Burke, Burton, Campbell, Chappie, Conrad, Crandall, Crown, Cullen, Davis, Deddeh, Dent, Fenton, Fong, Foran, Garcia, Bill Greene, Leroy F. Greene, Hayes, Harvey Johnson, Ray E. Johnson, Karabian, Ketchum, Knox, Lewis, MacDonald, MacGillivray, McCarthy, Milias, Mobley, Moorhead, Mulford, Murphy, Powers, Priolo, Ralph, Roberti, Russell, Ryan, Sieroty, Stacey, Stull, Thomas, Townsend, Vasconcellos, Veysey, Wakefield, Warren, Waxman, Wilson, Wood, Z'berg, Zenovich, and Mr. Speaker—65.

NOES—None.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—Arklin, Badham, Bagley, Barnes, Bee, Belotti, Berryhill, Beverly, Biddle, Briggs, Britschgi, Brown, Burke, Burton, Campbell, Chappie, Conrad, Crandall, Crown, Cullen, Davis, Deddeh, Dent, Fenton, Fong, Foran, Garcia, Bill Greene, Leroy F. Greene, Hayes, Harvey Johnson, Ray E. Johnson, Karabian, Ketchum, Knox, Lewis, MacDonald, MacGillivray, McCarthy, Milias, Mobley, Moorhead, Mulford, Murphy, Powers, Priolo, Ralph, Roberti, Russell, Ryan, Sieroty,



AUTHOR Legomareno
co. Mac galloway

DATE RECEIVED 1/17 1970

LAST DAY TO ACT 8/29 1970

ACTION OF GOVERNOR 9/2 1970

ENROLLED BILL MEMORANDUM TO GOVERNOR	DATE August 20, 1970
BILL NO. SB 161	AUTHOR Lagomarsino

Vote—Senate

Ayes— Unanimous
 Noes—

Vote—Assembly

Ayes— Unanimous
 Noes—

Includes prevention of damage to life, health, property, and natural resources among various specifically mentioned objectives the State Oil and Gas Supervisor is required to attain when he supervises oil and gas operations in the State.

The bill was introduced at the request of the Department of Conservation.

The Department of Finance recommends approval.

LEGISLATIVE INTENT SERVICE (800) 666-1917



Recommendation Approve	Legislative Secretary <i>[Signature]</i>
------------------------	--

To: Honorable Ronald Reagan
Governor of California

Bill Report

From: Office of the Attorney General

S.B. No. 161

By Jan Stevens
Deputy Attorney General

August 13 , 1970 .

We have examined the above bill and find no substantial
legal objection thereto.

Jan Stevens

BERNARD CZESLA
CHIEF DEPUTY

J. GOULD
OWEN K. KUNS
RAY H. WHITAKER

KENT L. DECHAMBEAU
ERNEST H. KUNZI
STANLEY M. LOURIMORE
SHERWIN C. MACKENZIE, JR.
EDWARD F. NOWAK
EDWARD K. PURCELL
PRINCIPAL DEPUTIES

ANN M. MACKAY
PRINCIPAL DEPUTY
LOS ANGELES OFFICE

3021 STATE CAPITOL
SACRAMENTO 95814

110 STATE BUILDING
LOS ANGELES 90012

Legislative Counsel of California

GEORGE H. MURPHY

Sacramento, California
August 15, 1970

Honorable Ronald Reagan
Governor of California
State Capitol
Sacramento, California

REPORT ON ENROLLED BILL

S. B. 161 LAGOMARSINO. Amends Secs. 3106,
3220, and 3224, P.R.C., re oil and
gas conservation.

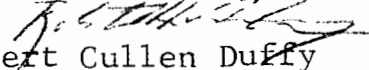
SUMMARY: See Legislative Counsel's Digest on
attached copy of bill as adopted.

FORM: Approved.

CONSTITUTIONALITY: Approved.

TITLE: Approved.

George H. Murphy
Legislative Counsel

By 
Robert Cullen Duffy
Deputy Legislative Counsel

RCD:saz

Two copies to Honorable Robert J. Lagomarsino,
pursuant to Joint Rule 34.

