Volume 6

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Legislature of the State of California 2013–14 Regular Session December 3 , 2012 to November 30, 2014 2013 First Extraordinary Session January 28 , 2013 to August 5, 2013 2014 Second Extraordinary Session April 24 , 2014 to November 30, 2014



HON. TONI G. ATKINS Speaker

HON. NORA CAMPOS Speaker pro Tempore

HON. V. MANUEL PERÉZ Majority Floor Leader HON. CONNIE CONWAY Minority Floor Leader

E. DOTSON WILSON Chief Clerk of the Assembly

> AMY LEACH Minute Clerk

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JANUARY				FEBRUARY							MARCH									
S	М	Т	W	Т	F	S	S	М	Т	W	Т	F	S	S	М	Т	W	Т	F	S
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8	9	10	11	12	13	14	5	6	7	8	9	10	11	4	5	6	7	8	9	10
15	16	17	18	19	20	21	12	13	14	15	16	17	18	11	12	13	14	15	16	17
22	23	24	25	26	27	28	19	20	21	22	23	24	25	18	19	20	21	22	23	24
29	30	31					26	27	28	29				25	26	27	28	29	30	31
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8	9	10	11	12	13	14	6	7	8	9	10	11	12	3	4	5	6	7	8	9
15	16	17	18	19	20	21	13	14	15	16	17	18	19	10	11	12	13	14	15	16
22	23	24	25	26	27	28	20	21	22	23	24	25	26	17	18	19	20	21	22	23
29	30						27	28	29	30	31			24	25	26	27	28	29	30
		J	IULY	/			AUGUST							5	SEP	TEM	BEF	र		
1	2	3	4	5	6	7				1	2	3	4							1
8	9	10	11	12	13	14	5	6	7	8	9	10	11	2	3	4	5	6	7	8
15	16	17	18	19	20	21	12	13	14	15	16	17	18	9	10	11	12	13	14	15
22	23	24	25	26	27	28	19	20	21	22	23	24	25	16	17	18	19	20	21	22
29	30	31					26	27	28	29	30	31		23	24	25	26	27	28	29
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		OC.	тов	ER				I	NOV	/EMI	BER			DECEMBER						
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7	8	9	10	11	12	13	4	5	6	7	8	9	10	2	<u>3</u>	4	5	6	7	8
14	15	16	17	18	19	20	11	12	13	14	15	16	17	9	10	11	12	13	14	15
21	22	23	24	25	26	27	18	19	20	21	22	23	24	16	17	18	19	20	21	22
28	29	30	31				25	26	27	28	29	30		23	24	25	26	27	28	29
														30	31					

Underlined dates indicate Floor Sessions. Bold only dates indicate Check-in Sessions. Double-underlined dates indicate sessions that met past midnight.

## CALENDAR 2013

JANUARY				FEBRUARY							MARCH									
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13	<u>14</u>	15	16	17	<u>18</u>	19	10	<u>11</u>	12	13	14	<u>15</u>	16	10	<u>11</u>	12	13	<u>14</u>	15	16
20	21	<u>22</u>	23	<u>24</u>	25	26	17	18	<u>19</u>	20	<u>21</u>	22	23	17	<u>18</u>	19	20	<u>21</u>	22	23
27	<u>28</u>	29	30	<u>31</u>			24	<u>25</u>	26	27	<u>28</u>			24	25	26	27	28	29	30
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7	<u>8</u>	9	10	<u>11</u>	12	13	5	<u>6</u>	7	8	<u>9</u>	10	11	2	<u>3</u>	4	5	<u>6</u>	7	8
14	<u>15</u>	16	17	<u>18</u>	19	20	12	<u>13</u>	14	15	<u>16</u>	17	18	9	<u>10</u>	11	12	13	<u>14</u>	<u>15</u>
21	<u>22</u>	23	24	<u>25</u>	26	27	19	<u>20</u>	21	22	<u>23</u>	<u>24</u>	25	16	17	18	19	<u>20</u>	21	22
28	<u>29</u>	30					26	27	<u>28</u>	<u>29</u>	<u>30</u>	<u>31</u>		23	<u>24</u>	<u>25</u>	26	<u>27</u>	28	29
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7	8	9	10	11	12	13	4	<u>5</u>	6	7	<u>8</u>	9	10	8	<u>9</u>	<u>10</u>	<u>11</u>	<u>12</u>	13	14
14	15	16	17	18	19	20	11	<u>12</u>	13	14	<u>15</u>	16	17	15	16	17	18	19	20	21
21	22	23	24	25	26	27	18	<u>19</u>	20	21	<u>22</u>	23	24	22	23	24	25	26	27	28
28	29	30	31				25	<u>26</u>	27	28	29	<u>30</u>	31	29	30					
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13	14	15	16	17	18	19	10	11	12	13	14	15	16	15	16	17	18	19	20	21
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27	28	29	30	31			24	25	26	27	28	29	30	29	30	31				

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## CALENDAR 2014

JANUARY					FEBRUARY							MARCH								
S	М	Т	W	Т	F	S	S	М	т	W	т	F	S	S	М	т	W	Т	F	S
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12	<u>13</u>	14	15	16	<u>17</u>	18	9	<u>10</u>	11	12	13	<u>14</u>	15	9	<u>10</u>	11	12	<u>13</u>	14	15
19	20	<u>21</u>	<u>22</u>	<u>23</u>	24	25	16	17	<u>18</u>	19	<u>20</u>	21	22	16	<u>17</u>	18	19	<u>20</u>	21	22
26	<u>27</u>	28	<u>29</u>	<u>30</u>	31		23	<u>24</u>	25	26	<u>27</u>	28		23	<u>24</u>	25	26	27	<u>28</u>	29
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6	<u>7</u>	8	9	<u>10</u>	11	12	4	<u>5</u>	6	7	<u>8</u>	9	10	8	<u>9</u>	10	11	<u>12</u>	13	14
13	14	15	16	17	18	19	11	<u>12</u>	13	14	<u>15</u>	16	17	<u>15</u>	<u>16</u>	17	18	<u>19</u>	20	21
20	<u>21</u>	22	23	<u>24</u>	25	26	18	<u>19</u>	20	21	22	<u>23</u>	24	22	<u>23</u>	24	25	<u>26</u>	27	28
27	<u>28</u>	29	30				25	26	<u>27</u>	<u>28</u>	<u>29</u>	30	31	29	<u>30</u>					
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13	14	15	16	17	18	19	10	<u>11</u>	12	<u>13</u>	<u>14</u>	15	16	14	15	16	17	18	19	20
20	21	22	23	24	25	26	17	<u>18</u>	<u>19</u>	<u>20</u>	<u>21</u>	<u>22</u>	23	21	22	23	24	25	26	27
27	28	29	30	31			24	<u>25</u>	<u>26</u>	<u>27</u>	<u>28</u>	<u>29</u>	30	28	29	30				
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12	13	14	15	16	17	18	9	10	11	12	13	14	15	14	15	16	17	18	19	20
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26	27	28	29	30	31		23	24	25	26	27	28	29	28	29	30	31			
							30													

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            109, 226, 452, 774, 1045, 2206, 2389, 3500, 3690, 3754, 5918, 6132,
               6369
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            3635.6157
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  Pledge of Allegiance—
      689, 3553, 4735
  Recognition, Special-
      Birth-
         7/3/13, Extended congratulations to Assembly Member Perea and his wife,
            Yahaira, on the occasion of the birth of their son, Joaquin, 2297
      Leadership-
         Majority Floor Leader-
            8/28/14, V. Manuel Pérez, extended best wishes to, and honored, on his
               last week of Floor Session for the 2013-14 Regular Session as the
               Majority Floor Leader of the Assembly, 6680
         Republican Leader—
            8/25/14, Connie Conway, Republican Leader, extended best wishes to,
               and honored, on her last week of Floor Session for the 2013-14
               Regular Session as the longest serving Republican Leader of the
               Assembly, 6401
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Speaker—

8/28/14, John A. Pérez, Speaker Emeritus, offered remarks to express esteem and to honor, for his outstanding leadership as Speaker of the Assembly from 2010 to 2014, 6616

Retirement (Retirement, Resignation, End of Term, or Leaving Assembly)— Assembly Members—

5/16/13, Extended congratulations to Assembly Member Norma Torres on her election to the Senate; whereupon Assembly Member Torres addressed the Body, 1464

6/27/13, Extended congratulations to Bob Blumenfield, for his dedicated service to the State of California, as Chair of the Assembly Committee on Budget, on his last day in the Assembly and in wishing him well as he leaves the Assembly for the Los Angeles City Council; whereupon Blumenfield addressed the Body, 2207

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(2/3/14) 3751

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(9/5/13) 2890; (5/14/14) 4908

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ALLEN, TRAVIS (R), ASSEMBLY MEMBER, DISTRICT 72-Continued Motions and Requests-continued Votes, Changes to-continued AB 1416, 1602 AB 2098, 4359 AB 2396, 6445 ACA 9, 1719 ACR 168, 6117 AJR 15, 1339 SB 555, 2835 SB 944, 6417 SB 1271, 6725 SJR 28. 5812 Oath of Office-6 Parliamentary Inquiry-5/29/14, Will the Presiding Officer direct Assembly Member Jones-Sawyer to answer my question, reply: that the Rules do not require a Member to respond to direct questions; however, Assembly Member Jones-Sawyer did respond to your question (Campos), 5326 Recognition, Special-Leadership-Republican Leader-8/25/14, Extended best wishes and honored Republican Leader Conway, on her last week of Floor Session for the 2013-14 Regular Session as the longest serving Republican Leader of the Assembly, 6401 Votes, Explanations of-AB 1703, 5247 AB 2303, 5276 AMMIANO, TOM (D), ASSEMBLY MEMBER, DISTRICT 17 Absence, Leaves of-Illness-(5/13/13) 1363; (1/21/14) 3631; (1/22/14) 3645; (1/23/14) 3655; (7/1/14) 5758; (7/2/14) 5772 Legislative business-(1/17/13) 160; (1/18/13) 167; (6/2/14) 5391; (6/19/14) 5603 Appointed-Assembly Standing Committees-Appropriations, replaced Weber (for 4/17/13) 905; replaced Holden (for 5/8/13), 1280; replaced Holden (for 5/24/13), 1545 Education, replaced Weber (for 4/17/13) 942; replaced Weber (for 5/1/13), 1191 Health, 94 Housing and Community Development, filled Democratic vacancy, 4891 Human Services, 95

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9/4/13, Assembly Members are requested to designate Senate Floor managers for their bills on the Third Reading File in the Senate, 2978

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5/27/14, Last day in the Assembly to submit amendments to the Desk if an author wishes to amend by Wednesday, May 28, 2014, 5155

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8/29/14, Members would be permitted to present remarks honoring retiring Members after debate has been closed for the remainder of the legislative day, 6695

Chesbro-

7/3/14, Recognition of bolo tie day, 5816

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4/24/14, The Multiple Sclerosis Society's Annual MS Walk, 4602 Cristina Garcia—

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#### Mullin-

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- 3/11/13, California Aerospace Week—Scheduled events for the 2nd Annual, including the display of the three generations of Mars Rovers, 535
- 4/15/13, Terrorist attack at the Boston Marathon, 911
- 6/15/13, Directed Sergeant at Arms to round up and arrest the absent Members if necessary to compel their attendance at today's Floor Session, 2031
- 4/28/14, The Boy on the Wooden Box by Holocaust Survivor Leon Leyson, Marilyn Harran, and Elizabeth Leyson, has been delivered to Member offices, 4630

## Skinner-

4/22/13, Recognition of Earth Day; greening initiatives at the Capitol include replacement of incandescent light bulbs and reductions in printing, 1045

## Stone-

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12/3/12, Nomination and election of Officers of the Assembly for the 2013–14 Regular Session of the Legislature is the next order of business, and declared that nominations for the Office of Speaker of the Assembly were now in order, 6, 7

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## APPENDICES

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Standing Rules of the Assembly for the 2013–14 Regular Session and Article IV of the Constitution of California, January 2013

#### Appendix No. 2-

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      Buckley School in Sherman Oaks, guests from (on behalf of Nazarian), 1136
      Temple Israel School in Hollywood/Los Angeles, visitors from (Campos on
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               Journal (Atkins), motion carried, 2185; letter printed (Blumenfield),
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         SB 77, requested unanimous consent to divide the question to permit
            consideration of amendments 1-3 (Question 1) separately from
            amendment 4 (Question 2), 2012; unanimous consent withheld (Hagman),
            2012; motion divide the question to permit consideration of amendment
            1–3 (Question 1) separately from amendment 4 (Question 2), 2012;
            division of question carried, 2013
      Rules, Invoke or Temporarily Suspend-
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            AB 77. 2039
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         Assembly Rule 118-
            1148
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AB 508, 1041
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6/27/13, Appreciation received for his dedicated service to the State of
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3634
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  - California Collaborative for Educational Excellence Governing Board, member appointed (by Speaker Pérez), 4414

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California Commission on Disability Access, member appointed (by Speaker Pérez), 3433; member reappointed (by Speaker Pérez), 3442

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- California Council for Interstate Adult Offender Supervision, member appointed (by Speaker Pérez), 2627
- California Crime Victim's Memorial Review Committee, Assembly Member appointed (by Speaker Pérez), 287
- California Cultural and Historical Endowment, Assembly Member appointed 286 (by Speaker Pérez), 287
- California Debt and Investment Advisory Commission, Assembly Member appointed (by Speaker Pérez), 286
- California Earthquake Insurance Authority Governing Board and Advisory Panel, member reappointed. (by Speaker Pérez), 2746; member appointed (by Speaker Pérez), 3632
- California Endowment for Marine Preservation Board of Directors, member appointed (by Speaker Pérez), 941
- California Environmental Contaminant Biomonitoring Program Scientific Guidance Panel, member appointed (by Speaker Atkins), 6831
- California Film Commission, Assembly Member appointed (by Speaker Pérez), 291; members appointed (by Speaker Pérez), 3442, 3443; member reappointed (by Speaker Pérez), 3782
- California Health Facilities Financing Authority, member reappointed (by Speaker Pérez), 3960; appointed member (by Speaker Pérez), 4573
- California Institute for Regenerative Medicine Independent Citizens Oversight Committee, member appointed (by Speaker Pérez), 2274
- California Interagency Council on Veterans, Assembly Member appointed (by Speaker Pérez), 312; appointment of member (by Speaker Pérez), 3633
- California Library Services Board, members appointed (by Speaker Pérez), 3960
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  - California Transportation Financing Authority, member appointed (by Speaker Pérez), 3434
  - California Unemployment Insurance Appeals Board, member appointed (by Speaker Pérez), 104
  - California Workforce Investment Board, Assembly Members appointed (by Speaker Pérez), 310
  - Capitol Area Committee, member appointed (by Speaker Pérez), 4870
  - Commission for Economic Development, Assembly Member appointed (by Speaker Pérez), 291
  - Commission on Asian and Pacific Islander American Affairs, member appointed (by Speaker Pérez), 2056; members appointed (by Speaker Atkins), 5834
  - Commission on Emergency Medical Services, member reappointed (by Speaker Pérez), 67; member reappointed (by Speaker Atkins), 6837
  - Commission on Health and Safety and Worker's Compensation, member appointed (by Speaker Pérez), 4414; member appointed (by Speaker Pérez), 4814
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    - Pérez), 312
  - Consumer Motor Vehicle Recovery Corporation, Board of Directors, member appointed (by Speaker Pérez), 3633
  - Council on Mentally Ill Offenders, member appointed (by Speaker Pérez), 942 Court Reporters Board, member appointed (by Speaker Pérez), 436
  - Criminal and Traffic–Related Court–Ordered Debts Task Force, Assembly Member appointed (by Speaker Pérez), 287
  - Delta Stewardship Council, member appointed (by Speaker Pérez), 5833
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  - High–Speed Rail Authority, member appointed (by Speaker Pérez), 1909; member reappointed (by Speaker Pérez), 3398; replaced and member appointed (by Speaker Pérez), 4092
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  - Judicial Council of Court Technology, member reappointed (by Speaker Pérez), 3443
  - Los Angeles Memorial Coliseum Commission, Assembly Member appointed (by Speaker Pérez), 293
  - Managed Risk Medical Insurance Board, member reappointed (by Speaker Pérez), 3455
  - Mental Health Services Oversight and Accountability Commission, Assembly Member appointed (by Speaker Pérez), 103
  - Mexican American Veterans Memorial Beautification and Enhancement Committee, member appointed (by Speaker Pérez), 3856
  - Milton Marks "Little Hoover" Commission on California State Government Organization and Economy, Assembly Member appointed (by Speaker Pérez), 292; member appointed (by Speaker Pérez), 748; member appointed (by Speaker Pérez), 1191
  - Off–Highway Motor Vehicle Recreation Commission, member appointed (by Speaker Atkins), 5392
  - Oil Spill Technical Advisory Committee, member appointed (by Speaker Pérez), 942
  - Pacific Fisheries Legislative Task Force, Assembly Member appointed (by Speaker Pérez), 294
  - Physician Assistant Board, member appointed (by Speaker Pérez), 169
  - Prison Industry Board, member appointed (by Speaker Pérez), 169; member reappointed (by Speaker Pérez), 3434
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  - Respiratory Care Board of California, member appointed (by Speaker Pérez), 2273; member appointed (by Speaker Pérez), 3959
  - Sacramento–San Joaquin Delta Conservancy Governing Board, member reappointed (by Speaker Pérez), 4415
  - Sacramento San Joaquin Delta Protection Commission, Assembly Member appointed (by Speaker Pérez), 289
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  - Santa Monica Mountains Conservancy, Assembly Members appointed (by Speaker Pérez), 314; member appointed (by Speaker Pérez), 3435
  - Scholarshare Investment Board, member appointed (by Speaker Pérez), 204
  - School Building Finance Committee, Assembly Member appointed (by Speaker Pérez), 312
  - Scientific Review Panel on Toxic Air Contaminants, member appointed (by Speaker Pérez), 2746; member reappointed (by Speaker Pérez), 3633
  - Sea Grant Advisory Panel, Assembly Member appointed (by Speaker Pérez), 313
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South Coast Air Quality Management District Board, member reappointed (by Speaker Pérez), 3444

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- State Bar Attorney Diversion and Assistance Program Oversight Committee, member appointed (by Speaker Pérez), 4870
- State Bar Board of Trustees, member reappointed (by Speaker Pérez), 3442
- State Bar Commission on Access to Justice, member appointed (by Speaker Pérez), 3714
- State Bar Court Hearing Judge, member appointed (Speaker Atkins), 6442
- State Bar Examining Committee, member appointed (by Speaker Pérez), 4414; member reappointed (by Speaker Pérez), 4415
- State Coastal Conservancy, Assembly Member appointed (by Speaker Pérez), 289; member appointed (by Speaker Pérez), 4870

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311; Assembly Member appointed (by Speaker Pérez), 747

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Pérez, on his last week of Floor Session for the 2013-14 Regular
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(6/17/13) 2054; (6/18/13) 2066
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2084; replaced Eggman (for 6/25/13), 2147
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Del Puerto, Ariana, student from The Leadership Academy High School in Concord, 4183
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Concord, 4183
Gershen, Cindy, 2014 Women of the Year Honoree (escorted by Bonilla), 4045

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Nunes, Thomas, 4029
Polan, Antonia, 4029
Wesler, Berta, 2014 Yom Hashoah and Holocaust Memorial Ceremony Honoree,
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Daiess, Noura, Concord High School senior, 3557
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Martin, Jennifer, 1225
Nunes, Anthony "Tony" Frank, reserve firefighter with Contra Costa County
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Costa County and 28-year veteran firefighter of the Berkeley Fire
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Firefighter Anthony "Tony" Frank Nunes, reserve firefighter with Contra
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California, 2013 Award for Excellence in Law, 1368
Vargas, Jose Antonio, Pulitzer Prize winning journalist and filmmaker, 2014 Award in Excellence for Civil Rights, 4875
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Gonzalez, Lorena S., Assembly Member-elect, to the administration of
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Gilmore, Marie, 2014 Women of the Year Honoree (escorted by), 4045
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Glover, David, 1924
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         McCune, William "Bill", 2797
         Petris, Nicholas, Hon., former Assembly Member and former State Senator,
            702
         Rudge, Mary, 3659
         Slivka, Natalie, 5651
         Taylor, Anne, 4362
         Tooker, Joan K. Butkovich, 3786
         Turner, Morrie, 3754
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            requested for reconsideration, unanimous consent withheld (Hagman),
            motion to reconsider, 6635; reconsideration granted, 6636
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               4029, 4362, 5425, 5651
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      Votes, Changes to-
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Co-Chairperson of AKA Day at the Capitol of the Alpha Kappa Alpha
Sorority, Incorporated, 4635
Butts, James T., Mayor of Inglewood, 2504
Collier, Katherine, member of Alpha Kappa Alpha Sorority, Incorporated, 4635
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- Aranda, Barbara Medina, 4236
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- Batoor, Ulker, Interpreter for a delegation from Kabul, Afghanistan, on an agricultural tour of the western United States (on behalf of Assembly Member Gray), 3054
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- Big Valley High School in Bieber, visitors from (on behalf of Dahle), 5386
- Buckley School in Sherman Oaks, visitors from (on behalf of Nazarian), 4618
- Bustamante, Cruz M., Hon., former Lieutenant Governor and former Speaker of the Assembly, 6142
- Camarillo, Lucy, Chief of Staff for Medina (on behalf of Medina), 6142

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- Faizi, Ahmad, from a delegation from Kabul, Afghanistan, on an agricultural tour of the western United States (on behalf of Assembly Member Gray), 3054
- Fortier, Tony, Phoenix Agrotech Organizer, with a delegation from Kabul, Afghanistan, on an agricultural tour of the western United States (on behalf of Assembly Member Gray), 3054
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- Harris, Elihu, Hon., former Member of the Assembly and former Mayor of Oakland, 2887
- Hoffman, Franz, Phoenix Institute of Desert Agriculture, with a delegation from Kabul, Afghanistan, on an agricultural tour of the western United States (on behalf of Assembly Member Gray), 3054
- Hollister Dual Language Academy, fourth–grade students from (on behalf of Alejo), 1866
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    - Pretty Little Liars, crew members from the television show (on behalf of Bocanegra and Gatto), 6207
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    - Rutherford, Janice, San Bernardino County Supervisors (on behalf of Hagman), 1866
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    - Seraj, Mark, Interpreter for a delegation from Kabul, Afghanistan, on an agricultural tour of the western United States (on behalf of Assembly Member Gray), 3054
    - Shelton, Mark, Cameraman, for a delegation from Kabul, Afghanistan, on an agricultural tour of the western United States (on behalf of Assembly Member Gray), 3054
    - Sims, James, Dr., from the physical therapy program at Loma Linda University (on behalf of Morrell), 1866
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    - Smollert, Rabbi, and students from the Chabad Hebrew Academy in San Diego (on behalf of Maienschein), 5386
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    - Torres, Hector Laguna, Hon., Municipal President (Mayor) of Empalme, Mexico, 1417
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## CAMPOS, NORA (D), SPEAKER PRO TEMPORE/ASSEMBLY MEMBER,

DISTRICT 27—Continued

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- 5/2/13, How long can the roll be held open? (Campos); reply: there is no limit on the length of time a roll call can be held open. (Speaker Pérez), 1225
- 6/15/13, Am I correct in understanding that the Speaker could enforce the Rules of the House at their discretion without a point of order being raised? (John. A. Pérez), reply: affirmative; pursuant to Assembly Rule 114, if any Member transgresses the Rules, the Speaker shall, or any Member may, call the offending Member to order (Campos), 2037
- 5/29/14, Will the Presiding Officer direct Assembly Member Jones–Sawyer to answer my question? (Allen); reply: the Rules do not require a Member to respond to direct questions; however, Assembly Member Jones–Sawyer did respond to your question (Campos), 5326
- 8/11/14, Can the roll be opened for the purpose of adding coauthors to Assembly Concurrent Resolution No. 154? (Gray); reply: you cannot add coauthors to a resolution before the Body for the purpose of concurrence in Senate amendments (Campos), 5941
- 8/21/14, Will votes added at the vote kiosk be included on the final ballot? (Speaker Emeritus Pérez); reply: affirmative (Campos), 6294

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3867, 4689

Point of Information-

8/29/14, What time was the Body scheduled to reconvene? (Speaker Emeritus Pérez); reply: the Body was scheduled to reconvene at 3 p.m. (Campos), 6706 Points of Order—

2/19/13, That Assembly Member Donnelly address the resolution before the Body (Atkins); ruling: point of order well–taken (Campos), 326

- 5/24/13, Assembly Member Donnelly is not limiting debate to the merits of the bill (V. Manuel Pérez); ruling: point of order well–taken (Campos), 1600
- 5/31/13, That Assembly Member Skinner limit her comments to the motion to reconsider and not speak to the substance of the bill; ruling: point of order not well–taken; pursuant to Mason's Manual Section 471 the entire question is opened to debate (Campos), 1875
- 6/14/13, That Assembly Member Beth Gaines is speaking to the amendments (Question 1) that were laid upon the table. The item before the Body is Question 2 relative to amendment 4 (John A. Pérez); ruling: point of order well–taken (Campos), 2014
- 6/14/13, That the comments by Assembly Member Beth Gaines are not germane to Question 2 before the Body. The question before the Body is Question 2 relative to amendment 4 (John A. Pérez); ruling: point of order well–taken (Campos), 2014
- 6/15/13, That Assembly Member Donnelly is not speaking to the merits of the bill under consideration (V. Manuel Pérez); ruling: point of order well–taken (Campos), 2037

CAMPOS, NORA (D), SPEAKER PRO TEMPORE/ASSEMBLY MEMBER, DISTRICT 27—Continued

Points of Order—continued

- 9/10/13, That Members confine their remarks to the question before the Body and not attempt to introduce items relative to other legislation pending in the House which is unrelated to this debate (Pérez, John A.); ruling: point of order well–taken (Campos), 3062
- 9/10/13, That Assembly Member Jones limit his comments to the merits of the content contained in the bill under consideration (Roger Hernández), ruling: point of order well–taken (Campos), 3086
- 5/28/14, That Members' votes indicate their support for the measure; extended debate delays the business of the House (V. Manuel Pérez); ruling: point of order well-taken (Campos), 5253
- 6/19/14, That the noise level in the Chamber is making it difficult for Members to hear the debate on measures before the Body (V. Manuel Pérez); ruling: point of order well–taken (Campos), 5608
- 6/19/14, That Assembly Member Donnelly address the issues in the resolution before the Body (V. Manuel Pérez); ruling: point of order well-taken (Campos), 5610
- 6/19/14, That Assembly Member Donnelly limit his comments to the subject matter before the Body (V. Manuel Pérez); ruling: point of order well-taken (Campos), 5610
- 6/26/14, That the Rules require Members to speak to the merits of the legislation before the Body; Assembly Member Grove is speaking broadly to issues which are irrelevant to the measure under consideration (Speaker Emeritus Pérez); ruling: point of order well-taken (Campos), 5700
- 6/26/14, That Assembly Member Grove is not speaking to the bill under consideration (V. Manuel Pérez); ruling: point of order well–taken (Campos), 5700
- 8/11/14, That the question and remarks by Assembly Member Donnelly are not germane to the bill before the Body (Speaker Emeritus Pérez); ruling: point of order well-taken (Campos), 5965
- 8/11/14, That Assembly Member Donnelly follow the Rules and speak to the points relevant to the bill before the Body (V. Manuel Pérez); ruling: point of order well-taken (Campos), 5965
- 8/11/14, That Assembly Member Donnelly speak to the merits of the bill before the Body and not to another bill (Gomez); ruling: point of order well-taken (Campos), 5966
- 8/15/14, Assembly Member Jones arose to object to the ruling on the point of order (Jones); reply: that the point of order had been ruled well–taken and advised Assembly Member Jones to speak to the merits of the bill (Campos), 6403
- 8/25/14, That Assembly Member Jones limit his comments to the subject matter before the Body and not reference the electoral process (Gomez); ruling: point of order well-taken (Campos), 6403

# CAMPOS, NORA (D), SPEAKER PRO TEMPORE/ASSEMBLY MEMBER,

DISTRICT 27-Continued

Points of Order-continued

- 8/27/14, That Assembly Member Alejo referenced a member by name in debate, and it is the custom and practice in this House to refer to Members by referencing their District (Hagman), ruling: point of order well-taken (Campos), 6581
- 8/29/14, That Assembly Member Logue speak to the merits of the bill (V. Manuel Pérez), ruling: the point of order well–taken (Campos), 6701
- 8/29/14, That Assembly Member Logue is speaking to the merits of the bill (Donnelly), ruling: I had ruled the point of order by Assembly Member V. Manuel Pérez well–taken (Campos), 6701
- 8/29/14, That Assembly Member Donnelly speak to the merits of the bill and not make statements in debate to impugn the Members of this House (Gomez), ruling: the point of order well–taken (Campos), 6708

Point of Personal Privilege-

- 8/11/14, Speaker Emeritus John A. Pérez arose to a point of personal privilege; ruling: point of personal privilege well–taken (Campos), 5966
- 8/18/14, Assembly Member Donnelly arose to a point of personal privilege; reply: that she previously advised Assembly Member Alejo to confine his remarks to the merits of the resolution (Campos), 6116
- 8/29/14, Assembly Member Donnelly arose to a point of personal privilege; ruling: that there is no point of personal privilege as no name was used in debate (Campos), 6708

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Birthday—

- 3/18/13, Extended best wishes to Assembly Members Cooley and Grove upon the occasion of their birthdays, 592
- 6/15/13, Best wishes received upon the occasion of her birthday (Speaker Pérez), 2031
- 8/5/13, Extended best wishes to Assembly Member Fong on the occasion of his birthday, 2389
- 8/22/13 and 8/22/14, Extended best wishes to Assembly Member Garcia on the occasion of her birthday, 2675; 6369
- 9/6/13, Extended best wishes to Assembly Member Mitchell on the occasion of her birthday on Saturday, September 7th, 2974
- 9/6/13, Extended best wishes to Assembly Member Quirk on the occasion of his birthday on Sunday, September 8th, 2974
- 6/16/14, Best wishes received upon the occasion of her birthday on Sunday, June 15, 2014 (V. Manuel Pérez), 5550
- 6/19/14, Extended best wishes to Majority Floor Leader, V. Manuel Pérez, upon the occasion of his birthday on Wednesday, June 18, 2014, 5617
- 8/4/14, Extended best wishes to Speaker Toni G. Atkins upon the occasion of her birthday on Friday, August 1, 2014, 5850

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CAMPOS, NORA (D), SPEAKER PRO TEMPORE/ASSEMBLY MEMBER, DISTRICT 27-Continued Recognition, Special-continued Leadership-Majority Floor Leader-8/28/14, Extended best wishes and honored Assembly Member V. Manuel Pérez, on his last week of Floor Session for the 2013-14 Regular Session as the Majority Floor Leader of the Assembly, 6680 Speaker-8/28/14, Offered remarks to express esteem and to honor Speaker Emeritus John A. Pérez for his outstanding leadership as Speaker of the Assembly from 2010 to 2014, 6616 Marriage-8/5/13, Extended congratulations and best wishes to Assembly Member Mansoor and his wife Jannifer upon the joyous occasion of their marriage on Saturday, August 3, 2013, 2377 5/27/14, Extended congratulations and best wishes to Assembly Member Susan Talamantes Eggman on the occasion of her marriage to Renee Hall on Sunday, May 25, 2014, 5204 Retirement (Retirement, Resignation, End of Term, or Leaving Assembly)-Assembly Members-5/16/13, Extended congratulations to Assembly Member Norma Torres on her election to the Senate; whereupon she addressed the Body, 1464 Speaker pro Tempore-Address as Speaker pro Tempore, 12 Appointed, 12, 63 Oath of Office, 12 CANNELLA, ANTHONY (R), SENATOR, SENATE DISTRICT 12 Appointed-Escort, Joint Committees on-Brown, Edmund G., Jr., Hon., Governor, 190 President of the United States of Mexico-His Excellency Enrique Peña Nieto, 6455 Joint Committee-Arts. 264 Fairs, Allocation, and Classification (Vice Chair), 264, 965 Legislative Audit, 264 Rules, 264 CANTIL-SAKAUYE, TANI G., CHIEF JUSTICE OF CALIFORNIA Journal Print in-Addresses-State of the Judiciary-3/11/13, 539 3/17/14, 4103

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               Caucus, the Asian American Bar Association of the Greater Bay Area.
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- Raju, Preethi, member of the Mira Loma High School Science Bowl Team, winners of the United States Department of Energy's 2014 National Science Bowl, 5396
- Randle, Killian, team member of Jesuit High School Robotics Team (Cooley), 6059
- Rose, Paul, coach who holds the most wins in California state history and introduced player Kaba Alkebulan, 1895
- Schneider, Nolan, team member of Jesuit High School Robotics Team, 6059
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- Shen, Daniel, Team Captain of the Mira Loma High School Science Bowl Team, winners of the United States Department of Energy's 2014 National Science Bowl, 5396
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### DEBATE

- Debate and Decorum-
  - 6/27/13, AB 93, Advised Assembly Member Logue that a question to the author is permitted, but it is not the custom and practice of the House to engage in cross–debate (Speaker Pérez); Advised Assembly Member Grove to direct questions of the author through the presiding officer (Speaker Pérez), 2207
  - 7/3/13, HR 21, Advised Assembly Member Alejo that announcements during debate are out of order and should be addressed under Motions and Resolutions in accordance with the Assembly Rules (Assistant Speaker pro Tempore Mullin), 2278
  - 8/19/13, SB 25, Reminded Members that Section 101 of Mason's Manual of Legislative Procedure requires Members to limit debate to the subject matter of the bill; and that Section 110, Subsection 2 states that to guard against the appearance of personalities in debate, Members should refer to other Members by district, seat, or any other like manner, and not by name (Speaker Pérez), 2595
  - 9/6/13, SB 260, Directed Assembly Member Bloom to speak to the question (Speaker Pérez), 2958
  - 9/10/13, SB 651, Advised Assembly Member Grove to confine her remarks to the bill itself (Speaker Pérez), 3135
  - 9/10/13, SB 670, Advised the Body that Members must be granted permission to use electronic devices on the Floor pursuant to the Rules of the House (Speaker Pérez), 3136
  - 9/10/13, SB670, Reminded the Body that there is no authorized use of photography on the Floor without the consent of the House. There is a process to grant credentials for members of the Press to take photographs on the Floor under Assembly Rules 14 and 25. On a regular basis, all proceedings are televised and available. If Members desire the ability to use cameras on the Floor, whether they are free–standing cameras or cameras on their mobile devices, they must seek the consent of the House (Speaker Pérez), 3136
  - 9/11/13, SB 468, Reminded Assembly Member Mitchell to contain her comments to the subject of the measure before the Body (Speaker Pérez), 3171
  - 9/11/13, SB 105, Directed Assembly Member Levine to limit his comments to the subject of the measure before the Body (Campos), 3172
  - 9/11/13, SB 105, Directed Assembly Member Gorell to limit his comments to the subject of the measure before the Body (Campos), 3172
  - 9/11/13, SB 755, Advised Assembly Member Alejo to refrain from referring to other Members by name (Speaker Pérez), 3221

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Debate and Decorum-continued

- 9/12/13, SB 1060, Addressed the Body on a procedural matter to clarify that when Members are recognized to speak, each is afforded five minutes for debate pursuant to Assembly Rule 108. Time used for questions to the author and the author's subsequent response are included in the five minutes allocated to the Member speaking. Although as a matter of course, Members state that they are back on their own time, the five minutes allocated for debate is five minutes in total, whether it is taken up making the statement, asking the question, or getting the answer (Speaker Pérez), 3351
- 9/12/13, SB 60, Advised Assembly Member V. Manuel Pérez to confine his remarks to the subject matter before the Body and not to refer to Members by name (Speaker Pérez), 3357
- 9/12/13, AB 60, Requested that Members on the Floor and staff seated in the rear of the Chamber observe the Rules of the House relative to photography, and reminded Members that there is no use of photography on the Floor by anyone other than the photographers that possess credentials granted pursuant to the Rules (Speaker Pérez), 3357
- 9/12/13, AB 852, Advised Assembly Member Levine that it is appropriate to debate the differences of opinion on the bill before the Body; it is not appropriate to characterize the knowledge, expectation, or motivation of other Members as they cast their votes in this House (Speaker Pérez), 3361
- 5/8/14, AB 2046, Advised Assembly Member Patterson to form and pose the entirety of his question to the author and to refrain from back–and–forth questioning during Floor debate (Speaker Pérez), 4831
- 5/8/14, Announced that pursuant to the Rules and custom and practice of the House, applause or demonstrations of support or opposition to the actions of the House are not in order; applause is in order when recognizing guests introduced before the Body (Speaker Pérez), 4845
- 6/26/14, Advised Assembly Member Wagner that engaging in a back–and–forth dialogue between Members is not in order during debate (Campos), 570
- 8/11/14, Advised Assembly Member Donnelly to speak to the merits of the bill (Campos), 5965
- 8/18/14, Advised Assembly Member Alejo to confine his remarks to the merits of the resolution (Campos), 6116
- 8/28/14, Directed Assembly Member Grove to refrain from using pejorative terms or impugning the interests and positions of other Members in debate and to proceed on the substance of the measure before the Body (Speaker Emeritus Pérez), 6667

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9/12/13, AB 1060, Addressed the Body on a procedural matter to clarify that when Members are recognized to speak, each is afforded five minutes for debate pursuant to Assembly Rule 108. Time used for questions to the author and the author's subsequent response are included in the five minutes allocated to the Member speaking. Although as a matter of course, Members state that they are back on their own time, the five minutes allocated for debate is five minutes in total, whether it is taken up making the statement, asking the question, or getting the answer (Speaker Pérez), 3351

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    - Oliveri, Mary Kay, past President of the National Association of Social Workers, 537

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- Social Workers, in recognition of national "Social Work Month", guests from the (2013): Shirley Gentilini, President of the National Association of Social Workers; Mary Kay Oliveri, Past President of the National Association of Social Workers; Shelly Kalmer, Board Member, National Association of Social Workers; and Jill Kelly, Director of Field Education in the Division of Social Work at California State University, Sacramento. Assembly Member Eggman also introduced a member of her Capitol staff, Gustavo Medina, who is also a social worker, 537
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- 6/24/13, Honorees escorted by Assembly Members Ammiano, Atkins, Bonilla, Calderon, Chávez, Cooley, Eggman, Fong, Garcia, Gatto, Gomez, Gonzalez, Mitchell, Mullin, Muratsuchi, Skinner, Ting, and Weber and Senators Galgiani, Lara, and Leno (Speaker Pérez), 2125
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    - Palacios, Teresa, 2014 Women of the Year Honoree (escorted by Gomez), 4046
    - Quintana, Freddie, 2013–14 Jesse Marvin Unruh Assembly Fellow (escorted by Gomez), 5724
    - Rodriguez, Noemi, Finalist of the Boys and Girls Club 2014 California Youth of the Year, 4575
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    - Amiri, Nazir Ahmad, from a delegation from Kabul, Afghanistan, on an agricultural tour of the western United States (Campos on behalf of Assembly Member Gray), 3054
    - Batoor, Ulker, Interpreter for a delegation from Kabul, Afghanistan, on an agricultural tour of the western United States (Campos on behalf of Assembly Member Gray), 3054
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    - Currans, Sean, United States Army Agricultural Specialist, from a delegation from Kabul, Afghanistan, on an agricultural tour of the western United States (Campos on behalf of Assembly Member Gray), 3054
    - Estes, Ronald, Superintendent of Gustine High School, 4371
    - Fortier, Tony, Phoenix Agrotech Organizer, with a delegation from Kabul, Afghanistan, on an agricultural tour of the western United States (Campos on behalf of Assembly Member Gray), 3054
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    - Hull, Bob, Phoenix Agrotech Organizer, with a delegation from Kabul, Afghanistan, on an agricultural tour of the western United States (Campos on behalf of Assembly Member Gray), 3054
    - Lane, Faye, 2014 Women of the Year Honoree (escorted by Gray), 4045
    - Loyd, John, United States Department of Agriculture Trade Specialist, with a delegation from Kabul, Afghanistan, on an agricultural tour of the western
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GROVE, SHANNON (R), ASSEMBLY MEMBER, DISTRICT 34 Absence, Leaves of-Death in family-(5/23/13) 1551; (5/24/13) 1587 Illness, per diem waived-(1/16/14) 3606 Illness in family-(5/14/13) 1422; (5/15/13) 1432; (5/16/13) 1441 Legislative business-(2/11/14) 3804; (5/14/14) 4908 Not Excused, per diem waived-(8/20/14) 6205 Personal business, per diem waived-(1/18/13) 167; (2/11/13) 263; (1/21/14) 3631; (1/22/14) 3645; (2/4/14) 3772; (2/5/14) 3776; (2/6/14) 3781; (2/20/14) 3867; (2/27/14) 3959; (4/3/14) 4323; (6/10/14) 5452; (6/16/14) 5543 Appointed-Assembly Standing Committees-Aging and Long-Term Care (Chair), 90 Budget, 91 Human Services, 95 Labor and Employment (Vice Chair), 4416 Natural Resources (Vice Chair), 97; replaced by Mansoor (for 4/14/13) 1364; replaced by Jones (for 1/13/14), 3554; replaced by Dahle as Vice Chair, 4416 Veterans Affairs, 99 Joint Committees-Legislative Audit, 66 Select Committees-Aerospace, 493 Subcommittees-Health and Human Services (Budget Subcommittee No. 1), 92 Introduced (See also GUESTS OF THE ASSEMBLY- Introduced)-Baker, Diane, United States Air Force and in active duty (on behalf of Eggman, Campos and Melendez, in conjunction with Women's Military History Week), 653 Bakersfield College Renegades, winners of the 2012 California Community College Athletic Association Football State Championship with players Chris Hannible, Brandon Sarabia, Joey Stuart, John Oglesby, Grant Campbell, United States Army Veteran Clint Carter and their Head Coach Jeff Chudy, 205 Boydstun, John, 2014 Yom Hashoah and Holocaust Memorial Ceremony Honoree, 4629 Durvin, Little Deer, 2014 Women of the Year Honoree (escorted by Grove), 4045

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# GROVE, SHANNON (R), ASSEMBLY MEMBER, DISTRICT 34—Continued Oath of Office, 6

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9/12/13, Is there a reason that Senate Bill No. 344 indicates that it is without reference to File when it is Item No. 37 on today's Daily File? reply: prior to moving to the item, Senate Bill No. 344 was originally Item No. 37 on today's Daily File, but was subsequently amended and sent out to print and ordered back on File; since a new Daily File had not been printed since Senate Bill No. 344 was amended earlier this day, it had to be taken up without reference to File to distinguish it from the prior version of the bill (Speaker Pérez), 3285

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Recognition, Special-

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6/14/13, Extended best wishes to the United States Army on the occasion of its 238th birthday, and honored Assembly Members Eggman and Grove for their prior service in the United States Army, (Chávez), 1998

# Birthday-

3/18/13, Best wishes received upon the occasion of her birthday (Campos), 592

Leadership-

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8/28/14, Offered remarks to express esteem and to honor Speaker Emeritus John A. Pérez for his outstanding leadership as Speaker of the Assembly from 2010 to 2014, 6616

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  - Bass, Karen, Hon., 67th Speaker of the Assembly, United States Representative for California's 37th Congressional District (Speaker Pérez), 2377, 4882
  - Brown, Willie L. Jr., Hon., 58th Speaker of the California State Assembly and former Mayor of San Francisco (Speaker Pérez), 3753
  - Burton, John, Hon., former President pro Tempore of the Senate (Speaker Pérez), 12
  - Bustamante, Cruz M., Hon., 2014 Latino Spirit Award for Achievement in Public Service (escorted by Gonzalez and Speaker–elect Atkins), 4739; (Speaker Pérez), 4882; former Lieutenant Governor and former Speaker of the Assembly (Campos), 6142
  - Cardoza, Dennis, Hon., former United States Congressional Representative (Speaker Pérez), 12
  - Condit, Gary, Hon., former United States Congressional Representative (Speaker Pérez), 12; former Assembly Member and State Senator (Campos), 6193

Cook, Paul, Hon., United States Representative from the 8th Congressional District, and former Member of the Assembly (John A. Pérez), 2824

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  - Costa, Jim, Hon., United States Representative of the 16th Congressional District of California, and former Member of the Assembly (Campos on behalf of Perea), 6504
  - Cullen, Michael, Hon., former Assembly Member (Beth Gaines), 793
  - De La Torre, Hector, Hon., former Member of the Assembly and former Chair of the Assembly Rules Committee (Campos), 6142
  - de, Leon, Kevin, Hon., President pro Tempore–elect of the Senate (Speaker Atkins), 6455
  - Ducheny, Denise Moreno, Hon., former State Senator and former Assembly Member (Atkins), 482
  - Farr, Sam, Hon., Member of the United States House of Representatives, and former Member of the Assembly (Speaker Pérez), 536
  - Harris, Elihu, Hon., former Member of the Assembly and former Mayor of Oakland (Campos), 2887
  - Hertzberg, Robert, Hon., former Speaker of the California Assembly (Speaker Pérez), 12, 4882
  - Holden, Nate, Hon., father of Assembly Member Holden, former state Senator and Member of the Los Angeles City Council (Holden), 257
  - Houston, Guy, Hon., former Member of the Assembly (Mullin), 2573
  - Jones, Dave, Hon., Insurance Commissioner (Speaker Pérez), 190, 3647; (Speaker Atkins), 6455; (Campos), 6772
  - Katz, Richard, Hon., former Democratic Leader of the Assembly (Speaker Pérez), 4882
  - Keeley, Fred, Hon., former Member of the Assembly, former Speaker pro Tempore (Campos), 4030
  - Kehoe, Christine, Hon., former State Senator from San Diego and former Speaker pro Tempore of the Assembly, whereupon she addressed the assemblage (Speaker Pérez), 4882
  - Koretz, Paul, Hon., former Member of the Assembly (Campos), 5318
  - Mullin, Gene, Hon., his father, and former Assembly Member (Mullin), 2573
  - Nation, Joe, Hon., former Assembly Member with students from his California Politics and Public Policy Class at Stanford University (Gordon), 3667
  - Nava, Pedro, Hon., former Member of the Assembly (Campos), 1775; (Pérez), 3667
  - Nuñez, Fabian, Hon., 66th Speaker of the Assembly (Speaker Pérez), 4882
  - Murray, Kevin, Hon., former Member of the Assembly (Campos), 5982
  - Ridley–Thomas, Mark, Hon., Supervisor, Los Angeles County, Second District, former State Senator and former Assembly Member (Gatto), 3477
  - Torres, Art, Hon., former State Senator (Speaker Pérez), 4356
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  - Valadao, David, Hon., former Assembly Member, United States Representative, representing California's 21st Congressional District (Mullin), 5213
  - Wayne, Howard, Hon., former Member of the Assembly and Professor with graduate students from the University of San Diego (Gonzalez), 3560

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Armenian Genocide Week of Remembrance Ceremony-

- (2013) The following were introduced: His Eminence Archbishop Hovnan Derderian, Artak Galstyan, Rev. Father Datev Harutyunian, Rev. Father Ashoghig Jamgotchian, Rev. Father Hovel Ohanyan, Rev. Father Mesrop Ash, Peter Darakjian, Sevak Khatchadorian, Jirair Tossounian, Harry Unell, and Daniel Aydenian (Gatto), 908
- (2014) The following were introduced: Nora Hovsepian, and Tereza Yerimyan, (Nazarian); Will Derrick, Zareh Hairapetian, Liam Moravec, Trenten Kaufeldt–Lira, Jordan Agajanian, and Andre Zahn, Peter Paccone, and Keith Derrick Chau); Sevak Khatchadorian, Christine Aghakhani, Mary Manoukian, and David Mousesyan (Gatto); Father Mesrop Ash (Achadjian), 4354

Asian and Pacific Islander American Heritage Awards Ceremony-

(2013) The following were introduced: Sharon Hoshida, Hon. Goodwin Liu, and Dr. Samuel Lee; Frank H. Wu was unable to attend (Speaker Pérez and Assembly Member Fong), 1368

(2014) The following were introduced: Jose Antonio Vargas, Bill Ong Hing, Courtni Pugh, Dale Minami, and Diane Ujiiye; Nathan Adrian, was unable to attend (Speaker Pérez and Assembly Member Fong), 4875

Black History Month-

- (2013) The following were introduced: the Kliptown Youth Program Gumboot Dancers of San Rafael, originally from Kliptown, a suburb of the township of Soweto in Gauteng, South Africa, whereupon they performed indigenous African songs and gumboot dances (Weber); Thulani Madondo (Levine), 266
- (2014) The following were introduced: Harold Brown, Sharon Cooper, Dolores Hickambottom, Anetta Kelly Lawrence, Jefferson Thomas, represented by his sister, Ruth Sawyer, and Clarence B. Jones, Keynote Speaker; Juanita Moore was honored posthumously (Speaker Pérez and Senator Mitchell), 3797

Capitol Academy 120-

(2013) The following were introduced:Eduardo Angeles, Stewart Chen, David Chiu, Dennis Chiu, Wendy Ho, Henry Lo, Bao Nguyen, Dr. Jennifer Ong, Alex See, Linda S. Wah, Thomas Wong, Darrel Woo, Yan Zhao, and Joyce Iseri, (Fong), 2142

California Council on Science and Technology Fellows-

(2013) The following were introduced: Neela Babu, Ph.D., Mark Elsesser, Ph.D., An–Chi Tsou, Ph.D., and Melanie Zauscher, Ph.D., (Speaker Pérez), 2577

