Am No 423

Amendment

Relative to Foreigners who cannot become citizens

Oct 28 /8
Read & referred to Com on Chinese
Thornton
ass sec

Oct 31 /8
Reported back with substituted Am No 454
Thornton
ass sec

M M Ellis

Relative to foreigners who cannot become citizens

Sec.

No person shall hereafter be permitted to come to this State and reside permanently therein who by the present laws of the United States cannot become a citizen of the United States and of this State; and the Legislature shall make suitable provisions to enforce this Section.

M M Estee

Am to 424

Relative to
Legislature
department —

Herrington

Oct 28. 1/8
Read & referred
to Com on Legisla-
tive Department

Thornton
Asst Sec

Nov 11. 1/8
Reported back with
Substitute Com No 501.
by Thornton
Asst Sec

Herrington

Amendment

Relative to enactment of Laws

Legislative Department

Sec — Every Law enacted by the Legislature shall have but one ~~object and~~ subject and that shall be embraced in the title No Law shall be revised or amended by its title but in such case the act revised or section amended shall be reenacted and published at length Before final passage every joint resolution or bill shall be read at length three times in each House Each reading of a bill or resolution in each House shall be on a different day On the final passage of all bills and joint resolutions the vote shall be taken by ayes and noes and be entered on the Journal Every bill and joint resolution shall be printed before being voted upon No bill ~~shall~~ or joint resolution shall become a Law or be in force without the concurrence of a majority of the members elected to each House

(D W Herrington)

Am to 425

Amendment

In reference to
Legislature Department

Herrington

Oct 28. 1/8
Read referred
to Com on Legisla
tive Department
Thornton
Asst Sec

Nov 11. 1/8
Reported back with
Substitute Am to 501
Thornton
Asst Sec

Harrington

Amendment

Restricting power of Municipal corporations to from contracting debts and creating liabilities

Legislature Department -

Sec 21 Shall be the duty of the Legislature to provide by law for the organization of cities and incorporated towns and villages and to restrict their powers of taxation assessment borrowing money contracting debts and loaning their credit so as to prevent abuses in assessments and in contracting debts and liabilities by such municipal corporations; and no municipal corporation or political subdivision in this State shall create any debt or debts liability or liabilities that shall singly or together exceed two and one half per centum of the aggregate true cash value of the property in such municipal or political subdivision subject to taxation

(D W Herrington)

Am to 426

Proposition No

Declaring the disqualification of Judges and Providing for the appointment of Special Judges in certain Cases.

Oct 28 / 8

Read & referred to Com on Judiciary & Judicial Department

Thornton
Asst Sec

Nov 13, 8

Reported back with substitute Am to 503.

Thornton
Asst Sec

By W. D Graves

Proposition:

Declaring the disqualification of Judges and Providing for the appointment of Special Judges in Certain Cases.

Section—

No Judge shall sit in any Case wherein he may be interested, or where either of the parties may be connected with him by affinity or consanguinity within the third degree computed according to the rules of the Civil Law, or where he shall have been attorney or Counsel in the Case. When a Judge of a Superior Court is disqualified ~~for any~~ by any of the Causes aforesaid, the Parties may, by Consent, appoint a Proper Person to try their Case; or, upon their failure to do so, a Competent Person may be appointed to try the Case, in the County or City and County where it is pending, in such manner as may be prescribed by Law. The rulings and decisions of the Person so appointed, shall have, as to such Case, the same force and effect as though made by a regular Judge of the Court. The disqualification of Judges of the inferior Courts or Tribunals shall be remedied, and

vacancies in their offices shall be filled as prescribed by law.

By Mr Graves

Par. No 428
~~Proposition~~ No. —
To encourage irrigation
Dowling

Relative to Committee on
Water and Water rights

Oct. 28. 1/8
Read & referred
to Com on Water &
Water Rights
Thornton
ass sc

Nov 22. 1/8
Reported back
with sub am No 504
Thornton
Tass sec

Dowling

To Committee on Lands, Water & Water rights
For the encouragement of irrigation

Sec 1st The right to make a Canal may be imposed Compulsory in order to Conduct waters intended for any public use which does not require the formal appropriation of Lands,

Sec. 2 If three fourths of the owners of an irrigable lands district possessing at least two thirds of its area wish to form an irrigation Canal the remaining fourth of the owners may be compelled to join the undertaking,