GERALD ROSS ADAMS
R. THOMAS ALLEN
DAVID D. ALVES
MARTIN L. ANDERSON
CARL M. ARNOLD
JAMES L. ASHFORD
JERRY L. BASSETT
EDWARD BERSHATSKY
JOHN CORZINE
CLINTON J. DEWITT
ROBERT CULLEN DUFFY
ALBERTO V. ESTEVA
LAWRENCE H. FEIN
JOHN FOSSETTE
HARVEY J. FOSTER
BRUCE C. GREGOR
BION M. GREGORY
ROBERT D. GRONKE
PHILIP T. KILDUFF
L. DOUGLAS KINNEY
VICTOR KOZIELSKI
ALLEN R. LINK
JAMES A. MARSALA
EUGENE W. MCCABE
ROSE OLIVER
TRACY O. POWELL, II
JAMES REICHEL
THOMAS C. RICHARDS
MARGUERITE ROTH
MARY SHAW
ARTHUR R. SILEN
ROY K. SIMMONS
MARY-LOU SMITH
RUSSELL L. SPARLING
F. DAVID STEVENSON
JOHN T. STUDEBAKER
BRIAN L. WALKUP
THOMAS D. WHELAN
DAVID E. WHITTINGTON
JIMMIE WING
DEPUTIES



AMENDED IN SENATE APRIL 27, 1970

AMENDED IN SENATE APRIL 8, 1970

SENATE BILL

No. 161

Introduced by Senator Lagomarsino
(Coauthor: Assemblyman MacGillivray)

January 21, 1970

REFERRED TO COMMITTEE ON WATER, WILDLIFE, AND NATURAL RESOURCES

An act to amend Sections 3106, 3220, and 3224 of the Public Resources Code, relating to oil and gas conservation.

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

- 1 SECTION 1. Section 3106 of the Public Resources Code is
2 amended to read:
3 3106. The supervisor shall so supervise the drilling, opera-
4 tion, maintenance, and abandonment of wells as to prevent,
5 as far as possible, damage to life, health, property, and natural
6 resources; ~~and the environment~~; damage to underground oil
7 and gas deposits from infiltrating water and other causes;
8 loss of oil, gas, or reservoir energy; and damage to under-
9 ground and surface waters suitable for irrigation or domestic
10 purposes by the infiltration of, or the addition of, detrimental
11 substances, by reason of the drilling, operation, maintenance,
12 or abandonment of wells.

LEGISLATIVE COUNSEL'S DIGEST

SB 161, as amended, Lagomarsino (W., W., & N.R.). Oil and gas conservation.

Amends Secs. 3106, 3220, and 3224, P.R.C.

Includes prevention of damage to life, health, property, and natural resources; and environment among various specifically mentioned objectives that State Oil and Gas Supervisor is required to attain when he supervises drilling, operation, maintenance, and abandonment of oil and gas wells; that owner or operator is required to attempt to attain when he cases, as required, any well on lands producing or reasonably presumed to contain oil or gas, and that supervisor must consider to determine if test or remedial work is necessary in connection with drilling, operation, maintenance, and abandonment of oil and gas wells.

Vote—Majority; Appropriation—No; Fiscal Committee—Yes.

ENROLLED BILL REPORT

AGENCY	RESOURCES	BILL NUMBER
DEPARTMENT, BOARD OR COMMISSION	Conservation	SB 161
		AUTHOR
		Lagomarsino

Bill Summary:

(Includes prevention of damage to life, health, property, and natural resources among various specifically mentioned objectives the State Oil and Gas Supervisor is required to attain when he supervises oil and gas operations in the State.)

Analysis:

The bill provides additional protection to the State's environmental quality.

This is a department sponsored bill.

Financial Effect:

None.

Final Passage:

Senate - April 30

Assembly - August 10

Ayes - 35
Noes - 0

Ayes - 65
Noes - 0

RECOMMENDATION.

SIGN

DEPARTMENT HEAD	DATE	AGENCY HEAD	217
<i>E. N. Glendon</i>	<i>8/18/70</i>	<i>[Signature]</i>	

LEGISLATIVE INTENT SERVICE (800) 666-1917



ENROLLED BILL REPORT

Form LU-5 (Rev. 5-70)

AGENCY DEPARTMENT OF FINANCE	AUTHOR Lagomansino	BILL NUMBER SB 161
---------------------------------	-----------------------	-----------------------

SUBJECT:

Amends Sections 3106, 3220, and 3224 of the Public Resources Code, relating to oil and gas conservation, to add objectives to be attained by State Oil and Gas Supervision and the owner or operators of gas or oil wells.

HISTORY & SPONSORSHIP:

Present statutes require the State Oil and Gas Supervisor to supervise the drilling and operations of oil and gas wells so as to prevent damage to underground oil and gas deposits and to underground and surface waters suitable for irrigation or domestic purposes.

ANALYSIS

A. Specific Findings:

This bill includes prevention of damage to life, health, property and natural resources among other specified objectives which:

- (1) State Oil and Gas Supervisor is required to attain, when he supervises drilling, operation, maintenance, and abandonment of oil and gas wells.
- (2) Owner or operator of oil and gas wells is required to attempt to attain when casing a well.
- (3) State Oil and Gas Supervisor must consider to determine if test or remedial work is necessary in connection with drilling, operation, maintenance, and abandonment of oil and gas wells.