- GUESTS OF THE ASSEMBLY-Continued
  - Ceremonies-continued
    - California Council on Science and Technology Fellows-continued
      - (2014) The following were introduced: Sarah Brady, Ph.D., David Garcia, Ph.D., Brandon Gaytan, Ph.D., Colin Murphy, Ph.D., and Alia Schoen, Ph.D., (Speaker Atkins), 5897
    - California Interscholastic Federation/Farmers Scholar–Athletes of the Year– (2013) The following were introduced: Isabella Bosetti, (Yamada); Brandon Miller, (Chávez), 1920
      - (2014) The following were introduced: Jenna Van Fossen (Salas); Michael Wilson (Dahle), 5488
    - Irish American Heritage Month-
      - (2013) The following were introduced: parents and dancers from the Whelan–Kennelly Academy, whereupon the Whelan–Kennelly Academy dancers performed traditional Irish dances for the Assemblage (Mullin), 570
      - (2014) The following were introduced:Patricia Kennelly, Sharon Whelan, and Sheila Whelan, and dancers from the Whelan–Kennelly Academy, whereupon they performed a traditional Irish dance for the assemblage (Mullin), 4097
    - Jesse Marvin Unruh Assembly Fellows-
      - (2013) The following were introduced: Zoe Adler, Cyntha Alvarez, Emily Badraun, Matthew Borasi, Elliot Cavnaugh, Kimberly Chen, Samantha Contreras, Naima Ford, Jay Jefferson II, Katherine Koerber, Israel Landa, Patrick Le, Kevin Liao, Shea Logan, Brandon Marchy, Matthew Peralta, and Angela Pontes, (Speaker Pérez and Assembly Member Conway); also recognized Assembly Fellowship Director Pam Chueh, and staff members Brian Aguilar, Chair Bunch, Jennifer Calbonero, Lori Phillips, and Emily Vang (Speaker Pérez), 2187
      - (2014) The following were introduced: Ian Adams, Kimberly Angulo, Kylie Baranowski, Rylan Gervase, Mathew Hamlett, Kevin Hefner, Jonathan Hughes, Eleni Lewis, Tyron McGraw, Gregory Melkonian, Elissa Ouchida, Sara Palacios, Danielle Parsons, Addison Peterson, Freddie Quintana, Mayte Sanchez, Suman Tatapudy, and Gonzalo Villegas (Speaker Atkins and Assembly Member Conway); also recognized Pam Chueh, Assembly Fellowship Director; Bruce Snyder, Academic Advisor for the Assembly Fellowship Program (Assistant Speaker pro Tempore Mullin), 5724
    - Latino Spirit Awards Ceremony-
      - (2013) The following were introduced: Eliseo Mediana, Judy Baca, Wilson Cruz, Sylvia Mendez, Brenda Villa, Thomas Suarez, and Hon. Hilda L. Solis, (Speaker Pérez and Senator Lara); Musical Performance by Esteban Corona, principal violist with the Imperial Valley Symphony (Speaker pro Tempore Campos), 1246

Ceremonies-continued

Latino Spirit Awards Ceremony-continued

(2014) The following were introduced: Cain Velasquez, Hon. Irma Elsa Gonzalez, Mario Gutierrez, Ezequiel Peña, Helen Torres, Carrie Lopez, Nora Vargas, John Quiñones, Danny Trejo, Sheila Escovedo (Sheila E.), Sebastien De La Cruz, and Hon. Cruz M. Bustamante, and Speaker Pérez, Keynote Speaker (Speaker Pérez and Senator Lara), 4739

Lesbian, Gay, Bisexual and Transgender Pride Month-

- (2013) The following were introduced: Fenton Bailey; Randy Barbato; Jazzie Collins; Tim Dang; Jeri Dilno; Rosanna Herber; Colonel Vito Imbasciani; Marilyn Barlow; Bob Crow; Judith Doyle; Tom Nolan;Bridget J. Wilson; Robbie Rogers; Richard Zaldivar; Kris Perry and Sandy Stier, who were unable to attend (Speaker Pérez and Assembly Member Gordon), 2126
- (2014) The following were introduced: Azature, Donna Brown, Colleen Foster, Todd Gloria, Kate Kendell, Jewels, Bernard Mayes, Tracie Jada O'Brien, George Takei, and Rick Welts (Speaker Atkins and Assembly Member Gordon), 5644

Nowruz Ceremony (Persian New Year)-

(2014) The following were introduced: Alex Helmi; Karmel Melamed; Dr. Amir Hamidi; Dr. Nicky Hakimi; Kiumars Arzani; Mohammad Golshani; Dr. Reza Mahdavi; and Sohrab Mansourian (Nazarian), 4171

Women of the Year-

(2013) The following were introduced: Dr. Francis Arnold, Hon. Yvonne B. Burke, Laphonza Butler, Weili Dai, Zoe Dunning, Mildred Garcia, Dr. Sally J. Rogers, Jennifer Harris Trosper; Hon. Rosalind "Roz" Wyman, and Geena Davis, Keynote Speaker; Kathryn Doi Todd, was unable to attend (Speaker Pérez and Assembly Member Lowenthal), 483

Ceremonies-continued

Women of the Year- continued

(2014) The following were introduced: Helen Roberti, Cindy Chesbro, Lori J. Danby, Josie Enriquez, Wendy Thomas, Michele Steeb, Jan Scully, Yvonne R. Walker, Elece Hempel, Lillian Pierce, Debbie Johnson, Bonnie Lew, Cindy Gershen, Lois De Domenico, Dale Kaye, Jennifer Friedenbach, Marie Gilmore, Hafsa Burt, Faye Lane, Jaida Im, Lynda Steele, Sparky Harlan, Esther Peralez-Dieckmann, Yan Zhao, Dayna Sinopoli, Dr. Luz Gonzalez, Cynthia Pollard, Lily Matos DeBlieux, Little Deer Durvin, Jennifer Adams, Cheryl Rollings, Debbie Thomas, Pearl Arredondo, Susan Zador, Kay Mouradian, Dr. Darleana McHenry, Kate Hansen, Tamara Howard, Carolyn Blashek, Jeri Dye Lynch, Linda Gonzalez, Dr. Maribel Garcia, Dr. Shelley Enger, Desiree Jade Sol, Teresa Palacios, Carolyn Hemming, Eunice M. Ulloa, Captain Laura Quattlebaum, Josefina Elizabeth Canchola, Cindy Van Meeveren, Lois Jean Hill, Laura Roughton, Ofelia Valdez-Yeager, Mina Semenza, Rachel Chávez, Charlotte Brimmer, Virginia Vaughn, Leanne Huebner, Cindy Domenigoni, Teresa "Tita" Smith, Janet Mulder, Marcia Manker, Diana Lee Carey, Margret Merlock, Barbara Bry, Dr. Dorothy L. W. Smith, Genoveva Aguilar, Elinor Otto, Clara Conway, Alexandra Suh, 4045, and Hon. Debra Bowen, Keynote Speaker, 4047

Yom Hashoah and Holocaust Memorial Ceremony-

(2013) The following were introduced: Jonathan Randall Toch, Morry Waksberg, Hella Weiss, Fanny Krasner Lebovits, Martin Morgan, Michael "Miki" Popik, Klara Firestone, Nelly Cesana, Stephen Kinsey, Alan Marc Arndt, Robert Raful, Anne Green, Liz Igra, Hannie J. Voyles, Mark Rubin, Lucy Hoffman, Doris Schwartz, Michael M. Rosenbach, David Meyerhof, Sol Shatz, Klara Zsuzsanna "Susy" Taubner Raful, Emmett Spencer, Hellen Shipper, Paul Schwarzbart, Jack Shipper, Philip Raucher, Denise Crevin, Erica Leon, Lis Leyson on behalf of Leon Leyson, Stefan Gaertner, Rivka Spiegel, Hans Kaichen, Mark Litvak, and Erika Schwartz; The following were unable to attend: Bianca Rosenthal, Harry Gluckman, Sarah Schweitz, Ike Langholz, Frances Nassau, Hanna Marx, Adela Manheimer, and Mark Dimant. Video, *Echoes of Truth*, was presented (Bloom), 795

Ceremonies-continued

Yom Hashoah and Holocaust Memorial Ceremony-continued

(2014) Unanimous consent was granted that Echoes of Truth, a video memorializing the experiences of Holocaust survivors be presented to the assemblage. The experiences of the following Holocaust survivors, descendants of Holocaust survivors, and liberators were featured in the video Echoes of Truth: Jay and Monique Frankston; Ralph Propper, Son of survivors Samuel Herman Propper and Gisele Bauman; Dr. Jacob Igra; Zelda Schule, Daughter of survivors Abraham and Sara Goldsheft; Paul Schwarzbart; Regina Heitner; Mark Corren, Son of survivor Irving Myron Corren; Berta Wesler; Anatoly and Irina Mangubi; Genrikh Basin and Yuliya Basina; Melinda Barany; Misia Nudler; Gloria Hollander Lyon; Herta Jacobi; Joe and Helen Farkas; Clay Comer; Joel Riff, Son of survivors Morris and Esther Riff; Adelheid Vlaschitz; Leon Vermont; Varda Goldstein, Daughter of survivors Avraham and Rosa Westreich; Gitta Ryle; John Boydstun; Sue Strom, Daughter of survivors; Maria Segal; Kurt and Henry Bittman, Brothers; Helen Rotenberg Lewin; Rose "Rickie" Taras; Frederick Rotenberg, Son of survivors; Mireille Wolfe; Carol Roth; Renee Firestone; Shirley Friedman, Daughter of survivors; Man Li Ho, Daughter of protector Dr. Ho Feng Shan; Dr. Jack Wetter; Nicole Silberkleit; Jon Lonner, Son of survivor Walter Lonner; Leon Leyson; Hetty Nihom; Rosecarrie Goslins Brooks, Daughter of survivors Henriette and Herman Goslins; Samuel "Sy" Brenner; Lou Gross; Lou Dunst; Hannah Lore Marx; Ursula Israelski; The following guests and performers were introduced: Musical Presentation from the combined choir from the Congregation Beth Shalom and the Sacramento Interfaith Youth Chorus, under the direction of Kamilyn Davis and accompanied by Rabbi Nancy Wechsler-Azen, with featured choir member Ms. Carry Cohn; Consul General of Israel, Dr. Andy David and Deputy Consul General of Israel, Eyal Naor; Robbi Mendi Cohn; and Guest Chaplains Rabbi Susan Leider and Rabbi Meyer May (Speaker Pérez), 4627-4630

Introductions-

- 4-H (Head, Heart, Hands, Health) participants and representatives of, resolution presented (Bigelow), 591
- ABC Association Men's Group, guests from the (Gray), 4183

Aceveto, Cristina Tenono (Garcia), 535

Aceveto, Isabella Tenono (Garcia), 535

Achadjian, Araxie (Achadjian), privileges of the Floor, 908

Adams, Ian, 2013–14 Jesse Marvin Unruh Assembly Fellow (escorted by Hagman), 5724

Adams, Jennifer, 2014 Women of the Year Honoree (escorted by Achadjian), 4045

Adams Middle School in Brentwood, students from (Frazier), 4344 Adat Ari El Day School, visitors from (Nazarian), 4086

GUESTS OF THE ASSEMBLY—Continued
Introductions—continued
Adler, Zoe, 2012-13 Jesse Marvin Unruh Assembly Fellow (escorted by
Blumenfield), 2187
Advanced Women's Chorale from Mira Costa High School in Manhattan Beach, accompanied by Dr. Michael Hayden (Muratsuchi), 3769
Agajanian, Jordan, student from San Marino High School, participated in the
Senior Class Project on Remembrance of the Armenian Genocide (Chau), 4354
Agatep, Christian, Youth Advisory Committee (Medina), 5656
Agee, Michael, former teacher from South San Francisco (Mullin), 2573
Aggarwal, Muskaan, team representative from Winston Churchill Middle
School's Science Olympiad Team (Cooley), 2101
Aghakhani, Christine (Gatto), 4354
Aguilar, Brian, Assembly Fellowship staff member, 2012–13 Jesse Marvin Unruh Assembly Fellows (Speaker Pérez), 2187
Aguilar, Genoveva, 2014 Women of the Year Honoree (escorted by Gonzalez), 4046
Aguilera, Jesus, California Strawberry Scholarship Recipient (Alejo), 1417
Ahmade, Mohammad Fawad, from a delegation from Kabul, Afghanistan, on an
agricultural tour of the western United States (Campos on behalf of Assembly Member Gray), 3054
Akbar, Farida, Interpreter for a delegation from Kabul, Afghanistan, on an
agricultural tour of the western United States (Campos on behalf of Assembly
Member Gray), 3054
Akhavi, Amirali, team member of Jesuit High School Robotics Team (Cooley), 6059
Alcala, Christian, recipient of the Students First Teacher of the Year Award (Jones–Sawyer), 2519
Alcocer, Sergio M., Dr., Undersecretary of Foreign Affairs for North America (Speaker Atkins), 6455
Aldea Children and Family Services, who displayed their annual art therapy calendar (Yamada), 271
Alexander, Ashley, recipient of the Students First Teacher of the Year Award (Jones–Sawyer), 2519
Alfa Kappa Alpha Sorority, Inc. (Mitchell), 1149
Alford, Deanna, Royal Canadian Mounted Police (Speaker Pérez), 572
Alkebulan, Kaba (Cooley), 1895
Allenby, Cliff, California State University, Humboldt Alumni of the Year (Chesbro), 1368
Aloise, Rome A., President, Joint Council 7 and International Vice–President at
Large, Teamsters International (Speaker Emeritus Pérez), 5491
Altamura, Alisa (Conway), 1821
Altamura, Ivan (Conway), 1821
Altamura, Marina (Conway), 1821
Altamura, Nikolas (Conway), 1821

Introductions-continued

- Alterman, Linda, recipient of the Students First Teacher of the Year Award (Jones–Sawyer), 2519
- Alvarez, Cyntha, 2012–13 Jesse Marvin Unruh Assembly Fellow (escorted by Nazarian), 2187

Alvarez, David, Hon., San Diego City Councilmember (Speaker Pérez), 4882

Alves Cordeiro, Vasco, Hon., President of the Regional Government of the Azores (Campos on behalf of Perea), 6504

- American Civil Liberties Union, representatives from (Weber), 4935
- American Field Services (AFS) program, exchange students participating in the, from Iceland, Norway, Spain, Germany and Turkey (Campos on behalf of Pan and Dickinson), 3054
- American Heart Association (Buchanan), 3784; in conjunction with American Stroke Month (Holden), 5090

American Institute of Aeronautics and Astronautics, guests from the, in conjunction with California Aerospace Week 2014 (Muratsuchi), 4168

American Institute of Parliamentarians (A.I.P.), members of the (Cooley), 650

- American Legion Boy's State, delegates from the (Speaker Pérez), 2205
- Ames, Steve, guest from the Central Valley Economic Development Corporation (Conway), 589; 4095
- Amiri, Nazir Ahmad, from a delegation from Kabul, Afghanistan, on an agricultural tour of the western United States (Campos on behalf of Assembly Member Gray), 3054

Ammann, Mike, guest from the Central Valley Economic Development Corporation (Conway), 589; 4095

- Andrade, Teresa (Campos), 4236
- Andresen, Ryan (Speaker Pérez), 12

Angeles, Eduardo, former Trustee, Jefferson Union High School District, a participant in the Class of 2013 Capitol Academy 120 (Fong), 2142

Angulo, Kimberly, 2013–14 Jesse Marvin Unruh Assembly Fellow (escorted by Stone), 5724

Antelope Valley Board of Trade, members of (Fox), 1417, 4183

Anumudu, Noah, winner of the 9-1-1 Youth Heroes (Speaker Pérez), 4584

Aprea, Alex, Jesuit High School, with the Jesuit High School Robotics Team (Cooley), 2556; 6059

Aranda, Barbara Medina (Campos), 4236

Aranda, Fred (Campos), 4236

- Armstrong, Jeff, President Cal Poly, San Luis Obispo (Achadjian), 3795
- Arndt, Alan Marc, 2013 Yom Hashoah and Holocaust Memorial Ceremony (Bloom), 795
- Arnold, Francis, Dr., 2013 Women of the Year Honoree (escorted by Bonilla and Gatto), 483
- Arredondo, Pearl, 2014 Women of the Year Honoree (escorted by Bocanegra), 4045

- GUESTS OF THE ASSEMBLY-Continued
  - Introductions—continued
    - Arzani, Mr. Kiumars, Executive Director of Ivy Bound Academy, in recognition of the Persian New Year (Nazarian), 4171
    - Asatryan, Elen, Armenian National Committee of America–Western Region (Ian Calderon), 4582
    - Ash, Father Mesrop, Rev., St. John Armenian Church, San Francisco (Gatto), 908; (Achadjian), 4354
    - Ashley, Raymond, Dr., Executive Director of the Maritime Museum of San Diego (Atkins), 2688
    - Asian and Pacific Islander American Heritage Month, privileges of the Floor (Fong), 4873
    - Asian and Pacific Islander American Affairs, members of the California Commission on (Chau), 4875
    - Asian and Pacific Islander American (APIA) Internship Day, participants in the, at the Capitol from Asian Americans United for Self–Empowerment (CAUSE); and Vision for New America (VNA) (Campos on behalf of Fong), 2417
    - Asian and Pacific Islander students, high school and college (Fong), 5873
    - Asprer, Claudia, of Movin'On Up, a nonprofit organization that provides stable housing for youth who emancipate from the foster care system (Garcia and Levine), 5838
    - Asprer, Roy, of Movin'On Up, a nonprofit organization that provides stable housing for youth who emancipate from the foster care system (Garcia and Levine), 5838
    - Atwa, Charanjit Singh (Perea, Logue, and Patterson), 2460

Avila, Joe, Executive Director for Central California and Nevada, representative from Prison Fellowship Ministries Angel Tree Program (Patterson), 2732 Aydenian, Daniel (Gatto), 908

- Azature, 2014 California Legislative Lesbian, Gay, Bisexual and Transgender Caucus Pride Month Honoree (escorted by Assembly Members Nazarian and Achadjian), 5644
- Azcueta, Lorenzo, President of the South San Francisco High School Kiwanis Club (Mullin), 5982
- Babu, Neela, Ph.D., Civil and Environmental Engineering, Cornell University, 2013 California Council on Science and Technology Fellow to the California Legislature (Speaker Pérez), 2577
- Baca, Judy, Latino Spirit Award in Achievement in Arts (escorted by Assembly Member Eggman and Gomez, and Senator Padilla), 1246
- Badraun, Emily, 2012–13 Jesse Marvin Unruh Assembly Fellow (escorted by Olsen), 2187
- Bailey, Fenton, LGBT 2013 Pride Award for Excellence in Film and Television (escorted by Assembly Member Ian Calderon and Senator Lara), 2126
- Baker, Ashley, from Markham Middle School and Health Careers Magnet in Watts, winner of the middle school division in the MESA Prosthetic Arm State Finals engineering design competition (Hall), 1498

Introductions-continued

- Baker, Diane, United States Air Force and in active duty (Grove on behalf of Eggman, Campos and Melendez, in conjunction with Women's Military History Week), 653
- Baker, Vic, NHA Board Chair of San Diego Neighborhood House Association (Weber), 3754
- Bakersfield College Renegades, winners of the 2012 California Community College Athletic Association Football State Championship with players Chris Hannible, Brandon Sarabia, Joey Stuart, John Oglesby, Grant Campbell, United States Army Veteran Clint Carter and their Head Coach Jeff Chudy (Grove), 205
- Balma, Professor Jodi accompanying Fullerton College Political Science students (Quirk–Silva), 422
- Balmer, Rob, advisor from Monta Vista High School (Fong), 1497
- Banks, Bryanna (Weber), 697
- Baranowski, Kylie, 2013–14 Jesse Marvin Unruh Assembly Fellow (escorted by Muratsuchi), 5724
- Barany, Melinda, 2014 Yom Hashoah and Holocaust Memorial Ceremony (Honored by Ammiano), 4628
- Barbato, Randy, LGBT 2013 Pride Award for Excellence in Film and Television (escorted by Assembly Member Ian Calderon and Senator Lara), 2126
- Barlow, Marilyn, LGBT 2013 Pride Award for Excellence in Community Service (escorted by Assembly Members Skinner and Mitchell), 2126
- Barnes, Ciara, Miss Northern California Teen 2013 from Paradise, UCSB Student (Logue), 2456
- Basina, Genrikh, 2014 Yom Hashoah and Holocaust Memorial Ceremony (Honored by Buchanan), 4628
- Basina, Yuliya, 2014 Yom Hashoah and Holocaust Memorial Ceremony (Honored by Buchanan), 4628
- Bass, Karen, Hon., 67th Speaker of the Assembly and current United States Representative for California's 37th Congressional District (Speaker Pérez), 2377, 4882
- Batoor, Ulker, Interpreter for a delegation from Kabul, Afghanistan, on an agricultural tour of the western United States (Campos on behalf of Assembly Member Gray), 3054
- Batth, Charanjit Singh (Patterson), 912; guest from the Sikh American community in conjunction with Sikh American Awareness and Appreciation Month (Bigelow), 2588
- Baxter, Marvin R., Hon., Associate Justice of the Supreme Court of California (Speaker Pérez), 190, 539, 3647, 4103
- Beamer Elementary School in Woodland, second–grade students from (Alejo), 1358
- Beamish, Tom, Vice Chairman of the Orange County Sanitation District on the occasion of the District's 60th Anniversary (Quirk–Silva), 4143

Beard, Tracy (Williams), 171

- GUESTS OF THE ASSEMBLY-Continued Introductions-continued Becker, Brigadier General Bradley, United States Army, Commanding Officer at Fort Jackson, South Carolina (Beth Gaines), 5490 Bednar, Nancy, Dr., Professor of Social and Behavioral Sciences at Antelope Valley Community College in Lancaster (Fox), 4002 Beevers, Brigadier General Matthew, of the California Military Department (Dababneh), 5795 Behserbsht, Jason (Dababneh), 3477 Bell, David Ian, Corporate Vice President, Grifols Biologicals, Inc. (Gomez), 2507 Bell Flower High School, Vocal Ensemble from (Garcia), 4455 Bell Gardens High School, participating in the Arsalyn Youth Forums, guests and history teacher from (Garcia), 2162 Bell Gardens Intermediate School, students from (Garcia), 682, Bender, Darrin, Lieutenant Colonel of the California Military Department, of the California Military Department (Dababneh), 5795 Bendorf, Joseph, winner of the 9-1-1 Youth Heroes (Speaker Pérez), 4584 Bennett, Leah, Firefighter, Davis Fire Department (Quirk-Silva in conjunction with Firefighters Memorial Day), 2761 Benoit, John, Hon., former State Senator and former Member of the Assembly (Campos), 1775 Benson, Brandi, 1489 Berg, David, baseball player for the UCLA Bruins Men's Baseball Team, winners of the 2013 College World Series, the first National Title in Bruins baseball history (Speaker Pérez), 2503 Beteta, Daniel, Rev., participant of Assembly Member Mullin's "Coffee with Clergy" outreach program (Mullin), 5449 Bertelsen, Kristianna (Ammiano), 697 Beylerian, Arsho, Armenian National Committee of America-Western Region, America We Thank You Campaign (Ian Calderon), 4582 Bhakta, Bhavini, recipient of the Students First Teacher of the Year Award (Jones-Sawyer), 2519 Bhatnagar, Caleb, Youth Advisory Committee (Medina), 5656 Biehl, Frank, President, East Side Union High School District (Campos), 1775 Big Valley High School in Bieber, visitors from (Campos on behalf of Dahle), 5386 Billy, Chuck descendent of the Pomo Native Americans, featured in Up Where We Belong, a Native American display at the Smithsonian Institute (Frazier), 1920 Billy, Vernon, Executive Director of the California School Board Association (Weber), 4935 Bindra, Onkar Singh, guest from the Sikh American community in conjunction with Sikh American Awareness and Appreciation Month (Bigelow), 2588 Bindra, Onkar, Dr., member of the Sikh community (Dickinson), 6059
  - Bindra, Paramprit, member of the Sikh community (Dickinson), 6059

Introductions-continued

- Birbeck, Edie, junior high math teacher (Wieckowski), 4470
- Birbeck, Victoria, junior high math teacher (Wieckowski), 4470
- Bispo, Karlee, winner of a gold medal in the 200 meter freestyle relay at the 2013 World Aquatics Championships in Barcelona (Olsen), 2639

Bittman, Henry, 2014 Yom Hashoah and Holocaust Memorial Ceremony (Honored by Bocanegra), 4629

Bittman, Kurt, 2014 Yom Hashoah and Holocaust Memorial Ceremony (Honored by Bocanegra), 4629

Black, Carson, team member of Jesuit High School Robotics Team (Cooley), 6059

Black, Robbie, his wife, descendant of Holocaust survivors, (Bloom), 796

Blacksher, Lisa, member of the Alpha Kappa Alpha Sorority, Inc. (Brown), 1149

Blair, Jordan, Vice President, Jesuit High School, with the Jesuit High School Robotics Team (Cooley), 2556

Blashek, Carolyn, 2014 Women of the Year Honoree (escorted by Dababneh), 4046

Blevins, Marjorie, recipient of the Students First Teacher of the Year Award (Jones–Sawyer), 2519

- Bloom, Michael, recipient of the Students First Teacher of the Year Award (Jones–Sawyer), 2519
- Blount, Andrew, Laguna Hills City Council Member (Harkey), 171
- Blumenfield, Michael (Blumenfield), 1148
- Blumenfield, Susan (Blumenfield), 1148
- Bodie, Sacramento Police Department K9 Officer (Speaker Pérez), 872

Boeing Company, guests from the, in conjunction with California Aerospace Week 2014 (Muratsuchi), 4168

- Boma, Christina, Principal, El Monte Elementary School in Concord (Bonilla), 1533
- Bond, Larissa Read, recipient of the Students First Teacher of the Year Award (Jones–Sawyer), 2519
- Bonilla, Bob (Speaker Emeritus John A. Pérez), 6687

Boomer, Ross, President of Lighthouse, an LGBT employee association of Southern California Edison (Gordon), 3556

Borasi, Matthew, 2012–13 Jesse Marvin Unruh Assembly Fellow (escorted by Hagman), 2187

Borg, Jared, team member of Jesuit High School Robotics Team (Cooley), 6059

Bosetti, Isabella, the 2013 California Interscholastic Federation/Farmers Female Scholar–Athlete of the Year (Yamada), 1920

Bowen, Debra, Hon., Secretary of State, State of the State Address (Speaker Pérez), 190; 3647; 2014 Women of the Year Ceremony, Keynote Speaker (Lowenthal), 4047; Swearing–in of Speaker–elect Atkins (Speaker Pérez), 4882

Boy Scout Troop No. 888 from San Ramon (Campos on behalf of Buchanan), 3696

- GUESTS OF THE ASSEMBLY-Continued
  - Introductions—continued
    - Boyd, E. Toby, Board Member from the California Teachers Association (Buchanan), 451; (Quirk–Silva), 4924
    - Boydstun, John, 2014 Yom Hashoah and Holocaust Memorial Ceremony (Honored by Grove), 4629
    - Boys and Girls Club 2014 California Youth of the Year Finalists (Gomez), 4575
    - Boy's State, American Legion, delegates from the (Speaker Pérez), 2205
    - Brady, Alex, student from The Leadership Academy High School in Concord (Bonilla), 4183
    - Brady, Sarah, Ph.D., Chemistry, University of Oregon, 2014 California Council on Science and Technology Fellows (Speaker Atkins), 5897
    - United States Air Force Band of the Golden West, members of Travis Brass, (Frazier), 5560
    - Braude, Evan (Lowenthal), 4095
    - Brazil, U.S. Department of State's International Visitor Leadership Program from (Speaker Pérez), 793
    - Brenner, Samuel "Sy", 2014 Yom Hashoah and Holocaust Memorial Ceremony (Honored by Jones), 4630
    - Brentwood Youth Commission (Frazier), 5449
    - Brickman, Julie, Professor of Creative Writing at Spalding University in Louisville, Kentucky, and champion for those with Amyotrophic Lateral Sclerosis (ALS) and their families (Brown), 2615
    - Bridges, Leona, National Social Action Commission of the Delta Sigma Theta Sorority, Farwest Region, present for the Delta Days at the Capitol (Holden), 4169
    - Briggs, Kevin, California Highway Patrol Sergeant, upon his retirement (Levine), 3619
    - Briggs, Claudia, Assistant Communications Manager from the California Teachers Association (Buchanan), 451; California Teachers Association on the occasion of the organization's 150th anniversary (Speaker Pérez), 1317; (Quirk–Silva), 4924
    - Brimmer, Charlotte, 2014 Women of the Year Honoree (escorted by Hall), 4046 Britt, Mr. and Mrs. Joseph (Brown), 908
    - Brittan School in Sutter, eighth-grade students from (Logue), 2854
    - Brook Knoll Elementary School in Santa Cruz, students from (Stone), 1358; (Stone), 4576
    - Brooks, Rosecarrie Goslins, daughter of survivors Henriette and Herman Goslins, 2014 Yom Hashoah and Holocaust Memorial Ceremony (Honored by Lowenthal), 4630
    - Brown, Aja, Hon., Mayor of Compton (Hall), 2573
    - Brown, Anne Gust, First Lady of California (Speaker Pérez), 190; 3647; (Speaker Atkins), 6455
    - Brown, Donna, California Legislative Lesbian, Gay, Bisexual, and Transgender Caucus Honoree (escorted by Assembly Member Eggman and Senator Galgiani), 5644

- Introductions-continued
  - Brown, Edmund G., Jr., Governor (Speaker Pérez), 4881
  - Brown, Heather, recipient of the Students First Teacher of the Year Award (Jones–Sawyer), 2519
  - Brown, Harold, 2014 Black History Month Honoree, 3797

Brown, Monica, teacher from Green Valley Middle School, accompanied students from the United States History class (Frazier), 3506

- Brown, Tim, Heisman trophy winner from Notre Dame, retired Oakland Raider, and National Chairman of Athletes and Entertainers for Kids and 9–1–1 for Kids (Speaker Pérez), 4584
- Brown, Willie L. Jr., Hon., 58th Speaker of the California State Assembly and former Mayor of San Francisco (Speaker Pérez), 3753

Bry, Barbara, 2014 Women of the Year Honoree (escorted by Atkins), 4046

- Bryant–Kenneybrew, Laureen, Co–Chair, Alpha Kappa Alpha Day at the Capitol (Mitchell), 1149; (Bradford), 4635
- Buckley School in Sherman Oaks, guests from (Blumenfield on behalf of Nazarian), 1136; Buckley School in Sherman Oaks, visitors from (on behalf of Nazarian), 4618
- Bueso, Isabel (Levine), 451
- Bueso, Karla (Levine), 451
- Bullard, John, Jr., Brigadier General, who serves as Commanding General, Marine Corps Installations West and Marine Corps Base Camp Pendleton (Speaker Pérez), 4169
- Bullock, Fiona, MSW, Field Director and Lecturer at Pacific Union College (Yamada and Eggman), 4080
- Bunch, Claire, Assembly Fellowship staff member, 2012–13 Jesse Marvin Unruh Assembly Fellows (Speaker Pérez), 2187
- Burch, Claire, team representative from Winston Churchill Middle School's Science Olympiad Team (Cooley), 2101
- Burch, Helen, team representative from Winston Churchill Middle School's Science Olympiad Team (Cooley), 2101
- Burke, Yvonne B., Hon., 2013 Women of the Year Honoree (escorted by Assembly Members Weber and Bloom), 484
- Burt, Hafsa, 2014 Women of the Year Honoree (escorted by Quirk), 4045
- Burton, John, Hon., former President pro Tempore of the Senate (Speaker Pérez), 12
- Bustamante, Cruz M., Hon., 2014 Latino Spirit Award for Achievement in Public Service (escorted by Gonzalez and Speaker–elect Atkins), 4739; (Speaker Pérez), 4882; former Lieutenant Governor and former Speaker of the Assembly (Campos), 6142
- Butler, Laphonza, 2013 Women of the Year Honoree (escorted by Assembly Members Gomez and Eggman), 484
- Butler, Monte, Dr., Director of the Social Work Program at Pacific Union College (Yamada and Eggman), 4080
- Butts, James T., Mayor of Inglewood (Bradford), 2504

GUESTS OF THE ASSEMBLY-Continued Introductions-continued Byers, Ben, team member of Jesuit High School Robotics Team (Cooley), 6059 Byrnes, Roy, Hon., San Juan Capistrano City Council Member (Harkey), 171 Cabrera, Julian, student from Palomar Elementary School in Chula Vista who won an essay and speech contest on Liberty, Courage, and Service (Gonzalez), 4371 Cairns, Hunter, Commotio Cordis survivor in conjunction with Commotio Cordis Awareness Week (Skinner), 1506 Cal Lutheran University Master of Public Policy and Administration (MPPA) candidates, accompanied by Dr. Herbert Gooch (Gorell), 422 Cal Poly, award-winning students from (Achadjian), 3795 Calbonero, Jennifer, Assembly Fellowship staff member, 2012-13 Jesse Marvin Unruh Assembly Fellows (Speaker Pérez), 2187 California Aerospace Week 2014, guests in conjunction with (Muratsuchi and Holden), 4168 California Ambulance Association 2014 Stars of Life Award recipients (Salas, Rodriguez and Frazier), 4281 California and National Future Farmers of America (FFA) Organizations, officers from (Gray), 3885 California Association of African-American Superintendents and Administrators, members of (Brown), 366 California Association of Black Superintendents, representatives from (Weber), 4935 California Black Chamber of Commerce, representatives from (Weber), 4935 California Conference of the NAACP, representatives from (Weber), 4935 California Department of Education, representatives from (Weber), 4935 California Diplomatic and Consular Corps present in the Assembly Gallery (Speaker Pérez), 3647 California Department of Motor Vehicles, guests from the, in support of organ donation (Speaker Pérez), 4356 California Latino Capitol Association Foundation's 10th Annual Summer Internship Program (Alejo), 5822 California Strawberry Scholarship Fund, recipients of (Alejo), 1417 California Teachers Association, members of (Quirk-Silva), 3999, 4924 Calpine Corporation, guests from, in conjunction with Geothermal Awareness Day (Chesbro), 4775 Camarillo, Lucy, Chief of Staff for Medina (Campos on behalf of Medina), 6142 Camarillo, Lucy, Mother of Lucy Camarillo, Chief of Staff for Medina, (Campos on behalf of Medina), 6142 Camarillo, Martee (Campos on behalf of Medina), 6142 Camarillo, Nikki (Campos on behalf of Medina), 6142 Campbell, Eleanor, President of the College of the Desert, who is also an intern in his Palm Desert office (Nestande), 4002 Campos, Jack (Campos), 3871

- Introductions-continued
  - Canada Day, delegation in commemoration of: Hon. Cassie Doyle, Consul General of Canada in San Francisco; and Hon. David Fransen, Consul General of Canada in Los Angeles; joined by Constable Deanna Alford of the Royal Canadian Mounted Police (Speaker Pérez), 572

Canchola, Josefina Elizabeth, 2014 Women of the Year Honoree (escorted by Ian Calderon), 4046

Cantil, Mary (Speaker Pérez), 539

- Cantil–Sakauye, Tani G., Hon., Chief Justice of the Supreme Court of California (Speaker Pérez), 190, 539, 3647, 4882
- Cardoza, Dennis, Hon., former United States Congressional Representative (Speaker Pérez), 12
- Carey, Diana Lee, 2014 Women of the Year Honoree (escorted by Mansoor), 4046
- Carillo, Edward, City Treasurer for the City of Rialto (Brown), 4455
- Carson, Damon, Vice President, Children, Youth and Family Services of San Diego Neighborhood House Association (Weber), 3754
- Carter, Jennafer Grace (Atkins), 3836
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  - Wong, Janlee, Executive Director of the National Association of Social Workers, California Chapter, her husband, (Yamada), 4080; 6772
  - Wong, Midori, her daughter, (Yamada), 6772
  - Wong, Tamiko, member of the California Commission on Asian and Pacific Islander American Affairs (Chau), 4875
  - Wong, Thomas, Member, San Garbriel Valley Municipal Water District Board of Directors, a participant in the Class of 2013 Capitol Academy 120 (Fong), 2142
  - Woo, Darrel, Trustee, Sacramento City Unified School Board, a participant in the Class of 2013 Capitol Academy 120 (Fong), 2142
  - Wood, Julie, of the International Justice Mission (Olsen), 2127
  - Woods, Robert, of the Phi Beta Sigma Fraternity, upon the occasion of the centennial founding of (Bradford), 3539
  - Woodward, Matthew, Rev., participant of Assembly Member Mullin's "Coffee with Clergy" outreach program (Mullin), 5449
  - Woollgar, Matt, team member of Jesuit High School Robotics Team (Cooley), 6059
  - Worby, Sonya Solano, from Albany High School (Skinner), 4371
  - Wright, Gabriela, student from Palomar Elementary School in Chula Vista who won an essay and speech contest on Liberty, Courage, and Service, 4371
  - Wyman, Phil, Hon., former Assembly Member and former State Senator (Conway), 5740
  - Wyman, Rosalind "Roz", Hon., 2013 Women of the Year Honoree (escorted by Assembly Members Mitchell and Waldron), 483
  - Xin, DAI, Vice Consul, Political Section, People's Republic of China (Speaker Pérez), 1316
  - Yaang, Chiem Seng, member of the California Commission on Asian and Pacific Islander American Affairs (Chau), 4875
  - Yamashiro–Omi, Dianne, member of the California Commission on Asian and Pacific Islander American Affairs (Chau), 4875
  - Yang, MaiKa, member of the California Commission on Asian and Pacific Islander American Affairs (Chau), 4875
  - Yates, Carl Herman, an exemplary employee serving the Assembly since 1985 (Speaker Atkins), 5897
  - Yates, Lynda (Speaker Atkins), 5897
  - Yee, Betty, Hon., Board of Equalization, District 1 (Speaker Pérez), 190, 3647
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Whelan, Sheila, Director of the Whelan–Kennelly Academy, relative to Irish American Heritage Month (Mullin), 4097

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Borasi, Matthew, 2012-13 Jesse Marvin Unruh Assembly Fellow (escorted by
Hagman), 2187
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Josephs, Deb, Executive Director of the Anita Kaugmann Foundation, in conjunction with Purple Day and Epilepsy Awareness Month, 4172
Kennedy, Meghan, founder of Epilepsy Education Everywhere, 4172
Lovingood, Robert A., San Bernardino County Supervisor (Campos on behalf of), 1866
Oxford Preparatory Academy in Mission Viejo, 5431
Rutherford, Janice, San Bernardino County Supervisor (Campos on behalf of), 1866
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         Howard, Kathy, former West Covina Councilwoman and former Mayor,
            3558
         Marquez, Micaela, 3501
      Question, Division of-
         requested unanimous consent that the question be divided to permit
            consideration of the suspension of the Rules relative to Assembly Bills
            Nos. 60 and 10 (Question 2), and 1173 (Question 1) separately, Ruling by
            Speaker Pérez: that the question is divisible as requested, 3352
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179, 2373, 3645, 6611

- Points of Order-
  - 9/11/13, That this bill requires 2/3 vote for passage; ruling: point of order well-taken (John A. Pérez), 3170
  - 9/12/13, Have the Rules been suspended to permit consideration of Senate amendments to Assembly Bill No. 980 without reference to file?, reply: the motion to suspend the Rules to allow Assembly Bills Nos. 440, 744, 852, 980, 1112, and 1208 and Assembly Joint Resolution No. 21 to be taken up without reference to file was granted without objection earlier today. Subsequently, unanimous consent was granted to pass temporarily on the presentation of Assembly Bill No. 852 until an analysis had been distributed and again for a recess to convene a Republican caucus. The bills are properly before the Body (Speaker Pérez), 3362
  - 8/27/14, That Assembly Member Alejo referenced a Member by name in debate, and it is the custom and practice in this House to refer to Members by referencing their District; ruling: point of order well–taken (Campos), 6581

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- 1/10/13, Extended best wishes to Assembly Member Nestande on the occasion of his birthday, 134
- 1/10/13, Extended best wishes to his daughter Elizabeth on the occasion of her 12th birthday, 134
- 7/3/14, Extended best wishes to Assembly Member Gordon upon the occasion of his birthday, 5816

### Leadership-

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8/28/14, Extended best wishes and honored Assembly Member V. Manuel Pérez, on his last week of Floor Session for the 2013–14 Regular Session as the Majority Floor Leader of the Assembly, 6680

Republican Leader-

8/25/14, Extended best wishes and honored Republican Leader Conway, on her last week of Floor Session for the 2013–14 Regular Session as the longest serving Republican Leader of the Assembly, 6401

Retirement (Retirement, Resignation, End of Term, or Leaving Assembly)— Assembly Members—

5/16/13, Extended congratulations to Assembly Member Norma Torres on her election to the Senate; whereupon Assembly Member Torres addressed the Body, 1464

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HALL, ISADORE, III. (D), ASSEMBLY MEMBER, DISTRICT 64
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      Illness-
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            (2/13/14) 3818; (6/4/14) 5404
      Legislative business-
         (1/17/13) 160; (1/18/13) 167; (2/14/13) 300; (5/6/13) 1241; (5/21/13) 1536;
            (6/17/13) 2054; (2/6/14) 3781; (2/11/14) 3804; (2/14/14) 3827; (6/2/14)
            5391; (6/12/14) 5485;
      Personal business, per diem waived-
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      To attend a funeral-
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         Elections and Redistricting, 93
         Governmental Organization (Chair), 65, 94
         Human Services, 95; replaced by Chesbro (for 4/2/13), 730; replaced by
            Lowenthal (for 6/17/14), 5565; replaced by Dickinson (for 7/2/13), 2261
      Escort, Select Committees on-
         Black History Month Honorees-
            Jones, Clarence B., Dr., Professor at the University of San Francisco and
               Scholar Writer in Residence for the Martin Luther King, Jr., Research
               and Education Institute at Stanford University, delivered Keynote
               Address to the Members of the Assembly and the Black History
               Month Honorees, 3797
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         Fairs, Allocation, and Classification, 276
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- HALL, ISADORE, III. (D), ASSEMBLY MEMBER, DISTRICT 64—Continued Introduced (See also GUESTS OF THE ASSEMBLY–Introduced)—
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  - Brimmer, Charlotte, 2014 Women of the Year Honoree (escorted by Hall), 4046 Brown, Aja, Hon., Mayor of Compton, 2573
  - Coburn, Carolyn, Co–owner of thoroughbred racehorse California Chrome, 6018
  - Coburn, Steve, Co-owner of thoroughbred racehorse California Chrome, 6018
  - Cunningham, Dave, longest standing member of the Omega Psi Phi Fraternity, Inc., 1445
  - Espinoza, Oscar, teacher and advisor from Markham Middle School and Health Careers Magnet in Watts, accompanied winners of the middle school division in the MESA Prosthetic Arm State Finals engineering design competition, 1498
  - Flanigan, Rob, Assembly Member Nestande's Chief of Staff, 1997
  - Green, Sue, Past President of the California Thoroughbred Breeders Association, 6018
  - Hamlett, Mathew, 2013–14 Jesse Marvin Unruh Assembly Fellow (escorted by Hall), 5724
  - Markham Middle School and Health Careers Magnet in Watts, eighth–grade students from, winners of the middle school division in the MESA Prosthetic Arm State Finals engineering design competition: Julio Romero, Danae Tousant, Ashley Baker, and Jacqueline Sanchez; accompanied by Oscar Espinoza, teacher and advisor, 1498
  - Martin, Denise, Co-owner of thoroughbred racehorse California Chrome, 6018

Martin, Perry, Co–owner of thoroughbred racehorse California Chrome, 6018 Omega Psi Phi Fraternity, Inc., members of, 1445

Rhambo, Sheriff Cecil Jr., Los Angeles County Assistant Sheriff, 4079

Romero, Julio, from Markham Middle School and Health Careers Magnet in Watts, winner of the middle school division in the MESA Prosthetic Arm State Finals engineering design competition, 1498

Sanchez, Jacqueline, from Markham Middle School and Health Careers Magnet in Watts, winner of the middle school division in the MESA Prosthetic Arm State Finals engineering design competition, 1498

Schanz, Carol, of the Sacramento Camellia Society, upon the Society's 90th Anniversary (Hall on behalf of Pan and Dickinson), 4169

Schanz, Gary, of the Sacramento Camellia Society, upon the Society's 90th Anniversary (Hall on behalf of Pan and Dickinson), 4169

Tousant, Danae, from Markham Middle School and Health Careers Magnet in Watts, winner of the middle school division in the MESA Prosthetic Arm State Finals engineering design competition, 1498

Vierra, Julie, of the Sacramento Camellia Society, upon the Society's 90th Anniversary (Hall on behalf of Pan and Dickinson), 4169

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         Breed, Kirk E., 3336
         Dymally, Mervyn Malcolm, Hon., former Member of the California State
            Assembly, California State Senator, 41st Lieutenant Governor of
            California and Member of the United States Congress, 134
         Gipson, Ed Zachary, 3501
         Horton, Katheryn, 5852
         Marsh-Mitchell, Brenda, 5850
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      Reconsideration-
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               motion to immediately reconsider vote granted, 1224
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      263, 3631, 3795
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      Leadership-
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            8/28/14, Offered remarks to express esteem and to honor Speaker
               Emeritus John A. Pérez for his outstanding leadership as Speaker of
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HANCOCK, LONI (D), SENATOR, SENATE DISTRICT 9
  Appointed-
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            Cantil-Sakauye, Tani G., Chief Justice of California, to the Joint
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HARKEY, DIANE L. (R), ASSEMBLY MEMBER, DISTRICT 73
   Absence, Leaves of-
      Illness-
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      Legislative business-
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            (8/12/14) 5986
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HARKEY, DIANE L. (R), ASSEMBLY MEMBER, DISTRICT 73-Continued Recognition, Special-Leadership-Majority Floor Leader-8/28/14, Extended best wishes and honored Assembly Member V. Manuel Pérez, on his last week of Floor Session for the 2013-14 Regular Session as the Majority Floor Leader of the Assembly, 6680 Republican Leader-8/25/14, Extended best wishes and honored Republican Leader Conway, on her last week of Floor Session for the 2013-14 Regular Session as the longest serving Republican Leader of the Assembly, 6401 Speaker-8/28/14, Offered remarks to express esteem and to honor Speaker Emeritus John A. Pérez for his outstanding leadership as Speaker of the Assembly from 2010 to 2014, 6616 Retirement (Retirement, Resignation, End of Term, or Leaving Assembly)-Assembly Members-5/16/13, Extended congratulations to Assembly Member Norma Torres on her election to the Senate; whereupon Assembly Member Torres addressed the Body, 1464 HARRIS, KAMALA D., ATTORNEY GENERAL. See also COMMUNICATIONS. HERNÁNDEZ, EDWARD P. (D), SENATOR, SENATE DISTRICT 24 Appointed— Escort, Joint Committees on-Latino Spirit Awards Ceremony-Solis, Hilda L., Hon., 2013 Latino Spirit Award for Achievement in Public Service, 1246 HERNÁNDEZ, ROGER (D), ASSEMBLY MEMBER, DISTRICT 48 Absence, Leaves of-Illness-(1/22/13) 179; (2/11/13) 263; (3/11/13) 531; (3/12/13) 548; (1/23/14) 3655; (2/10/14) 3793; (2/11/14) 3804; (2/12/14) 3812; (2/24/14) 3913 Personal business, per diem waived-(5/22/14) 5054; (5/23/14) 5063 Appointed-Assembly Standing Committees-Governmental Organization, 94 Health, 94 Labor and Employment (Chair), 65, 96

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Henry, Kelcey, Miss Northern California Junior Teen 2013, 2456

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LOGUE, DAN (R), CHIEF REPUBLICAN WHIP/ASSEMBLY MEMBER, DISTRICT 3—Continued Motions and Requests-continued Votes, Changes to-AB 225, 6623 AB 1208, 1379 AB 2259, 6244 AB 2492, 5226 AB 2672, 5363 AJR 3, 2386 AJR 7, 699 AJR 18, 2665 SB 44, 2703 SB 194, 2828 SB 288, 2829 SB 743, 2940 SB 854, 5529 SB 855, 5517 SB 1364, 6413 Oath of Office, 6 Recognition, Special-Leadership-Republican Leader-8/25/14, Extended best wishes and honored Republican Leader Conway, on her last week of Floor Session for the 2013-14 Regular Session as the longest serving Republican Leader of the Assembly, 6401 Speaker-8/28/14, Offered remarks to express esteem and to honor Speaker Emeritus John A. Pérez for his outstanding leadership as Speaker of the Assembly from 2010 to 2014, 6616 LOWENTHAL, BONNIE (D), ASSEMBLY MEMBER, DISTRICT 70 Absence, Leaves of-Illness-(2/12/13) 274; (2/15/13) 309; (3/12/13) 548; (3/13/13) 556; (3/14/13) 565; (3/18/13) 585; (3/19/13) 602; (3/20/13) 628; (3/21/13) 643; (4/1/13) 689; (4/2/13) 728; (4/3/13) 746; (4/4/13) 767; (4/8/13) 789; (4/9/13) 820; (4/10/13) 844; (4/11/13) 867; (4/15/13) 904; (4/16/13) 940; (4/17/13) 964; (4/24/13) 1082; (4/25/13) 1101 Legislative business-(1/8/13) 116; (5/13/13) 1363; (6/12/13) 1952; (1/22/14) 3645; (1/23/14)

