

RESOLUTION NO. 199231

WHEREAS, during the first session of the 91st Congress of the United States of America a number of bills were introduced in the Senate and House of Representatives, all seeking the repeal of the Emergency Detention Act of 1950 (Title 2 of the Internal Security Act of 1950); and

WHEREAS, such bills have received the support of many members of Congress representing various parts of the political spectrum; such as, Senators Inouye, Murphy, Cranston and Javitts, and Congressmen Matsunaga, Hollifield, Van Deerlin and Utt; and

WHEREAS, the Emergency Detention Act of 1950 provides that the President of the United States has the power to declare an "internal security emergency" when the United States is invaded, or Congress declares war, or an insurrection occurs in the United States in aid of a foreign enemy; and upon such declaration it further provides that the Attorney General may apprehend and detain any person where there are "reasonable grounds to believe that such person will engage in or probably will conspire to engage in acts of espionage and sabotage"; and

WHEREAS, Senator Murphy said in a speech before the Senate and recorded in the Congressional Record of April 25, 1969, that such a provision reminds us of "one of the sorriest chapters in all of American history"; that is, the relocation during World War II of 110 thousand American citizens of Japanese ancestry; and

WHEREAS, Senator Inouye, when he introduced the bill in the Senate to repeal the Emergency Detention Act of 1950,

said the constitutionality of the Act was questionable; and

WHEREAS, others have pointed out that its provisions are unnecessary, as existing laws and procedures are available and satisfactory to safeguard internal security; and

WHEREAS, the Senate and Assembly of the State of California by joint resolution passed February 25, 1970, urged the President and the Congress of the United States to repeal said Emergency Detention Act of 1950; and

WHEREAS, the Senate of the United States on December 22, 1969, passed Senate Bill 1872 which would repeal the Emergency Detention Act of 1950; and

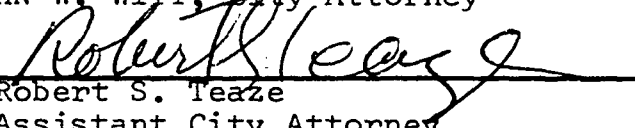
WHEREAS, the Japanese American Citizens League has solicited the support of this Council in their efforts to have the bill repealing the Emergency Detention Act of 1950 passed by both Houses of Congress and approved by the President of the United States; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, as follows:

1. The Council of The City of San Diego respectfully urges the Congress and the President of the United States to enact and sign the necessary legislation which would repeal the provisions of the Emergency Detention Act of 1950 (Title 2 of the Internal Security Act of 1950).

2. The City Clerk is hereby directed to transmit copies of this resolution to the President and Vice President of the United States, the Speaker of the House of Representatives, and to each Senator and Representative from California in the Congress of the United States, as well as to the local Chapter of the Japanese American Citizens League for their use.

APPROVED: JOHN W. WITT, City Attorney

By 
Robert S. Teaze
Assistant City Attorney

Passed and adopted by the Council of The City of San Diego on MAR 10 1970,
by the following vote:

RECEIVED
CITY CLERK'S OFFICE
1970 MAR -4 AM 8:41
SAN DIEGO, CALIF.

Councilmen	Yeas	Nays	Excused	Absent
Helen Cobb	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sam T. Loftin	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Henry L. Landt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Leon L. Williams	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Floyd L. Morrow	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bob Martinet	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Allen Hitch	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mike Schaefer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Frank Curran	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

AUTHENTICATED BY:

FRANK CURRAN
Mayor of The City of San Diego, California.

(Seal)

JOHN LOCKWOOD
City Clerk of The City of San Diego, California.

By Elfa J. Hamel, Deputy.

Office of the City Clerk, San Diego, California	
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Adopted	<u>MAR 10 1970</u>