

NOV 3 1942

DECLARATIONS OF CANDIDACY

Assessor—Public Defender

and

CITY AND COUNTY PROPOSITIONS

Charter Amendments

to be voted on at

General Election, November 3, 1942



Published under provisions of Section 183 of the
Charter of the City and County of San Francisco.

Cameron H. King

Registrar of Voters.

Note: In order to avoid confusion with State Propositions on the ballot for the election to be held November 3, 1942, the Charter Amendments are given their own number series beginning with Number 26.

INDEX

Page

Déclarations of Candidacy—

| | |
|--------------------------------------|---|
| Assessor—Russell L. Wolden..... | 3 |
| Public Defender—Gerald J. Kenny..... | 4 |

Propositions—Charter Amendments—

| | |
|---|----|
| 26—Market Street Railway Purchase..... | 5 |
| 27—Rotation of Candidates' Names on Ballot..... | 18 |
| 28—Fire and Police Department Salaries..... | 20 |
| 29—Board of Education | 25 |
| 30—Superintendent of Schools | 27 |
| 31—Health Service | 29 |
| 32—Salvage Corps | 33 |
| 33—Leaves of Absence | 35 |
| 34—Standardization of Compensations..... | 38 |
| 35—Limited Tenure Appointments | 41 |
| 36—Legion of Honor and De Young Museum..... | 43 |
| 37—Recreation Commission | 45 |
| 38—Street Car Service | 46 |
| 39—Board of Supervisors..... | 47 |

DECLARATION OF CANDIDACY

FOR ASSESSOR RUSSELL L. WOLDEN

I hereby declare myself a candidate for the office of Assessor of the City and County of San Francisco to be voted for at the Special Municipal Election to be held in the City and County of San Francisco on the third day of November, A. D. 1942, and declare the following to be true:

That I shall have been a resident of the City and County of San Francisco for a period of at least five years and an elector thereof for a period of at least one year immediately prior to the time for taking such office. That my name is Russell L. Wolden. My residence address is at No. 2201 Pacific Avenue, San Francisco. My business or occupation is Assessor of the City and County of San Francisco.

My qualifications for said office are as follows: Under my direction, as your Assessor, the office of Assessor has been conducted efficiently, economically and impartially. Through the observance of modern, business-like methods of administration, operating costs have been reduced 19½ per cent. The modernized assessment procedure of this office has received National recognition and approval. Courteous service has been the watchword of the office, with every effort made to render complete service and assistance to the public. I have conducted the affairs of the office in a strictly non-political manner; assessing all taxable property in the County without regard for the political fortunes of anyone—myself included.

Pursuant to the provisions of section 3819, Elections Code of the State of California, I desire that the following designation "Incumbent" be placed immediately under my name as it will appear on all ballots at the Special Municipal Election to be held November 3, 1942.

Signature of Candidate: RUSSELL L. WOLDEN.

Subscribed before me and filed this 14th day of September, 1942.

CAMERON H. KING,
Registrar of Voters.

By I. D. DWYER,
Deputy Registrar of Voters.

The sponsors for Russell L. Wolden are:

Philip P. Paschel, Hotel St. Francis; Real Estate.
Alexander Dulfer, 1935 California Street; Printer.
Geo. H. Sandy, 100 San Felipe Avenue; Merchant.
Marshal Hale, Clift Hotel; Merchant.
F. V. Keesling, 20 Presidio Terrace; Attorney-at-Law.
J. R. Bearwald, 630 St. Francis Blvd.; Executive.
Virginia Wolden, 2201 Pacific Avenue; Housewife.
Frank L. Storry, 1632 Union Street; Secretary-Treasurer, United Veterans' Council.
George Wilson, 85 Miguel Street, Secretary, San Francisco C. I. O. Council.
Augustine F. Gaynor, 2491 Thirty-fifth Avenue; Secretary-Treasurer, Lodge 890, Brotherhood of Railway Clerks.
Clarence J. Dunleavy, 1489 Seventeenth Avenue; Secretary, San Francisco Lodge No. 26, Loyal Order of Moose.
Frank Cames, 285 Bartlett Street; Secretary, French Hospital.
Lawrence Palacios, 459 Hazelwood Avenue; President, Laundry Workers' Union No. 26.
Clarence H. King, 762 Twentieth Avenue; Treasurer, Musicians' Union.
Chauncey Tramutolo, 3769 Jackson Street; Attorney-at-Law.

DECLARATION OF CANDIDACY

FOR PUBLIC DEFENDER

GERALD J. KENNY

I hereby declare myself a candidate for the office of Public Defender to be voted for at the Special Municipal Election to be held in the City and County of San Francisco on the third day of November, A. D. 1942, and declare the following to be true:

That I shall have been a resident of the City and County of San Francisco for a period of at least five years and an elector thereof for a period of at least one year immediately prior to the time for taking such office. That my name is Gerald J. Kenny. My residence address is at No. 140-32nd Avenue, San Francisco. My business or occupation is Public Defender.

My qualifications for said office are as follows: Admitted to bar on graduation from law school in 1917. For eighteen years have been connected with the office of Public Defender, first as assistant, then as Chief Deputy, and am present incumbent Public Defender. Have been highly commended by Grand Juries since becoming head of office. Am pleased to report that I have received commendation from Superior and Municipal Court Judges, police officials and attorneys on conduct of this important office, which gives the poor man his day in the criminal court. On my record I respectfully ask retention.

Pursuant to the provisions of section 3819, Elections Code of the State of California, I desire that the following designation "Incumbent" be placed immediately under my name as it will appear on all ballots at the Special Municipal Election to be held November 3, 1942.

Signature of Candidate: GERALD J. KENNY.

Subscribed before me and filed this 17th day of September, 1942.

CAMERON H. KING,
Registrar of Voters.

By I. D. DWYER,
Deputy Registrar of Voters.

The sponsors for Gerald J. Kenny are:

Ruth Waters Kenny, 140 Thirty-second Avenue; Housewife.
Edward J. McLaughlin, 48 Beaver Street; Organizer, Highway Drivers Council.
Mrs. Elvira L. Janke, 1 Garcia Avenue; Homemaker.
Jno. A. O'Connell, 3663 Nineteenth Street; Secretary-Treasurer, San Francisco Labor Council.
Arthur Joel, 1000 Mason Street; Attorney-at-Law.
Mrs. W. W. Wymore, 2363 Van Ness Avenue; Housewife.
Alice May Baker, 2900 Turk Street; Housewife.
Rudolph I. Coffee, 2400 Buchanan Street; Clergyman.
Frank C. Sykes, 2076 Grove Street; Contractor.
Parker Maddux, 2868 Vallejo Street; Banking.
Tobias J. Bricca, 56 Avila Street; Attorney-at-Law.
Charles B. Kleupfer, 2250 Union Street; Investigator.
Walter Perry Johnson, 800 Powell Street; Retired Judge of Superior Court.
Maurice E. Harrison, 2800 Scott Street; Lawyer.
Mrs. J. I. Elizabeth Lawless, 85 Palm Avenue; Insurance Broker.
Frank J. McHugh, 551 Seventh Avenue; Contractor.

PROPOSITION 26

MARKET STREET RAILWAY PURCHASE—AMENDS
Charter by adding Section 121.1. Provides for purchase of operative properties of Market Street Railway for \$7,950,000, to be financed by issuance of revenue bonds.

PROPOSITION NO. 26

CHARTER AMENDMENT—REVENUE BONDS—ACQUISITION OF THE MARKET STREET RAILWAY

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County of San Francisco by adding thereto a new Section to be known as Section 121.1 providing an additional and alternative method of financing the cost of the acquisition of the operative properties of the Market Street Railway Company by the issuance of revenue bonds and authorizing the consolidation of said operative properties of said Market Street Railway Company with the present Municipal Railway system of San Francisco and providing for the payment of said bonds solely out of the revenues of said Municipal Railway system after the consolidation of the operative properties of the Market Street Railway Company with the said Municipal Railway system and which said bonds shall in no respect be secured by the taxing power of the City and County of San Francisco.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of the City and County of San Francisco at an election to be held therein on the 3rd day of November, 1942, a proposal to amend, as hereinafter set forth, the Charter of said City and County by adding thereto a new Section to be known as Section 121.1, relating to the acquisition of the operative properties of the Market Street Railway Company and providing for the financing of the cost thereof by the issuance of revenue bonds limited in the aggregate principal sum of \$7,950,000.00, both the principal and interest of which shall be payable exclusively from the revenues of the Municipal Railway system of San Francisco after the operative properties of said Market Street Railway Company are consolidated with said system and authorizing the consolidation of the properties of the Market Street Railway Company with the Municipal Railway System of the City and County of San Francisco.

REVENUE BONDS—ACQUISITION OF THE MARKET STREET RAILWAY

Section 121.1.

Subdivision 1. Pursuant to this section, the city and county of San Francisco is authorized, in addition to all other powers conferred upon said city and county pursuant to this charter or by general law, to acquire the operative properties of the Market Street Railway Company for the purpose of supplying said city and county and the inhabitants thereof, as well as the inhabitants of the county of San Mateo, with street railway and other transportation and facilities, provided that the primary purpose of acquiring said operative properties of said Market Street Railway Company shall be to furnish the city and county of San Francisco and its inhabitants with street

railway and other transportation and the furnishing of such transportation to San Mateo county and the inhabitants thereof shall be only such as may be incidental to said main purpose. The said properties to be acquired from said Market Street Railway Company shall include, all and singular, its operative properties now used for the furnishing of street railway and other service and transportation to the city and county of San Francisco and to the inhabitants thereof and to the county of San Mateo and to the inhabitants thereof and shall include all street railway cars, buses, rails, ties, trolley wires, lines and poles, machinery, equipment, and real and personal property of every kind and nature including rights of way and permits and all other property, real or personal of every kind and nature used by said Market Street Railway Company in connection with the operation of its street railway system in the city and county of San Francisco and in the county of San Mateo. Whenever the term "this section" is used, the same shall mean and include this section 121.1 and each and all of the subdivisions thereof.

Subdivision 2. The adoption of this section shall be deemed to and shall constitute a finding by the people of the city and county of San Francisco that the public interest and necessity demand the acquisition and operation of, all and singular, the operative properties of the Market Street Railway Company hereinbefore referred to.

Subdivision 3. Upon the acquisition of said operative properties of said Market Street Railway Company, all and singular, the said properties shall be consolidated with the present Municipal Railway system and shall become a part thereof and the properties constituting the Municipal Railway system at the effective date of this amendment and the operative properties acquired from said Market Street Railway Company shall constitute the Municipal Railway system of the city and county of San Francisco and all additions and betterments made thereto shall become and be a part of said system.

Subdivision 4. As soon after the effective date of this amendment as is possible it shall be the duty of the board of supervisors to authorize the issuance of revenue bonds in an amount of \$7,950,000.00 for the purpose of obtaining funds to pay the cost of the acquisition of the said operative properties of the said Market Street Railway Company hereinbefore referred to. All such revenue bonds shall be authorized by the board of supervisors by resolution adopted by majority vote of said board and shall contain a recital on their face that neither the payment of the principal, or any part thereof, or interest thereon, constitutes a debt, liability or obligation of the city and county of San Francisco. Such revenue bonds shall be payable exclusively from the revenues of the Municipal Railway system after the addition thereto of the said operative properties of said Market Street Railway Company, and from any funds or interest thereon established as additional security for said revenue bonds from the proceeds thereof or from the revenues of said Municipal Railway system. Reference on the face of such revenue bonds to said resolution by its date of adoption shall be sufficient to incorporate all of the provisions thereof into the body of said revenue bonds and their appurtenant coupons. Each taker and subsequent holder of such revenue bonds or coupons, whether such coupons are attached to or detached from said revenue bonds, shall have recourse to all of the provisions of such resolution and shall be bound thereby.

(a) The aggregate principal amount of all revenue bonds which may be issued pursuant to this section is hereby limited to \$7,950,000.00.

(b) The board of supervisors shall determine the form and denomination of the revenue bonds and the terms and conditions upon which the same shall be issued, paid and retired. The board of supervisors may divide any author-

ized issue into one or more series or divisions, and may fix different dates of issue and different maturity dates for such bonds and different rates of interest, and may prescribe different terms and conditions for revenue bonds of any of the several series or divisions. Such revenue bonds shall bear such dates as may be prescribed by the board of supervisors and may be in whole or in part serial bonds or sinking fund bonds with such maturities and payable at such times, over such period and in such amounts as the board of supervisors may determine.

(c) No revenue bond by its terms shall mature in more than fifteen (15) years from its date. In the event any authorized issue is divided into two or more series or divisions, the maximum maturity date herein authorized shall be calculated from the date on the face of each revenue bond separately, irrespective of the fact that different dates may be prescribed for the revenue bonds of each separate series or divisions of said authorized issue.

(d) Revenue bonds shall bear interest at a rate of not to exceed five per cent (5%) per annum, payable annually or semi-annually or in part annually and in part semi-annually. It shall not be necessary that all of the revenue bonds of any authorized issue or division or series thereof shall bear the same rate of interest. The board of supervisors may fix and determine the definitive interest rate or rates which said revenue bonds shall bear, not exceeding the maximum rate hereinabove specified, and may determine such rate in accordance with the bid of the successful bidder for said revenue bonds on the sale thereof.

(e) Revenue bonds may be issued as coupon bonds or registered bonds, and the board of supervisors may provide for the interchange of coupon bonds for registered bonds and registered bonds for coupon bonds, and may provide that bonds shall be registered as to principal only, or as to both principal and interest, and the terms and conditions upon which the same shall be registered and discharged from registration.

(f) Revenue bonds may be made callable prior to maturity at the option of the city and county of San Francisco, upon such terms, conditions, and upon such notice as the board of supervisors may determine, but in no event at less than par, and upon the payment of such premium as may be fixed by the board of supervisors in the proceedings for the issuance of the revenue bonds. No revenue bond shall be subject to call or redemption prior to its fixed maturity date unless the right to exercise such call is expressly stated on the face of the bonds.

(g) The board of supervisors may provide for the payment of the principal and interest of revenue bonds at any place within or without the state of California, and in lawful money or any specified coin or currency of the United States.

(h) The board of supervisors may provide for the execution and authentication of revenue bonds by the manual, lithographed or printed facsimile signature of any designated officers of the city and county of San Francisco. The board of supervisors may also provide for additional authentication of the revenue bonds by a trustee or fiscal agent appointed by the board of supervisors. If any of the officers whose signatures or countersignatures appear upon the revenue bonds or coupons cease to be officers before the delivery of said revenue bonds or coupons, their signatures or countersignatures shall nevertheless be valid and of the same force and effect as if the officers had remained in office until the delivery of the revenue bonds and coupons.

(i) None of said revenue bonds shall be sold at less than their par or face value and accrued interest thereon to date of delivery.

(j) Pending the actual issuance or delivery of revenue bonds, the board of supervisors may issue temporary or interim revenue bonds, certificates or receipts of any denomination whatsoever, and with or without coupons, to be exchanged for definitive revenue bonds when ready for delivery, and shall prescribe the form of such interim revenue bonds, certificates or receipts and the terms and conditions of exchange.

(k) Upon the written recommendation of the public utilities commission, and with the approval of the controller, the board of supervisors shall provide for the issuance, sale or exchange of refunding bonds for the purpose of redeeming or retiring any revenue bonds issued by the city and county of San Francisco under this section subject, however, to any limitations contained in the resolution providing for the issuance of such revenue bonds. All provisions of this section applicable to the issuance of revenue bonds are applicable to the funding or refunding bonds and to the issuance, sale or exchange thereof. Funding or refunding bonds may be issued in a principal amount sufficient to provide funds for the payment of all revenue bonds to be refunded thereby, and in addition for the payment of all expenses incident to the calling, retiring or paying of such outstanding revenue bonds, and the issuance of such refunding bonds. Such expenses shall include any amount necessary to be made available for the payment of interest upon such refunding bonds from the date of sale thereof to the date of payment of the revenue bonds to be refunded or to the date upon which the revenue bonds to be refunded will be paid pursuant to the call thereof or agreement with the holders thereof, and also the premium, if any, necessary to be paid in order to call and retire the outstanding revenue bonds and also the interest accruing on such outstanding revenue bonds so called for redemption to the date of the call or retirement provided that such refunding bonds shall be payable as to principal and interest solely out of the revenues of the Municipal Railway system and no refunding bond by its terms shall mature in more than fifteen (15) years from its date. In the event any authorized issue is divided into two or more series or divisions, the maximum maturity date herein authorized shall be calculated from the date on the face of each refunding bond separately, irrespective of the fact that different dates may be prescribed for the refunding bonds of each separate series or division of said authorized issue, and the interest on said refunding bonds shall not exceed five per cent (5%) per annum, payable annually or semi-annually.