3655; (8/6/14) 5884

LOWENTHAL, BONNIE (D), ASSEMBLY MEMBER, DISTRICT 70-Continued Absence, Leaves of-continued Personal business, per diem waived-(6/24/13) 2121; (6/25/13) 2147; (9/5/13) 2890; (1/7/14) 3512; (1/8/14) 3522; (1/14/14) 3564; (1/15/14) 3574; (1/16/14) 3606; (1/28/14), 3700; (2/4/14) 3772; (2/5/14) 3776; (2/11/14) 3804; (2/12/14) 3812; (2/13/14) 3818; (2/18/14) 3841; (2/19/14) 3854; (2/25/14) 3944; (2/26/14) 3952; (3/4/14) 4006; (3/5/14) 4014; (3/11/14) 4056; (3/12/14) 4064; (3/18/14) 4114; (3/19/14) 4126; (3/25/14), 4186; (3/26/14) 4198; (3/27/14) 4212; (4/2/14) 4302; (4/7/14) 4350; (4/8/14) 4374; (4/9/14) 4392 Appointed-Assembly Standing Committees-Accountability and Administrative Review, 89, replaced by Holden (for 4/3/13), 730; replaced by Nazarian (for 4/17/13), 868; removed, created a Democratic vacancy, 3554; filled Democratic vacancy, 4415 Aging and Long–Term Care, replaced Brown (for 4/22/14), 4519 Agriculture, replaced Atkins (for 4/30/14), 4624 Environmental Safety and Toxic Materials, 93; replaced by Perea (for 3/12/13); replaced by Chesbro (for 4/16/13) 904; removed, created a Democratic vacancy, 3554; filled Democratic vacancy, 4416 Health, 94, replaced by Rendon (for 3/19/13) 510; replaced by Gordon (for 4/2/13) 690; replaced by Rendon (for 4/9/13) 768; replaced by Bocanegra (for 4/16/13) 904; replaced by Gonzalez (for 6/25/13) 2123; removed, created a Democratic vacancy, 3554; filled Democratic vacancy, 4416 Human Services, replaced Hall (for 6/17/14), 5565 Transportation (Chair), 66, 98; replaced by Gordon (for 4/8/13), 790; replaced by Gordon (for 4/15/13), 868 Boards, Commissions, Councils, etc.-Mental Health Services Oversight and Accountability Commission, 103 Escort, Joint Committees on-California Legislative Lesbian, Gay, Bisexual and Transgender Pride Month-Jewels, 2014 Honoree, 5643 Escort, Select Committees on-Assembly Member-elect-Gonzalez, Lorena S., Assembly Member-elect, to the administration of Oath of Office of Member of the Assembly, 1649 Joint Committees-Emergency Management, replaced by Rodriguez, remained member, 3449 Legislative Audit, 99; replaced by Ting (for 3/13/13), 532; replaced by Dickinson (for 3/4/14), 3961; replaced by Bocanegra (for 3/12/14), 4041

LOWENTHAL, BONNIE (D), ASSEMBLY MEMBER, DISTRICT 70-Continued Appointed-continued Select Committees-California-Mexico Bi-National Affairs, 495 Disabilities, 496 Human Rights, Diversity and Race Relations, 498 Job Creation for the New Economy, 498 Ports (Chair), 278, 499 Regional Transportation Solutions, 500 Sea Level Rise and the California Economy, 500 Special Committees-Legislative Ethics, 99 Delegations-Assembly Delegation to-To inform the Senate and the Office of the Governor that the Assembly is organized and ready to proceed with regular business, 61 Introduced (See also GUESTS OF THE ASSEMBLY- Introduced)-Braude, Evan, 4095 Brooks, Rosecarrie Goslins, daughter of survivors Henriette and Herman Goslins, 2014 Yom Hashoah and Holocaust Memorial Ceremony Honoree, 4630 Cohn, Drew, 4344 Cromwell, Amanda, Head Coach of the UCLA Women's Soccer Team, 2013 NCAA Division I Champions (Campos on behalf of Gomez, Lowenthal and Wagner), 3690 Otto, Elinor, 2014 Women of the Year Honoree (escorted by Lowenthal), 4046 Sullivan, Annie, 4344 UCLA Women's Soccer Team, 2013 NCAA Division I Champions, with Head Coach Amanda Cromwell (Campos on behalf of Gomez, Lowenthal and Wagner), 3690 Wills, Patrick, Captain, with the Long Beach Fire Department in conjunction with Building and Safety Month, 1215 Journal. Print in-AB 306, 2638 AB 2124, 6762 Legislative Intent, Letters of-Journal, Print in-AB 306, 2638 AB 2124, 6762 Motions and Requests-Adjourn in Memory of-Alpert, Ray, 5624 Anderson, Lee, 135 Andrews, Donna Lee, 1225

LOWENTHAL, BONNIE (D), ASSEMBLY MEMBER, DISTRICT 70-Continued Motions and Requests-continued Adjourn in Memory of-continued Ashley, Donald, 4717 Beck, Bob, 1483 Bloeser, Mimi McBride, 5818 Bryan, Robert Elgie, 3501 Cantalupo, Pasquale "Pat" (Skinner on behalf of), 923 Canup, Brian, 3873 Cheatham, Earnestine V. (Skinner on behalf of), 803 Ciaramitaro, Salvatore "Sam", 62 Cox, Jack (Skinner on behalf of), 803 Croom, Viola, 62 Dare, Louis, 3916 Davidson, Brad, 5852 De Avila, Carlos, 238 DuVall, Louise, 4716 Eisenberg, Charlene Louise, 3729 Esposito, Vincent Anthony, Dr., 2297 Evans, Dixie, 2488 Garcia, G.B. "Hank", Ph.D., 4082 Gershuny, Diane, 3729 Greenwood, John, 62 Guerra, James, 4717 Hall, Cyril Turp, 4150 Hansen, Helen Zarifes, 5626 Hauck, William, 4081 Hicks, Ruby M., 257 Hoffman, James, C, 4174 Horne, Terrell III., Chief Petty Officer United States Coast Guard, 135 Infelise, F. Phil, 5397 Jacobsen, Richard J., 6497 Johansen, Dick (Ammiano on behalf), 703 Jones, Bruce, 3729 Kawasaki, Lillian, 2389 Keeney, Sheri Jo, 452 Kilsby, Mary Ellen, 111 Lerner, Gerda, 173 Lipson, Tamara Estelle, 174 Lorbeer, Bud, 3873 Lungren, Lorain Kathleen, 3539 Macias, Steven, 62 Manley, Markus, 4174 Mansell, Madeline, 3541

LOWENTHAL, BONNIE (D), ASSEMBLY MEMBER, DISTRICT 70-Continued Motions and Requests-continued Adjourn in Memory of-continued McGree, Leona Parker, 2211 Nachlis, Marvin B., 1608 O'Neill, Bill, 62 Papadakis, George, 148 Pérez, Victor, 3501 Perkov, Tony, 62 Poe, Fern, 3873 Polacheck, Arthur A., 5852 Rhinehart, Bimla Gill, 538 Rose, John, Corporal, Long Beach Police, 148 Ruskin, Ira, Hon., former Member of the Assembly, 5851 Salta, Mike, 5852 Saltman, Shirley, 5374 Sanchez, Roberto C., 4855 Sato, Thomas Takashi, 525 Schroeder, Kevin Robert, 111 Scott, Autrilla, 328 Seal, William "Bill" (Ammiano on behalf of), 703 Smith, Clarence, 2609 Soth, Mary Beth, 111 Stango, Lenora, 3916 Stevens, Trevor, 174 Sullivan, Thomas L., 1160 Temple, Don (Ammiano on behalf), 703 Thompson, Wilbur "Moose", 3729 Townsend, Constance Elizabeth Chace, 525 Trusela, Bob, 5497 Trutanich, Esther, 538 Van Nostran, Larry, 62, Virga, Frank, 2675 Wallace, Elizabeth, 207 Wallace, William Havelock, 5852 Weaver, Tracy Lorraine, 62 Westlund, Charles "Charlie" G., 1483 Worthington, Cal, 3150 Wright, Ruth Laverna (Ammiano on behalf of), 703 Inactive File-Placed on Inactive File-AB 1164, 3744

LOWENTHAL, BONNIE (D), ASSEMBLY MEMBER, DISTRICT 70-Continued Motions and Requests-continued Journal. Print in-Legislative Intent, Letters of-AB 306, 2638 AB 2124, 6762 Rules, Invoke or Temporarily Suspend-Assembly Rule 45.5-62, 135, 173, 257, 538, 2389, 2609, 3539, 4082, 4716, 5624, 5850 Assembly Rule 118-482, 1210, 3672, 4044, 4095, 4326, 4632 Oath of Office, 6 Pledge of Allegiance-349, 1309 Recognition, Special-Leadership-Majority Floor Leader-8/28/14, Extended best wishes and honored Assembly Member V. Manuel Pérez, on his last week of Floor Session for the 2013-14 Regular Session as the Majority Floor Leader of the Assembly, 6680 Speaker-8/28/14, Offered remarks to express esteem and to honor Speaker Emeritus John A. Pérez for his outstanding leadership as Speaker of the Assembly from 2010 to 2014, 6616 Retirement (Retirement, Resignation, End of Term, or Leaving Assembly)-Assembly Members-5/16/13, Extended congratulations to Assembly Member Norma Torres on her election to the Senate; whereupon Assembly Member Torres addressed the Body, 1464 Μ MAIENSCHEIN, BRIAN (R), REPUBLICAN WHIP/ASSEMBLY MEMBER,

DISTRICT 77 Absence, Leaves of—

Dischee, Leaves

Illness-

(3/10/14) 4039; (3/11/14) 4056; (3/12/14) 4064; (3/13/14) 4073

Legislative business-

(7/1/13) 2229

Appointed-

Assembly Standing Committees-

Business, Professions and Consumer Protection, 93

Health, 94; replaced Logue as Vice Chair, 3468

Housing and Community Development, 95

MAIENSCHEIN, BRIAN (R), REPUBLICAN WHIP/ASSEMBLY MEMBER, DISTRICT 77-Continued Appointed-continued Assembly Standing Committees-continued Human Services (Vice Chair), 95 Judiciary, 96 Escort, Joint Committees on-California Legislative Lesbian, Gay, Bisexual and Transgender Pride Month-Gloria, Todd, 2014 Honoree, 5643 Escort, Select Committees on-Atkins, Toni G., Speaker-elect, 4884 Select Committees-Biotechnology, 494 Campus Climate, 3469 Delinquency Prevention and Youth Development, 496 Higher Education in San Diego County, 497 Mental and Behavioral Health, 3793 Youth and California's Future, 502 Caucus, Republican-Republican Whip (appointed by Republican Floor Leader Conway), 588 Introduced (See also GUESTS OF THE ASSEMBLY- Introduced)-Chadbad Hebrew Academy in San Diego, students and Rabbi Smollert from (Campos on behalf of), 5386 Peralta, Matthew, 2012-13 Jesse Marvin Unruh Assembly Fellow (escorted by Maienschein), 2187 Smollert, Rabbi, and students from the Chabad Hebrew Academy in San Diego (Campos on behalf of), 5386 Motions and Requests-Adjourn in Memory of-Coleman, Jerry, 3540 Gwynn, Tony, Major League Baseball player of the San Diego Padres, 5550 Rules, Invoke or Temporarily Suspend-Assembly Rule 45.5-3540, 5550 Speaker of the Assembly-Nomination of, Seconded-Atkins, 4100 Votes, Changes to-AB 155, 1838 AB 173, 1653 AB 246, 916 AB 375, 1724

MAIENSCHEIN, BRIAN (R), REPUBLICAN WHIP/ASSEMBLY MEMBER, DISTRICT 77-Continued Motions and Requests-continued Votes, Changes to-continued AB 477, 3201 AB 528, 2652 AB 624, 2582 AB 837, 6619 AB 1293, 3032 AB 1373, 3804 AJR 18, 2665 SB 82, 1988 SB 91, 2104 SB 1204, 6556 Oath of Office, 6 Pledge of Allegiance-2499, 5543 Recognition, Special-Leadership-Speaker-8/28/14, Offered remarks to express esteem and to honor Speaker Emeritus John A. Pérez for his outstanding leadership as Speaker of the Assembly from 2010 to 2014, 6616 MAJORITY FLOOR LEADER. See PÉREZ, V. MANUEL. See also ATKINS, TONI and CAUCUS, DEMOCRATIC. MAJORITY WHIP. See GOMEZ, JIMMY. See also HOLDEN, CHRIS and CAUCUS, DEMOCRATIC. MANSOOR, ALLAN R. (R), ASSEMBLY MEMBER, DISTRICT 74 Absence, Leaves of-Paternity leave-(4/23/14) 4548; (4/24/14) 4571; (4/28/14) 4624; (4/29/14) 4654; (4/30/14) 4668; (5/1/14) 4689; (5/5/14) 4735; (5/6/14) 478; (5/7/14) 4796; (5/8/14) 4813; (5/12/14) 4869; (5/13/14) 4898; (5/14/14) 4908; (5/15/14) 4921; (5/19/14) 4987; (5/20/14) 5039; (5/21/14) 5046 Personal business, per diem waived-(4/8/13) 789 Travel delay-(2/3/14) 3751

MANSOOR, ALLAN R. (R), ASSEMBLY MEMBER, DISTRICT 74-Continued Appointed-Assembly Standing Committees-Accountability and Administrative Review, replaced Allen, 4415; replaced by Wagner (for 4/30/14), 4624 Banking and Finance, replaced Harkey (for 4/22/13), 1032 Budget, 91 Health, 94; replaced by Waldron (for 4/29/14), 4572; replaced by Waldron (for 5/6/14), 4736 Jobs, Economic Development, and the Economy Committee (Vice Chair), replaced Allen as Vice Chair, 367; Natural Resources, replaced Grove (for 4/13/13) 1364 Public Employees, Retirement and Social Security (Vice Chair), 97; replaced by Allen as Vice Chair, 367; replaced Harkey (for 4/23/14), 4520 Joint Committees-Legislative Audit, 99 Select Committees-State Hospital and Development Center Safety, 500 Special Committees-Legislative Ethics (Co-Chair), 66, 99 Subcommittees-Health and Human Services (Budget Subcommittee No. 1), 92 Introduced (See also GUESTS OF THE ASSEMBLY- Introduced)-Carey, Diana Lee, 2014 Women of the Year Honoree (escorted by Mansoor), 4046 Daniels, Sandy Segerstrom, founder of the Festival of Children, 5911 Grubisich, Janniffer (see also Mansoor, Jannifer), privileges of the Floor, 1872 Mansoor, Avalon Jane Kimberly, his daughter, privileges of the Floor, 6510 Mansoor, Jannifer, his wife (see also Grubisich, Jannifer), privileges of the Floor, 2377:6510 Journal. Print in-Letter to waive per diem rate increase for the remainder of the 2013-14 Session, 3450 Motions and Requests-Adjourn in Memory of-Delgadillo, Michael "Mike", Detective, of the Costa Mesa Police Department, 572 Ehlers, Walter D., the last surviving Congressional Medal of Honor recipient from the historic D-Day invasion of World War II, 3970 Flores, Frank, Dr., 2390

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MANSOOR, ALLAN R. (R), ASSEMBLY MEMBER, DISTRICT 74-Continued
  Motions and Requests-continued
      Rules, Invoke or Temporarily Suspend-
         Assembly Rule 45.5-
            572, 3970
         Assembly Rule 118-
            1872, 2377, 5896, 6510
      Votes, Changes to-
         AB 1024, 3344
         AB 1171, 1818
         AB 1232, 1328
         AB 1703, 5247
         SB 82, 1988
         SB 798, 6226
  Oath of Office, 6
  Per Diem-
      Letter to waive per diem rate increase for the remainder of the 2013-14 Session,
         3450
  Recognition, Special-
      Birthday-
         6/16/14, Best wishes received upon the occasion of his birthday (Conway),
            5549
      Leadership-
         Speaker-
            8/28/14, Offered remarks to express esteem and to honor Speaker
               Emeritus John A. Pérez for his outstanding leadership as Speaker of
               the Assembly from 2010 to 2014, 6616
      Wedding-
         8/5/13, Best wishes and congratulations received to he and his wife Jannifer
            upon the joyous occasion of their marriage on Saturday, August 3, 2013
            (Campos), 2377
MEDINA, JOSE (D), ASSEMBLY MEMBER, DISTRICT 61
  Absence, Leaves of-
      Legislative business-
         (2/13/13) 284; (6/26/13) 2166; (2/6/14) 3781; (3/28/14) 4227
  Appointed-
      Assembly Standing Committees-
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         Governmental Organization, 94
         Higher Education, 95; replaced by Dickinson (for 1/14/14), 3555
         Jobs, Economic Development, and the Economy (Chair), 65, 96
         Veterans Affairs, replaced Atkins (for 4/8/14), 4376
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MEDINA, JOSE (D), ASSEMBLY MEMBER, DISTRICT 61-Continued Appointed-Escort, Joint Committees on-Latino Spirit Awards Ceremony-Gonzalez, Irma Elsa, Hon., United States District Court Judge, 2014 Latino Spirit Awards in Achievement in Law and Public Service, 4739 Solis, Hilda L., Hon., Latino Spirit Award in Achievement in Public Service, 1246 President of the United States of Mexico-His Excellency Enrique Peña Nieto, 6455 Select Committees-California-Mexico Bi-National Affairs, 495 Domestic Violence, 496 Increasing the Integration of Science, Technology, Engineering and Math in Education in California K-14 Schools, 498 Job Creation for the New Economy, 498 Post-Secondary Access and Matriculation, 499 Workforce and Vocational Development in California, 502 Introduced (See also GUESTS OF THE ASSEMBLY-Introduced)-Agatep, Christian, Youth Advisory Committee, 5656 Bhatnagar, Caleb, Youth Advisory Committee, 5656 Camarillo, Lucy, his Chief of Staff (Campos on behalf of Medina), 6142 Camarillo, Lucy, Mother of Lucy Camarillo, Chief of Staff for Medina, (Campos on behalf of Medina), 6142 Camarillo, Martee (Campos on behalf of Medina), 6142 Camarillo, Nikki (Campos on behalf of Medina), 6142 Department of Education, Office of School Transportation, representatives from the (Campos on behalf of Medina), 6142 Edgemont Elementary School, Edma Payne's fifth-grade class at, in Moreno Valley, 5401 Landa, Israel, 2012-13 Jesse Marvin Unruh Assembly Fellow (escorted by Medina), 2187 Nguyen, Jennifer, Youth Advisory Committee, 5656 Oreta, Margarita, Youth Advisory Committee, 5656 Panse, Apurva, Youth Advisory Committee, 5656 Silberkleit, Nicole, 2014 Yom Hashoah and Holocaust Memorial Ceremony Honoree, 4629 Valdez-Yeager, Ofelia, 2014 Women of the Year Honoree (escorted by Medina), 4046

MEDINA, JOSE (D), ASSEMBLY MEMBER, DISTRICT 61-Continued Motions and Requests-Adjourn in Memory of-Berry, Emmett Raymond, 316 Cardenas, Jesus, 572 Castro, Sal. 1045 Crain, Michael, Officer, Riverside Police Department, 268 Flores, Robert, 315 Jackson, Horace David, 315 Marquez, Nobel Laureate in Literature, Gabriel Garcia, 4602 Moore, Ameal, 1266 Pérez, Laura, Escondido Police Officer 5919 Serrato, Marisa, student at Norte Vista High School, one of the victims of the April 10th crash of the bus headed to Humboldt State University, 4603 Strickland, Reggie, 3844 Rules, Invoke or Temporarily Suspend-Assembly Rule 45.5-268, 315, 316, 572, 1045, 3844, 4602, 4603, 5919 Assembly Rule 118-6065 Silence, Moments of-Victims of the California State University, Humboldt, Bus Crash, 4603 Votes, Changes to-AB 566, 1821 AB 792, 3310 AB 805, 1933 AB 1173, 1704 AB 1324, 6621 AB 1576, 5161 AB 1743, 4426 AB 1826, 4955 AB 2467, 4844 SB 827, 5619 SB 1416, 5620 Oath of Office, 6 Parliamentary Inquiry-8/19/13, Would an amendment to the bill to add coauthors be appropriate at this time? (Medina), reply: negative (Mullin), 2599 Pledge of Allegiance-767, 1643, 4571

MEDINA, JOSE (D), ASSEMBLY MEMBER, DISTRICT 61-Continued Recognition, Special-Leadership-Speaker-8/28/14, Offered remarks to express esteem and to honor Speaker Emeritus John A. Pérez for his outstanding leadership as Speaker of the Assembly from 2010 to 2014, 6616 MELENDEZ, MELISSA A. (R), ASSEMBLY MEMBER, DISTRICT 67 Absence, Leaves of-Illness-(6/17/13) 2054; (6/18/13) 2066; (1/8/14) 3522; (1/30/14) 3735 Illness in family-(9/4/13) 2859; (9/5/13) 2890 Legislative business-(8/28/13) 2744; (2/12/14) 3812; (3/4/14) 4006; (3/5/14) 4014; (3/26/14) 4198; (3/27/14) 4212; (4/21/14) 4461; (7/2/14) 5772; (8/12/14) 5986 Personal business, per diem waived-(5/15/13) 1432; (5/16/13) 1441; (8/7/13) 2436; (8/21/13) 2626: (2/26/14) 3952; (4/22/14) 4518; (4/23/14) 4548; (5/21/14) 5046; (5/22/14) 5054; (8/6/14) 5884 Appointed-Assembly Standing Committees-Budget, 91 Jobs, Economic Development, and the Economy, 96 Local Government, 96; replaced by Wagner (for 4/23/14), 4520 Public Safety (Vice Chair), 97; replaced by Hagman (for 4/22/14), 4519 Veterans Affairs, 99 Escort, Joint Committees on-State of the Judiciary Address-Cantil-Sakauye, Tani G., Chief Justice of California, to the Joint Convention, 4103 Select Committees-Agriculture and the Environment, 493 Human Rights, Diversity and Race Relations, 498 Job Creation for the New Economy, 498 Protecting California's Food Safety Systems, 499 Subcommittees-Public Safety (Budget Subcommittee No. 5), 92 Communications-Votes, Explanations of-AB 2396, 5393 Introduced (See also GUESTS OF THE ASSEMBLY- Introduced)-Baker, Diane, United States Air Force (Grove on behalf of Eggman, Campos and Melendez, in conjunction with Women's Military History Week), 653

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MELENDEZ, MELISSA A. (R), ASSEMBLY MEMBER, DISTRICT 67-Continued
   Introduced (See also GUESTS OF THE ASSEMBLY- Introduced)-continued
      Domenigoni, Cindy, 2014 Women of the Year Honoree (escorted by Melendez),
         4046
      Echevarria, Sheila, United States Army (Grove on behalf of Eggman, Campos
         and Melendez, in conjunction with Women's Military History Week), 653
      Melendez, Angelo, her son, 697, 4169
      Melendez, Carlo, her son, 697, privileges of the Floor, 2577
      Melendez, Nico, her husband, 697
      Melendez, Paolo, her son, 697
      Melendez, Rocco, her son, 697, privileges of the Floor, 3830
      Melendez, Sofia, her daughter, privileges of the Floor, 697, 2240
      Nilon, Kathryn, United States Army (Grove on behalf of Eggman, Campos and
         Melendez, in conjunction with Women's Military History Week), 653
      Presson, Sandra, United States Navy (Grove on behalf of Eggman, Campos and
         Melendez, in conjunction with Women's Military History Week), 653
      St. James Catholic School in Perris accompanied by Principal Camile Lara and
         Father Ed Gomez, 1169
      Vasquez, Teresa, United States Army (Grove on behalf of Eggman, Campos and
         Melendez, in conjunction with Women's Military History Week), 653
  Motions and Requests-
      Adjourn in Memory of-
         Hamilton, Shannon, 5442
         Hernández, Gerardo I., Transportation Security Administration Officer, 3557
         Hohenadl, Eike, 4716
         Huntington, Stuart L., Captain, United States Navy, 5204
         Jeffries, Dean "Deano", 1411
      Rules, Invoke or Temporarily Suspend-
         Assembly Rule 45.5-
            1411, 4716, 3557, 5442
         Assembly Rule 112-
            6706
         Assembly Rule 118-
            650, 2276, 2577104, 3830, 4169
      Votes, Changes to-
         AB 729, 1554
         AB 759, 1571
         AB 1174, 3687
         AB 1333, 1718
         AB 1509, 5287
         AB 2042, 5261
         AB 2127, 4936
         AB 2382, 5190
         AB 2499, 6092
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MELENDEZ, MELISSA A. (R), ASSEMBLY MEMBER, DISTRICT 67-Continued Motions and Requests-continued Votes, Changes to-continued AB 2624, 5017 SB 1430, 6156 Oath of Office, 6 Pledge of Allegiance-125, 643, 5063 Points of Order-9/11/13, That Assembly Member Lowenthal be directed to address the question (Melendez); reply: That Members are afforded the opportunity to answer questions as they see fit; questions toward the author should be for clarification and not an avenue for colloquies (Speaker Pérez), 3237 8/29/14, That Assembly Member Gonzalez speak to the merits of the bill and not make statements in debate to impugn the Members of this House (Melendez); 6708 Votes, Explanations of-AB 2396, 5393 MINORITY FLOOR LEADER. See OLSEN, KRISTIN. See also CONWAY, CONNIE and REPUBLICAN FLOOR LEADER. MITCHELL, HOLLY J. (D), SENATOR, SENATE DISTRICT 26/ **ASSEMBLY MEMBER, DISTRICT 54** Appointed-Assembly Standing Committees-Budget, 91; removed, created a Democratic vacancy, 3397 Health, 94; removed, created a Democratic vacancy, 3397 Insurance, 95; removed, created a Democratic vacancy, 3397 Public Safety, 97; removed, created a Democratic vacancy, 3398 Conference Committee-Budget Conference Committee on AB 110, 1797 Escort, Joint Committees on-Brown, Edmund G., Jr., Hon, Governor, State of the State Address, 3646 California Legislative Lesbian, Gay, Bisexual and Transgender Pride Month-Barlow, Marilyn, 2013 Pride Award for Excellence in Community Service, 2125 Crow, Bob, 2013 Pride Award for Excellence in Community Service, 2125 Doyle, Judith, 2013 Pride Award for Excellence in Community Service, 2125 Latino Spirit Awards Ceremony-Cruz, Wilson, 2013 Achievement in Entertainment and Advocacy, 1246 Escort, Select Committees on-Speaker pro Tempore Appointed-Campos, Nora, Speaker pro Tempore-elect, 12

MITCHELL, HOLLY J. (D), SENATOR, SENATE DISTRICT 26/
ASSEMBLY MEMBER, DISTRICT 54—Continued
Appointed—continued
Escort, Select Committees on-continued
Women of the Year Honorees—
Wyman, Rosalind "Roz", Hon., 2013 Women of the Year Honoree, 483
Joint Committees—
Emergency Management, removed, created a Democratic vacancy, 3398
Legislative Budget, 277; removed, created a Democratic vacancy, 3398
Select Committees—
Community and Neighborhood Development, 495
Delinquency Prevention and Youth Development, 496
Disabilities, 496
Foster Care (Chair), 278; 496; replaced by Cooley as Chair, 4040
Homelessness, 497
Human Rights, Diversity and Race Relations, 498
Status of Boys, and Men of Color in California, 501
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- AB 730, whereby the bill was reported correctly enrolled and presented to the Governor, 2760
- AB 980, whereby Senate amendments were concurred in and the bill was ordered enrolled, 3315
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- SB 359, requested unanimous consent to rescind the action whereby the bill was passed and ordered transmitted to the Senate, unanimous consent withheld (Hagman), 2960; motion, motion carried, 2961; whereby the bill was passed and ordered transmitted to the Senate (Hagman), 3338
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- SB 467, whereby the bill was passed and ordered transmitted to the Senate, 2688
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               permit consideration of amendments 1-3 (Question 1) separately from
               amendment 4 (Question 2), 2012; unanimous consent withheld
               (Hagman), 2012; motion to divide the question to permit consideration
               of amendments 1-3 (Question 1) separately from amendment 4
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      Bonilla, Susan-
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               AB 2293, 6762
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      Bradford, Steven-
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- AB 1710, whereby the bill was re–referred to committee pursuant to Assembly Rule 77.2, 6338
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- AB 852, Senate amendments refused concurrence, motion to reconsider on next legislative day, 3374; motion to reconsider continued, 3502, 3541, 3558; reconsideration granted by unanimous consent, 3619
- SB 670, refused passage, motion to reconsider on next legislative day, 3148; reconsideration granted by unanimous consent, 3168

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1934, 1949, 1960, 1972; unanimous consent requested for
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Gorell, Jeff-

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               1849; reconsideration granted by unanimous consent, 1895
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Assembly Rule 77.2, 6454
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consent, 4703
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membership by Majority Floor Leader, Assistant Majority Floor Leader, and
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Rule 51, 6770
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SB 411, 6206
SB 473, 5787
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SB 556, 5837
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MOTIONS AND REQUESTS (Note: Motions and requests made on behalf of membership by Majority Floor Leader, Assistant Majority Floor Leader, and Majority Whip. For motions to suspend the Rules, see main heading-RULES-Rules, Invoke or Temporarily Suspend.)-Continued Assembly Members-continued Pérez, V. Manuel-continued Inactive File-continued Remove from Inactive File, Notice of Intent to-continued SB 757. 6239 SB 1043, 6014 SB 1356, 5962 Removed from Inactive File. Placed on File-SB 33, 6316 SB 170, 5662 SB 323, 5722 SB 411, 6264 SB 473, 5836 SB 486, 4989 SB 500, 6065 SB 556, 5880 SB 570, 5040 SB 718, 5880 SB 757, 6264 SB 1043, 6065 SB 1356, 5988 Rescind Action-AB 26, whereby Senate amendments were concurred in and the bill was ordered enrolled, 6293 AB 1701, whereby Senate amendments were concurred in and the bill was ordered enrolled, 6264 AB 2075, whereby Senate amendments were concurred in and the bill was ordered enrolled, 5693 AB 2720, whereby the bill was reported correctly enrolled and presented to the Governor, and whereby the bill was ordered enrolled, 5645 SB 25, whereby the bill was passed and ordered transmitted to the Senate, 6233 SB 27, whereby urgency clause adopted, the bill was passed, and ordered transmitted to the Senate, 4355 SB 419, whereby the bill was passed and ordered transmitted to the Senate, 6316 SB 434, whereby the bill was passed and ordered transmitted to the Senate, 5837 SB 605, whereby the bill was passed and ordered transmitted to the Senate, 6704

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Pérez, V. Manuel—continued Rescind Action—continued

- SB 628, whereby the bill was passed and ordered transmitted to the Senate, 5787; requested unanimous consent to rescind the action whereby the bill was re–referred to committee pursuant to Assembly Rule 97, unanimous consent withheld (Hagman), motion, motion carried, 6458
- SB 792, requested unanimous consent to rescind the action whereby the bill was re–referred to committee pursuant to Assembly Rule 97, unanimous consent withheld (Hagman), motion, motion carried, 6742
- SB 846, whereby the bill was passed and ordered transmitted to the Senate, 5642
- SB 975, requested unanimous consent to rescind the action whereby the bill was re–referred to committee pursuant to Assembly Rule 77.2, and whereby the bill was read a third time, amendments to the bill read and adopted, and whereby the bill was ordered reprinted, unanimous consent withheld (Hagman), motion, motion carried, 6460
- SB 1083, whereby the bill was passed and ordered transmitted to the Senate, 5837
- SB 1235, whereby the bill was passed and ordered transmitted to the Senate, 6065
- SB 1249, whereby the bill was passed and ordered transmitted to the Senate, 6249
- SB 1261, whereby the bill was passed and ordered transmitted to the Senate, 6014
- SB 1271, requested unanimous consent to rescind the action whereby the bill was re–referred to committee pursuant to Assembly Rule 97, unanimous consent withheld (Hagman), motion, motion carried, 6484
- SB 1319, whereby the bill was re–referred to committee pursuant to Assembly Rule 97, 6644
- SB 1364, whereby the committee report was received and read, and the bill was ordered re–referred to committee, 5723
- SB 1371, whereby the committee report was received and read, and the bill was ordered re–referred to committee, 5723
- SB 1414, whereby the committee report was received and read, and the bill was ordered re–referred to committee, 5723

Special Order of Business, Set-

Swearing-In of Speaker-elect-

5/1/14, that the administration of the Oath of Office to Speaker–elect Toni G. Atkins for the Office of Speaker be made a special order of business on Monday, May 12, 2014, at 11:30 a.m. and 1 p.m., 4691 MOTIONS AND REQUESTS (Note: Motions and requests made on behalf of membership by Majority Floor Leader, Assistant Majority Floor Leader, and Majority Whip. For motions to suspend the Rules, see main heading-RULES-Rules, Invoke or Temporarily Suspend.)-Continued Assembly Members-continued Pérez, V. Manuel-continued Table, Lay Amendments On-AB 154, Set 1 (Waldron), motion to table, 1662; motion carried, 1663 AB 2271, Set 1 (Jones), motion to table, 5296; motion carried, 5297 AB 2533, Set 1 (Hagman), motion to table, motion carried, 5300 SB 857, Set 1 (Olsen), motion to table, motion carried, 5518 SB 857, Set 2 (Grove), motion to table, motion carried, 5519 SB 857, Set 3 (Waldron), motion to table, motion carried, 5520 Withdraw From Committee-AB 277, 1144 AB 1862, 4418 AB 2008, 4873 AB 2018, 4766 AB 2100, 4632 AB 2173, 4766 AB 2467, 4766 AB 2561, 4873 HR 55, 6703 SB 866, 5975 SB 867, 5941 SB 1388, 5836 SCR 140, 6703 Ouirk, Bill-Reconsideration-AB 625, passed, motion to reconsider on next legislative day (John. A. Pérez ), 877; action rescinded whereby reconsideration was moved, 911 Quirk-Silva-Inactive File-Placed on Inactive File-AB 973, 1809 Rendon, Anthony-Inactive File-Placed on Inactive File-SB 396, 3311 Journal, Print in-Legislative Intent, Letters of-AB 1471, 6758

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MOTIONS AND REQUESTS (Note: Motions and requests made on behalf of
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AB 669, refused passage, motion to reconsider on next legislative day,
1846; motion to reconsider continued, 1896, 1924, 1934, 1949, 1960,
1972; reconsideration granted by unanimous consent, 1981
Wieckowski, Bob-
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Placed on Inactive File—
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3372, letter printed, 3373
AB 333, 6757
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motion to reconsider continued, 2251, 2297, 2390, 2487, 2514, 2558,
2609, 2675, 2726, 2754, 2798, 2850, 2882, 2978, 3045, 3155;
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AB 975, refused passage, motion to reconsider on next legislative day,
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AB 874, 1688
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conferees to the Conference Committee on Assembly Bill No. 110 relating

conference Committee on Assembly Bill f to the Budget Act of 2013; motion carried (Atkins), 1780 MOTIONS AND REQUESTS (Note: Motions and requests made on behalf of membership by Majority Floor Leader, Assistant Majority Floor Leader, and Majority Whip. For motions to suspend the Rules, see main heading-RULES-Rules, Invoke or Temporarily Suspend.)-Continued File, Supplemental-9/11/13, Supplemental File No. 1, 3227 9/12/13, Supplemental File No. 1, 3325 8/28/14, Supplemental File No. 1, 6667 Inactive File-Placed on Inactive File-AB 111, Atkins, 3226 AB 112, Atkins, 3226 AB 155, Alejo, 770 AB 158, Levine, 3726 AB 177, V. Manuel Pérez, 3744 AB 203, Stone, 1885 AB 229, Atkins, 3167 AB 236, Atkins, 3167 AB 237, Atkins, 3167 AB 243, Atkins, 3188 AB 288, Atkins, 1895 AB 365, Mullin, 1443 AB 371, Salas, 1453 AB 418, Mullin, 4923 AB 618, Perea, 1896 AB 802, Wieckowski, 1832 AB 874, Williams, 1688 AB 885, Ammiano, 1885 AB 953, Ammiano, 1885 AB 964, Bonta, 1885 AB 973, Quirk-Silva, 1809 AB 1038, Gray, 3355 AB 1147, Gomez, 1443 AB 1164, Lowenthal, 3744 AB 1315, John A. Pérez, 3083 AB 1378, Atkins, 3188 AB 1893, Stone, 5395 AB 2479, Bradford, 5395 AB 2589, Bloom, 5302 AB 2711, Muratsuchi, 6444 ACA 6, Atkins, 3188 ACR 76, V. Manuel Pérez, 2974 AJR 1, Gatto, 1526; Atkins, 3188 SB 2, Atkins, 3188; V. Manuel Pérez, 4418 SB 27, Atkins, 3272 SB 33, Atkins, 3226

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MOTIONS AND REQUESTS (Note: Motions and requests made on behalf of membership by Majority Floor Leader, Assistant Majority Floor Leader, and Majority Whip. For motions to suspend the Rules, see main heading-RULES-Rules, Invoke or Temporarily Suspend.)-Continued Inactive File-continued Remove from Inactive File, Notice of Intent to-continued AB 1893, Stone, 5652 ACA 6, Gatto, 4923 SB 2, Atkins, 3830 SB 27, Atkins, 3556 SB 33, V. Manuel Pérez, 6293 SB 170, V. Manuel Pérez, 5642 SB 258, Atkins, 2639 SB 323, V. Manuel Pérez, 5704 SB 396, Holden, 5065 SB 411, V. Manuel Pérez, 6206 SB 436, Atkins, 2811 SB 473, V. Manuel Pérez, 5787 SB 486, V. Manuel Pérez, 4923 SB 500, V. Manuel Pérez, 6014 SB 556, V. Manuel Pérez, 5837 SB 570, V. Manuel Pérez, 4989 SB 718, V. Manuel Pérez, 5850 SB 757, V. Manuel Pérez, 6239 SB 1043, V. Manuel Pérez, 6014 SB 1356, V. Manuel Pérez, 5962 Removed from Inactive File, Placed on File-AB 155, Alejo, 1650 AB 203, Stone, 3673 AB 229, John A. Pérez, 6459 AB 288, Levine, 3516 AB 365, Mullin, 3708 AB 371, Salas, 3673 AB 802, Wieckowski, 3646 AB 885, Ammiano, 3555 AB 1147, Gomez, 1650 AB 1893, Stone, 5662 ACA 6, Gatto, 4989 AJR 1, Atkins, 2639; Gatto, 3673 SB 2, Atkins, 3843 SB 27, Atkins, 3565 SB 33, V. Manuel Pérez, 6316 SB 170, V. Manuel Pérez, 5662 SB 258, Atkins, 2688 SB 323, V. Manuel Pérez, 5722 SB 396, Holden, 5155

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AB 140, Dickinson, 3368
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AB 1229, motion to print in Journal (Atkins), motion carried, letter
printed, 3371
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MOTIONS AND REQUESTS (Note: Motions and requests made on behalf of membership by Majority Floor Leader, Assistant Majority Floor Leader, and Majority Whip. For motions to suspend the Rules, see main heading—RULES—Rules, Invoke or Temporarily Suspend.)—Continued

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- AB 10, 60, and 1173, requested unanimous consent that the question be divided to permit consideration of the suspension of the Rules relative to Assembly Bills Nos. 60 and 10 (Question 2), and 1173 (Question 1), separately (Hagman); Ruling by Speaker Pérez: that the question is divisible as requested, 3352
- SB 77, requested unanimous consent that the question be divided to permit consideration of amendments 1–3 (Question 1) separately from amendment 4 (Question 2) (Blumenfield), 2012; unanimous consent withheld (Hagman), 2012; motion to divide the question to permit consideration of amendments 1–3 (Question 1) separately from amendment 4 (Question 2) (Blumenfield), 2012; division of question carried, 2013

Reconsideration-

- AB 7 (Wieckowski), refused passage, motion to reconsider on next legislative day (Wieckowski), 2208; motion to reconsider continued, 2251, 2297, 2390, 2487, 2514, 2558, 2609, 2675, 2726, 2754, 2798, 2850, 2882, 2978, 3045, 3155; reconsideration granted by unanimous consent, 3190
- AB 45 (Dickinson), refused passage, motion to reconsider on next legislative day (Dickinson), 1844; unanimous consent requested for reconsideration (Dickinson), unanimous consent withheld (Hagman), motion to reconsider, 1881; reconsideration granted, 1882
- AB 277 (Hall), refused passage, motion to reconsider on next legislative day (Hall), reconsideration granted immediately, 1224

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- AB 288 (Levine), refused passage, motion to reconsider on next legislative day (Levine), 1849; reconsideration granted by unanimous consent, 1895
- AB 625 (Quirk), passed, motion to reconsider on next legislative day (John. A. Pérez ), 877; action rescinded whereby reconsideration was moved, 911
- AB 473, refused passage, motion to reconsider on next legislative day (Ammiano), 1845; unanimous consent requested for reconsideration (Ammiano), unanimous consent withheld (Hagman); motion to reconsider (Ammiano), 1875; reconsideration granted, 1876
- AB 669 (Stone), refused passage, motion to reconsider on next legislative day (Stone), 1846; motion to reconsider continued, 1896, 1924, 1934, 1949, 1960, 1972; reconsideration granted by unanimous consent, 1981
- AB 800 (Gordon), Senate amendments refused concurrence, motion to reconsider on next legislative day (Gordon), 3375; reconsideration granted by unanimous consent, 3499
- AB 852 (Dickinson), Senate amendments refused concurrence, motion to reconsider on next legislative day (Dickinson), 3374; motion to reconsider continued, 3502, 3541, 3558; reconsideration granted by unanimous consent, 3619
- AB 880 (Gomez), urgency clause refused adoption, motion to reconsider on next legislative day (Gomez), 2209; reconsideration granted by unanimous consent, 2239
- AB 976 (Atkins), Senate amendments refused concurrence, motion to reconsider on next legislative day (Atkins), 3044; unanimous consent requested for reconsideration (Atkins), unanimous consent withheld (Hagman), motion to reconsider (Atkins), reconsideration granted, 3062
- AB 975 (Wieckowski), refused passage, motion to reconsider on next legislative day (Wieckowski), 1848; reconsideration granted by unanimous consent, 1885
- AB 1199 (Fong), urgency clause refused adoption, motion to reconsider on next legislative day (Fong), 1886; motion to reconsider continued, 1896; 1924, 1934, 1949, 1960, 1972; unanimous consent requested for reconsideration (Fong), unanimous consent withheld (Hagman), motion to reconsider (Fong), reconsideration granted, 2010
- AB 2013 (Muratsuchi), urgency clause refused adoption, motion to reconsider on next legislative day (Muratsuchi), 4362; motion to reconsider continued, 4388, 4409, 4431, 4481, 4604, 4642; reconsideration granted by unanimous consent, 4703
- AB 2046 (Gomez), urgency clause refused adoption, motion to reconsider on next legislative day (Gomez), 4854; motion to reconsider continued, 4890; reconsideration granted by unanimous consent, 4924

- MOTIONS AND REQUESTS (Note: Motions and requests made on behalf of membership by Majority Floor Leader, Assistant Majority Floor Leader, and Majority Whip. For motions to suspend the Rules, see main heading—RULES—Rules, Invoke or Temporarily Suspend.)—Continued
  - Reconsideration—continued
    - AB 2515 (Donnelly), refused passage, motion to reconsider on next legislative day (Donnelly), 5115; motion to reconsider continued, 5204, 5305; reconsideration granted by unanimous consent, 5396
    - ACA 9 (Gorell), refused adoption, motion to reconsider on next legislative day (Gorell), 1719; motion to reconsider continued, 1850; unanimous consent requested to continue motion to reconsider on next legislative day (Gorell), unanimous consent withheld (Gomez), motion to continue motion to reconsider on next legislative day (Gorell), motion to continue motion lost, motion to reconsider (Gorell), 1884; motion to reconsider refused adoption, 1885
    - SB 146 (Gonzalez), urgency clause refused adoption, motion to reconsider on next legislative day (Gonzalez), 2191; unanimous consent requested for reconsideration (Gonzalez), unanimous consent withheld (John A. Pérez), motion to reconsider (Gonzalez), reconsideration granted, 2242
    - SB 270 (Bonta), refused passage, motion to reconsider on next legislative day (Bonta), 6428; motion to reconsider continued, 6496, 6595; unanimous consent requested for reconsideration (Bonta), unanimous consent withheld (Hagman), motion to reconsider (Bonta), 6635; reconsideration granted, 6636
    - SB 396 (Rendon), refused passage, motion to reconsider on next legislative day (Rendon), 3250; reconsideration granted by unanimous consent, 3311
    - SB 448 (Nazarian), refused passage, motion to reconsider on next legislative day (Nazarian), 3043; reconsideration granted by unanimous consent, 3195
    - SB 665 (Chesbro), refused passage, motion to reconsider on next legislative day (Chesbro), 2850; reconsideration granted by unanimous consent, 2862
    - SB 670 (Dickinson), refused passage, motion to reconsider on next legislative day (Dickinson), 3148; reconsideration granted by unanimous consent, 3168
    - SB 1094 (Holden), refused passage, motion to reconsider on next legislative day (Holden), 6131; motion to reconsider continued, 6195, 6252, 6305; reconsideration granted by unanimous consent, 6325

Remarks-

relative to the tragic events that took place on Friday, June 7, 2013, in Santa Monica (Bloom), 1997

Rescind Action-

Amended-

SB 975, requested unanimous consent to rescind the action whereby the bill was read a third time, amendments to the bill read and adopted, and whereby the bill was ordered reprinted (V. Manuel Pérez), unanimous consent withheld (Hagman), motion (V. Manuel Pérez), motion carried, 6460

heading-RULES-Rules, Invoke or Temporarily Suspend.)-Continued

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Concurred in Senate Amendments-

- AB 26, whereby Senate amendments were concurred in and the bill was ordered enrolled (V. Manuel Pérez), 6293
- AB 980, whereby Senate amendments were concurred in and the bill was ordered enrolled (Atkins), 3315
- AB 1232, whereby Senate amendments were concurred in and the bill was ordered enrolled (Atkins), 2376
- AB 1701, whereby Senate amendments were concurred in and the bill was ordered enrolled (V. Manuel Pérez), 6264
- AB 2075, whereby Senate amendments were concurred in and the bill was ordered enrolled (V. Manuel Pérez), 5693

Committee Reports-

- SB 1364, whereby the committee report was received and read, and the bill was ordered re–referred to committee (V. Manuel Pérez), 5723
- SB 1371, whereby the committee report was received and read, and the bill was ordered re-referred to committee (V. Manuel Pérez), 5723
- SB 1414, whereby the committee report was received and read, and the bill was ordered re-referred to committee (V. Manuel Pérez), 5723

### Enrolled-

- AB 201, whereby whereby the bill was ordered enrolled (Atkins), 2276
- AB 730, whereby the bill was reported correctly enrolled and presented to the Governor (Atkins), 2760
- AB 2720, whereby the bill was reported correctly enrolled and presented to the Governor, and whereby the bill was ordered enrolled (V. Manuel Pérez), 5645

#### Passed-

- SB 25, whereby the bill was passed and ordered transmitted to the Senate (V. Manuel Pérez), 6233
- SB 27, whereby urgency clause adopted, the bill was passed, and ordered transmitted to the Senate (V. Manuel Pérez), 4355
- SB 150, whereby the bill was passed and ordered transmitted to the Senate (Atkins), 2514
- SB 156, whereby the bill was passed and ordered transmitted to the Senate (Atkins), 2550
- SB 191, whereby the bill was passed and ordered transmitted to the Senate (Holden), 2572
- SB 313, whereby the bill was passed and ordered transmitted to the Senate (Atkins), 2898

heading—RULES—Rules, Invoke or Temporarily Suspend.)—Continued Rescind Action—continued

Passed—continued

- SB 359, requested unanimous consent to rescind the action whereby the bill was passed and ordered transmitted to the Senate (Atkins), unanimous consent withheld (Hagman), 2960; motion (Atkins), motion carried, 2961; whereby the bill was passed and ordered transmitted to the Senate (Hagman), 3338
- SB 398, whereby the bill was passed and ordered transmitted to the Senate (Atkins), 2557
- SB 419, whereby the bill was passed and ordered transmitted to the Senate (V. Manuel Pérez), 6316
- SB 434, whereby the bill was passed and ordered transmitted to the Senate (V. Manuel Pérez), 5837
- SB 467, whereby the bill was passed and ordered transmitted to the Senate (Atkins), 2688
- SB 605, whereby the bill was passed and ordered transmitted to the Senate (V. Manuel Pérez), 6704
- SB 613, whereby the bill was passed and ordered transmitted to the Senate (Atkins), 2638
- SB 628, whereby the bill was passed and ordered transmitted to the Senate (V. Manuel Pérez), 5787
- SB 819, whereby the bill was passed and ordered transmitted to the Senate (Atkins), 2760
- SB 820, whereby urgency clause adopted, the bill was passed, and ordered transmitted to the Senate (Atkins), 2514
- SB 846, whereby the bill was passed and ordered transmitted to the Senate (V. Manuel Pérez), 5642
- SB 1083, whereby the bill was passed and ordered transmitted to the Senate (V. Manuel Pérez), 5837
- SB 1235, whereby the bill was passed and ordered transmitted to the Senate (V. Manuel Pérez), 6065
- SB 1249, whereby the bill was passed and ordered transmitted to the Senate (V. Manuel Pérez), 6249
- SB 1261, whereby the bill was passed and ordered transmitted to the Senate (V. Manuel Pérez), 6014

