

INTER-OFFICE CORRESPONDENCE
LOS ANGELES CITY SCHOOLS

TO: Mrs. Georgiana Hardy, President
Mr. Jack P. Crowther, Superintendent

Date July 15, 1963

FROM: James R. Edwards, Clerk of the Board

SUBJECT: REQUESTS TO SPEAK AT THE REGULAR 4:20 P.M. BOARD MEETING - JULY 15, 1963

The following persons have requested permission to speak at the Regular 4:20 P.M. Board Meeting today, Monday, July 15, 1963:

1. Mr. Ronald Fraser,
Representing ATOLA - Chairman, Salary Committee
2. Mrs. Evelyn Carstens,
American Federation of Teachers, Local 1021
Chairman, Welfare Committee
Richard Arthur - Salary ch for LATA
3. Mr. Charles E. Crossman,
American Federation of Teachers, Local 1021
Subject: Certificated Salaries
4. Mrs. John Gaughey,
American Civil Liberties Union of Southern California
Subject: Integration in the Schools

cc - Dr. Seyler
Mr. Gillean
Mrs. Chase

Acting Superintendent Seyler made the following announcement:

The Board of Education knows that on August 2, 1963 an action was brought against the Board of Education for the purpose of seeking an injunction to prohibit the Board from proceeding further with the enlargement and improvement of facilities at Jordan High School, and for the purpose of determining whether or not the Board is under an affirmative obligation to change the racial composition of the student body at Jordan High School.

The court set a hearing on the petition for a preliminary injunction for 9:30 a.m. this morning. However, counsel for the plaintiffs telephoned our counsel Friday afternoon and requested a continuance on the hearing until 9:30 a.m., September 3, 1963. The plaintiffs' counsel was advised that bids were due to be opened tomorrow, August 13, and that work on the school would very likely be under way by September 3.

I have been told that even though the hearing on the injunction has been continued, the lawsuit has had some adverse effect on the proposed work at Jordan High School. Perhaps the Board would care to hear from Mr. Cunliff or Mr. Volla on this matter.

In answer to questions raised by some members of the Board, Mr. Volla made the following comments:

"It is rather difficult to be very positive because of the circumstances surrounding this situation. The contractors themselves are rather reluctant to make any statements. Therefore, I can only report what are facts as far as the Plan Room has reported to me.

"Ten contractors took out plans for this project; two contractors returned the plans about a week or ten days ago, stating they were committed to two other large projects on the same day, therefore, were not bidding; two other contractors returned the plans and we have some reasons to believe they were apprehensive about the implications and uncertainty surrounding this particular project.

"The 'green sheet' this morning listed six potential bidders, one of which has indicated that he may not submit a bid at two o'clock tomorrow. In that case, we will have five bidders. If only four bidders should turn in bids, it may have considerable affect on the receipt of good bids."

----- Race Quas (Jordan High)

MINUTES, REGULAR MEETING OF 8/14/63

INITIATIVE MEASURE TO BE SUBMITTED DIRECTLY TO THE ELECTORS

The Attorney General has prepared a title and summary of the chief purposes and points of the proposed measure, as follows:

SALES AND RENTALS OF RESIDENTIAL REAL PROPERTY. INITIATIVE CONSTITUTIONAL AMENDMENT. Prohibits State, subdivision, or agency thereof from denying, limiting, or abridging right of any person to decline to sell, lease, or rent residential real property to any person as he chooses. Prohibition not applicable to property owned by State or its subdivisions; property acquired by eminent domain; or transient lodging accommodations by hotels, motels, and similar public places.

STATE OF CALIFORNIA,
COUNTY (or City and County of)..... } ss.

To the Honorable Secretary of State of the State of California:

We, the undersigned, registered, qualified electors of the State of California, residents of..... County (or City and County) present to the Secretary of State this petition and hereby propose an amendment to the Constitution of the State of California, by amending Article I to add Section 26, hereinafter set forth in full, and petition that the same be submitted to the electors of the State of California for their adoption or rejection, at the next succeeding general election occurring subsequent to 130 days after presentation of this petition or at any special election called by the Governor of the State of California prior to such general election or as provided by law.