(l) All such revenue bonds issued under authority of this section shall be negotiable instruments and shall be deemed to have and possess all of the attributes of negotiability under the laws of the state of California relating to negotiable instruments.

Subdivision 5. Said resolution providing for the issuance of revenue bonds may also, in addition to all other appropriate agreements deemed necessary or advisable by said board of supervisors, contain such covenants and agreements on the part of the city and county of San Francisco as the board of supervisors deems necessary or advisable for the better security of the revenue bonds issued thereunder. The board of supervisors is hereby authorized and empowered in and by the terms of said resolution to covenant and agree, on behalf of the city and county of San Francisco, with the holders of any of said revenue bonds, so long as the same shall be outstanding, as follows:

(a) That the proceeds of the sale of said revenue bonds shall be deposited in a fund separate and apart from all other funds of the city and county of San Francisco and shall, together with any interest earned on such funds, be applied solely and exclusively to the object and purpose for which said revenue bonds are herein authorized to be issued, and that any proceeds of

the sale of such revenue bonds remaining unexpended after the object and purpose for which said revenue bonds are herein authorized to be issued have been completed shall be applied to the retirement of revenue bonds then outstanding, by purchase in the open market or by call and redemption if the same are by their terms made callable prior to maturity, as the case may be, and that none of such moneys shall be transferred to any other fund of the city and county of San Francisco or used for any purpose other than as specified in such resolution.

(b) That the city and county of San Francisco will consolidate the operative properties acquired from the Market Street Railway Company and operate the same in conjunction with the Municipal Railway system as the same exists on the effective date of this amendment and will keep said system as consolidated in good repair, working order and condition and will, from time to time, make all needful and proper repairs, renewals and replacements and will continuously operate said Municipal Railway system in an efficient manner.

(c) That the city and county of San Francisco will establish and maintain reasonable rates of fare to be charged for transportation on said Municipal Railway system and that such rates shall, at all times; be adequate to yield annual revenue equal to all redemption payments and interest charges on said revenue bonds as the same fall due, together with such additional sums as may be required for any sinking fund, reserve fund or any other special fund provided for the security of such revenue bonds or for the maintenance and operation, depreciation, reserve fund, and other charges in connection with the operation of said Municipal Railway system, together with all costs of maintenance in operation of the said system; and, further, that such rates shall not be reduced below an amount sufficient to provide funds to meet the obligations herein and in said resolution set forth. That no person shall be permitted free transportation or authorized or permitted to make use of the transportation facilities of the Municipal Railway system except upon payment of the regularly established charge therefor with such exceptions as may be prescribed and defined in said resolution in the case of police, firemen and other essential public employees, and those engaged in charitable and educational work who serve without compensation, in the discretion of the public utilities commission. That all such fares shall be paid in such coin or currency as on the date of payment is legal tender for public or private debts or in script or tokens issued only upon payment of the face or commutation value thereof in such coin or currency. Any agreement contained in said resolution shall be binding upon the public utilities commission and upon the city and county of San Francisco and all officers, departments and boards thereof.

(d) That accurate books and records of account, showing all revenues received from the operation of the Municipal Railway system and all expenditures therefrom, will be kept and maintained as provided in section 64 of the charter, and that the controller will audit all accounts of the system as provided in section 66 of the charter. That for the purpose of preparing such audit, the controller is authorized to employ independent public accountants, the cost of whose audits shall be charged to the cost of operation of the Municipal Railway system. That all of the books and records of the Municipal Railway system shall be open at all times during business hours to the inspection of the holders of one or more of the revenue bonds, or of any percentage of such holders, or their duly authorized representatives, while any of the revenue bonds are outstanding and unpaid. That annual or other periodic statements of the condition of the Municipal Railway system will be furnished

to the holders of such revenue bonds and that summaries thereof will be published at least annually. That in addition to the audit of said accounts by the controller, additional independent audits shall be furnished to the bondholders annually or at such other times as may be specified in the resolution, which shall also prescribe the manner and method in which such independent accountants shall be designated and the character of the audits to be prepared or furnished by them. That the cost of all such audits, the cost of printing, distribution or publication thereof or of any summary thereof shall be deemed to constitute a part of the cost of operation of the Municipal Railway System and shall be paid from the revenue thereof.

(e) That if any part of the Municipal Railway system shall be taken from the city and county of San Francisco by eminent domain proceedings, or other proceedings authorized by law, the proceeds received by said city and county of San Francisco shall be applied to rebuild or replace the portion so taken and if not so applied shall be used within such time as may be fixed in said resolution exclusively for the payment of the principal and interest of said revenue bonds until the same shall have been paid in full.

(f) That while any of the revenue bonds are outstanding and unpaid, the city and county of San Francisco will not mortgage or otherwise encumber, sell, or lease or dispose of the Municipal Railway system or any substantial part thereof, or enter into any lease or contract which shall impair the operation of said Municipal Railway system or otherwise impair the right of the holders of any of said revenue bonds to secure payment in full of the principal and interest of said revenue bonds as the same shall mature, except that provision may be made in such resolution for the release of properties and the application of the proceeds of the sale or other disposition of the Municipal Railway system or any part thereof upon such terms and conditions as may be specifically defined in said resolution.

(g) That the city and county of San Francisco shall maintain insurance on said Municipal Railway system of the kind and character and in the amount which is usual and customarily carried by private companies engaged in the operation of street railways and also use and occupancy insurance, the cost of all of which said insurance shall be paid from the revenue of the Municipal Railway system as a part of the cost of the operation thereof.

(h) That the city and county of San Francisco will, prior to the incurring of any obligation against the Municipal Railway system, provide for the payment and discharge of, and will cause to be paid and discharged, all lawful claims for labor, materials, and supplies or other charges against the Municipal Railway system, or any part thereof, which if unpaid might become a lien or charge upon the Municipal Railway system or upon the revenues of the Municipal Railway system or which might otherwise impair the security of the revenue bonds.

(i) That the proceeds from the sale of all revenue bonds authorized under the provisions of this section and all revenues received from the operation of the Municipal Railway system shall be paid into the city treasury and deposited by the treasurer in such depository or depositories as may be authorized by law to receive deposit of funds of the city and county of San Francisco, subject to such conditions as may be set forth in said resolution, which limit, restrict or regulate the holding, deposit and application of moneys derived from the proceeds of the sale of the revenue bonds or from the revenues of the Municipal Railway system, as may be deemed necessary or advisable for the further protection of the holders of said revenue bonds. Notwithstanding anything in this charter contained, the board of supervisors may provide in said resolution authorizing the issuance of revenue bonds that

the city and county of San Francisco will appoint a bank or trust company qualified to do business in this state and having an office in the city and county of San Francisco to act as fiscal agent or trustee for the city and county of San Francisco and the holders of revenue bonds issued hereunder, and may prescribe the terms and conditions upon which the trustee or fiscal agent shall collect, receive, hold or disburse any and all proceeds of the sale of said revenue bonds and any revenues received from the Municipal Railway system and may prescribe the duties and powers of the trustee or fiscal agent with respect to the issuance, authentication, sale and delivery of revenue bonds and the payment of principal and interest thereof, the call for redemption of said revenue bonds, the registration and discharge from registration of said revenue bonds, and the management of any sinking fund, reserve fund or other fund provided as security for such revenue bonds and the investment of any moneys in said funds, and also for the exercise on behalf of the holders of such revenue bonds of such rights and limitations as may be available to such holders. The resolution may provide any restriction upon the investment of moneys held by such fiscal agent or trustee deemed necessary or advisable by the board of supervisors. Said resolution may further provide for the appointment of paying agents and collection agents for said revenue bonds, within or without said city and county of San Francisco upon such terms and conditions as may be prescribed by the board of supervisors. The board of supervisors may also provide in and by such resolution that both the principal of and interest on such revenue bonds and the coupons, if any, attached thereto may be paid by such fiscal agent, trustee, paying agent or collection agent from any moneys held by or transmitted to them, or any of them, for that purpose, as such principal and interest fall due and no controller's warrant shall be required for the purpose of enabling the fiscal agent, trustee, paying agent or collection agent, as provided in section 85 of this charter, or any other provision of this charter, to make such payment. Except in the case of bonds registered in the name of a registered holder on the books of the fiscal agent, trustee, paying agent, collection agent or registrar, such payment shall be made, in the case of interest, only upon surrender of the proper interest coupons attached to said revenue bonds. Payments on account of principal shall be made only upon surrender of the revenue bonds with respect to which such principal payment is made. In the event the board of supervisors shall provide for the appointment of a fiscal agent or trustee, said board of supervisors may also provide that the accounts of any such fiscal agent or trustee shall be subject to audit by the controller in the same manner as is provided in section 66 of this charter, or, in lieu thereof, that such accounts shall be subject to audit by independent public accountants appointed as provided in said resolution, whose costs and fees shall be paid as part of the expense of operation of the Municipal Railway system.

(j) That upon the happening of certain events of default to be specified therein, any or all of the revenue bonds may become, or be declared due and payable prior to maturity by the holders thereof or any percentage thereof, directly or through any trustee or fiscal agent. Said resolution shall specify the terms and conditions upon which such declaration and its consequences may be waived.

(k) That the holders of said revenue bonds or any specified percentage thereof shall have and may exercise the rights, limitations, powers and duties prescribed in said resolution in the event of any breach by the city and county of San Francisco or any department, commission, official or agency thereof of any of the covenants, conditions or obligations contained in the resolution.

(1) That the terms, covenants or conditions of the resolution and of the

revenue bonds issued thereunder may subsequently be amended or modified in whole or in part with the consent of the board of supervisors, acting on behalf of the city and county of San Francisco, and the vote or written assent of the holders of a specified principal amount of the revenue bonds then issued and outstanding. Such resolution may provide for meetings of bondholders and for the manner in which the consent of bondholders may be given and evidenced and may provide that such amendment or modification effected in the manner therein provided shall be binding upon the holders of all of the revenue bonds and interest coupons appertaining thereto, whether expressly assenting thereto or not, and with respect to such interest coupons whether the same are attached to or detached from any such revenue bonds. Such resolution may further provide that for the purpose of such amendment or modification, bonds held by any department, agency, board, bureau or fund of the city and county of San Francisco, or by any other public corporation, municipality, district or political subdivision, or by the state of California, shall not be counted as outstanding bonds or be entitled to vote or assent, but shall, nevertheless, be subject to such modification or amendment if the same shall otherwise be effected in accordance with said resolution.

The board of supervisors, the public utilities commission, and each and every board, department, agency, officer and employee of the city and county of San Francisco are hereby authorized empowered and directed to carry out and perform their respective powers, duties and obligations imposed upon them, and each of them, by such agreements as may be contained in said resolution authorizing the issuance of revenue bonds, and such provisions of said resolution providing for the issuance of said revenue bonds shall constitute a contract with the holders of said revenue bonds and be binding upon the board of supervisors, public utilities commission, and each and every board, department, agency, officer and employee of said city and county of San Francisco, and each thereof is hereby vested with full authority to do and perform all such acts, conditions and things required by them, respectively, under said resolution to be done or performed. Said resolution may also include, and the board of supervisors is hereby authorized to agree upon, any other terms and conditions, whether hereinabove referred to or not, necessary, advisable or convenient in order to secure the revenue bonds or to make the revenue bonds more marketable; provided, that nothing in said resolution contained shall abridge the powers and functions of the public utilities commission contained in subdivision 7 of this section, and provided further that none of such covenants, agreements, conditions or terms or anything herein provided shall obligate the city and county of San Francisco to do or perform any of such terms, conditions or covenants by the expenditure of any funds other than those arising from the operation of the Municipal Railway system, and under no circumstances shall the city and county of San Francisco be obligated to levy and collect taxes to provide moneys to perform any of the terms or conditions contained in any such resolution, and all obligations assumed by the city and county of San Francisco pursuant to such resolution which shall require the expenditure of any moneys shall be limited solely and exclusively to the revenues arising from the operation of said Municipal Railway system.

Subdivision 6. The board of supervisors is vested with full power and authority to sell or otherwise dispose of the revenue bonds authorized by this section at such time or times before or after the date upon which this amendment becomes effective and in such manner as said board may deem to be to the public interest, provided that no revenue bonds shall be actually

delivered until after the effective date of this amendment and the authorization of said bonds as in this section provided. The board of supervisors may enter into any agreements deemed necessary or advisable to insure the sale of said bonds, including underwriting agreements, option agreements and standby agreements or other agreements looking to the future sale or delivery of said bonds upon such terms and conditions as the board of supervisors shall determine. Said bonds may be sold upon such terms and conditions as the board of supervisors deems proper either at public or private sale upon such advertising therefor as the board of supervisors may deem proper, provided that none of said bonds shall be sold at a price below the par value thereof and accrued interest thereon. Any agreement made by the board of supervisors prior to the effective date of this amendment with respect to the sale and disposition of said revenue bonds is hereby ratified, confirmed and approved and declared to be a valid and a legally binding obligation of the city and county of San Francisco.

The board of supervisors may also sell said revenue bonds to and may contract loans with and borrow moneys through the sale or pledge of such revenue bonds from the United States of America or any of its departments, agencies or instrumentalities, upon such terms and conditions as may be agreed to.

Such loans may be contracted with the United States of America or any of its said departments, agencies or instrumentalities, with or without the issuance of revenue bonds; provided that such loans or borrowed moneys shall be repaid solely and exclusively from the proceeds of sale of revenue bonds or from the revenues of the Municipal Railway system, and such loans, together with the bonds issued pursuant to this section, shall not exceed \$7,950,000.00. No taxes shall be levied upon any of the taxable property in said city and county of San Francisco for the payment of the principal or interest on such loans. If the proceeds of the sale of said revenue bonds shall, pursuant to the resolution providing for their issuance, be paid into the city treasury, the same shall be deposited in a separate fund which shall at all times be kept segregated and set apart from all other city funds and shall be used solely for the purpose of paying the cost of the acquisitions of the operative properties of the Market Street Railway Company and consolidation with the Municipal Railway system, and if such proceeds of the sale of said revenue bonds are deposited with any fiscal agent or trustee under the resolution authorizing the issuance of the revenue bonds, then and in that event the same shall be held, invested and disbursed pursuant to the limitations and conditions contained in said resolution. Out of any money in the general fund of said city and county not otherwise appropriated or out of any existing municipal railway funds, the board of supervisors shall be and is hereby authorized and directed to pay all costs of advertising said bonds for sale, the cost of preparing, printing and distributing any prospectus or official statement in connection with said bonds, the cost of printing, lithographing or engraving said revenue bonds, the cost of independent audits, engineers' reports or opinions with respect to the revenue bonds deemed necessary or advisable by the board of supervisors to effect or assist in effecting the sale of said revenue bonds and also the fees and charges of the superintendent of banks of the state of California, or of any other public official, bureau or department thereof, required to enable said revenue bonds to be certified as legal investments for banks, insurance companies or other institutions, or for the purpose of enabling said bonds to be declared eligible security for the deposit of public funds and also the cost

and fees of any public official of any other state in the United States necessary or advisable in the opinion of the board of supervisors to enable such revenue bonds to be qualified as legal investments for any purpose under the laws of such states; provided that any moneys advanced from the general fund of said city and county for the payment of such expenses shall be refunded to said city and county from revenues received from the operation of said Municipal Railway system.

Subdivision 7. The public utilities commission shall have charge of the acquisition of the operative properties of the Market Street Railway Company, and shall have the same power and authority as to the management, supervision and extension of said Municipal Railway after the acquisition of the operative properties of said Market Street Railway Company as are now vested in said public utilities commission over the Municipal Railway system of San Francisco except as otherwise provided in this charter. The said operative properties of said Market Street Railway Company shall be acquired by purchase, if possible, and if said purchase is not possible then, in that event, said operative properties of said Market Street Railway Company may be acquired by any other lawful means.

Subdivision 8. The validity of the authorization and issuance of any revenue bonds shall not be dependent on, or in anywise affected by:

(a) Any proceedings taken by the city and county of San Francisco or the public utilities commission for the acquisition of said operative properties of said Market Street Railway Company;

(b) Any contracts made by the public utilities commission in connection with the acquisition of said operative properties of said Market Street Railway Company.

No purchaser or holder of any revenue bonds authorized or issued pursuant to this charter shall be required to take cognizance of any of the acts of the public utilities commission with respect to the acquisition of the operative properties of said Market Street Railway Company or the performance of any of the conditions or the taking of any of the proceedings herein required by the board of supervisors, at, before or after the issuance of said revenue bonds, or with respect to the application of the proceeds derived from the sale of said revenue bonds, and said revenue bonds by their issuance shall conclusively establish the due performance of all conditions precedent to their issue.