Reconsider, motion to-

AB 625, whereby reconsideration was moved (John A. Pérez), 911 Re-referred—

- AB 650, whereby the bill was re–referred to committee pursuant to Assembly Rule 77.2 (Atkins), 2961
- AB 654, whereby the bill was re–referred to committees pursuant to Assembly Rule 77.2 (Speaker pro Tempore Campos), 3011

heading-RULES-Rules, Invoke or Temporarily Suspend.)-Continued

Rescind Action—continued

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- AB 1038, whereby the bill was re–referred to committee pursuant to Assembly Rule 77.2 (Speaker Pérez), 3355
- AB 1147, whereby the bill was re–referred to committees pursuant to Assembly Rule 77.2 (Speaker pro Tempore Campos), 6615
- AB 1179, whereby the bill was re–referred to committee pursuant to Assembly Rule 77.2 (Assistant Speaker pro Tempore Mullin), 6454
- AB 1186, whereby the bill was re–referred to committee pursuant to Assembly Rule 77.2 (Speaker Pérez), 3246
- AB 1710, whereby the bill was re–referred to committee pursuant to Assembly Rule 77.2 (Speaker pro Tempore Campos), 6338
- AB 1857, whereby the bill was re–referred to committee pursuant to Assembly Rule 77.2 (Speaker Pérez), 6632
- SB 344, whereby the bill was re–referred to committee pursuant to Assembly Rule 77.2 (Speaker pro Tempore Campos), 3000
- SB 436, whereby the bill was re–referred to committee pursuant to Assembly Rule 77.2 (Speaker Pérez), 3176
- SB 500, whereby the bill was re–referred to committee pursuant to Assembly Rule 77.2 (Speaker pro Tempore Campos), 6379
- SB 615, whereby the bill was re–referred to committee pursuant to Assembly Rule 77.2 (Speaker pro Tempore Campos), 3000
- SB 611, whereby the bill was re–referred to committee pursuant to Assembly Rule 77.2 (Speaker pro Tempore Campos), 3189
- SB 628, requested unanimous consent to rescind the action whereby the bill was re-referred to committee pursuant to Assembly Rule 97 (V. Manuel Pérez), unanimous consent withheld (Hagman), motion (V. Manuel Pérez), motion carried, 6458
- SB 655, whereby the bill was re–referred to committee pursuant to Assembly Rule 77.2 (Speaker pro Tempore Campos), 3000
- SB 726, whereby the bill was re–referred to committee pursuant to Assembly Rule 77.2 (Speaker Pérez), 3272
- SB 763, whereby the bill was re–referred to committee pursuant to Assembly Rule 77.2 (Speaker Pérez), 3272
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Re-referred-continued

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  - AB 2473, withdrawn from enrollment, action rescinded whereby whereby the bill was ordered enrolled, bill ordered returned to Senate (V. Manuel Pérez), 5896
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    - Flemming, Bail, a patient who suffers from Phenylketonuria, 3968
    - Governor's and Adjutant General's Color Guard from the California National Guard, in recognition of Independence Day , 2279
    - Guha, Pryia, Hon., British Consul General in San Francisco (on behalf of Speaker Pérez), 2190
    - Hansen, Rolf, Rev., participant of Assembly Member Mullin's "Coffee with Clergy" outreach program, 5449

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- Hawkins, Debra, Rev., participant of Assembly Member Mullin's "Coffee with Clergy" outreach program, 5449
- Houston, Guy, former Member of the Assembly, 2573
- Im, Jaida, 2014 Women of the Year Honoree (escorted by Mullin), 4045
- Israel, guest from, as part of the United States Department of State's International Visitor Leadership Program (Mullin on behalf of Speaker Atkins), 5035
- Jennert, Christian, Rev., participant of Assembly Member Mullin's "Coffee with Clergy" outreach program, 5449
- Johnson, Stan, former teacher from South San Francisco, 2573
- JOYN, students from China who are participating in, 5925
- Kennelly, Patricia, Director of the Whelan–Kennelly Academy, relative to Irish American Heritage Month, privileges of the Floor, 4097
- Korienek, Martha, Rev., participant of Assembly Member Mullin's "Coffee with Clergy" outreach program, 5449
- Kranen, George, advisor of the South San Francisco High School Kiwanis Club, 5982
- Kuehner, John, Rev., participant of Assembly Member Mullin's "Coffee with Clergy" outreach program, 5449
- Lapsley, Angus, Director of the Europe and Global Issues Secretariat within the Cabinet Office of the United Kingdom (on behalf of Speaker Pérez), 2190
- Lowell, Kathryn, from BioMarin, 3968
- Mattimore, Patrick, former teacher from South San Francisco, 2573
- Miller, Rabbi Jay, participant of Assembly Member Mullin's "Coffee with Clergy" outreach program, 5449
- Monte Vista High School Men's Varsity Basketball Team, winners of the 2014 California Interscholastic Federation Division I Championship (Mullin, on behalf of Buchanan), 5035
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    - Rambob, Raj, Rev., participant of Assembly Member Mullin's "Coffee with Clergy" outreach program, 5449
    - Rodriguez, Mario (on behalf of Allen), 6504
    - Rojas, Kendrick, Secretary of the South San Francisco High School Kiwanis Club, 5982
    - Skillings, Thomas, Rev., participant of Assembly Member Mullin's "Coffee with Clergy" outreach program, 5449
    - Snyder, Bruce, Academic Advisor for the 2013–14 Jesse Marvin Unruh Assembly Fellowship Program (Mullin), 5724
    - South San Francisco High School Kiwanis Club, representatives of the, 5982
    - Tatapudy, Suman, 2013–14 Jesse Marvin Unruh Assembly Fellow (escorted by Mullin), 5724
    - Terra Linda High School in San Rafael, student leaders from (Mullin on behalf of Levine), 5035
    - University of San Francisco, Leo T. McCarthy Center for Public Service and the Common Good, Summer Fellows from the (Mullin on behalf of Ting), 5035
    - Valadao, David, Hon., former Assembly Member, United States Representative, representing California's 21st Congressional District, 5213
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    - Whelan–Kennelly Academy, dancers from the, whereupon they performed traditional Irish dances in recognition of Irish–American Heritage Month, 570, 4097
    - Whelan, Sharon, Director of the Whelan–Kennelly Academy, relative to Irish American Heritage Month, privileges of the Floor, 4097
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- NAZARIAN, ADRIN (D), ASSEMBLY MEMBER, DISTRICT 46—Continued Introduced (See also GUESTS OF THE ASSEMBLY–Introduced)—continued
  - Golshani, Mohammad, owner of Bamdad radio, a cultural Persian radio station for Northern California, in recognition of the Persian New Year (Nazarian), 4171
    - Hakimi, Nicky, Dr., surgeon and past president of the Sacramento District Dental Society and three–time Director of the California Specialty Periodontal Association, in recognition of the Persian New Year, 4171
    - Hamidi, Amir, Dr., Special Agent with the United States Department of Justice, in recognition of the Persian New Year, 4171
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    - Lusbaron, Sona, grandmother of his wife Diana, 3714
    - Lynch, Jeri Dye, 2014 Women of the Year Honoree (escorted by Nazarian), 4046
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- 6/27/13, Is this not the first bill by Assembly Member Gonzalez but rather a presentation by Assembly Member Gonzalez on Senator Lara's bill? (John A. Pérez); reply: affirmative; Assembly Member Gonzalez will present her first bill at a later date (Mullin), 2191
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- 9/10/13, SB670, Reminded the Body that there is no authorized use of photography on the Floor without the consent of the House. There is a process to grant credentials for members of the Press to take photographs on the Floor under Assembly Rules 14 and 25. On a regular basis, all proceedings are televised and available. If Members desire the ability to use cameras on the Floor, whether they are free–standing cameras or cameras on their mobile devices, they must seek the consent of the House (Speaker Pérez), 3136
- 9/11/13, SB 468, Reminded Assembly Member Mitchell to contain her comments to the subject of the measure before the Body (Speaker Pérez), 3171
- 9/11/13, SB 755, Advised Assembly Member Alejo to refrain from referring to other Members by name (Speaker Pérez), 3221
- 9/12/13, SB 1060, Addressed the Body on a procedural matter to clarify that when Members are recognized to speak, each is afforded five minutes for debate pursuant to Assembly Rule 108. Time used for questions to the author and the author's subsequent response are included in the five minutes allocated to the Member speaking. Although as a matter of course, Members state that they are back on their own time, the five minutes allocated for debate is five minutes in total, whether it is taken up making the statement, asking the question, or getting the answer (Speaker Pérez), 3351
- 9/12/13, SB 60, Advised Assembly Member V. Manuel Pérez to confine his remarks to the subject matter before the Body and not to refer to Members by name (Speaker Pérez), 3357
- 9/12/13, AB 60, Requested that Members on the Floor and staff seated in the rear of the Chamber observe the Rules of the House relative to photography, and reminded Members that there is no use of photography on the Floor by anyone other than the photographers who possess credentials granted pursuant to the Rules (Speaker Pérez), 3357
- 9/12/13, AB 852, Advised Assembly Member Levine that it is appropriate to debate the differences of opinion on the bill before the Body; it is not appropriate to characterize the knowledge, expectation, or motivation of other Members as they cast their votes in this House (Speaker Pérez), 3361
- 5/8/14, AB 2046, Advised Assembly Member Patterson to form and pose the entirety of his question to the author and to refrain from back–and–forth questioning during Floor debate (Speaker Pérez), 4831
- 5/8/14, Announced that pursuant to the Rules and custom and practice of the House, applause or demonstrations of support or opposition to the actions of the House are not in order; applause is in order when recognizing guests introduced before the Body (Speaker Pérez), 4845

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  - To inform the Senate and the Office of the Governor that the Assembly is organized and ready to proceed with regular business (Chávez, Hagman, Lowenthal and Weber), 61
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Briggs, Claudia, California Teachers Association on the occasion of the

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    - Bonilla, Bob, husband of Assembly Member Susan Bonilla, 6687
    - Bowen, Debra, Hon., Secretary of State, 190, 3647, 4882
    - Brown, Anne Gust, First Lady of California, 190, 3647
    - Brown, Edmund G., Jr., Hon., Governor, 4881
    - Brown, Tim, Heisman Trophy winner from Notre Dame, retired Oakland Raider, and National Chairman of Athletes and Entertainers for Kids and 9–1–1 for Kids, 4584
    - Brown, Willie L. Jr., Hon., 58th Speaker of the California State Assembly and former Mayor of San Francisco, 3753
    - Bullard, Brigadier General John, Jr., who serves as Commanding General, Marine Corps Installations West and Marine Corps Base Camp Pendleton (Speaker Pérez), 4169
    - Bunch, Claire, Assembly Fellowship staff member, 2012–13 Jesse Marvin Unruh Assembly Fellows (Speaker Pérez), 2187
    - Burton, John, Hon., former President pro Tempore of the Senate, 12
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    - Calbonero, Jennifer Assembly Fellowship staff member, 2012–13 Jesse Marvin Unruh Assembly Fellows (Speaker Pérez), 2187
    - California Department of Motor Vehicles, guests from the, in support of organ donation, 4356
    - California Diplomatic and Consular Corps present in the Assembly Gallery, 3647
    - Canada Day, in commemoration of: Hon. Cassie Doyle, Consul General of Canada in San Francisco; and Hon. David Fransen, Consul General of Canada in Los Angeles; joined by Constable Deanna Alford of the Royal Canadian Mounted Police (Speaker Pérez), 572
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    - Cantil Sakauye, Tani G., Hon., Chief Justice of the Supreme Court of California, 190, 539, 3647, 4103, 4882
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    - Chiang, John, Hon., State Controller 190, 3647, 4882, 6455
    - Chin, Ming, Hon., Associate Justice of the Supreme Court of California, 190, 4103
    - Chueh, Pam, Assembly Fellowship Director, 2012–13 Jesse Marvin Unruh Assembly Fellows (Speaker Pérez), 2187
    - Clark, Christy, Hon., Premier of British Colombia, Canada, 3786
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- Consulate of the People's Republic of China based in San Francisco, guests from the, 1315
- Cook, Paul, Hon., United States Representative from the 8th Congressional District, and former Member of the Assembly, 2824
- Corrigan, Carol A., Hon., Associate Justice of the Supreme Court of California, 190, 3647
- Cummack, Randy, President, Joint Council 42 and International Vice–President, Western Region, Teamsters International, 5491
- de la Hoya, Oscar, International Boxing Hall of Fame Inductee, 1992 Barcelona Olympic Gold Medal winner, and 1989 Golden Gloves Gold Medal winner, 5702
- Dababneh, Matthew, Assembly Member-elect, 3472
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- Donate Life California, guests from, in support of organ donation, 4356

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- Legislature, 2577
- Evey, Peggy, Assembly Special Services, for her 38 years of dedicated and outstanding service to the Assembly, 876
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- Fellows, Science and Technology, 2013 California Council on, 2577
- Friedman, Shirley, daughter of survivors, 2014 Yom Hashoah and Holocaust Memorial Ceremony Honoree, 4629
- Gallagher, Pat, baseball player for the UCLA Bruins Men's Baseball Team, winners of the 2013 College World Series, the first National Title in Bruins baseball history, 2503
- Gipson, Tyesha, 9–1–1 Youth Hero, 872
- Gomez, Jose H., His Grace, The Most Reverend, the 5th Archbishop of the Los Angeles Archdiocese of the Catholic Church, covering Santa Barbara, Ventura and Los Angeles counties (Speaker pro Tempore Campos, on behalf of Speaker Pérez), 1551
- Griffiths, Teresa, 9-1-1 Dispatcher, 4584
- Guha, Pryia, Hon., British Consul General in San Francisco (Mullin on behalf of Speaker Pérez), 2190

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- Nguyen, Heather, 9–1–1 Youth Hero, 872
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- Robinson, Rachel, widow of civil rights icon and legendary baseball hero, Jackie Robinson (Speaker Pérez on behalf of Assembly Member Mitchell and the Legislative Black Caucus), 2994
- Rodriguez, Freddie, Assembly Member-elect, 3472
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    - Vega, Robert, 9–1–1 dispatcher, 872
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    - Waldie, Jill, sister of Jon Waldie, Chief Administrative Officer of the Assembly, 6079
    - Waldie, Jon, recognized and honored for his dedicated and effective service as Chief Administrative Officer of the Assembly for the past 18 years, 6079
    - Waldie, Kathy, wife of Jon Waldie, Chief Administrative Officer of the Assembly, 6079
    - Waldie, Katy, daughter of Jon Waldie, Chief Administrative Officer of the Assembly, 6079
    - Wechsler–Azen, Rabbi Nancy, accompanied the combined choir from Congregation Beth Shalom and Sacramento Interfaith Youth Chorus who performed for the 2014 Yom Hashoah and Holocaust Memorial Ceremony, 4630
    - Welsch, Katherine, 9-1-1 Dispatcher, 872
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Parliamentary Inquiry-

- 4/18/13, If the amendments offered by Assembly Member Alejo are adopted, would it be appropriate to re–refer the bill to committee after it has been sent out to print? (Speaker Pérez); reply: re–referral of amended bills to the appropriate committee is ordered at the direction of the Speaker pursuant to Assembly Rule 77.2 (Campos), 1000
- 5/2/13, How long can the roll be held open? (Campos); reply: there is no limit on the length of time a roll call can be held open (Speaker Pérez), 1225
- 6/15/13, Am I correct in understanding that the Speaker could enforce the Rules of the House at their discretion without a point of order being raised? (Speaker Pérez); reply: affirmative; pursuant to Assembly Rule 114, if any Member transgresses the Rules, the Speaker shall, or any Member may, call the offending Member to order (Campos), 2037
- 6/27/13, Is this not the first bill by Assembly Member Gonzalez but rather a presentation by Assembly Member Gonzalez on Senator Lara's bill? (Speaker Pérez); reply: affirmative; Assembly Member Gonzalez will present her first bill at a later date (Mullin), 2191
- 9/12/13, Is there a reason that Senate Bill No. 344 indicates that it is without reference to File when it is Item No. 37 on today's Daily File? (Grove); reply: prior to moving to the item, Senate Bill No. 344 was originally Item No. 37 on today's Daily File, but was subsequently amended and sent out to print and ordered back on File; since a new Daily File had not been printed since Senate Bill No. 344 was amended earlier this day, it had to be taken up without reference to File to distinguish it from the prior version of the bill (Speaker Pérez), 3285
- (8/11/14), Can the roll be opened for the purpose of adding coauthors to Assembly Concurrent Resolution No. 154? (Gray); reply: you cannot add coauthors to a resolution which is before the Body for the purpose of concurrence in Senate amendments (Campos), 5941

8/21/14, Will votes added at the vote kiosk be included on the final ballot? (Speaker Emeritus Pérez); reply: affirmative (Campos), 6294

Points of Information-

- 6/27/13, Does the author intend to bring clean–up legislation to the Floor today? (Olsen); reply: that the issue will be addressed later so as not to engage in cross–debate (Speaker Pérez), 2207
- 8/29/14, What time was the Body scheduled to reconvene? (John A. Pérez); reply: the Body was scheduled to reconvene at 3 p.m. (Campos), 6706

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Points of Order-

- 6/14/13, That Assembly Member Beth Gaines is speaking to the amendments (Question 1) that were laid upon the table. The item before the Body is Question 2 relative to amendment 4 (John A. Pérez); ruling: point of order well-taken (Campos), 2014
- 6/14/13, That the comments by Assembly Member Beth Gaines are not germane to Question 2 before the Body. The question before the Body is Question 2 relative to amendment 4 (John A. Pérez); ruling: point of order well–taken (Campos), 2014
- 9/10/13, That Members confine their remarks to the question before the Body and not attempt to introduce items relative to other legislation pending in the House which are unrelated to this debate (John A. Pérez), ruling: point of order well–taken (Campos), 3062
- 5/8/14, That Assembly Member Nestande was granted unanimous consent to ask a question of the author. Pursuant to the Rules and custom and practice of this House, when permission is granted to ask a question of the author it is not an opportunity to make a rhetorical point; rhetorical questions should be posed during general debate (John A. Pérez); ruling: point of order well–taken (Mullin), 4842
- 6/26/14, That the Rules require Members to speak to the merits of the legislation before the Body; Assembly Member Grove is speaking broadly to issues which are irrelevant to the measure under consideration (John A. Pérez); ruling: point of order well–taken (Campos), 5700
- 8/11/14, That the question and remarks by Assembly Member Donnelly are not germane to the bill before the Body (John A. Pérez); ruling: point of order well-taken (Campos), 5965

Points of Personal Privilege-

5966

Presentation of-

Associate Justices of the Supreme Court, for the State of the Judiciary Address (2013): Hon. Joyce L. Kennard, Hon. Marvin R. Baxter, Hon. Kathryn M. Werdegar, Hon. Ming W. Chin, and Hon. Goodwin Liu, 4103

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Appreciation-

6/23/14, Appreciation received for his leadership and advocacy for all LGBT Californians, addressed the assemblage (Speaker Atkins), 5644

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9/11/13, Extended best wishes and congratulations to Assembly Member Weber upon the birth of her grandson, Jalil K. Gakunga, born September 10, 2013, 3171 PÉREZ, JOHN A. (D), SPEAKER EMERITUS/ SPEAKER/ASSEMBLY MEMBER, DISTRICT 53—Continued

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Birthday-

5/1/14, Extended best wishes upon to Emily Love, the Leukemia and Lymphoma Society Girl of the Year, upon the occasion of her 4th birthday, whereupon the assemblage joined in singing Happy Birthday to Emily, 4709

Ceremonies-

6/23/14, Offered remarks at LGBT Pride Month ceremony, 5644 Congratulations—

1/18/13 Congratulations received for being awarded the "Hakarat Hatov" Community Service Award by the Harkham Hillel Hebrew Academy (Achadjian), 173

#### Marriage-

6/15/13, Extended congratulations and best wishes to Assembly Member Roger Hernández upon the occasion of his wedding day, 2031

6/15/13, Extended congratulations and best wishes to Assembly Member Bigelow upon the occasion of his son's wedding day, 2031

Republican Leader-

8/25/14, Extended best wishes and honored Republican Leader Conway, on her last week of Floor Session for the 2013–14 Regular Session as the longest serving Republican Leader of the Assembly, 6401

Retirement (Retirement, Resignation, End of Term, or Leaving the Assembly)— Assembly Members—

- 3/18/13, Extended congratulations to Assembly Member Hueso on his election to the Senate, 592
- 5/16/13, Extended congratulations to Assembly Member Torres, on her election to the Senate; whereupon Assembly Member Torres addressed the Body, 1464
- 6/27/13, Extended appreciation to Assembly Member Blumenfield, for his dedicated service to the State of California, as Chair of the Assembly Committee on Budget, on his last day in the Assembly and in wishing him well as he leaves the Assembly for the Los Angeles City Council; whereupon Blumenfield addressed the Body, 2207
- 4/1/14, Extended congratulations to Assembly Member Morrell on his election to the Senate, 4285

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- 9/12/13, Extended best wishes to Sara Giroux Ramirez, upon the occasion of her upcoming retirement, 3324
- 9/12/13, Extended best wishes to John Hall upon the occasion of his upcoming retirement, 3324
- 9/12/13. Extended best wishes to Fred Stetler upon the occasion of his upcoming retirement, 3324
- 9/12/13, Extended best wishes to Denise Vallier upon the occasion of her upcoming retirement, 3324

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PÉREZ, V. MANUEL (D), MAJORITY FLOOR LEADER/ASSISTANT MAJORITY FLOOR LEADER/DEMOCRATIC WHIP/ASSEMBLY MEMBER, DISTRICT 56—Continued Motions and Requests-continued Inactive File-continued Placed on Inactive File—continued SB 1219, 6556 SB 1356, 5693 SB 1407, 6317 Remove from Inactive File, Notice of Intent to-SB 33, 6293 SB 170, 5642 SB 323. 5704 SB 411, 6206 SB 473, 5787 SB 486, 4923 SB 500, 6014 SB 556, 5837 SB 570, 4989 SB 718, 5850 SB 757, 6239 SB 1043, 6014 SB 1356, 5962 Removed from Inactive File, Placed on File-SB 33, 6316 SB 170, 5662 SB 323, 5722 SB 411, 6264 SB 473, 5836 SB 486, 4989 SB 500, 6065 SB 556, 5880 SB 570, 5040 SB 718, 5886 SB 757, 6264 SB 1043, 6065 SB 1356, 5988 Rescind Action-AB 26, whereby Senate amendments were concurred in and the bill was ordered enrolled, 6293 AB 1701, whereby Senate amendments were concurred in and the bill was ordered enrolled, 6264 AB 2075, whereby Senate amendments were concurred in and the bill was ordered enrolled, 5693 AB 2720, whereby the bill was reported correctly enrolled and presented to the Governor, and whereby the bill was ordered enrolled, 5645

# PÉREZ, V. MANUEL (D), MAJORITY FLOOR LEADER/ASSISTANT MAJORITY FLOOR LEADER/DEMOCRATIC WHIP/ASSEMBLY MEMBER,

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  - SB 419, whereby the bill was passed and ordered transmitted to the Senate, 6316
  - SB 434, whereby the bill was passed and ordered transmitted to the Senate, 5837
  - SB 605, whereby the bill was passed and ordered transmitted to the Senate, 6704
  - SB 628, whereby the bill was passed and ordered transmitted to the Senate, 5787; requested unanimous consent to rescind the action whereby the bill was re–referred to committee pursuant to Assembly Rule 97, unanimous consent withheld (Hagman), motion, motion carried, 6458
  - SB 792, requested unanimous consent to rescind the action whereby the bill was re–referred to committee pursuant to Assembly Rule 97, unanimous consent withheld (Hagman), motion, motion carried, 6742
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  - SB 1083, whereby the bill was passed and ordered transmitted to the Senate, 5837
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  - SB 1271, requested unanimous consent to rescind the action whereby the bill was re–referred to committee pursuant to Assembly Rule 97, unanimous consent withheld (Hagman), motion, motion carried, 6484
  - SB 1319, whereby the bill was re–referred to committee pursuant to Assembly Rule 97, 6644
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  - SB 1371, whereby the committee report was received and read, and the bill was ordered re-referred to committee, 5723

PÉREZ, V. MANUEL (D), MAJORITY FLOOR LEADER/ASSISTANT MAJORITY FLOOR LEADER/DEMOCRATIC WHIP/ASSEMBLY MEMBER, DISTRICT 56—Continued Motions and Requests-continued Rescind Action-continued SB 1414, whereby the committee report was received and read, and the bill was ordered re-referred to committee, 5723 Rules, Invoke or Temporarily Suspend-Assembly Rule 45.5-206, 1045, 1346, 2390, 2557, 2674, 3844, 4716, 5851, 5851, 5975 Assembly Rule 56-AB 26, 1144 AB 1537, 4575 AB 1564, 4633 AB 1639, 4633 AB 2065, 4991 AB 2222, 4737 AB 2372, 4991 AB 2434, 4991 AB 2712, 4575 AB 2574, 4575 SB 383, 5606 SB 498, 5438 SB 544, 5606 SB 674, 5499 SB 777, 3915 SB 944, 5499 SB 1033, 5499 SB 1123, 5606 SB 1134, 5545 SB 1139, 5641 SB 1177, 5606 SB 1183, 5545 SB 1211, 5606 SB 1345, 5499 SB 1349, 5606 SB 1415, 5499 SB 1424, 5499 SB 1433, 5545 Assembly Rule 63— AB 13, 6725 AB 278, 6734 AB 333, 6717 AB 334, 6725 AB 380, 6717 AB 1014, 6717

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- AB 1522, requested unanimous consent, unanimous consent withheld (Hagman), motion, motion carried, 6746
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G. Atkins for the Office of Speaker be made a special order of business
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- Points of Order-
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  - 5/28/13, That Assembly Member Donnelly is not limiting debate to the merits of the bill; ruling: point of order well-taken (Campos), 1663
  - 6/15/13, That Assembly Member Donnelly is not speaking to the merits of the bill under consideration; ruling: point of order well-taken (Campos), 2037
  - 5/28/14, That Members' votes indicate their support for the measure; extended debate delays the business of the House; ruling: point of order well-taken (Campos), 5253
  - 6/19/14, That the noise level in the Chamber is making it difficult for Members to hear the debate on measures before the Body; ruling: point of order well-taken (Campos), 5608
  - 6/19/14, That Assembly Member Donnelly address the issues in the resolution before the Body; ruling: point of order well-taken (Campos), 5610
  - 6/19/14, That Assembly Member Donnelly limit his comments to the subject matter before the Body; ruling: point of order well–taken (Campos), 5610
  - 6/23/14, That Members be seated at their desks; ruling: point of order well-taken (Speaker Atkins), 5642
  - 6/26/14, That Assembly Member Grove is not speaking to the bill under consideration; ruling: point of order well-taken (Campos), 5700
  - 8/11/14, That Assembly Member Donnelly follow the Rules and speak to the points relevant to the bill before the Body; ruling: point of order well-taken (Campos), 5965
  - 8/29/14, That Assembly Member Logue speak to the merits of the bill; ruling: point of order well–taken (Campos), 6701
- Recognition, Special-

#### Birthday—

- 6/15/13, Extended best wishes to Assembly Members Mullin and Campos upon the occasion of their birthdays, 2031
- 6/16/14, Extended best wishes to Speaker pro Tempore Campos and Assistant Speaker pro Tempore Mullin upon the occasion of their birthdays on Sunday, June 15, 2014, 5550
- 6/19/14, Best wishes received upon the occasion of his birthday on Wednesday, June 18, 2014 (Campos), 5617

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DISTRICT 56—Continued

Recognition, Special-continued

Leadership-

Majority Floor Leader-

8/28/14, Best wishes and honored received on his last week of Floor Session for the 2013–14 Regular Session as the Majority Floor Leader of the Assembly (Speaker Atkins and Assembly Members Gomez, Alejo, Hagman, Bocanegra, Harkey, Chesbro, Gonzalez, Lowenthal, Bradford, Jones, Ammiano, Fong, Weber, Campos, Nestande, Roger Hernández, and Conway), 6680

Speaker-

- 8/28/14, Offered remarks to express esteem and to honor Speaker Emeritus John A. Pérez for his outstanding leadership as Speaker of the Assembly from 2010 to 2014, 6616
- Retirement (Retirement, Resignation, End of Term, or Leaving Assembly)— Assembly Members—
  - 5/16/13, Extended congratulations to Assembly Member Norma Torres on her election to the Senate; whereupon Assembly Member Torres addressed the Body, 1464
- PERFORMANCES. See also PRESENTATIONS, SPECIAL.
  - Congregation Beth Shalom and the Sacramento Interfaith Youth Chorus, under the direction of Kamilyn Davis and accompanied by Rabbi Nancy Wechsler–Azen, with featured choir member Ms. Carry Cohn, 4627–4630
  - Corona, Esteban, Principal violist with the Imperial Valley Symphony, performed for the Latino Spirit Awards Ceremony, 1246
  - Kliptown Youth Program Gumboot Dancers of San Rafael, performed for Black History Month ceremony, 266
  - Whelan–Kennelly Academy dancers performed traditional Irish dances for the Assemblage (Mullin), 570; 4079

#### National Anthem-

Performed by-

- Jamie Palmer, esteemed Assembly Staff member and vocalist with the Shiloh Baptist Church Choir, performed America's National Anthem, The Star–Spangled Banner (Speaker–elect Atkins Oath), 4881
- Sebastien De La Cruz, Latino Spirit Award Honoree, performed America's National Anthem, The Star–Spangled Banner, 4735

# PERSONAL PRIVILEGE, POINTS OF. See POINTS OF PERSONAL PRIVILEGE PLEDGE OF ALLEGIANCE

Colors, Presented by-

- Governor's and Adjutant General's Own Color Guard from the California National Guard, 3, 2273
- Governor's and Adjutant General's Own Color Guard from the California National Guard: Sergeant Joshua Vigars, Staff Sergeant Thomas Degeorge, Sergeant Carl Trujillo, and Sergeant Rahman Nagy, 5785

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#### POINTS OF INFORMATION

- 6/27/13, Does the author intend to bring clean–up legislation to the Floor today? (Olsen), reply: that the issue will be addressed later so as not to engage in cross–debate (Speaker Pérez), 2207
- 8/29/14, What time was the Body scheduled to reconvene (John A. Pérez), reply: the Body was scheduled to reconvene at 3 p.m. (Campos), 6706

#### POINTS OF ORDER

2/19/13, That Assembly Member Donnelly address the resolution before the Body (Atkins); ruling: point of order well-taken (Campos) 326

- 5/24/13, That Assembly Member Donnelly is not limiting debate to the merits of the bill (V. Manuel Pérez); ruling: point of order well–taken (Campos), 1600
- 5/28/13, That Assembly Member Donnelly is not limiting debate to the merits of the bill (V. Manuel Pérez); ruling: point of order well–taken (Campos), 1663
- 5/31/13, That Assembly Member Skinner limit her comments to the motion to reconsider and not speak to the substance of the bill (Wagner); ruling: point of order not well-taken; pursuant to Mason's Manual, Section 471, the entire question is opened to debate (Campos), 1875
- 6/14/13, That Assembly Member Beth Gaines is speaking to the amendments (Question 1) that were laid upon the table. The item before the Body is Question 2 relative to amendment 4 (John A. Pérez); ruling: point of order well–taken (Campos), 2014
- 6/14/13, That the comments by Assembly Member Beth Gaines are not germane to Question 2 before the Body. The question before the Body is Question 2 relative to amendment 4 (John A. Pérez); ruling: point of order well–taken (Campos), 2014
- 6/15/13, That Assembly Member Donnelly is not speaking to the merits of the bill under consideration (V. Manuel Pérez); ruling: point of order well-taken (Campos), 2037
- 9/10/13, That Members confine their remarks to the question before the Body and not attempt to introduce items relative to other legislation pending in the House which is unrelated to this debate (John A. Pérez); ruling: point of order well–taken (Campos), 3062
- 9/10/13, That Assembly Member Jones limit his comments to the merits of the content contained in the bill under consideration (Roger Hernández); ruling: point of order well-taken (Campos), 3086
- 9/10/13, That Assembly Member Mitchell speak to the merits of the bill before the Body (Donnelly); (Campos), 3086
- 9/11/13, That this bill requires 2/3 vote for passage (Hagman); ruling: point of order well-taken (Speaker Pérez), 3170
- 9/11/13, That Assembly Member Jones speak to the contents of the bill (Gomez); ruling: the point of order well-taken (Speaker Pérez), 3231
- 9/11/13, That Assembly Member Lowenthal be directed to address the question (Melendez); reply: That Members are afforded the opportunity to answer questions as they see fit; questions toward the author should be for clarification and not an avenue for colloquies (Speaker Pérez), 3237
- 9/12/13, That Assembly Member Olsen speak to the merits of the bill. The bill does not address CEQA reforms as a whole (Gomez); ruling: point of order not well-taken. There are two elements to the bill. One element of the bill deals specifically with this project, and the other element deals with broad-based CEQA reforms. The Assembly Member who is speaking is speaking to the merits of the bill (Speaker Pérez), 3342

- 9/12/13, Have the Rules been suspended to permit consideration of Senate amendments to Assembly Bill No. 980 without reference to file? (Hagman); reply: the motion to suspend the Rules to allow Assembly Bills Nos. 440, 744, 852, 980, 1112, and 1208 and Assembly Joint Resolution No. 21 to be taken up without reference to file was granted without objection earlier today. Subsequently, unanimous consent was granted to pass temporarily on the presentation of Assembly Bill No. 852 until an analysis had been distributed and again for a recess to convene a Republican caucus. The bills are properly before the Body (Speaker Pérez), 3362
- 5/8/14, That Assembly Member Nestande was granted unanimous consent to ask a question of the author. Pursuant to the Rules and custom and practice of this House, when permission is granted to ask a question of the author it is not an opportunity to make a rhetorical point; rhetorical questions should be posed during general debate (John A. Pérez); ruling: point well–taken (Mullin), 4842
- 5/8/14, Assembly Member Nestande arose to a point of order; ruling: in accordance with Section 241 of Mason's Manual of Legislative Procedure, multiple successive points of order are not in order (Mullin), 4842
- 5/28/14, That Members' votes indicate their support for the measure; extended debate delays the business of the House (V. Manuel Pérez); ruling: point of order well-taken (Campos), 5253
- 6/19/14, That the noise level in the Chamber is making it difficult for Members to hear the debate on measures before the Body (V. Manuel Pérez); ruling: point of order well-taken (Campos), 5608
- 6/19/14, That Assembly Member Donnelly address the issues in the resolution before the Body (V. Manuel Pérez); ruling: point of order well-taken (Campos), 5610
- 6/19/14, That Assembly Member Donnelly limit his comments to the subject matter before the Body (V. Manuel Pérez); ruling: point of order well-taken (Campos), 5610
- 6/23/14, That Members be seated at their desks (V. Manuel Pérez); ruling: point of order well-taken (Atkins), 5642
- 6/26/14, That Assembly Member Grove is not speaking to the bill under consideration (V. Manuel Pérez); ruling: point of order well–taken (Campos), 5700
- 6/26/14, That the Rules require Members to speak to the merits of the legislation before the Body; Assembly Member Grove is speaking broadly to issues which are irrelevant to the measure under consideration (John A. Pérez); ruling: point of order well–taken (Campos), 5700
- 8/11/14, That the question and remarks by Assembly Member Donnelly are not germane to the bill before the Body (John A. Pérez); ruling: point of order well-taken (Campos), 5965
- 8/11/14, That Assembly Member Donnelly follow the Rules and speak to the points relevant to the bill before the Body (V. Manuel Pérez); ruling: point of order well-taken (Campos), 5965

- 8/11/14, That Assembly Member Donnelly speak to the merits of the bill before the Body and not to another bill (Gomez); ruling: point of order well-taken (Campos), 5966
- 8/15/14, Assembly Member Jones arose to object to the ruling on the point of order; reply: that the point of order had been ruled well-taken and advised Assembly Member Jones to speak to the merits of the bill (Campos), 6403
- 8/25/14, That Assembly Member Jones limit his comments to the subject matter before the Body and not reference the electoral process (Gomez); ruling: point of order well-taken (Campos), 6403
- 8/27/14, That Assembly Member Alejo referenced a Member by name in debate, and it is the custom and practice in this House to refer to Members by referencing their District (Hagman); ruling: point of order well–taken (Campos), 6581
- 8/29/14, That Assembly Member Logue speak to the merits of the bill (V. Manuel Pérez); ruling: point of order well-taken (Campos), 6701
- 8/29/14, That Assembly Member Logue is speaking to the merits of the bill (Donnelly); ruling: I had ruled the point of order by Assembly Member V. Manuel Pérez well–taken (Campos), 6701
- 8/29/14, That Assembly Member Donnelly speak to the merits of the bill and not make statements in debate to impugn the Members of this House (Gomez); ruling: point of order well-taken (Campos), 6708
- 8/29/14, That Assembly Member Gonzalez speak to the merits of the bill and not make statements in debate to impugn the Members of this House (Melendez); (Campos), 6708

Atkins, Toni G.-

2/19/13, That Assembly Member Donnelly address the resolution before the Body; ruling: point of order well–taken (Campos) 326

- 9/10/13, That Assembly Member Mitchell speak to the merits of the bill before the Body, (Campos), 3086
- 8/29/14, That Assembly Member Logue is speaking to the merits of the bill; ruling: I had ruled the point of order by Assembly Member V. Manuel Pérez well-taken (Campos), 6701

Gomez, Jimmy-

- 9/11/13, That Assembly Member Jones speak to the contents of the bill; ruling: point of order well–taken (Speaker Pérez), 3231
- 9/12/13, That Assembly Member Olsen speak to the merits of the bill. The bill does not address CEQA reforms as a whole, ruling: point of order not well–taken. There are two elements to the bill. One element of the bill deals specifically with this project, and the other element deals with broad–based CEQA reforms. The Assembly Member who is speaking, is speaking to the merits of the bill (Speaker Pérez), 3342
- 8/11/14, That Assembly Member Donnelly speak to the merits of the bill before the Body and not to another bill; ruling: point of order well-taken (Campos), 5966

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8/25/14, That Assembly Member Jones limit his comments to the subject matter before the Body and not reference the electoral process; ruling: point of order well–taken (Campos), 6403

8/29/14, That Assembly Member Donnelly speak to the merits of the bill and not make statements in debate to impugn the Members of this House; ruling: point of order well–taken (Campos), 6708

Hagman, Curt-

9/11/13, That this bill requires 2/3 vote for passage; ruling: point of order well-taken (Speaker Pérez), 3170

9/12/13, Have the Rules been suspended to permit consideration of Senate amendments to Assembly Bill No. 980 without reference to file?; reply: the motion to suspend the Rules to allow Assembly Bills Nos. 440, 744, 852, 980, 1112, and 1208 and Assembly Joint Resolution No. 21 to be taken up without reference to file was granted without objection earlier today. Subsequently, unanimous consent was granted to pass temporarily on the presentation of Assembly Bill No. 852 until an analysis had been distributed and again for a recess to convene a Republican caucus. The bills are properly before the Body (Speaker Pérez), 3362

8/27/14, That Assembly Member Alejo referenced a Member by name in debate, and it is the custom and practice in this House to refer to Members by referencing their District; ruling: point of order well–taken (Campos), 6581

Hernández, Roger-

9/10/13, That Assembly Member Jones limit his comments to the merits of the content contained in the bill under consideration; ruling: point of order well-taken (Campos), 3086

Jones, Brian W.-

8/15/14, Assembly Member Jones arose to object to the ruling on the point of order; reply: that the point of order had been ruled well-taken and advised Assembly Member Jones to speak to the merits of the bill (Campos), 6403 Melendez, Melissa A.—

9/11/13, That Assembly Member Lowenthal be directed to address the question; reply: That Members are afforded the opportunity to answer questions as they see fit; questions toward the author should be for clarification and not an avenue for colloquies (Speaker Pérez), 3237

8/29/14, That Assembly Member Gonzalez speak to the merits of the bill and not make statements in debate to impugn the Members of this House; (Campos), 6708

Nestande, Brian-

5/8/14, Assembly Member Nestande arose to a point of order; ruling: in accordance with Section 241 of Mason's Manual of Legislative Procedure, multiple successive points of order are not in order (Mullin), 4842

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Pérez, John A.-

- 6/14/13, That Assembly Member Beth Gaines is speaking to the amendments (Question 1) that were laid upon the table. The item before the Body is Question 2 relative to amendment 4; ruling: point of order well-taken (Campos), 2014
- 6/14/13, That the comments by Assembly Member Beth Gaines are not germane to Question 2 before the Body. The question before the Body is Question 2 relative to amendment 4; ruling: point of order well–taken (Campos), 2014
- 9/10/13, That Members confine their remarks to the question before the Body and not attempt to introduce items relative to other legislation pending in the House which is unrelated to this debate; ruling: point of order well-taken (Campos), 3062
- 5/8/14, That Assembly Member Nestande was granted unanimous consent to ask a question of the author. Pursuant to the Rules and custom and practice of this House, when permission is granted to ask a question of the author it is not an opportunity to make a rhetorical point; rhetorical questions should be posed during general debate, ruling: point of order well–taken (Mullin), 4842
- 6/26/14, That the Rules require Members to speak to the merits of the legislation before the Body; Assembly Member Grove is speaking broadly to issues which are irrelevant to the measure under consideration; ruling: point of order well–taken (Campos), 5700
- 8/11/14, That the question and remarks by Assembly Member Donnelly are not germane to the bill before the Body, ruling: point of order well-taken (Campos), 5965
- Pérez, V. Manuel-
  - 5/24/13, That Assembly Member Donnelly is not limiting debate to the merits of the bill; ruling: point of order well-taken (Campos), 1600
  - 5/28/13, That Assembly Member Donnelly is not limiting debate to the merits of the bill; ruling: point of order well-taken (Campos), 1663
  - 6/15/13, That Assembly Member Donnelly is not speaking to the merits of the bill under consideration; ruling: point of order well-taken (Campos), 2037
  - 5/28/14, That Members' votes indicate their support for the measure; extended debate delays the business of the House; ruling: point of order well-taken (Campos), 5253
  - 6/19/14, That the noise level in the Chamber is making it difficult for Members to hear the debate on measures before the Body; ruling: point of order well-taken (Campos), 5608
  - 6/19/14, That Assembly Member Donnelly address the issues in the resolution before the Body; ruling: point of order well–taken (Campos), 5610

- Assembly Members- continued
  - Pérez, V. Manuel-continued
    - 6/19/14, That Assembly Member Donnelly limit his comments to the subject matter before the Body; ruling: point of order well-taken (Campos), 5610
    - 6/23/14, That Members be seated at their desks; ruling: point of order well-taken (Atkins), 5642
    - 6/26/14, That Assembly Member Grove is not speaking to the bill under consideration; ruling: point of order well–taken (Campos), 5700
    - 8/11/14, That Assembly Member Donnelly follow the Rules and speak to the points relevant to the bill before the Body; ruling: point of order well-taken (Campos), 5965
    - 8/29/14, That Assembly Member Logue speak to the merits of the bill; ruling: point of order well-taken (Campos), 6701

#### Wagner, Donald P-

5/31/13, That Assembly Member Skinner limit her comments to the motion to reconsider and not speak to the substance of the bill; ruling: point of order not well–taken; pursuant to Mason's Manual Section 471 the entire question is opened to debate (Campos), 1875

#### POINTS OF PERSONAL PRIVILEGE

- 8/11/14, Speaker Emeritus Pérez arose to a point of personal privilege; ruling: point of personal privilege well-taken (Campos), 5966
- 8/18/14, Assembly Member Donnelly arose to a point of personal privilege; reply: that she previously advised Assembly Member Alejo to confine his remarks to the merits of the resolution (Campos), 6116
- 8/29/14, Assembly Member Donnelly arose to a point of personal privilege; ruling: that there is no point of personal privilege as no name was used in debate (Campos), 6708
- PRAYERS. See PAPPADEMOS, CONSTANTINE C., FATHER, ASSEMBLY CHAPLAIN.

#### PRAYERS OFFERED BY OTHER THAN ASSEMBLY CHAPLAIN

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  - Cooley, Ken, 1917, 4689, 5687, and 6377
  - Gordon, Richard S., 167 (Dr. Martin Luther King, Jr. Day); 2121 (Lesbian, Gay, Bisexual and Transgender Pride Month Ceremony); 5323, 6509
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  - Weber, Shirley N., 4039
  - Williams, Das, 1977, 4869, 6691
- Guest Chaplain-
  - Ash, Chaplain Father Mesrop Ash, of St. John's Armenian Church in San Francisco (Armenian Genocide Remembrance), 4349
  - Bingham, Elizabeth, Chaplain Rev., Dr., Senior Minister of Pilgrim Congregational Church in Pomona (Woman of the Year Ceremony), 475

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- Derderian, Archbishop Hovnan, Primate of the Western Diocese of the Armenian Church of North America (Armenian Genocide Remembrance), 903
- Erwin, Chaplain Bishop R. Guy, Ph.D., of the Southwest California Synod of the Evangelical Lutheran Church in America (Lesbian, Gay, Bisexual and Transgender Pride Month Ceremony), 5639

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Leider, Chaplain Rabbi Susan, Senior Rabbi of the Congregation Kol Shofar in Tiburon (Holocaust Remembrance Ceremony), 4623

- O'Reilly, the Very Reverend Michael, Rector of the Cathedral of the Blessed Sacrament in Sacramento (Irish American Heritage Ceremony), 565, 4091
- May, Chaplain Rabbi Meyer, Executive Director of the Simon Wiesenthal Center and Museums of Tolerance (Holocaust Remembrance Ceremony), Speaker Pérez, 4631
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- Rodriguez, Chaplain Father Henry, of the St. Jude's Community Organizing Committee and Chaplain at Scripps Hospice in San Diego (Speaker–elect Atkins Swearing–in Ceremony), 4881
- Santarosa, Scott, S.J., Rev., Pastor of Dolores Mission Church, Los Angeles (Organizational Session), 3
- PRESENTATION, SPECIAL. See also PERFORMANCES.

