

1-1-1922

Franchises

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File: 1922-f-1

TO THE ELECTORS

The Attorney-General has summarized the proposed amendment as follows:

FRANCHISES. Initiative measure adding Section 23c to Article XII of Constitution. Gives Railroad Commission exclusive power to grant determinate or indeterminate franchises for street, interurban and suburban railways, and motor vehicle transportation for compensation upon streets and highways, prescribe terms and conditions thereof, regulate rates thereunder, and accept surrender of all such franchises now or hereafter outstanding; franchises granted hereunder to terminate whenever the State, or its political subdivisions, acquires the property owned or operated thereunder, and to have no pecuniary value in rate fixing or condemnation proceedings thereby; publicly owned public utilities unaffected by provisions hereof.

STATE OF CALIFORNIA,)
 County of) ss.
 **Los Angeles**

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

We, the undersigned, registered, qualified electors of the State of California, residents of **Los Angeles** County, present to the Secretary of State this petition and request that a new section, to be called Section 23c, be added to Article XII of the Constitution of the State of California, as hereinafter set forth, be submitted to the people of the State of California for their approval or rejection, at the next ensuing general election, or as provided by law. The full text of the proposed amendment is as follows:

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

A new section to be called Section 23c is hereby added to Article XII of the Constitution of the State of California, said section to read as follows:

ARTICLE XII.

Section 23c. Exclusive power is hereby conferred upon the Railroad Commission (a) to grant franchises, determinate or indeterminate as to time, for the construction and operation of street, interurban and suburban railways, and for the operation of motor vehicles for the transportation of persons or property for compensation upon the public streets and highways; (b) to prescribe the terms and conditions of such franchises, provided, however, that rates and fares charged thereunder shall at all times be subject to regulation by the Railroad Commission; (c) to accept the surrender of all such franchises granted by it, and of all such franchises heretofore granted.

In proceedings for fixing rates and fares and for taking property under the power of eminent domain for public use by the State or any municipality or other political subdivision thereof, franchises granted pursuant to this section shall be deemed to have no pecuniary value; and all such franchises shall terminate as prescribed by the Railroad Commission and, in any event, upon the acquisition by the State, or any municipality or other political subdivision thereof, of the property owned or operated thereunder.

The acquisition, ownership, operation and management of public utilities by the State, or any municipality or other political subdivision thereof, shall be governed as now or hereafter provided by law, notwithstanding the provisions of this section.

NAME	RESIDENCE		Date of Signing	Precinct Number
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