

# Chief Executive Not A Dictator, Says Legislator

By CHARLES E. CHAPEL  
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ARTICLE III of the Constitution of the State of California reads as follows:

"Distribution of Powers  
Three Separate Departments - Separation of Powers  
SECTION I. The powers of the State of California shall be divided into three separate departments — the Legislative, Executive, and Judicial; and no person charged with the exercise of powers properly belonging to one of these departments shall exercise any functions appertaining to either of the others, except as in this Constitution expressly directed or permitted. (Constitution of 1849, Art. III, Sec. I, revised 1879)."

Similar language is found in the Constitution of the United States. Every school child is taught, or should be taught, that the Legislative branch passes the bills, sends them to the Governor, who signs or vetoes the bills. The Legislature while in session can over-ride the Governor's veto and thus enact a law without his signature. The duty of the Legislature is to legislate.

The duty of the Governor is to act as the Chief Executive of the State but this does not give him the power of a dictator. He must act in accordance with laws passed by the Legislature subject to State Supreme Court decisions.

THE DUTY of the courts of California, especially the State Supreme Court, the highest court in California, is to hear civil and criminal cases and render justice according to the Constitution of the State and the laws passed by the Legislature.

The courts should not try to create new laws by twisting their decisions so that the laws of the State are warped out of their true and obvious meaning. Sometimes these are called "judge-made" laws. The U.S. Supreme Court is more famous, or infamous, for twisting laws out of their original meaning and thus producing "judge-made" laws.

In comparison with the decisions of the U.S. Supreme Court, the Supreme Court of

California has been criticized much less for producing "judge-made" laws. Nevertheless, some lawyers contend that our own California State Supreme Court has, for all practical purposes, invaded the duties of the Legislature by establishing "judge-made" laws in the form of State Supreme Court decisions. Of course this can be argued either way, depending upon whether or not you like the decisions.

IN ADDITION to the above functions of government, there is a vast field of what the lawyers call "administrative laws", or "administrative procedures". In simple English, these are the edicts, decisions, rules, and regulations promulgated by the heads of the various bureaus, divisions, departments, and other sub-divisions of the State government, headed by people appointed by the Governor of the State. Almost everyone agrees that many of these "administrative laws" are good.

Many people object to these laws or rules which are not acts of the State Legislature. This whole field is so complex that several California lawyers devote their entire time to these extra-legal rules, decisions, regulations, and edicts.

The above comments about the duties of the Governor, the Legislature, and the California State Supreme Court are not necessarily aimed at the present Governor, Legislature, or State Supreme Court. What I have said has been true since California became a State.

FURTHERMORE, the above comments about "administrative laws, rules, regulations, and edicts" are not to be construed as a general denunciation. When properly arrived at, these things are necessary and proper because the California laws in themselves are generally written so that they cannot cover every situation which arises in law enforcement. Therefore, the political appointees of the Governor who head the departments, divisions, bureaus, etc., must rely upon thousands of State employees. Almost all of them are civil service employees whose original hiring and subsequent promotions are on merit.

Of course there is some injustice, but it is my fixed belief that California has the finest State civil service employees of the United States or any foreign nation.

People who do not like California civil service employees call them "bureaucrats". Those of us who know thousands of them and have worked with them for many years call them our "dedicated public servants". These are the men and women who do most of the work in preparing the recommendations in the field of administrative law, but the Governor's political appointees do not always listen to the civil service officials and arbitrarily issue their own edicts. Since the political appointees owe their jobs to the Governor, the Governor, himself, is responsible for the whole field of administrative law, whether it is good or bad.

## New Classes In Business On Schedule

Courses in electric typewriting, duplicating machines and transcribing machines will be offered during the fall semester at Harbor College.

The advanced typing classes, Typing III and IV, will be taught on new electric typewriters. These courses cover all phases of business and professional typewriting such as letters, legal documents, tabulations, statistical tables, rough drafts and manuscripts.

Emphasis is placed on the development of speed and accuracy in production work.

The duplicating machines course includes training in the use of fluid process and ink process duplicating.

## Bringing Up Baby.



HINTS COLLECTED BY MRS. DAN GERBER, MOTHER OF 5

One of the wonders of babyhood is the development of manual dexterity. Busy fingers become aware of their usefulness at 3 or 4 months. Exciting to watch baby discover that fingers are fine for sucking, playing with and getting the feel of everything from nose to toes...toys to clothes. At 4 to 5 months he can grasp toys...at 6 to 7 months he can hold his bottle securely. Eight or 9 months find those hands working together...and oh magic moment, at 1 year, he can pick up and pinch small objects with nimble thumb and forefinger.

P.S. If baby doesn't conform to the above "norms," don't worry. He'll do these things in his own sweet time, the best time of all.

Breakfast banana with a flavor bonus. How about a special cereal surprise for baby? Gerber Strained Oatmeal or Mixed Cereal with Applesauce and Bananas! There's a pair with a flair for brightening an appetite. Each cereal is cooked with fruit and ready to serve. Both boast a truly delightful flavor...

a wonderfully smooth, moist texture. As for nutrition, they're enriched with iron and B-vitamins.

Two sock stories. (1) If you've more than one tot in your house, why not initial sock bottoms with indelible ink? Saves sorting time...prevents mismatching. (2) Remember, socks should be checked for fit as often as shoes. Tight socks can cramp tender toes, too.

Vegetable viewpoint. Babies, like grownups, should have plenty of green and yellow vegetables because they're important sources of vitamin-A value. (That's the vitamin needed to help maintain normal vision and healthy skin). Gerber Carrots, Sweet Potatoes, Creamed Spinach, Mixed Vegetables and Garden Vegetables are especially high in vitamin-A value. Like all good-tasting Gerber Foods, they're specially processed to protect precious vitamins. As for meal-appeal, Gerber Vegetables have come-hither colors and garden-true flavors. Small wonder so many babies love them and thrive on them. Gerber Baby Foods, Box 72, Fremont, Mich.



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