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AB 10, 60, and 1173, requested unanimous consent that the question be divided to permit consideration of the suspension of the Rules relative to Assembly Bills Nos. 60 and 10 (Question 2), and 1173 (Question 1), separately (Hagman), Ruling by Speaker Pérez: that the question is divisible as requested, 3352 SB 77, requested unanimous consent that the question be divided to permit consideration of amendments 1-3 (Question 1) separately from amendment 4 (Question 2) (Blumenfield), 2012; unanimous consent withheld (Hagman), 2012; motion to divide the question to permit consideration of amendment 1-3(Question 1) separately from amendment 4 (Question 2) (Blumenfield), 2012; division of question carried, 2013 OUIRK, BILL (D), ASSEMBLY MEMBER, DISTRICT 20 Absence, Leaves of-Jury duty-(8/5/13) 2373 Legislative business-(1/30/13) 216; (8/29/13) 2750; (1/15/14) 3574; (2/11/14) 3804 Appointed-Assembly Standing Committees-Agriculture, 90 Appropriations, 90 Public Safety, 97 Rules, 65, 98 Utilities and Commerce, 98 Boards, Commissions, Councils, etc.-Public Interest Energy Research Advisory Board, 290 Select Committees-California's Clean Energy Economy, 494 Gun Violence in the East Bay, 497 Introduced (See also GUESTS OF THE ASSEMBLY- Introduced)-Burt, Hafsa, 2014 Women of the Year Honoree (escorted by Quirk), 4045 Motions and Requests-Adjourn in Memory of-De Leon, Dot, 3755 Rees, Norma S., Dr., former President of California State University, East Bay, 2609 Taylor, Anne, 4362 Wilma, William John, 268

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- AB 625 (Quirk), passed, motion to reconsider on next legislative day (John. A. Pérez ), 877; action rescinded whereby reconsideration was moved, 911
- AB 473 (Ammiano), refused passage, motion to reconsider on next legislative day (Ammiano), 1845; unanimous consent requested for reconsideration (Ammiano), unanimous consent withheld (Hagman); motion to reconsider (Ammiano), 1875; reconsideration granted, 1876
- AB 669 (Stone), refused passage, motion to reconsider on next legislative day (Stone), 1846; motion to reconsider continued, 1896, 1924, 1934, 1949, 1960, 1972; reconsideration granted by unanimous consent, 1981
- AB 800 (Gordon), Senate amendments refused concurrence, motion to reconsider on next legislative day (Gordon), 3375; reconsideration granted by unanimous consent, 3499
- AB 852 (Dickinson), Senate amendments refused concurrence, motion to reconsider on next legislative day (Dickinson), 3374; motion to reconsider continued, 3502, 3541, 3558; reconsideration granted by unanimous consent, 3619
- AB 880 (Gomez), urgency clause refused adoption, motion to reconsider on next legislative day (Gomez), 2209; reconsideration granted by unanimous consent, 2239
- AB 976 (Atkins), Senate amendments refused concurrence, motion to reconsider on next legislative day (Atkins), 3044; unanimous consent requested for reconsideration (Atkins), unanimous consent withheld (Hagman), motion to reconsider (Atkins), reconsideration granted, 3062
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- AB 1199 (Fong), urgency clause refused adoption, motion to reconsider on next legislative day (Fong), 1886; motion to reconsider continued, 1896; 1924, 1934, 1949, 1960, 1972; unanimous consent requested for reconsideration (Fong), unanimous consent withheld (Hagman), motion to reconsider (Fong), reconsideration granted, 2010
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- 4/8/13, Appreciation expressed to Assembly Member Gatto for the poem, *My Mother*, by David Meyerhof (Bloom), 796
- 6/14/13, Extended best wishes to the United States Army on the occasion of its 238th birthday, and honored Assembly Members Eggman and Grove for their prior service in the United States Army, (Chávez), 1998
- 6/23/14, Appreciation expressed to Assembly Member Ammiano and Speaker Emeritus John A. Pérez for their leadership and advocacy for all LGBT Californians, both addressed the assemblage (Speaker Atkins), 5644

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- 1/14/13, Announced the birth of his granddaughter, Vivianna Halabi (Fox), 147
- 7/3/13, Extended congratulations to Assembly Member Perea and his wife, Yahaira, on the occasion of the birth of their son, Joaquin (Aleio), 2297
- 3/20/14, Extended best wishes and congratulations to Assembly Member Gorell and his wife on the occasion of the birth of their son, Steven Edward Gorell (Conway), 4149

8/29/14, Extended best wishes and congratulations to Assembly Member

Patterson upon the birth of his grandson, Leston James Parrill (Olsen), 6726 Birthday—

- 1/10/13, Extended best wishes to Assembly Member Nestande on the occasion of his birthday (Hagman), 134
- 1/10/13, Extended best wishes to his daughter Elizabeth on the occasion of her 12th birthday (Hagman), 134
- 1/14/13, Extended best wishes to Assembly Members Jones–Sawyer and Bradford on the occasion of their birthdays (Atkins), 147
- 3/18/13, Extended best wishes to Assembly Members Cooley and Grove upon the occasion of their birthdays (Campos), 592
- 6/3/13 Extended best wishes to Assembly Member Achadjian upon the occasion of his birthday, Taredartzet Shnorhavor (Nazarian), 1896
- 6/14/13, Extended best wishes to the United States Army on the occasion of its 238th birthday, and honored Assembly Members Eggman and Grove for their prior service in the United States Army, (Chávez), 1998
- 6/15/13, Extended best wishes to Assembly Members Mullin and Campos upon the occasion of their birthdays (Speaker Pérez), 2031
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  - 2/14/14, Extended best wishes to Assembly Member Brown on the occasion of her recent birthday (Atkins), 3832
  - 3/3/14, Extended best wishes to Assembly Member Eggman on the occasion of her birthday today, along with best wishes to Chief Sergeant at Arms Ron Pane on the occasion of his recent birthday, and best wishes to Assembly Member Rendon on the occasion of his birthday tomorrow (Atkins), 4000
  - 5/1/14, Extended best wishes upon to Emily Love, the Leukemia and Lymphoma Society Girl of the Year, upon the occasion of her 4th birthday, whereupon the assemblage joined in singing Happy Birthday to Emily (Speaker Pérez and Assembly Member Gaines), 4709
  - 6/16/14, Extended best wishes to Assembly Member Mansoor upon the occasion of his birthday (Conway), 5549
  - 6/16/14, Extended best wishes to Speaker pro Tempore Campos and Assistant Speaker pro Tempore Mullin upon the occasion of their recent birthdays (V. Manuel Pérez), 5550
  - 6/19/14, Extended best wishes to Majority Floor Leader V. Manuel Pérez upon the occasion of his birthday (Campos), 5617
  - 7/3/14, Extended best wishes to Assembly Member Gordon upon the occasion of his birthday (Hagman), 5816
  - 8/4/14, Extended best wishes to Speaker Toni G. Atkins upon the occasion of her birthday (Campos), 5850
  - 8/22/14, Extended best wishes to Assembly Member Cristina Garcia on the occasion of her birthday (Campos), 6369
  - 8/24/14. Extended best wishes to Assembly Member Levine on the occasion of his upcoming 40th birthday (Chesbro), 4602

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- 1/18/13 Extended congratulations to Speaker Pérez, for being awarded the "Hakarat Hatov" Community Service Award by the Harkham Hillel Hebrew Academy (Achadjian), 173
- 4/21/14, Extended congratulations to Meb Keflezighi, a graduate of San Diego High School, the first American winner of the Boston Marathon since 1983 (Atkins), 4480

#### Leadership-

Majority Floor Leader-

8/28/14, Extended best wishes and honored Assembly Member V. Manuel Pérez on his last week of Floor Session for the 2013–14 Regular Session as the Majority Floor Leader of the Assembly (Speaker Atkins and Assembly Members Gomez, Alejo, Hagman, Bocanegra, Harkey, Chesbro, Gonzalez, Lowenthal, Bradford, Jones, Ammiano, Fong, Weber, Campos, Nestande, Roger Hernández, and Conway), 6680

#### RECOGNITION, SPECIAL --Continued

Leadership—continued

Republican Leader-

8/25/14, Extended best wishes and honored Republican Leader Conway, on her last week of Floor Session for the 2013–14 Regular Session as the longest serving Republican Leader of the Assembly (Speaker Emeritus John A. Pérez, Assembly Members Olsen, Logue, Harkey, Allen, Nestande, Wilk, and Bigelow thanked her for her service in the Republican Caucus; and Speaker Atkins and Assembly Members Gordon, Brown, Alejo, Weber, Bradford, Ammiano, Dickinson, and Pan honored her service), 6401

Speaker-

6/23/14, Appreciation expressed to Assembly Member Ammiano and Speaker Emeritus John A. Pérez for their leadership and advocacy for all LGBT Californians (Speaker Atkins), 5644

8/28/14, Expressed esteem and to honored his outstanding leadership as Speaker of the Assembly from 2010 to 2014 (Speaker Atkins was joined by Republican Leader Conway and Assembly Members Achadjian, Alejo, Ammiano, Bloom, Bonilla, Bradford, Brown, Buchanan, Ian Calderon, Campos, Chau, Chesbro, Cooley, Dahle, Dickinson, Eggman, Fong, Fox, Frazier, Garcia, Gatto, Gomez, Gonzalez, Gordon, Grove, Hall, Harkey, Roger Hernández, Holden, Jones, Jones–Sawyer, Levine, Logue, Lowenthal, Maienschein, Mansoor, Medina, Mullin, Muratsuchi, Nestande, Pan, V. Manuel Pérez, Quirk, Quirk–Silva, Rendon, Rodriguez, Skinner, Ting, Wagner, Waldron, Weber, Wieckowski and Yamada), 6616

Legislative Softball-

8/21/14, Extended Congratulations to the Republicans for winning the Annual Legislative Softball game last night with a score of 6–2. Assembly Member Wagner was designated the Most Valuable Player (Conway), 6304

Marriage-

- 6/15/13, Extended congratulations and best wishes to Assembly Member Roger Hernández upon the occasion of his wedding day (Speaker Pérez), 2031
- 6/15/13, Extended congratulations and best wishes to Assembly Member Bigelow upon the occasion of his son's wedding day (Speaker Pérez), 2031
- 5/27/14, Extended congratulations and best wishes to Assembly Member Susan Talamantes Eggman on the occasion of her marriage to Renee Hall (Campos), 5204

Retirement (Retirement, Resignation, End of Term, or Leaving Assembly)— Assembly Members—

- 3/18/13, Hueso, Ben, Extended congratulations to, on his election to the Senate (Speaker Pérez), 592
- 5/16/13, Torres, Norma, Extended congratulations to, on her election to the Senate (Speaker Pérez and Assembly Members Campos, Skinner, Alejo, Harkey, Hagman, V. Manuel Pérez, Gatto, Brown, Lowenthal, Roger Hernández, and Conway); whereupon Assembly Member Torres addressed the Body, 1464

#### RECOGNITION, SPECIAL --Continued

Retirement (Retirement, Resignation, End of Term, or Leaving

Assembly)—continued

Assembly Members-continued

6/27/13, Blumenfield, Bob, Appreciation expressed to, for his dedicated service to the State of California, as Chair of the Assembly Committee on Budget, on his last day in the Assembly and in wishing him well as he leaves the Assembly for the Los Angeles City Council (Speaker Pérez and Assembly Members Gatto, Chesbro, Yamada, Skinner, and Alejo); whereupon Blumenfield addressed the Body, 2207

4/1/14, Morrell, Mike, Extended congratulations to, on his election to the Senate (Speaker Pérez), 4285

Assembly Staff-

- Altamura, Ivan for his dedicated service to the California State Assembly and the Assembly Republican Caucus; and extended best wishes on his future endeavors as he leaves the Assembly (Conway), 1821
- Blair, Ian, for many years of service to the Assembly: and extended best wishes to him as he moves forward with his career and leaves the Assembly to pursue graduate studies at New York University (Bradford and Yamada), 2278
- Callahan, Michael, Engrossing and Enrolling Clerk in the Office of the Chief Clerk, for his 31 years of dedicated service to the Assembly (Cooley), 3830
- Evey, Peggy, Assembly Special Services, for her 38 years of dedicated and outstanding service to the Assembly; and extended best wishes to her as she embarks upon retirement (Speaker Pérez), 876
- Flanigan, Rob, Chief of Staff to Assembly Member Nestande, as he leaves the Assembly and moves forward in his career (Nestande and Hall), 1997
- Fried, Sandy, for her dedicated service to the Assembly, and extended best wishes to her as she embarks upon her future endeavors (Williams), 1105
- Hall, John, for his twenty–four years of dedicated service to the State of California and the California State Assembly in the Assembly Television Project as a camera operator, director, technical director, graphics operator, and technical center expert; and extended best wishes to him upon the occasion of his upcoming retirement (Speaker Pérez), 3324
- Giroux, Sara Ramirez, for her thirty years of outstanding and dedicated service to the State of California and the California State Assembly, in the Office of Clerical Services, the offices of Assembly Members Mullin, Saldaña, Gallegos, Hannigan, Bane, and Papan, the Office of Speaker Willie L. Brown, Jr., in the Office of Speaker John A. Pérez as Chief of Staff, and in the Office of International Relations and Protocol; and extended best wishes to her upon the occasion of her upcoming retirement, whereupon he presented a Members' Resolution (Speaker Pérez), 3324

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Assembly Staff-continued

Stetler, Fred, for his 24 years of dedicated service to the State of California and the California State Assembly in the Assembly Television Project as the Chief Engineer; and extended best wishes to him upon the occasion of his upcoming retirement, whereupon he presented a Members' Resolution (Speaker Pérez), 3324

Vakilifathi, Mona, Extended best wishes to, on her future endeavors as she leaves the Assembly to complete her doctorate at the University of California, San Diego (Conway), 5707

- Vallier, Denise, for her twenty–five years of dedicated and exceptional service to the State of California and the California State Assembly in the office of Assembly Member Eastin and the offices of Speakers Hertzberg, Nuñez, and Bass; and extended best wishes to her upon the occasion of her upcoming retirement, whereupon he presented a Members' Resolution (Speaker Pérez), 3324
- Vickers, Marcia, Assembly Special Services, for her 19 years of dedicated service to the Assembly (Speaker Pérez), 2205

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RENDON, ANTHONY (D), ASSISTANT MAJORITY FLOOR
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Public Employees, Retirement and Social Security, 97

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Utilities and Commerce, 98

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REPUBLICAN WHIP. See WALDRON, MARIE and MAIENSCHEIN, BRIAN. See
also CAUCUS, REPUBLICAN. RESCIND ACTION (Note: Bills listed numerically, then repeated as sorted by action
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AB 201, whereby whereby the bill was ordered enrolled (Atkins), 2276
AB 625, whereby reconsideration was moved (John A. Pérez), 911
AB 650, whereby the bill was re-referred to committee pursuant to Assembly Rule
77.2 (Atkins), 2961
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Governor (Atkins), 2760
AB 980, whereby Senate amendments were concurred in and the bill was ordered enrolled (Atkins), 3315
AB 1038, whereby the bill was re-referred to committee pursuant to Assembly Rule
77.2 (Speaker Pérez), 3355
AB 1147, whereby the bill was re-referred to committees pursuant to Assembly
Rule 77.2 (Speaker pro Tempore Campos), 6615
AB 1179, whereby the bill was re-referred to committee pursuant to Assembly Rule
77.2 (Assistant Speaker pro Tempore Mullin), 6454
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- RESCIND ACTION (Note: Bills listed numerically, then repeated as sorted by action type.)—Continued
  - AB 1232, whereby Senate amendments were concurred in and the bill was ordered enrolled (Atkins), 2376
  - AB 1701, whereby Senate amendments were concurred in and the bill was ordered enrolled (V. Manuel Pérez), 6264
  - AB 1710, whereby the bill was re–referred to committee pursuant to Assembly Rule 77.2 (Speaker pro Tempore Campos), 6338
  - AB 1857, whereby the bill was re–referred to committee pursuant to Assembly Rule 77.2 (Speaker Pérez), 6632
  - AB 2075, whereby Senate amendments were concurred in and the bill was ordered enrolled (V. Manuel Pérez), 5693
  - AB 2720, whereby the bill was reported correctly enrolled and presented to the Governor, and whereby the bill was ordered enrolled (V. Manuel Pérez), 5645
  - SB 25, whereby the bill was passed and ordered transmitted to the Senate (V. Manuel Pérez), 6233
  - SB 27, whereby urgency clause adopted, the bill was passed, and ordered transmitted to the Senate (V. Manuel Pérez), 4355
  - SB 150, whereby the bill was passed and ordered transmitted to the Senate (Atkins), 2514
  - SB 156, whereby the bill was passed and ordered transmitted to the Senate (Atkins), 2550
  - SB 191, whereby the bill was passed and ordered transmitted to the Senate (Holden), 2572
  - SB 313, whereby the bill was passed and ordered transmitted to the Senate (Atkins), 2898
  - SB 344, whereby the bill was re–referred to committee pursuant to Assembly Rule 77.2 (Speaker pro Tempore Campos), 3000
  - SB 359, requested unanimous consent to rescind the action whereby the bill was passed and ordered transmitted to the Senate (Atkins), unanimous consent withheld (Hagman), 2960; motion (Atkins), motion carried, 2961; whereby the bill was passed and ordered transmitted to the Senate (Hagman), 3338
  - SB 398, whereby the bill was passed and ordered transmitted to the Senate (Atkins), 2557
  - SB 419, whereby the bill was passed and ordered transmitted to the Senate (V. Manuel Pérez), 6316
  - SB 434, whereby the bill was passed and ordered transmitted to the Senate (V. Manuel Pérez), 5837
  - SB 436, whereby the bill was re–referred to committee pursuant to Assembly Rule 77.2 (Speaker Pérez), 3176
  - SB 467, whereby the bill was passed and ordered transmitted to the Senate (Atkins), 2688
  - SB 500, whereby the bill was re–referred to committee pursuant to Assembly Rule 77.2 (Speaker pro Tempore Campos), 6379
  - SB 605, whereby the bill was passed and ordered transmitted to the Senate (V. Manuel Pérez), 6704

- RESCIND ACTION (Note: Bills listed numerically, then repeated as sorted by action type.)—Continued
  - SB 611, whereby the bill was re–referred to committee pursuant to Assembly Rule 77.2 (Speaker pro Tempore Campos), 3189
  - SB 613, whereby the bill was passed and ordered transmitted to the Senate (Atkins), 2638
  - SB 615, whereby the bill was re–referred to committee pursuant to Assembly Rule 77.2 (Speaker pro Tempore Campos), 3000
  - SB 628, whereby the bill was passed and ordered transmitted to the Senate (V. Manuel Pérez), 5787; requested unanimous consent to rescind the action whereby the bill was re-referred to committee pursuant to Assembly Rule 97 (V. Manuel Pérez), unanimous consent withheld (Hagman), motion (V. Manuel Pérez), motion carried, 6458
  - SB 655, whereby the bill was re–referred to committee pursuant to Assembly Rule 77.2 (Speaker pro Tempore Campos), 3000
  - SB 726, whereby the bill was re–referred to committee pursuant to Assembly Rule 77.2 (Speaker Pérez), 3272
  - SB 763, whereby the bill was re–referred to committee pursuant to Assembly Rule 77.2 (Speaker Pérez), 3272
  - SB 792, requested unanimous consent to rescind the action whereby the bill was re–referred to committee pursuant to Assembly Rule 97 (V. Manuel Pérez), unanimous consent withheld (Hagman), motion (V. Manuel Pérez), motion carried, 6742
  - SB 819, whereby the bill was passed and ordered transmitted to the Senate (Atkins), 2760
  - SB 820, whereby urgency clause adopted, the bill was passed, and ordered transmitted to the Senate (Atkins), 2514
  - SB 846, whereby the bill was passed and ordered transmitted to the Senate (V. Manuel Pérez), 5642
  - SB 975, requested unanimous consent to rescind the action whereby the bill was re–referred to committee pursuant to Assembly Rule 77.2, and whereby the bill was read a third time, amendments to the bill read and adopted, and whereby the bill was ordered reprinted (V. Manuel Pérez), unanimous consent withheld (Hagman), motion (V. Manuel Pérez), motion carried, 6460
  - SB 1083, whereby the bill was passed and ordered transmitted to the Senate (V. Manuel Pérez), 5837
  - SB 1235, whereby the bill was passed and ordered transmitted to the Senate (V. Manuel Pérez), 6065
  - SB 1249, whereby the bill was passed and ordered transmitted to the Senate (V. Manuel Pérez), 6249
  - SB 1261, whereby the bill was passed and ordered transmitted to the Senate (V. Manuel Pérez), 6014
  - SB 1271, requested unanimous consent to rescind the action whereby the bill was re-referred to committee pursuant to Assembly Rule 97 (V. Manuel Pérez), unanimous consent withheld (Hagman), motion (V. Manuel Pérez), motion carried, 6484

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  - SB 1364, whereby the committee report was received and read, and the bill was ordered re-referred to committee (V. Manuel Pérez), 5723
  - SB 1371, whereby the committee report was received and read, and the bill was ordered re–referred to committee (V. Manuel Pérez), 5723
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- SB 975, requested unanimous consent to rescind the action whereby the bill was read a third time, amendments to the bill read and adopted, and whereby the bill was ordered reprinted (V. Manuel Pérez), unanimous consent withheld (Hagman), motion (V. Manuel Pérez), motion carried, 6460
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  - AB 26, whereby Senate amendments were concurred in and the bill was ordered enrolled (V. Manuel Pérez), 6293
  - AB 980, whereby Senate amendments were concurred in and the bill was ordered enrolled (Atkins), 3315
  - AB 1232, whereby Senate amendments were concurred in and the bill was ordered enrolled (Atkins), 2376
  - AB 1701, whereby Senate amendments were concurred in and the bill was ordered enrolled (V. Manuel Pérez), 6264
  - AB 2075, whereby Senate amendments were concurred in and the bill was ordered enrolled (V. Manuel Pérez), 5693

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- SB 1364, whereby the committee report was received and read, and the bill was ordered re–referred to committee (V. Manuel Pérez), 5723
- SB 1371, whereby the committee report was received and read, and the bill was ordered re-referred to committee (V. Manuel Pérez), 5723
- SB 1414, whereby the committee report was received and read, and the bill was ordered re-referred to committee (V. Manuel Pérez), 5723

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- AB 201, whereby whereby the bill was ordered enrolled (Atkins), 2276
- AB 730, whereby the bill was reported correctly enrolled and presented to the Governor (Atkins), 2760
- AB 2720, whereby the bill was reported correctly enrolled and presented to the Governor, and whereby the bill was ordered enrolled (V. Manuel Pérez), 5645 Passed—
  - SB 25, whereby the bill was passed and ordered transmitted to the Senate (V. Manuel Pérez), 6233
  - SB 27, whereby urgency clause adopted, the bill was passed, and ordered transmitted to the Senate (V. Manuel Pérez), 4355
  - SB 150, whereby the bill was passed and ordered transmitted to the Senate (Atkins), 2514

RESCIND ACTION (Note: Bills listed numerically, then repeated as sorted by action type.)—Continued

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- SB 156, whereby the bill was passed and ordered transmitted to the Senate (Atkins), 2550
- SB 191, whereby the bill was passed and ordered transmitted to the Senate (Holden), 2572
- SB 313, whereby the bill was passed and ordered transmitted to the Senate (Atkins), 2898
- SB 359, requested unanimous consent to rescind the action whereby the bill was passed and ordered transmitted to the Senate (Atkins), unanimous consent withheld (Hagman), 2960; motion (Atkins), motion carried, 2961; whereby the bill was passed and ordered transmitted to the Senate (Hagman), 3338
- SB 398, whereby the bill was passed and ordered transmitted to the Senate (Atkins), 2557
- SB 419, whereby the bill was passed and ordered transmitted to the Senate (V. Manuel Pérez), 6316
- SB 434, whereby the bill was passed and ordered transmitted to the Senate (V. Manuel Pérez), 5837
- SB 467, whereby the bill was passed and ordered transmitted to the Senate (Atkins), 2688
- SB 605, whereby the bill was passed and ordered transmitted to the Senate (V. Manuel Pérez), 6704
- SB 613, whereby the bill was passed and ordered transmitted to the Senate (Atkins), 2638
- SB 628, whereby the bill was passed and ordered transmitted to the Senate (V. Manuel Pérez), 5787
- SB 819, whereby the bill was passed and ordered transmitted to the Senate (Atkins), 2760
- SB 820, whereby urgency clause adopted, the bill was passed, and ordered transmitted to the Senate (Atkins), 2514
- SB 846, whereby the bill was passed and ordered transmitted to the Senate (V. Manuel Pérez), 5642
- SB 1083, whereby the bill was passed and ordered transmitted to the Senate (V. Manuel Pérez), 5837
- SB 1235, whereby the bill was passed and ordered transmitted to the Senate (V. Manuel Pérez), 6065
- SB 1249, whereby the bill was passed and ordered transmitted to the Senate (V. Manuel Pérez), 6249
- SB 1261, whereby the bill was passed and ordered transmitted to the Senate (V. Manuel Pérez), 6014

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- AB 625, whereby reconsideration was moved (John A. Pérez), 911 Re-referred—
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- AB 654, whereby the bill was re–referred to committees pursuant to Assembly Rule 77.2 (Speaker pro Tempore Campos), 3011
- AB 1038, whereby the bill was re–referred to committee pursuant to Assembly Rule 77.2 (Speaker Pérez), 3355
- AB 1147, whereby the bill was re–referred to committees pursuant to Assembly Rule 77.2 (Speaker pro Tempore Campos), 6615
- AB 1179, whereby the bill was re–referred to committee pursuant to Assembly Rule 77.2 (Assistant Speaker pro Tempore Mullin), 6454
- AB 1186, whereby the bill was re–referred to committee pursuant to Assembly Rule 77.2 (Speaker Pérez), 3246
- AB 1710, whereby the bill was re–referred to committee pursuant to Assembly Rule 77.2 (Speaker pro Tempore Campos), 6338
- AB 1857, whereby the bill was re–referred to committee pursuant to Assembly Rule 77.2 (Speaker Pérez), 6632
- SB 344, whereby the bill was re–referred to committee pursuant to Assembly Rule 77.2 (Speaker pro Tempore Campos), 3000
- SB 436, whereby the bill was re–referred to committee pursuant to Assembly Rule 77.2 (Speaker Pérez), 3176
- SB 500, whereby the bill was re–referred to committee pursuant to Assembly Rule 77.2 (Speaker pro Tempore Campos), 6379
- SB 615, whereby the bill was re–referred to committee pursuant to Assembly Rule 77.2 (Speaker pro Tempore Campos), 3000
- SB 611, whereby the bill was re–referred to committee pursuant to Assembly Rule 77.2 (Speaker pro Tempore Campos), 3189
- SB 628, requested unanimous consent to rescind the action whereby the bill was re–referred to committee pursuant to Assembly Rule 97 (V. Manuel Pérez), unanimous consent withheld (Hagman), motion (V. Manuel Pérez), motion carried, 6458
- SB 655, whereby the bill was re–referred to committee pursuant to Assembly Rule 77.2 (Speaker pro Tempore Campos), 3000
- SB 726, whereby the bill was re–referred to committee pursuant to Assembly Rule 77.2 (Speaker Pérez), 3272
- SB 763, whereby the bill was re–referred to committee pursuant to Assembly Rule 77.2 (Speaker Pérez), 3272
- SB 792, requested unanimous consent to rescind the action whereby the bill was re–referred to committee pursuant to Assembly Rule 97 (V. Manuel Pérez), unanimous consent withheld (Hagman), motion (V. Manuel Pérez), motion carried, 6742
- SB 975, requested unanimous consent to rescind the action whereby the bill was re–referred to committee pursuant to Assembly Rule 77.2 (V. Manuel Pérez), unanimous consent withheld (Hagman), motion (V. Manuel Pérez), motion carried, 6460

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type.)—Continued
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#### 2013–14 First Extraordinary Session

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ABSENCE Explanations of — See INDIVIDUAL MEMBERS. ACHADJIAN, KHATCHIK HRATCHIA "KATCHO" (R), ASSEMBLY MEMBER, **DISTRICT 35** ADJOURNMENT Recesses-Spring Recess— 3/21/13, reconvened 4/1/13, pursuant to Joint Rule 51(a)(2), (Atkins), 65 Sine Die-ACR 1 relative to adjournment sine die of the 2013–14 First Extraordinary Session-6/27/13, Assembly adopted ACR 1, 162 7/1/13, Senate adopted ACR 1, 163 8/5/13, ACR 1 enrolled and presented to the Secretary of State, 165 ALEJO, LUIS A. (D), ASSEMBLY MEMBER, DISTRICT 30 Absence, Leaves of-Legislative business-(3/7/13)53ALLEN, TRAVIS (R), ASSEMBLY MEMBER, DISTRICT 72 Absence, Leaves of-Legislative business-(3/6/13) 48 Personal business, per diem waived-(5/16/13) 108 AMMIANO, TOM (D), ASSEMBLY MEMBER, DISTRICT 17 Appointed-Assembly Standing Committees-Health, 15 ANDERSON, JOEL (R), SENATOR, SENATE DISTRICT 36 ASSEMBLY MEMBERS. See also INDIVIDUAL MEMBERS. (Note: Unless otherwise noted, all Members took and subscribed to the Oath of Office for Member of the Assembly on 12/3/12 in the 2013–14 Regular Session. See Assembly Journal in the Regular Session, page 6.) See also OATHS OF OFFICE. Achadjian, Khatchik Hratchia "Katcho" (R) Alejo, Luis A. (D) Allen, Travis (R) Ammiano, Tom (D) Atkins, Toni (D) Bigelow, Frank (R) Bloom, Richard (D) Blumenfield, Bob (D); resigned 6/30/13 (See Assembly Journal in Regular Session, 2232)

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      Calderon, Ian C. (D)
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      Frazier, Jim (D)
      Gaines, Beth B. (R)
      Garcia, Cristina (D)
      Gatto, Mike (D)
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      Gonzalez, Lorena S. (D); Oath of Office, 5/28/13
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      Gray, Adam C. (D)
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         Act of 2010 (Public Law 111–152), in the following areas:
         (a) California's private health coverage market, and rules and regulations
            governing the individual and small group markets related to guaranteed
            issue of coverage, pre-existing condition exclusions, rating restrictions,
            and any other requirements necessary to conform state law to federal rules.
         (b) California's Medi-Cal program and changes that are necessary to
            implement federal law, including requirements for eligibility, enrollment,
            and retention.
         (c) Options that allow low-cost health coverage to be provided to individuals
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To consider and act upon a constitutional amendment to be placed before the state's voters at the November 2014 election to strengthen the state's Rainy Day Fund. The Rainy Day Fund should:

- (a) Increase deposits when the state experiences spikes in capital gains revenues, the state's most volatile tax revenue.
- (b) Allow supplemental payments to accelerate the state's payoff of its debts and liabilities.
- (c) Create a Proposition 98 reserve to smooth school spending and avoid future cuts.
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- To consider and act upon a constitutional amendment to be placed before the state's voters at the November 2014 election to strengthen the state's Rainy Day Fund. The Rainy Day Fund should:
  - (a) Increase deposits when the state experiences spikes in capital gains revenues, the state's most volatile tax revenue.
  - (b) Allow supplemental payments to accelerate the state's payoff of its debts and liabilities.
  - (c) Create a Proposition 98 reserve to smooth school spending and avoid future cuts.
  - (d) Raise the maximum size of the Rainy Day Fund to 10 percent of General Fund revenues.
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# California State Assembly



Proceedings

in

# Joint Convention

## STATE OF THE JUDICIARY

Address by

The Honorable Tani G. Cantil-Sakauye Chief Justice of California

> Assembly Chamber March 11, 2013

#### STATE OF THE JUDICIARY ADDRESS

#### DELIVERED TO A JOINT SESSION OF THE LEGISLATURE

#### SACRAMENTO, CALIFORNIA MARCH 11, 2013

#### CHIEF JUSTICE TANI G. CANTIL-SAKAUYE

Good afternoon, Senate President pro Tem Darrell Steinberg, Assembly Speaker John Pérez. Thank you for inviting me to address the State of the Judiciary.

It's an honor to be in this venerable chamber with members of the Senate and the Assembly; my colleagues from the California Supreme Court, Courts of Appeal, Superior Courts, and the Judicial Council.

It's a pleasure to see attorneys from the State Bar, Bench-Bar Coalition, Open Courts Coalition, and the executives from the Administrative Office of the Courts—the AOC—including our relatively new Administrative Director of the Courts, retired Judge Steven Jahr.

It's a special pleasure for me to have my family here on this happy occasion.

In the next few minutes, I would like to spend time with you and talk to you a little about the judiciary, our challenge, and how we endeavor to fulfill our fiscal and public responsibilities.

Let me start by saying that the judicial branch is as old as statehood, but we were structurally reborn 16 years ago. Sixteen years ago, we transitioned from disparate and unreliable county funding to state trial court funding. We transitioned from over 220 courts to 58 superior courts. We also assumed responsibility for the repair, construction, and maintenance of over 500 facilities.

With your help, and with the help of the executive branch, the judicial branch became a fully functioning branch of state government.

Thus, as California grew, became more populated and more diverse, the branch was institutionally prepared to look at statewide access to justice and equal access to justice.

Today, we are 2,000 judicial officers, 18,000 court employees—the largest judicial branch in the nation—the largest law-trained judiciary in the world.

I think we're best understood as having four component parts: the first—the 58 trial courts—one in each county; second—the six Courts of Appeal; third—the California Supreme Court. We are a confederation of courts, but because we endeavor to provide justice to 38 million Californians, the most populous and diverse state in the country, we have help with a fourth component—and that is our Judicial Council, the statewide policymaking body of the judicial branch.

In 1927, Article VI, Section 6 was added to the Constitution. It established the Judicial Council and said the purpose of council was to improve the statewide administration of justice. The council consists of legislators, lawyers, judges, justices, and court executive officers. The AOC is our staff arm. We serve the public and the courts.

And the key aspect to understanding the Judicial Council is that in all of the decisions we make, we seek to balance local court control with the need for statewide administration.

Here in the Legislature, with the executive branch, you make statutory law.

In the judicial branch, we make case law. That is, with statutes, prior case law, and the Constitution, we write decisions called case law.

Some case law in the United States is so well-known that it's in the DNA of our country. For example, in education, *Brown v. Board of Education*, the United States Supreme Court held that separate but equal could never be equal.

I'd like to call your attention to another important case that celebrates its 50th anniversary next week: *Gideon v. Wainwright*.

In 1963, as some of you may recall, the United States Supreme Court held that indigent criminal defendants have a fundamental right to be represented by an attorney in court.

Now *Gideon* is not some old, dusty piece of history—it has continuing relevance today because it speaks to us about fairness, about the importance of the courts, and what's necessary for meaningful access to the courts.

Clarence Gideon was a 50-year-old man in Florida. He was arrested for breaking and entering a pool hall and stealing cash. When he went to court, he asked for an attorney. He had an 8th grade education—he was denied. The jury convicted him and he was sentenced to state prison for five years.

From state prison he wrote to the United States Supreme Court, asking them to hear his case. The United States Supreme Court heard him, granted his case. At his retrial, this time with an attorney, the jury deliberated one hour, and Mr. Gideon walked out of that courtroom a free man.

The *Gideon* case has many lessons.

I'd like to highlight two key players: the high court that heard his request, and the local court that provided the forum for justice for Mr. Gideon.

*Gideon* teaches many lessons, including the importance of attorneys to our justice system.

But *Gideon* also teaches something as fundamental as how necessary a courtroom is as a forum for justice. To have your day in court, you need a courtroom.

And I will say, that what we once counted on—that courts would be open, and ready, and available to deliver prompt justice—is no longer true in California. Because although California has the distinction of being the largest judiciary in the country, we also have the dubious distinction that our state judicial branch budget has been cut greater and deeper than any other in the United States.

The National Center for State Courts tells us that judicial branches funded by state general funds generally receive about 2 percent of the state general fund. Not so in California. In California the judicial branch receives about 1 percent of the General Fund. I'm told that's about one penny for every dollar of General Fund. I submit to you—in the most diverse state in the union, that a penny on the dollar is insufficient to provide justice. In the last five fiscal years, the judicial branch budget has been cut one billion dollars: a half billion in one-time cuts, and a half-billion-plus in ongoing cuts. We're told that General Fund support for the judicial branch—at one time 56 percent—has dropped to 20 percent.

What we've done in order to stave off catastrophic court closure is two things. We've taken court construction money for our critically needed courts and it's been used to blunt trial court cuts. But this means that courts that are in need of repair—and downright need replacement—remain unsafe.

We've also relied on higher fines and fees out of need. And we're grateful to the attorneys who have helped us in that regard. But all of us worry that the judicial branch may be becoming a user-fee institution. And all of us are concerned that the higher fines and higher penalties are falling on those least able to afford it.

I worry that California is on the wrong side of history in funding justice. And I believe that if we do not reinvest in justice, you will see—or will continue to see—services to the public from the courts are cut, or will be eliminated, or deeply restricted.

You'll see courthouses and courtrooms closed.

In San Bernardino alone, a litigant now has to travel two hours one way to have his or her day in court. That means she has to have (a) transportation; (b) a job that permits her to be free for the day; (c) child care; and (d) has to hope that the court, with the other press of business, will be able to resolve her case in one day.

We're also seeing and will continue to see unconscionable delays in civil cases, cases that have to do with wrongful termination, unlawful discrimination, and family law matters. And we're seeing that California, once a leader in civil rights in social justice, is facing a crisis in civil rights.

Now without reinvestment, what you are seeing is our numbers. Numbers never tell the true story, but our numbers tell a tale of woe.

Since 2010:

• 30 courts have reduced their hours of operation to the public;

- 22 courthouses have closed;
- 114 courtrooms have closed;

• 2,600 people have left branch employment, either through layoffs or attrition.

This year alone we will see:

- Fresno close 7 courthouses;
- San Bernardino will close 3 courthouses;

• Los Angeles will close 67 courtrooms, eliminate 500 positions, and close the largest alternative dispute resolution department in the nation.

In Kings County, the court employees there are on 27 days of furlough, and sadly this year they conducted a "garage sale" to raise money for the court.

I could stand in this chamber and unfortunately tell you, and use all day to chronicle, how the branch is looking at cutting itself in order to live within its budget.

But the point is, the laws that you pass to protect the same public that goes to court—when they go to have their day in court—the courtroom doors are locked, closed, or moved.

And what about the gains we've made in delivering justice? California was once a beacon for restorative justice, and collaborative justice, and problem-solving courts.

These courts cater to the very specialized needs of the most vulnerable in our community. You know these courts as veterans courts, and elder courts, and domestic violence courts and the like.

I know how hard trial courts and communities work to establish these special courts. They're resource- and labor-intensive, but they heal a community, and they prevent recidivism. Well, those courts are closing.

And I worry about the population we serve now that we will no longer serve.

We can never know how many people, due to closures and delays, will not believe justice is for them. We don't know how many people will give up; we don't know how many people will go to court, find a lack of services, an understaffed self-help center, find the law incomprehensible, and walk away from their right to justice.

I come back to Mr. Gideon, who stands for many things, including the duty to provide meaningful access to justice for all.

As I stand before you as Chief Justice of California, it would be unsuitable for me to advocate for branch funding if I didn't look within our own house and find out ways that we could improve and be better. And I have. But before I preface my remarks in this regard, I want to say that no amount of efficiencies that we can implement will ever make up for a billion dollar cut. We will never have a fully functioning judiciary when we are receiving one penny on every dollar of General Fund.

However, like I said earlier, the judicial branch is structurally only 16 years old, and like any adolescent, it needs a check-in. And is doing so with self-assessment and oversight and action—core values that I believe are important to public service.

Like I said, I told you last year when delivering my State of the Judiciary, I talked about the SEC, the Strategic Evaluation Committee. I appointed that committee to tell us and assess the AOC and to recommend improvements. The SEC came back with a report, delivered it to the Judicial Council, council accepted the report, and council turned it into directives. At every Judicial Council meeting, we hear an update on the directives as being implemented. If you care about a particular directive, you can go to our California Courts website and track its progress.

At the same time the SEC was performing its important work, we were still in the process of assessing many things, including our computer system. It was a multi-year-long project that came to fruition in my tenure along with exposed problems of mismanagement, fiscal issues, and other problems.

The issue for the council was to publicly assess whether we could go forward with the computer system. We believed it worked, believed it would save us money in the long run, but ultimately decided that we could not go forward with it.

The takeaway of that project is that we have created a working group to make a business plan to bring the judicial branch into the technology of today.

Thank you Judge Herman, thank you Judge Moss, thank you Justice Bruiniers, thank you Justice Chin—posthaste please.

I also want to point out that the Judicial Council itself is assessing and always evaluating.

The Judicial Council has worked and continues to work more transparently in its duties. The duties of council are enumerated in the Constitution, in the ballot measure, and in statute. It includes "the duty to insure that justice is being properly administered." It includes "the duty to propose a remedy" whenever there's a "complaint."

The ballot measure said the purpose of the Judicial Council was "to organize the courts of the state on a business basis."

The council takes its duties very, very seriously. When I was elected Chief Justice in 2010 and, under the Constitution, became the chair of the Judicial Council in 2011, the Judicial Council changed. It opened up the opportunity for public comment. It found ways to outreach to courts and to the public about the work we're doing and the work we need to do. It opened up previously closed meetings. In fact, we've had more open meetings in this council than in our history of 90 years. The council has many, many good ideas and they are all organized under Justice Doug Miller.

I also want to point out, that one of our most active working groups that is the Court Facilities Working Group—a group of attorneys, architects, planners, judges, and justices that I appointed to oversee our construction program—they've conducted almost all of their meetings in public. Chaired by Justice Brad Hill, the first thing this group did was hire an expert to audit our construction program. All audit recommendations have been implemented. Also, the second thing this group did was create a cost reduction subcommittee, chaired by Justice Jeffrey Johnson, and they're looking at ways we can cut the cost of our projects because of the problems we face with our budget.

So you've seen that self-assessment, oversight, and action have permeated the AOC, the construction program, the computer program, and now we focus on trial court funding allocation formulas.

If you were to look at the judicial branch pie chart, you would see that 80 percent of the pie appropriately goes to the trial courts. The Courts of Appeal receive approximately 7 percent of the budget pie, the Supreme Court 2 percent, and the AOC/Judicial Council receives 5 percent of the judicial branch pie. But, that 80 percent has never been changed from its original formula from 16 years ago, notwithstanding the demographics of California that have changed so greatly. Last year, the Governor and I appointed a workgroup to study the progress we are making in state trial court funding. Co-chaired by Justice Harry Hull and former Assemblymember Phil Isenberg, we expect the committee to have a report in April that we believe will aid the council in formulating a more equitable formula for distributing that 80 percent to the trial courts.

Self-assessment is an ongoing principle. And soon I hope to be in a position to appoint a Blue Ribbon Commission that will look at how we can proceed in California to provide more efficient justice to California. If the last five years have taught us anything in the judicial branch, it's taught us of our need to safeguard the justice system while at the same time moving it forward with greater efficiencies for the next generation.

I believe we owe the next generation something else also, something all of us here embrace. And that is a belief that fairness, justice, and change comes from the strength of our Constitution and the power of our democratic institutions.

I believe as government leaders we have a responsibility to engage the next generation of government leaders—they're in the schools of today. I think this takes a two-pronged approach. First, we have to work on keeping our kids in school and out of court. To that end, I am proud to announce a summit in December in partnership with the California Department of Education to focus on that issue. That action plan is being headed up by Justice Richard Huffman and Judge Stacy Boulware Eurie. The second prong, I believe, is to stimulate the students of today with knowledge of the world around them; that they understand change comes about through constitutional principles and our democracy. Armed with that information, they can begin to change their world and our world.

The first step for us, formally, was two weeks ago, our Civic Learning Summit called "Making Democracy Work." Headed by Justice Judy McConnell and retired federal Judge Frank Damrell. We brought together a broad array of leaders in California to talk about civic engagement with students and how best to achieve it. We were fortunate to have retired Justice Sandra Day O'Connor from the United States Supreme Court share her words of wisdom on the importance of civics education. That was the beginning. Over the years, I've had a great opportunity to meet students and teachers engaged in civic learning. I'm impressed and inspired by them both.

When students learn about our process and the ability for change, they become inspired and their aspirations should be our aspirations.

Let me finish by telling you the rest of the story of Mr. Gideon. Mr. Gideon walked out of that courtroom a free man. He went on to live nine more years as a law-abiding citizen. However he died at the age 61 from cancer. On his gravestone is a quote from a letter he wrote to his attorney. It says, "Each era finds an improvement in law for the benefit of mankind." That's the faith that Mr. Gideon had in government—to provide an improvement for the benefit of mankind.

And so as you, the decision-makers, sort through all the pressing needs of the state, I urge you to reinvest in justice, I urge you to think about the judicial branch and the forum for justice that it provides to interpret and enforce the laws you pass. Think of Mr. Gideon—justice for all.

I thank you for listening.

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# California State Assembly



Proceedings

in

# Joint Convention

## STATE OF THE JUDICIARY

Address by

The Honorable Tani G. Cantil-Sakauye Chief Justice of California

> Assembly Chamber March 17, 2014

#### STATE OF THE JUDICIARY ADDRESS

#### DELIVERED TO A JOINT SESSION OF THE LEGISLATURE

#### SACRAMENTO, CALIFORNIA

#### MARCH 17, 2014

### CHIEF JUSTICE TANI G. CANTIL-SAKAUYE

Thank you, Speaker Pérez and also President pro Tem Steinberg. I thank you for inviting me to once again address the State of the Judiciary. It's an honor to be here with my colleagues on the California Supreme Court.

I'd like to take a moment of personal privilege to recognize and congratulate Justice Joyce Kennard on her 25 years on the California Supreme Court and her retirement from our Bench.

And just a few words on that. I'd like to say first that Justice Kennard is an extraordinary jurist and a wonderful mentor, role model, and friend. She's also a private and modest person who does not want me up here saying these things, but I'm going to anyway.

Justice Kennard came here as an immigrant, worked her way up to become an attorney, and then through the courts—municipal court, superior court, the appellate court, and the California Supreme Court. She possesses uncommon intellect, integrity, and courage. I speak for all of us when I say we'll miss you Justice Kennard, and thank you!

It's a pleasure to be here with members of the Legislature, as well as my colleagues from the Courts of Appeal, Superior Courts, and the Judicial Council. I'm happy to see attorneys from the State Bar, the Bench Bar Coalition, the Open Courts Coalition, and of course, the executives from the AOC (Administrative Office of the Courts). And I'm grateful that my family is here: My husband, Mark, our daughters, Hana and Claire, my in-laws, and my mother, Mary Cantil.

This occasion causes me to think about two values that our branches have in common, and that is fairness and collaboration, and how those values inspire us and connect us all in service to the public. So let me give you an example.

As you know, this year marks the 50th anniversary of the Civil Rights Act. This Act, as you know, prohibits discrimination on the basis of race, color, sex, religion, and national origin. This Act was the first significant civic legislation after the Civil War after Reconstruction. I would argue that this Act has transcended the law, and it has become part of our core values, our principles—it's in our DNA—it's our heritage.

For me and my family, this act is beyond historic—it's personal. But it was also the fair thing and the right thing to do, and it required collaboration.

Congress created the Act; the president signed it into law. But it also took collaboration with the federal judicial branch, because that branch was set up to hear challenges and to test the law and to be the final arbiter of its constitutionality. It didn't take long for the test to come. Why? Because laws once enacted are not self-executing. The law is applied to people, and its meaning is challenged, and that challenge leads you to court, and in court the law is tested.

Well, the Civil Rights Act was tested very soon by a motel owner in Atlanta who argued that the law forced him to rent to African-Americans. He argued that the law was unconstitutional. He argued that Congress had no authority to force him to rent rooms to blacks. He also argued that the Civil Rights Act violated the 13th Amendment, the law that abolished slavery. Because according to him, he argued that he was forced into involuntary servitude because he was required to rent to blacks. Well, it didn't take long, frankly, for the United States Supreme Court to dispense with those arguments and uphold the constitutionality of the law. It was the fair thing to do and it was the right thing to do. And that's how an effective democracy works—all three branches in collaboration.

Congress or the Legislature creates the bill, the executive branch signs it into law, and the judicial branch interprets that law as it is applied to people. Even two hundred years ago, as Alexander Hamilton said in *The Federalist Papers*, "Laws are a dead letter without courts to expound and define their true meaning and operation." As it was two hundred years ago, so too, it is today.

We commemorate significant acts like the Civil Rights Act because those are anniversaries that remind us that we cherish fairness and we respect fairness. In fact, next month President Obama and three former presidents will travel to Texas to the Lyndon B. Johnson Library to commemorate the history of the Act.

We cherish fairness; we respect fairness; and fairness was the topic of a short but inspirational film by the National Association of Women Judges. It's online; it's about seven minutes long. I urge you to watch it. This film makes the point that nowhere in the Constitution will you find the word 'fair', but it argues that our Founding Fathers created a branch of government devoted entirely to fairness: the judicial branch. But fairness animates all of us here. And in order for fairness to be true and accessible, like all great things, it requires collaboration. And that's what I want to talk to you about today.

I want to talk to you about some of the branch's collaborative projects that we seek to do to achieve fairness, and the first is collaborative courts. These are also called problem-solving courts. California has been a leader in developing these kinds of courts for many years. These courts strive to achieve a different outcome for victims, communities, and defendants. They seek tangible results, like safer families and getting veterans back on their feet.

Seventeen years ago, when I was a superior court judge in Sacramento, I started one of the first collaborative courts there dedicated to the prevention of family domestic violence. Seventeen years ago: that's how long these courts have been around in Sacramento.

These courts are only successful because of collaboration: The Legislative support; the executive support in grant funding; the local county, with community programs that support the folks who go through these collaborative courts; the lawyers and law enforcement for their expertise; and the judges and staff at the AOC that help develop these projects and facilitate best practices—so these courts need not reinvent the wheel every single time they operate.

Another collaborative project that the branch works on to achieve fairness are the self-help centers. Just like the name sounds, self-help centers are located in courts to help people who come to court with a problem, but without an attorney. These centers last year helped over a million people of all economic levels, cultures, ethnicities, and in their native language.

Seventeen years ago, in 1997, there was only one self-help center in California, but thanks to a collaboration with you, the Legislature, the executive branch, and the Judicial Council, we now have over one hundred of these kinds of centers. At least one in each of our 58 trial courts.

Self-help centers also make courts efficient, because they prepare a self-represented litigant for his day in court on critical issues. And what it means is that by the time that self-represented litigant gets to court, his paperwork or her paperwork is in order, and they know what to expect. So it permits the judge to focus on fixing the problem instead of fixing the paperwork. These centers only work because of collaboration, not only with government, but with the self-help attorneys, pro bono and legal aid attorneys, as well as the volunteers who staff the self-help centers.

Speaking of the volunteers who help staff the self-help centers, I'd like to mention JusticeCorps. JusticeCorps is a unique national service program. It started when the AOC obtained a grant in Los Angeles to start JusticeCorps. It's been so successful we've expanded it to San Diego and Bay Area courts.

This is what JusticeCorps is and what it does: It goes to our state campuses and it recruits students and graduates to staff and volunteer in the self-help centers—it takes about 250 of these recruits; 70 percent of them are bilingual. They help people who have problems in court. They help prepare people for court, and last year they helped 16,000 people in their native language actually navigate the courts. JusticeCorps is in its 10th year; it's their ten-year anniversary. And I only want to say happy birthday, and that the fact that they're called JusticeCorps makes them sound like they're superheroes. Which they kind of are, in my view, because they help people understand the judicial system and find their way through it. It reminds me that the judicial system's strength relies on the public's understanding of us.

So I want to tell you a little bit now about the work that's done on that front. As a judge, as a justice, and as a Chief Justice, I've been promoting democracy and how it works to the public for many years. Every year now, for many years, I dutifully attend Ms. Cooperman's seventh grade class at Sutter Middle School in Sacramento to talk about democracy and how the judicial branch fits into that.

As Chief Justice, I have the opportunity to visit high schools and colleges and law schools to talk about the three branches, and to talk about democracy, and how the judicial branch works with its sister branches.

I'm grateful to Superintendent Tom Torlakson for our partnership in civics K through 12, as well as what we call our Civics Learning Award. We're in our second year of partnership, and we have an award that we give out to public high schools that have made civic learning a priority. And this year, like last year, I will go to visit those schools to bestow the award upon them. When I go there, I'll tell them how we all work together, and how it is that we have a judicial branch that's 17 years young. And I'll tell them that the reason we're 17 years young is because, with the help of the Legislature and the executive branch and the voters, we were able to condense and transition from over 220 disparate courts into 58 efficient superior courts. And still be the largest judicial branch in the country and the largest law-trained judiciary in the world. When I tell students about this, I also look at the students, and I look at the ratio of the class, and I think to myself that civic learning includes civic engagement about keeping kids in school. And that's another project that we in the branch are working on: keeping kids in school and out of court.

Last year, I shared with you some data that you are all familiar with now that indicates suspensions and expulsions. These kinds of exclusionary disciplinary policies fall heaviest on minority children. That is, African-American students, American Indian students, foster students, and disabled students. We also know that a child who is suspended or expelled is more likely to enter the juvenile justice system, and from there, the adult criminal justice system. We can't sit idly by and look at these numbers and not try to get involved somehow to make things better. So I asked a group of jurists and the AOC to find some grant funding and bring together some stakeholders multi-disciplinary teams of teachers, juvenile court judges, probation, law enforcement, social workers—to gather together at our respective county tables and talk about solutions and best practices and what's needed to change and improve the outcomes for these students.

