

Proposed Constitutional Amendment

*OFFICIAL BALLOT TITLE

SENATE JOINT RESOLUTION NO. 21

ABOLISHING RESTRICTIONS ON LAND OWNERSHIP

Shall the constitutional restriction upon the ownership of land in the State of Washington by certain non-citizens be removed by repealing Section 33, Article II, as amended by Amendments 24 and 29 of the State Constitution?

* Ballot Title issued by John J. O'Connell, Attorney General.

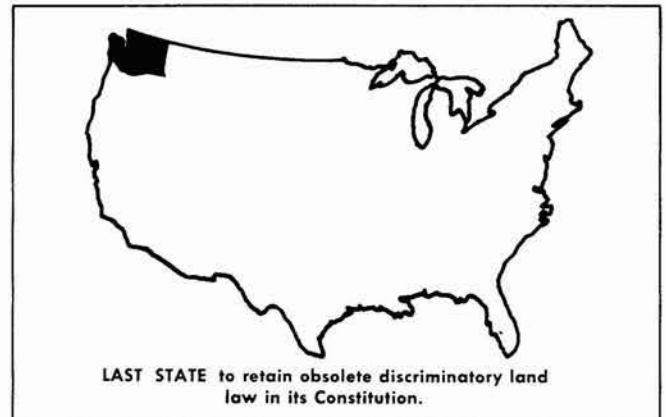
Vote cast by 1961 Legislature on final passage of Senate Joint Resolution No. 21: STATE SENATE: 49 Members—41 Yeas; 6 Nays; 2 Absent or not voting. HOUSE OF REPRESENTATIVES: 99 Members—90 Yeas; 0 Nays; 9 Absent or not voting.

OFFICIAL ARGUMENT **FOR** SENATE JOINT RESOLUTION NO. 21

S.J.R. No. 1 is a resolution passed almost unanimously by our State Legislature to repeal discriminatory features of our state land laws. A similar measure, because of a confusing ballot title, was narrowly defeated (55%-45%) at the 1960 state election.

Why Should You Vote "YES"?

1. **To repeal an outmoded law**, enacted 73 years ago, which discriminates against certain non-citizens because of national origin.
2. **To make Washington's land-ownership policy consistent.** Our State is now the only one in the Union which allows foreign corporations to own land but prohibits many non-citizen individuals from doing so . . . even though they may have lived here most of their lives, raised families, paid taxes and made great contributions toward our State's well-being.
3. **To set the record straight.** We Washingtonians have a great heritage of fair play to maintain. Passage of SJR No. 21 will remove an unfair, discriminatory law from our State Constitution.



Who Supports a "YES" Vote on Senate Joint Resolution No. 21?

Republican State Convention
Democratic State Convention
American Legion
Washington State Labor Council, AFL-CIO
Washington State Farm Bureau
Washington State Grange
Washington State Bar Association
Washington Land Title Association
Anti-Defamation League, B'nai B'rith
National Association for the Advancement of Colored People, Seattle and Tacoma Branch
Young Democrats of Washington
Washington State Board Against Discrimination
King County Commissioners
Pierce County Commissioners
Seattle City Council
Japanese American Citizens League
Members of the Congressional Delegation include:
Senator Warren G. Magnuson
Senator Henry M. Jackson
Congressman Thomas M. Pelly
Congressman Jack Westland
Congressman Walt Horan
Congressman Thor C. Tollefson
Congresswoman Julia Butler Hansen
Congressman Don Magnuson
Albert D. Rosellini, Gov., State of Washington
John A. Cherberg, Lt. Gov., State of Washington
Gordon S. Clinton, Mayor of Seattle
Neal R. Fosseen, Mayor of Spokane

Harold Tollefson, Mayor of Tacoma
H. O. Domstad, Mayor of Bremerton
Rudolph Luepke, Mayor of Vancouver
Joe A. Braves, Mayor of Fife
Jack Dean, Chairman, Spokane County Democrats
Robert H. Lewis, Pres., Advertising & Sales Assn.
Justin L. Quackenbush, Spokane
Rev. Desmond P. Dillon, Catholic Charities, Yakima
Rt. Rev. William Fisher Lewis, Bishop of Olympia
Smithmore P. Myers, Dean, Gonzaga Law School
Joe Davis, Pres., Washington State Labor Council, AFL-CIO
William Gissberg, State Senator, Marysville
Paul R. Green, Past Pres., Civic Unity Committee
Leonard A. Sawyer, State Representative, 25th Dis.
Rev. Edward E. Toevs, First Presbyterian Church, Moses Lake
Ted G. Peterson, Past International Director, Lions International
Reno K. Odlin, Pres., Puget Sound National Bank, Tacoma
Harry Sprinkler, Pierce County Commissioner
Marshall Forrest, Attorney, Bellingham
Frances G. Swayze, State Representative, 26th District
Seymour H. Kaplan, Regional Director, Anti-Defamation League
John Peluso, Ex. Sec., Soc. of St. Vincent DePaul
Marcus Nalley, Tacoma