Subdivision 9. In accordance with the provisions of section 130 of this charter, rates shall be fixed, established and collected for all transportation service furnished by the Municipal Railway system after the operative properties of the Market Street Railway system have been combined therewith, which will at all times yield revenues at least sufficient with respect to the then immediately ensuing twelve months to pay or provide for:

(a) The principal of and interest on any general obligation bonds of the city and county issued for the purpose of acquiring, constructing and completing the existing municipally owned and operated street railway system of the city and county until all of such bonds now outstanding shall have been paid and retired;

(b) The principal of and interest on all of the revenue bonds then outstanding and unpaid as the same become due, together with any amounts required to be deposited in any sinking fund or reserve fund or other fund established by the resolution for the issuance of such revenue bonds for the further security thereof;

(c) All operating expenses of the Municipal Railway system;

(d) All amounts required for maintenance of and repairs to the Municipal Railway system;

(e) Such sums as may be estimated annually by the public utilities commission in the budget proposed for the Municipal Railway system as the amount necessary to be expended in the ensuing year to pay or provide for the payment of all costs of depreciation, reconstruction, replacements, extensions, improvements and betterments of the said system. Such sums required for said purposes, if payable solely from the revenues of the Municipal Railway system, shall be and are hereby appropriated annually from said revenues and when so appropriated to the public utilities commission shall be applied solely and exclusively to the purposes above designated.

(f) Such sums as may be estimated annually by the public utilities commission in the budget proposed for the Municipal Railway system as the amount required to establish and maintain a surplus operating fund, to be accumulated from the balance of the annual revenues of the said system after such revenues have been first applied to the purposes specified in the subparagraphs (a), (b), (c), (d) and (e), hereinabove set forth; provided that the maximum amount of moneys to be accumulated or retained in said surplus operating fund in any fiscal year shall not exceed 25% of the total expenditures of the Municipal Railway system for operation, repairs and maintenance for the preceding fiscal year. The moneys in said surplus operating fund may be appropriated as provided in section 80 of this charter.

The amounts hereinabove required shall be raised exclusively from revenues of the system, except that such amounts or any part thereof may be raised by the issue and sale of general obligation bonds of the city and county of San Francisco. Such amounts required under subparagraphs (b), (e) and (f) above are hereby appropriated annually in the order above named and shall not be subject to modifications, alteration or amendment by the board of supervisors. The amounts hereinabove provided in subparagraphs (c) and (d) shall be estimated by the public utilities commission and approved by the board of supervisors at the time and in the manner for the approval of the city budget, and the amount to be appropriated for said purposes specified in subparagraphs (c) and (d) shall be such amount as may be approved in the budget for said purposes. Sections 74, 127 and 128.1 of this charter shall not be applicable to the Municipal Railway system.

The term "operating expenses of the Municipal Railway system," as used herein shall include all salaries, wages, pension charges and proportionate payments to such compensation and other insurance and accident reserve funds as the public utilities commission may establish or as the board of supervisors may require and all other expenses of every kind and nature incident to the operation of the Municipal Railway system, including the reasonable cost of power furnished by the Hetch Hetchy project as required by the Raker Act, provided that revenue from funds raised by taxation shall not be applied for any of the foregoing purposes except those specified in subparagraph (a) of this subdivision and then only if the revenues of the Municipal Railway system are not available to meet the charges set forth in said subparagraph.

Subdivision 10. Any revenues of the Municipal Railway system received in any fiscal year in excess of the amounts required for the purposes designated in subdivision 9 hereof shall be disposed of as may be provided in any covenant or condition contained in the resolution providing for the issuance of the revenue bonds, and in the absence of such disposition shall be applied as follows:

(a) The public utilities commission shall undertake a study of rates in

January of each year and whenever it finds that the Municipal Railway system has or is likely to yield revenues in excess of the amounts required for the purposes designated in subdivision 9 hereof may propose a schedule of lower rates to the board of supervisors which shall not be less than the rates required to yield revenues for the purposes specified in subdivision 9, but which may be sufficiently lower than the then existing rates in order to prevent said Municipal Railway system from accumulating surpluses from such revenues in excess of the amounts required for the purposes specified in said subdivision 9. Such schedule of revised rates shall be submitted to and approved or rejected by the board of supervisors in accordance with the provisions of section 130 of this charter.

(b) Section 129 of this charter shall not be applicable to any revenue received from the Municipal Railway system and in the absence of any provision in the resolution for the issuance of revenue bonds directing the disposition of excess revenues over and above the amounts required in any fiscal year for the purposes specified in subdivision 9 hereof, the same shall revert to the credit of the Municipal Railway system.

Subdivision 11. The public utilities commission is hereby vested with full power and authority to collect the revenues of the Municipal Railway system and to cause the same to be paid into the treasury of the city and county of San Francisco daily, or to be deposited with any fiscal agent or trustee appointed by the board of supervisors in the resolution providing for the issuance of said revenue bonds, and in the time, manner and form therein provided. Subject to the agreements, covenants and conditions contained in the resolution providing for the issuance of the revenue bonds, all such revenues of the Municipal Railway system shall be applied exclusively to the purposes specified in subdivisions 9 and 10, and in the order therein set forth.

The controller and the treasurer of the city and county of San Francisco are hereby authorized and directed to establish separate funds into which shall be deposited all revenues of the Municipal Railway system for each of the several purposes specified in Subparagraphs (a), (b), (c), (d), (e) and (f) of subdivision 9, and with respect to surplus revenues as provided in subdivision 10, and such funds will be so established irrespective of whether the revenues shall be held in the city treasury or with any fiscal agent or trustee appointed in the resolution providing for the issuance of the revenue bonds. Said controller and treasurer shall transfer to each of such funds respectively all moneys held in the corresponding respective separate funds established for the existing Municipal Railway department of said city and county, which existing funds shall be closed and such transfer shall take effect as of the date of issuance and delivery of said revenue bonds. The term "revenues of the Municipal Railway system" shall include all revenues derived directly or indirectly from the use and operation of the Municipal Railway system, from and after the date of issuance and delivery of revenue bonds herein authorized, including interest allowed or received in respect of moneys or securities in any of the respective funds into which such revenues are deposited.

Subdivision 12. Said revenue bonds and the interest thereon and any reserve fund, sinking fund or other fund created for the further protection of said revenue bonds shall constitute a first and exclusive lien and charge upon all of the income and revenue of the Municipal Railway system, subject only to the prior charge set forth in subparagraph (a) of subdivision 9 hereof, and if at any time the revenues of said system are not sufficient to permit the payment of said sums, the deficiency shall be made good from any moneys in the surplus operating funds.

Subdivision 13. The Municipal Railway system shall be considered a separate utility and none of the revenues of the said system shall be transferred to any other utility except that as provided in subdivision 9 hereof, such portion of the revenues as may be used to pay the reasonable cost as fixed by the public utilities commission of services rendered to said Municipal Railway system by any other municipally owned utility.

Subdivision 14. Notwithstanding any other provision of this charter which may be in conflict with the provisions of this section, the provisions of this section shall prevail insofar as the same shall pertain to the issuance of revenue bonds and for the acquisition of the operative properties of the Market Street Railway Company. Nothing herein contained shall prevent the financing or the acquisition of the operative properties of the Market Street Railway Company from other funds legally available for that purpose. Nothing in this section contained shall in any way abridge, control, limit, restrict or revoke the power of the electors of the city and county of San Francisco to vote for and cause to be authorized and issued general obligation bonds of the city and county of San Francisco for the acquisition of said operative properties of said Market Street Railway Company, irrespective of whether revenue bonds are issued hereunder or not; and the method provided in this section for such acquisition of said operative properties shall be deemed to be an additional method for providing funds for said purpose and for providing for such acquisition of said operative properties. Revenue bonds authorized and issued under authority of this section shall not be subject to the charter limitations as to the amount of bonded indebtedness of the city and county of San Francisco, nor be taken into consideration in determining the amount of bonded indebtedness which the city and county of San Francisco is authorized to incur pursuant to section 104 of the charter.

Subdivision 15. The board of supervisors may by ordinance or resolution confer upon said public utilities commission such additional powers not in conflict with this section as may be necessary to carry out the purposes of this section.

Subdivision 16. Upon the taking effect of this amendment, the board of supervisors and the public utilities commission shall proceed immediately to perform all acts required hereunder for the acquisition of the said operative properties of the said Market Street Railway Company for the purposes herein specified, and to provide for the cost thereof by the issuance and sale of revenue bonds payable exclusively from the revenues of the Municipal Railway system.

Subdivision 17. All persons employed in the operating department of the Market Street Railway Company on the effective date of this amendment, and who have been so employed for one year next preceding said date, shall on the taking over of said operative properties by the city and county be entitled to the benefits provided for such employees in section 125 of the charter.

Any person employed in the operating department of the Market Street Railway Company on the effective date of this amendment, but who has not been so employed for the period of one year next before the said effective date, shall on the taking over of the operative properties of the Market Street Railway Company be taken into the service of the city, provided the civil service commission shall deem the said employee necessary for the proper conduct of the said operative properties. Said employee shall continue to hold his position as a temporary employee until the civil service commission shall hold an examination for said position, and if said person shall be placed on

an eligible list for said employment he shall thereupon be preferred for appointment to such position previously held by him.

Ordered Submitted—Board of Supervisors, San Francisco, September 15, 1942.

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl.

I hereby certify that the foregoing Charter Amendment was ordered submitted by the Board of Supervisors of the City and County of San Francisco.

DAVID A. BARRY,
Clerk.

PROPOSITION 27

ROTATION OF CANDIDATES' NAMES ON BALLOT—AMENDING Section 175 of Charter. Provides for arrangement of candidates' names and descriptive designation on ballot and for rotation of their order by assembly districts.

PROPOSITION NO. 27

CHARTER AMENDMENT—ABOLISHING INCUMBENTS' PREFERENCE ON BALLOT

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by amending Section 175 of said Charter regulating the nomination of elective officers by providing therein the order in which the names of the several candidates for City and County and Municipal offices shall be placed upon the ballot and that any officer who is a candidate to succeed himself in office may have printed after his name, whenever the same appears upon the ballot, the word "incumbent."

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of the City and County of San Francisco, at an election to be held on the 3rd day of November, 1942, a proposal to amend the Charter of said City and County by amending Section 175 of said Charter regulating the nomination of elective officers by providing therein the order in which the names of the several candidates for City and County and municipal offices shall be placed upon the ballot and that any officer who is a candidate to succeed himself in office may have printed under his name, whenever the same appears upon the ballot, the word "incumbent."

NOMINATION OF ELECTIVE OFFICERS

Section 175. The name of a candidate for an elective office shall be printed upon the ballot when a declaration of candidacy and certificates of not less than ten nor more than twenty sponsors shall have been filed on his behalf, and when the nomination shall be made in the following manner: The candidate, not more than fifty days before the municipal election in November, shall file with the registrar a declaration of his candidacy, in the form prescribed by the registrar for all candidates, including statements of his

qualifications in not to exceed one hundred words, subscribed by him before the registrar. The registrar shall forthwith certify to the said subscription and its date and retain and file the declaration. The candidate shall pay to the registrar at the time of filing his declaration of candidacy the sum of thirty dollars (\$30). After said declaration shall have been signed, certified and filed, and not later than thirty-five days before said election in November, not less than ten nor more than twenty sponsors for the said candidate, who are electors of the city and county qualified to vote at the said municipal election, shall appear before the registrar and shall certify under oath to the qualifications of the said candidate on a form of certificate prescribed by the registrar for all sponsors of all candidates.

In the event the registrar shall refuse to file such declaration of candidacy or certificate of a sponsor thereof, he shall forthwith designate in writing on the declaration or certificate the defect thereof, or other reason for refusing to file the same, and shall return the same to the party tendering it. No defect in any declaration or certificate presented to the registrar shall prevent the filing of another declaration or certificate within the period allowed for presenting the declaration or certificate. The name of every candidate who has been duly and regularly nominated shall be placed on the ballot under the title of the office for which he is a candidate, provided that a candidate whose nomination has been completed, may, not less than thirty days before a municipal election, withdraw as a candidate by filing with the registrar his withdrawal, naming the office; such withdrawal must be signed and sworn to by the person withdrawing.

The name of every candidate who has been nominated for office as hereinbefore provided shall be placed on the ballot in alphabetical order in accordance with the initial letter of his surname, under the heading of the office for which said candidate has been nominated in the following manner: The name of the candidate highest on the alphabetical list of candidates for any particular office shall be printed first on the ballot under the proper heading for said office in the lowest numbered assembly district in the city and county. Thereafter, in each succeeding assembly district, the name of the candidate appearing first for said office in the last preceding district shall be placed last and the order of the names of the other candidates for said office shall remain unchanged.

In the event that the number of candidates in any group shall exceed the number of assembly districts in the city and county then the total number of candidates in such group shall be divided by the number of assembly districts and the quotient of said division, if an integral number, or, if it be a fractional number, then the next highest integral number, shall be the number of candidates to be taken from the beginning of the list of said candidates and placed at the end of said list of candidates in each succeeding assembly district.

Immediately under the name of each candidate and not separated therefrom by any line may appear, at the option of the candidate, one of the following designations:

(a) Words designating the city, county, district or state office which the candidate then holds.

(b) If the candidate be a candidate for the same office which he then holds, and only in that event, the word "incumbent."

(c) The word designating the profession, vocation or occupation of the candidate. The profession, vocation or occupation so designated shall be the same as appears in the affidavit of registration of the candidate.

In all cases words so used shall be printed in eight-point roman bold-face capitals and lower-case type.

No incumbent shall have any further preference in the location of his name on said ballot unless the same is permitted by this section.

The provisions of this section shall not be applicable to candidates for the office of the United States senator, representatives in Congress, state officials, members of the state senate or assembly, delegates to be selected at any presidential or state primary election, judges of the superior court, or judges of the municipal court.

The registrar shall preserve in his office for a period of four years all candidates' declarations and all sponsors' certificates filed in accordance with this section.

Ordered Submitted: Board of Supervisors, San Francisco, September 15, 1942.

Ayes: Supervisors Colman, Gallagher, Green, MacPhee, Mead, O'Gara, Roncovieri, Shannon, Uhl.

Noes: Supervisors Brown, Meyer.

I hereby certify that the foregoing Charter Amendment was ordered submitted by the Board of Supervisors of the City and County of San Francisco.

DAVID A. BARRY,
Clerk.

PROPOSITION 28

FIRE AND POLICE DEPARTMENT SALARIES—AMENDING Sections 35 and 36 of Charter and adding new sections. Fixes the rates of pay, on graduated scale on basis of service, of members of the Fire and Police Departments.

PROPOSITION No. 28

CHARTER AMENDMENT—FIRE AND POLICE DEPARTMENTS

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by amending Section 36 thereof, Fire Department, relating to rate of pay for members of the Fire Department, and by amending Section 35 thereof, and adding thereto new sections to be known as Sections 35.1, 35.2, 35.3, 35.4, 35.5, 35.6, 35.7, 35.8, 35.9, 35.10, 35.11, 35.12 and 35.13, relating to the Police Department, by providing a graduated scale and readjustments in the schedule of annual compensations for the several ranks of said departments, and by providing annual maximum compensation on the basis of years of service rendered by police officers, women protective officers and police patrol drivers in said department.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of the City and County of San Francisco, at an election to be held therein on November 3, 1942, a proposal to amend the Charter of said City and County by amending Section 36 thereof, Fire Department, relating to rates of pay for members of the Fire Department, and by amending Section 35 thereof, and adding thereto new sections to be known as Sections 35.1,

35.2, 35.3, 35.4, 35.5, 35.6, 35.7, 35.8, 35.9, 35.10, 35.11, 35.12 and 35.13, relating to the Police Department, by providing a graduated scale and readjustments in the schedule of annual compensations for the several ranks of said department, and by providing annual maximum compensation on the basis of years of service rendered by police officers, women protective officers and police patrol drivers in said department, so that the same shall read as follows:

FIRE DEPARTMENT

Section 36. The fire department shall be under the management of a fire commission, consisting of three members, who shall be appointed by the mayor and each of whom shall receive an annual compensation of twelve hundred dollars (\$1,200). The term of each commissioner shall be four years, commencing at twelve o'clock noon on the 15th day of January in the years 1940, 1941 and 1942, respectively.

The fire commission shall appoint a chief engineer, a secretary and a department physician who shall hold office at its pleasure.

The fire commissioners shall be successors in office of the fire commissioners holding office in the city and county at the time this charter shall go into effect, and shall have all the powers and duties thereof, except as in this charter otherwise provided. The commissioners shall have power, upon recommendation of the chief engineer, to send fire boats, apparatus and men outside the city and county of San Francisco for fire-fighting purposes.