In December, we held a summit called, "Keeping Kids in School and Out of Court," and over 32 disciplinary teams of 8 to 10 came to Anaheim, out of the 58 counties, and we presented to these groups of people, talking about—for the first time—talking together about solutions for students.

I thank Superintendent Tom Torlakson, Attorney General Harris, President pro Tem Steinberg, and Assemblymember Dickinson for coming to that summit, presenting to those teams, and inspiring them to do more and better.

I spent a few moments telling you about some of our outward, ongoing programs that are struggling a bit but are still persevering. What I want to talk about next are some of our developing, introspective policies and programs. As a public official, I feel that it's important to regularly self-assess, "Are we doing it right?" I firmly believe the status quo can always be improved. So in 2011 when I was the new Chief Justice, I immediately tasked a group of jurists, retired and also currently sitting, as well as experts on courts and experts on government, to come together, volunteer, and to do a top-to-bottom programmatic evaluation of the AOC, our staff agency. That wasn't an easy thing to do, because the AOC serves as the staff to the California Supreme Court, the Courts of Appeal, the Habeas Corpus Resource Center, trial courts on an as-needed basis, as well as the Judicial Council. And also the AOC staffs our 22-plus advisory committees that make recommendations to the Judicial Council. Well, this group of volunteers took over a year, and they delivered to the Judicial Council over one hundred directives or recommendations on what we could do to improve. The Judicial Council accepted those directives, and of the 151 that were made, we are 70 percent completed on those directives.

There's also a new rule being contemplated by the judicial branch. Based on interest expressed last year, I asked the five internal committee chairs of the Judicial Council to accelerate or speed up our open meeting rule. The rule being contemplated now will likely be the most transparent judicial branch open meetings rule in the country. I can guarantee two outcomes. One: for some, the rule won't go far enough. And for others, the rule goes too far. But we're working on that balance. It's our first time out. It'll be our first year for the largest branch, the California judiciary, and also the most transparent, but we're working on it.

I'm also gratified to tell you about something that's developing now in open meetings—in regional meetings across the state—and that is our California Language Access Plan. Forty percent of Californians speak a different language other than English at home. We also know that in California, over 200 different languages and dialects are spoken. And if you come to court and you don't have language access—you might as well not come at all—if you cannot understand that the self-help center or JusticeCorps is trying to help you to prepare your case, or what the judge may say. So we have in the developing stages a comprehensive language access plan for California. And I understand that the plan may come to council in December for all to review and for us to work on improving.

In addition to those projects, we have new responsibilities in the judicial branch under criminal realignment. These are new laws, and so to that end, we've created in the AOC a specific office devoted entirely to criminal justice court rules and laws and issues. This office in the AOC is tasked with researching, educating, and training judges and staffers on all the new laws under criminal realignment. They take data, they take surveys, and they share best practices. They give legal advice, and next month, in April, the Judicial Council will have an open meeting with a presentation on criminal realignment bringing together counties, sheriffs, the executive branch, and the judicial branch to talk about criminal realignment—where it's working, where it may not be working, and how to improve that. I urge you to listen to that April meeting, where we'll have this public discussion and presentation of criminal realignment in California.

The next phase of self-assessment will be, funding allowable, a commission on the future of the branch. This commission needs to take a hard look at the dynamics of the legal system and how to improve them to make them more efficient, but also balancing due process. Just like the bill supported by the California Judges Association to reduce peremptory challenges in misdemeanors, the commission will be looking at balancing equities, due process, and other interests in changing the dynamics of the legal system. Justice Carol Corrigan has agreed to head up our commission.

Many of you keen listeners out there may notice that I have not said anything yet about fully funding the judicial branch, but let me just say this: We have a lot of catching up to do, and we want to be a partner in fair and collaborative solutions, just like we were a partner in the last five years in reductions and those solutions—approximately one billion dollars to the judicial branch and approximately 450 million dollars in ongoing cuts. My *Three-Year Blueprint for a Fully Funded Judicial Branch* lays out our costs, and it also is a reminder that court closures have deprived at least two million Californians access to a local court—a one-way, three-hour trip to a courthouse can't be fair in anyone's book.

As you know, the reductions have fallen hardest on the processing of civil cases. And so we face astonishing and harmful delays in urgent family matters, in business contracts, wrongful termination, discrimination cases, personal injury cases-across the board. Nevertheless, we continue to persevere. But it's tragic that 50 years after the enactment of the Civil Rights Act, California faces a different type of civil rights crisis. It's not about the law. It's about access to it. We will continue to persevere and do all that we can and provide the justice that we can, even though the Supreme Court, Courts of Appeal, Habeas Corpus Resource Center, and the AOC are still on our fifth year of furlough. Some trial courts are still on furlough; Kings County has furloughed its employees 21 days in this fiscal year. And while most of the state public workers have or will receive a very modest COLA (cost-of-living adjustment), judicial branch public workers have not received a COLA in seven years.

As I began my address to you, I talked about fairness and collaboration, and how those values connect us and inspire us in service to the public, and those are the same values that inspired the Civil Rights Act. We can trace the Civil Rights Act movement directly to the work of Dr. Martin Luther King, Jr. A few months before the president introduced the Act, Dr. King sat in jail in Birmingham. He was being criticized by his fellow clergymen for bringing the civil rights movement to Birmingham, and Dr. King wrote them a letter. In the letter he said this famous quote: "Injustice anywhere is a threat to justice everywhere. We are caught in an inescapable network of mutuality, tied in a single garment of destiny. Whatever affects one directly, affects all indirectly." I would argue that that quote, 50 years later, is relatable to the three branches of government and how we operate, and how we collectively serve the public.

I thank you for your time and Happy Saint Patrick's Day.

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# California State Assembly



Proceedings

in

# Joint Convention

ADDRESS

ΒY

HIS EXCELLENCY ENRIQUE PEÑA NIETO PRESIDENT OF THE UNITED STATES OF MEXICO

> Assembly Chamber August 26, 2014

### IN JOINT CONVENTION

At 3 p.m., the Senate and Assembly met in Joint Convention. Hon. Toni G. Atkins, Speaker of the Assembly, presiding.

#### APPOINTMENT OF JOINT COMMITTEE ON ESCORT

Speaker Atkins appointed Speaker Emeritus John A. Pérez and Republican Leader Conway; and Assembly Members Alejo, Campos, Medina, Olsen, V. Manuel Pérez, and Quirk-Silva; and Senators Cannella, Corbett, Correa, Hueso, Huff, Lara, and Torres as a Joint Committee on Escort to escort the Honorable Edmund G. Brown Jr., Governor of California, and His Excellency Enrique Peña Nieto, President of the United States of Mexico, to the Rostrum.

#### INTRODUCTION OF FIRST LADY OF CALIFORNIA

Speaker Atkins introduced the First Lady of California, Anne Gust Brown, to the Joint Convention.

#### INTRODUCTION OF CONSTITUTIONAL OFFICERS

Speaker Atkins introduced Hon. Kamala Harris, Attorney General of California; Hon. John Chiang, California State Controller; and Hon. Dave Jones, California Insurance Commissioner.

#### INTRODUCTION OF DISTINGUISHED GUESTS

Speaker Atkins introduced Dr. José Antonio Meade Kuribreña, Secretary of Foreign Affairs; Hon. Jesús Murillo Karam, Attorney General; Hon. Eduardo Medina Mora, Ambassador of Mexico to the United States of America; Ambassador Carlos González Gutiérrez, Consul General of Mexico in Sacramento; Mr. Ildefonso Guajardo Villareal, Secretary of Economy; Ms. Claudia Ruiz Massieu Salinas, Secretary of Tourism; General Roberto Miranda Moreno, Chief of President's Security Staff; Mr. David López Gutiérrez, Media Coordinator from the Office of the President; Mr. Jorge Corona Méndez, Assistant Secretary for the President; Dr. Sergio M. Alcocer, Undersecretary of Foreign Affairs for North America; Hon. Earl Anthony Wayne, United States Ambassador to Mexico; Hon. John A. Pérez, Speaker Emeritus of the Assembly; and Hon. Kevin de León, President pro Tempore-elect of the Senate.

Speaker Atkins also welcomed all members of His Excellency's delegation.

#### REMARKS BY THE SPEAKER OF THE ASSEMBLY

The Honorable Toni G. Atkins, Speaker of the Assembly, addressed the assemblage, and made the following statement:

Mr. President, you and your delegation honor us with your visit today. May I say that as Speaker of the Assembly and as an Assembly Member representing San Diego, I am committed to building on the historic, economic, and personal ties between California and Mexico—and there are many examples of those strong ties.

Thirty-three and a half million Hispanics of Mexican origin live in the U.S., including 12 million first-generation immigrants. More than 11 million of those individuals live in California. Mexico continues to be California's number one export market, with California exports to Mexico amounting to nearly \$24 billion in 2013.

Mexico has 10 consulates in California, from San Diego in the South to Sacramento in the North. The mega-region of San Diego County, Imperial County, and the state of Baja California has more than six and a half million people, two international airports, three land ports of entry, and two major seaports.

Otay Mesa is the main commercial gateway for trade between California and Mexico, which was valued at almost \$36 billion in 2013. One in every 10 people entering the United States crosses through San Ysidro in San Diego County.

I am pleased, next week, to tour the massive reconfiguration and expansion project for the San Ysidro port of entry. Once the project is complete, there will be 62 northbound vehicle inspection booths, a dedicated bus lane and inspection booth, and improved processing facilities that will dramatically reduce both wait times at the border and the carbon footprint at the point of entry. So when we talk about building a relationship, we mean building!

Mr. President, our people are neighbors, partners, family, and friends. Or to quote our Governor, "The relationship between California and Mexico is not just about trade and stuff and GDP, it's also about friendship, and poetry and soul."

Mr. President, it is in that spirit my colleagues and I welcome you to the Assembly, to the Capitol, and to California. And now it is my pleasure to introduce the President pro Tempore of the California State Senate, the Honorable Darrell Steinberg.

#### PRESENTATION OF PRESIDENT PRO TEMPORE OF THE SENATE

The Honorable Toni G. Atkins, Speaker of the Assembly then presented the Honorable Darrell Steinberg, President pro Tempore of the Senate, whereupon he addressed the assemblage, and made the following statement:

Welcome, President Peña Nieto, on behalf of the California State Senate. Your visit is profoundly meaningful to our growing Legislative Latino Caucus and to our entire House.

Your visit comes at a time of recovery and restoration for our state. Our Governor and Legislature has also made its views clear on the issues that bind your country and our state. In California, a dreamer does not just have to dream; she can go to college. A hard-working adult can safely drive to and from work and take his children to school, regardless of his immigration status. A child from south of both our borders, who desperately wants a better life, has a chance in California.

On these and so many other issues, we are led by a Governor who has a historic past, but is always looking forward. His leadership on the issues I describe were further demonstrated by his state visit to Mexico just weeks ago. May these historic trips be just the beginning. Please welcome the great Governor of the State of California: The Honorable Edmund G. Brown Jr.

#### PRESENTATION OF GOVERNOR

President pro Tempore Steinberg then presented the Honorable Edmund G. Brown Jr., Governor of the State of California, whereupon the Governor addressed the assemblage, and made the following statement:

I have to say Mr. Senator pro Tem, that's the nicest thing you've ever said. So thank you very much. It probably comes out of the spirit of accomplishment that you have so ably fostered. This is a house of conflict, but it's also a house of collaboration and accomplishment. And as we look east, we realized the answer is not there. I'm talking about Washington or maybe a few of those minor states in between. You know who I'm referring to. It starts with a "T."

There's a lot of big stuff and I want to address our Republican opposition, which joined in both the Water Bond and the Rainy Day Fund. I mean this is really amazing, such unanimity on such big, important stuff. So we are welcoming you Mr. President at a high point in our work together, as Republicans and Democrats, Senators and Assemblypersons. This is a very good time.

It's also a good time to forge these new relationships. Today we spoke about transportation, getting across the border more quickly, so we can really accentuate trade and employment, and the economy. We talked about climate change and energy because where in the world is there more sun? I once said, "There is more energy from the sun in California than there is under the ground in Texas." But that's kind of pushing things maybe more than we need to say because we've got a lot of oil and a lot of gas right here as well.

So I'm very excited to welcome the President of Mexico, and I do like to emphasize our long history. I used to always start with 1769, but I'm so excited that I'm going to go back a little further to 1542 when the first person of Hispanic origin—and there's a little debate whether he was Portuguese or Spanish, but he got to California in 1542 because there was a novelist named Montalvo who wrote about this place called "California." And people have been dreaming about this great place, Alta and Baja California, from all over the world for a long time. So I'm excited that our president to the south is visiting us and, while our past has been full of conflict—even war, racial and ethnic insensitivity—I think we are at a very good point in our history of open-heartedness and willingness to pull together.

I look around the world and I see things—what word, what verb or adjective should I—it's not that pretty in so many parts of the world. But in the Western Hemisphere, from Canada to the United States to Mexico to Central America to Latin America, we have what is one of the most important, obviously, zones in the world. And so we're not waiting here in California; we are joining hands with Mexico on climate change, on transportation, on education, on water. There's so much we can do together. And that together—so it's not just one and two—when one and two come together we get something a great deal more powerful. And that's what it is today.

So it is with great pleasure that I give you, for his first visit in America, right here in Sacramento, in the Legislature of California what a great place to begin the journey from Mexico to California and now back again as we build this cooperation—I give you President Peña Nieto, President of Mexico.

#### PRESENTATION OF HIS EXCELLENCY ENRIQUE PEÑA NIETO

The Honorable Edmund G. Brown Jr., Governor of the State of California, presented His Excellency Enrique Peña Nieto, President of the United States of Mexico, to the Joint Convention, whereupon President Peña Nieto addressed the assemblage.

#### ADDRESS

#### by

### HIS EXCELLENCY ENRIQUE PEÑA NIETO PRESIDENT OF THE UNITED STATES OF MEXICO

#### DELIVERED TO A JOINT SESSION OF THE CALIFORNIA LEGISLATURE

Sacramento, California August 26, 2014

Thank you very much. I want to extend my greetings with a great sense of gratitude and respect to the Governor of California.

To the Speaker of the Assembly and the President pro Tempore of the Senate.

To all the Members of this congress.

To all Senators of California.

And to all Members of the Assembly.

I want to tell you that it is an honor and a privilege that my first visit to the United States, to a unique state in the American Union, is to the State of California.

As I mentioned some moments ago during the luncheon kindly offered by the Governor in honor of this visit, it is not fortuitous or casual that the first visit is to the State of California. This is in recognition of the many Mexican citizens or people of Mexican origin that are a part of the great people of California that contribute to the economic development, prosperity, and overall progress of this state.

This visit is also in recognition of the policies that California has implemented to recognize the contributions of the migrant population, in recognition of Mexican citizens and those of Mexican origin that live in California and that have found here a space for opportunity and development, and that while doing so are contributing with their talent, their work, and their daily activities to the overall development of this state. And that recognition by California deserves at the same time, the recognition of the Mexican government.

For that, thank you for all that you have done for migrants and specifically in favor of Mexicans and the children of Mexicans that have made California their home.

Thank you very much.

Before moving on with my speech, I want, on behalf of the Mexican people and its government, to express to all Californians our sense of solidarity in light of the losses caused by the earthquake that occurred in the early morning of this past Sunday. I know that you are overcoming this difficult moment with a great deal of strength.

Thank you for the kind greeting that you are offering me in this Joint Session of the California Legislature. It is an honor for me to be here with all of you Assembly Members and Senators that work daily to forge legislation in the best interest of 38 million inhabitants of this, the great golden state of the United States. I recognize your democratic commitment to consolidate California as a leader when it comes to policies of integration and respect for plurality. Mexico celebrates the measures that have been approved in the last two legislative periods because they contribute to the prosperity of migrants that live here by providing opportunities to them, like access to education and labor protections, or the ability to obtain a driver's license.

The measures that you have promoted benefit not only Californians; you have sent a clear message to the United States and the entire world that cultural diversity enriches and benefits all societies. That is the ethically correct posture.

California is the state that contributes the most to the economy of the United States. It is here that the most comprehensive and varied industries of entertainment and technology are developed. It is also here that the future is imagined and the present is innovated.

A great deal of the greatness of the state is explained by the dedicated daily labor of nearly 12 million people of Mexican origin in the agricultural fields, in the schools, universities, hospitals, factories, and business offices, including those here in the Assembly and the Senate. The Mexican government trusts that soon, as it has occurred in California, the entire country will recognize the contributions of migrants to the economic, political, cultural, and social development of the United States, and a comprehensive immigration reform is approved.

Mexico supports the development of accords, which allow this immigration reform to become a reality because this reform is simply a matter of justice. The American and Mexican societies are profoundly complementary to each other. For the last few decades, the exchanges between the two societies have been a fundamental element to promote shared progress. This is the reason why we need to continue to promote a wider level of integration that can result in greater prosperity for our nations and our societies. It is precisely with this vision, that California and Mexico have opened a new stage in our relationship, characterized by a deeper understanding and an ever more constructive dialogue.

We have done it because the links that connect us are unbreakable. We share a vicinity rich in history and roots that have been forged over centuries. We are also connected by our 145 miles of common border, where the busiest international port of entry can be found in Tijuana and San Ysidro.

In terms of commerce, Mexico is solidly the second trading partner of California and the number one destination of exports from this great state. In 2013, the bilateral trade between us was over \$60 billion. California is so important to Mexico that we have 10 consulates in the state. One in five Mexican consulates in the United States is right here in California. All these connections represent a powerful reason for both governments to deepen their mutual cooperation and influence in the progress of our societies.

In this light, a few weeks ago I welcomed Governor Brown to Mexico, along with Senator Kevin de León, Assembly Member V. Manuel Pérez, as well as other important leaders and business people from California. On that occasion we reached several agreements to strengthen our cooperation in areas such as the environment and climate change, as well as education, research and development, trade, and investments as well as the continued development of our border infrastructure. I celebrate that, in my visit to California, we have been able to push further along our work in favor of a greater partnership between our societies.

I want to share before this legislative body, what is happening in Mexico. What we are doing along the southern border of the state of California to build a new Mexico. From the beginning of my administration in December of 2012, the country's main political groups and the Mexican government signed what we have called "el Pacto por Mexico" (Pact for Mexico). With this innovative vehicle, we are pushing transformative reforms to break down the binds that have not allowed Mexico to grow to its fullest potential. The sum of those efforts between the federal, legislative, and executive branches made possible the approval of 11 structural reforms since the transition and in the first 20 months of my administration. This is something that had not been possible in many decades.

This reform agenda has three main parts:

First, the strengthening of our economy based on greater productivity and competition. To that end, there have been many reforms put in place:

Labor Reform, to add greater flexibility to the labor market, to increase job training for workers, and to support the hiring of young and female workers. This is an economic reform that will set up an equal playing field to all economic agents in the many markets.

We have a Telecommunications Reform to promote real competition and to ensure that telephone, television, and Internet services are of higher quality and available to more Mexicans.

A Financial Reform that sets up new conditions to make credit more available and at lower interest rates, and with that—especially with that—promote higher productivity among small and medium sized businesses.

A Tax Reform to strengthen the ability of the Mexican government to invest in key areas, such as education, infrastructure, health, technology, and innovation.

And an Energy Reform, which will allow a greater supply of energy products at lower costs in the interest of more competition and savings to families in Mexico.

The second part deals with more rights. To this end, there are three important reforms:

An Educational Reform, where we focus on improving the quality of teaching with the objective of strengthening our human capital and our capacity to innovate.

Secondly, we have a new Protection Law, focused on safeguarding human rights and streamlining the process for citizens to use this protective tool against abuses of authority that violate their rights.

And finally, a new National Penal Code that consolidates all the rules across the country used to judge an individual, thus consolidating our overall judicial system.

The third part is a Political-Election Reform to strengthen our institutional regime. It promotes cooperation among the different government branches, it creates incentives to reach accords among the different political forces, it allows for the formation of coalitions of governments, and it invigorates the electoral democracy at all levels. Finally, our Transparency Reform that fosters accountability and transparency among all the branches and agencies of our government.

In conclusion, with the approval of these 11 reforms, we have established a modern judicial framework necessary to allow Mexico to be free to achieve its fullest potential and, in so doing, open up more opportunities of development on our side of the border. We have laid down the foundation to build a more competitive, just, and democratic country, where California will find improved conditions to further deepen the very solid relationship that already exists with our country.

Ladies and gentlemen legislators, California and Mexico have many things in common. A basic shared value is that they have found in their institutions, particularly in its legislative branch, a great agent of change, ready and willing to promote transformative agendas based in law. The legislative advances that both California and Mexico have accomplished this year are a reason for hope, and they will be reflected in the improved quality of life in our societies. The agreements that have been forged in our legislatures are an example for other legislative bodies, and they are particularly solid proof of the great results that democracy allows.

I sincerely hope that California and Mexico continue on this path—a path of mutual understanding, dialogue, and agreement—to successfully develop bilateral projects, and to have clear and precise positions to ensure the development of our societies.

Once again, I want to reassert my testimony of recognition to all the efforts of California, and what California says today to all of the United States, and to the rest of the world. These signs of recognition to the migrants from every corner of the world, who have a space for personal and professional opportunity here in California. These are signs of fraternity, of recognition to human dignity and above all, to the collective effort to build a better society, without regard to the origin of the people that are a part of this community.

To all the Assembly Members. To all of you. I leave a very fraternal and respectful greeting, on behalf of the Mexican people. And I thank you for your expressions of warmth, hospitality and above all, friendship that all of you have granted me.

Thank you very much.

#### MENSAJE del

### LICENCIADO ENRIQUE PEÑA NIETO PRESEDENTE DE LOS ESTADOS UNIDOS MEXICANOS

#### SESIÓN CONJUNTA EN LA ASEMBLEA ESTATAL DE CALIFORNIA

Sacramento, California 26 de agosto de 2014

Muchísimas gracias. Quiero saludar con agradecimiento y con respeto al señor Gobernador de California.

À la Presidenta de la Asamblea y al señor Presidente del Senado de California.

A todos los miembros de este congreso.

A Senadoras y Senadores de California.

Y a congresistas miembros de la Asamblea.

Quiero decirles que es un honor y un privilegio que la primera visita que hago a Estados Unidos, a un estado en particular de la Unión Americana, hacerlo precisamente al Estado de California.

Y como hace un momento compartí, en el almuerzo que gentilmente ofreciera, en honor de esta visita, el señor Gobernador, expresaba que no era ni fortuito, ni casual que la primera visita fuera a California, sino que era precisamente en reconocimiento a los muchos mexicanos o a muchos ciudadanos de origen mexicano que forman parte de esta gran población californiana que contribuye al desarrollo, prosperidad y progreso de este estado.

Pero también en reconocimiento a las políticas que California ha instrumentado de reconocimiento a la población migrante, de reconocimiento a mexicanos y de origen mexicano que viven en California, que han encontrado aquí un espacio de oportunidad y de desarrollo, y que al hacerlo aportan con su talento, con su trabajo y con su diario quehacer al desarrollo de este estado, y ese reconocimiento merece, al mismo tiempo, el reconocimiento del Gobierno de México.

Por ello, gracias por todo lo que han hecho en favor de los migrantes y muy señaladamente en favor de mexicanos y de hijos de mexicanos que han hecho de California su casa.

Muchísimas gracias.

Antes de iniciar mi mensaje quiero, en nombre del pueblo y del Gobierno de México, expresar a todos los californianos nuestra solidaridad ante las pérdidas causadas por el sismo ocurrido en la madrugada del domingo pasado. Sé que con gran fortaleza están superando este momento adverso.

Agradezco la gentil recepción que me brindan en esta Sesión Conjunta de la Legislatura de California. Es un honor reunirme con ustedes, asambleístas y senadores, quienes trabajan diariamente para construir acuerdos en favor de 38 millones de habitantes de éste, el gran estado dorado de los Estados Unidos.

Reconozco su compromiso democrático por consolidar a California como el referente de integración y de respeto a la pluralidad. México celebra las iniciativas que han aprobado durante los dos últimos periodos legislativos, ya que contribuyen a la prosperidad de los migrantes que aquí habitan al abrirles oportunidades, como acceso a la educación y a la protección laboral o a la posibilidad de contar con una licencia de conducir. Los avances que han promovido, no sólo benefician a los californianos. Ustedes han enviado un mensaje claro a los Estados Unidos y al mundo entero, que la diversidad cultural enriquece y beneficia a las sociedades. Esa es la postura éticamente correcta.

California es el Estado que más aporta a la economía de Estados Unidos; aquí se desarrollan las industrias del entretenimiento y de la tecnología más amplias y variadas del mundo, aquí también se imagina el futuro y se innova el presente.

Buena parte de esta grandeza se explica por el trabajo dedicado que cerca de 12 millones de personas de origen mexicano realizan diariamente, desde el campo, las escuelas, y universidades, los hospitales, las fábricas, las oficinas e, incluso, desde esta Asamblea y desde este Senado. El Gobierno de México confía en que pronto, como ya sucede en California, en todo este país se reconozca la contribución de los migrantes al desarrollo económico, político, cultural y social de los Estados Unidos y se apruebe una reforma migratoria integral.

México apoya la construcción de acuerdos que permitan hacer realidad la Reforma Migratoria, porque esta Reforma simplemente es una cuestión de justicia. Las sociedades estadounidense y mexicana son profundamente complementarias. Desde hace décadas, los intercambios entre ambas ha sido un elemento fundamental para impulsar el progreso compartido. Por ello debemos seguir promoviendo una integración más amplia, que resulte en una mayor prosperidad para nuestras naciones y sociedades. Justamente con esta visión, California y México hemos inaugurado una nueva etapa en nuestra relación, caracterizada por un mejor entendimiento y un diálogo cada vez más constructivo.

Lo hemos hecho porque los lazos que nos unen son inquebrantables. Compartimos una vecindad rica en historia y raíces, forjada a lo largo de siglos; nos unen, también, 145 millas de frontera, entre las cuales se localiza el Puerto de entrada más transitado del mundo, el de Tijuana y San Ysidro.

En términos comerciales, México se ha consolidado como el segundo socio mundial de California y el primer destino de las exportaciones de este gran estado. En 2013, nuestro comercio bilateral superó los 60 mil millones de dólares. California es tan importante para México, que tenemos diez consulados en esta entidad. Uno de cada cinco consulados de México en Estados Unidos, está aquí, en California. Todos estos vínculos representan una poderosa razón para que ambos Gobiernos profundicemos la cooperación e incidamos así en el progreso de nuestras sociedades.

Con este ánimo, hace unas semanas recibí en México al Gobernador Brown, al Senador Kevin de León, al Asambleísta V. Manuel Pérez, así como a otros importantes líderes y empresarios californianos. En esa ocasión concretamos diversos acuerdos para fortalecer la colaboración en áreas como medio ambiente y cambio climático, educación, investigación e innovación, comercio e inversiones, así como el desarrollo de infraestructura fronteriza. Celebro que ahora, en mi visita a California, hayamos podido dar continuidad a esos trabajos en favor de un mayor acercamiento entre nuestras sociedades.

Ante esta Legislatura, quiero compartir con ustedes lo que está ocurriendo en México, lo que estamos haciendo en la Frontera Sur de este Estado de California para construir un nuevo México. Desde el inicio de mi Administración, en diciembre de 2012, las principales fuerzas políticas y el Gobierno de la República suscribimos lo que denominamos el Pacto por México. Con este innovador instrumento, impulsamos reformas transformadoras para romper las ataduras que impedían a México crecer a todo su potencial. Esa suma de esfuerzos, entre el Legislativo y el Ejecutivo Federal, hizo posible que desde la transición y en 20 meses de Gobierno se lograra la aprobación de 11 reformas estructurales que no se habían podido concretar en varias décadas.

Se trata de una agenda reformadora que comprende tres grandes vertientes:

La primera. El fortalecimiento de nuestra economía con base en una mayor productividad y competitividad. Y para ello hay varias reformas hechas:

La Reforma Laboral para flexibilizar el mercado laboral, para ampliar la capacitación de los trabajadores y para apoyar la contratación especialmente de jóvenes y mujeres. Una reforma en competencia económica, que permitirá nivelar las condiciones en que participan los agentes económicos en los distintos mercados.

Una reforma en Telecomunicaciones para fomentar la competencia efectiva y asegurar que los servicios de telefonía, televisión e Internet sean de mayor calidad y estén al alcance de más mexicanos.

Una Reforma Financiera que establece nuevas condiciones para incrementar el crédito y a menores tasas y, con ello, especialmente con ello, impulsar la actividad productiva de las pequeñas y medianas empresas.

Úna Reforma Hacendaria para fortalecer la capacidad del Estado mexicano para invertir en rubros esenciales, como educación, infraestructura, salud, tecnología e innovación.

Y una Reforma Energética en la que se permitirá un mayor abasto de energéticos y a menores costos en favor de la competitividad y la economía familiar de los mexicanos.

Una segunda vertiente. La ampliación de los derechos. Para ese propósito hay tres reformas importantes:

Una Reforma Educativa, en la que estamos elevando la calidad de la enseñanza, y con ello fortalecemos nuestro capital humano y nuestra capacidad innovadora.

Por otro lado, una nueva Ley de Amparo, mediante la cual ampliamos la protección de los derechos humanos y facilitamos el acceso a este instrumento que protege a los ciudadanos ante actos de autoridad que vulneren sus garantías.

Y, finalmente, un Código Nacional de Procedimientos Penales que unifica en todo el país las reglas conforme a las cuales se juzga a una persona, consolidando así nuestro Estado de Derecho.

Y, finalmente, una tercera vertiente para fortalecer nuestro régimen institucional. Para ese propósito se hizo una Reforma Político-Electoral, que incentiva la cooperación entre poderes, genera incentivos para generar acuerdos entre distintas fuerzas políticas, permite la formación de gobiernos de coalición y vigoriza la democracia electoral en todos los niveles.

Y, finalmente, una Reforma en Transparencia, que fomenta la rendición de cuentas en todos los poderes y órdenes de Gobierno.

En conclusión. Con la aprobación de estas 11 reformas se ha establecido un marco jurídico moderno, indispensable para que México libere, insisto, todo su potencial y, con ello, se abran más oportunidades

de desarrollo en nuestro lado de la frontera. Hemos puesto los cimientos para edificar un país más competitivo, justo y democrático, en el que California encontrará mejores condiciones para ampliar aún más las sólidas relaciones que tiene con nuestro país.

Señoras y señores Legisladores: California y México tienen múltiples coincidencias. Una fundamental es que han encontrado en sus instituciones, particularmente en su Poder Legislativo, a un gran agente de cambio, dispuesto a impulsar transformaciones de fondo a partir de la ley. Los avances legislativos que California y México han conseguido en estos años son esperanzadores, y se reflejarán en una mayor calidad de vida para nuestras sociedades. Los acuerdos que se han construido en sus legislaturas son un ejemplo para otros poderes legislativos, pero especialmente constituyen una prueba contundente de los grandes resultados que brinda la democracia.

Hago votos porque California y México sigan en esta ruta. En esta ruta de entendimiento, de diálogo, de acuerdo, de concretar proyectos de forma conjunta, de tener definiciones puntuales, claras y precisas para asegurar desarrollo para nuestras sociedades.

Y, nuevamente, quiero dejar aquí un testimonio y constancia de reconocimiento a los trabajos y a lo que California hoy le dice a todos los Estados Unidos y al mundo entero. En estas señales de reconocimiento a los migrantes de cualquier parte del mundo, que tienen espacios de oportunidad personal y profesional aquí, en California. En estas señales de fraternidad, de reconocimiento a la dignidad humana y, sobre todo, al esfuerzo colectivo para construir una mejor sociedad, no importando el origen que tengan los agentes o los ciudadanos que son parte de esta comunidad.

A todos los asambleístas. A todas y a todos ustedes: Dejo aquí un saludo fraternal y respetuoso en nombre del pueblo de México. Y agradezco las muestras de calidez, de hospitalidad, pero, sobre todo, de amistad, que todas y todos ustedes me han dispensado.

Muchísimas gracias.

#### ADJOURNMENT OF JOINT CONVENTION

At 3:39 p.m., Speaker Atkins declared the Joint Convention adjourned *sine die*.

# California State Assembly

Appendix No. 1 to Assembly Journal



Standing Rules of the Assembly, 2013-14 Regular Session

Standing Rules of the Senate, 2013–14 Regular Session

Joint Rules of the Senate and Assembly, 2013–14 Regular Session (Temporary Joint Rules of the Senate and Assembly, as usage and custom, for the 2013–14 Regular Session)

Constitution of California, Article IV

Assembly Chamber September, 2013

(Please direct inquiries or requests for additional copies to the Office of the Chief Clerk at 916-319-2856.)

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<sup>\*</sup> Joint Rules of the Assembly and Senate for the 2013–14 Regular Session pending adoption of the Joint Rules by the Assembly, as proposed in Senate Concurrent Resolution No. 5 (Steinberg), 2013–14 Regular Session, adopted by the Senate on January 7, 2013, Senate Journal, page 37.

# STANDING RULES OF THE ASSEMBLY

2013–14 Regular Session

House Resolution No. 1 (Skinner) (Adopted December 3, 2012, Assembly Journal, p. 56)

# STANDING RULES OF THE ASSEMBLY 2013–14 REGULAR SESSION

#### I. LEGISLATIVE ORGANIZATION

#### Assembly General Officers

1. (a) The general officers of the Assembly are the following:

(1) Speaker

(2) Speaker pro Tempore Assistant Speaker pro Tempore Majority Floor Leader Minority Floor Leader
(3) Chief Clerk Sergeant at Arms Chaplain

(b) Except for the officers listed in paragraph (2) of subdivision (a), each officer listed in subdivision (a) shall be elected by a majority vote of the duly elected and qualified Members.

(c) The Chief Clerk, subject to the approval of the Committee on Rules, shall determine the names and titles that shall appear on the front page of all publications.

#### Hours of Meeting

2. The Speaker, or, in his or her absence, the Speaker pro Tempore, shall determine the time for convening the session, unless otherwise ordered by a majority vote of the Members present and voting.

#### Speaker to Call Assembly to Order

3. The Speaker, or, in his or her absence, the Speaker pro Tempore, shall, at the hour appointed for meeting, call the Assembly to order.

# **Roll Call and Quorum**

4. Before proceeding with the business of the Assembly, both of the following shall be completed:

(1) The roll of the Members shall be called, and the names of those present shall be entered in the Journal. Forty-one Members constitute a quorum.

(2) The presiding officer shall announce the names of all Members who will be absent from that day's session and the reason for their absence.

### **Organization of Assembly**

5. For the purposes of the organization of any regular session of the Assembly pursuant to Section 9023 of the Government Code, the person who was the Speaker when the previous regular session adjourned sine die, if he or she is reelected to the Assembly, shall be deemed to be the senior member elect.

#### II. RULES

#### Adoption of Standing Rules

6. The adoption of the Standing Rules requires an affirmative recorded vote of a majority of the duly elected and qualified Members. When once adopted, the Standing Rules shall remain in effect unless suspended or amended as provided in these rules.

#### **Suspension of Rules**

7. Unless specified otherwise in these rules, any Standing Rule of the Assembly not requiring more than a majority vote, except Rule 8, may be suspended temporarily by a vote of a majority of the Members of the Assembly. A rule requiring a two-thirds vote may be temporarily suspended by a two-thirds vote of the Members of the Assembly. A temporary suspension applies only to the matter under immediate consideration, and in no case may it extend beyond an adjournment.

### Amending Standing Rules

8. A standing rule of the Assembly may not be amended except by a resolution adopted by an affirmative recorded vote of a majority of the duly elected and qualified Members.

### Mason's Manual

10. In all cases not provided for by the California Constitution, by the Assembly Rules, by the Joint Rules of the Senate and Assembly, or by statute, the authority is the latest edition of Mason's Manual.

# **III. ORGANIZATION OF COMMITTEES**

### Standing Committees

11. Thirty standing committees of the Assembly are hereby created, upon the several subjects, and titled respectively, as follows:

Accountability and Administrative Review Aging and Long-Term Care Agriculture Appropriations Arts, Entertainment, Sports, Tourism, and Internet Media Banking and Finance Budget Business, Professions and Consumer Protection Education **Elections and Redistricting** Environmental Safety and Toxic Materials Governmental Organization Health Higher Education Housing and Community Development Human Services Insurance Jobs, Economic Development, and the Economy Judiciary Labor and Employment Local Government Natural Resources Public Employees, Retirement and Social Security Public Safety Revenue and Taxation Rules Transportation Utilities and Commerce Veterans Affairs Water, Parks and Wildlife

#### **Open Meetings**

11.3. (a) Except as otherwise provided in this rule, all meetings of the Assembly or a committee thereof shall be open and public, and all persons shall be permitted to attend the meetings. As used in this rule, "meeting" means a gathering of a quorum of the Members of the Assembly or a committee in one place for the purpose of discussing legislative or other official matters within the jurisdiction of the Assembly or committee. As used in this rule, "committee," includes a standing committee, joint committee, conference committee, or any similar body.

(b) Any meeting that is required to be open and public pursuant to this rule, including any closed session held pursuant to subdivision (c), may be held only after full and timely notice to the public as provided by the Joint Rules of the Assembly and Senate.

(c) The Assembly or a committee thereof may hold a closed session solely for any of the following purposes:

(1) To consider the appointment, employment, evaluation of performance, or dismissal of a public officer or employee, to consider or hear complaints or charges brought against a Member of the Legislature or other public officer or employee, or to establish the classification or compensation of an employee of the Assembly.

(2) To consider matters affecting the safety and security of Members of the Legislature or its employees, or the safety and security of any buildings and grounds used by the Legislature.

(3) To confer with, or receive advice from, its legal counsel regarding pending or reasonably anticipated litigation, or whether to initiate litigation, when discussion in open session would not protect the interests of the Assembly or committee regarding the litigation.

(d) A caucus of the Members of the Assembly that is composed of members of the same political party may meet in closed session.

(e) A closed session may be held pursuant to paragraph (3) of subdivision (c) under any of the following circumstances:

(1) An adjudicatory proceeding before a court, administrative body exercising its adjudicatory authority, hearing officer, or arbitrator, to which the Assembly or a committee, Member, or employee thereof is a party, has been initiated formally.

(2) Based on existing facts and circumstances, a point has been reached where, in the opinion of the Assembly or a committee thereof, on the advice of its legal counsel, litigation against the Assembly or a committee, Member, or employee thereof is reasonably anticipated.

(3) Based on existing facts and circumstances, the Assembly or a committee thereof has decided to initiate, or is deciding whether to initiate, litigation.

(4) To confer with, or receive advice from, its legal counsel and negotiator prior to the purchase, sale, exchange, or lease of real property by or for the Assembly or a committee thereof regarding the price and terms of payment for the purchase, sale, exchange, or lease.

(f) Prior to holding a closed session pursuant to paragraph (3) of subdivision (c), the presiding officer of the Assembly or the chair of

the committee, as appropriate, shall state publicly which paragraph of subdivision (e) is applicable. If the closed session is held pursuant to paragraph (1) of subdivision (e), the presiding officer or chair shall state the title of or otherwise specifically identify the litigation to be discussed, unless the presiding officer or chair states that to do so would jeopardize the ability to effectuate service of process upon one or more unserved parties, or that to do so would jeopardize the ability of the Assembly or the committee to conclude existing settlement negotiations to its advantage. If the closed session is held pursuant to paragraph (4) of subdivision (e), the notice of the closed session shall identify the real property that the negotiations may concern and the person with whom the negotiations may take place.

(g) The legal counsel for the Assembly or the committee shall prepare and submit to the Assembly or the committee a memorandum stating the specific reasons and legal authority for the closed session. If the closed session is held pursuant to paragraph (1) of subdivision (e), the memorandum shall include the title of or other identification of the litigation. If the closed session is held pursuant to paragraph (2), (3), or (4) of subdivision (e), the memorandum shall set forth the existing facts and circumstances on which the closed session is based. The legal counsel shall submit the memorandum to the Assembly or the committee prior to the closed session, if feasible, or, in any case, not later than one week after the closed session. The memorandum is exempt from disclosure under the Legislative Open Records Act contained in Article 3.5 (commencing with Section 9070) of Chapter 1.5 of Part 1 of Division 2 of Title 2 of the Government Code.

(h) For purposes of paragraph (3) of subdivision (c), "litigation" includes any adjudicatory proceeding, including eminent domain, before a court, administrative body exercising its adjudicatory authority, hearing officer, or arbitrator.

(i) For purposes of this rule, all expressions of the lawyer-client privilege other than those provided in this rule are hereby abrogated. This rule is the exclusive expression of the lawyer-client privilege for the purposes of conducting closed-session meetings pursuant to this rule.

(j) Disclosure of a memorandum required under this rule shall not be deemed a waiver of the lawyer-client privilege provided for under Article 3 (commencing with Section 950) of Chapter 4 of Division 8 of the Evidence Code.

# **Conference Committee Meetings**

11.4. A Member may not participate in a meeting of a conference committee considering any bill that is not open to the public.

### Assembly Investigating Committees

11.5. (a) The standing committees of the Assembly created pursuant to Rule 11, with the exception of the Committee on Rules, are hereby constituted Assembly investigating committees and are authorized and directed to conduct oversight hearings and to ascertain, study, and analyze all facts relating to any subjects or matters which the Committee on Rules shall assign to them upon request of the Assembly or upon its own initiative. (b) Each of the Assembly investigating committees consists of the members of the standing committee on the same subject as most recently constituted. The chairperson and vice chairperson is the chairperson and vice chairperson of the standing committee. Vacancies occurring in the membership of the committee shall be filled by the appointing authority.

(c) Each committee and any subcommittee, and its members, have and may exercise all the rights, duties, and powers conferred upon investigating committees and their members by law and by the Joint Rules of the Senate and Assembly and the Standing Rules of the Assembly as they are adopted and amended from time to time, which rules are incorporated herein and made applicable to the committee or subcommittee and their members.

(d) In order to prevent duplication and overlapping of studies between the various investigating committees herein created, a committee may not commence the study of any subject or matter not specifically authorized herein or assigned to it unless and until prior written approval thereof has been obtained from the Committee on Rules.

(e) The Committee on Rules shall provide for the expenses of the above committees and their members and for any charges, expenses, or claims they may incur under this rule, to be paid from the Assembly Operating Fund and disbursed, after certification by the Chairperson of the Committee on Rules or his or her authorized representative, upon warrants drawn by the Controller upon the State Treasury.

### **Membership of Standing Committees**

12. The Speaker shall determine the size, and appoint the membership and the chairperson and vice chairperson, of all standing committees and subcommittees. In appointing Members to serve on committees, the Speaker shall consider the preferences of the Members.

### **Committee on Rules**

13. There is a Committee on Rules, which acts as the executive committee of the Assembly. No regular member of the Committee on Rules may simultaneously serve as a chairperson of any standing committee. All meetings of the Committee on Rules that are required to be open and public shall be held in a room of appropriate size, and audio or video transmission of those meetings shall be provided.

### **Organization of Party Caucuses**

13.1. Within two days after the general election held in November of each even-numbered year, the caucus of the political party having the greatest number of Members in the Assembly, and the caucus of the political party having the second greatest number of Members, each shall meet for the purpose of selecting their officers for the next regular session. The rules and procedures of each caucus shall be determined by that caucus, but may not be inconsistent with these rules.

# Powers of the Committee on Rules

14. (a) The Committee on Rules has the following powers:

(1) To refer each bill and resolution to a committee, as provided by these rules.

(2) To appoint all employees of the Assembly not otherwise provided for by statute. It has authority to terminate, to discipline, to establish, and to modify the terms and conditions of employment of, or to suspend, with or without pay, any employee of the Assembly.

(3) To make studies and recommendations designed to promote, improve, and expedite the business and procedure of the Assembly and of the committees thereof, and to propose any amendments to the Rules deemed necessary to accomplish these purposes.

(4) To adopt additional policies or requirements regarding the use of cameras and other recording equipment at committee hearings or Assembly floor sessions.

(5) To contract with other agencies, public or private, as it deems necessary for the rendition and affording of those services, facilities, studies, and reports to the committee that will best assist it to carry out the purposes for which it is created.

(6) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of these rules and to direct the sheriff of any county to serve subpoenas, orders, and other process issued by the committee.

(7) To report its findings and recommendations to the Legislature and to the people from time to time and at any time.

(8) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of these rules.

(9) To make available to the Assembly, or to any Assembly or joint committee, or to any Member of the Assembly assistance in connection with the duties of the committee or other legislative matters as the personnel under direction of the committee or its other facilities permit.

(10) To make available to and furnish to the Assembly, and to Assembly investigating committees created at this session and to each of the members thereof, clerical, secretarial, and stenographic help as may be reasonably necessary for the Assembly to carry out its work, and for the committees and each of the members thereof, to make and carry on the studies and investigations required by or of them by the resolutions creating the committees, and for these purposes to employ additional stenographic and secretarial assistants as may be necessary, assign, reassign, and discharge these assistants and prescribe amounts, times, and methods of payment of their compensation. The committee shall allocate annually an amount for the operation of each investigating committee, which shall constitute the annual budget of the committee.

(b) During the times as the Assembly is not in session, the committee is authorized and directed to incur and pay expenses of the Assembly not otherwise provided for that the committee determines are reasonably necessary, including the repair, alteration, improvement, and equipping of the Assembly Chamber and the offices provided for the Assembly in the State Capitol and the Capitol Annex.

(c) The committee shall allocate sufficient moneys from the Assembly Operating Fund to support the Assembly's share of joint operations.

(d) The Chairperson of the Committee on Rules shall appoint a Chief Administrative Officer of the Assembly, subject to the ratification of the Committee on Rules, who has duties relating to the administrative, fiscal, and business affairs of the Assembly that the committee shall prescribe. The Chairperson of the Committee on Rules or a majority of the membership of the Committee on Rules may terminate the services of the Chief Administrative Officer at any time. Notwithstanding the foregoing, the Speaker may appoint a temporary chief administrative officer for up to 90 days following the beginning of the session.

(e) The Committee on Rules shall provide for the publication of a compilation of the photographs of accredited press representatives.

(f) The Committee on Rules may delegate powers to the Speaker by a majority vote of the membership of the committee.

#### Subcommittee on Sexual Harassment Prevention and Response

14.5. (a) The Subcommittee on Sexual Harassment Prevention and Response is created as a subcommittee of the Committee on Rules. The subcommittee is composed of a total of six members, with the following four members appointed by the Chairperson of the Committee on Rules: two members of the Committee on Rules from the political party having the greatest number of Members in the Assembly and two members of the Committee on Rules from the political party having the second greatest number of Members. The two members from the political party having the second greatest number of Members shall be appointed from a list of nominees that the vice chairperson of the committee provides to the chairperson. The co-chairs of the Assembly Legislative Ethics Committee also shall be members of the subcommittee. The Chairperson of the Committee on Rules shall designate one of the members of the subcommittee to serve as chair of the subcommittee.

(b) The subcommittee shall periodically review procedures for the handling of complaints of sexual harassment lodged against a Member of the Assembly or an Assembly employee and submit any recommendations to the Committee on Rules for consideration.

(c) Following the submission of the recommendations pursuant to subdivision (b), the chair of the subcommittee may cause the subcommittee to convene to review and recommend further changes in procedures as subsequent events may require.

#### **Committee on Rules**

15. The Committee on Rules shall continue in existence during any recess of the Legislature and after final adjournment and until the convening of the next regular session, and shall have the same powers and duties as while the Assembly is in session. In dealing with any matter within its jurisdiction, the committee and its members have and may exercise all of the rights, duties, and powers conferred upon investigating committees and their members by the Joint Rules of the Senate and Assembly as they are adopted and amended from time to time, which rules are incorporated herein and made applicable to the Committee on Rules and its members.

### **Operating Fund Report**

15.5. The Committee on Rules shall annually prepare a report to the public of expenditures as required by Section 9131 of the Government Code.

# Independent Audit of Operating Funds

15.6. The Committee on Rules shall contract for an independent audit of the revenues and expenditures, for each fiscal year, from the Assembly Operating Fund. The organization performing the audit shall be selected by a majority of the membership of the Committee on Rules. The contract for the audit shall be awarded through a competitive bidding procedure. The audit shall be prepared in a manner and form to be determined by the organization performing the audit, and shall be consistent with generally accepted accounting principles.

The audit shall be completed and made available to the public within 180 calendar days following the completion of the fiscal year for which the audit is performed.

#### **Performance Audit**

15.7. In addition to the annual financial audit required by Rule 15.6, the Committee on Rules shall contract for an audit of the administrative operations of the Assembly. The administrative departments to be audited shall be determined by the Committee on Rules. An organization performing an audit pursuant to this rule shall be selected by a majority of the membership of the Committee on Rules. A contract for an audit shall be awarded through a competitive bidding procedure. Audits shall be prepared in a manner and form to be determined by the organization performing the audit, and shall be consistent with generally accepted accounting principles.

All findings and recommendations reported by an auditing firm shall be made available to Members and to the public.

# **Rules Committee Resolutions**

16. The Committee on Rules, acting unanimously by appropriate resolution, on behalf of and in the name of the Assembly, may extend congratulations, commendations, sympathy, or regret to any person, group, or organization, and may authorize the presentation of suitably prepared copies of these resolutions to the persons concerned and to their relatives.

#### **Assembly Operating Fund**

17. The Committee on Rules is the committee identified in Section 9127 of the Government Code. The balance of all money in the Assembly Operating Fund, including money now or hereafter appropriated, except the sums that are made available specifically for the expense of designated committees or for other purposes, is hereby made available to the Committee on Rules for any charges or claims it may incur in carrying out the duties imposed upon it by these rules or by Assembly or concurrent resolution. The money made available by this rule includes the unencumbered balances of all sums heretofore made available to any Assembly or joint committee by the Assembly, upon the expiration of that committee, and shall be expended as provided in these rules.

#### **Expenditures**

18. A Member or committee may not incur any expense except as authorized pursuant to these rules or the Joint Rules of the Senate and Assembly, or as authorized by the Assembly or the Committee on Rules. The Committee on Rules shall provide, by rules and regulations, for the manner of authorizing expenditures by Members, committees, officers, and employees of the Assembly that are not otherwise authorized by law, these rules, or the Joint Rules of the Senate and Assembly. These rules and regulations shall incorporate a provision whereby construction, alteration, improvement, repair, or maintenance of real or personal property, and the purchase of supplies and equipment, shall be governed by competitive bidding. Further, the rules and regulations shall provide for the payment of expenditures, as authorized by these rules and regulations, from the Assembly Operating Fund upon certification of claims therefor to the Controller by the Committee on Rules or its authorized representative.

A Member may not be reimbursed for travel outside the State of California without prior approval of the Speaker or the Committee on Rules.

#### **Rules and Regulations Governing Committees**

20. All claims for expenses incurred by investigating committees of the Assembly shall be approved by the Committee on Rules, or its authorized representative, before the claims are presented to the Controller.

All proposed expenditures, other than expenditures of the funds of an investigating committee, shall be approved by the Committee on Rules or its authorized representative before the expenses are incurred, unless the expenditure is specifically exempted from this requirement by the resolution authorizing it.

No warrant may be drawn in payment of any claim for expenses until the approval of the Committee on Rules, or its authorized representative, has been obtained in accordance with this rule.

The Committee on Rules shall adopt rules and regulations governing the awarding of any contract by an investigating committee, and rules and regulations limiting the amount, time, and place of expenses and allowances to be paid to employees of Assembly investigating committees or other Assembly committees.

These rules may provide for allowances to committee employees in lieu of actual expenses.

Mileage is an allowance to a committee employee in lieu of actual expenses of travel. When travel is by private conveyance, mileage may be allowed only to the operator of, and not to passengers in, a private vehicle. Claims for mileage by private conveyance must be accompanied by the license number of the vehicle and the names of state officers and employees riding as passengers.

Copies of all rules and regulations adopted pursuant to this rule shall be distributed to the chairperson of every investigating committee and of any other Assembly committee that has employees.

#### **Fees for Witnesses**

21. Each witness summoned to appear before the Assembly or any of its committees shall be reimbursed at a rate set by the Committee on Rules.

#### **Assembly General Research Committee**

22. (a) The Assembly General Research Committee is hereby continued as a permanent factfinding committee pursuant to Section 11 of Article IV of the California Constitution. The committee is allocated all subjects within the scope of legislative regulation and control, but may not undertake any investigation that another committee has been specifically requested or directed to undertake. The Assembly General Research Committee may act through subcommittees appointed by the Speaker in consultation with the Committee on Rules, and each of these subcommittees may act only on the particular study or investigation assigned by the Speaker in consultation with the Committee on Rules to that subcommittee. Each subcommittee shall be known and designated as a select committee. The Speaker is the Chairperson of the Assembly General Research Committee and may be a voting member of any subcommittee. Each member of the Assembly General Research Committee is authorized and directed to receive and investigate requests for legislative action made by individuals or groups, and to report thereon to the full committee. The Committee on Rules is authorized to allocate to any subcommittee from the Assembly Operating Fund those sums that the Committee on Rules deems necessary to complete the investigation or study conferred upon that subcommittee. The Committee on Rules shall further allocate, from time to time, to the Assembly General Research Committee from the Assembly Operating Fund those sums that are necessary to permit the Assembly General Research Committee and the members thereof to carry out the duties imposed on them. The committee has continuous existence until the time that its existence is terminated by a resolution adopted by the Assembly, and the committee is authorized to act both during and between sessions of the Legislature, including any recess.

(b) The committee and its members shall have and exercise all the rights, duties, and powers conferred upon investigating committees and their members by the Joint Rules of the Senate and Assembly and the Standing Rules of the Assembly as they are adopted and amended from time to time at this session, which provisions are incorporated herein and made applicable to the committee and its members.

(c) The committee has the following additional powers and duties:

(1) To contract with other agencies, public or private, for the rendition and affording of services, facilities, studies, and reports to the committee as the committee deems necessary to assist it to carry out the purposes for which it is created.

(2) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this rule and to direct the sheriff of any county to serve subpoenas, orders, and other process issued by the committee.

(3) To report its findings and recommendations to the Legislature and the people from time to time.

(4) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this rule.

# Assembly Legislative Ethics Committee

22.5. (a) The Assembly Legislative Ethics Committee is hereby created. The committee shall consist of six Members of the Assembly, appointed by the Speaker. Notwithstanding any other rule of the Assembly, three members of the committee shall be from the political party having the greatest number of Members in the Assembly and three members shall be from the political party having the second greatest number of Members. Any temporary or permanent vacancy on the committee shall be filled within 10 days by a member from the same political party. All appointments, including appointments to fill permanent or temporary vacancies, of members from the political party having the second greatest number of Members in the Assembly shall be made from a list of nominees that the Minority Floor Leader provides to the Speaker. The Speaker shall designate one member of the committee from the political party having the greatest number of Members in the Assembly and one member of the committee from the political party having the second greatest number of Members to serve as co-chairs of the committee. The Speaker shall designate one of the co-chairs to serve as the presiding officer at any meeting or hearing conducted by the committee.

If a verified complaint is filed against a member of the committee, the Speaker shall temporarily replace the member with a Member from the same political party, who shall serve until the complaint is dismissed or the Assembly takes final action on the complaint, whichever occurs first.

(b) The provisions of this rule, and of Rule 11.5 related to investigating committees, apply to the committee and govern its proceedings.

Prior to the issuance of any subpoena by the committee with respect to any matter before the committee, it shall, by a resolution adopted by the committee pursuant to a vote in accordance with subdivision (n), define the nature and scope of its investigation in the matter before it.

(c) Funds for the support of the committee shall be provided from the Assembly Operating Fund in the same manner that those funds are made available to other committees of the Assembly.

(d) (1) The committee has the power, pursuant to this rule and Article 3 (commencing with Section 8940) of Chapter 1 of Part 1 of Division 2 of Title 2 of the Government Code, to investigate and make findings and recommendations concerning violations by Members of the Assembly of any provision of Article 2 (commencing with Section 8920) of Chapter 1 of Part 1 of Division 2 of Title 2 of the Government Code or of any other provision of law or legislative rule that governs the conduct of Members of the Assembly, hereafter collectively referred to as "standards of conduct."

(2) The committee may, on its own action pursuant to a vote in accordance with subdivision (n), initiate an investigation of a Member of the Assembly.

(e) Any person may file with the committee a verified complaint in writing, which shall state the name of the Member of the Assembly alleged to have violated any standard of conduct, and which shall set forth the particulars thereof with sufficient clarity and detail to enable the committee to make a determination. The person filing the complaint thereafter shall be designated the complainant.

If a verified complaint is filed with the committee, the committee promptly shall send a copy of the complaint to the Member of the Assembly alleged to have committed the violation complained of, who thereafter shall be designated the respondent.

A complaint may not be filed with the committee after the expiration of 12 months from the date the alleged violation is discovered or three years from the date of the alleged violation, whichever occurs first.

(f) (1) If the committee determines that the verified complaint does not allege facts, directly or upon information and belief, sufficient to constitute a violation of any standard of conduct, it shall dismiss the complaint and so notify the complainant and respondent.

(2) (i) If the committee determines that the verified complaint does allege facts, directly or upon information and belief, sufficient to constitute a violation of any standard of conduct, the committee promptly shall investigate the alleged violation and if, after this preliminary investigation, the committee finds that reasonable cause exists for believing the allegations of the complaint, it shall fix a time for a hearing in the matter, which shall be not more than 30 days after that finding. The committee may, however, seek an extension of this period, not to exceed an additional 30 days, which may be granted by a majority vote of the Committee on Rules.

(ii) If, after preliminary investigation, the committee does not find that reasonable cause exists for believing the allegations of the complaint, the committee shall dismiss the complaint. In either event, the committee shall notify the complainant and the respondent of its determination.

(3) The committee shall make its determination under paragraph (1) or (2) of this subdivision, pursuant to a vote in accordance with subdivision (n), not later than 90 days after first receiving a complaint that satisfies subdivision (e). The committee may, however, seek an extension, not to exceed 30 days, which may be granted by a majority vote of the membership of the Committee on Rules. If the committee has requested a law enforcement agency to investigate the complaint or if the committee knows the complaint is being investigated by a law enforcement agency, the time limits set forth in this subdivision shall be tolled until the investigation is completed.

(4) The committee's determination under paragraph (1) or (2) of this subdivision shall be stated in writing, with reasons given therefor, and shall be provided to the Assembly, and, in any case concerning an alleged violation of Article 2 (commencing with Section 8920) of Chapter 1 of Part 1 of Division 2 of Title 2 of the Government Code, shall be provided to the appropriate law enforcement agency. This written determination is a public record and is open to public inspection.

(5) Any deliberations of the committee from the time of receipt of a complaint until it decides to dismiss the complaint or to set a hearing shall not be open to the public unless the respondent requests a public meeting.

(g) After the complaint has been filed, the respondent shall be entitled to examine and make copies of all evidence in the possession of the committee relating to the complaint.

(h) If a hearing is held pursuant to subdivision (f), the committee,

before the hearing has commenced, shall issue subpoenas and subpoenas duces tecum at the request of any party in accordance with Chapter 4 (commencing with Section 9400) of Part 1 of Division 2 of Title 2 of the Government Code. All of the provisions of that chapter, except Section 9410 of the Government Code, shall apply to the committee and the witnesses before it.

(i) At any hearing held by the committee:

(1) Oral evidence shall be taken on oath or affirmation.

(2) Each party shall have these rights: to be represented by legal counsel; to call and examine witnesses; to introduce exhibits; and to cross-examine opposing witnesses.

(3) The hearing shall be open to the public.

(j) Any official or other person whose name is mentioned at any investigation or hearing of the committee, and who believes that testimony has been given that adversely affects him or her, shall have the right to testify or, at the discretion of the committee, to testify under oath relating solely to the material relevant to the testimony regarding which he or she complains.

(k) The committee shall have 15 days following the hearing within which to deliberate and reach its final determination on the matter as follows:

(1) If the committee finds that the respondent has not violated any standard of conduct, it shall order the action dismissed, shall notify the respondent and complainant thereof, and, in cases concerning an alleged violation of Article 2 (commencing with Section 8920) of Chapter 1 of Part 1 of Division 2 of Title 2 of the Government Code, shall transmit a copy of the complaint and the fact of dismissal to the appropriate law enforcement agency. The complaint and the fact of dismissal transmitted pursuant to this paragraph are public records and open to public inspection.

(2) If the committee finds that the respondent has violated any standard of conduct, it shall state its findings of fact and submit a report thereon to the Assembly. This report shall be accompanied by a House Resolution, authored by the committee, which shall be introduced at the Chief Clerk's desk and then referred by the Committee on Rules to the Ethics Committee. The House Resolution shall include a statement of the committee's findings and the committee's recommendation for disciplinary action. Within seven days, the committee shall adopt the final form of the House Resolution and report it to the Assembly for placement on the Daily File. The committee also shall send a copy of those findings and report to the complainant and respondent, and, in cases concerning an alleged violation of Article 2 (commencing with Section 8920) of Chapter 1 of Part 1 of Division 2 of Title 2 of the Government Code, shall report thereon to the appropriate law enforcement agency. The report submitted pursuant to this paragraph is a public record and open to public inspection.

After the receipt of a copy of the committee's final report and House Resolution, the Assembly expeditiously shall take appropriate action with respect to the respondent.

(l) The filing of a complaint with the committee pursuant to this

rule suspends the running of the statute of limitations applicable to any violation of any standard of conduct alleged in the substance of that complaint while the complaint is pending.

(m) The committee shall maintain a record of its investigations, inquiries, and proceedings. All records, complaints, documents, and reports filed with or submitted to or made by the committee, and all records and transcripts of any investigations, inquiries, or hearings of the committee under this rule shall be deemed confidential and shall not be open to inspection, without the express permission of the committee, by any person other than a member of the committee, or an employee of the committee or other state employee designated to assist the committee, except as otherwise specifically provided in this rule. The committee may, by adoption of a resolution, authorize the release to the Attorney General or a district attorney of the appropriate county of any information, records, complaints, documents, reports, and transcripts in its possession that are material to any matter pending before the Attorney General or that district attorney. All matters presented at a public hearing of the committee and all reports of the committee stating a final finding of fact pursuant to subdivision (k) shall be public records and open to public inspection. Any employee of the committee who divulges any matter that is deemed to be confidential by this subdivision shall be subject to discipline by the Committee on Rules.

(n) The committee may take any action authorized by this rule only upon the vote of not less than two members from the registered political party having the greatest number of Members in the Assembly and two members from the registered political party having the second greatest number of Members. Any vacancy on the committee does not reduce the votes required to take action.

(o) The committee may render advisory opinions to Members of the Assembly with respect to the standards of conduct and their application and construction. The committee may secure an opinion from the Legislative Counsel for this purpose or issue its own opinion. Any committee advisory opinion shall be prepared by committee members or staff and shall be adopted by the committee pursuant to subdivision (n).

(p) The committee shall conduct, at least semiannually, an orientation course on the relevant statutes and regulations governing official conduct. The curriculum and presentation of the course shall be established by the Committee on Rules. At least once each biennial session, each Member of the Assembly and each employee of the Assembly shall attend one of these courses.

(q) Pursuant to Section 8956 of the Government Code, the committee shall do each of the following:

(1) Conduct, at least semiannually, an orientation course on the relevant ethical issues and laws relating to lobbying.

(2) Impose fees on lobbyists for attending the course specified in paragraph (1) at an amount that will permit the participation of lobbyists to the fullest extent possible.

### **Printing of Committee Reports**

23. All requests for the printing of reports of Assembly committees shall be referred to the Committee on Rules. The Committee on Rules

shall determine the number of copies needed, whether the report shall be printed in the Journal, and whether the report shall be distributed electronically. The Committee on Rules shall authorize the distribution of reports electronically whenever possible.

### **Assembly Employees**

24. Every employee who works for a committee of the Assembly or a subcommittee of a committee, for a Member of the Assembly, for the Chief Clerk's office, or for the Sergeant at Arms, is an employee of the Assembly. All employees of the Assembly serve at the pleasure of the Assembly and the terms and conditions of their employment may be modified, or their employment may be terminated at will, at any time and without notice, by the Committee on Rules.

Every applicant for employment by the Assembly shall prepare a formal application for employment on forms prescribed by the Committee on Rules. The application shall include a statement of his or her present employment, his or her employment during the preceding two years, and other pertinent information that the Committee on Rules may require. The application shall be certified under penalty of perjury, and any willful false statement or omission of a material fact shall be punishable as perjury. If the application discloses any fact that indicates that the applicant has a personal interest that would conflict with the faithful performance of his or her duties, the applicant shall not be employed. All applications shall be retained in the records of the committee.

Every employee shall complete the Assembly ethics course in the first six months of his or her employment. Thereafter, every employee shall take the course in the first six months of every legislative session.

Every employee shall, within the first six months of every legislative session, take a course on sexual harassment prevention. The content of the course shall be determined by the Committee on Rules and shall include the Assembly's policy on sexual harassment prevention and response.

An employee may not engage in any outside business activity or outside employment that is inconsistent, incompatible, or in conflict with his or her functions or responsibilities as an employee of the Assembly. Any employee who engages in any outside business activity or employment that is in any way related to his or her functions or responsibilities as an employee shall promptly notify the Committee on Rules of that business activity or employment.

#### Assembly Proceedings

25. Accredited press representatives may not be excluded from any public legislative meeting or hearing and may not be prohibited from taking photographs of, televising, or recording the committee or house hearings, subject to the following conditions:

(1) This rule shall extend to all public legislative meetings.

(2) Lights shall be used only when cameras are filming, and, when possible, proceedings in hearing rooms and the Chamber shall be filmed without lights.

(3) Every effort should be made to set up filming equipment before hearings or sessions begin.

(4) The committee chairperson or the Speaker shall be notified, as far in advance of the proceedings as possible, that recordings and television cameras will be present and filming.

(5) To the extent practical, flash cameras shall not be used.

(6) Photographs shall be taken in an orderly and expeditious manner so as to cause the least possible inconvenience to the committee or to the Members in the Chamber.

### IV. ASSEMBLY FUNCTIONS

### A. Duties of Assembly Officers

### **Duties of the Speaker**

26. (a) The Speaker possesses the powers and shall perform the duties prescribed as follows:

(1) To preserve order and decorum; he or she may speak to points of order in preference to the other Members, rising from his or her chair for that purpose.

(2) To decide all questions of order subject to appeal to the Assembly by any Member. On every appeal, the Speaker shall have the right to assign the reason for his or her decision.

(3) To name any Member to perform the duties of the Speaker, except that any substitution may not extend beyond adjournment.

(4) To have general direction over the Assembly chamber and rooms set aside for the use of the Assembly, including the rooms for use by Members as private offices.

(5) To allocate funds, staffing, and other resources for the effective operation of the Assembly.

(6) To appoint the membership of all standing and special committees, including the Committee on Rules, and their respective chairpersons and vice chairpersons. The Speaker has approval power over the appointment of subcommittees of standing and special committees, except as otherwise provided in Rule 14.5. The Committee on Rules consists of the Chairperson, Vice Chairperson, and other Members who shall be appointed by the Speaker in accordance with the process for appointing the membership of standing committees pursuant to this rule. Two alternate members of the Committee on Rules shall be appointed in accordance with the process for appointing members to the Committee on Rules. Members and alternates so appointed shall remain in office until their successors are selected as provided for in these rules. The Speaker may designate any member in lieu of or in addition to the alternate member to fill a temporary vacancy. An alternate member may serve when a committee member is absent.

(7) To establish a schedule of meetings of standing committees or subcommittees and to approve special meetings at a time different from the scheduled time.

(8) To have general control and direction over the Journals, papers, and bills of the Assembly and to establish a procedure in accordance with Assembly Rule 118 for admitting employees of the Legislature to the Assembly Chambers, including the lobby in the rear of the chambers and any hallway or area of the floor that is adjacent to the desks occupied by the assistants to the Chief Clerk.

(9) To act as Chairperson of the Committee of the Whole.

(10) To order the Lobby and Gallery cleared whenever he or she deems it necessary.

(11) To authenticate by his or her signature, when necessary or required by law, all bills, memorials, resolutions, orders, proceedings, writs, warrants, and subpoenas issued by order of the Assembly.

(b) The Speaker is an ex officio member of all Assembly and joint committees with all of the rights and privileges of that membership, except the right to vote. In counting a quorum of any of those committees, the Speaker shall not be counted as a member.

(c) The Speaker shall, at each regular session, appoint a Member of the Assembly to serve on the Judicial Council pursuant to Section 6 of Article VI of the California Constitution.

### **Funerals and Other Ceremonies and Events**

27. The Speaker may designate any one or more of the Members of the Assembly as the representatives of the Assembly to attend funerals and other ceremonies and events in appropriate circumstances. The Members so designated shall receive their expenses as provided in Joint Rule 35.

### **Selection of Officers**

28. (a) The Speaker shall appoint all nonelected officers of the Assembly except the Minority Floor Leader.

(b) The Minority Floor Leader shall be selected by the caucus of the political party having the second greatest number of Members in the Assembly.

#### **Duties of the Speaker pro Tempore**

29. The Speaker pro Tempore shall perform those duties assigned by the Speaker, including the responsibility of presiding over sessions of the Assembly and advising the Members on parliamentary procedures of the house.

# Majority Floor Leader

30. It is the duty of the Majority Floor Leader to make those appropriate motions, points of order, or other arrangements that may be necessary to expedite the proceedings of the Assembly, and he or she is responsible for the presentation of all matters that relate to the order of business, and to the promotion of harmony among the membership.

#### **Caucus Chairpersons**

31. The chairperson of the caucus of the political party having the greatest number of Members in the Assembly, and the chairperson of the caucus of the political party having the second greatest number of Members in the Assembly, shall perform those duties that are prescribed by their respective party caucuses.

#### **Chief Clerk**

32. The Chief Clerk of the Assembly has the following duties, powers, and responsibilities:

(a) To keep the bills, papers, and records of the proceedings and actions of the Assembly and to have charge of the publication and distribution of those publications related thereto.

(b) To supervise Assembly employees who are engaged in duties related to subdivision (a).

(c) To act as Parliamentarian of the Assembly and to advise the officers of the Assembly and the Committee on Rules on parliamentary procedure and the Rules of the Assembly when called upon to do so.

(d) To prepare all bills, resolutions, histories, journals, and related publications for printing.

(e) To refuse to permit any bills, papers, or records to be removed from his or her office or out of his or her custody, except upon duly signed receipts from persons authorized.

(f) To mail, before the commencement of each regular session of the Legislature, to each Member a blank form on which the Member may indicate his or her committee preferences. Accompanying the blank form shall be mailed a stamped envelope addressed to the Chief Clerk of the Assembly for returning the form. After their receipt, all those communications shall be held by the Chief Clerk of the Assembly and the information contained in the forms shall be forwarded to the Speaker.

(g) To perform other duties that are prescribed by law or the Committee on Rules.

(h) To make technical changes in measures and amendments pending before the Assembly. The Chief Clerk shall notify the Speaker and the author of the measure of any such change.

(i) To compare all bills, ordered or considered engrossed by the Assembly, with the engrossed copies thereof; before they pass out of the possession of the Assembly, to see that each engrossed bill is a true copy of the original, with those amendments that may have been made thereto; and to see that all engrossed bills are reported back in the order in which they were ordered engrossed.

(j) To assist the Committee on Rules, upon its request, in recommending the reference of bills to the appropriate standing committee.

The Assistant Chief Clerk shall have the powers and perform the duties of the Chief Clerk during his or her absence.

### Sergeant at Arms

33. The Sergeant at Arms has the following duties, powers, and responsibilities:

(a) To attend the Assembly during its session, preserve order, announce all official messengers, and serve all process issued by authority of the Assembly and directed by the Speaker; the Sergeant at Arms shall receive actual expenses for himself or herself, or for an assistant, incurred in executing any process.

(b) To see that no person is admitted to the Assembly Chamber except in accordance with these rules.

(c) To have general supervision over the Assistant Sergeants at Arms and be responsible for their official acts and their performance of and regular attendance upon their duties.

(d) To execute all commands of the Speaker.

(e) To perform all other duties pertaining to his or her office as prescribed by law or Assembly rule.

The Chief Assistant Sergeant at Arms shall have the powers and perform the duties of the Sergeant at Arms during his or her absence.

#### Filling Interim Vacancies—Assembly Elected Officers

In the event a vacancy in any office, except Speaker, elected 34. by the membership of the Assembly occurs during joint recesses, the Committee on Rules shall fill the office until the session reconvenes. If a vacancy occurs in the office of the Speaker during a joint recess, the Committee on Rules shall notify the membership within 15 days from the time the vacancy occurs and shall call a caucus of the membership of the Assembly for the purpose of filling the vacancy. This caucus shall be held at the State Capitol within 30 days from the time the vacancy occurs. Notice of the caucus shall be in writing and shall be mailed not less than 10 days prior to the meeting of the caucus. If the Committee on Rules fails to act within 15 days from the time the vacancy in the office of Speaker occurs, the Chief Clerk of the Assembly shall act in its place, following the procedure set forth in this rule. Any person selected to fill any vacancy pursuant to this rule holds the office until the session reconvenes.

An affirmative recorded vote of a majority of the duly elected and qualified Members is required for the selection by the Assembly caucus of a person to fill a vacancy pursuant to this rule. The procedure for selecting the Speaker at the caucus is the same as the procedure required for the election of the Speaker at a session.

### B. Printing

# **Authority for Printing**

35. The State Printer may not charge any printing or other work to the Assembly other than as provided by law or Assembly rule, except upon a written order signed by the Chief Clerk of the Assembly or the Chief Administrative Officer of the Assembly. All invoices for printing furnished to the Assembly shall be itemized and rendered by the State Printer within 30 days after completion of the printing. When necessary, the Chief Clerk of the Assembly or the Chief Administrative Officer of the Assembly may order certain printed matter completed in advance of its regular order by the issuance of a rush order.

### **Ordering of Printing**

36. The Chief Clerk is authorized to order, and is responsible for ordering, the printing of bills, resolutions, journals, daily files, histories, and related documents.

The Chief Clerk of the Assembly, or the Chief Administrative Officer of the Assembly, shall order other printing as directed or authorized by the Committee on Rules, and the written order for that printing shall be countersigned by the Speaker or a person designated by the Speaker. The Chief Clerk of the Assembly or the Chief Administrative Officer of the Assembly shall also order other printing as directed or authorized by resolution or motion of the Assembly.

### Printing Assembly History and Legislative Handbook

37. During the session, the Chief Clerk shall cause to be printed and placed upon each Member's desk, prior to convening on Monday of each week, a complete history showing all actions taken upon each measure up to and including the legislative day preceding its issuance. For each legislative day intervening between the issuance of each Weekly

History, there shall be printed a Daily Supplemental History showing only actions taken upon any measure since the issuance of the preceding Weekly History.

The Chief Clerk of the Assembly shall, as soon as practicable, in each even-numbered year, commence to compile a legislative manual or handbook, pursuant to Section 9740 of the Government Code.

### **Transmittal of Assembly Joint Resolutions**

37.5. Whenever the Chief Clerk is directed to transmit copies of an Assembly Joint Resolution to Members of the Legislature or Members of Congress, the Chief Clerk may do one or both of the following:

(a) Transmit the copies to the designated Members by electronic means.

(b) Transmit one physical copy to the appropriate administrative or legislative officer of the designated body.

### V. LEGISLATIVE PROCEDURE

#### **Order of Business**

40. (a) The order of business of the Assembly shall be as follows:

1. Roll Call

2. Prayer by the Chaplain

- 3. Reading of the Previous Day's Journal
- 4. Presentation of Petitions
- 5. Introduction and Reference of Bills
- 6. Reports of Committees
- 7. Messages From the Governor
- 8. Messages From the Senate
- 9. Motions and Resolutions
- 10. Business on the Daily File
- 11. Announcements
- 12. Adjournment

(b) With the exception of Special Orders of Business, the Speaker may determine that a different order of business will result in a more expeditious processing of the business of the Assembly by ordering resolutions honoring an individual or an organization, introductions, and adjournments in memory of individuals to be taken up in a different order than that listed in subdivision (a).

# Pledging of Allegiance to the Flag

41. At each session, following the prayer by the Chaplain, the Members of the Assembly and its officers and employees present in the Assembly Chamber shall pledge their allegiance to the Flag of the United States of America. The Speaker shall invite guests present in the Assembly Chamber to join in the pledge of allegiance to the Flag of the United States of America.

### **Reading and Correcting Journals**

42. (a) The reading of the Journal of the previous day may be dispensed with, on motion, by a majority vote of the Members present and voting.

(b) All journals of the Assembly shall be corrected by the Minute Clerk and delivered to the Chief Clerk.

(c) A motion to correct any day's Journal or to print a letter in the Journal shall always be in order and shall require a majority vote of the Members present and voting.

#### **Presentation of Petitions**

43. Whenever petitions, memorials, or other papers are presented by a Member, a brief statement of the contents thereof may be made verbally by the introducer. Petitions are not debatable and shall be filed, or referred to a committee as the Speaker shall determine. Receipt of that presentation and its disposition shall be noted in the Journal.

Upon receipt of a petition for the impeachment of any person subject to impeachment by the Legislature, the Speaker shall, without comment or debate, forthwith refer the petition to committee.

#### **Messages From the Governor**

44. Messages from the Governor shall be delivered to the Chief Clerk or an assistant, and shall be read and ordered printed in the Journal unless otherwise ordered by an affirmative recorded vote of 54 or more Members.

#### Messages From the Senate

45. Messages from the Senate shall be delivered to the Chief Clerk or an assistant, and shall be read and ordered printed in the Journal. The Committee on Rules shall refer each bill to a committee, unless upon a motion the Assembly, by an affirmative recorded vote of 41 or more Members, refers it to some other committee. The action to refer a bill is not debatable. The reference shall be entered in the Journal. Assembly bills that have been passed without amendment by the Senate shall be ordered to enrollment.

An Assembly bill amended by the Senate shall be placed upon the unfinished business file but shall not be eligible to be acted upon until it is on the unfinished business file for one calendar day, except that when the Assembly bill is placed upon the unfinished business file during the last two legislative days preceding (1) the January 31 bill passage deadline specified by Section 10 of Article IV of the California Constitution, (2) the scheduled commencement of the interim study recess, or (3) the scheduled commencement of the final recess as specified by the Joint Rules of the Senate and Assembly, it may be acted upon immediately.

# Presentation of Guests or Memorials in the Assembly

45.5. These rules do not prohibit the Speaker or Speaker pro Tempore from permitting the introduction of a special guest or guests. A request that a session of the Assembly adjourn in memory of a person shall be made in writing. The request shall be read by the presiding officer immediately prior to adjournment.

### A. Bills and Resolutions

#### **Bills Defined**

46. (a) The word "bill," as used in these rules, includes a constitutional amendment, a concurrent resolution, and a joint resolution, except as otherwise specifically provided.

(b) A concurrent resolution and a joint resolution, other than a resolution ratifying proposed amendments to the United States Constitution and a resolution calling for a constitutional convention, shall be treated in all respects as a bill except as follows:

(1) It shall be given only one formal reading.

(2) It shall not be deemed a bill within the meaning of subdivision (a) of Section 8 of Article IV of the California Constitution.

### Introduction and Reference of Bills

47. (a) Each bill shall be signed by each Member who is an author or coauthor of the bill before it is introduced. If any bill is introduced that does not contain the signature of its author or coauthor, the bill, on motion of the Member whose name appears thereon without that signature, shall be stricken from the file by an affirmative recorded vote of 41 or more Members.

(b) After the introduction of preprinted bills, and subject to the provisions of the Joint Rules of the Senate and Assembly, any Member desiring to introduce a bill, constitutional amendment, or concurrent or joint resolution may at any time during a session send the same to the Chief Clerk's desk.

(c) When received at the Chief Clerk's desk each bill shall, under the proper order of business, be numbered, read the first time, printed, and referred to a standing committee, and a copy thereof shall be placed upon the desk of each Member before final passage.

All bills and constitutional amendments introduced before the standing committees of the Assembly are appointed shall be referred to committee, the references to take effect when the committees are appointed.

(d) The Committee on Budget may introduce a bill germane to any subject within the jurisdiction of the committee in the same manner as any Member. Any other standing committee may introduce a total of five bills in each year of a biennial session that are germane to any subject within the proper consideration of the committee.

(e) No committee, except the Committee on Budget, may introduce or author a House Resolution, Concurrent Resolution, or Joint Resolution.

(f) A committee bill may not be introduced unless it contains the signatures of a majority of all of the members, including the chairperson, of the committee. If all of the members of a committee sign the bill, at the option of the committee chairperson the committee members' names need not appear as authors in the heading of the printed bill.

(g) Subdivision (d) or (e) of this rule may be suspended with respect to a particular bill or resolution by approval of the Committee on Rules.

### **Bills Authored by a Former Member**

47.1. Whenever the author of a bill in the Assembly is no longer a Member of the Legislature, upon a request of a committee or current Member of the house in which the bill was introduced, the Assembly Committee on Rules may authorize that committee or Member to be the author of that bill. Absent that authorization, an action may not be taken by a committee or the Assembly with respect to a bill authored by a former Member.

### Limitation on the Introduction of Bills

49. (a) A Member may introduce not more than 40 bills in the regular session. As used in this rule, "bills" includes constitutional amendments.

(b) Notwithstanding subdivision (a) of this rule, a Member may introduce not more than five resolutions in the regular session. As used in this rule, "resolutions" include House, Concurrent and Joint Resolutions, but do not include resolutions introduced by a Member for the specific purpose of organizing a session that is convened pursuant to Article IV, Section 3(a) of the State Constitution or resolutions introduced by the Speaker as part of a session honoring a retiring Assembly Member.

(c) This rule may be suspended with respect to a particular bill or resolution by approval of the Committee on Rules.

# **Reference of Bills to Committee**

51. Except as otherwise provided in this rule, the Committee on Rules shall refer each bill to a committee by a majority vote of the membership of the committee, unless upon a motion the Assembly, by an affirmative recorded vote of 41 or more Members, refers it to some other committee. A motion to refer a bill is not debatable, except as to the propriety of the motion, and it may not open the main question to debate.

The Committee on Rules may require that, if a bill is reported out of the committee to which it has been referred, it shall be re-referred to another committee that shares jurisdiction of the subject matter of the bill.

### Spot Bills

51.5. A bill that upon introduction makes no substantive change in or addition to existing law, and would not otherwise affect the ongoing operations of state or local government, except a bill stating legislative intent to make necessary statutory changes to implement the Budget Bill, may not be referred to a committee by the Committee on Rules. If the author subsequently proposes to the Committee on Rules to make substantive changes in the bill as introduced, the Committee on Rules may refer the bill to a committee, together with the proposed changes for consideration as author's amendments. A vote on passage of the bill may not be taken, however, until the bill with its amendments, if adopted, has been in print for at least 15 days.

### **Delivery of Bills to State Printer**

52. After introduction and first reading, all bills shall be delivered to the State Printer.

### Resolutions

53. All resolutions shall be numbered and may be referred to the appropriate committee by the Committee on Rules.

Each resolution shall be signed by each Member who is an author or coauthor of the resolution before it is introduced.

#### **Resolutions by Member**

54. A concurrent resolution or a house resolution may be introduced relating to a present or former state or federal elected official or a member

of his or her immediate family. Other resolutions for the purpose of commendation or congratulation of any person, group, or organization, or for the purpose of expressing sympathy, regret, or sorrow on the death of any person, shall be prepared as a Rules Committee Resolution and presented to the committee for appropriate action.

The Committee on Rules may approve exceptions to this rule for house resolutions. The Chief Clerk may not accept for introduction any house resolution that is contrary to this rule unless it is accompanied by the approval of the Committee on Rules.

### **B. Standing Committee Functions**

#### **Standing Committee Rules**

55. Subject to the Joint Rules of the Senate and Assembly, the Rules of the Assembly shall govern the conduct of all committee and subcommittee meetings.

### Meetings of Standing Committees and Subcommittees

56. All standing committees and subcommittees shall meet at the hour and place provided by the schedule established by the Speaker, unless permission for a different hearing time is granted by the Speaker. A committee or subcommittee may not meet during any session of the Assembly, nor may any Member of the Assembly attend a conference committee meeting on any bill during any session of the Assembly without first obtaining permission from the Assembly.

When an unscheduled meeting of a standing committee or subcommittee has been so ordered, the meeting shall convene in an area that is readily accessible to the public and the Assembly shall take care that every effort is made to inform the public that a meeting has been called. An unscheduled meeting of a committee or subcommittee may not be held in the Assembly Chamber.

No bill may be set for hearing, nor may any notice thereof be published by any Assembly committee or subcommittee, until the bill has been referred to the committee or subcommittee. Nothing in this paragraph shall prevent a committee or subcommittee from acting with regard to a bill referred to it where the only action taken is to cause the bill to be reported to the Assembly with the recommendation that amendments be adopted and the bill be reprinted as amended and re-referred to the committee.

The several standing committees and subcommittees and their chairpersons may adopt a procedure under which bills are scheduled for hearing on the basis of like subject matter groupings.

### Setting and Hearing Bills in Committee

56.1. All bills referred to a standing committee pursuant to Assembly Rule 51 shall be set and heard, if requested by the author, as specified by the Joint Rules. If the analysis of an author's amendment that is subsequently adopted pursuant to Assembly Rule 68 discloses that the amendment makes a substantial substantive change to the original bill as referred by the Rules Committee, the bill as amended shall either be set and heard by the committee having jurisdiction of the bill as amended or re-referred to the Committee on Rules pursuant to the Assembly Rules.

#### **Committee Analyses**

56.5. Except as otherwise provided in this rule, each standing committee and subcommittee shall prepare an analysis of every bill it has set for hearing, which shall be available to the public in the office of the committee or subcommittee one working day prior to the date on which the hearing is to be held. In the case of a special meeting, or a meeting of the Committee on Appropriations or the Committee on Budget, or their subcommittees, the analysis shall be available to the public at the beginning of the hearing. No question concerning a committee's compliance with this rule with regard to any bill shall be in order following a vote on passage of the bill in that committee. As used in this rule, a "working day" is any day on which a house file is published.

A copy of each committee analysis shall be transmitted by the committee secretary to the Assembly Floor Analysis Unit at the same time it is made available to the public.

### **Committee Consultants: Floor Analyses**

56.6. Except as otherwise provided in this rule, the consultants of a standing committee or subcommittee are responsible for monitoring bills assigned to their respective committee or subcommittee throughout the entire legislative process. Except for resolutions and bills on the Consent Calendar, a consultant of the appropriate standing committee shall prepare, in a timely fashion, an analysis of every bill on third reading or the unfinished business file, and of any amendment to a bill that is on the Assembly floor, as directed by the Assembly Floor Analysis Unit.

The committee consultant who prepares the analysis shall transmit a copy of the completed analysis to the Assembly Floor Analysis Unit. The Assembly Floor Analysis Unit is responsible for final editing for grammar and format of all floor analyses.

# **Consent Calendar**

56.7. If the chairperson of a committee or subcommittee, in advance of a hearing, proposes to recommend any bills for consideration on the Consent Calendar without hearing testimony on those bills in committee, a list of those bills shall be made available to the public at the same time as the committee analysis required under Rule 56.5.

### **Committee Quorum**

57. Except as otherwise provided in this rule, a majority of the membership of any standing committee constitutes a quorum for the transaction of its business, including the decision to recommend the adoption of any amendments to any bill. A majority of the membership of the committee, or a subcommittee thereof, is required to report a bill out of the committee or subcommittee, respectively. Any vacancy on a standing committee shall not reduce the votes required to take action on a bill in that committee.

Whenever a member is disqualified pursuant to Joint Rule 44 or the Political Reform Act of 1974 (Title 9 (commencing with Section 81000) of the Government Code) from voting or taking any other action related to the passage, defeat, or amendment of a bill in committee, that disqualification shall be treated the same as a vacancy. The member shall advise the chairperson of a disqualification, and the chairperson shall announce which members are so disqualified at the commencement of the hearing on the bill.

#### Reconsideration

57.1. After a committee has voted on a bill, reconsideration may be granted only one time. Pursuant to subdivision (a) of Joint Rule 62, reconsideration may be granted within 15 legislative days or prior to the interim study joint recess, whichever occurs first. A vote on reconsideration may not be taken without the same notice required to set a bill for hearing unless that vote is taken at the same meeting at which the vote to be reconsidered was taken and the author is present. An action taken by a committee may not be reconsidered except by a majority vote of the membership of the committee.

### **Bills Reported Back to Assembly**

58. All committees shall act upon bills referred to them as soon as practicable, and when acted upon each bill shall be reported back to the Assembly forthwith; the chairperson of each committee is charged with the observance of this rule. The chairperson of each committee shall, insofar as practicable, report back bills in the same order as they were acted upon by the committee.

### **Appropriations Suspense File**

58.2. The Committee on Appropriations may maintain a suspense file, to which bills may be referred by vote of a majority of the members of the committee present and voting, pending further consideration by the committee. A bill may be taken off the suspense file and heard, upon two days' notice published in the file, by a vote of a majority of the members of the committee present and voting. A bill removed from the suspense file for the purpose of amendment only, pursuant to Rule 68, shall be re-referred to the committee and shall be placed on the suspense file pending further consideration by the committee.

### Voting in Committee

58.5. When a standing committee or subcommittee takes action on a bill, including reconsideration, the vote may be by roll call vote only. All roll call votes taken in a standing committee or subcommittee shall be recorded by the committee secretary on forms provided by the Chief Clerk of the Assembly. The record of a roll call vote shall show, for each proposal voted upon: all votes for and against, all members absent, and all members not voting. The chairperson of each standing committee or subcommittee shall promptly transmit a copy of the record of the roll call votes to the Chief Clerk of the Assembly, who shall cause the votes to be published in an appendix to the Journal on a monthly basis.

The committee secretary of each standing committee or subcommittee shall promptly transmit a copy of the record of the roll call votes to the Assembly Floor Analysis Unit.

A member may submit a written explanation of his or her vote, absence, or failure to vote on any bill or resolution, and that explanation shall be printed in the appendix to the Journal in the appropriate place, provided that no explanation may exceed 50 words in length.

At the request of the author or any member of the committee, the committee shall hold the roll open on any Assembly bill until the adjournment of the committee meeting. At no time may a bill be passed out by a committee without a quorum being present.

This rule does not apply to any of the following:

(a) Adoption of author's amendments to a bill.

(b) Withdrawal of a bill from a committee calendar at the request of an author.

(c) Return of bills to the house where the bills have not been voted on by the committee.

(d) Votes of subcommittees of the Committee on Budget when considering the Budget Bill.

(e) Votes of the Committee on Rules when referring bills to committees.

### Subject Matter of Bill Recommended for Interim Study

59. Whenever it is the decision of a standing committee that a bill referred to that committee shall not be given a do-pass recommendation, but that the subject matter of the bill should be referred for study, that standing committee shall retain the bill in its possession and report its recommendation to the Assembly that the subject matter of the bill be referred to the Committee on Rules for that committee's assignment of the subject matter to an appropriate committee.

Nothing in this rule shall be construed to prohibit a committee from subsequently reporting the bill to the Assembly with a do-pass or dopass as amended recommendation or from reporting it out of committee without further action on the final day of the session.

### **Committee Chairperson as Author**

60. A chairperson of a standing committee may not preside at a committee hearing to consider a bill of which he or she is the sole author or the lead author, except that the Chairperson of the Committee on Budget may preside at the hearing of the Budget Bill by the Committee on Budget.

#### **Reports of Committees**

61. Specially prepared reports of standing and special committees shall be delivered to the Chief Clerk or an assistant, and shall be read and ordered printed in the Journal unless otherwise ordered by the Speaker or a majority vote of the Members present and voting.

When a report of a joint legislative committee is delivered to the Assembly Desk, the Speaker shall refer it to a standing committee for review and appropriate action.

# **Constitutional Amendments**

62.5. All constitutional amendments shall be referred to the policy standing committee having jurisdiction of that subject matter and, upon being reported out of that committee, shall be re-referred to the committee having constitutional amendments within its jurisdiction.

# C. Passage of Bills

#### **Daily File**

63. There shall be printed an Assembly Daily File for each legislative day. The following listing shall constitute the order of business on the Daily File:

- 1. Special Orders of the Day
- 2. Second Reading, Assembly Bills
- 3. Second Reading, Senate Bills
- 4. Unfinished Business
- 5. Third Reading, Assembly Bills
- 6. Third Reading, Senate Bills

All bills on the Daily File shall be called for consideration, provided that Rule 58 has been complied with in the order of their listing. All scheduled committee hearings, together with the list of bills to be heard, shall be published in the Daily File.

### **Copies of Bills for Action on Floor**

64. A bill may not be considered or acted upon on the floor of the Assembly unless and until a copy of the bill as introduced, and a copy of each amended form of the bill, has been distributed to the desk of each Member in hard copy or in portable document format (PDF) via computer.

# Second Reading of Bills

66. All bills shall be read by title the second time in the order of their appearance upon the second reading file. Upon second reading, Assembly bills reported without amendments shall be ordered engrossed, and Senate bills reported without amendments shall be ordered to third reading. All bills reported out of committee shall be placed on the second reading file for the next legislative day, and may not be read a second time until the next legislative day under that order of business. As used in this rule, "bill" does not include a joint or concurrent resolution, but does include a constitutional amendment.

### **Bills Requiring General Fund Appropriation**

66.6. Until the Budget Bill has been enacted, the Assembly may not send to the Governor for consideration any bill appropriating funds for expenditure during the fiscal year for which the Budget Bill is to be enacted, except emergency bills recommended by the Governor or appropriations for the salaries and expenses of the Legislature.

# Passage of Budget Bill

66.7. The Budget Bill may not be voted upon for final passage on the floor of the Assembly unless it complies with subdivision (g) of Section 12 of Article IV and Sections 1.3 and 20 of Article XVI of the California Constitution.

#### **Committee Amendments**

67. Committee amendments reported with bills shall be considered upon their second reading, and the amendments may be adopted by majority vote of the Members present and voting. Assembly and Senate bills amended on second reading by committee amendment shall be ordered reprinted and returned to the second reading file. Assembly bills so amended shall be engrossed after printing.

Committee amendments reported with bills shall be prepared, or approved as to form, by the Legislative Counsel. Five copies of the committee amendments to Assembly bills and five copies of the committee amendments to Senate bills shall be delivered to the Chief Clerk's desk.

The Chief Clerk shall cause to be transmitted to the Assembly Floor Analysis Unit a copy of each committee report and committee amendment, unless the committee report or committee amendment is relative to a joint, concurrent, or house resolution.

Adoption of amendments to any bill in the Assembly prior to third reading, other than by a roll call, shall not preclude subsequent consideration in committee, or on the third reading by the Assembly, of the bill, those amendments, or any part thereof.

#### **Author's Amendments**

68. Upon request of the author of a bill, the chairperson of the committee to which the bill has been referred may, by his or her individual action taken independently of any committee meeting, cause the bill to be reported to the Assembly with the recommendation that amendments submitted by the author be adopted and the bill be reprinted as amended and re-referred to the committee.

Notwithstanding any other rule, a bill to be amended pursuant to this rule may not be placed on the second reading file for the adoption of those amendments.

#### Vote on Passage of Bill as Amended

68.5. Except as otherwise provided in this rule, a vote on passage of any bill in a standing committee or subcommittee shall be taken only when the bill is in print, including any previously adopted amendments to the bill. A vote on passage of an amended bill, when the amended form of the bill is not in print, may be taken only if the sole effect of the amendment is to add coauthors to the bill or if the committee determines that the effect of the amendment upon the bill can be readily understood by all of the members and audience present at the hearing. In that circumstance, any member may require that the amendments be in writing at the time of their adoption.

### **Bill Analysis Prior to Third Reading**

68.6. A bill, concurrent resolution, or joint resolution may not be considered on third reading unless and until an analysis of the measure has been distributed by the Assembly Floor Analysis Unit and placed upon the desks of the Members, unless otherwise ordered by the Speaker.

### Analysis of Conference Committee Amendments

68.7. A report of a conference committee on any bill, other than the Budget Bill, that recommends the substantive amendment of a bill may not be considered unless and until an analysis of the proposed amendment has been distributed by the Assembly Floor Analysis Unit and placed upon the desks of the Members, unless otherwise ordered by the Speaker.

### **Printing of Conference Committee Reports**

68.8. A conference report may not be heard by the Assembly until it has been in print for two days prior to being taken up by the house.

#### **Conference Committee: Substantial Policy Change**

68.9. (a) A conference committee on any bill, other than the Budget Bill or a bill that is making statutory changes to implement the Budget Bill, may not approve any substantial policy change in any bill if that substantial policy change has been defeated in a policy committee of the Assembly within the current legislative session. For purposes of this rule, the most recent action of a policy committee with regard to a substantial policy change is deemed the only action taken when the policy committee has taken inconsistent actions with respect to a substantial policy change.

(b) For purposes of subdivision (d) of Joint Rule 29.5, the term "heard" means that a printed bill with substantially similar language was before the appropriate committee and taken up at a regular or special hearing of the committee during the current legislative session; or that an amendment, which was drafted and given a request number or approved as to form by the Legislative Counsel, was before the committee and taken up at a regular or special hearing of the committee.

#### Amendments From the Floor

69. (a) Any Member may move to amend a bill during its second or third reading, and that motion to amend may be adopted by a majority vote of the Members present and voting.

Amendments to a bill offered from the floor, except committee amendments reported with bills, amendments offered with a motion to amend and re-refer a bill to committee, amendments deleting any number of words, or amendments previously printed in the Journal, are not in order unless and until a copy of the proposed amendments has been placed upon the desks of the Members. A copy of a bill that has been amended only to add coauthors to the bill is not required to be placed upon the desks of the Members if both the Speaker and Minority Leader grant an exemption.

Amendments offered from the floor during a bill's second or third reading shall be prepared, or approved as to form, by the Legislative Counsel.

Before debate five copies of the proposed amendment to Assembly bills, and five copies of the proposed amendments to Senate bills, shall be delivered to the Chief Clerk's desk. One copy of the proposed amendment shall be transmitted by the Chief Clerk to the Assembly Floor Analysis Unit. Bills so amended upon second or third reading shall be reprinted and re-engrossed. The Chief Clerk shall order printed as many copies of all amended bills as he or she may determine to be necessary.

(b) (1) Amendments from the floor during a bill's second or third reading that would make a substantive change in the bill shall be submitted to the Chief Clerk's desk by 5:00 p.m. or the time of adjournment, whichever is later, the business day before the start of session on the legislative day at which they are to be considered.

(2) Upon receipt of the proposed amendments by the Chief Clerk, an analysis shall be prepared by the committee of origin in conjunction with the Assembly Floor Analysis Unit, and a copy of that analysis shall be distributed to each Member's desk prior to the beginning of debate on adoption of the proposed amendments, unless otherwise ordered by the Speaker.

(3) As used in this subdivision, "bill" does not include a joint or concurrent resolution, but does include a constitutional amendment.

