Proposition No 2
Am to 403
October 1878

Selling of Goods
under false pretenses
Punished as a felony

Legislative Dept

Oct 26. /78
Read & referred
to Com Legislation
Department
Thornton
Asst Sec

Nov 11. /78
Reported back with
substitute Am to 501
Thornton
Asst Sec
Bell

Proposition No —

For incorporation in the article on Legislative Duties.

Section — The selling of any Kind of Goods under False pretenses shall be punished as a felony and it shall be the duty of the Legislature to provide by appropriate Legislation for the Enforcement of this Section.

Peter, Bell
San Francisco

Am No 404

Amend Article 6
Section 16 of old
Constitution

Oct 26 /8
Read & referred to
Com on Judiciary
& Judicial Department
Thornton
Ass sec

Nov 13 /8
Reported back with
Substitute Am No 503
Thornton
Asst sec

Barton
Barton

Amend Article 6, Section 16.
of the Constitution, by adding
thereto the following.

And Shall Not practice in any
Court or Cause. Except when they
Are defendants or Respondents
during the term for which they
hold the office of Judge.

Oct 30th 1878
Read

An. No 405

To the Committee
on
Education

Oct 26. 78
Read & referred to
Com on Education
Thornton
Ass Rec

Jno F Lindow
of
San Francisco

Oct. 28/78

Nov 6/78
Reported back with
recommendation that
it be not adopted
E F Smith
Lindow
Ass Sec

To the Committee on Education

Articles —

Sec.

No Married woman (with the Exception of Indians) shall be qualified to hold any positions as teacher in any of the City, County, Township, or district Schools under the control of this State,

J. F. Lindow of
San Francisco
Cal 23/7 E.

Am to 406
offered to Com.
on
Land & Homestead
Exemption

E. D. Smith

Oct 26. 78.
Read & referred to
Com on Land &
Homestead Exemption
Thornton
Asst Sec

Dec 14. 78
Reported back with
substitute Am to 524
Thornton
Asst Sec
Smith of Gentry Clerk

Amendment prohibiting the forced sale of personal & Real property ~~from~~ & securing rights of Married Woman &c

Section 1 The personal property of any resident of this state, to the value of five hundred dollars, to be selected by such resident, shall be exempt from sale on execution or other final process of any court, issued for collection of any debt contracted after the adoption of this constitution, ~~except for~~ the payment of taxes thereon

2 Hereafter the homestead of the value of three thousand dollars belonging to any resident, of this state, who is the head of a family, shall not be incumbered in any manner while owned and occupied by him or her for debts contracted after the adoption of this constitution except for taxes laborers and mechanics liens

and securities for the purchase money thereof and dues to the State County Township school or other trust funds

3 If the owner of any homestead die leaving a family, the homestead shall be exempt from debt in the same manner, ~~as secured before~~ as to deceased, for the benefit of ~~the~~ ~~decedent~~ heirs thereof and all rents and profits therefrom shall accrue to the benefits of said heirs

4

The real and personal property of any female in this State, acquired either before or after marriage

whether by gift, grant, or inheritance, devise or otherwise, shall so long as she may choose, be and remain the separate estate and property of such female and may be devised or bequeathed by her the same as if she were unmarried

E O Smith

Am No 404

Mechanics Liens

Oct 26. 48

Read & referred to
Com on Legislative
Department

Thornton
Ass Sec

Nov 11. 48

Reported back with
Substitute Am No
501.

Thornton
Ass Sec

McCallum

Amendment to

Proposition to amend the Constitution so as to secure the liens of Mechanics ~~and~~ Laborers or others

Amends as follows

Article — Section —

Mechanics, Artisans ~~material men and~~ laborers and Material men shall have liens upon the building or structure upon which they have ~~bestowed~~ done labor or for which they have supplied material for the value of such labor and material. And the Legislature shall provide by law for the speedy and efficient enforcement ~~enforcement~~ of such liens and making the owner responsible for such liens notwithstanding any payment or settlement made by him with Contractors or Subcontractors before such liens have been paid

McCallum

Am No 408
Proposition Concerning
Revising or Changing
the Constitution

Oct 26. 1/8
Read & referred to
Com on Future
Amendments
Thornton
Ass Secy

Dec 21. 1/8
Reported back with
Substitute Am No
526.
Thornton
Asst Secy

by Mr Shoemaker

14

Propositions

Concerning Revising or Changing the Constitution

Article —.

