

VOLUME 1

# STATUTES OF CALIFORNIA

1956 AND 1957

CONSTITUTION OF 1879 AS AMENDED  
MEASURES SUBMITTED TO VOTE OF ELECTORS,  
1956 GENERAL ELECTION

GENERAL LAWS, AMENDMENTS TO CODES,  
RESOLUTIONS, AND CONSTITUTIONAL  
AMENDMENTS

PASSED AT

THE 1956 REGULAR SESSION OF  
THE LEGISLATURE

THE 1956 FIRST EXTRAORDINARY SESSION  
OF THE LEGISLATURE

AND

THE 1957 REGULAR SESSION OF THE LEGISLATURE



tion shall remain in effect until the necessary steps are taken to secure such federal coverage for such members and thereafter for the minimum period within which any person who is a member on the effective date of the inclusion of such state employees in the federal system could become eligible for benefits thereunder. After such period, or upon the unsuccessful completion of proceedings to effect such federal coverage in accordance with statutory authorization, this section shall have no further force or effect and all employees retained in service by reason of the provisions of this section shall be retired.

Urgency

SEC. 2. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

In order that the benefits of the federal system of old age and survivors insurance, if such benefits are made available to state employees generally, will not be denied to those employees who are in need thereof by reason of the arbitrary age fixed for compulsory retirement under the state system, it is necessary that this act take effect immediately.

#### CHAPTER 357

*An act to provide for uniformity in statutory provisions requiring publication of notice by state and local agencies by amending Sections 160.5, 1300.16, 2120, 2123, 2258, 2260, 2310, 2649, 2791, 3149, 3176, 3179, 3296, and 4273 of the Agricultural Code, and Section 25361 of the Business and Professions Code, and Sections 1827, 1903, 2506, 3415, 6358, 7402, 7908, 21625, and 21652 of the Education Code, and Sections 668, 1003, 2352, 2540.9, 2575, 9750, and 9754 of the Elections Code, and Sections 126, 194, 15833, 16751, 25210.16, 25350, 25528, 25529, 26028, 35119, 35452, 38504, 43649, 50022.3, 50485.5, 61105, 61122, 61405, 61651, 61660, 61672, 61684, 61747, 61808, 61858, 61903, 65502, 65509, 65514, 65651, 65654, 65895, and 68900 of the Government Code, and Sections 2050, 6093 1, and 6272 of the Harbors and Navigation Code, and Sections 4121, 4165.1, 4724, 4726, 4807, 4808, 5473.1, 5474 1, 6026, 6056, 6844, 6915, 8968, 14230, 14714, 14754, 14759 5, 14778, 14786, 20343, 24350.5, 24362, 24362.2, 24365.9, 24372, 32004.3, 32133, 32412, 33747, and 34518 of the Health and Safety Code, and Sections 996.31, 1191, and 1654 of the Military and Veterans Code, and Section 1153 of the Probate Code, and Sections 4949, 5353, 5365, 5417.3, 5417.13, 5422, 5660.3, 5660 13, 6834, 7904, 9111, 9131, 9171, 9319, 9340, 9406, and 9861 of the Public Resources Code, and Sections 12751, 14401, 15735, 15762, 16041, 16075, 16532, 16844, 17102, 17309, 17371, 17503, 18001, 22153, 22227, 22731, 22784, 22813, 24533, 24534, 26243, 26342, 26422, and 26682 of the Public Utilities Code,*