B. Financial Effect:

The following estimates have been prepared by the Department of Conservation.

There would be no added state costs to administer the provisions of this bill.

RECOMMENDATION

Sign the bill.

DEPARTMENT REPRESENTATIVE 	DATE 4/14/70	DIRECTOR 	DATE 218
--	-----------------	--	-------------

LEGISLATIVE INTENT SERVICE (800) 666-1917



REPLY TO:
DISTRICT OFFICE
303 CENTRAL BUILDING
21 SOUTH CALIFORNIA STREET
VENTURA, CALIF. 93001
PHONE (805) 648-5911

STUDIO 121, EL PASEO
SANTA BARBARA, CALIF. 93101
PHONE (805) 963-4249

SACRAMENTO ADDRESS
STATE CAPITOL
SACRAMENTO, CALIF. 95814
PHONE (916) 445-5405

ROBERT J. LAGOMARSINO
TWENTY-FOURTH SENATORIAL DISTRICT
VENTURA AND SANTA BARBARA COUNTIES
CHAIRMAN, NATURAL RESOURCES AND WILDLIFE COMMITTEE

CALIFORNIA LEGISLATURE

STANDING COMMITTEES
AGRICULTURE
FINANCE
JUDICIARY
NATURAL RESOURCES AND WILDLIFE
WATER

INTERIM COMMITTEES, BOARDS AND COMMISSIONS
MARINE AND COASTAL RESOURCES
OPEN SPACE LANDS
PENAL CODE REVISION
WILDLIFE CONSERVATION BOARD
JOINT LEGISLATIVE BUDGET
SELECT COMMITTEE ON ENVIRONMENTAL CONTROL

Senate

August 12, 1970

Hon. Ronald Reagan
Governor, State of California
State Capitol
Sacramento, California

Dear Governor Reagan:

I am writing in support of my SB 161, relating to oil and gas conservation.

Senate Bill 161 was introduced by me at the request of the Department of Conservation and the Resources Agency.

present statutes require the State Oil and Gas Supervisor to supervise the drilling and operations of oil and gas wells so as to prevent damage to underground oil and gas deposits and to underground and surface waters suitable for irrigation or domestic purposes. This bill would add the requirement that the State supervise the drilling and operations of oil and gas wells so as to prevent damage to life, health, property and natural resources. The bill would also require the owner or operator of a well to use every reasonable effort to prevent damage to life, health, property and natural resources.

The Department of Conservation indicates there would be no added State costs to administer the provisions of this bill. The department indicates the legislation is intended to make the Division of Oil and Gas employees and the operators more aware than they presently are of potential damage from oil and gas operations.

LEGISLATIVE INTENT SERVICE (800) 666-1917

August 12, 1970

After the Santa Barbara oil spill disaster in early 1969, the Resources Agency established an ad hoc committee to review State regulations and inspection practices of oil and gas operations and oil pollution. That committee's report to the Governor states: "The responsibilities of the Division of Oil and Gas should be expanded to include protection of public safety, property and natural resources in regard to oil and gas operations. The division should accordingly expand its duties, require additional information from oil operators and conduct more inspections." The Department of Conservation indicates additional information is now being requested of operators and that any added inspections required by this added mandate can be made with existing personnel. However, we believe there may be some added costs as time goes by from the increased workload.

The revenue to the Petroleum and Gas Fund stems from charges on operators of producing oil and gas wells.

The bill was heard and approved by the Senate Natural Resources and Wildlife Committee, and the Senate Finance Committee and by the Assembly Natural Resources and Conservation Committee and the Ways and Means Committee.


Senate Bill 161 passed the Senate 30-0 and was on the Assembly Consent Calendar, 65-0.

Senate Bill 161 is identical to AB 213, MacGillivray, signed into law by you on May 13, except that AB 213 pertains to geothermal wells while SB 161 pertains to oil and gas wells.

There has been no opposition.

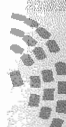
I respectfully urge that you sign SB 161 into law.