Section — If, at any time, two thirds of the Senate and Assembly shall think it necessary to revise or change this entire Constitution, they shall recommend to the electors, at the next election for members of the Legislature, to vote for or against a Convention; and if it shall appear that a majority of the electors, voting at such election, have voted in favor of calling a Convention, the Legislature shall, at its next Session, provide by law for calling a Convention, to be holden within six months after the passage of such law; and such Convention shall consist of a number of members not greater than that of the less numerous branch of the Legislature. The Constitution that may have been agreed upon and adopted by such Convention, shall be submitted to the people, at a special election, to be provided for by law, for their ratification or rejection; each voter shall express his opinion by depositing in the ballot box a ticket, whereon shall be written or printed the words "For the new Constitution" or "Against

or "Against the new Constitution". The returns of such election shall, in such manner as the Convention shall direct, be certified to the Executive of the State, who shall call to his assistance the Controller, Treasurer and Secretary of State, and compare the votes so certified to him. If, by such examination, it be ascertained that a majority of the whole number of votes cast at such election, be in favor of such new Constitution, the executive of this State shall, by his proclamation, declare such new Constitution to be the Constitution of the State of California.

Recd Oct 30
1878

An No 410

Amendment No

Relating to Public Schools

Introduced by Mr Jones

Oct. 26. 1878

Read & referred to
Com on Education

Thornton
ass sec

Nov 6/78

Reported back with
recommendation that
it be not adopted

E. F. Smith
ass't sec

Jones

Amendment to the Constitution No.
Proposed Oct. 26. by Mr. Jones.

(Claused) Sec. No language other than the English
language shall be taught in the Public
Schools of this State.

Am No 411

Relating to City County and Township Organization

Oct 26, 98

Read & referred to Com on City, County & Township Organization

Thornton
ass sec

Dec 4, 98

Reported back with substitute Am No 521

Thornton
asst secy

Moreland

Article —
Section —

PAGE.

The Legislature shall provide by general laws for the organization and classification of cities and towns. The number of such classes shall not exceed four, and the power of each class shall be defined by ~~law~~ general laws, so ~~that~~ all such municipal corporations of the same class shall possess the same powers and be subject to the same restrictions. The Legislature shall also make provision, by general law whereby ~~incorporated~~ existing by virtue of any local or special law, any city or town may elect to become subject to, and governed by, the general laws relating to such corporations

Section — The Legislature shall by a ~~general~~ law uniform in its operation, provide for and regulate the fees of all County Officers, and for this purpose may classify the Counties by population.

Ar No 412

Committee on Water
and
Water Rights.

To Provide for a Gene=
=ral System of Irrigation.

Oct 26. of 8
Read & referred to
Com on Water & Water
Rights
Thornton
Ass Sec
18

O'Sullivan.

Nov 22. of 8
Reported back with
Sub Ass No 514
Thornton
Ass Sec

Introd. Prop.

To Provide for a General System of Irrigation.

Section — The rivers and fresh water lakes of this State being absolutely public property, they should be utilized for the use and benefit of all the inhabitants thereof; and irrigation being a prime necessity for the promotion of agriculture in many parts of the State, the Legislature shall provide, by law, for a general system of irrigation, by canals and ditches, to be controlled and managed by the State for the general good.

O'Sullivan.

Am to 413

Committee on
Legislative Department

Relating to Public
Offices.

Oct 26. 08
Read & referred to
Com on Legislature
Department
Thomton
Asst Sec
19

O'Sullivan.

Nov 11. 08
Reported back with
substitute Am to 501
Thomton
Asst Sec

Relating to Public Offices.

Section —. All public officers shall receive moderate fixed salaries, and all fees shall be accounted for and paid into the public treasury. No extra compensation shall be paid to public officers.

Sec. —. It shall be unlawful for the Legislature, the County or municipal governments, to create any unnecessary or sinecure offices.

Sec. —. No State, county, or municipal officer shall be interested, directly or otherwise, in any contract for supplies furnished or work done for the State, county, or municipality.