Sec 3 The legislature shall provide for the division of the State into three irrigating district to be Called the Southern, Middle and Northern irrigation districts, and shall also make subdivisions if necessary—

Sec 4 The cost of building or Constructing an irrigation Canal or ditch shall be apportioned equally on the land to be irrigated and said cost shall be confined to the district in which said lands are situated

Sec 5 All irrigation Canals and ditches shall be considered a part and parcel of the lands assessed for their Construction and no irrigator Can sell his land without selling his water right also—

Sec 6 After the Cost of for constructing a Canal or ditch is paid the irrigators shall never have to pay any more except that which is necessary to Keep the said Canal or ditch in repair

Sec 7 The State shall always exercise supervisory controle over said Canals and ditches, The legislature shall enforce the foregoing provisions by appropriate legislation,

Dowling

Judge Pratt

Dec 4 of 8
Reported back with
Substitute Am No 521

Thornton
asst secy

Am No 429
~~Proposition~~ No

Relative to the
Committee
on City, County
and Township
organizations.

Oct 28 of 8
Read & referred to
Com on City County
& Township Organiza
tions. 10
Thornton
ass sec

offered by
Alphonse Vacquerel
October 28/38
(Over)

Resolved that.

There shall be established in each county of this state a Jury composed of nine members, whose duty it shall be to act as arbiters in all questions ~~concerning~~ arising between Labor & Capital. Said jury to be voted for by the people at all municipal elections

There shall be no pay attached to such position.

Am to 438

Amend Article II-

Section 15- of old Constitution in relation to Homesteads

Oct 28. off

Read & referred to Com on Land & Homestead Exemption

Thornton

Ass see

Dec 14/78

Reported back with substitute am # 534

Smith

attest

Barton

Amend Article Eleven (11) Section fifteen (15) of old Constitution to read as follows:

The legislature shall protect by law, from forced sale a certain portion of the homestead and other property of all heads of families,
A homestead shall be invalid until a declaration of the same is filed for record in the office designated by the legislature; and no homestead shall be exempt from any debt contracted after its acquisition and before the filing of such declaration

Am No 431

21

Relative to change of commencement of Fiscal Year

Oct 28 1/8

Read & referred to Com on Legislative Department

Thornton
ass sec

Nov 11. 1/8

Reported back with Substitute Am No 501

Thornton
Ass sec

Helbore

Amendment changing the date of the commencement of the Fiscal Year.

Sec. The fiscal year shall commence on the first day of January

Am No 432

Relative to inter marriage

Oct 28. 1/8

Read & referred to Com on Legislative Department

Thornton
ass sec

Nov 11. 1/8

Reported back with Substitute Am No 501

Thornton
Asst Sec

Stedman

13

Miscellaneous

Section — The intermarriage of white persons with chinese, negroes, mullattoes, or persons of mixed blood, descended from a chinaman or negro from the third generation, inclusive, or their living together as man and wife in this State is hereby prohibited. The Legislature shall enforce this section by appropriate legislation.

Stedman

Am No 433

Relation to Chinese

Oct 28 1/8
Read & referred to Com on Chinese
Thornton
as see

Oct 31. 1/8
Reported back with substituted No 454
Thornton
as see

O'Donnell

Mr. C. O'Donnell
Committee Chinese

14

PAGE.

PAGE.

~~Attached~~ Sec

~~That it is incumbent upon this~~
~~Convention to incorporate in the new~~
~~Constitution a section~~ which shall forever
be disqualified
~~disqualify~~ aliens of Asiatic descent.
1 From exercising the right of suffrage
2 From holding or conveying real estate
3 From testifying as witnesses in the
courts of this state in any matter
civil or criminal, in which the interest
of white men are involved
4 From interfering with the fisheries
of the State of California

Am No 434

Amendment of
Sec 31 of Art IV

~~A Murray~~

H. C. Ralfe

Oct 29. 08

Read & referred to
Com on City County
& Township Organization

Thornton
Ass Sec

Dec 4. 08

Reported back with sub
stitute Am No 521

Thornton
ass sec

Ralfe

Amendment.

Art IV

Sec 31

Corporations may be permitted under general laws but shall not be created, modified, abolished or changed in any manner by special act, except that counties may be created or abolished and their boundaries defined or changed by special act. All general laws and special acts passed pursuant to this section may be altered from time to time or repealed.