Charles E. Odegaard, Pres., University of Wash.
Bishop Everett W. Palmer, Resident Bishop, Seattle Area, Methodist Church
Frank Buster Brouillet, State Representative, 25th District
Seattle Real Estate Board
Carl Scheuch, Jr., Pres., Wash. Land Title Assoc.
Wilbur Hallauer, State Senator, Oroville
A. A. Lemieux, S.J., Seattle University President
Mrs. Neal Tourtellotte, Republican National Committeewoman
A. Lars Nelson, Master, Washington State Grange
Joshua Green, Sr., Peoples National Bank, Honorary Chairman of the Board
Dr. Lemuel Petersen, D.D., Executive Minister, Greater Seattle Council of Churches
William F. Devin, former Mayor, Seattle
Rev. Clifford J. Pine, Spokane
Kenneth McDonald, Attorney, Seattle
Robert Ford, King County Commissioner
Wing Luke, City Councilman, Seattle
Rev. Wayne D. Griffen, Methodist Church, Port Orchard
Richard S. White, Attorney, Seattle
Reuben Knoblauch, State Senator, Sumner
Henry Broderick, Realtor
Fred H. Dore, State Senator, 37th District
Joel M. Pritchard, State Representative, 36th Dist.
Dr. Clement French, Pres., Wash. State University
Ben Cheney, Tacoma

COMMITTEE APPOINTED TO COMPOSE ARGUMENT **FOR** SENATE JOINT RESOLUTION NO. 21

JOHN N. RYDER, State Senator
6811 55th Avenue N.E.
Seattle, Wash.

JOHN L. O'BRIEN, Speaker of the House
5041 Lake Washington Blvd. So.
Seattle, Wash.

DR. HENRY SCHMITZ, Pres. Emeritus
University of Washington
1212 Broadmoor Drive E., Seattle, Wash.

EXPLANATORY COMMENT ISSUED BY THE ATTORNEY GENERAL AS REQUIRED BY LAW

The Law As It Now Exists:

The State Constitution now prohibits the ownership of certain land by certain non-citizens. Ownership of land in this state by non-citizens who have not declared their intention to become United States citizens is prohibited, except where acquired by inheritance, under mortgage or in good faith in the ordinary course of justice in the collection of debts.

The prohibition does not apply to Canadian citizens of those provinces which do not prohibit the ownership of provincial lands by citizens of Washington, nor to non-citizens owning land through a corporation. In addition, the prohibition does not cover lands containing certain minerals and necessary land for mills and machinery to be used in developing those minerals and in manufacturing products from such minerals.

Effect of Senate Joint Resolution No. 21 If Approved Into Law:

The passage of the proposed constitutional amendment would repeal the existing constitutional prohibition against ownership of lands by non-citizens.

NOTE: Complete text of Senate Joint Resolution No. 21 appears on Page 43.

OFFICIAL ARGUMENT AGAINST SENATE JOINT RESOLUTION NO. 21

THIS IS THE SAME PROPOSAL THAT WAS VOTED DOWN IN EVERY COUNTY BUT ONE IN 1960.

Land ownership is the basis of our American heritage and should be a privilege enjoyed only by citizens of this State and nation. The framers of our State Constitution in their wisdom appreciated this fact and so incorporated the land ownership provision.

To remove a constitutional bar on land ownership by aliens tells the world that we, as citizens, have no special rights. The patriot fights for his home, his fireside and his land. Will the alien do likewise? The downfall of nations is preceded by the decline of patriotism.

With population pressures building up all over the world and the depletion of natural resources everywhere it becomes increasingly necessary to frame a state and national policy which preserves for our citizens some security for the future.

There is a philosophy abroad in this country which says that we are a selfish people if we do not share all our material wealth with other nations. When we consider the billions in foreign aid dispersed in almost every country around the world it is hard to believe that we are selfish.

It is said that certain people are treated unjustly and are made to suffer hardships because of our alien land law. Certainly we may find such cases but they do not justify repeal which would open land ownership to all people. It should be noted that aliens who declare an intention of becoming citizens may become land owners, subject to acquiring citizenship within a reasonable time.

Because of pressures which are certain to build up, the Alien Ownership Law can never be reinstated if once repealed.

Protect Your American Heritage and Preserve It for Future Generations

VOTE "NO" ON SENATE JOINT RESOLUTION No. 21

COMMITTEE APPOINTED TO COMPOSE ARGUMENT **AGAINST** SENATE JOINT RESOLUTION NO. 21

DAVID E. McMILLAN
State Senator
Route 3, Colville

NOTE: The new state law changing the format of the Voters' Pamphlet provides that in the instance of a proposed constitutional amendment, the committee appointed to write an argument, either for or against the proposal, should consist of at least one state senator and one state representative. Since no state representative voted against Senate Resolution No. 21 on final passage, State Senator David E. McMillan, alone, composed the above argument against this proposed constitutional amendment.

election in a weekly newspaper in every county in the state in which such a newspaper is published.