Jan. 25, 1879
Reported back with substitute amendment No. 535, J. M. Wright
Asst. Secretary

An No 414

Proposition relative to Miscellaneous Provisions

Oct 26. 78
Read & referred to Com on Miscellaneous Subjects
D. Thornton
ass sec

Miss Sub
Read to Com
Dean

Proposed by
Joel A. Harvey
(over)

Proposition to Amend Article Eleven (11) of the Constitution in relation to Miscellaneous Provisions by inserting the following new Section

Section ——— Official duties shall be so performed as to facilitate the proper enforcement of the laws of this State, and the Legislature shall have power to provide for deductions from the salaries or compensation of public officers who may neglect the performance of any official duty devolving upon them, or who may perform their duties in such a careless or incompetent manner as to embarrass or retard the due operations of law

Res No 410

Proposition
relative to
Militia

Oct 26. 98
Read & referred
to Com on Military
Affairs.
21 Thornton
Ass Rec

Nov 5. 98
Reported back with
substitute Res No 485
Thornton
Ass Rec

Harvey

Proposition to Amend
Section One (1) of Article
Seven (7) Relative to the
Organization &c of Militia

Introduced by J. C. Harvey

Sec 1 The Legislature shall
provide by law for the
effectual organization and
discipline of the Militia
of this state, for the en-
couragement of volunteer
corps and the safe keeping
of the public arms in such
manner as may be requisite
and necessary to best promote
and make efficient this
arm of the public service
to cope with any Emergency
that may arise, subject
however to the paramount
authority of the Constitution
and laws of the United States
over this subject

Am to 416
Mesclenious
Provission
in relation to Members
of the Legislature
by J. D. Condon

Oct 26 /78
Read & referred
to Com on Miscella
nious Subjects
Thomas
ass Sec

Miss Sub
Jan. 25/79
Reported back with
Substitute Amendment
No. 585. J. M. Wright
Read & Ass't Secretary.

Dean

Condon

Article 3 = Miscelenous Provision

Section 3 -- Every Person who Shall be Chosen or Appointed; ~~under~~ to any Office of trust or Profit under this Constitution or any Law Made in Pursuance thereof Shall before Entering on the duties Thereof take an oth to Suport the Constitution of this State and of the united States and an oth of office

Section Each Member of the Senate and House of Representatives Shall before they Proceed to business take an oth or Affirmation to Suport the Constitution of this State and of the United States --

And also the following oth -- do Solemnly Swear or Affirm that as a Member of this Legislature I will in all Appointments Vote without favor affection Partiality or Prejudice, and that I will not Propose or assent to any bill vote or resolution which appear to me injurious to the People

over --

or Consent to any act or thing whatever, that shall have a tendency to lessen or abridge their rights and Privileges as declared by the Constitution of this State

by John D. London

An Act 417

Amending and
regulating apprentices
Law.

by C Herold
Oct 26. 1/8
Read & referred to
Committee Legislative
Department

Thornton
Asst Secy

Nov 11. 1/8
Reported back with
substitute Act to 501
23 Thornton
Asst Secy

Herold

Sacramento October 23 1878

Resolved that the Legislature be called uppon to found and regulate a strickt apprentice Law compelling apprentices and they parents or guardians by fine of money or imprisonment to the agreement made between such ~~parties~~ parties concerning such apprentices.

[redacted]

[redacted]

[redacted]

~~Land Monopoly~~

Hughey

Am to 418

Substitute for Sec. 13. Art XI. of present Constitution on Taxation

Hughey of San Francisco

Oct 26. 78

Read & referred to Com on Revenue Rev & Tax & Taxation

2 + Thornton

Ass Se

Nov. 18, 1878

Reported back with Substitute Amendment No. 510.

Wright

~~Chief~~ Secretary

Hughey

By Hughey of San Francisco

Cumulative Taxation, as a remedy for Land Monopoly.

Substitute for Section 13 Art. XI. of the present Constitution

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SEC. 13. Taxation shall be equal and uniform throughout the State. All property in this state shall be taxed at its market or Cash value, such value to be ascertained by the Assessor of the County in which the property is situated provided, that uncultivated or unimproved lands shall in every case be valued per acre as high as cultivated or improved lands of the same grade or class and provided further that all improvements shall be assessed seperately from the lands on which they stand.

There shall be added to the regular State County and town tax rate, established by law for each year as follows =

For every person or Corporation that owns more than 1000 acres and less than 2000 10 per centum.

For every person or Corporation that owns 2000 acres and less than 3000 15 per centum

For every person or Corporation that owns 3000 acres and not more than 5000 acres 25 per centum.

(over)

For every person or corporation that owns over 5000 acres and not more than 10000 acres 50 per centum,
For all persons or Corporations that own over 10.000 acres, the taxes so regularly and legally apesed as aforesaid shall be doubled
There shall be elected at the general election to be held on the first Wednesday of September 1879 and every two years thereafter, one citizen in each Congressional district of the State, to be voted for by districts seperately, who shall after being duly qualified, together with the Governor the Surveyor General, the Attorney General and the Controller of State Constitute a State Board of Equalization, with full power to alter or modify, increase or diminish the apesments returned by the County Apesors both as to the entire valuation of the County and as to individual apesments, But the State Board shall not have power to abate the per centum of increase on the regular and legal rates as prescribed in this section against the owners, individual or Corporate, of lands in excess of 1000 acres.
There shall be no appeal from the decisions of the State Board of Equalization

Ann No 419

No

Relative to
Foreigners
Act 1798

Read and referred
to Com on Preamble
and Bill of Rights
G. H. Thornton
Asst Secty

Nov 8. of 8
Reported back.
That it be ~~not~~ adopted
& laid on Table

Filed
Sec. of Thornton
Ass Sec

25

By

A. C. FREEMAN,
(OFFICE IN FREEMAN'S BUILDING,
Fifth Street, near J.)

~~Attorney for~~

Rights of Foreigners

I propose the following for insertion in the new constitution

Sec Foreigners belonging to any race any of whose members are entitled to naturalization under the laws of ~~this state~~ United States, and who are or who may hereafter become bona fide residents of this state shall enjoy the same rights in respect to the possession, ~~and~~ enjoyment, and inheritance of property as native born citizens. All other foreigners shall have no capacity to own real estate, nor to make wills, nor to acquire property by devise or inheritance, nor to bring or maintain any action or proceeding in any court of this state.

Freeman

Am No 420
Bill

Mr Mansfield

Proposition to
amend sec 9 of
Article 1st of present
Constitution

Oct 26. 1/8
Read & referred to
Com on Preamble & Bill
of Rights
Thornton
ass sec

Nov 8. 1/8
Reported back. That
it be not adopted and
Laid on the Table
Thornton
ass sec

Mansfield

Proposed amendment of Sec 9 of Article 1st present Constitution in relation to libel —

Article I

Sec. 9. Every citizen may freely speak, write, and publish his sentiments on all subjects, being responsible for the abuse of that right; and no law shall be passed to restrain or abridge the liberty of speech or of the press. In all criminal prosecutions or indictments for libels, the jury shall first render a verdict, assuming the matter charged as libelous to be true, whether the matter charged as libelous was published with good motives and for justifiable ends, or that it was not so published. If the jury return a verdict that the matter was not so published, thereupon the defendant shall be deemed guilty as charged and shall be sentenced as required by law. If the jury render said first verdict that the

matter charged as libelous was published with good motives and for justifiable ends, thereupon, and before the same jury the truth may be given in evidence, and if it appear to the jury that the matter charged as libelous is true, the defendant shall be acquitted; if it do not appear to the jury to be true the defendant shall be convicted and sentenced as required by law; the jury shall have the right to determine the law and the fact.

John Mansfield

Nov 8. of 8

Reported back
That it be not adopted
and laid on table
Thornton
ass sec

Am No 421

Proposition
To
Restrict
Privileges
to
Persons
ineligible
to become
Citizens

Oct 26. 48

Read & referred to Com
on Preamble & Bill of
Rights
Thornton
ass sec

Ringgold (Over)

K

~~That~~ all persons ineligible to become Citizens under the naturalization laws, or Prohibited by international treaties shall not enjoy such rights and Privileges as are conferred upon native born.

Chas S Pinggold.

To be added to Section Seventeen Bill of rights