Offered by H. C. Ralph

Am to 435

Propositions
to amend the
Constitution
referred to the
Committee on the
Legislative department

E. Corey

Oct 29. 08
Read & referred to
Com on Legislative
Department

Thornton
4 Asst Sec

Nov 11. 08
Reported back with
substitute Am to 501

Thornton
Asst Sec

Corey

Proposition to Amend the Constitution

Any person elected to a State office other Executive, Legislative or Judicial, shall not be eligable to any other office in this State or the United States, during the term for which they were elected.

Edward Every

Am to 436

Proposition

to exempt Public
High ways of this
State from taxation

Referred to the
Committee on Revenue
& Taxation

E. Davis

Oct 29. 78

Read & referred to
Com on Revenue and
Taxation

Thornton
Asst Sec

Nov. 18, 1878

Reported back with
substitute Amendment
No. 510 Wright
Asst Secretary

Davis

Resolved that the Committee on Revenue and Taxation be instructed to enquire into the propriety of exempting all lands from taxes in the public highways in this State

Edward Cary

~~Proposition~~ Ann No ~~4~~ 38
Relating to San Francisco
Dowling

Oct 29. 78
Read & referred
to Com on Cty. Cons'ty
& Township Organization
Thornton
Ass Sec

Dec 7 78
Reported back with
substitute an to 521
Thornton
7 Asst Secy

Dowling

To Committee on Township organization

Relating to San Francisco

Sec 1 The municipality of the city and County of San Francisco is empowered and authorized to legislate exclusively for itself and attend to its own local affairs independent of the legislature

The legislature shall enforce the above provision by appropriate legislation

L Dowling

Am to 439

Relative to Revenue
& Taxation

Oct 29. 78
Read & referred
to Com on Revenue
& Taxation
Thornton
Asst Sec

Nov. 18, 1878
Reported back
with Substitute
Amendment No. 510.
Wright
Asst. Secretary

Herrington

Amendment — Proposition No

Revenue and Taxation

Sec — The Legislature shall provide by Law for the publication of all delinquent-lists of property per State and County ~~taxes~~ city, city and County, Town, village, and District taxes so that all such delinquent-lists shall be published (and posted) at the same time, in the same manner and for the same period The Legislature shall also provide a special time at which the Sales of all property for any such delinquent-taxes shall be commenced in each year and a period within which such Sales shall be completed and the places at which such Sales shall be made

(D W Berryessa)

Am No 440

Dec 13/78

Proposition ~~Resolution~~ on Public School Teachers

By L. Doyle

Oct. 29. 78

Read & referred to Com on Education

Thornton

9 ass sec

Wm Ch,

[illegible]

Doyle

Reported back with substitute Am #523.

Smith)
ass sec

To Com on Education

Sec - ~~Section~~ That all teachers in the School department of the City and County of San Francisco who have taught One Year shall not be disqualified without an open and impartial investigation

Am to 442
Reported
~~Resolution~~
Amending Art
X of the Constitution

Shafer

Oct 29, 48
Read & referred to
Com on Judiciary
& Judicial Department
Thornton
as rec

Nov 13, 48
Reported back with
Substitute Am to 503
Thornton
and rec

Shafer

Proposition.

~~Resolved~~.

That Article X. of the Constitution be so amended that Membership in Constitutional Convention, to be hereafter called shall be confined to the qualified electors of this state; and in all elections provided for in said Article X. the right to vote shall be confined to ~~such~~ such electors

Ann No 4443

Relative to Arrests
+ Attachments

Oct 29. 78
Read + referred
to Com on Legisla
tive Department
Thornton
Asst Secy

Nov 11. 78
Reported back with
substitute Ann No 5301
Thornton
Asst Secy

Howard

Article 2
in relation to arrests and attachment
for debt.

There shall be no arrest or imprisonment for debt except in case of fraud or breach of trust

Attachments shall not issue against the property of the debtor in a civil or other action except in case of fraud breach of trust or non residence or prolonged absence of the debtor from the State

No warrant of arrest for debt or attachment against property for debt shall be issued except upon the order of a judicial officer, and for cause shown

No agreement by a mortgagor or other debtor to pay attorneys counsel or agents fees or any penalty or forfeiture or upon foreclosure or suit for the recovery of such mortgage or other debt except such fees penalty forfeiture or expenses as may be specially provided by law shall be valid