

WHEN YOU THINK OF CALIFORNIA

*When you think of California think of people filled with zest
For a special kind of living in the freedom of the West.
Think of swimmers, fishers, golfers, campers—backyard loafers too,
Using beaches, parks, and mountains, doing things folks love to do.*

*When you think of California think of industry and trade;
Think of busy people working at the tasks where wealth is made.
Think of prosperous ports and cities, personal income going higher,
And the worker and the seller sharing profits with the buyer.*

*When you think of California think of copious valleys green,
With a promise of fulfillment that makes agriculture queen.
Where the vineyards, groves and orchards are oases of delight,
With a myriad of blossoms making perfume of the night.*

*When you think of California think of history rich in lore:
Indian, priest, and forty-niner and the bold conquistador;
Of wagon trains a rolling to the tune of Clementine,
And the roots of many cultures in the raisin and the wine.*

*When you think of California, think of Nature's generous hand:
Mountains, deserts, beaches, Redwoods, beautifying land;
Primeval parks of wilderness, Nature's archives of the past,
Preserving for the future the beauty that should last.*

*When you think of California think of education's power,
Think of well-trained labor ready for a task or leisure's hour;
Think of schools for every purpose, with a challenge that's supreme
For a youth with opportunity to realize its dream.*

*When you think of California think of mighty works of man,
Think of reservoirs and rivers in a classic water plan;
Think of webs of towering bridges, gracefully spanning stream and bay
And the high lines wheeling power, making life an easier way.*

*When you think of California think of dusks as soft as down,
With a neon fluorescence like a halo round each town;
Think of gleaming streams of freeways, head and tail lights flowing by,
And the green-red blinking air fleets purring smoothly through the sky.*

*When you think of California see the Capitol Dome aglow,
Brightly rising over Deodars so stately in a row;
See the luminescent leaves above the lights throughout the park,
Smell the jasmine and azaleas breathing fragrance to the dark.*

*California, California are we always living true
To the variant rich reality of life we share in you?
May we know that all our blessings are a trust from heaven's grace
And the way in which we use them show us worthy of this place!*

**Charles "Gus" Garrigus
Poet Laureate of California**

CALIFORNIA'S LEGISLATURE

Published October 2000



By

E. Dotson Wilson
Chief Clerk of the Assembly

and

Brian S. Ebbert
Chief Editor

Assembly Concurrent Resolution No. 121—Relative to the Sesquicentennial Anniversary of California’s Admission into the Union.

WHEREAS, September 9, 2000, marks the 150th anniversary of California’s statehood; and

WHEREAS, California’s history began long before its admission into the Union; and

*WHEREAS, A mythical, exotic island named “California” first appeared in the 16th century Spanish novel, *Las Sergas de Esplandian*; and*

WHEREAS, Explorers sought out this beautiful “island” close to the “Terrestrial Paradise” near the Indies; and

WHEREAS, On September 28, 1542, Juan Rodriguez Cabrillo, a Portuguese navigator sailing under the Spanish flag, entered what is now San Diego Bay, and was followed in later years by numerous other explorers, including Sir Francis Drake, Sebastian Rodriguez Cermeno, and Sebastian Vizcaino, exploring what is now the coastline of California; and

WHEREAS, The rich resources, fair climate, and natural beauty of the region lured subsequent exploration and colonization attempts; and

WHEREAS, For thousands of years, the area had been the exclusive domain of numerous indigenous tribes with rich cultures and belief systems, and unique languages and customs; and

WHEREAS, After years of colonization, most of these tribes were decimated by disease or subjugation; and

WHEREAS, Spain colonized California in the 1760’s and under the leadership of Gaspar de Portola and Father Junipero Serra established presidios, missions, and pueblos; and

WHEREAS, In 1822 Mexico gained independence from Spain, making California a Mexican province; and

WHEREAS, The province’s remoteness from Mexico helped foster political, civil, and military instability in California; and

WHEREAS, On May 13, 1846, the United States went to war with Mexico over border disputes; and

WHEREAS, At Sonoma in June of 1846, a group of American settlers, led by William B. Ide, staged the “Bear Flag Rebellion,” declaring California to be a republic independent of Mexico; and

WHEREAS, In July 1846, the American flag was raised at Monterey by Commodore John D. Sloat, and at San Francisco by Commander John B. Montgomery; in Sonoma, Lieutenant Joseph Warren Revere ended the brief Bear Flag Rebellion by unfurling Old Glory in its stead; and