Positions of officers and employees of the fire department legally authorized shall continue, and incumbents therein legally appointed thereto shall continue as the officers and employees of the department under the conditions governing their respective appointments, and except as in this charter otherwise provided. The annual compensation for the several ranks in the department shall be as follows: Chief engineer, \$7,500; first assistant and second assistant chief engineers, \$5,100; battalion chiefs, \$4,500; captains, \$3,300; lieutenants, \$3,120; engineers, \$2,940; chief's operators, \$2,820; drivers, stokers, tillermen, truckmen and hosemen, for first year of service, \$2,400; for second year of service, \$2,400; for third year of service, \$2,400; for fourth year of service, \$2,520; for fifth year of service, \$2,580; for sixth year of service, \$2,640; and for the seventh year of service and thereafter, \$2,700. Pilots of fire boats and marine engineers of fire boats, \$3,360; firemen of fire boats, \$2,760.

Each period of twenty-four hours shall be divided into two tours of duty, to-wit: From eight o'clock a.m. to six o'clock p.m., and from six o'clock p.m. to eight o'clock a.m. The uniformed force of the fire department shall be divided into two platoons, the officers and members assigned to which shall alternate on the tours of duty at intervals of not more than one week. No officer or member shall be required to remain on duty for more than fourteen consecutive hours, except when changing from one tour of duty to the other, or in case of a conflagration requiring the services of more than one-half of the force of the department.

On the recommendation of the chief engineer, the commission may reward any member of the department for heroic or meritorious conduct, the form or amount of said award to be discretionary with the commission, but not to exceed one month's salary in any one instance.

The chief engineer, or in his absence any assistant chief engineer, or in their absence any battalion chief in charge, may, during a conflagration, cause to be cut down or otherwise removed any buildings or structures for the purpose of checking the progress of such conflagration.

The absence of any officer or member of the fire department on military leave of absence, as defined by section 153 of this charter, shall be reckoned a part of his service under the city and county, for the purpose of computing years of service in gaining added compensation as provided for herein.

This amendment shall become effective when the joint legislative resolution approving such amendment is filed with the Secretary of State, and the increased salaries provided for herein shall be payable only when the proper appropriation has been made to meet said salaries but not later than July 1, 1943.

POLICE DEPARTMENT

Section 35. The police department shall consist of a police commission, a chief of police, a police force and such clerks and employees as shall be necessary and appointed pursuant to the provisions of this charter, and shall be under the management of a police commission consisting of three members, who shall be appointed by the mayor, and each of whom shall receive an annual compensation of twelve hundred dollars (\$1,200). The term of each commissioner shall be four years, commencing at twelve o'clock, noon, on the fifteenth day of January in the years 1942, 1944 and 1945, respectively. The incumbents serving as members of the commission on the effective date of this amendment shall continue to hold their respective positions, subject to the provisions of the charter, for the remainder of the terms for which they have been respectively appointed.

The police commissioners shall be the successors in office of the police commissioners holding office in the city and county at the time this amendment shall become effective, and shall have all the powers and duties thereof, except as in this charter otherwise provided. They shall have power to regulate traffic, including the location and use of traffic control devices for that purpose.

Section 35.1. The police commission shall appoint a chief of police who shall hold office at its pleasure.

Section 35.2. All positions in the police department legally authorized shall be continued, and incumbents therein legally appointed thereto shall be continued as officers and employees of the department under the conditions governing their respective appointments and except as otherwise provided in this charter.

Section 35.3. Each member of the department holding the position of inspector on the effective date of this amendment, and who has held such position for one year continuously prior thereto, is hereby declared permanently appointed thereto. The chief of police may detail from time to time other members of the department for performance of duty in the bureau of inspectors who shall be known as assistant inspectors, and who may be removed from such detail by order of the chief of police. An appointment as an inspector shall not be subject to competitive examination, but in case of vacancy in said rank of inspector, the appointment shall be made by the chief of police from among those assistant inspectors who have been detailed to, and who have actually served with the bureau of inspectors for at least five years prior to such appointment. Inspectors and assistant inspectors shall have the same rights as other members of the department to take competitive examinations from their respective civil service ranks. An inspector guilty of any offense or violation of the rules and regulations of the police department shall be subject to punishment as provided in section 155 of this charter. The chief

of police in addition to the inspectors above provided for shall detail any member of the department to serve as inspector of school traffic patrols who shall have the rank and pay of inspector, subject to the provisions of this section.

Section 35.4. Subject to the provisions of section 20 of this charter governing the appointment and removal of non-civil service appointees, and without competitive examination, the chief of police shall have power to appoint a police surgeon; to designate a deputy chief of police, a department secretary, and a director, bureau of special services, from any rank in the department; to designate a director, bureau of criminal information, from among the members of the department having the rank of sergeant or higher; to designate a captain of inspectors, a captain of traffic, and a director, bureau of personnel, from among the members of the department holding rank of lieutenant or higher, and to designate a supervising captain of districts from among the members of the department holding the rank of captain. Provided, that the captain of inspectors, who held said position on the 14th day of April, 1937, and for one year continuously prior thereto, is hereby continued in the said position as if he had been appointed thereto after civil service examination and certification. The department secretary or other suitable member of the department shall be assigned by the chief of police to serve also as secretary to the police commission without extra compensation. The chief of police shall assign a property clerk from among the members of the department, such assignment shall be made at the rank and pay of the member so assigned.

When any member of the department, detailed to any of the positions above mentioned, shall be removed from said detail or position, he shall be returned to his civil service rank and position, unless removed from the department pursuant to the provisions of section 155 of the charter.

Section 35.5. The police force of the city and county shall not exceed one police officer for each five hundred inhabitants thereof. The annual compensations for the several ranks in the department shall be as follows: Chief of police, \$7,500; deputy chief of police, \$5,700; captain of inspectors, \$5,300; department secretary, \$5,100; captain of traffic, director, bureau of criminal information; director, bureau of personnel and supervising captain of districts, each, \$4,300; captains and criminologist, \$3,900; lieutenants and director, bureau of special services, each, \$3,300; inspectors, \$3,060; sergeants, \$2,940; police surgeon, \$2,700; photographer, \$3,000; police officers, police patrol drivers, and women protective officers, for first year of service, \$2,400; for second year of service, \$2,400; for third year of service, \$2,400; for fourth year of service, \$2,520; for fifth year of service, \$2,580; for sixth year of service, \$2,640; for seventh year of service and thereafter, \$2,700.

The minimum annual compensation for police officers, women protective officers, and police patrol drivers, now members of the department or who shall be appointed from eligible lists established prior to the effective date of this amendment, shall be \$2,520, and further adjustments shall be in accordance with the preceding paragraph.

In determining years of service necessary for a police officer, woman protective officer and police patrol driver to receive the annual compensation sum of \$2,580, \$2,640, and \$2,700, respectively, as provided for herein, service rendered prior to the effective date of this amendment shall be given full credit and allowed. All service under this section shall be computed on the calendar year basis.

The absence of any police officer, woman protective officer, or police patrol

driver on military leave of absence, as defined by section 153 of this charter, shall be reckoned a part of his service under the city and county, for the purpose of computing years of service in gaining added compensation as provided for herein.

Any member assigned to two-wheel motorcycle traffic duty shall receive \$15 per month in addition to the compensation to which he would otherwise be entitled.

Section 35.6. The chief of police may refuse to issue any permit that is subject to police department investigation and issuance, if it shall appear that the character of the business or the applicant requesting such permit does not warrant the issuance thereof, or he may revoke any such permit as soon as it shall appear that the business or calling of the person to whom it was granted is conducted in a disorderly or improper manner, or that the place in which the business is conducted or maintained is not a proper or suitable place in which to conduct or maintain such business or calling.

Section 35.7. In the suppression of any riot, public tumult, disturbance of the public peace or organized resistance against the laws or public authority, the chief of police, in the lawful exercise of his functions, shall have all the powers that are now or that may be conferred on the sheriff by the laws of this state.

Section 35.8. The supervisors shall provide in the annual budget, an amount not to exceed in any one fiscal year the sum of \$10,000 to be known as the contingent fund of the chief of police. The chief of police may from time to time, disburse such sums for contingent expenses of the department as in his judgment shall be for the best interests of the city and county, and the police commission shall allow and order paid out of such contingent fund, upon orders signed by the chief of police, such amounts as may be required.

Section 35.9. At his discretion or upon the petition of any person, firm or corporation, the chief of police may appoint, and at his pleasure remove special police officers. Such officers shall be subject to all the rules and regulations of the department.

Section 35.10. The police commission may appoint patrol special officers and for cause may suspend or dismiss said patrol special police officers after a hearing on charges duly filed with the commission and after a fair and impartial trial. Each patrol special police officer shall be at the time of his appointment not less than twenty-one years of age nor more than forty years of age and must possess such physical qualifications as may be required by the commission. Age qualifications shall not apply to present patrol special police officers acting as such at the time of the effective date of this amendment nor to their reappointment. Patrol special police officers who are designated by the police commission as the owners of certain beat or territory as may be fixed from time to time by said commission or the legal heirs or representatives of said owners, may dispose of their interest in said beat or territory to a person of good moral character, approved by the police commission and eligible for appointment as a patrol special police officer.

Section 35.11. On the recommendation of the chief of police, the commission may reward any member of the department for heroic or meritorious conduct. The form or amount of said reward to be discretionary with the commission, but not to exceed one month's salary in any one instance.

Section 35.12. The chief of police shall have power, by regulation, to provide for the care and restitution of property that may come into possession of any officer or employee thereof, and the sale at public auction of all such unclaimed property, as well as the disposition of such property as shall consist

of weapons or articles used or that may be used in the commission of crime, or the sale or disposition of which is prohibited by law.

Section 35.13. This amendment shall become effective when the joint legislative resolution approving such amendment is filed with the Secretary of State, and the board of supervisors has appropriated the funds necessary in connection therewith, but not later than July 1, 1943.

Ordered Submitted—Board of Supervisors, San Francisco, September 14, 1942.

Ayes: Supervisors Brown, Colman, Gallagher, McPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl.

Absent: Supervisor Green.

I hereby certify that the foregoing Charter Amendment was ordered submitted by the Board of Supervisors of the City and County of San Francisco.

DAVID A. BARRY,
Clerk.

PROPOSITION 29

BOARD OF EDUCATION—AMENDS Section 135 of Charter. Authorizes Board to pay teachers annual salaries in twelve equal payments.

PROPOSITION NO. 29

CHARTER AMENDMENT—POWERS AND DUTIES OF THE BOARD OF EDUCATION

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by amending Section 135 thereof, relating to powers and duties of board of education.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of the City and County of San Francisco, at an election to be held therein on November 3, 1942, a proposal to amend the Charter of said City and County by amending Section 135 thereof, powers and duties of board of education, by providing a method of payment of certificated employees of Board of Education in twelve equal payments.

POWERS AND DUTIES OF BOARD OF EDUCATION

Section 135. In addition to the powers conferred by the general laws of the state and other provisions of this charter, the board of education shall have power to establish and maintain such schools as are authorized by the laws of the state as the board may determine, and to change, modify, consolidate or discontinue the same as the public welfare may require.

The board shall also have power to employ such teachers and other persons as may be necessary to carry into effect its powers and duties; to fix, alter and approve their salaries and compensations, except as in this charter otherwise provided, and to withhold for good and sufficient cause the whole or any part of the wages, salary, or compensation of any person or persons employed as aforesaid; and to promote, transfer and dismiss teachers, but

no teacher shall be dismissed from the department except for insubordination, immoral or unprofessional conduct, or evident unfitness for teaching. Appointment, promotion, assignment and transfer of deputy superintendents, principals, assistants, teachers and all other certificated employees shall be made by the board of education upon the recommendation of the superintendent of schools. All promotions of teachers shall be based solely on merit. Nothing in this section shall be construed to prevent the board from removing teachers as provided in this charter and the laws of the state. Charges against teachers must be made in writing by the superintendent after investigation and shall be finally passed upon by the board after giving the accused teacher a fair and impartial hearing before said board.

All teachers, heads of departments, vice-principals, principals, supervisors and directors shall be classified as permanent employees in their respective positions after they have been successfully employed in such positions in the school department for a probationary period of three years. In the absence of any action to the contrary by the board of education at the end of the third year of such employment, the classification shall be considered as permanent. A deputy superintendent shall be classified as a permanent employee in such position in the school department in which he was permanently employed immediately prior to his appointment as deputy.

Non-teaching and non-technical positions, and positions not required by law to be filled by a person holding a teaching or other certificate as required by law, shall be employed under the civil service provisions of this charter and the compensations of such persons shall be fixed in accordance with the salary standardization provisions of this charter.

The board of education shall have power to grant and to renew, and, for insubordination, immoral or unprofessional conduct or unfitness for teaching, to revoke teachers' certificates.

The board shall establish regulations subject to the approval of the controller for the disbursement of all moneys belonging to the school department or the school fund or funds, and to secure strict accountability in the expenditure thereof, and to provide for the prompt payment of all salaries due and allowed to officers, teachers and other employees of the school department.

Notwithstanding any other provision of this charter to the contrary, the board of education of the San Francisco Unified School District may authorize payment of the annual compensation of certificated employees in twelve equal payments, the first such equal payment being made on or before the fifth day of August of each school year, and continuing each month thereafter until the full annual compensation shall be paid, provided that the last equal payment shall be made not later than the fifth day of July of the succeeding school year, and provided further that in the event that the certificated employee for any reason does not perform the full year of service, said certificated employee shall receive only such amount as is authorized by the School Code of the state of California. In the event said certificated employee has been paid an amount greater than such employee is entitled to receive under the provisions of the School Code of the state of California, said certificated employee shall be liable therefor and within thirty days after such excess payment said certificated employee shall reimburse the San Francisco Unified School District for the excess, and said certificated employee shall not be paid any of his retirement accumulations or credits until the San Francisco Unified School District has been reimbursed for the said excess.

The board shall, between the 1st and 21st days of May of each year, adopt a schedule of salaries for the next ensuing fiscal year for teachers and other employees of the school department. Compensations of non-teaching and

non-technical employees shall be fixed in accordance with the salary standardization provisions of this charter.

Ordered Submitted: Board of Supervisors, San Francisco, September 14, 1942.

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl.

Absent: Supervisor Green.

I hereby certify that the foregoing Charter Amendment was ordered submitted by the Board of Supervisors of the City and County of San Francisco.

DAVID A. BARRY,
Clerk.

PROPOSITION 30

SUPERINTENDENT OF SCHOOLS—AMENDS Section 136 of Charter. Provides for four-year term for Superintendent of Schools, for method of appointment, suspension and removal. Limits minimum salary. Does not affect incumbent.

PROPOSITION NO. 30

CHARTER AMENDMENT—SUPERINTENDENT OF SCHOOLS

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by amending Section 136 thereof by providing a definite term of office for the Superintendent of Schools, for the method of his appointment and for his suspension and removal, and providing that the incumbent Superintendent of Schools shall continue to hold his office at the pleasure of the Board of Education.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of the City and County of San Francisco at an election to be held therein on November 3, 1942, a proposal to amend the Charter of said City and County by amending Section 136 thereof by providing a definite term of office for the Superintendent of Schools and for the method of his appointment and for his suspension and removal, and providing that the incumbent Superintendent of Schools shall continue to hold his office at the pleasure of the Board of Education.

SUPERINTENDENT OF SCHOOLS

Section 136. The superintendent of schools shall be the executive officer of the board of education. He shall be appointed by said board to serve for a term of four years and he shall receive an annual salary of \$10,000 unless an increase in said salary shall be fixed by the board of education and approved by the board of supervisors. The incumbent in the office of superintendent on the first day of July, 1942, shall continue to serve at the pleasure of the board.

