March Fong Eu
Secretary of State

1020 O Street, Room 130
Sacramento, California 95814

STATE ARCHIVES
Information (916) 445-4293
Document Restoration (916) 445-4293
Exhibit Hall (916) 445-0748
Legislative Bill Service
(Prior years) (916) 445-2832

November 23, 1981

Mr. Neil Waters
Box 127
Malta, Montana 59538

Dear Mr. Waters:

I am replying to your inquiry of November 6, 1981 relative to the amendments to the Constitution regarding the Election of U. S. Senators and the Federal Income Tax. There was no debate or voting record listed in the California State Senate or Assembly Journals.

Enclosed are the legislative histories for the state resolutions and amendments relative to the 16th and 17th U. S. Amendments. Copies of said legislation is also included. There is no charge for copies.

Good luck in your research.

Sincerely,

Joseph P. Samora

Joseph P. Samora
Archivist I

JPS:svg

Assembly Joint Resolution No. 5

PROPOSED BY COMMITTEE ON FEDERAL RELATIONS,

JANUARY 20, 1913.

ON FILE,

ASSEMBLY JOINT RESOLUTION No. 5.

A JOINT RESOLUTION RATIFYING AN AMENDMENT TO THE CONSTITUTION OF THE UNITED STATES, PROPOSED BY THE CONGRESS OF THE UNITED STATES, RELATIVE TO THE ELECTION OF UNITED STATES SENATORS IN CONGRESS.

WHEREAS, The senate and the house of representatives of the United States of America, in congress assembled, have adopted (a resolution) (two thirds of each house concurring therein) proposing an amendment to the first paragraph of section 3, article 1, of the constitution of the United States, and in lieu of so much of paragraph two of the same section as relates to the filling of vacancies, as follows: "The senate of the United States shall be composed of two senators from each state, elected by the people thereof, for six years; and each senator shall have one vote. The electors in each state shall have the qualifications requisite for electors of the most numerous branch of the state legislature. When vacancies happen in the representation of any state in the senate, the executive authority of such state shall issue writs of election to fill such vacancy; *provided,* that the legislature of any state may empower the executive thereof to make temporary appointments until the people fill the vacancies by election, as the legislature may direct. This amendment shall not be so con-

1 strued to affect the election or term of any senator chosen
2 before it becomes valid as part of the constitution," and
3 WHEREAS, Said amendment will be valid, to all intents and
4 purposes, as part of the constitution of the United States of
5 America when ratified by the legislatures of three fourths of
6 the several states.
7 *Now, therefore, be it resolved by the legislature of the State*
8 *of California at its fortieth regular session, commencing on the*
9 *6th day of January, 1913, a majority of all the members of*
10 *each house of said legislature voting in favor thereof,* that the
11 said amendment be, and the same is hereby ratified.

O

K & H

ENGROSSED CONSTITUTIONAL AMENDMENT.

Assembly Constitutional Amendment No. 92

PROPOSED BY MR. BOHNETT,

APRIL 23, 1913.

REFERRED TO COMMITTEE ON CONSTITUTIONAL AMENDMENTS.

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 92,

A RESOLUTION TO PROPOSE TO THE PEOPLE OF THE STATE OF CALIFORNIA AN AMENDMENT TO THE CONSTITUTION OF THE STATE OF CALIFORNIA, BY AMENDING SECTION 20 OF ARTICLE V THEREOF, RELATING TO THE ELECTION OF UNITED STATES SENATORS.

The legislature of the State of California at its regular session commencing on the sixth day of January, in the year one thousand nine hundred and thirteen, two thirds of all the members elected to each of the two houses of said legislature voting in favor thereof, hereby proposes to the qualified electors of the State of California, the following amendment to the Constitution of the State of California so that section 20 of article V of said constitution shall read as follows:

Section 20. United States senators shall be elected by the people of the state in the manner provided by law.

O

Assembly Constitutional Amendments

1913

92—Bohnett, Apr. 23. To Com. on Const. Am.

Relative to a resolution to propose to the people of the State of California an amendment to the constitution, by amending Article V, relating to the election of United States Senators.

Apr. 23—Read first time. To printer.
Apr. 25—From printer. To committee.
Apr. 30—From committee, with recommendation be adopted as amended.
May 5—Read, amended under special instructions, to re-engrossment and printer. May 6—From printer. Reported correctly engrossed.
May 7—Read. Adopted. To Senate.
May 7—In Senate: Read first time and referred to Com. on Elec. To committee. From committee with recommendation be adopted.
May 11—Read. Adopted. To Assembly.
May 11—In Assembly: To enrollment.
May 12—Reported correctly enrolled.
June 6—Filed with Secretary of State. Chapter 90.

93—Woodley, Apr. 26. To Com. on Const. Am.