The People of the State of California do enact the following constitutional amendment to be added as Section 26 of Article I of the Constitution of the State of California:

Neither the State nor any subdivision or agency thereof shall deny, limit or abridge, directly or indirectly, the right of any person, who is willing or desires to sell, lease or rent any part or all of his real property, to decline to sell, lease or rent such property to such person or persons as he, in his absolute discretion, chooses.

'Person' includes individuals, partnerships, corporations and other legal entities and their agents or representatives but does not include the State or any subdivision thereof with respect to the sale, lease or rental of property owned by it.

'Real property' consists of any interest in real property of any kind or quality, present or future, irrespective of how obtained or financed, which is used, designed, constructed, zoned or otherwise devoted to or limited for residential purposes whether as a single family dwelling or as a dwelling for two or more persons or families living together or independently of each other.

This Article shall not apply to the obtaining of property by eminent domain pursuant to Article I, Sections 14 and 14½ of this Constitution, nor to the renting or providing of any accommodations for lodging purposes by a hotel, motel or other similar public place engaged in furnishing lodging to transient guests.

If any part or provision of this Article, or the application thereof to any person or circumstance, is held invalid, the remainder of the Article, including the application of such part or provision to other persons or circumstances, shall not be affected thereby and shall continue in full force and effect. To this end the provisions of this Article are severable.

AMENDED IN SENATE JUNE 21, 1963
AMENDED IN SENATE MAY 15, 1963
AMENDED IN ASSEMBLY APRIL 23, 1963
AMENDED IN ASSEMBLY APRIL 2, 1963

CALIFORNIA LEGISLATURE, 1963 REGULAR (GENERAL) SESSION

ASSEMBLY BILL

No. 1240

Introduced by Messrs. Rumford, Dymally, Ferrell, Knox, Alquist,
Burton, Casey, Crown, Elliott, Foran, Gaffney, Kennick, McMillan,
Mills, Moreno, Petris, Song, Soto, Stanton, Warren, and Zenovich

February 14, 1963

REFERRED TO COMMITTEE ON GOVERNMENTAL EFFICIENCY AND ECONOMY

*An act to repeal Part 5 (commencing with Section 35700) of
Division 24 of, and to add Part 5 (commencing with Section
35700) to Division 24 of, the Health and Safety Code, and to
add Section 1419.5 to, AND TO AMEND SECTION 1414
OF, the Labor Code, relating to discrimination in housing.*

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

1 SECTION 1. Part 5 (commencing with Section 35700) of
2 Division 24 of the Health and Safety Code is repealed.
3 SEC. 2. Part 5 (commencing with Section 35700) is added
4 to Division 24 of the Health and Safety Code, to read:

5
6 PART 5. DISCRIMINATION IN HOUSING

7
8 CHAPTER 1. FINDINGS AND DECLARATION OF POLICY

9
10 35700. The practice of discrimination because of race, color,
11 religion, national origin, or ancestry in any housing accommo-
12 dations is declared to be against public policy.

13 In enacting this part, the Legislature finds that, because of
14 discrimination in housing, many persons in this State live in
15 segregated sections under substandard, unhealthful, unsani-
16 tary, and crowded conditions; that these conditions have
17 caused increased rates of crime, disease, fire, and juvenile
18 delinquency in certain sections of this State; and that dis-
19 crimination in housing necessarily results in other kinds of

Race Case (Rumford Act)

DISCRIMINATION IN HOUSING. Referendum Of Legislative Act. Act declares state policy is against discrimination in housing accommodations. Revises existing law. Provides it unlawful for owner of any publicly assisted housing accommodation, if multiple dwelling of three or more units or owner occupied single dwelling, or for owner of any other dwelling containing more than four units, to refuse to sell, rent, or lease, or to discriminate because of race, color, religion, national origin, or ancestry; provides it unlawful for lending institutions, real estate brokers and salesmen, and others to discriminate. State Fair Employment Practice Commission authorized to enforce act.

CHAPTER 1853

(Approved by the Governor, July 18, 1963; Filed with the Secretary of State, July 19, 1963)

AN ACT to repeal Part 5 (commencing with Section 35700) of Division 24 of, and to add Part 5 (commencing with Section 35700) to Division 24 of, the Health and Safety Code, and to add Section 1419.5 to, and to Amend Section 1414 of, the Labor Code, relating to discrimination in housing.

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

SECTION 1. Part 5 (commencing with Section 35700) of Division 24 of the Health and Safety Code is repealed.

SECTION 2. Part 5 (commencing with Section 35700) is added to Division 24 of the Health and Safety Code, to read:

PART 5. DISCRIMINATION IN HOUSING

CHAPTER 1. *Findings and Declaration of Policy*

35700. The practice of discrimination because of race, color, religion, national origin, or ancestry in housing accommodations is declared to be against public policy.

This part shall be deemed an exercise of the police power of the State for the protection of the welfare, health, and peace of the people of this State.

CHAPTER 2. *Definitions*

35710. When used in this part:

1. The term "person" includes one or more individuals, partnerships, associations, corporations, legal representatives, trustees, trustees in bankruptcy and receivers or other fiduciaries.

2. The term "housing accommodation" includes any improved or unimproved real property, or portion thereof, which is used or occupied, or is intended, arranged or designed to be used or occupied, as the home, residence or sleeping place of one or more human beings, but shall not include any accommodations operated by a religious, fraternal, or charitable association or corporation not organized or operated for private profit; provided, that such accommodations are being used in furtherance of the primary purpose or purposes for which the association or corporation was formed.

3. The term "publicly assisted housing accommodation" includes any housing accommodation within the State:

(a) Which at the time of any alleged unlawful discrimination under Section 35720 is granted exemption in whole or in part from taxes levied by the State or any of its political subdivisions; provided, that nothing herein contained shall apply to any housing accommodations solely because the owner thereof enjoys any type of tax exemption by virtue of his veteran status.

(b) Which is constructed on land sold below cost by the State or any of its political subdivisions or any agency thereof, pursuant to the Federal Housing Act of 1949.

(c) Which is constructed in whole or in part on property acquired or assembled by the State or any of its political subdivisions or any agency thereof through the power of condemnation or otherwise for the purpose of such construction.

(d) The acquisition or construction of which is, at the time of any alleged unlawful discrimination under Section 35720, financed in whole or in part by a loan, whether or not secured by a mortgage, the repayment of which is guaranteed or insured by the federal government or any agency thereof, or the State or any of its political subdivisions or any agency thereof.

4. The term "owner" includes the lessee, sublessee, assignee, managing agent, real estate broker or salesman, or any person having any legal or equitable right of ownership or possession or the right to rent or lease housing accommodations, and includes the State and any of its political subdivisions and any agency thereof.

5. The term "discriminate" includes to segregate or separate.

6. The term "multiple dwelling" means a dwelling which is occupied, as a rule, for permanent residence purposes and which is either rented, leased, let or hired out, to be occupied as the residence or home of three or more families living independently of each other. A "multiple dwelling" shall not be deemed to include a hospital, convent, monastery, public institution, or a building used wholly for commercial purposes except for not more than one janitor's apartment and not more than one housing accommodation occupied by not more than two families. The term "family" means either a person occupying a dwelling and maintaining a household, with not more than four boarders, roomers or lodgers, or two or more persons occupying a dwelling, living together and maintaining a common household, with not more than four boarders, roomers or lodgers. A "boarder," "roomer" or "lodger" residing with a family means a person living within the household who pays a consideration for such residence and does not occupy such space within the household as an incident of employment therein.