During his term of office the superintendent may be removed from his office, as in this section hereinafter provided, for misconduct or incompetency after charges setting forth the nature and character of said misconduct or incompetency are filed against the said superintendent. Said charges

must be in writing and shall be signed by at least two members of the board of education. A copy of said charges, together with a notice of the time and place of the hearing on the same, shall within five days after the filing of the same be served upon the said superintendent. The mailing of a copy of said charges, with notice of time and place of hearing on the same, by United States registered mail, with the proper amount of postage prepaid thereon, addressed to said superintendent at his last known place of residence, shall be deemed to be a service of said charges as provided for in this section. A public hearing on said charges shall be had by the board of education not less than ten, nor more than twenty, days after the filing of said charges, provided that full power and authority is hereby given to the board of education to continue said hearing from time to time not to exceed sixty days from the commencement thereof, provided that for good cause said board may grant a further continuance on said hearing. The superintendent shall have the right to answer said charges, to appear at the hearing thereof and to be represented by counsel thereat for the purpose of defending himself against said charges. Pending the determination of said charges, the superintendent may be suspended from his office by a majority vote of the board of education, and the board may appoint a qualified person to discharge the duties of said superintendent during the period of suspension. If the board of education after hearing said charges shall by a two-thirds vote of all the members, determine that said charges have been sustained, it may by the same vote remove said superintendent from his office. No member of the board shall be entitled to vote on the removal of said superintendent unless he or she has been present at the entire hearing of such charges, provided that any member of the board who has not been present may vote for the removal of the superintendent, if such member has read a transcript of all the testimony taken on said hearing during his absence therefrom, and shall file with the board an affidavit to this effect. If said charges are not sustained by a two-thirds vote of all the members of said board, or if after said charges are sustained, the superintendent is not removed from office as a result thereof, said superintendent shall be reinstated in his position and shall be allowed his salary for the time that he has been under suspension, together with the costs of defending himself against said charges, including a reasonable fee for his attorney to be fixed and allowed by the board. If the charges are sustained, and as a result thereof said superintendent is removed from office, no further salary shall be allowed to said superintendent from the date of his suspension. In the hearing and determination of said charges filed against said superintendent the judgment of said board of education shall be final unless in determining the sufficiency of said charges said board of education commits a clear abuse of discretion.

The superintendent shall have the powers and duties specified by this charter for department heads, in addition to such powers and duties as are fixed by general law.

The positions of superintendent and deputy superintendent shall be held only by persons of expert or technical training, but shall not be subject to any provisions of this charter prescribing a residence qualification for officers or appointees, provided, however, that during their incumbency appointees to such positions shall reside in the city and county, and in case any appointee shall fail so to do, his appointment shall at once be revoked by the board.

Ordered Submitted: Board of Supervisors, San Francisco, September 10, 1942.

Ayes: Supervisors Brown, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl.

No: Supervisor Colman.

Absent: Supervisor Green.

I hereby certify that the foregoing Charter Amendment was ordered submitted by the Board of Supervisors of the City and County of San Francisco.

DAVID A. BARRY,
Clerk.

PROPOSITION 31

HEALTH SERVICE—AMENDING Section 172.1 of Charter. Provides employees, excepting Medical Director, of the Health Service System shall be subject to the civil service provisions of the Charter and restricts salaries to regular City standards.

PROPOSITION NO. 31

CHARTER AMENDMENT—HEALTH SERVICE SYSTEM

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by amending paragraph "d", subdivision 3 of Section 172.1 thereof, relating to the Health Service System.

The Board of Supervisors of the City and County of San Francisco hereby submits to the electors of the City and County of San Francisco at the general election to be held on November 3, 1942, a proposal to amend the Charter of said City and County by amending Section 172.1 thereof, so that the same shall read as follows:

HEALTH SERVICE SYSTEM

Section 172.1:

Subdivision 1. A health service system for municipal employees is hereby established. Said system shall be administered by a board to be known as the health service board. The members of the system shall consist of all employees of the city and county who are members of the retirement system and all teachers and employees of the board of education who are members of said retirement system. Any employee who adheres to the faith or teachings of any recognized religious sect, denomination or organization and, in accordance with its creed, tenets or principles, depends for healing upon prayer in the practice of religion shall be exempted from the system upon filing annually with the health service board an affidavit stating such adherence and dependence and disclaiming any benefits under the system. The board shall have the power to exempt any person whose annual compensation exceeds forty-five hundred (\$4,500.00) dollars and any person who has otherwise provided for adequate medical care.

Subdivision 2. The health service board shall consist of nine members elected by the members of the system. The first members of the board shall classify themselves by lot so that three shall serve for one year, three for two years and three for three years from and after May 15, 1937. Thereafter the

term of office shall be three years. The president of the board shall act as the appointing officer under the civil service provisions of this charter for the appointing, disciplining and removal of such employees as may be authorized by the board. Each member of the board shall give bond in the sum of ten thousand (\$10,000.00) dollars, the premium on which shall be paid out of the funds of the system. Vacancies shall be filled for the unexpired term by a majority vote of the remaining members of the board. Members of the board shall be nominated by a written nomination of twenty members filed with the registrar of voters not earlier than April 1st nor later than April 15th of each year. The registrar of voters shall prepare ballots and shall furnish the same to all members of the system between April 15th and April 25th and shall receive the ballots between April 25th and May 7th and canvass and certify the result on May 8th. The registrar of voters shall have power to make such regulations respecting the form, distribution and canvassing of the ballots as may be necessary to secure secrecy of the ballots and prevent fraud. The persons equal in number to the number to be elected who receive the greatest number of votes shall be declared elected. Not more than one employee of any one department or office may be a member of the board. For the purpose of the first election, all employees eligible for membership in the system shall be deemed members.

Subdivision 3. The board shall have power:

(a) By a two-thirds vote of the entire membership of the board to adopt a plan or plans for rendering medical care to members of the system, or for the indemnification of the cost of said care, or for obtaining and carrying insurance against such costs, provided:

1. No member of the system shall be required to accept the services or medical supplies of any physician, surgeon, person licensed to treat human diseases without the use of drugs, dentist, nurse, pharmacist or hospital selected by the board, but, subject to rules and regulations of the board, every member shall have the right to select, of his own choice, any duly licensed physician, surgeon, person licensed to treat human diseases without the use of drugs, dentist, nurse, pharmacist, hospital or other agency of medical care as herein defined, who or which will render the required services pursuant to said rules and regulations, and the board shall make provision for the exercise of such choice; and is hereby expressly prohibited from entering into any exclusive contract for the rendering of said services;

2. Any duly licensed physician, surgeon, person licensed to treat human diseases without the use of drugs, dentist, nurse, pharmacist, hospital or other agency of medical care shall have the right to furnish such services or medical supplies at uniform rates of compensation to be fixed by the board;

3. Such rates of compensation and any and all proposed contracts respecting the rendering of such services shall be reviewed by the retirement board of the city and county and shall not become effective unless and until approved by the retirement board. The retirement board may approve, refer to the health service board for further consideration, or disapprove any matter or proposal which is within its jurisdiction under the provisions of this section, and it shall act within sixty (60) days after any matter has been submitted to it, and failure of the retirement board to approve, refer or disapprove the same within said period shall constitute an approval.

4. In January of each year, at public hearings, the health service board shall review and determine the adequacy of medical care provided for members of the system and the adequacy of fee schedules and the compensation paid for all services rendered and it may make such revisions therein as it deems equitable. Any such determination or revision shall be subject to

review by the retirement board upon an appeal taken within thirty (30) days thereafter by a written petition filed with the retirement board and signed by not less than fifteen per cent (15%) of the members of the system or by not less than fifteen per cent (15%) of those of any one of the following groups who have contracted to render services to the members of the system: Physicians and surgeons; persons licensed to treat human diseases without the use of drugs; dentists; nurses; pharmacists; hospitals; other agencies of medical care. A copy of such petition shall also be filed with the health service board at the same time. The retirement board may approve or disapprove such determination or revision of the health service board by a majority of its members or refer the same to the health service board for further consideration. Failure of the retirement board to approve, refer or disapprove such determination or revision within sixty (60) days after filing the petition shall constitute an approval.

5. The health service board shall receive, consider and, within sixty (60) days after receipt, act upon any matter pertaining to the administration, operation or conduct of the health service system submitted to it in writing by any member of the system or any person who has contracted to render medical care, to the members of the system.

6. The said retirement board is hereby authorized and empowered and it is hereby made its duty to exercise the powers and to perform the duties prescribed for it by this section.

(b) To put said plans into effect and to conduct and administer the same and, for all or any of said purposes, to contract therefor and use the funds of the system.

(c) To make rules and regulations for the transactions of its business, the granting of exemptions and the admission to the system of persons who are hereby made members thereof and such other officers and employees as may voluntarily become members of the system with the approval of the board.

(d) To appoint a medical director and such other employees as may be necessary. The compensation of the medical director shall be fixed by the board and he shall hold office at its pleasure. The employees, other than the medical director, shall be subject to the civil service provisions of the charter, provided that all employees who are actually employed or who may be on military leave of absence from employment on the effective date of this amendment and who have been continuously employed for one year immediately preceding such date or such military leave of absence shall be continued in their respective positions and classifications as if appointed thereto after examination and certification from a civil service list of eligibles and shall thereafter be governed by and be subject to the civil service provisions of this charter. Prior to July 1st in each year the health service board shall fix the compensation of its employees, which compensation shall be the same as the rates of compensation fixed by the board of supervisors, under the provisions of section 151 of this charter, for similar classifications and services in other city and county departments. The health service board shall submit to the board of supervisors prior to July 1st of each year a list of the positions established under the health service board, and such positions and the compensation therefor shall be enumerated in the annual salary ordinance. Payrolls covering such positions shall be governed by section 150 of the charter.

(e) To make provision for the participation in the benefits of the system by the dependents of members, retired municipal employees and temporary municipal employees, provided that such participation shall be without cost to the city and county.

Subdivision 4. The board shall determine and certify to the controller

the amount to be paid monthly by the members of the system to a fund for the purposes of the system hereby created. The controller shall deduct said sums from the compensation of the members and shall deposit the same with the treasurer of the city and county to the credit and for the use of the system. Such deductions shall not be deemed to be a reduction of compensation under any provision of this charter. The board shall have control of the administration and investment of the funds, provided that all investments shall be of the character legal for insurance companies in California. Disbursements from the fund shall be made only upon audit by the controller and the controller shall have and exercise the accounting and auditing powers over the funds of the system which are vested in him by this charter with respect to all other municipal boards, officers and commissions.

Subdivision 5. The term "medical care" shall include the services of physicians, surgeons, nurses, persons licensed to treat human diseases without the use of drugs, hospitalization, medicines and appliances, and dental, optical and other medical treatments and services.

All acts performed and services rendered under the provisions of this section shall be performed in accordance with the provisions as to professional conduct prescribed by the statutes of the state of California regulating such professional conduct and services.

Medical care, as defined in this section, shall not be furnished or supplied to any member of the system by or in any of the public health and hospital facilities of the city and county, except that emergency medical and hospital care may be rendered to any member of the system in the usual course of emergency health service.

Subdivision 6. Members of the system shall have and possess no claim or recourse against any of the funds of the municipality by virtue of the adoption or operation of any plan for rendering medical care, indemnifying costs of said care or carrying insurance against such costs, but the claim and recourse of any such member shall be limited solely to the funds of the system. All expenses of the system shall be borne exclusively by the funds of the system and the city and county shall not appropriate or contribute funds in any manner for the purposes of the system hereby established and provided.

Ordered Submitted: Board of Supervisors, San Francisco, September 14, 1942.

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl.

Absent: Supervisor Green.

I hereby certify that the foregoing Charter Amendment was ordered submitted by the Board of Supervisors of the City and County of San Francisco.

DAVID A. BARRY,
Clerk.

PROPOSITION 32

SALVAGE CORPS—ADDING new Section 38.1 to Charter. Provides for acquisition and operation of facilities and operating force of Underwriter's Fire Patrol as a division of the Fire Department. Extends civil service to employees.

PROPOSITION NO. 32

CHARTER AMENDMENT—SALVAGE CORPS

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by adding a new section thereto to be known as Section 38.1 (Salvage Corps) relating to the acquisition and operation by the City and County of San Francisco of the facilities of the Underwriters' Fire Patrol.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of the City and County of San Francisco, at an election to be held therein on November 3, 1942, a proposal to amend the Charter of said City and County by adding Section 38.1 thereto, to read as follows:

SALVAGE CORPS

Section 38.1. There is hereby created in the San Francisco fire department a division to be known as the salvage corps.

The duties of said salvage corps shall be the protection of property, during the period of any fire and immediately after said fire, from damage by smoke, water or flames. Said salvage corps shall be under the jurisdiction of the fire commission of the city and county of San Francisco. The personnel of said salvage corps shall not be transferred to any other branch or division of the fire department but shall at all times be subject to the orders of the chief engineer of the department in so far as actual service is concerned. The personnel of said salvage corps may be increased in accordance with the fiscal and budgetary procedure provided for in the charter, but members of any other branch or division of said fire department shall not be transferred to said salvage corps except after examination and certification as to eligibility by the civil service commission.

All persons employed in the uniformed force of the corporation known as the Underwriters' Fire Patrol of San Francisco, on the effective date of this amendment and who have been so employed for a period of six months next before the effective date of this amendment shall become members of said salvage corps and shall be deemed appointed as such in accordance with the civil service provisions of the charter and shall thereafter be entitled to all of the benefits thereof. Any person heretofore employed in the uniformed force of said Underwriters' Fire Patrol of San Francisco who has been granted a leave of absence for military purposes and who had been so employed by said Underwriters' Fire Patrol of San Francisco for a period of six months next before the granting of said leave of absence, shall, on the expiration of his said leave, become a member of said salvage corps and also shall be deemed appointed thereto pursuant to the civil service provisions of the charter and entitled to all of the benefits thereof.

All persons who, on the effective date of this amendment, shall be serving as officers in said uniformed force of said Underwriters' Fire Patrol of San Francisco and who have been so serving for a period of six months prior thereto, shall continue to occupy their respective official positions, with the exception that such persons as may be serving in the position of sergeant shall become lieutenants in said salvage corps and the position of sergeant shall no longer exist.

The officers and members of said salvage corps shall receive respectively the salaries provided for captains, lieutenants and hosemen provided by section 36 of the charter and for the purpose of determining the salaries of said hosemen, service rendered in the uniformed force of said Underwriters' Fire Patrol of San Francisco shall be deemed as service rendered in the service of the city and county of San Francisco.

Upon the actual taking over of the employees of said Underwriters' Fire Patrol of San Francisco, the members thereof coming into the employment of the city and county of San Francisco shall become members of the San Francisco city and county retirement system and shall be entitled to the benefits thereof and subject to the obligations thereof pursuant to the provisions of section 165 of the charter.

All employees hereafter added to said salvage corps, including officers appointed thereto, other than those who may have been serving in the uniformed forces of said Underwriters' Fire Patrol of San Francisco and continue in the service of the city and county of San Francisco pursuant to the provisions of this section, shall be appointed and hold their positions subject to the civil service provisions of the charter.

The tours of duty of the members of said salvage corps shall be the same as the tours of duty for other members of the uniformed force of the fire department as the same are set forth in section 36 of the charter.

The physical and age requirements for future applicants and members of the salvage corps shall be the same as those applicable to applicants for and regular members of equal rank in the San Francisco fire department.

This amendment shall become effective when the joint legislative resolution approving such amendment is filed with the Secretary of State, and the board of supervisors has appropriated the funds necessary in connection therewith, but not later than July 1, 1943.

Ordered Submitted: Board of Supervisors, San Francisco, September 14, 1942.

Ayes: Supervisors Brown, Colman, Gallagher, Green, O'Gara, Shannon.

Noes: Supervisors MacPhee, Mead, Meyer, Roncovieri, Uhl.

I hereby certify that the foregoing Charter Amendment was ordered submitted by the Board of Supervisors of the City and County of San Francisco.

DAVID A. BARRY,
Clerk.

PROPOSITION 33

LEAVES OF ABSENCE—AMENDS Sections 153 and 161 of Charter. Provides for leaves of absence to city employees engaging in war defense work. Protects their retirement rights.

PROPOSITION No. 33

CHARTER AMENDMENT—LEAVES OF ABSENCE AND CONTINUOUS SERVICE

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by amending Sections 153 and 161 thereof, relating to Leaves of Absence and Continuous Service.

The Board of Supervisors of the City and County of San Francisco hereby submit to the electors of the City and County of San Francisco at the general election to be held on November 3, 1942, a proposal to amend Sections 153 and 161 thereof so that the same shall read as follows:

LEAVES OF ABSENCE

Section 153. Leaves of absence to officers and employees of the city and county shall be governed by rules established by the civil service commission, provided that leave of absence to any officer or employee for the purpose of leaving the city and county, taking a position outside of the city and county service, or accepting a position in some department or office of the city and county other than the one in which he is employed and where the duties are in no way related to the duties covered by his civil service classification, shall be limited to six months; and provided, further, that no limit shall be placed on a leave of absence granted to enable an officer or employee to accept promotion to a non-civil service position in the same department in which he holds civil service status, or promotion to co-related work in another department or office of the city and county.

Leaves of absence shall be granted to officers and employees of the city and county of San Francisco and non-certificated officers and employees of the San Francisco Unified School District and to eligibles on lists for appointment to positions therein for service in the armed forces of the United States or the state of California or for service on ships operated by or for the United States government in time of war and for such time thereafter as may be provided by rule of the civil service commission, but not to exceed two years after the proclamation of peace, except in case of disability incurred in line of duty with the armed forces or the merchant marine when such disability shall extend beyond such period.

Whenever any officer or employee of the city and county of San Francisco, or any non-certificated officer or employee of the San Francisco Unified School District or any eligible on a list for appointment to positions therein shall, by order of the government of the United States or by lawful order of any of its departments or officers, or by lawful order of the state of California, or any of its departments or officers, be directed in time of peace to report for service or training in the armed forces of the United States, or in the armed forces of the state of California, and shall be inducted into said service, said

officer or employee or eligible shall be entitled to a leave of absence from his office or position or eligibility during the time of such service and for a period not to exceed three months after the expiration thereof.

In addition to such leaves, the board of supervisors by a three-fourths vote may, on the recommendation of the civil service commission, provide by ordinance that leaves of absence shall be granted to such officers, employees, and eligibles during time of war or in time of peace for other service directly connected with the prosecution of the war or national defense or preparedness. Leaves granted pursuant to the provisions of the two preceding paragraphs and ordinances adopted pursuant to the provisions of this paragraph shall be designated military leaves.

If a person on military leave has been appointed to a permanent position, he shall be entitled to resume such position at the expiration of his leave, and if any civil service rights accrue to any appointee by reason of seniority, the term of service shall be reckoned a part of his service under the city and county, exclusive of service under the retirement provisions of this charter. If persons on military leave during time of war have standing on an eligible list, they shall retain their places thereon, and upon presenting an honorable discharge or certificate of honorable service from such wartime service shall be preferred for appointment for a period of four years after the proclamation of peace in the order of standing upon such register at the time of induction into such wartime service and before candidates securing standing through an examination held subsequent to such induction. If a person on military leave during time of peace has standing on an eligible list, he shall maintain his place on said list while such leave is in force unless pursuant to the provisions of section 145 hereof the list shall expire or be cancelled during the period said leave is in force. If the name of such person on military leave during time of peace or war is reached for permanent appointment to a position from a list of civil service eligibles prior to the date of expiration or cancellation of such list as provided in section 145 hereof, he shall be appointed to such position at the end of the service for which he was granted such leave, provided that no such person shall be appointed to an entrance position in the uniformed ranks of the police and fire departments under this provision who is more than 35 years of age unless the name of such person was reached for appointment to such position before such person reached age 35.

Officers, employees, or eligibles entering or being inducted into any service for which military leave may be granted under the provisions of this section shall, prior thereto, file with the civil service commission a copy of the orders requiring such service.

The civil service commission shall adopt rules to govern the administration of military leaves as herein provided and to govern lay-offs occasioned by the return of officers, employees or eligibles who have been granted military leaves as provided in this section.

Military leaves granted to officers, employees, or eligibles for service on ships operated by or for the United States government shall be retroactive to December 7, 1941.

The civil service commission, by rule and subject to the approval of the board of supervisors by ordinance, shall provide for leaves of absence due to illness or disability, which leave or leaves may be cumulative, if not used as authorized, provided that the accumulated unused period of sick leave shall not exceed six months, regardless of length of service, and provided further that violation or abuse of the provisions of said rule and ordinance by any officer or employee shall be deemed an act of insubordination and inattention to duties.

CONTINUOUS SERVICE

Section 161. Continuous service shall be defined by the board of supervisors, but the absence of any officer or employee of the city and county from service caused by reason of the service of such officer or employee in the military or naval forces of the United States in any war in which the United States has engaged, shall not be deemed to be absence from service for the purposes of the retirement system and such officer or employee shall receive credit under the retirement system, for the period of such absence, in the same manner as if he had not been absent.

Any member of the retirement system who is absent after September 14, 1940, from the service of the city and county, by reason of service in the armed forces of the United States, or the state of California or service on ships operated by or for the United States government, and for such time thereafter as may be provided by rule of the civil service commission, but not to exceed two years after the proclamation of peace, except in case of disability incurred in the line of duty with said armed forces or on said ships when such disability extends beyond such period, or any service connected with the war effort for which leaves of absence shall be authorized pursuant to section 153 of the charter, or any such member who is absent after September 14, 1940, from the service of the city and county, by reason of an order of the government of the United States or the state of California, or by lawful order of any of the departments or officers of said governments, may elect within four months after the effective date hereof or within four months after the beginning of such absence, to contribute to said retirement system while serving in said forces or on said ships, and at times and in a manner to be fixed by the retirement board, amounts equal to the contributions which he would have made from the beginning of said absence, or from the date of said election, had he remained on duty in the position he occupied and at the compensation being earned by him immediately prior to the beginning of said absence. The city and county shall contribute to the retirement system on account of any member who exercises affirmatively the election provided herein, in the same manner and amounts as if said member were not absent in said service. If the member's base pay in said service shall be less than one hundred dollars per month, city and county, in lieu of said member, shall contribute also said amount which the member otherwise would have been required to contribute under said election, and said contributions shall be administered as if made by said member.

It is the purpose of the paragraph next preceding, to place a member who is absent from the service of the city and county by reason of service as set forth in paragraph next preceding, and who contributes or for whom contributions are made under the election herein provided, in the same status under the retirement system, as that which he would have occupied had he remained on duty in the position he occupied immediately prior to the beginning of said absence and charter and ordinance provisions governing the retirement system, shall apply to said member with like effect as if he were not absent. If, however, a member who exercises affirmatively the election provided herein, shall default in any of the contributions due to the retirement system under said election, and if said contributions are not made for him, then he shall be considered absent from service during the period covered by said defaulted contributions, the same as if he had not exercised affirmatively said election, and he shall not receive credit as service for the city and county, for the period covered by said defaulted contributions; but the absence during said period of default shall not break the continuity of service required of

such member to entitle him to a pension or retirement allowance, as provided under the retirement system.

Any member of the retirement system who is absent from the service of the city and county by reason of service set forth in the second paragraph of this section, and who does not affirmatively exercise election herein provided, shall not receive credit as service for the city and county, for the period of such absence, but the absence shall not break the continuity of service required of such member to entitle him to a pension or retirement allowance as provided under the retirement system.

Ordered Submitted—Board of Supervisors, San Francisco, September 15, 1942.

Ayes: Supervisors Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl.

Absent: Supervisors Brown, Green.

I hereby certify that the foregoing Charter Amendment was ordered submitted by the Board of Supervisors of the City and County of San Francisco.

DAVID A. BARRY,
Clerk.

PROPOSITION 34

STANDARDIZATION OF COMPENSATIONS—AMENDING Section 151 of Charter. Provides periodic standardization of pay of all city employments at one time after comprehensive survey of private and government employments. Requires \$12,500 revolving survey fund annually replenished.

PROPOSITION No. 34

CHARTER AMENDMENT—STANDARDIZATION OF COMPENSATIONS

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by amending Section 151 thereof, relating to standardization of salaries.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of the City and County of San Francisco, at an election to be held therein on November 3, 1942, a proposal to amend the Charter of said City and County by amending Section 151 thereof, relating to standardization of salaries, so that the same shall read as follows:

STANDARDIZATION OF COMPENSATIONS

Section 151. The board of supervisors shall have power and it shall be its duty to fix by ordinance from time to time, as in this section provided, all salaries, wages and compensations of every kind and nature, except pension or retirement allowances, for the positions, or places of employment, of all officers and employees of all departments, offices, boards and commissions of the city and county in all cases where such compensations are paid by the city and county.

Compensations specified in this charter shall not be subject to the provisions of this section. Compensations of the teaching and other technical forces of the school department and employees of the Steinhart Aquarium and law library departments, construction employees engaged outside of the city and county, part-time employees, and inmate and institutional help receiving less than fifty dollars (\$50.00) per month, shall be fixed by the department head in charge thereof, with the approval of the board or commission, if any, in charge of the department concerned and subject to the budget and appropriation provisions of this charter; provided that part-time employees shall be recorded as such by a department head, only with the approval of the civil service commission and, when so recorded, shall be noted as part-time on payrolls, budget estimates, salary ordinance and similar documents.

In fixing schedules of compensation as in this section provided, the civil service commission shall prepare and submit to the board of supervisors and the board shall adopt a schedule of compensations which shall include all classifications, positions and places of employment the wages or salaries for which are subject to the provisions of this section; provided, that the civil service commission shall from time to time prepare and submit to the board of supervisors and the board shall adopt amendments to the schedule of compensations which are necessary to cover any new classifications added by the civil service commission. Under the schedules of compensation recommended by the civil service commission and adopted by the board of supervisors as herein provided, like compensation shall be paid for like service, based upon the classification as provided in section 141 of the charter, and for those classifications of employment in which the practice is customary, the proposed schedules of compensation shall provide for minima, intermediate, and maxima salaries and for a method of advancing the salaries of employees from the minimum to the intermediate and to the maximum with due regard to seniority of service. The compensations fixed as herein provided shall be in accord with the generally prevailing rates of wages for like service and working conditions in private employment or in other comparable governmental organizations in this state; provided, that for specialized services which are peculiar to the municipal service and not duplicated elsewhere in private or other governmental organizations in this state, the commission shall recommend and the board of supervisors shall fix a compensation which shall be in accord with the wages paid in private employment or other governmental organizations in the state for the nearest comparable service and working conditions; and provided further that if the civil service commission determines on the basis of facts and data collected as hereinafter provided that the rates generally prevailing for a particular service in private employment or in other governmental organizations are inconsistent with the rates generally prevailing in private employment or other governmental organizations for services requiring generally comparable training and experience, the commission shall set forth these data in its official records and shall recommend and the board of supervisors shall fix a compensation for such service that shall be consistent with the compensations fixed by the board of supervisors for other services requiring generally comparable training and experience; and provided further that the minimum compensation fixed for full time employments subject to the civil service provisions of this charter shall be not less than \$106.00 per month.

The proposed schedules of compensation or any amendments thereto shall be recommended by the civil service commission solely on the basis of facts and data obtained in a comprehensive investigation and survey concerning

wages paid in private employment for like service and working conditions or in other governmental organizations in this state. The commission shall set forth in the official records of its proceedings all of the data thus obtained and on the basis of such data the commission shall set forth in its official records an order making its findings as to what is the generally prevailing rate of pay for each class of employment in the municipal service as herein provided, and shall recommend a rate of pay for each such classification in accordance therewith. The proposed schedules of compensation recommended by the civil service commission shall be transmitted to the board of supervisors together with a compilation of a summary of the data obtained and considered by the civil service commission and a comparison showing existing schedules. Before being presented to the board of supervisors for consideration, the proposed schedules and a comparison with existing schedules shall be published once a week for two weeks.

The board of supervisors may approve, amend or reject the schedule of compensations proposed by the civil service commission; provided, that before making any amendment thereto the data considered by the board of supervisors as warranting such amendment shall be transmitted to the civil service commission for review and analysis and the commission shall make a report thereon to the board of supervisors, together with a report as to what other changes, and the cost thereof such proposed amendment would require to maintain an equitable relationship with other rates in such schedule.

Where any compensation paid on January 1, 1931, is higher than the standard compensation fixed as provided in this section for such position or employment, said compensation shall be continued to the incumbent of such position as long as he legally holds said position, and department heads, in cooperation with the civil service commission where said commission has jurisdiction, shall continuously offer all possible opportunities to said incumbents to assume duties and responsibilities in higher classifications consistent with the higher rates of compensation hereby continued. The salaries and wages paid to employees whose compensations are subject to the provisions of this section shall be those fixed in the schedule of compensations adopted by the board of supervisors as herein provided and in accord with the provisions of the ordinance of the board of supervisors adopting the said schedule, and the compensations set forth in the budget estimates, and the annual salary ordinance and appropriations therefor shall be in accord therewith.

Not later than January 15, 1944 and every five years thereafter and more often if in the judgment of the civil service commission or the board of supervisors economic conditions have changed to the extent that revision of existing schedules may be warranted in order to reflect current prevailing conditions, the civil service commission shall prepare and submit to the board of supervisors a schedule of compensations as in this section provided. A schedule of compensations or amendments thereto as provided herein which is adopted by the board of supervisors on or before April 1 of any year shall become effective at the beginning of the next succeeding fiscal year and a schedule of compensations or amendments thereto adopted by the board of supervisors after April 1 of any year shall not become effective until the beginning of the second succeeding fiscal year. The board of supervisors shall appropriate twelve thousand five hundred dollars (\$12,500) to the civil service commission to be known as the salary survey fund and to be used exclusively for defraying the cost of surveys of wages in private employ-

ment and in other governmental jurisdictions and making reports and recommendations thereon and publication thereof as herein provided. No expenditures shall be made therefrom except on authorization of board of supervisors. In the event of the expenditure of any of said funds, the board of supervisors in the next succeeding annual budget shall appropriate a sum sufficient to reimburse said salary survey fund.

Where compensations for services commonly paid on an hourly or a per diem basis are established on a weekly, semi-monthly or monthly salary basis for city and county service, such salary shall be based on the prevailing hourly or per diem rate, where this can be established, and the application thereto of the normal or average hours or days of actual working time, in the city and county service, including an allowance for annual vacation. Every person employed in the city and county service shall, after one year's service, be allowed a vacation with pay of two calendar weeks, annually, as long as he continues in his employment.

Ordered Submitted—Board of Supervisors, San Francisco, September 14, 1942.

Ayes: Supervisors Brown, Colman, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl.

No: Supervisor Gallagher.

I hereby certify that the foregoing Charter Amendment was ordered submitted by the Board of Supervisors of the City and County of San Francisco.

DAVID A. BARRY,
Clerk.

PROPOSITION 35

LIMITED TENURE APPOINTMENTS—ADDS new Section 145.1 to Charter. Provides for informal, non-competitive tests for city employment during war-time. Limits tenure of such employments for duration of war and six months thereafter.

PROPOSITION No. 35

CHARTER AMENDMENT—LIMITED TENURE APPOINTMENTS

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by adding a new section thereto to be known as Section 145.1, Limited Tenure Appointments, relating to limited tenure appointments in time of war when eligibles from regularly established lists are not available for appointment.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of the City and County of San Francisco, at an election to be held therein on November 3, 1942, a proposal to amend the Charter of said City and County by adding Section 145.1 thereto, Limited Tenure Appointments, relating to limited tenure appointments in time of war when eligibles from regularly established lists are not available for appointment.

LIMITED TENURE APPOINTMENTS

Section 145.1. When in time of war declared by the Congress of the United States eligibles are not available for appointment from registers established through the regular examination procedure as provided under section 145 hereof, the civil service commission may qualify applicants for wartime appointments to entrance positions through informal and non-competitive tests. Such tests and appointments resulting therefrom shall be governed solely by the provisions of this section and by rule of the civil service commission adopted pursuant thereto and the tests shall be adequate in the judgment of the civil service commission to determine the capacity of applicants to perform the duties of the positions to be filled pending creation of lists of eligibles through the regular examination procedure as provided in section 145 hereof. Appointments made under the provisions of this section shall be designated "limited tenure appointments" and may continue only until registers of eligibles are established through the regular examination procedure provided in section 145 hereof but in no event to exceed six months beyond the cessation of hostilities. Applicants who qualify for limited tenure appointments under the provisions of this section shall be appointed to positions in order of priority of filing applications. Limited tenure appointments may be terminated by the appointing officer at any time for lack of work or funds. Limited tenure appointments may be terminated by the appointing officer for good cause at any time with the approval of the civil service commission without reference to the procedures governing removals set forth in section 154 hereof. Persons serving under limited tenure appointments as in this section provided shall by reason of such service acquire no right or preference to permanent civil service status as defined elsewhere in this charter or by rule of the civil service commission which is conferred on persons completing probationary appointments made from lists of eligibles established through the regular examination procedures provided in section 145 of the charter.

Non-civil service appointments in the absence of civil service eligibles as provided in section 149 of this charter shall not be authorized if applicants qualified for limited tenure appointments are available. The civil service commission shall make every effort consistent with current conditions to maintain adequate registers of eligibles established through the regular examination procedure provided in section 145 hereof. If its annual appropriation is insufficient to meet the cost of the examinations required to establish registers of eligibles through the examination procedures set forth in section 145 hereof, or to qualify applicants for limited tenure appointments as herein provided, the commission shall report to the mayor the estimated cost thereof and the mayor shall request and the supervisors shall make supplemental appropriations therefor in the manner provided herein for supplemental appropriations.

The civil service commission shall adopt rules to carry out the provisions of this section and to govern the administration of limited tenure appointments.

Ordered Submitted: Board of Supervisors, San Francisco, September 10, 1942.

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Meyer, O'Gara, Shannon, Uhl.

Absent: Supervisors Green, Mead, Roncovieri.

I hereby certify that the foregoing Charter Amendment was ordered submitted by the Board of Supervisors of the City and County of San Francisco.

DAVID A. BARRY,
Clerk.

PROPOSITION 36

LEGION OF HONOR AND DE YOUNG MUSEUM — AMENDS Sections 50 and 51 of Charter. Provides employees shall be subject to civil service and salary standardization provisions of Charter. Director, Curators, Secretaries remain appointive.

PROPOSITION No. 36

CHARTER AMENDMENT—CALIFORNIA PALACE OF THE LEGION OF HONOR AND M. H. DE YOUNG MUSEUM

Providing that certain employees of the California Palace of the Legion of Honor and the M. H. de Young Memorial Museum shall be subject to the Civil Service provisions of the Charter.

Describing and setting forth a proposal to the electors of the City and County of San Francisco to amend the Charter of said City and County by amending Sections 50 and 51 thereof by providing that certain employees of the California Palace of the Legion of Honor and the M. H. de Young Memorial Museum shall be subject to the Civil Service provisions of the Charter.

The Board of Supervisors of the City and County of San Francisco hereby submits to the electors of the City and County of San Francisco at the general election to be held on November 3, 1942, a proposal to amend the Charter of said City and County by amending Sections 50 and 51 thereof so that the same shall read as follows:

CALIFORNIA PALACE OF THE LEGION OF HONOR

Section 50. The California Palace of the Legion of Honor shall be known as such in perpetuity. The management, superintendence, and operation thereof and the lands set aside therefor shall be vested in a board of eleven trustees, of which the mayor and the president of the park commission shall be ex officio members. All vacancies occurring in said board shall be filled by the vote of a majority of the remaining members thereof. None of said trustees shall receive any compensation for his or her services. Trustees need not be residents of the city and county.

The board shall have exclusive charge of the said memorial, the lands set aside therefor, and its affairs, and of all real and personal property thereunto belonging, or which may be acquired by loan, purchase, gift, devise, bequest or otherwise, when not inconsistent with the terms and conditions of the loan, gift, devise or bequest. It shall meet for its purposes at least once in three months, and at such other times as the president or any three members thereof may appoint, in a place to be provided for the purpose. It shall appoint a director, curators and a secretary who shall hold office at its pleasure. It shall appoint such other assistants and employees as may be necessary, who shall be subject to the civil service and salary standardization provisions of this charter; provided that all such assistants and employees who are actually employed, or who may be on military leave of absence from employment on the effective date of this amendment and who have been continuously employed for one year immediately preceding such date or such

military leave of absence shall be continued in their respective positions as if appointed thereto after examination and certification from a civil service list of eligibles and thereafter shall be governed by and subject to the civil service provisions of this charter. The secretary shall keep a full account of all property, money, receipts and expenditures, and a record of all its proceedings, and shall file annually a report with the controller. The trustees shall have power to insure loan exhibits against any risk.

The supervisors, for the purpose of maintaining, operating and superintending said memorial, and the purchase of objects of art, literary productions and other personal property, shall provide an amount sufficient for the maintenance, operation, and superintendence thereof; subject to the budget and fiscal provisions of this charter, and to that end shall levy a tax annually, the proceeds of which shall be credited to and deposited in a fund in the treasury of the city and county to be known as the "California Palace of the Legion of Honor Fund," and shall be used exclusively for the purposes thereof.

It is the intention that the administration and control of the California Palace of the Legion of Honor shall be continued with the powers granted and under the conditions imposed by the terms of the donation and accepted by the city and county.

M. H. de YOUNG MEMORIAL MUSEUM

Section 51. The M. H. de Young Memorial Museum shall be known as such in perpetuity. The museum and the grounds set aside therefor shall be under the management, superintendence, and operation of a board consisting of eleven trustees, of which the mayor and the president of the park commission shall be ex officio members. All vacancies occurring in said board shall be filled by the vote of a majority of the remaining members thereof. None of said trustees shall receive any compensation for his or her services.

The board shall have exclusive charge of the said memorial museum, the lands set aside therefor, and its affairs, and of all real and personal property thereunder belonging, or which may be acquired by loan, purchase, gift, devise, bequest, or otherwise, when not inconsistent with the terms and conditions of the loan, gift, devise, or bequest. The trustee shall have power to insure loan exhibits against any risk. The park commission shall maintain and care for the grounds of this memorial museum, and shall furnish the moneys for the necessary repair and embellishment of the grounds and unoccupied parts.

The board of trustees shall have the power to maintain, repair or reconstruct existing buildings and construct new buildings and to make and enter into contracts relating thereto, subject, however, to the budget and annual appropriation ordinance. The supervisors, subject to the budget provisions of this charter, shall, for the purpose of maintaining said memorial museum, include in each annual budget of city and county expenditures an amount sufficient for the maintenance, operation and superintendence thereof, not less than forty thousand dollars (\$40,000) in each annual budget, and such additional amount as is necessary to take care of the increased demand for help, buildings, repairs, and care of said memorial museum. Such amount shall be credited to and deposited in the fund in the treasury of the city and county to be known as the "M. H. de Young Memorial Museum Fund." The board shall meet for its purposes at least once in three months, and at such other times as the president or any three members thereof may appoint, in a place to be provided for the purpose. It shall appoint a direc-

tor, curators and a secretary who shall hold office at its pleasure. It shall appoint such other assistants and employees as may be necessary, who shall be subject to the civil service and salary standardization provisions of this charter; provided that all such assistants and employees who are actually employed, or who may be on military leave of absence from employment on the effective date of this amendment and who have been continuously employed for one year immediately preceding such date of such military leave of absence shall be continued in their respective positions as if appointed thereto after examination and certification from a civil service list of eligibles and thereafter shall be governed by and subject to the civil service provisions of this charter. The secretary shall keep a full account of all property, money, receipts and expenditures, and a record of all its proceedings, and shall file annually a report with the controller.

It is the intention that the administration and control of the M. H. de Young Memorial Museum shall be continued with the powers granted and under the conditions imposed by the terms of the donations and accepted by the city and county.

Ordered Submitted—Board of Supervisors, San Francisco, September 15, 1942.

Ayes: Supervisors Brown, Colman, Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl.

I hereby certify that the foregoing Charter Amendment was ordered submitted by the Board of Supervisors of the City and County of San Francisco.

DAVID A. BARRY,
Clerk.

PROPOSITION 37

RECREATION COMMISSION—AMENDS Section 42 of Charter. Defines and specifies duties and powers of Recreation Commission.

PROPOSITION No. 37

CHARTER AMENDMENT—RECREATION DEPARTMENT

Describing and setting forth a proposal to the electors of the City and County of San Francisco to amend the Charter of said City and County by amending Section 42 thereof, Recreation Commission, by prescribing the powers and duties of the Recreation Commission.

The Board of Supervisors of the City and County of San Francisco hereby submits to the electors of the City and County of San Francisco at the general election to be held on November 3, 1942, a proposal to amend the Charter of said City and County by amending Section 42 thereof, so that the same shall read as follows:

RECREATION DEPARTMENT

Section 42. The recreation department shall be under the management of a recreation commission, consisting of seven members, five of whom shall be appointed by the mayor, and who shall serve without compensation. Three of the members appointed by the mayor shall be men and two shall be women.

The superintendent of schools and the superintendent of parks shall be members of the commission ex officio.

The members of said commission heretofore appointed by the mayor and who shall continue to hold office on the effective date of this section, as amended, shall continue to hold their respective offices for the respective terms for which they have been appointed, and at the expiration of each of said terms the mayor shall fill the vacancies created by the expiration of the term of any member of said commission, and the mayor shall have the authority to fill any vacancy otherwise occurring in said commission.

The recreation commission shall appoint a superintendent, who shall be the chief executive officer of said department, and who shall hold office at the pleasure of the commission.

The commissioners shall have the complete and exclusive control, management and direction of all playgrounds, recreation centers, and all other recreation facilities, now or hereafter placed under charge of the commission, including exclusive right to erect and to superintend the erection of buildings and structures thereon, and to construct new playgrounds and recreation centers, except as in the charter otherwise provided.

Ordered Submitted: Board of Supervisors, San Francisco, September 10, 1942.

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Shannon, Uhl.

Absent: Supervisors Green, Roncovieri.

I hereby certify that the foregoing Charter Amendment was ordered submitted by the Board of Supervisors of the City and County of San Francisco.

DAVID A. BARRY,
Clerk.

PROPOSITION 38

STREET CAR SERVICE—AMENDS Charter by adding Section 132.1. Provides that after merger of street railway systems, street car or other transportation service may be abandoned by Public Utilities Commission unless, after public hearing, nine Supervisors object.

PROPOSITION No. 38

CHARTER AMENDMENT—ABANDONMENT OF STREET CAR OR OTHER TRANSPORTATION SERVICE

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by adding thereto a new section to be designated Section 132.1, "Abandonment of Street Car or Other Transportation Service."

The Board of Supervisors of the City and County of San Francisco hereby submits to the electors of the City and County at the general election to be held on November 3, 1942, a proposal to amend the Charter of said City and County by adding a new section thereto to be designated Section 132.1, "Abandonment of Street Car or Other Transportation Service," to read as follows:

ABANDONMENT OF STREET CAR OR OTHER TRANSPORTATION SERVICE

Section 132.1. In the event of the unification, consolidation or merger of the San Francisco Municipal Railway with any privately owned street railway system or with any portion or facility thereof, no line of street railway, bus line, trolley bus line or cable car line, or any portion thereof, which is now or will be owned by the city and county of San Francisco and is now or will be operated by the public utilities commission, shall be abandoned nor shall the service be discontinued thereon except upon recommendation by the public utilities commission, in writing, to the board of supervisors. The recommendation of the public utilities commission shall be acted upon by the board of supervisors within thirty days from the receipt thereof. For the purpose of hearing such recommendation a public hearing shall be held. If the said recommendation is disapproved by at least nine votes it shall not become effective and such service shall be continued. If said recommendation is not disapproved by nine votes of said board the recommendation shall become effective forthwith. Failure of the board of supervisors to act on said recommendation within thirty days shall be deemed as the approval of said recommendation of the public utilities commission; provided that the public utilities commission may without reference or recommendation to the board of supervisors abandon or discontinue service on any line of street railway, bus line, trolley bus line, or cable car line, or any portion thereof, which has been in operation for less than one year next immediately preceding such order of abandonment or discontinuance.

Ordered Submitted: Board of Supervisors, San Francisco, September 15, 1942.

Ayes: Supervisors Gallagher, Green, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl.

Noes: Supervisors Brown, Colman.

I hereby certify that the foregoing Charter Amendment was ordered submitted by the Board of Supervisors of the City and County of San Francisco.

DAVID A. BARRY,
Clerk.

PROPOSITION 39

BOARD OF SUPERVISORS—AMENDS Section 9 of Charter. Provides Board of Supervisors may provide medical care, hospitalization, and compensation for civilian defense workers injured on duty.

PROPOSITION No. 39

CHARTER AMENDMENT—POWERS VESTED IN BOARD OF SUPERVISORS

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by amending Section 9 thereof, "Powers Vested in Board of Supervisors."

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of the City and County of San Francisco, at an election to be held therein on November 3, 1942, a proposal to amend the Charter of the City and County by amending Section 9 thereof, "Powers Vested in Board of Supervisors," so that the same shall read as follows:

POWERS VESTED IN BOARD OF SUPERVISORS

Section 9. The powers of the city and county, except the powers reserved to the people or delegated to other officials, boards or commissions by this charter, shall be vested in the board of supervisors and shall be exercised as provided in this charter. The board of supervisors shall, ex officio, be the board of equalization for the city and county. It shall be the duty of the board of supervisors to canvass the vote cast at each election in the city and county, and certify the official count of such balloting. The supervisors shall determine the maximum number of each class of employment in each of the various departments and offices of the city and county and shall fix rates and schedules of compensation therefor in the manner provided in this charter. On the recommendation of the mayor and the chief administrative officer, the board of supervisors may create or abolish departments which are now or may hereafter be placed under the chief administrative officer or under commissions appointed by the mayor.

The board of supervisors may, by ordinance, confer on any officer, board or commission such other and additional powers as the board may deem advisable.

The board of supervisors, by ordinance, may provide medical care, hospitalization, compensation and such other benefits as the board may deem necessary for regularly authorized volunteer civilian defense workers suffering injury arising out of and in the course of their activities as such civilian defense workers.

Whenever the board of supervisors by ordinance shall declare that the public interest demands a night university, municipally established, maintained and controlled, they shall submit the proposal to the people, and if approved by a majority of the electors voting thereon, the board of supervisors may by ordinance provide for the establishment, maintenance and control of such a night university having courses of instruction in advance of the instruction maintained in high schools or junior colleges. Said university shall have the power to grant academic degrees and shall be open to any resident of the city and county qualified to enter and pursue the courses of instruction therein given.

Ordered Submitted: Board of Supervisors, San Francisco, September 14, 1942.

Ayes: Supervisors Brown, Colman, Gallagher, MacPhee, Mead, Meyer, O'Gara, Roncovieri, Shannon, Uhl.

Absent: Supervisor Green.

I hereby certify that the foregoing Charter Amendment was ordered submitted by the Board of Supervisors of the City and County of San Francisco.

DAVID A. BARRY,
Clerk.



WHY PAY \$11,225,000 for JUNK?

Proposition Number 26 (purchase of the Market Street Railways) is a **BAD BARGAIN** for San Francisco, because:

1. IT PUTS AN INFLATED VALUE ON OLD WORN-OUT EQUIPMENT, THAT CAN BE BOUGHT AT A MUCH CHEAPER PRICE.

The properties of the Market Street Railway consist of:

Dilapidated cars, some of them 50 years old.

Rails that are good for nothing but scrap.

Carhouses that are firetraps.

Maintenance shops that are falling apart.

AT THE END OF TEN YEARS THESE PROPERTIES WILL BE COMPLETELY WORTHLESS. This is the openly expressed opinion of Edward G. Cahill, manager of public utilities.

FOR THIS, THE PEOPLE OF SAN FRANCISCO ARE ASKED TO PAY \$7,950,000, plus interest which will bring the price to at least \$11,225,000.

Four years ago the Market Street Railway asked \$12,000,000 for these properties.

Why is the price \$4,000,000 cheaper now? **BECAUSE THE FRANCHISE UNDER WHICH THE MARKET STREET RAILWAY OPERATES HAS FOUR YEARS LESS TO GO.**

That franchise, which is the only valuable property owned, determines the price the Company asks.

That franchise now has 14 years to go. Each year we wait means a lower price. **THIS IS NOT YET THE TIME TO BUY.**

2. PURCHASE AT THIS TIME DOES NOT SOLVE OUR TRANSPORTATION PROBLEMS.

In order for San Francisco to have an adequate transportation system, the properties of the Market Street Railway must be rehabilitated.

Four years ago, when this issue was on the ballot, the bond issue to cover the cost of rehabilitation was for \$13,000,000.

That was four years ago, when prices were lower and labor and supplies were available.

TODAY REHABILITATION IS IMPOSSIBLE AT ANY PRICE. That means that after we bought the Market Street Railway we would have to jog along with the same old cars and under the present overcrowded conditions, for the duration.

3. PURCHASE AT THIS PRICE WILL RAISE FIVE-CENT FARES TO SEVEN CENTS AND EVEN HIGHER.

Under the terms of this proposed sale it will take 15 years to pay for the Market Street Railway.

Payment will be made out of coins dropped into fare boxes.

It has already been announced that, in order to pay for the properties in 15 years, fares on Municipal Railway lines must be raised to 7 cents—or a 40 percent increase.

That is the immediate increase to be levied at a time when the volume of business on street cars is at a peak never before known in the history of San Francisco.

WHAT WILL HAPPEN AFTER THE WAR—when street-car travel will be reduced to normal and maybe even subnormal levels?

Street-car fares throughout the city may then go as high as 10 cents to pay for properties which by that time will be worth **NOTHING**.

VOTE "NO" ON PROPOSITION NUMBER 26.

4. THE ONLY TWO BENEFITS CLAIMED FOR THIS DEAL CAN BE OBTAINED WITHOUT THIS "WHITE- ELEPHANT" PURCHASE.

Only two benefits are claimed for this deal. We are told that we can have universal transfers. We are told that 80 idle street cars of the Market Street Railway can be put into service.

Both of these benefits can be obtained either by negotiation or by order of the Federal Government. The Federal order can be put into effect tomorrow!

The fact is that there is now an agreement between the California Cable Company on one hand and the Market and Municipal Systems on the other providing for interchange of transfers. The politicians have delayed putting it into effect until after the November election because they don't want the people to know that universal transfers can be obtained without purchase.

And just the other day the Federal government ordered 28 trackless trolleys moved from Cincinnati, where they were not needed, to Seattle, where they were desperately needed.

The Federal Government has the power.