Yours sincerely,


ROBERT J. LAGOMARSINO

RJL:ra

cc: Mr. Norman B. Livermore, Jr., Resources Agency
Mr. James G. Stearns, Department of Conservation
Mr. John M. Mayfield, Jr. Department of Conservation



Governor Ronald Reagan today announced the following bills have been signed:

- AB 252 - Breene, B. Permits certain community services districts to levy taxes for the 1970-71 fiscal year for certain improvement district purposes if a statement of formation of such improvement district and map or plat required by law are filed on or before August 1, 1970.
- AB 1340 - Burke (Chapter 791) Appropriates \$1,367,503 from Motor Vehicle Fund to the Department of Motor Vehicles for support of driver improvement and control program for negligent drivers.
- SB 35 - Nejedly (Chapter 792) Revises provisions which authorize a local authority to designate specified places for combined use of golf carts and regular vehicular traffic to allow such use in a real estate development offering golf facilities. The bill specifies that local authorities may establish speed limits and other operating standards but may not establish equipment, registration, or licensing requirements.
- SB 61 - Grunsky (Chapter 793) Adds a portion of State Highway Route 46 from Route 1 near Cambria to Route 101 near Paso Robles to the state scenic highway system.
- SB 80 - Carrell (Chapter 794) Provides that a person arrested without a warrant and released without charge before November 10, 1969 may request and shall, if records are available, receive a certificate of detention.
- SB 81 - Lagomarsino (Chapter 795) Provides that mussels may be taken for commercial purposes only in accordance with such regulations as the Fish and Game Commission may prescribe, rather than be taken at any time.
- SB 84 - Nejedly (Chapter 796) Increases the felony punishment with respect to assault with a deadly weapon from not exceeding 10 years to six months to life, and where a peace officer or fireman is the victim, with respect to a defendant not previously convicted of a felony, from not exceeding 15 years to six months to life.
- SB 122 - Nejedly (Chapter 797) Permits a county to appoint or contract for the services of an assessment hearing officer to conduct hearings on assessment protests and recommend action to either county boards of equalization or assessment appeals boards.
- SB 153 - Lagomarsino (Chapter 798) Changes the responsibilities of the Department of Fish and Game with respect to the investigation and gathering of data and information concerning marine resources.
- SB 161 - Lagomarsino (Chapter 799) Includes prevention of damage to life, health, property, and natural resources among various specifically mentioned objectives the State Oil and Gas Supervisor is required to attain when he supervises oil and gas operations in the state.
- SB 178 - Alquist (Chapter 800) Authorizes the California State College Trustees to acquire property and to construct student health centers. The Trustees are to prescribe such fees as may be necessary in whole or in part for such projects.



- SB 256 - Burgener
(Chapter 801) Transfers the powers and duties of the Chief Clerk of the Assembly and the Secretary of the Senate with respect to legislative advocates, to the Joint Rules Committee.
- SB 258 - Marler
(Chapter 802) Requires the Director of Agriculture by regulation to establish conditions for movement of female dairy cattle to prevent outbreaks of brucellosis. The bill deletes the provision that an owner or other person that is in charge of any calf is not obligated to pay for any vaccination or marking of a calf pursuant to the chapter on bovine brucellosis.
- SB 261 - Rodda
(Chapter 803) Requires the State Board of Education to prepare a consolidated application form for use by school districts making application for appointment of specialist teachers in reading, including request for funds under specified federal and state acts.
- SB 268 - Cologne
(Chapter 804) Directs the Reclamation Board to give consideration to the fish and wildlife, recreation and environment factors in setting standards for the maintenance and operation of levees, channels and other flood control works.
- SB 269 - Lagomarsino
(Chapter 805) Amends various Harbors and Navigation Code provisions relating to the licensing of yacht and ship brokers.
- SB 288 - Lagomarsino
(Chapter 806) Requires persons in possession of property to obtain a commercial hunting club license if they impose any fee for any type of entry or use permit including renting or leasing of property, which includes the privilege of taking birds or mammals on the property if birds or mammals are taken on such property, except to a licensed commercial hunting club.
- SB 291 - Bradley
(Chapter 807) Revises the laws relating to the liability of the owner of real property to persons entering or using property for various recreational purposes. The bill also revises the laws excepting public entities and employees and grantors of public easement from liability for condition of certain recreational roads and trails.
- SB 298 - Cologne
(Chapter 808) Requires prior approval by the board of supervisors or city council and review by the airport land commission before an application for construction of any new airport may be submitted to the appropriate public agency.
- SB 306 - Grunsky
(Chapter 809) Authorizes a magistrate, in lieu of the prescribed affidavit, to take an oral statement under oath, which is required to be recorded and transcribed, and which is deemed to be such affidavit. The bill requires the magistrate, in any such case, to certify and file such recorded statement and transcription. The bill further permits the magistrate to orally authorize a peace officer to sign the magistrate's name on a duplicate original warrant. The duplicate original warrant shall be deemed a search warrant.
- SB 307 - Teale
(Chapter 810) Provides for felony imprisonment or misdemeanor sentencing with respect to acts of malicious mischief to road traffic control signs, notices, and historical markers which result in injury or death.