A resolution to propose to the people of the State of California eight amendments to the Constitution of the State of California: Amendment No. 1, amending Sections 5 and 6 of Article IV, relating to the number of members of the Senate and of the Assembly and the number of Senatorial and Assembly districts; amendment No. 2, amending Section 23 and repealing Section 23½ of Article IV, relating to compensation and expenses of the Legislature and its members; amendment No. 3, amending Section 2 of Article IV and Section 11 of Article V, relating to sitting and adjournments of the Legislature; amendment No. 4, amending Section 16 of Article IV, relating to approved of bills by Governor and veto power; amendment No. 5, amending Section 1 of Article IV, relating to the legislative power of the State; amendment No. 6, amending Section 4 of Article IV, relating to election and terms of Senators and qualifications of members of the Legislature; amendment No. 7, amending Section three of Article IV, relating to election and terms of members of the Assembly; amendment No. 8, amending Section 11 of Article IV, relating to privileges of members of the Legislature from arrest and civil process.

Apr. 26—Read first time. To printer. Apr. 28—From printer. To committee.
May 3—From committee, with recommendation be not adopted.
May 5—Reported correctly engrossed.

94—Polsley, May 3. To Com. on Const. Am.

Proposed amendment to Article IV of the Constitution of the State of California, relative to the origin and passage of bills.

May 3—Read first time. To printer. May 5—From printer. To committee.
May 12—From committee, without recommendation.

95—Schmitt, May 5. To Com. on Const. Am.

Proposed amendment to Section 20, Article IV of the Constitution, relative to the qualifications of persons holding civil office of profit under the State.

May 5—Read first time. To printer. From printer To committee.
May 7—From committee, with recommendation be adopted.
May 9—Refused adoption.

Assembly Joint Resolutions, 1913

5—Committee on Federal Relations, Jan. 20.

Relative to ratifying an amendment to the Constitution of the United States, proposed by the Congress of the United States, relative to the election of United States Senators in Congress.

Jan. 20—Read, and on file without reference. To Com. on Rv. & Ptg. From committee. To printer.
Jan. 21—From printer. To engrossment. From engrossment. Adopted. To Senate.
Jan. 22—In Senate: Read first time, and referred to Com. on Fed. R.
Jan. 24—From committee, with recommendation be adopted, as amended.
Jan. 25—Amended. To printer. Jan. 27—From printer.
Jan. 28—Read. Adopted. To Assembly.
Jan. 29—In Assembly: Senate amendments concurred in. To engrossment.
Jan. 31—Reported correctly enrolled. To governor 2 p.m. Jan. 30.
Feb. 3—Filed with Secretary of State. Chapter 7.

6—Shearer, Jan. 20. To Com. on Fed. R.

Relative to the extension of the Chinese Exclusion Act so as to include all Asiatic and pauper labor.

Jan. 20—Read. To Com. on Rv. & Ptg. From committee. To printer.
Jan. 21—From printer. To committee.
May 11—From committee, without recommendation.

7—Shearer, Jan. 20. To Com. on Fed. R.

Relative to ratifying and improving the amendment of the Constitution of the United States providing for the election of United States Senators by the direct vote of the people.

Jan. 20—Read. To Com. on Rv. & Ptg. From committee. To printer.
Jan. 21—From printer. To committee.
May 11—From committee, without recommendation.

8—Nelson, Jan. 21. To Com. on Fed. R.

Relative to the protection from fire of the forested watershed of navigable streams and requesting the California congressional delegation to use their efforts in securing an additional appropriation under the terms of the Weeks law.

Jan. 21—Read. To Com. on Rv. & Ptg. From committee. To printer.
Jan. 22—From printer. Jan. 24—From committee, with recommendation be adopted. To engrossment. Reported correctly engrossed.
Jan. 25—Adopted. To Senate.
Jan. 27—In Senate: Referred to Com. on Fed. R. Jan. 28—To committee.
Jan. 29—Recalled from committee. Amended. To printer, rush order.
Jan. 30—From printer. Read. Adopted.
Feb. 1—In Assembly: Senate amendments concurred in. To enrollment.
Feb. 3—Reported correctly enrolled. To Governor at 3:25 p.m.
Feb. 3—Filed with Secretary of State. Chapter 8.

9—Committee on Agriculture, Jan. 22. To Com. on Fed. R.

Relative to action by Congress in directing an investigation through the Department of Agriculture of measures for protection of fruit from frost damage.

Jan. 22—Read. To Com. on Rv. & Ptg. From committee. To printer.
Jan. 24—From printer. To committee.
May 11—From committee, without recommendation.

10—Ryan, Jan. 22. To Com. on Fed. R.

Relative to Irish Home Rule.

Jan. 22—Read. To Com. on Rv. & Ptg. From committee. To printer.
Jan. 24—From printer. To committee.
Jan. 27—From committee, with recommendation be adopted. To engrossment. Reported correctly engrossed.
Jan. 28—Adopted. To Senate: In Senate. Referred to Com. on Fed. R.
Jan. 30—From committee, with recommendation be adopted.
Jan. 31—Read. Adopted.
Feb. 1—To Assembly.
Feb. 1—In Assembly: To enrollment.
Feb. 3—Reported correctly enrolled. To Governor at 3:25 p.m.
Feb. 3—Filed with Secretary of State. Chapter 9.