VOTE "NO" ON 26

SAN FRANCISCO TRANSPORTATION LEAGUE

Organized in 1927

1182 Market Street

YES

VOTE

PROPOSITION

(Charter Amendment)

28

PROPOSITION 28 provides adjustment of fire and police compensation schedules on the basis of years of service, with minimum increases of ten dollars monthly and maximum increases of twenty-five dollars monthly.

- ● San Francisco's firemen and policemen have not had an upward adjustment **IN THE LAST 18 YEARS.**
- ● During the depression, like everyone else, they did suffer downward adjustments, one of \$25.00 monthly (and more) lasting about two years.
- ● Official U. S. Department of Labor statistics (released September 20, 1942) show that the cost of living in San Francisco is 19.6% higher than the average for 1935-1939 . . . the cost of foods is 30.2% higher.
- ● Only by vote of the people can these two city departments receive upward adjustments. The Mayor and the Board of Supervisors have the power (invoked in 1933-1934) to provide downward adjustments.
- ● Proposition 28 is the result of many months' study and research by representatives of large tax-payer organizations and department representatives.
- ● It is submitted with the full approval of these large tax-payer groups and many other business, labor, and civic groups, who believe it is **FAIR and EQUITABLE.**

ENDORSED BY:

**Board of Supervisors
Police and Fire Commissions
S. F. Labor Council, A.F.L.
San Francisco C.I.O. Council
S. F. Building and Construction
Trades Council.
Women's Chamber of Commerce
Civic League of Improvement
Clubs.
S. F. County Council, American
Legion.**

**Apartment House Owners &
Managers Association
Building Owners & Managers
Association
California Northern Hotel Ass'n
S. F. Real Estate Board
Down Town Association
S. F. Chamber of Commerce
S. F. Junior Chamber of
Commerce
Retail Merchants' Association**



Charter Amendment No. 29

The State Code of California provides that Boards of Education may pay teachers' annual salaries in twelve equal monthly payments. Prior to the adoption of the Freeholders Charter in 1931, the San Francisco Board of Education had followed this plan. Article 85 of the City Charter, however, is in conflict with this provision of the State Code. Number 29 is a technical amendment.

The adoption of Charter Amendment 29 will:

- 1. Simplify bookkeeping for the Board of Education and the City Controller.**
- 2. Assist the Federal Government if compulsory deductions are adopted for War Bonds and taxes.**
- 3. Be beneficial to merchants and tradesmen under the present system of controlled credit.**

IT WILL NOT:

- 1. Increase teachers' salaries.**
- 2. Affect the tax rate.**

IT HAS BEEN ENDORSED BY:

The Board of Education
S. F. Federation of Municipal Employees
Civic League of Improvement Clubs
S. F. Municipal Conference Committee
The Down Town Association

It has been authorized and submitted by the Board of Supervisors.

VOTE YES ON 31

Take the **SPOILS SYSTEM** out
Of Our CITY GOVERNMENT

Stop Favoritism in Making Appointments

ESTABLISH CIVIL SERVICE MERIT SYSTEM
IN HEALTH SERVICE OFFICE

YES ON 31

No Cost to Taxpayers

UNANIMOUSLY ENDORSED

By 10,000 Civil Service Employees through
S. F. Federation of Municipal Employees
2,500 School Teachers through
Teachers' Association of San Francisco
Civil Service Commission
Civic League of Improvement Clubs
Board of Supervisors
Women's Civic Center Club
Numerous Civic, Labor and Medical Leaders

VOTE YES ON 31

VOTE NO ON 31

Keep the **SPOILS SYSTEM** Out
Of Your CITY GOVERNMENT

Stop Favoritism in Making Appointments

Show Your Disapproval of this Vicious Practice by voting

NO ON 31

**KEEP CIVIL SERVICE FREE FROM
SELFISH MANIPULATION**

Make **WHAT** You Know — Not **WHO** You
Know The Sole Qualification for
Civil Service

VOTE NO ON 31

Women's Municipal Association

Argument in Favor #32 of Proposition 32

Proposition (Charter Amendment) #32 provides for the discontinuance of the Underwriters Fire Patrol and the transfer of its equipment, personnel, and future operation to the San Francisco Fire Department.

The Patrol has been operated by the fire insurance companies. Duties of the Patrol are to furnish skilled firemen and the necessary equipment to enter burning buildings and protect stocks and fixtures with waterproof coverings, thus lessening damage which would otherwise occur by fire, smoke, water and chemicals. The Patrol has been maintained financially by a 2% assessment on fire insurance premiums. The assessment is limited to 2% by State law.

Due to the efficiency of the Patrol, the increased efficiency and effectiveness of the San Francisco Fire Department, the farsightedness of public officials providing increasingly superior fire protection facilities, San Francisco fire insurance rates have been cut in half since 1929 resulting in a corresponding reduction in Patrol maintenance funds, at a time when increased facilities are demanded by the growth of San Francisco.

A study of the situation by public officials reveals that private operation of fire departments or patrols is rapidly vanishing—that more efficiency and coordination can be obtained by uniting all fire-fighting facilities under the control of the Fire Chief and his assistants. Cities recently changing to full public operation are New Orleans, Minneapolis and Louisville.

Conferences between public officials, officers of the Patrol, labor leaders, and firemen employed by the Patrol resulted in presenting Proposition #32 on the ballot. Fire insurance companies have agreed in the event of favorable action by the electorate to reduce fire insurance rates in San Francisco to an amount sufficient to cover the additional cost of operation to the city; the Patrol has agreed to sell to the city its equipment valued at many thousands of dollars for the nominal sum of one dollar.

Vote to modernize and improve your Fire Department.

Endorsed by

BOARD OF FIRE COMMISSIONERS
FIRE CHIEF CHARLES J. BRENNAN
ASST. CHIEF ALBERT J. SULLIVAN
SAN FRANCISCO LABOR COUNCIL
SAN FRANCISCO C.I.O. COUNCIL
STATE FEDERATION OF LABOR, A.F.L.
SAN FRANCISCO BLDG. & CONSTRUCTION
TRADES COUNCIL
CIVIC LEAGUE OF IMPROVEMENT CLUBS
and many other labor, business and civic groups.

Vote YES On Proposition #32

PROTECT OUR BOYS

IN THE WAR SERVICES

VOTE YES On Proposition **No. 33**
(Charter Amendment)

MILITARY LEAVES OF ABSENCES AND CONTINUOUS SERVICE

ALLOWS MILITARY LEAVES of Absence for municipal employees in Armed Forces, the Merchant Marine, or **OTHER MANDATORY Services** in the War Effort.

PROTECT THE RIGHTS OF OUR BOYS, by holding their positions until their return.

PROTECT THE ELIGIBLES ON CIVIL SERVICE LISTS, who are reached for appointment while away on Military Leaves, by making positions available for them upon their return.

ALLOW EMPLOYEES AWAY ON SUCH LEAVES TO CONTINUE PAYMENTS INTO THE RETIREMENT FUND, so that their Continuous service will remain unbroken, and they may retire when retirement age is reached.

THEY PROTECT US WHO STAY AT HOME
Let Us Protect Their Rights While They Are Away.

VOTE YES on Proposition NO. 33

(Charter Amendment)

STANDARDIZE MUNICIPAL SALARIES

IN ACCORD WITH

PRIVATE EMPLOYMENTS

VOTE YES ON PROPOSITION **NO. 34** Charter Amendment

CORRECTS THE PRESENT CHAOTIC METHOD OF SALARY STANDARDIZATION for municipal employees, and is put on the ballot with favorable recommendation, after agreement between representatives of large Taxpaying groups, Labor organizations, the Civil Service Commission, Civic Organizations and Municipal employees.

IT PROVIDES THAT MUNICIPAL SALARIES SHALL BE IN ACCORD WITH the general prevailing rate in private or other governmental organizations.

IT PROVIDES FOR ALL EMPLOYEES INSTEAD OF A FAVORED FEW.

IT PROVIDES FOR A MINIMUM SALARY OF \$106.00 PER MONTH FOR A FULL TIME EMPLOYEE.

IT PROVIDES FOR PERIODIC SURVEYS TO KEEP SCHEDULES IN LINE WITH PRIVATE EMPLOYMENT.

We Must End Favoritism In Municipal Salaries

We Must Put Municipal and Private Salaries In Accord

VOTE YES ON PROPOSITION **No. 34** (Charter Amendment)

Mailing Authorized by
BOARD OF SUPERVISORS

(19) SAMPLE BALLOT

NOV 3 1942

FOR VOTING FOR PERSONS

| | | | | | | | | | | | | | | | | | |
|---|---|---|---|---|---|---|---|---|----|----|----|----|----|----|----|----|----|
| | | | | | | | | | | | | | | | | | |
| 1 | 2 | 3 | 4 | 5 | 6 | 7 | 8 | 9 | 10 | 11 | 12 | 13 | 14 | 15 | 16 | 17 | 18 |

State
Propositions,
Constitutional
Amendments, etc.

Vote YES or NO



| | | | | | | | | | |
|---|---|---|---|--|--|---|---|---|--|
| YES Proposition 1 NO PROHIBITING "HOT CARGO", "SECONDARY BOYCOTT." Referendum against Act of Legislature defining and declaring unlawful, "hot cargo" and "secondary boycott" and allowing person injured, injunction and damages. | YES Proposition 2 NO ANNUAL LEGISLATIVE SESSIONS AND BUDGETS. Senate Constitutional Amendment 7. Requires annual legislative sessions unless in interim Legislature convened in extraordinary session. Requires Governor annually submit to Legislature budget for next fiscal year. | YES Proposition 3 NO BASIC SCIENCE ACT. Initiative. Requires certificate from Board of Examiners in Basic Sciences, after written examination, before application to Medical, Dental, Osteopathic or Chiropractic Boards or other governmental authority, for license to practice healing art. | YES Proposition 4 NO PERSONAL INCOME TAX LAWS. Initiative Constitutional Amendment. Prohibits personal income tax laws unless enacted by initiative or ratified by electors after passage by two-thirds of each House of Legislature. Repeals existing personal income tax laws. | YES Proposition 5 NO COMPENSATION OF LEGISLATIVE MEMBERS INCREASED, MILEAGE MAXIMUM FIXED. Assembly Constitutional Amendment 2. Grants legislative members \$200 monthly during term for which elected; mileage to be fixed by law not exceeding five cents per mile. | YES Proposition 6 NO BOARD OF FORESTRY ESTABLISHED. Senate Constitutional Amendment 6. Creates Board of Forestry to represent State's interest in forests and Federal land matters pertaining to forestry and determine policy of Division of Forestry. | YES Proposition 7 NO TAXATION OF INSURANCE COMPANIES. Assembly Constitutional Amendment 53. Taxes insurers on annual basis. Prohibits realty tax deductions after 1946. Reduces tax .05 per cent yearly through 1946, specifies 2.35 per cent rate thereafter. | YES Proposition 8 NO USE OF FISH AND GAME FUNDS RESTRICTED. Senate Constitutional Amendment 1. Requires moneys collected under laws relating to protection, conservation and propagation of fish and game be used exclusively for such purposes. | YES Proposition 9 NO COMPENSATION OF SPECIFIED STATE OFFICERS MAY BE CHANGED DURING TERM OF OFFICE. Assembly Constitutional Amendment 61. Empowers Legislature to change compensation of Superintendent of Public Instruction, Treasurer, Controller and Secretary of State during term of office. | YES Proposition 10 NO REORGANIZATION OF BUILDING AND LOAN ASSOCIATIONS. Initiative to Legislature. Authorizes plans for reorganization of building and loan associations. Requires consent, specifies procedure. Requires court approval. Specifies duties of Building and Loan Commissioner. |
|---|---|---|---|--|--|---|---|---|--|

City and
County
Propositions,
Charter
Amendments

Vote YES or NO



| | | | | | | | | | |
|---|---|---|---|--|--|---|--|--|---|
| YES Proposition 26 NO MARKET STREET RAILWAY PURCHASE. AMENDS Charter by adding Section 121.1. Provides for purchase of operative properties of Market Street Railway for \$7,950,000, to be financed by issuance of revenue bonds. | YES Proposition 27 NO ROTATION OF CANDIDATES NAMES ON BALLOT. AMENDING Section 175 of Charter. Provides for arrangement of candidates names and descriptive designation on ballot and for rotation of their order by assembly districts. | YES Proposition 28 NO FIRE AND POLICE DEPARTMENT SALARIES. AMENDING Sections 35 and 36 of Charter and adding new sections. Fixes the rates of pay on graduated scale on basis of service, of members of the Fire and Police Departments. | YES Proposition 29 NO BOARD OF EDUCATION. AMENDS Section 135 of Charter. Authorizes Board to pay teachers annual salaries in twelve equal payments. | YES Proposition 30 NO SUPERINTENDENT OF SCHOOLS. AMENDS Section 136 of Charter. Provides for four year term for Superintendent of Schools, for method of appointment, suspension and removal. Limits minimum salary. Does not affect incumbent. | YES Proposition 31 NO HEALTH SERVICE. AMENDING Section 172.1 of Charter. Provides employees, excepting Medical Director, of the Health Service System shall be subject to the civil service provisions of the Charter and restricts salaries to regular City standards. | YES Proposition 32 NO SALVAGE CORPS. ADDING new Section 38.1 to Charter. Provides for acquisition and operation of facilities and operating force of Underwriter's Fire Patrol as a division of the Fire Department. Extends civil service to employees. | YES Proposition 33 NO LEAVES OF ABSENCE. AMENDS Sections 153 and 161 of Charter. Provides for leaves of absence to city employees engaging in war defense work. Protects their retirement rights. | YES Proposition 34 NO STANDARDIZATION OF COMPENSATIONS. Amending Section 151 of Charter. Provides periodic standardization of pay of all city employees at one time after comprehensive survey of private and government employments. Requires \$12,500 revolving survey fund annually replenished. | YES Proposition 35 NO LIMITED TENURE APPOINTMENTS. Adds new Section 145.1 to Charter. Provides for informal, non-competitive tests for city employment during war-time. Limits tenure of such employments for duration of war and 6 months thereafter. |
|---|---|---|---|--|--|---|--|--|---|

OFFICES

GOVERNOR

VOTE FOR ONE

LIUTENANT GOVERNOR

VOTE FOR ONE

SECRETARY OF STATE

VOTE FOR ONE

CONTROLLER

VOTE FOR ONE

TREASURER

VOTE FOR ONE

ATTORNEY GENERAL

VOTE FOR ONE

| | |
|---|---|
| 17 Member of State Board of Equalization 1st District Vote for One | 18 Representative in Congress 4th District Vote for One |
|---|---|

CANDIDATES

| | | | | | | | | | | | | | | | | | |
|--|---|---|--|---|---|---|---|-------------------------------------|--|---------------------------------------|--|-------------------------------------|---|--|---|--|--|
| | | | | | | | | | | | | | | | | | |
| 1-A Colbert L. Olson Democratic Governor of California | 2-A Fred Dyster Prohibition Business Executive | 3-A Nathan T. Porter Townsend Executive | 4-A Earl Warren Republican Attorney General of California | 5-A Ellis E. Patterson Democratic Lieutenant Governor of California | 6-A Frederick F. Houser Republican Member of Assembly California State Legislature | 7-A Paul Peek Democratic Secretary of State of California | 8-A Frank M. Jordan Republican | 9-A Pettis Perry Communist | 10-A Harry B. Riley Republican Democratic Townsend State Controller | 11-A Anita Whitney Communist | 12-A Charles G. Johnson Republican Democratic Incumbent | 13-A Kenneth May Communist | 14-A Robert W. Kenny Democratic State Senator | 15-A Wallace L. Ware Republican Lawyer | 16-A Claude A. Watson Prohibition Attorney-at-Law | 17-A George R. Reilly Democratic Republican Townsend Incumbent | 18-A Thomas Rolph Republican Democratic Incumbent |



DIRECTIONS
FOR VOTING

- 1st. Move RED HANDLE LEVER of VOTING MACHINE to the RIGHT as far as it will go and LEAVE IT THERE.
- 2nd. TO VOTE FOR CANDIDATES, pull down the POINTERS over the names of the CANDIDATES for whom you wish to vote and LEAVE THEM THERE.
- 3rd. TO VOTE FOR or AGAINST CONSTITUTIONAL AMENDMENTS, CHARTER AMENDMENTS, PROPOSITIONS, ETC., or FOR or AGAINST CONFIRMATION OF SCHOOL DIRECTORS pull down pointers over "YES" or "NO" as you may desire.
- 4th. To vote for a person whose name does not appear on BALLOT LABEL CARD (write in candidate), raise numbered slide at top of machine, write name of candidate on paper under slide. (Do not pull down pointer over name of any candidate in office group in which you intend to write in name of candidate.)
- 5th. LEAVING the pointers as you have placed them (DOWN in the voting position) move the RED HANDLE LEVER of VOTING MACHINE to the LEFT.

