

March 20-21, 1958

Memorandum No. 3

Subject: Overlapping Provisions in Penal
Code and Vehicle Code.

Topic No. 1 in the Commission's 1956 Report to the Legislature was, "A study to determine whether the Penal Code and the Vehicle Code should be revised to eliminate certain overlapping provisions relating to the unlawful taking of a motor vehicle and the driving of a motor vehicle while intoxicated."

Attached is a research study on this subject prepared by a teaching fellow on the Stanford Law School Faculty, Mr. I. Robert Harris, under a contract with the Commission.

The subject matter does not seem to be so complicated as to require the study to be considered by a committee of the Commission. I suggest, therefore, that the matter be taken up at the March meeting.

Respectfully submitted,

John R. McDonough, Jr.
Executive Secretary

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