- SB 319 - Whetmore
(Chapter 811) Relates to the administration of unclaimed property of estates by the State Controller. It increases the limit upon the amount a claimant may obtain, without the necessity of court action, from \$500 to \$1,000. It provides that amounts held for a named distributee may be claimed by such distributee or his legal guardian or conservator, without court action, regardless of amount. The bill further requires that insofar as practical, real property or tangible personal property be converted to money (when there are no known heirs), during the course of probate before it is transmitted to the State.
- SB 341 - Carrell
(Chapter 812) Extends indefinitely, instead of limiting until January 1, 1975, the power of the Department of Public Works to regulate or enter into agreements to allow exclusive or preferential use of freeway lanes for mass public transportation.
- SB 343 - Marler
(Chapter 813) Provides for staggered registration of motorcycles and motor-driven cycles registered for the first time after February 28, 1971.
- SB 381 - Rodda
(Chapter 814) Revises the method of making adjustments in state apportionments for support of special education schools and classes due to changes in average daily attendance between reporting periods, to require apportionments to be adjusted in subsequent fiscal year, rather than carrying over for credit or debit the excess or reduction in average daily attendance. The bill also validates, ratifies, confirms, and declares legally effective for all purposes, all actions undertaken by governing boards of school districts pursuant to provisions of the Education Code, relating to fire and panic safety, during the period of July 1, 1969 and through August 28, 1969.
- SB 385 - Burgener
(Chapter 815) Establishes the Public Service Internship Program under the State Scholarship and Loan Commission to provide college students with opportunities to work and learn in a government atmosphere.
- SB 388 - Sherman
(Chapter 816) Authorizes the Director of the Youth Authority, from any moneys made available for such purposes, to allocate funds to local governmental and non-governmental agencies to share in the cost of local correctional programs which are partially financed by federal grants.
- SB 392 - Cologne
(Chapter 817) Prohibits local governmental agencies, as defined, whose primary function is the control and conservation of floodwaters, from contracting to provide engineering or surveying services, except with another governmental agency whose boundaries encompass all or a portion of the agency performing the service or where the agencies have a mutual interest in the project or area for which the services are to be performed.
- SB 400 - Teale
(Chapter 818) Deletes the termination date of the statute requiring the Department of Public Works to remove snow from that portion of former U. S. Route 40, which has been superseded by the relocation and construction of Interstate Route 80, commencing at its intersection with Route 80 near the Donner Memorial Park.



- SB 465 - Song
(Chapter 820) Prohibits a person licensed under the Furniture and Bedding Inspection Act from advertising an article of upholstered furniture or bedding, using in the advertisement an illustration of an article that is not the article advertised unless the illustration is coupled with a statement that the article advertised is not as illustrated in designated type size.

- SB 469 - Mills
(Chapter 821) Extends provision for modified service retirement allowance formula for certain safety members under a county retirement system established under the County Employees Retirement Law of 1937 integrated with Social Security to juvenile hall group counselors and supervisors if they are included in safety member provisions and to other safety members. The bill applies to counties in which lifeguard personnel are safety members and which are integrated with Social Security. The bill also provides reinstatement rights to a member with more than ten years of service who is "granted a deferred retirement" in one county and accepts appointment by a judge or court in another county if he returns within five years.

- SB 498 - Grunsky
(Chapter 822) Requires that a private day school receive verification by the attendance supervisor of the school district that the school has filed an affidavit or statement of information as required, before a pupil may be exempted from compulsory education in a full-time public day school.

- SB 509 - Whetmore
(Chapter 823) Increases the salary and number of various officers and employees in the Orange County Municipal Courts. The bill makes specified deputy marshals eligible for safety membership in county retirement system.

- SB 526 - Carrell
(Chapter 824) Revises the Vehicle Code provisions relating to installation of a motor vehicle engine or motor in a motor vehicle which is identified in a specified manner and subject to registration under Vehicle Code, and provisions relating to the assignment of vehicle identifying numbers.

- SB 552 - Lagomarsino
(Chapter 825) Establishes a Shipping Point Advisory Committee in the Department of Agriculture.

- SB 553 - Carrell
(Chapter 826) Exempts from the use tax tangible personal property loaned for purposes of a driver education program, the loan of car by a retailer to a state college, University of California, an accredited private or parochial secondary school for driver training purposes, or to a veterans hospital or similar nonprofit facility which provides instruction to disabled veterans in the operation of specially equipped motor vehicles. The bill becomes operative on September 1, 1970.

- SB 559 - Sherman
(Chapter 827) Specifies that it is unlawful for any pedestrian to fail to obey prescribed traffic control signs, signals and devices.

- SB 592 - Moscone
(Chapter 828) Requires the statement that is either a part of the accusation or accompanies the accusation served upon a respondent in an administrative proceeding under the Administrative Procedure Act, to advise the respondent of his right to counsel.

#####



SUMMARY DIGEST

of

Statutes Enacted and Resolutions Adopted

Including Proposed Constitutional Amendments

and

1969-1970 Statutory Record



CALIFORNIA LEGISLATURE

1970 Regular Session

DARRYL R. WHITE
Secretary of the Senate

JAMES D. DRISCOLL
Chief Clerk of the Assembly

Compiled by
GEORGE H. MURPHY
Legislative Counsel

LEGISLATIVE INTENT SERVICE (800) 666-1917



Requires the county board or assessment appeals board to set the matter for hearing before the board if no request is filed and declares that at such hearing the board may consider, but is not bound by, the recommendations of the hearing officer.

In effect immediately.

Ch. 798 (SB 153) LAGOMARSINO Amends Sec. 8010, F & G.C., re Department of Fish and Game

Changes the responsibilities of Department of Fish and Game with respect to the investigation and gathering of data and information concerning marine resources.

Ch. 799 (SB 161) LAGOMARSINO Amends Secs. 3106, 3220, and 3224, P.R.C., re oil and gas conservation

Includes prevention of damage to life, health, property, and natural resources among various specifically mentioned objectives that State Oil and Gas Supervisor is required to attain when he supervises drilling, operation, maintenance, and abandonment of oil and gas wells, that owner or operator is required to attempt to attain when he cases, as required, any well on lands producing or reasonably presumed to contain oil or gas, and that supervisor must consider to determine if test or remedial work is necessary in connection with drilling, operation, maintenance, and abandonment of oil and gas wells.

Ch. 800 (SB 178) ALQUIST Adds Sec. 23752.4, Ed.C., re California State Colleges.

Authorizes trustees of California State Colleges to acquire real property and to construct and improve student health centers entirely or in part by use of funds acquired pursuant to the act

Authorizes trustees to prescribe fee under specified provisions to provide for such acquisition, construction, and improvement.

Creates State College Facilities Revenue Fund, requires deposit in such fund of such fees, and authorizes trustees to pledge such revenues in connection with State College Revenue Bond Act of 1947 Continuously appropriates revenues not so pledged to trustees for purposes of the act.

Requires all capital outlay projects in excess of \$65,000 to be constructed with revenues from such fee to be approved by Legislature.

In effect immediately.

Ch. 801 (SB 256) BURGNER Amends, adds, various secs., Gov.C., re legislative advocates.

Transfers powers and duties of Chief Clerk of the Assembly and Secretary of the Senate or proper designees, with respect to legislative advocates, to the Joint Rules Committee

Provides that reference to the Joint Committee on Legislative Organization shall be deemed a reference to Joint Rules Committee.

Ch. 802 (SB 258) MARLER Adds Secs. 10327, 10356, repeals Sec. 10356, Ag.C., re cattle vaccination.

Requires Director of Agriculture by regulation to establish conditions for movement of female dairy cattle to prevent outbreaks of brucellosis

Provides that all vaccinations of bovine animals pursuant to the provisions on bovine brucellosis shall be by an official veterinarian or an accredited veterinarian authorized by the Department of Agriculture and provides that the Director of Agriculture may charge a reasonable fee to cover the cost of any vaccination performed by an official veterinarian other than cost of vaccine.

Deletes provision that an owner or other person that is in charge of any calf is not obligated to pay for any vaccination or marking of the calf pursuant to the chapter on bovine brucellosis.

To become operative July 1, 1970.

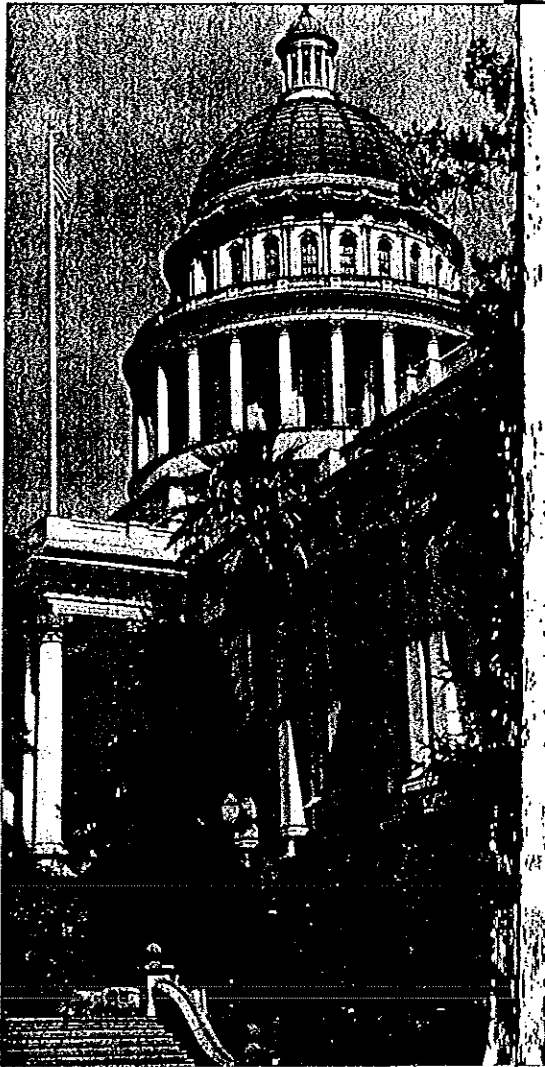
In effect immediately.

Ch. 803 (SB 261) RODDA Adds Secs. 5774.1, 5774.2, 5774.3, and 5774.4, Ed.C., re reading instruction programs

Requires State Board of Education to prepare consolidated application form for use by school districts making application for appointment of specialist teachers in reading, including request for funds under specified federal and state acts.

Requires school district to use such form, to be accompanied by a single coordinated project or program for all funds for which application is made Provides for content and approval of such coordinated project or program.





CALIFORNIA LEGISLATURE
AT SACRAMENTO

Biographies and Photographs of
SENATE AND ASSEMBLY
MEMBERS AND OFFICERS

List of
SENATE AND ASSEMBLY MEMBERS,
OFFICERS, ATTACHES, COMMITTEES
and
RULES OF THE TWO HOUSES

Together With a List of the Members of Congress, Supreme Court, State Officers, Boards, Commissions, Classification of Counties, Etc.

1969 REGULAR SESSION
Convened January 6, 1969



C. D. ALEXANDER
Secretary of the Senate

JAMES D. DRISCOLL
Chief Clerk of the Assembly

2--L-1189

LEGISLATIVE INTENT SERVICE (800) 666-1917



The Senate

List of
MEMBERS, OFFICERS,
COMMITTEES
AND THE RULES

REGULAR SESSION
1969

Compiled Under the Direction of
C. D. ALEXANDER
Secretary of the Senate

by
DARRYL R. WHITE
Chief Assistant Secretary
LARRY D. McCONNELL
Assistant Secretary

3--L-4189

SEN.



MEMBERS OF THE SENATE—FORTY SENATORS

LIEUTENANT GOVERNOR ED REINECKE, President of the Senate

HUGH M. BURNS, President pro Tempore C. D. ALEXANDER, Secretary of the Senate
 P. H. KENEALY, Sergeant at Arms JOHN W. ROVANE, Minute Clerk

(R., Republican; D., Democratic)

Capitol Address of Senators: State Capitol, Sacramento 95814

54

Members of the Senate

Name	Occupation	Party	District	Counties	District Address	Legislative Service
A Alquist, Alfred E.....	Transportation Supervisor	D	13	Santa Clara	777 N. 1st St., San Jose 95512	1963-69
B Beilenson, Anthony.....	Attorney.....	D	26	Los Angeles	1122 So. Robertson Blvd., Suite 14, Los Angeles 90035	1963-69
Bradley, Clark L.....	Attorney.....	R	14	Santa Clara, Alameda	509 First National Bank Bldg., San Jose 95113	1953-69

Burgener, Clair W.....	Realtor.....	R	38	San Diego	8690 Center Dr., Suite 3, La Mesa 92041	1963-69
Burns, Hugh M.....	Savings and Loan Insurance	D	16	Fresno	P.O. Box 748, Fresno 93712	1937-69
C Carrell, Tom.....	Businessman.....	D	22	Los Angeles	753 San Fernando Rd., San Fernando 91340	1959-69
Collier, Randolph.....	Title Business.....	D	1	Del Norte, Humboldt, Lake, Mendocino, Siskiyou, Sonoma, Trinity	206 4th St., Yreka 96097	1939-69
Cologne, Gordon.....	Attorney.....	R	36	Riverside, San Bernardino	P.O. Drawer 1270, Indio 92201	1961-69
Coombs, William E.....	Attorney.....	R	20	San Bernardino	223 S. Riverside Ave., Rialto 92376	1967-69
Cusanovich, Lou.....	Full Time Legislator	R	23	Los Angeles	Suite 304, 14921 Ventura Blvd., Sherman Oaks 91403	1957-69
D Danielson, George E.....	Attorney.....	D	27	Los Angeles	112 State Bldg., 217 W. 1st St., Los Angeles 90012	1963-69