and Sections 3356 and 32372 of the Revenue and Taxation Code, and Sections 5232, 5506, 8276, 8292, 10304, 10313, 10407, 10501, 19168, 19303, 27173.5, 31558, 32952, 35259, 35270, 35402.1, and 35706 of the Streets and Highways Code, and Section 307 of the Unemployment Insurance Code, and Sections 352, 27192, 27257, 27265, 32953, 36406, 55133, 55156, 55184, 55303, 55351, 55585, 55631, 55656, 55663, 55672, 55821, 55845, 55880.5, 55911, 55961, 56015, 56018, 56053, 56058, 56075, 56082, 60098, 60100, 60111, 60275, 60306, 60342, 60373, 60383, 60408, 60410, 60414, and 60435 of the Water Code, and Section 9 of an act entitled "An act to promote drainage," approved March 18, 1885 (Chapter 158 of the Statutes of 1885), and Section 27 of the Drainage District Act of 1903 (Chapter 238 of the Statutes of 1903), and Sections 8 and 17 of the Storm Water District Act of 1909 (Chapter 222 of the Statutes of 1909), and Sections 2.5, 12, 15, 16, and 16.1 of the Municipal Water District Act of 1911 (Chapter 671 of the Statutes of 1911), and Section 6 of the Los Angeles County Flood Control Act (Chapter 775 of the Statutes of 1915), and Section 43 of the Drainage District Improvement Act of 1919 (Chapter 354 of the Statutes of 1919), and Sections 6 and 35.5 of the Water Conservation Act of 1927 (Chapter 91 of the Statutes of 1927), and Sections 36 and 36.2 of the Water Conservation Act of 1931 (Chapter 1020 of the Statutes of 1931), and Sections 13, 14, 16, 26, 27, 35, 36, 38, and 44 of the Orange County Water District Act (Chapter 924 of the Statutes of 1933), and Section 1 of the Storm Drain Maintenance District Act (Chapter 265 of the Statutes of 1937), and Section 10 of the County Water Authority Act (Chapter 545 of the Statutes of 1943), and Section 15 of the Ventura County Flood Control Act (Chapter 44 of the Statutes of 1944), and Sections 13, 15, and 17 of the Humboldt County Flood Control District Act (Chapter 939 of the Statutes of 1945), and Section 14 of the Monterey County Flood Control and Water Conservation District Act (Chapter 699 of the Statutes of 1947), and Sections 13.6, 13.9, 16, and 22 of the Sonoma County Flood Control and Water Conservation District Act (Chapter 994, Statutes of 1949), and Sections 15 and 57 of the Mendocino County Flood Control and Water Conservation District Act (Chapter 995 of the Statutes of 1949), and Sections 11 and 13 of the Alameda County Flood Control and Water Conservation District Act (Chapter 1275 of the Statutes of 1949), and Section 14 of the Santa Clara County Flood Control and Water Conservation District Act (Chapter 1405 of the Statutes of 1951), and Sections 12, 14, 25, and 36 of the Lake County Flood Control and Water Conservation District Act (Chapter 1544 of the Statutes of 1951), and Sections 11 and 13 of the Contra Costa County Flood Control and Water Conservation District Act (Chapter 1617 of the Statutes of 1951), and Sections 8.3, 11.1, 11.5, 11.6, 11.10, and 16 of the Sacramento County Water Agency

*Act (Chapter 10 of the Statutes of 1952, (1st Ex. Sess.)), and Sections 7, 8, 10, 11, 17, and 20 of the Vallejo Sanitation and Flood Control District Act (Chapter 17 of the Statutes of 1952 (1st Ex. Sess.)), and Sections 2 and 3 of Chapter 15 of the Statutes of 1952, Second Extraordinary Session, and Sections 11, 13, 22, and 31 of the Marin County Flood Control and Water Conservation District Act (Chapter 666 of the Statutes of 1953), and Sections 18, 20, 29, 36, and 40 of the Contra Costa County Storm Drainage District Act (Chapter 1532 of the Statutes of 1953), and Section 2 of Chapter 1569 of the Statutes of 1953, and Sections 15, 27, 36, and 38 of the San Benito County Water Conservation and Flood Control District Act (Chapter 1598 of the Statutes of 1953), and Sections 10, 14, 18, and 19 of the Morrison Creek Flood Control District Act (Chapter 1771 of the Statutes of 1953), and Sections 13, 15, 24, and 33 of the Del Norte County Flood Control District Act (Chapter 166 of the Statutes of 1955, and Sections 3, 13, and 16 of the Fresno Metropolitan Flood Control Act (Chapter 503 of the Statutes of 1955), and Sections 62 and 83 of the Montalvo Municipal Improvement District Act (Chapter 549 of the Statutes of 1955), and Sections 11, 13, 23, and 33 of the Santa Barbara County Flood Control and Water Conservation District Act (Chapter 1057 of the Statutes of 1955), and Sections 12 and 71 of the Santa Clara-Alameda-San Benito Water Authority Act (Chapter 1289 of the Statutes of 1955), and Sections 116, 233, 309, 443, 456, and 513 of the Santa Cruz County Flood Control and Water Conservation District Act (Chapter 1489 of the Statutes of 1955), by adding Section 60613 to the Government Code, and by repealing Sections 9113, 9132, and 9133 of the Public Resources Code, relating to publication of notice.*

In effect  
September  
11, 1957

[Approved by Governor May 8, 1957 Filed with  
Secretary of State May 9, 1957 ]

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

SECTION 1. Section 160.5 of the Agricultural Code is amended to read:

