

1938

## LABOR

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<b>LABOR. Initiative.</b> Defines what constitutes lawful and unlawful picketing, boycotting and display of banners. Prohibits seizure of private property, coercion, intimidation, obstruction or interference with use of public highways, streets, wharves, docks, and other public places, use of abusive or misleading statements or threats of violence, and certain other acts in connection with labor disputes and other industrial controversies. Recognizes the right of employees to strike and bargain collectively. Provides for civil damages and prescribes criminal punishments and penalties for and judicial procedure to prevent and enjoin violations thereof. Repeals all laws conflicting therewith.	YES
	NO

(For full text of measure, see page 1, Part II)

**Argument in Favor of Initiative Proposition No. 1**

Most essential prerequisites for establishing BEST HUMAN RELATIONS are *justice* and *fairness*. Proposition No. 1, incorporating these fundamentals, was drafted as the foundation on which California citizens can build the BEST EMPLOYMENT RELATIONS for all groups and for the State as a whole.

This proposed law was drafted to ELIMINATE WAR and to PROMOTE PEACE in employment relations. Employees, employers, consumers, farmers, housewives, professional men and women, merchants, white-collar workers, and citizens in every walk of life are damaged whenever strife and clashes occur in employment relations.

No one wants war. Everybody desires peace. The greatest security to employees and employers alike, and to all other groups dependent on that security, is continuance of normal employment and business, and the elimination of disorder and lawlessness, while negotiations between employees and employers are being conducted. This is the sanest way of settling employment disputes.

Proposition No. 1 was drafted as the result of a state-wide demand to restore collective bargaining and settlement of employment disputes, to an orderly, civilized process.

*Specifically, the Act Permits:*

1. *Peaceful picketing* by employees on strike over wages, hours, and physical conditions of employment.
2. *Pickets to peacefully persuade* others not to work for or patronize their employer. (This is the primary boycott.)
3. *Pickets to wear* arm bands, carry banners.
4. *Employees to organize* and bargain collectively, free from interference by anyone.
5. *Employees to strike* at any time and for any reason.

*Specifically, the Act Prohibits:*

1. *Interference* with the free use of the highways and wharves.
2. *Mass picketing.* (By limiting the number of pickets.)
3. *Picketing by outsiders.*

4. *Coercion and intimidation* of employees.
5. *Secondary boycott.* (A boycott against one person to compel him to boycott some other person with whom he has no quarrel.) (This applies to employers as well as employees.)
6. *"Hot cargo."* (A union rule which forbids all union men to handle any commodity declared "unfair" by a union official.)
7. *Sit-down strikes.*

The problems with which this proposed statute deals immediately concern all of the people of the State of California and therefore all of the voters should express themselves directly upon this question. This initiative measure offers them that opportunity.

**VOTE "YES" FOR JUSTICE AND FAIRNESS IN EMPLOYMENT RELATIONS.**

**SANBORN YOUNG,**  
 Senator, Eighteenth District,  
 State Chairman of the California  
 Committee for Peace in  
 Employment Relations.

**ALBERTA GUDE LYNCH,**  
 President, Business Women's  
 Legislative Council.

**ALEX. JOHNSON,**  
 Secretary-Treasurer, California  
 Farm Bureau Federation.

**Argument Against Initiative Proposition No. 1**

The so-called Labor Initiative is a vicious proposal calculated to deceive and mislead the voters. Its sponsors know full well that it is not "The Path to Peace," as they contend, but the road to disorder and chaos in industrial relations in California. Buried in more than 5500 words of dry, stuffy and technical language lies another PROHIBITION law—prohibiting the rights of peaceful picketing and freedom of speech to Labor. That is not fair regulation, but rather fascist and Hitlerite persecution designed to destroy labor organizations. The right of Labor "to induce or influence" persons, which this law would restrict, is an American right. Patriotic citizens who believe in constitutional government will oppose

this fascist invasion of Labor's fundamental liberties.

The proposal is also bad because it duplicates existing laws. While it purports to outlaw intimidation and coercion in picketing and sit-down strikes, it is common knowledge that this is already done by numerous laws penalizing assault and battery, disturbance of the peace, trespass, and other offenses. The way to prevent coercion and intimidation in picketing, or sit-down strikes, is to ENFORCE existing laws, not to waste taxpayers' money by cluttering the statute books with useless legislation.

Section 2 contains a list of thirteen definitions, many of them new and radically different from their ordinary usage. Among others, the words coercion and intimidation have received strange, deceptive and indefinite meanings that would make it impossible for a person to be sure whether or not he is violating the law. Yet these acts are forbidden under penalty of fine and imprisonment.

The measure provides that it can not be amended by the Legislature except to make its provisions more severe. Any other amendment, no matter how necessary, would be by another initiative, that is to say, by a measure submitted to the people for their vote.

There are acts prohibited by this measure

which are wrong in themselves, but they are already punishable under the law. Do not be led to vote for this initiative measure because it prohibits these acts. Remember the good by no means justifies the bad and unfair actions.

Organized Labor has now arrived at the point where it is generally conceded to have the right to bargain collectively and to protect the rights of its members against imposition in all dealings with employers. Along with this position of equality has come the recognition by the leaders and the rank and file of Organized Labor of responsibilities which go with these now generally recognized rights. This proposed measure would nevertheless sweep away all this progress by depriving Labor Unions of the rights which they have fought so hard to obtain.

This State, through the decisions of our Supreme Court, has been one of the most progressive of the United States in the handling of labor disputes. It has long recognized the right to peacefully picket and both the primary and secondary boycotts. Vote to keep California progressive and defeat this vicious, misleading and un-American initiative measure.

EDWARD D. VANDELEUR,  
ERNEST BESIG,  
C. J. HAGGERTY.

<p><b>REGULATION OF POUNDS. Initiative Measure.</b> Defines "pounds" and regulates conduct thereof; prescribes duties of poundmasters; prohibits sale, surrender or use of unwanted or unclaimed animals in pounds for scientific, medical, experimental, demonstration or commercial purposes; exempting kennels, buildings or enclosures maintained on own premises</p>	<p>YES</p>
<p><b>2</b> by any accredited college, university or any medical research laboratory licensed under State Medical Practice Act, provided cats and dogs therein were bred on the premises or lawfully acquired under provisions of measure; directs that unclaimed and stray animals for which no bona fide home is available be put to death by an approved humane method.</p>	<p>NO</p>

(For full text of measure, see page 8, Part II)

**Argument in Favor of Initiative Proposition No. 2**

This measure would regulate the conduct of public pounds throughout the State of California, prohibit the sale or surrender of unclaimed dogs and cats to commercial laboratories and require that animals be mercifully put to death if no bona fide home is available.

Because human kindness and decency are attributes common to all normal persons, only an honest presentation of facts should be necessary to assure approval of this legislation.

It recognizes squarely the viewpoint of those who believe that vivisection of dogs and cats may be necessary in the interest of furthering

medical science and this is clearly defined in Sec. 2 (a) of the act.

It applies exclusively to animals known as strays—possibly your own lost pet which has become public property, but would in no manner interfere with experimental work in accredited medical colleges and universities, provided the dogs and cats are obtained from other sources than the public pound. Neither would it interfere with existing statutes for protection of sheep and cattle.

No appropriations are asked; no persons or organization would profit financially by its enactment; instead it would give to the taxpayer who pays for the maintenance of the pound a better service at no extra cost.