Members of the Senate

55

NT SERVICE (800) 666-1917

MEMBERS OF THE SENATE—Continued

Name	Occupation	Party	District	Counties	District Address	Legislative Service
Deukmejian, George.....	Attorney.....	R	37	Los Angeles	100 Long Beach Blvd., Long Beach 90802	1963-69
Dills, Ralph C.....	Attorney.....	D	32	Los Angeles	502 Pacific Trades Center, 255 W. 5th St., San Pedro 90731	1938-49; 1967-69
Dolwig, Richard J.....	Attorney.....	R	12	San Mateo	Crocker Citizens Bank Building, 181 Second Ave., San Mateo 94401	1947-69
Dymally, Mervyn M.....	Teacher.....	D	29	Los Angeles	Old State Bldg., Suite 113, 217 W. 1st St., Los Angeles 90012	1963-69
^G Grunsky, Donald L.....	Attorney.....	R	17	Monterey, San Benito, San Luis Obispo, Santa Cruz	211 Lettunich Bldg., Watsonville 95076	1947-69

56
Members of the Senate

^H Hirner, John L.....	Attorney.....	R	21	Los Angeles	401 N. Brand, Suite 726, Glendale 91203	1967-69
^K Kennick, Joseph M.....	Insurance Securities Representative	D	33	Los Angeles	110 Pine Ave., Suite 606, Long Beach 90802	1958-69
^L Lagomarsino, Robert J..	Attorney.....	R	24	Ventura, Santa Barbara	21 S. California St., Ventura 93001	1961-69
^M Marks, Milton.....	Attorney.....	R	9	San Francisco	Rm. 2045, State Building, 350 McAllister St., San Francisco 94102	1958-65; 1967-69

57
Members of the Senate



LEGISLATIVE INTENT SERVICE (800) 666-1917



SENATORS AND COMMITTEES OF WHICH THEY ARE MEMBERS

- ALQUIST—(5)—Local Government (Vice Chairman), Education, Fish and Game, Natural Resources, Transportation.
- BELLESON—(5)—Judiciary (Vice Chairman), Agriculture, Fish and Game, Natural Resources, Public Health and Safety.
- BRADLEY—(5)—Insurance and Financial Institutions (Chairman), Education, Judiciary, Local Government, Revenue and Taxation.
- BURGNER—(5)—Legislative Representation (Chairman), Education, Labor, Local Government, Military and Veterans Affairs.
- BURNS—(3)—Rules (Chairman), Governmental Efficiency (Vice Chairman), Insurance and Financial Institutions.
- CARRELL—(5)—Military and Veterans Affairs (Vice Chairman), Transportation (Vice Chairman), Local Government, Public Utilities and Corporations, Revenue and Taxation.
- COLLIER—(5)—Finance (Chairman), Governmental Efficiency, Insurance and Financial Institutions, Revenue and Taxation, Transportation.
- COLOONE—(5)—Water Resources (Chairman), Agriculture, Business and Professions, Finance, Judiciary.
- COOMBS—(6)—Public Health and Safety (Chairman), Agriculture, Business and Professions, Judiciary, Local Government, Revenue and Taxation.
- CUSANOVICH—(4)—Labor and Social Welfare (Chairman), Finance, Revenue and Taxation, Transportation.
- DANIELSON—(5)—Public Utilities and Corporations (Chairman), Elections and Reapportionment, Finance, Judiciary, Military and Veterans Affairs.

SENATORS AND COMMITTEES OF WHICH THEY ARE MEMBERS—Continued

- DEUKMEJIAN—(5)—Elections and Reapportionment (Chairman), Judiciary, Labor and Social Welfare, Legislative Representation, Revenue and Taxation.
- DILLS—(5)—Fish and Game (Vice Chairman), Finance, Governmental Efficiency, Public Utilities and Corporations, Transportation.
- DOLWIC—(3)—Governmental Efficiency (Chairman), Finance, Insurance and Financial Institutions.
- DYMALLY—(7)—Military and Veterans Affairs (Chairman), Education, Elections and Reapportionment, Labor and Social Welfare, Legislative Representation, Local Government, Public Health and Safety.
- GRUNSKY—(4)—Judiciary (Chairman), Education, Finance, Revenue and Taxation.
- HARMER—(5)—Labor and Social Welfare (Vice Chairman), Insurance and Financial Institutions, Judiciary, Public Utilities and Corporations, Water Resources.
- KENNICK—(5)—Public Utilities and Corporations (Vice Chairman), Governmental Efficiency, Public Health and Safety, Rules, Transportation.
- LAGOMARSINO—(5)—Natural Resources (Chairman), Agriculture, Finance, Fish and Game, Judiciary.
- MARKS—(4)—Business and Professions (Vice Chairman), Elections and Reapportionment, Local Government, Transportation.
- MARLER—(5)—Agriculture (Chairman), Education, Fish and Game, Governmental Efficiency, Transportation.
- MCCARTHY—(4)—Rules (Vice Chairman), Governmental Efficiency, Insurance and Financial Institutions, Transportation.