Pest control  
Rules and  
regulations

Notice

160.5 The director shall make rules and regulations governing the conduct of the business of pest control. The commissioner of any county may adopt additional rules and regulations governing the application of methods of pest control under local conditions. Prior to the adoption, amendment, or repeal of such rules or regulations, a notice of intention to adopt regulations shall be published in the county pursuant to Section 6061 of the Government Code at least 10 days in advance of the time the regulations are to be adopted, amended, or repealed. The notice shall contain a statement of the time, place, and nature of proceedings for the adoption, amendment, or repeal of such regulations, and either the express terms or an informative summary of the proposed regulations. At least

offices for which they have been nominated. Publication shall be in the city and pursuant to Section 6066 of the Government Code. If there is no newspaper published and circulated in the city, the notice shall be typewritten and copies shall be posted conspicuously within that time in at least three public places in the city. This list shall be headed, "Nominees for Public Office," in conspicuous type, and be substantially in the following form:

Form of list

### NOMINEES FOR PUBLIC OFFICE

Notice is hereby given that the following persons have been nominated for the offices hereinafter mentioned to be filled at the General Municipal Election to be held in the \_\_\_\_\_ of \_\_\_\_\_ on \_\_\_\_\_ the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.  
(Here follow with the list of nominees.)

Dated, \_\_\_\_\_

\_\_\_\_\_  
City Clerk

SEC. 41. Section 126 of the Government Code is amended to read:

126. Notwithstanding any other provision of law, general or special, the Legislature of California consents to the acquisition by the United States of land within this State upon and subject to each and all of the following express conditions and reservations, in addition to any other conditions or reservations prescribed by law.

Consent to  
United  
States  
acquisition  
of lands

(a) The acquisition must be for the erection of forts, magazines, arsenals, dockyards, and other needful buildings, or other public purpose within the purview of clause 17 of Section 8 of Article I of the Constitution of the United States, or for the establishment, consolidation and extension of national forests under the provisions of the act of Congress approved March 1, 1911, (36 Stat. 961) known as the "Weeks Act";

Conditions  
and  
reservations

(b) The acquisition must be pursuant to and in compliance with the laws of the United States;

(c) The United States must in writing have assented to acceptance of jurisdiction over the land upon and subject to each and all of the conditions and reservations in this section and in Section 4 of Article XIV of the Constitution prescribed;

(d) The conditions prescribed in subdivisions (a), (b), and (c) of this section must have been found and declared to have occurred and to exist, by the State Lands Commission, and the commission must have found and declared that such acquisition is in the interest of the State, certified copies of its orders or resolutions making such findings and declarations to be filed in the Office of the Secretary of State and recorded in the office of the county recorder of each county in which any part of the land is situate;

(e) In granting this consent, the Legislature and the State reserve jurisdiction on and over the land for the execution of

civil process and criminal process in all cases, and the State's entire power of taxation including that of each state agency, county, city, city and county, political subdivision or public district of or in the State; and reserve to all persons residing on such land all civil and political rights, including the right of suffrage, which they might have were this consent not given.

(f) This consent continues only so long as the land continues to belong to the United States and is held by it in accordance and in compliance with each and all of the conditions and reservations in this section prescribed.

(g) Acquisition as used in this section means: (1) lands acquired in fee by purchase or condemnation, (2) lands owned by the United States that are included in the military reservation by presidential proclamation or act of Congress, and (3) leaseholds acquired by the United States over private lands or state-owned lands.

(h) In granting this consent, the Legislature and the State reserve jurisdiction over the land, water and use of water with full power to control and regulate the acquisition, use, control and distribution of water with respect to the land acquired.

Hearing and  
notice

The finding and declaration of the State Lands Commission provided for in subdivision (d) of this section shall be made only after a public hearing. Notice of such hearing shall be published pursuant to Section 6061 in each county in which the land or any part thereof is situated and a copy of such notice shall be personally served upon the clerk of the board of supervisors of each such county. The State Lands Commission shall make rules and regulations governing the conditions and procedure of such hearings, which shall provide that the cost of publication and service of notice and all other expenses incurred by the commission shall be borne by the United States.

Exempt  
acquisitions

The provisions of this section do not apply to any land or water areas heretofore or hereafter acquired by the United States for migratory bird reservations in accordance with the provisions of Sections 375 to 380, inclusive, of the Fish and Game Code.

Notice  
of sale

SEC. 42. Section 194 of said code is amended to read:

194 No such sale shall be made by a city or county except by its legislative body, nor until after notice has been published in the jurisdiction of the legislative body pursuant to Section 6064. The notice shall:

- (a) Describe the land or lands to be sold.
- (b) Set forth in general terms the interests, easements, or reservations to be reserved by the public.
- (c) State the time and place of the sale.
- (d) Call for sealed bids in writing.

Publication  
of notice  
three times

SEC. 42.5. Section 6061.3 is added to said code, to read:  
6061.3. Publication of notice pursuant to this section shall be for three successive times.