Passed the Senate Feb. 14, 1961.

JOHN A. CHERBERG,
President of the Senate.

Passed the House Mar. 6, 1961.

JOHN L. O'BRIEN,
Speaker of the House.

EXPLANATORY COMMENT S.J.R. NO. 9:

All words underscored do not appear in our State Constitution as it is now written but will be put in if this amendment is adopted.

VICTOR A. MEYERS, Secretary of State

COMPLETE TEXT OF

Senate Joint Resolution No. 21

BE IT RESOLVED, *By the Senate and House of Representatives of the State of Washington in Legislative Session Assembled:*

THAT, At the general election to be held in this state on the Tuesday next succeeding the first Monday in November, 1962, there shall be submitted to the qualified voters of this state, for their adoption or rejection, the following proposed amendment to the Constitution of the State of Washington:

Section 33, Article II and Amendments 24 and 29 amendatory thereof, of the Constitution of the State of Washington are each hereby repealed.

AND BE IT FURTHER RESOLVED, That the secretary of state shall cause the foregoing constitutional amendment to be published for at least three months next preceding the election in a weekly newspaper in every county in the state in which such newspaper is published.

Passed the Senate Feb. 24, 1961.

JOHN A. CHERBERG,
President of the Senate.

Passed the House Mar. 5, 1961.

JOHN L. O'BRIEN,
Speaker of the House.

EXPLANATORY COMMENT S.J.R. NO. 21:

All the words printed below and lined through are in our State Constitution at the present time and are being taken out by this amendment.

VICTOR A. MEYERS, Secretary of State

~~Sec. 33, Article II (as amended): Alien Ownership. The ownership of lands by aliens, other than those who in good faith have declared their intention to become citizens of the United States, is prohibited in this state, except where acquired by inheritance, under mortgage or in good faith in the ordinary course of justice in the collection of debts; and all conveyances of lands hereafter made to any alien directly, or in trust for such alien, shall be void: Provided, That the provisions of this section shall not apply to lands containing valuable deposits of minerals, metals, iron, coal, or fire clay, and the necessary land for mills and machinery to be used in the development thereof and the manufacture of the products therefrom: And provided further, That the provisions of this section shall not apply to the citizens of such of the Provinces of the Dominion of Canada as do not expressly or by implication prohibit ownership of provincial lands by citizens of this state.~~

COMPLETE TEXT OF

Senate Joint Resolution No. 25

BE IT RESOLVED, *By the Senate and House of Representatives of the State of Washington in Legislative Session Assembled:*

THAT, At the general election to be held in this state on the Tuesday next succeeding the first Monday in

November, 1962, there shall be submitted to the qualified voters of the state for their approval and ratification, or rejection, an amendment to Article XXIII, section 1 of the Constitution of the State of Washington, to read as follows:

Article XXIII, section 1. Any amendment or amendments to this Constitution may be proposed in either branch of the legislature; and if the same shall be agreed to by two-thirds of the members elected to each of the two houses, such proposed amendment or amendments shall be entered on their journals, with the ayes and noes thereon, and be submitted to the qualified electors of the state for their approval, at the next general election; and if the people approve and ratify such amendment or amendments, by a majority of the electors voting thereon, the same shall become part of this Constitution, and proclamation thereof shall be made by the governor: PROVIDED, that if more than one amendment be submitted, they shall be submitted in such a manner that the people may vote for or against such amendments separately. The legislature shall also cause notice of the amendments that are to be submitted to the people to be published ((for at least three months next preceding the election, in some weekly newspaper, in every county where a newspaper is published throughout the state)) at least four times during the four weeks next preceding the election in every legal newspaper in the state: PRO-VIDED, That failure of any newspaper to publish this notice shall not be interpreted as affecting the outcome of the election.

BE IT FURTHER RESOLVED, That the secretary of state shall cause the foregoing constitutional amendment to be published for at least three months next preceding the election in a weekly newspaper in every county in the state in which such a newspaper is published.

Passed the Senate Feb. 24, 1961.

JOHN A. CHERBERG,
President of the Senate.

Passed the House Mar. 8, 1961.

JOHN L. O'BRIEN,
Speaker of the House.

EXPLANATORY COMMENT S.J.R. NO. 25:

All words in double parentheses and lined through are in our State Constitution at the present and are being taken out by this amendment. All words underscored do not appear in the State Constitution as it is now written but will be put in if this amendment is adopted.

VICTOR A. MEYERS, Secretary of State

COMPLETE TEXT OF

*Substitute House
Joint Resolution No. 1*

BE IT RESOLVED, *By the Senate and House of Representatives of the State of Washington in Legislative Session Assembled:*

THAT, At the general election to be held in this state on the Tuesday next succeeding the first Monday in November, 1962, there shall be submitted to the qualified electors of the state, for their approval and ratification, or rejection, an amendment to Article 7, section 2 as amended by Amendment 17 of the Constitution of the State of Washington, by adding thereto a new subsection designated as subsection () which shall read as follows: