

U.S. Constitutional Convention Opposed By Veteran Legislator

By CHARLES E. CHAPEL, Assemblyman, 46th District

For many years, the California State Legislature has been bombarded with individually written letters, printed postal cards, resolutions, and petitions asking us to pass resolutions memorializing the Congress of the United States to call a Constitutional Convention to act on one or more proposed amendments to the U.S. Constitution.

Such proposed amendments pertain to the Electoral College, limiting the U.S. income tax to 25 per cent, the formation of a World Government, making Puerto Rico a state, making Guam a state, and many other subjects, including, but not limited to the

proposed 23rd Amendment to the Constitution of the United States to repeal the 16th Amendment to the Constitution of the United States, there by entirely repealing the U.S. income tax.

DURING THE more than 10 years that I have been in the California State Legislature, none of these have been successful to the slightest degree.

Nevertheless, under the existing set-up, whereby we now have 50 States, including Alaska and Hawaii, it would require the action of many States, acting in unison on the subject to require the calling of a National Constitutional Convention.

Furthermore, during at least 162 years of our history, no National Constitutional Convention has ever been called and all the present amendments to the U.S. Constitution were enacted by the traditional method of being passed by two-thirds of both houses of the U.S. Congress and ratified by three-fourths of the States.

THE LEGISLATIVE Counsel of the State of California has informed us that the subject is speculative because it has never arisen and hence there is no precedence in

laws or court decisions, but if a National Constitutional Convention were called to enact a specific amendment, it could accept, reject, or completely ignore such proposed amendment and substitute an entirely different amendment, a whole set of new amendments, or completely write an entirely new U.S. Constitution.

Historical precedent for this possibility is found in the fact that the original Constitutional Convention called to amend the early Articles of Confederation wound up by drafting an entirely new document

which became our present U.S. Constitution.

THE COUNSEL has said: "We think that it is implicit in the language 'a convention for proposing amendments' that the choice of the amendments to be proposed is to be left to the convention. If the convention is to propose only those amendments specifically requested by the Legislature, there would be no apparent purpose to be served in having a convention at all."

It is clear that a U.S. Constitutional Convention called to consider an amendment to limit taxation by the U.S. Government, to remove the U.S. Government from all private

enterprise, or for any other purpose, could reject such amendment and substitute an amendment for World Government, socialized medicine, drafting women into the armed forces, or any other thing it selected. Also, the Convention could substitute several radical changes.

ANY AMENDMENT or group of amendments proposed by a U.S. Constitutional Convention would have to be ratified by three-fourths of the States, but no one knows how the Constitutional Convention would be organized, who would control it, who would serve in it, or what rules govern it.

JANUARY 29, 1961

THE TORRANCE HERALD 5

This is why I decided to present to the California State Legislature a method of abolishing the U.S. Electoral College which would require an act of Congress and ratification by the States instead of asking for a U.S. Constitutional Convention.

THERE IS a small active group of people in California who constantly ask the California Legislature to memorialize Congress to call a U.S. Convention to enact the proposed Twenty-third Amendment to the Constitution of the United States, thereby repealing the Sixteenth Amendment, which provides that

Congress shall have the power to collect income taxes. Some of these people are sincere, some merely want publicity, and a few make their living from giving lectures and selling "literature."

All these people should write to U.S. Senator Carl Hayden, Senate Office Building, Washington, D.C., and ask him for a copy of U.S. Senate Document No. 5, 87th Congress, First Session, published Jan. 10, 1961. The supply is limited. I have only one copy. Please write to U.S. Senator Carl Hayden and not to me for this free folder, but write now before the supply is exhausted.

25,000 Guardsmen to Mobilize In a Hurry for Training Check

Approximately 25,000 California Army and Air National Guardsmen will take part in a wide practice emergency assembly, known as "Operation Mustard," sometime between now and the end of March, Maj. Gen. Roderic L. Hill, California's Adjutant General, announced yesterday.

General Hill, as commanding general of the armed forces of California, will direct participation by the state's Guardsmen in Operation Mustard, the second time in the past five years that the entire California National Guard will be mobilized at one time.

General Hill said that immediately following notification of Hour Zero, which will be secret until that moment, a major echelon commanders will begin mustering their organizations at designated assembly points which in most cases will be the hometown armory of Air National Guard base. NIKE batteries which have been assigned air defense missions will gather at their missile sites.

All means of communication, including telephone, messenger, radio and TV, will be used to call the individual Guardsman to his assembly point immediately, whether he is at work, engaging in recreation or social activities, General Hill said.

"I wish to emphasize that this is strictly a practice emergency assembly for which the code word will be Operation Mustard," General Hill added. "Operation Mustard will test mobilization plans and the speed and efficiency with which the California Army and Air National Guard could be ready for service in the event of a state or national emergency."

"I have every confidence that this test assembly will prove that the units of the California National Guard are on the alert for immediate availability in the event of a serious emergency which would call for their use on either a federal or a state mission," General Hill said.

Marineland Buys Ground For Addition

Marineland of the Pacific announced yesterday that it has purchased an adjoining parcel of land which will serve as a keystone in long range plans for expansion of the shows at the oceanarium.

William F. Monahan, vice president and general manager, reported that the 19-acre parcel will increase the usable land at Marineland by 50 per cent. The original grounds of Marineland comprised 70 acres, part of it being rugged cliffs and rocky beach.

The new land was bought from Palos Verdes Properties for a price of approximately three-quarters of a million dollars. Capital Co. acted as the sales agent.

"The new parcel, a triangular piece of land fronting on Palos Verdes Drive South and lying between the two present access roads to the oceanarium, is a vital part of our long range expansion plans," Monahan said.

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9-LB. 3-OZ. PKG. REG. \$2.39

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Births

TORRANCE MEMORIAL HOSPITAL

BALLINGER — Mr. and Mrs. Kenneth, 2354 Lomita Blvd., a daughter, Cynthia Diana, Jan. 17.

HELM — Mr. and Mrs. Donald, 19424 Entradero, a son, Michael William, Jan. 18.

VAN DYCK — Mr. and Mrs. James, 3400 Singletree Lane, a daughter, Marlene Locke, Jan. 18.

GONZALEZ — Mr. and Mrs. Jack, 4927 Merrill St., a daughter, Pamela Sue, Jan. 18.

ODOM — Mr. and Mrs. Donald R., 1529-A Cabrillo Ave., a son, Edward Luther, Jan. 18.

27-Tracey 28-Speck 49-Circlet 29-Short sleep 30-Same as cards 31-Roman gods 32-Paid notice 33-Collage 34- (abbr.)

MEAT DEPT.

YOUNG FRESH STEER BEEF

WILSON'S CORN KING

LIVER 49¢ lb

BACON 49¢ lb

TASTY MEAT LOAF 49¢ lb

CENTER CUT HAM SLICES 89¢ lb

BEEF - PORK - VEAL

SPRINGFIELD PANCAKE SYRUP

28-OZ. BOTTLE 29¢

REG. 41c

PILLSBURY CAKE MIX

WHITE, CARAMEL, ORANGE, PINEAPPLE

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EL PASO SALAD MIX

Olives

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DENNISON CHILI

WITH BEANS

3 1-lb. Cans \$1.00

CROSSWORD PUZZLE

ACROSS

1-More high priest

4-Flower goddess

11-Moon goddess

12-Teeth article

14-Indefinite article

15-Male deer

17-Body of water

18-Parcel of land

20-Willow

21-Petition

22-God of love

23-Detective (abbr.)

24-Part of the mast

28-Brings into harmony

29-War god

30-Prefix: half

35-Assault

36-Spanish title (abbr.)

43-Treats suddenly

44-Roman treat

46-Everyone marked by distinctive development

50-Sink in middle

51-Man's name

52-Instrument

53-Symbol for copper

54-A state

56-Kind of dog

61-Swift

62-Lyric poem

DOWN

1-Spanish title

2-Man's nickname

3-Things in law

4-Proposition

5-Edible seeds (collectively)

6-Afternoon (abbr.)

ACROSS

1-MORE HIGH PRIEST

4-FLOWER GODDESS

11-MOON GODDESS

12-TEETH ARTICLE

14-INDEFINITE ARTICLE

15-MALE DEER

17-BODY OF WATER

18-PARCEL OF LAND

20-WILLOW

21-PETITION

22-GOD OF LOVE

23-DETECTIVE (ABBR.)

24-PART OF THE MAST

28-BRING INTO HARMONY

29-WAR GOD

30-PREFIX: HALF

35-ASSAULT

36-SPANISH TITLE (ABBR.)

43-TREATS SUDDENLY

44-ROMAN TREAT

46-EVERYONE MARKED BY DISTINCTIVE DEVELOPMENT

50-SINK IN MIDDLE

51-MAN'S NAME

52-INSTRUMENT

53-SYMBOL FOR COPPER

54-A STATE

56-KIND OF DOG

61-SWIFT

62-LYRIC POEM

DOWN

1-SPANISH TITLE

2-MAN'S NICKNAME

3-THINGS IN LAW

4-PROPOSITION

5-EDIBLE SEEDS (COLLECTIVELY)

6-AFTERNOON (ABBR.)

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