WHEREAS, The Treaty of Guadalupe Hidalgo was signed on February 2, 1848, formally ceding California to the United States of America; and

WHEREAS, James Marshall discovered gold at Sutter’s Mill in Coloma on January 24, 1848, prompting the famous California Gold Rush, which hastened the migration of thousands of people from all over the world; and

WHEREAS, In 1849, while Californians were waiting for Congress to vote on an Act for Admission, citizens wasted no time in forming their own government; and

WHEREAS, On June 3, 1849, General Bennett Riley, acting as Governor, called for a Constitutional Convention to be held on September 1, 1849, to form a government; and

WHEREAS, Most of the delegates were United States citizens and native-born Californians, but there were also five foreign-born members from Switzerland, Scotland, France, Spain, and Ireland; and

WHEREAS, Forty-eight delegates met at the Constitutional Convention at Colton Hall in Monterey, and finished their work on October 13, 1849; and

WHEREAS, The Constitution of the State of California was adopted by the people on November 13, 1849, by a vote of 12,872 to 811; and

WHEREAS, The Constitution, among other things, set forth the Bill of Rights, prohibited slavery, provided for a public school system, limited state indebtedness, gave married women the right to own property, required publishing of laws in English and Spanish, and designated Pueblo de San Jose as the state capital; and

WHEREAS, The Legislature convened at San Jose on December 15, 1849, and proceeded to divide the state into 25 counties and provide for taxation, courts, city incorporation, and criminal and civil procedures; and

WHEREAS, Nearly 10 months after the state Constitution was adopted, President Millard Fillmore signed the Act for Admission admitting California into the Union, on September 9, 1850; and

WHEREAS, In the early years of statehood, several cities maneuvered successfully, if only temporarily, to relocate the state capital to their locales, including Vallejo, Benicia, and San Francisco; and

WHEREAS, Sacramento was chosen to be the permanent capital on February 25, 1854; and

WHEREAS, A magnificent Capitol building, designed by M. F. Butler and Reuben Clark, has housed the Legislature since 1869, and later the building was methodically restored from 1976 to 1981; and

WHEREAS, Previous Legislatures exhibited great foresight and courage throughout California's 150 years as a state, establishing public schools, colleges and universities, granting property rights to women, instituting the direct primary system, giving voters the power to recall government officials, building the state highway system, giving women the right to vote prior to passage of the 19th Amendment, imposing limits on child labor, establishing a state parks system, allowing state assistance to the disabled, mandating construction standards for schools, authorizing the State Water Project, establishing a state civil service system, ending school segregation before passage of similar federal laws, and passing open meeting laws, fair housing laws, environmental protections, and many other laws; and

WHEREAS, California has become the world leader in many areas, including, among others, computer technology, agriculture, movie production, aerospace, and medicine; and

WHEREAS, California's reputation as the Golden State attracts tourists and immigrants from all over the globe, establishing California as the most ethnically diverse and the most populous state in the Union; and

WHEREAS, The Legislature recognizes the important contributions made by California citizens of all ethnic backgrounds; now, therefore, be it

Resolved by the Assembly of the State of California, the Senate thereof concurring, That the Legislature officially honors the sesquicentennial anniversary of California's statehood, and encourages the people of the state to celebrate with events paying tribute to California's history; and be it further

Resolved, That the Chief Clerk of the Assembly transmit copies of this resolution to the California State Library and the Governor of California.

Adopted February 16, 2000



Preface

California's Legislature, first published in 1942, is regarded as one of the most authoritative and detailed sources on our state's legislative branch of government.

This latest edition includes hundreds of key changes that will enhance its use as a resource for scholars, elected officials, citizens and other students of the governmental process. You will find this updated edition to have over 1,200 charts and footnotes; court cases relating to term limits and the open primary law; information on Trial Court Unification, Governor's Reorganization Plans and the Capital Fellowship Programs. In addition, the State Capitol Museum Curator has authorized the publication of a number of historic photos for the first time.

A publication of this magnitude could not have been produced without the tireless dedication of several individuals who are acknowledged on page viii. The Chief Editor and Principal Clerk, Brian Ebbert, has done an exemplary job by taking the lead in editing and updating this year's publication.

We hope you will find this latest edition to be a valuable tool in assisting you in better understanding the intricacies of state government and the legislative process.

E. Dotson Wilson
Chief Clerk of the Assembly

See pages viii and xiv–xv for Acknowledgments and photo credits.

Editor's note: "The Legislature of California," by then Chief Clerk Arthur Ohnimus, was first published as an insert in the 1941 "Constitution" booklet published by the California State Assembly. After the article had expanded extensively with each new edition, the Assembly authorized the printing of the document as a separate pamphlet in 1958 (*HR 45, adopted March 13, 1958*). Subsequent revisions dramatically altered the publication from its original format, and the new work was renamed "California's Legislature" in 1969. Revisions were printed approximately every 2 years, with the exception of 1986–1993, when no new editions were published.

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GALLERY OF PRESIDENTS PRO TEMPORE 1957–2000*



Hugh Burns (D)
Jan. 1957–May 1969



Howard Way (R)
May 1969–Feb. 1970



Jack Schrade (R)
Feb. 1970–Jan. 1971



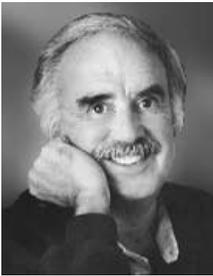
James R. Mills (D)
Jan. 1971–Nov. 1980



David Roberti (D)
Dec. 1980–Jan. 1994



Bill Lockyer (D)
Jan. 1994–Feb. 1998



John Burton (D)
Feb. 1998–

* Presidents pro Tempore that have served since the Legislature became a “full-time, professional” body, upon the adoption of Proposition 1-a, November 8, 1966.

GALLERY OF SPEAKERS 1961–2000*



Jesse M. Unruh (D)
Sept. 1961–Jan. 1969



Bob Monagan (R)
Jan. 1969–Jan. 1971



Bob Moretti (D)
Jan. 1971–June 1974



Leo T. McCarthy (D)
June 1974–Nov. 1980



Willie L. Brown, Jr. (D)
Dec. 1980–June 1995



Doris Allen (R)
June 1995–Sept. 1995



Brian Setencich (R)
Sept. 1995–Jan. 1996



Curt Pringle (R)
Jan. 1996–Nov. 1996



Cruz M. Bustamante (D)
Dec. 1996–Feb. 1998



Antonio R. Villaraigosa (D)
Feb. 1998–Apr. 2000



Robert M. Hertzberg (D)
Apr. 2000–

* Speakers that have served since the Legislature became a “full-time, professional” body, upon the adoption of Proposition 1-a, November 8, 1966.

CALIFORNIA: THE GOLDEN STATE

A Quick Information Guide

GENERAL INFORMATION

State Capitol.....	Sacramento
Date California Admitted as a State	September 9, 1850
State Motto.....	“Eureka” (Greek: “I have found it ! ”)
Population ¹	33,145,121
Number of Registered Voters ²	14,631,805
Population Density ³	199 people/sq. mi.
Land Area (includes 2,674 sq. mi. of inland water)	158,648 sq. mi.
Highest Elevation (feet above sea-level).....	14,495 ft. (Mount Whitney)
Lowest Elevation (feet below sea-level)	282 ft. (Death Valley)
Total Number of Counties	58
Five Largest Cities (by population) ⁴	
Los Angeles.....	3,597,556
San Diego	1,220,666
San Jose	861,284
San Francisco	745,774
Long Beach	430,905
Five Largest Counties (by population) ⁵	
Los Angeles	9,329,989
San Diego	2,820,844
Orange	2,760,948
San Bernardino	1,669,934
Santa Clara	1,647,419
Five Largest Counties (by square miles)	
San Bernardino	20,061
Inyo	10,192
Kern	8,141
Siskiyou	6,287
Fresno	5,963

GOVERNMENTAL/POLITICAL INFORMATION

FEDERAL LEGISLATORS

(these figures will change after the 2000 census and reapportionment)

Members of U.S. House	
Representing California ⁶	52
U.S. Senators Representing California.....	2
People Represented in	
Each Congressional District	574,000

CALIFORNIA: THE GOLDEN STATE
A Quick Information Guide — Continued

GOVERNMENTAL/POLITICAL INFORMATION—continued

STATE EXECUTIVE OFFICERS

Number of Statewide Elective Officers	13 (Governor, Lt. Governor, Secretary of State, Attorney General, Treasurer, Controller, Superintendent of Public Instruction, Board of Equalization (4), Insurance Commissioner)
Term Limits for Statewide Officers.....	2 four-year terms

STATE JUDICIARY

Number of Justices on State Supreme Court	7
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STATE LEGISLATURE

Number of Members, California Legislature	120 (80 Assembly/40 Senate)
Length of Assembly Term	2 years
Length of Senate Term	4 years
Term Limits on State Legislators ⁷	Assembly: 3 two-year terms Senate: 2 four-year terms
People Represented in Each Assembly District *	373,000
People Represented in Each Senate District *	746,000

* These figures will increase after the 2000 census and reapportionment.

LEGISLATIVE VOTING REQUIREMENTS

Vote Requirement to Pass Statutes	Majority (41 Assembly/21 Senate)
Vote Requirement to Pass Appropriations, Budget, Constitutional Amendments, and Urgency Bills	Two-thirds in each House (54 Assembly/27 Senate)
Veto Override Vote Requirement.....	Two-thirds in each House (54 Assembly/27 Senate)
Ratification of Amendment to U.S. Constitution.....	Majority vote of each House (by Joint Resolution)

CALIFORNIA: THE GOLDEN STATE
A Quick Information Guide — Continued

GOVERNMENTAL/POLITICAL INFORMATION—continued

MISCELLANEOUS LEGISLATIVE INFORMATION

Impeachment Power	Assembly indicts, drafts “articles of impeachment,” and elects “managers” to prosecute; Senate tries and votes on impeachment.
Legislative Publications	Daily File Daily/Weekly History Daily Journal
Non-Member Officers of Legislature	Chief Clerk of Assembly Secretary of Senate Sergeant at Arms (in each House) Chaplain (in each House)
Motto of State Assembly	Legislatorum Est Justas Leges Condere (Latin: “It is the duty of Legislators to make just laws.”)
Motto of State Senate	Senatoris Est Civitatis Libertatem Tueri (Latin: “It is the duty of a Senator to guard the liberty of the Commonwealth.”)

ELECTED OFFICIALS’ SALARIES

ANNUAL SALARIES OF ELECTED STATEWIDE OFFICERS ⁸

Governor	\$175,000
Lt. Governor	\$131,250
Attorney General	\$148,750
Secretary of State	\$131,250
Controller	\$140,000
Treasurer	\$140,000
Superintendent of Public Instruction	\$148,750
Insurance Commissioner	\$140,000
Members, Board of Equalization	\$131,250

¹ California has the largest population of any state. U.S. Census Bureau estimate, released July 1999.

² Secretary of State, February 2000.

³ U.S. average population density is 69 people/square mile (1990).

⁴ U.S. Census Bureau, July 1998 estimate.

⁵ U.S. Census Bureau, July 1999 estimate.

⁶ U.S. Representatives serve 2-year terms; U.S. Senators serve 6-year terms.

⁷ Although term limits for Members of Congress were approved by California voters in 1992 (Proposition 164), the U.S. Supreme Court in 1995 invalidated state-imposed term limits on Congressional representatives.

⁸ Salaries effective December 4, 2000. See page 88 for legislators’ salaries. See page 79 and 80 for Congressional salaries. See page 59 for judicial salaries.



Capitol grounds, circa 1890
(photo taken from hot air balloon)

California's Legislature

The footnotes in this work contain the following abbreviations to legal reference materials:

- U.S.**—United States Reports (published opinions of the United States Supreme Court)
- F. 2d**—Federal Reporter, Second Series (published opinions of U.S. Circuit Courts of Appeal)
- U.S.C.A.**—United States Code Annotated
- Fed. Reg.**—Federal Register
- Cal.**—California Reports (published opinions of the California Supreme Court; inclusion of a number denotes subsequent series, i.e., **Cal. 2d** denotes California Reports, Second Series)
- Cal. App. 2d**—California Appellate Reports, Second Series (published reports of California Courts of Appeal; also, **Cal. App. 3d**)
- Op. Att’y Gen.**—California Attorney General Opinions
- P.**—Pacific Reporter (published opinions from courts of the pacific region; also, **P. 2d**)
- A. 2d**—Atlantic Reporter, Second Series (published opinions from atlantic region courts)
- Pa., Okl.**—Pennsylvania and Oklahoma Reports, respectively (court opinions from Pennsylvania and Oklahoma state courts)

For convenience, references to the California Constitution of 1879 are cited “*Constitution*,” while the federal document is identified as “*United States Constitution*.”

Please note that the code citations contained herein represent the law of the State of California as it existed January 1, 2000. They do not, in many instances, reflect changes made during the 1999–2000 session or later. Recent pertinent court decisions (e.g., open primaries) have been included as late as June 2000.

The full text of this publication is available to the public via the internet at: “www.leginfo.ca.gov”. Other useful legislative information, including bill text, California Codes, bill analyses, and bill histories are also available at this site.