(c) Paragraph (1) of subdivision (b) does not apply to (1) amendments to a bill taken up without reference to file, (2) amendments to a bill to add or delete an urgency clause, (3) amendments to a bill that are identical to other amendments submitted to the Chief Clerk's desk in accordance with the requirements of this rule, (4) amendments to the Budget Bill or to a bill that is making statutory changes necessary to implement the Budget Bill, or (5) amendments to a bill to make the bill contingent upon the enactment of another bill, or to incorporate one or more statutory amendments proposed in another bill to avoid superseding those amendments.

(d) Any bill amended on the second or third reading file shall be ordered reprinted and returned to the third reading file, and may not be acted on by the Assembly until the bill, as amended, has been on the Daily File for one calendar day. This subdivision does not apply to a bill that is amended to add or delete an urgency clause or to a bill that is amended to make statutory changes to implement the Budget Bill.

(e) A motion to amend a bill on the second or third reading file, other than committee amendments reported pursuant to Rule 57, is not in order on (1) the last two legislative days preceding the January 31 bill passage deadline specified by Section 10 of Article IV of the California Constitution or (2) the last seven days preceding the scheduled commencement of the interim study recess or the scheduled commencement of the final recess as specified by the Joint Rules of the Senate and Assembly. This subdivision may be suspended temporarily by two-thirds vote of the Members present and voting. This subdivision does not apply to amendments to a bill pursuant to Joint Rule 23.5, amendments to a bill to add or delete an urgency clause, or amendments to a bill to incorporate one or more statutory amendments proposed in another bill to avoid superseding those amendments.

# **Consideration of Political Reform Act Bills**

69.1. Pursuant to Section 81012 of the Government Code, any bill that would amend the Political Reform Act of 1974 (Title 9 (commencing with Section 81000) of the Government Code) may not be passed until, 12 days prior to being considered for passage, the bill in its final form has been delivered by the Chief Clerk to the Fair Political Practices Commission for distribution to the news media and to every person who has requested the commission to send a copy of any such bill to him or her.

### Consideration of Bills Amending the California Stem Cell Research and Cures Act

69.2. Pursuant to Section 8 of the California Stem Cell Research and Cures Act (Proposition 71 of the November 2, 2004, statewide general election), the following requirements apply to a bill that would amend the provisions of that act:

(a) The bill may not be passed until, 14 days prior to the date of passage, copies of the bill in its final form are made available by the Chief Clerk to the public and the news media.

(b) Passage of the bill requires the affirmative votes of 56 Members.

# Electronic Distribution of Bills, Conference Reports, Amendments, and Analyses

69.5. Any requirement that bills, conference reports, amendments, or an analysis be placed on the desks of the Members is satisfied by electronic distribution of the same information in portable document format (PDF) via computer to the desk of the Members through the Assembly Floor System, unless otherwise ordered by the Speaker.

# **Consideration of Bills Re-referred to Committee**

70. Whenever a bill that has been amended and re-referred to committee is reported out by that committee, it shall be placed on the second reading file and may not be transferred therefrom to the third reading file until the following day.

### **Uncontested Bills**

71. A bill may not be placed on the Assembly Consent Calendar unless it has met the requirements of Joint Rule 22.1 with respect to each Assembly standing committee to which the bill has been referred.

# **Consideration of Concurrent and Joint Resolutions**

73. A concurrent or joint resolution may be amended by a majority vote of the Members present and voting. The ayes and noes may not be called upon the adoption of concurrent resolutions, except those authorizing expenditures of money, unless regularly demanded, or required by statute or the California Constitution.

### Adoption of Resolutions

74. Any resolution upon which a roll call vote is demanded requires an affirmative recorded vote of 41 or more Members for adoption.

The adoption of any resolution authorizing the expenditure of money requires an affirmative recorded vote of 41 or more Members.

#### **Printing of Resolutions**

75. When any previously printed house resolution is before the Assembly for adoption, it may be printed in the Journal only if amendments to it have been adopted, in which case it shall be printed as amended. In the absence of those amendments, house resolutions before the Assembly for adoption shall be referred to by day and page of the Journal as printed upon introduction. For the purposes of this rule, the adding of a coauthor shall not be deemed an amendment.

### **Concurrence in Senate Amendments**

77. Concurrence in any Senate Amendment to an Assembly bill requires the same affirmative recorded vote as the vote required by the

California Constitution for the passage of the bill. A vote on concurrence may not be taken until the bill has been on the unfinished business file for one calendar day, except that when the bill is placed upon the unfinished business file during the last two legislative days preceding (1) the January 31 bill passage deadline specified by Section 10 of Article IV of the California Constitution, (2) the scheduled commencement of the interim study recess, or (3) the scheduled commencement of the final recess as specified by the Joint Rules of the Senate and Assembly, it may be acted upon immediately. The vote on concurrence shall be deemed the vote upon final passage of the bill.

Senate amendments to Assembly bills may not be concurred in unless and until an analysis of the measure has been distributed by the Assembly Floor Analysis Unit and a copy placed upon the desks of the Members, unless otherwise ordered by the Speaker. As used in this rule, "bill" does not include a joint or concurrent resolution, but does include a constitutional amendment.

### **Digest of Bills Amended in Senate**

77.1. Whenever the Senate amends and passes an Assembly bill, the Legislative Counsel shall, within one day after the bill is passed by the Senate, prepare and transmit to the Chief Clerk and the Speaker a brief digest summarizing the effect of the Senate amendment. Upon receipt from the Legislative Counsel, the Chief Clerk shall cause the digest to be printed in the Daily File immediately following any reference in the file to the bill covered by the digest.

### **Substantially Amended Bills**

77.2. If the analysis of an amendment adopted on the floor discloses that the amendment makes a substantial substantive change to a bill as passed by the last committee of reference, the bill, as amended, may be referred by the Speaker to the appropriate committee.

A bill that was previously reported from a policy or fiscal committee of reference in compliance with Joint Rule 61 is not subject to the deadlines in Joint Rule 61 if the bill is subsequently referred to a policy or fiscal committee pursuant to this rule.

If the digest to an Assembly Bill that has been returned to the Assembly by the Senate for concurrence in Senate amendments discloses that the Senate has made a substantial substantive change in the bill as first passed by the Assembly, the bill may be referred by the Speaker to the appropriate committee.

### **Inactive File**

78. Whenever a bill has been passed twice on the third reading file on two successive legislative days, it shall be placed forthwith upon a special file to be known as the inactive file. A bill also may be placed on the inactive file at the request of the author. When a bill has been placed on the inactive file, it may be returned to the third reading file by request of the author. Notice of the request to return the bill to the third reading file shall be published one day in advance in the Assembly File. The bill, when returned to the third reading file, shall then be placed at the foot of the third reading file. When a bill, placed on the inactive file from the second reading file or the unfinished business file, is removed from the inactive file, it shall be returned to the foot of the second reading file or the unfinished business file, respectively, in the next published Daily File.

### **Engrossing and Enrolling Bills**

79. The Engrossing and Enrolling Clerk shall engross and enroll all bills that come to his or her hands for that purpose, in compliance with the provisions of Section 9503 of the Government Code, and in the order of time in which the same shall be acted upon by the Assembly.

After final passage by both houses, any Assembly bill not amended by the Senate shall be ordered by the Speaker forthwith to be enrolled, as provided in Sections 9508 and 9509 of the Government Code. The Chief Clerk shall report both the day and hour each enrolled bill is presented to the Governor, which report shall be entered in the Journal.

# VI. PARLIAMENTARY PROCEDURE

# A. Motions and Questions

# Precedence of Motions During Debate

80. When a question is under debate or before the Assembly, no motions shall be received but the following, which shall take precedence in the order named:

First—To adjourn;

Second—To recess to a time certain;

Third—To lay on the table;

Fourth—For the previous question;

Fifth—To set as a special order;

Sixth—To postpone indefinitely;

Seventh—To refer to or to re-refer;

Eighth—To amend.

### **Questions of Order Decided Without Debate**

81. All incidental questions of order, arising after a motion is made for any of the questions named in Rule 80 and pending that motion, shall be decided by the Speaker without debate, whether on appeal or otherwise.

### Appeal From Decision of the Speaker

82. Any Member may appeal from a decision of the Speaker without waiting for recognition by the Speaker, even though another Member has the floor. An appeal is not in order when another is pending, or when other business has been transacted by the Assembly prior to the appeal being taken. Upon the appeal being seconded, the Speaker may give his or her reasons for the decision, and the Member making the appeal may give his or her reasons for the appeal, and the Speaker forthwith shall put one of the following questions to the Assembly:

(1) "Shall the decision of the Speaker be sustained?"

(2) "Shall the decision of the Speaker be overruled?"

An appeal may not be amended and yields only to a motion to recess or adjourn, or to lay on the table, or a question of personal privilege. If an appeal is laid on the table, that action shall have no effect on the pending question. An appeal may not be debated when relating to indecorum, the transgression of rules, or the priority of business. A majority vote of the Members present and voting decides any appeal. In the event of a tie vote, the appeal is lost.

#### Speaker Explains Order of Business

83. The Speaker may, on his or her own motion or the motion of any Member, explain the order of business when the motion pending before the Assembly is not debatable. That explanation may not consume more than two minutes.

#### To Adjourn

84. A motion to adjourn is not debatable and may not be amended, and is always in order, except: (a) when another Member has the floor; (b) when the Assembly is voting; or (c) during a call of the Assembly. The name of any Member moving an adjournment, and the hour at which the motion was made and adjournment taken, shall be entered in the Journal. A motion to adjourn shall be adopted by a majority vote of the Members present and voting.

When a motion to adjourn is made and seconded, it shall be in order for the Speaker, before putting the question, to permit any Member to state to the Assembly any fact relating to the condition of the business of the Assembly which would seem to render it improper or inadvisable to adjourn. That statement may not occupy more than two minutes and is not debatable.

An affirmative recorded vote of a majority of the duly elected and qualified Members is required to adjourn any session of the Assembly sine die.

### To Recess to a Time Certain

85. A motion to recess to a time certain is treated the same as a motion to adjourn, except that the motion is debatable when no business is before the Assembly, and can be amended as to the time and duration of the recess. It yields only to a motion to adjourn.

### To Lay on the Table

86. A motion to lay on the table is not debatable and may not be amended.

A motion to table a bill, constitutional amendment, or concurrent or joint resolution is adopted by an affirmative recorded vote of 41 or more Members.

Any motion to lay on the table, if carried by 41 or more votes, carries with it the main question and everything that adheres to it, except that a motion to lay an amendment on the table, if adopted, does not carry with it a bill, constitutional amendment, or concurrent, joint, or house resolution.

A motion to lay an amendment on the table is adopted by a majority vote of the Members present and voting.

A motion to lay on the table may not be applied with respect to reconsideration.

#### **The Previous Question**

87. The previous question shall be put only when demanded by five Members, and its effect, when sustained by a majority vote of the Members present and voting, shall be to put an end to all debate and bring the Assembly to a vote only on the question then pending, except that the proponent of the matter pending shall be allowed not more than five minutes to close the debate.

#### Motion to Set Special Order

88. A motion to set any matter before the Assembly as a special order of business is adopted by an affirmative recorded vote of 54 or more members. The motion is debatable only as to the propriety of setting the main question as a special order of business, and may be amended only as to the time.

#### Motion to Postpone to a Time Certain

89. A motion to postpone to a time certain is deemed and treated as a motion to set as a special order.

### Motion to Postpone Indefinitely

90. The making of a motion to postpone indefinitely any bill, motion, or amendment opens the main question to debate. If the motion to postpone indefinitely prevails by an affirmative recorded vote of 41 or more Members, the main question may not be acted upon again during the session.

#### **Motion to Amend**

91. A motion to amend may itself be amended, but an "amendment to an amendment" may not be amended. A motion to substitute is deemed to be a motion to amend and is considered the same as an amendment.

Only one substitute is in order when an amendment is pending. A motion to amend or to substitute is debatable, except where the main question to be amended is not debatable. Any motion to amend may be adopted by a majority vote of the Members present and voting.

A motion to amend that is decided in the negative is not again in order on the same day, or at the same stage of proceeding. The fact that a motion to amend by striking out certain words is decided in the negative does not preclude a motion to amend by adding words, or a motion to amend by striking out and inserting words, except that in no case may a further amendment be substantially the same as the one rejected.

Subject to the above provisions of this rule and Rule 69, a motion to amend is in order during the second or third reading of any bill.

#### Amendment To Be Germane

92. An amendment to any bill, other than a bill stating legislative intent to make necessary statutory changes to implement the Budget Bill, whether reported by a committee or offered by a Member, is not in order when the amendment relates to a different subject than, is intended to accomplish a different purpose than, or requires a title essentially different than, the original bill.

A motion or proposition on a subject different from that under consideration may not be admitted as an amendment.

An amendment is not in order that changes the original number of any bill.

A Member may not be added or deleted as an author or coauthor of a bill or resolution without his or her consent.

### **Consideration of Motions**

93. A motion, whether oral or written, may not be adopted until it is seconded and distinctly stated to the Assembly by the Speaker.

# **Motions in Writing**

94. Upon request of the Speaker, all motions shall be reduced to writing and shall be read to the Assembly by the Speaker before being acted upon.

#### Withdrawal of Motions

95. After a motion is stated by the Speaker, or a bill, resolution, or petition is read by the Chief Clerk, it is in the possession of the Assembly.

# Motion to Withdraw or Re-refer Bills

96. (a) A motion to withdraw a bill or resolution from committee, or to re-refer a bill or resolution from one committee to another committee, may be made during the regular order of business. A motion to re-refer may be debated only as to the propriety of the reference, and shall require an affirmative recorded vote of 41 or more Members.

(b) A bill or resolution may not be withdrawn from committee and placed upon the file, unless a motion to withdraw has been heard by, and has been approved by a majority vote of, the Committee on Rules. This subdivision does not apply to a bill in a fiscal committee that has been amended so as not to require its reference to a fiscal committee, as indicated by the Legislative Counsel's Digest.

(c) A motion to continue a motion to withdraw a bill or resolution from committee requires a majority of those members present and voting. A motion to withdraw a motion to withdraw is not in order.

# **Re-reference of Measures on File**

97. A motion to re-refer a bill or resolution that is on the Assembly Daily File to committee may be made during the regular order of business. The motion is debatable only as to the propriety of that reference and shall require an affirmative recorded vote of 41 or more Members.

## **Bills Stricken From File**

98. A motion to strike from the file any bill or resolution requires an affirmative recorded vote of 41 or more Members. That bill or resolution may not be acted upon again during the session.

## Motion to Rescind Action or Expunge Record

99. Previous to the approval of the Journal by the Assembly, any action may be rescinded and its record ordered expunged by the affirmative recorded vote sufficient to take that action originally, except that an action may not be rescinded and the record expunged by a vote less than an affirmative recorded vote of 41 or more Members. A motion to rescind the action and expunge the record may not be made twice on the same proposition.

A motion to rescind is not in order on any matter upon which a vote to reconsider has previously been taken in the Assembly.

Whenever any action of the Assembly is rescinded and its record ordered expunged, the record of the action expunged may not appear in any form whatsoever, except that the record of the proceedings on the motion to rescind and expunge shall appear in the Journal as and when printed.

#### **Reconsideration of Vote**

100. (a) A motion to reconsider a vote on the next legislative day shall be made on the same day the vote to be reconsidered was taken. A motion to reconsider may not be adopted unless it receives an affirmative recorded vote of 41 or more Members. A motion to reconsider may be voted on without a second.

A motion to reconsider a vote shall be made by a Member voting on the question, and takes precedence over all motions, except a motion to adjourn. Upon that motion being made, the matter to be reconsidered forthwith shall be placed upon the unfinished business file, and further action may not be taken prior to the next legislative day. When a motion to reconsider has once been made, the motion is the property of the Assembly. When reconsideration is granted, the matter to be reconsidered shall be before the Assembly in the same status it had prior to the vote being reconsidered.

(b) (1) Interim Study Recess:

No motion to reconsider the vote whereby amendments are concurred in on Assembly bills, the vote whereby a Senate bill is passed and returned to the Senate, or the vote whereby a conference committee report is adopted is in order on the last two legislative days preceding the interim study recess.

A motion to reconsider the vote whereby amendments are refused concurrence on Assembly bills, the vote whereby Senate bills are refused passage, or the vote whereby a conference committee report is refused adoption is in order on the last legislative day preceding the interim study recess. The motion may be taken up before the end of that legislative day.

As used in this paragraph, "bill" does not include a joint or concurrent resolution.

(2) January 31—Even-numbered Year:

A motion to reconsider the vote whereby an Assembly bill is passed to the Senate is not in order on the last two legislative days preceding January 31 of the even-numbered year.

A motion to reconsider the vote whereby an Assembly bill is refused passage on its third reading is in order on the last legislative day preceding January 31 of the even-numbered year. The motion must be taken up before the end of that legislative day.

As used in this paragraph, "bill" does not include a Senate bill, a constitutional amendment, or a joint or concurrent resolution.

(3) Spring or Summer Recess:

A motion to reconsider the vote whereby a bill is passed is not in order on the last two legislative days preceding the Spring or Summer Recess as established by the Joint Rules of the Senate and Assembly. (4) Deadline for Passage by House:

A motion to reconsider the vote whereby an Assembly bill is passed to the Senate is not in order on the last two legislative days preceding the last day for the Assembly to pass a bill introduced in the Assembly, as set forth in the Joint Rules of the Senate and the Assembly.

As used in this paragraph, "bill" does not include a Senate bill, a constitutional amendment, or a joint or concurrent resolution.

(5) Final Recess:

A motion to reconsider the vote whereby a bill is passed is not in order on the last two legislative days preceding the final recess.

A motion to reconsider the vote whereby a bill is defeated is in order on the day of the final recess. The motion must be taken up before the end of that legislative day.

(c) Any Member voting on any matter may move to take up on the same day the motion, previously made by another Member, to reconsider the vote on that matter. A motion to take up on the same day a motion to reconsider the vote on a bill requires an affirmative recorded vote of at least 41 Members. A motion to take up on the same day a motion to reconsider the vote on any motion, amendment, Assembly resolution, or proposition other than a bill requires an affirmative vote of a majority vote of the Members present and voting. The motion to take up the reconsider and, upon demand of any Member, the motion to take up the reconsideration on the same day shall be put to an immediate vote. If the motion to take up the reconsider is the next order of business before the Assembly.

(d) A second motion to reconsider the same question is not in order, nor is a motion to reconsider reconsideration in order.

(e) A motion to continue a motion to reconsider requires a majority vote of those Members present and voting.

#### **Call of Assembly**

101. After the roll has been called, and prior to the announcement of the vote, any Member may move a call of the Assembly. The Members present may order a call of the Assembly by a majority vote of the Members present and voting, and the Speaker shall immediately order the Sergeant at Arms to lock all doors and direct the Chief Clerk to prepare a list of absentees as disclosed by the last roll call. The list of absentees shall be furnished to the Sergeant at Arms, whereupon no Members shall be permitted to leave the Assembly Chamber except by written permission of the Speaker, and a person may not be permitted to enter except Members, Senators, or officers, or employees of the Legislature in the official performance of their duties.

Each Member who is found to be absent, and for whom a leave of absence has not been granted, shall be forthwith taken into custody wherever found by the Sergeant at Arms, his or her assistants, or any person designated by the Sergeant at Arms, including members of the California Highway Patrol, and sheriffs or their deputies, and brought to the Assembly Chamber. A recess or adjournment may not be taken during a call of the Assembly. Additional business may be conducted and calls placed regardless of the number of calls in effect. A call of the Assembly may be dispensed with at any time upon a majority vote of the Members present, that action to become effective upon the completion of the roll call and the announcement of the vote upon the matter for which the call was ordered, unless, prior to the announcement of the vote, the call is continued by a majority vote of the Members present.

#### **Division of Question**

102. Any Member may call for a division of the question, and the Speaker shall order the question divided if it comprehends propositions in substance so distinct that, one being taken away, a substantive proposition would remain for the decision of the Assembly. This rule does not apply to an individual bill or resolution.

#### B. Voting

#### **Members Voting**

104. Every Member in the Assembly Chamber when a roll call is required shall record his or her vote openly and without debate, unless the Assembly excuses that member by a majority vote of the Members present and voting.

A Member may not operate the voting switch of any other Member, except that a Member presiding at the time of a roll call, who is not the Speaker or the Speaker pro Tempore, may direct another Member on the floor to operate the voting switch of the presiding Member, and any Member so presiding, including the Speaker and the Speaker pro Tempore, may also operate the voting switches at the rostrum of the Speaker and the Speaker pro Tempore, at their direction.

The name of any Member who refuses to vote as required by this rule, after being requested by the Speaker to do so, shall be entered in the Journal, together with a statement that he or she was present and did so refuse to vote. Any Member who refuses so to vote may, if he or she so desires, and immediately after the announcement of the vote, submit a written explanation of the failure to vote and that explanation shall be printed in the Journal, provided that no explanation may exceed 50 words in length.

In addition to the entry of his or her name in the Journal, any Member who refuses so to vote when required, and who has not been excused from doing so, may, immediately after the announcement of the vote, at the discretion of the Speaker or upon demand of any Member, be summoned to appear before the bar of the Assembly for public censure by the Speaker or by any Member designated by the Speaker. Censure of a Member as provided by this rule does not constitute a bar to proceedings for his or her expulsion from the Assembly pursuant to Section 5 of Article IV of the California Constitution.

A Member may submit a written explanation of his or her vote on any bill or house resolution, and that explanation shall be printed in the Journal immediately following the vote, provided that no explanation may exceed 50 words in length. A Member, prior to adjournment on the same legislative day, in the absence of any objection, may instruct the Chief Clerk to add his or her vote to any previously announced vote that had been taken during his or her absence, so long as the outcome of the vote is not thereby changed. The Chief Clerk shall record any vote additions or vote changes in the order signed by the Members at the Clerk's desk.

#### Ayes and Noes

105. The ayes and noes shall be recorded by the electrical voting system on the final passage of all bills, when an affirmative recorded vote of 41 Members or any vote above that number is required, when demanded by three Members, or when ordered by the Speaker. The names of the Members so voting shall be entered in the Journal.

### Voting and Vote Changes

106. When once begun, voting may not be interrupted, except that, before the vote is announced, any Member may have the total pending vote flashed on the visible vote recorder. Prior to the announcement of the vote, the presiding officer shall instruct the Chief Clerk to record verbal votes from Members not at their desks. Any Member may move a call of the Assembly after the completion of the roll. A Member, prior to adjournment on the same legislative day, and in the absence of any objection, may instruct the Chief Clerk to change his or her recorded vote after the vote is announced, so long as the outcome of the vote is not thereby changed. The Chief Clerk may record any vote change only after the Member making the change has announced it to the Assembly.

#### Tie Vote

107. In case of an equal division, or tie vote, the question shall be lost.

# VII. MEMBERS' DECORUM AND PRIVILEGES Order in Speaking to Questions

108. When a Member desires to address the Assembly, the Member shall rise from his or her seat and respectfully address himself or herself to "Mr. Speaker" or "Madame Speaker." Upon being recognized, the Member may speak, confining himself or herself to the question under consideration. When two or more Members rise at the same time, the Speaker shall designate the Member who is entitled to the floor.

A Member may not speak more than once during the consideration of any one question on the same day and at the same stage of proceeding, except that the author of a bill or resolution or the mover of a question has the right to open and close the debate thereon. A Member may not be allowed to speak more than five minutes to open and five minutes to close the debate on any question, including amendments, and no Member other than the author or the mover of the question may be allowed to speak more than five minutes thereon. A Member may not yield to any other Member the time for which he or she is entitled to speak on any matter.

#### **Rules of Decorum**

108.1. (a) In accordance with Rule 10, Members of the Assembly shall conduct themselves in accordance with the rules of decorum specified in Sections 120 to 126, inclusive, of Mason's Manual of Legislative Procedure.

(b) Notwithstanding subdivision (a), the Committee on Rules may adopt additional rules of decorum by majority vote of the membership of the committee.

#### Motions

109. When a Member desires to make a motion, the Member shall obtain recognition as provided in Rule 108. Upon being recognized, the Member shall open by stating his or her motion, except in the case of a nomination, and in any other case may not speak to the merits of the motion at that time, but shall confine his or her remarks to those necessary to explain the motion. If the motion is in order and is seconded, it shall be stated to the Assembly by the Speaker. If the motion is debated, the Member who made it shall then be entitled to recognition to open the debate on the motion.

When a Member obtains the floor during debate upon any question that is pending before the Assembly and addresses the Assembly regarding the merits of the pending question, the Member may not be permitted to conclude his or her debate by making any motion or by demanding the previous question.

#### Leave of Absence

110. A Member may not absent himself or herself from attendance at any session of the Assembly without leave of the Assembly. A Member may not obtain that leave of absence or be excused for nonattendance except by a vote of 54 or more Members or by unanimous consent. A Member who obtains a leave of absence for personal business, or is excused for nonattendance for personal business, thereby waives his or her per diem allowance for attendance upon any session of the Legislature for which he or she secures that leave of absence or excuse. A Member may not obtain a leave of absence for legislative business or be excused for nonattendance for legislative business the Member has filed with the Speaker a statement of the legislative business for which he or she seeks that leave of absence or excuse. That statement shall be printed in the Journal.

If a Member is not recorded on the attendance roll within 30 minutes after the scheduled start of the session, the Member shall stand up before the Assembly and explain the reason he or she is late before he or she is recorded on the roll call for any vote. If a Member does not explain his or her reason for being late, any other Member may raise a point of order under this rule, whereupon the tardy Member's vote may not be recorded until an explanation is made.

#### **Personal Privilege**

111. Any Member may rise to explain a matter of personal privilege. A matter of personal privilege is a matter involving the Member's integrity, dignity, or honor. Upon rising to explain such a matter, the Member forthwith shall be recognized by the Speaker, but may not discuss a question in that explanation. Matters of personal privilege yield only to a motion to recess or adjourn.

#### **Objection to Reading of Any Paper**

112. Any Member, upon recognition by the Speaker, may object to the reading of any paper before the Assembly. When that objection is made, the question of reading shall be determined without debate by a majority vote of the Members present and voting, upon a brief statement by the Speaker of the substance of the objection.

#### Members at Chief Clerk's Desk

113. A Member or other person may not be allowed at the Chief Clerk's desk while the ayes and noes are being recorded or the votes counted.

### Members Called to Order for Transgressing Rules

114. If any Member transgresses the Rules of the Assembly, the Speaker shall, or any Member may, call the offending Member to order. The Member so called to order immediately shall take his or her seat, until the Speaker, without debate, has determined whether the Member is in order. That decision by the Speaker shall be subject to an appeal to the Assembly.

If any Member is called to order for offensive words spoken in debate, the person calling him or her to order shall state to the Assembly the words to which exception is taken. No Member may be held to answer, or be subject to censure by the Assembly, for language used in debate if other business has been transacted by the Assembly prior to exception being taken to the words spoken.

# VIII. MISCELLANEOUS

#### Committee of the Whole

115. The Assembly may resolve itself into a Committee of the Whole at any time by a majority vote of the Members present and voting. While sitting as that committee, persons other than Members may address the committee. The Speaker of the Assembly, or any Member named by the Speaker, shall preside as Chairperson of the Committee of the Whole.

A motion that the Committee of the Whole "do now rise and report back to the Assembly," shall always be in order and shall be decided without debate. All actions of the Committee of the Whole shall be reported to the Assembly by the chairperson, but may not be entered in the Journal except upon motion and a majority vote of the Members present and voting.

#### **Use of Assembly Chamber**

116. The Assembly Chamber may not be used for any public or private business, other than legislative matters, except upon approval of the Speaker or the Chair of the Committee on Rules.

### Use of Assembly Facilities: Smoking

117. The smoking of tobacco products is prohibited within any building, or portion of a building, occupied or used by Assembly

Members or employees if the building or portion of the building is under the jurisdiction or control of the Assembly. This smoking prohibition shall apply to any outdoor area within five feet of an entrance or exit to any building or portion of a building subject to this rule. This smoking prohibition shall apply to the Assembly Chamber, Assembly hearing rooms, and Assembly offices, and to hallways, stairways, and bathrooms within any building or portion of a building subject to this rule.

# **Telephones and Text Messages**

117.5. While on the floor of the Assembly during any session of the Assembly, or while serving on a committee during any hearing of that committee, a Member may not do either of the following:

(a) Use a cellular telephone to make or receive calls.

(b) Send text messages to, or receive text messages from, any lobbyist.

# Meeting of the Assembly: Firearms

117.7. A person, except a peace officer acting within the scope of his or her employment, may not carry or possess a firearm on the floor of the Assembly during any session of the Assembly or in a committee hearing room during any meeting of a committee or subcommittee.

## Persons Admitted to Floor of the Assembly

118. A person other than Members of the Legislature, officers, employees of the Legislature, accredited members of the press, and guests may not be admitted to the floor of the Assembly during any session of the Assembly. A guest of any Member may be admitted only upon presentation of a guest card of the Member countersigned by the Speaker. A guest card is valid only on the legislative day for which it is issued. A lobbyist, as defined by Section 82039 of the Government Code, may not, under any circumstances, be admitted to the Assembly Chamber while the Assembly is in session.

Persons admitted to the Assembly Chamber, other than Members, may not be permitted to stand in the lobby in the rear of the Assembly Chamber while the Assembly is in session, but shall be required to occupy the seats provided for them.

Guests may be seated only in the chairs in the back of the rail in the rear of the Assembly Chamber, and may not be permitted to sit at the desks of the Members. No person other than an accredited newspaper representative may be permitted to sit at the press desks. A special section in the balcony may be reserved for those holding guest cards. Neither any person mentioned in this rule nor any other person, except a Member of the Legislature, may engage in influencing the passage or defeat of legislation in the Assembly Chamber.

A person other than a Member of the Legislature, the Sergeant at Arms or his or her assistants, the Chief Clerk or his or her assistants, or the Legislative Counsel or his or her representatives, may not be permitted in the area of the floor of the chamber which is occupied by the desks of the Members.

#### **Floor Attire**

118.1. Notwithstanding any other provision of these Rules, Members of the Legislature, officers or employees of the Legislature, accredited members of the press, or any other persons may be restricted from admission to the floor of the Assembly during any session if they are inappropriately attired. The Committee on Rules may, as necessary, adopt policies to implement this rule.

### **Qualifications and Elections of Members**

119. An affirmative vote of 41 or more Members shall be required to determine the qualifications and election of any Member pursuant to Section 5 of Article IV of the California Constitution. A motion to disqualify a Member is not in order at the convening of a legislative session until a Speaker has been elected in accordance with Section 9023 of the Government Code.

### Compensation and Expenses of Member Convicted of Felony

120. If a Member of the Assembly is convicted of a felony by a superior court, his or her right to further compensation or expenses is thereupon suspended, and his or her membership on any committee is thereupon suspended. If the conviction becomes final, the right of the Member to further compensation or expenses shall terminate and any compensation or expenses withheld shall be forfeited to the state. If the conviction is reversed by an appellate court or a motion for a new trial is granted, and the Member is thereafter found not guilty or the charges against him or her are dismissed, the amounts of the withheld compensation or expenses shall be paid to the Member and the suspension of his or her committee membership shall terminate.

Whenever a Member is convicted of a felony in the superior court, the Committee on Rules shall give written notice thereof to the Controller, directing him or her to discontinue any further payments to the Member unless and until the Committee on Rules notifies the Controller that the Member has been found not guilty or that the charges against him or her are dismissed. The Controller may not draw any warrant payable to that Member except as provided in this rule.

#### The Seal of the Assembly

121. The Seal of the Assembly may be used only by or on behalf of a Member of the Assembly, or when specifically authorized by the Committee on Rules.

#### Agency Reports: Electronic Copies

122. Pursuant to Section 9795 of the Government Code, any report required or requested by law to be submitted by a state or local agency to the Members, or to the Legislature generally, shall be submitted as an electronic copy to the Chief Clerk.

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# STANDING RULES OF THE SENATE

2013-14 Regular Session

Senate Resolution No. 4 (Steinberg) (Adopted December 3, 2012, Senate Journal, p. 10)

## STANDING RULES OF THE SENATE

#### CONVENING AND SESSIONS

#### **Hours of Meeting**

1. The Senate shall meet at 9:00 a.m. daily, except Saturdays and Sundays, unless otherwise ordered by the Senate.

#### **Calling to Order**

2. The President pro Tempore, Vice Chair of the Committee on Rules, or senior member present shall call the Senate to order at the hour stated and, if a quorum is present, shall proceed with the order of business.

## **Attendance of Senators**

No Senator may absent himself or herself from attendance upon 3. the Senate without first obtaining leave. A lesser number than a quorum of the Senate is authorized to send the Sergeant at Arms for any and all absent Senators at the expense of the absent Senators, unless an excuse for nonattendance made to the Senate when a quorum is present shall be judged sufficient, and in that case the expense shall be paid out of the Senate Operating Fund. The President pro Tempore, or less than a quorum present, shall have the power to issue process directly to the Sergeant at Arms to compel the attendance of Senators absent without leave. Any Senator who refuses to obey that process, unless sick or unable to attend, shall be deemed guilty of contempt of the Senate, and the Sergeant at Arms shall have power to use force as may be necessary to compel the attendance of the absent Senator, and for this purpose he or she may command the force of the county, or of any county in the state.

## **Order of Business**

- 4. The order of business shall be as follows:
  - (1) Rollcall.
  - (2) Prayer by the Chaplain.
  - (3) Pledge of Allegiance.
  - (4) Privileges of the Floor.
  - (5) Communications and Petitions.
  - (6) Messages from the Governor.
  - (7) Messages from the Assembly.
  - (8) Reports of Committees.
- (9) Motions, Resolutions, and Notices.
- (10) Introduction and First Reading of Bills.
- (11) Consideration of Daily File:
  - (a) Second Reading.
  - (b) Special Orders.
  - (c) Unfinished Business.
  - (d) Third Reading.
- (12) Announcement of Committee Meetings.
- (13) Leaves of Absence.
- (14) Adjournment.

## **Executive Sessions**

5. When a motion is adopted to close the doors of the Senate, on the discussion of any business that may require an executive session, he or she who is presiding shall require all persons, except the Senators, Secretary, Minute Clerk, and Sergeant at Arms, to withdraw, and during the discussion of that business the doors shall remain closed. Every Senator and officer present shall keep secret all matters and proceedings concerning which secrecy shall be enjoined by order of the Senate.

## OFFICERS OF THE SENATE

## **The President**

6. The President may preside upon invitation of the Senate.

## The President pro Tempore

7. The President pro Tempore shall take the Chair and call the Senate to order at the hour of the meetings of the Senate. The President pro Tempore is the Presiding Officer of the Senate.

It shall be the particular responsibility of the President pro Tempore to secure the prompt and businesslike disposition of bills and other business before the Senate. He or she shall maintain order in the Senate Chamber and, in case of a disturbance or disorderly conduct outside the bar or in the gallery, he or she shall have the power to order the same cleared.

The President pro Tempore shall serve ex officio as a member of all Senate and joint committees of which he or she is not a regular member, with all of the rights and privileges of that membership except the right to vote. In counting a quorum of any of these committees, the President pro Tempore may not be counted as a member.

The Vice Chair of the Committee on Rules shall, in the absence of the President pro Tempore, perform the duties, and have all powers and authority, of the President pro Tempore.

## **Presiding by Senators**

8. The President pro Tempore of the Senate may name a Senator to perform the duties of the Chair in his or her absence. The Senator so named shall be vested, during that time on the floor, with all the powers of the President pro Tempore, and the Senator who performs these duties shall be known as the Presiding Officer.

In the absence of the President pro Tempore or the Vice Chair of the Committee on Rules, any Senator may perform the duties of the Chair.

#### Secretary of the Senate

9. It shall be the duty of the Secretary of the Senate to attend every session, call the roll, and read all bills, amendments, and resolutions, and all papers ordered read by the Senate or the Presiding Officer.

The Secretary of the Senate shall superintend all printing to be done for the Senate.

The Secretary of the Senate shall certify to, and transmit to, the Assembly all bills, joint and concurrent resolutions, constitutional amendments, and papers requiring the concurrence of the Assembly, after their passage or adoption by the Senate. The Secretary of the Senate shall also keep a correct Journal of the proceedings of the Senate, and shall notify the Assembly of the action by the Senate on all matters originating in the Assembly and requiring action on the part of the Senate.

The Secretary of the Senate shall have custody of all bills, documents, papers, and records of the Senate and may not permit any of the bills, documents, records, or papers to be taken from the Desk or out of his or her custody by any person, except in the regular course of the business of the Senate.

The Secretary of the Senate is the Executive Officer of the Committee on Rules and shall act as its authorized representative in all matters delegated to him or her by the committee.

Initiative measures received by the Secretary of the Senate in accordance with Section 9034 of the Elections Code shall be transmitted to the Committee on Rules and referred by the Committee on Rules to the appropriate committee.

#### Sergeant at Arms of the Senate

10. The Sergeant at Arms shall attend the Senate during all of its sittings, and shall execute the commands of the Senate from time to time, together with all process issued by its authority, as shall be directed to him or her by the President. The Sergeant at Arms is authorized to arrest for contempt all persons outside the bar, or in the gallery, found in loud conversation or otherwise making a noise to the disturbance of the Senate. The actual expenses for the Sergeant at Arms for every arrest and for each day's custody and release, and his or her traveling expenses, shall be paid out of the Senate Operating Fund.

The Sergeant at Arms shall place copies of all bills, joint and concurrent resolutions, constitutional amendments, Journals, Histories, and Files, when printed, on the desks of Senators, at least one hour previous to the opening of the session. If printed copies are not available, electronic copies will suffice for purposes of this rule.

## **Elected and Appointed Officers**

10.5. On the first day of each session, the President pro Tempore, members of the Committee on Rules, Secretary of the Senate, and Sergeant at Arms shall be elected by a majority vote of the duly elected and qualified Members of the Senate and shall serve until their successors are elected and qualify. The Committee on Rules shall appoint an Assistant Secretary, a Minute Clerk, a Chaplain, and other employees with such duties as the committee requires.

#### Officers and Employees Compensation: Approval

10.6. The Controller is hereby authorized and directed to draw his or her warrants in favor of officers and employees who render services to the Senate, as certified by the Committee on Rules or by its authorized representative, from the fund set aside for the pay of officers and employees of the Senate at the rate of compensation certified by the committee or its representative, and the Treasurer is hereby directed to pay the same.

#### COMMITTEES OF THE SENATE

## **Appointment of Committees**

11. The Committee on Rules shall consist of the President pro Tempore of the Senate, who shall be the chair of the committee, and four other Members of the Senate to be elected by the Senate. There is a vacancy on the committee in the event a member ceases to be a Member of the Senate or resigns from the Committee on Rules. Any vacancy occurring during a summer, interim study, or final recess, except in the case of the President pro Tempore, shall be filled by the remaining members of the Committee on Rules. A vacancy occurring at any other time shall be filled by election by the Senate.

The Committee on Rules shall appoint all other committees of the Senate and shall designate a chair and vice chair of each committee.

In making committee appointments, the Committee on Rules shall give consideration to seniority, preference, and experience. However, in making committee appointments, the Committee on Rules shall, as far as practicable, give equal representation to all parts of the state.

#### **Standing Committees**

12. The standing committees of the Senate and subjects to be referred to each are set out below. The provisions set forth below as to the assignment of bills are intended as a guide to the Committee on Rules, but are not binding upon the committee.

(1) Agriculture, 7 members. Bills relating to agriculture.

(2) Appropriations, 9 members. Bills that are subject to Joint Rule 10.5 and are not referred to the Committee on Budget and Fiscal Review. Bills that would impose a state-mandated local program.

(3) Banking and Financial Institutions, 7 members. Bills relating to financial institutions, corporations, and retail credit interest rates.

(4) Budget and Fiscal Review, 16 members. The Budget Bill and bills implementing the Budget. Bills that directly affect the State Budget, including deficiencies and reappropriations.

(5) Business, Professions and Economic Development, 9 members. Bills relating to business and professional practices, licensing, and regulations other than bills relating to horse racing, alcoholic beverages, oil, mining, geothermal, and forestry industries. Bills relating to economic development, commerce, and international trade.

(6) Education, 11 members. Bills relating to education, higher education, and certificated educational personnel.

(7) Elections and Constitutional Amendments, 5 members. Bills relating to elections. Bills relating to constitutional amendments, when favorably reported out of the standing committee having jurisdiction of the subject matter.

(8) Energy, Utilities and Communications, 11 members. Bills relating to public utilities and carriers, energy companies, alternative energy development and conservation, and communications development and technology.

(9) Environmental Quality, 7 members. Bills relating to environmental quality, air quality, water quality, integrated waste management, recycling, toxics, and hazardous waste.

(10) Governance and Finance, 9 members. Bills relating to local government procedure, realignment, and budget reform. Bills relating to state and local revenue and taxation.

(11) Governmental Organization, 13 members. Bills relating to horse racing, public gaming, and alcoholic beverages, bills related to the management of public safety emergencies and disaster response, and bills regarding the use of state-controlled lands and buildings, state publishing, seals, bonds, and interstate compacts.

(12) Health, 9 members. Bills relating to public health, alcohol and drug abuse, mental health, health insurance and managed care, and related institutions.

(13) Human Services, 7 members. Bills relating to welfare, social programs and services, and related institutions.

(14) Insurance, 8 members. Bills relating to insurance, indemnity, surety, and warranty agreements.

(15) Judiciary, 5 members. Bills amending the following:

- (a) Civil Code, except measures related to retail credit interest rates.
- (b) Code of Civil Procedure.
- (c) Evidence Code, except matters relating to criminal procedure.
- (d) Family Code.
- (e) Probate Code.
- (f) Bills relating to municipal and state court judgeships, court attachés, and personnel. Bills relating to liens, claims, and unclaimed property, collections, and franchises.

(16) Labor and Industrial Relations, 7 members. Bills relating to labor, industrial safety, unemployment, workers' compensation and insurance, and noncertificated public school employees.

(17) Natural Resources and Water, 9 members. Bills relating to conservation and the management of public resources, fish and wildlife, regulation of oil, mining, geothermal development, acid deposition, wetlands and lakes, global atmospheric effects, ocean and bay pollution, coastal resources, forestry practices, recreation, parks, and historical resources. Bills relating to water supply management.

(18) Public Employment and Retirement, 5 members. Bills relating to state and local nonschool public employees and public employee retirement.

- (19) Public Safety, 7 members. Bills amending the following:
  - (a) Evidence Code, relating to criminal procedure.
  - (b) Penal Code.
  - (c) Statutes of a penal nature not related closely to a subject included in another subdivision of this rule.
  - (d) Bills relating to the Department of Corrections and Rehabilitation.

(20) Rules, 5 members. Proposed amendments to the rules and other matters relating to the business of the Legislature.

(21) Transportation and Housing, 9 members. Bills relating to the operation, safety, equipment, transfer of ownership, licensing, and registration of vehicles, aircraft, and vessels. Bills relating to the Department of Transportation and the Department of Motor Vehicles.

Bills relating to waterways, harbors, highways, public transportation systems, and airports. Bills relating to housing and community redevelopment.

(22) Veterans Affairs, 7 members. Bills relating to veterans, military affairs, and armories. Bills amending the Military and Veterans Code.

The standing committees of any regular session shall be the standing committees of concurrent special or extraordinary sessions unless otherwise ordered by the Senate.

## **Committee on Legislative Ethics**

12.3. (a) (1) The Committee on Legislative Ethics is hereby created. The committee shall be appointed by the Committee on Rules and shall consist of six Senators, at least two of whom are members of the political party having the greatest number of members in the Senate and at least two of whom are members of the political party having the second greatest number of members in the Senate. The members of the committee shall serve two-year terms. The President pro Tempore and the Minority Floor Leader shall serve as ex officio, nonvoting members of the committee.

(2) The Committee on Rules shall select a Chair and a Vice Chair, who may not be members of the same political party. The Chair may not serve more than two consecutive two-year terms, and the Committee on Rules shall select a successor who is not a member of the same political party as the immediately previous Chair.

(3) Vacancies in the committee shall be filled within 30 days by the Committee on Rules for the remainder of a term.

(4) If a complaint is filed against a member of the committee, the Committee on Rules shall temporarily replace the member with a Senator of the same political party, who shall serve until the complaint is dismissed by the committee or the Senate takes action as it deems appropriate, whichever occurs earlier.

(5) The Committee on Rules, upon the recommendation of the Committee on Legislative Ethics, shall appoint a Chief Counsel to assist the committee in carrying out its functions. The staff of the committee shall be considered permanent and professional, and shall perform their duties in a nonpartisan manner. No staff of the committee may engage in partisan activities regarding a Senate election campaign. The committee may retain independent counsel when necessary for specific investigations.

(b) The committee shall do all of the following:

(1) The committee shall formulate and recommend, for adoption by the Senate, standards of conduct for Senators and officers and employees of the Senate in the performance of their legislative responsibilities. The Ethics Manual for Members, Officers, and Employees of the United States House of Representatives, as prepared by the Staff of the Committee on Standards of Official Conduct, 102nd Congress Second Session (United States Government Printing Office, Washington, 1992), the Code of Ethics (Article 2 (commencing with Section 8920) of Chapter 1 of Part 1 of Division 2 of Title 2 of the Government Code), and Joint Rule 44 shall serve as guides in the formulation of the standards of conduct. (2) At the request of any Senator or officer or employee of the Senate, the committee shall provide an advisory opinion with respect to the standards of conduct of the Senate on the general propriety of past, current, or anticipated conduct of that Senator, officer, or employee. The opinion shall be rendered within 21 days unless the Chair and Vice Chair agree otherwise. The committee may, with appropriate deletions to ensure the privacy of the individuals concerned, publish the advisory opinions for the guidance of other Senators, officers, or employees.

(3) The committee shall develop, issue, and annually update a clear, informative, and usable manual for the Senate based on the standards of conduct adopted by the Senate, including any advisory opinions published pursuant to paragraph (2).

(4) The committee shall conduct periodic workshops, at least once each calendar year, for Senators and officers and employees of the Senate, including workshops specifically designed for newly elected Senators and newly appointed officers and employees. At least once in each biennial session, each Senator, and each officer or employee of the Senate who is a designated employee under the Senate Conflict of Interest Code, shall attend one of these workshops. The workshops shall include, but not be limited to, a comprehensive review of all applicable statutes and Senate rules.

(5) After adoption by the Senate of the standards of conduct, the committee shall receive and review complaints alleging violations of the standards of conduct by Senators, or officers or employees of the Senate, in accordance with the procedures specified in subdivisions (c) to (s), inclusive.

(6) The committee shall maintain a record of its investigations, hearings, and other proceedings. All records, complaints, documents, and reports filed with, submitted to, or made by the committee, and all records and transcripts of any investigations or hearings of the committee shall be confidential and may not be open to inspection by any person other than a member of the committee or the staff of the committee, except as otherwise specifically provided for in this rule. Any member of the committee or any person on the staff of the committee who discloses any record, complaint, document, report, or transcript that is confidential shall be subject to discipline. The committee may, by a majority vote of the membership of the committee, authorize the release of any records, complaints, documents, reports, and transcripts in its possession to the appropriate enforcement agency if the committee determines that there is probable cause to believe that the violation or violations alleged in the complaint would constitute a felony or if the committee determines that the information is material to any matter pending before the enforcement agency.

(c) (1) Any person may file a complaint with the committee that alleges a violation of the standards of conduct.

(2) Except as provided in paragraphs (3) and (4), a complaint may not be filed more than 18 months after the date that the alleged violation occurred.

(3) If the committee determines that the person filing the complaint did not know, or through the exercise of reasonable diligence could not

have known, of the alleged violation within 18 months after the date that the alleged violation occurred, the complaint may be filed within three years after the date that the alleged violation occurred.

(4) If a complaint is filed within 60 days prior to an election at which a Senator or officer or employee is a candidate for elective office, the complaint shall be returned to the person filing the complaint, and the person shall be informed that the complaint may be filed with an appropriate enforcement agency and may be refiled with the committee after the election. The period of time for filing the complaint shall be extended for 60 days.

(5) A complaint may not be filed if it alleges a violation that occurred prior to the adoption of the standards of conduct.

(d) A complaint shall satisfy all of the following requirements:

(1) It shall be in writing.

(2) It shall state the name of the person filing the complaint.

(3) It shall state the name of Senator, or the name and position or title of the officer or employee of the Senate, who is alleged to have committed a violation of the standards of conduct.

(4) It shall set forth allegations that, if true, would constitute a violation of the standards of conduct. The allegations shall be stated with sufficient clarity and detail to enable the committee to make a finding pursuant to subdivision (h).

(5) It shall state the date of the alleged violation.

(6) It shall include a statement that the allegations are true of the person's own knowledge or that the person believes them to be true, and shall be signed by the person under penalty of perjury.

(e) The committee, on its own motion, two-thirds of the membership concurring, may initiate a proceeding by filing a complaint that complies with paragraphs (1) to (5), inclusive, of subdivision (d).

(f) The committee shall promptly send a copy of a complaint to the Senator, or officer or employee of the Senate, alleged to have committed the violation, who shall thereafter be designated as the respondent.

(g) If a complaint is filed by a person other than the committee, the Chair and Vice Chair of the committee shall examine the complaint to determine whether it was filed in accordance with this rule and any rules of the committee. Within 15 days after the complaint is filed, the Chair and Vice Chair shall provide to the committee a copy of the complaint, and their opinion as to whether the allegations in the complaint, if true, would constitute a violation of the standards of conduct. If the committee shall hold a hearing within 30 days to conduct a preliminary inquiry. If two-thirds of the membership of the committee fails to find that the allegations, if true, would constitute a violation of the standards of the standards of conduct, the allegations, if true, would constitute a violation of the committee fails to find that the allegations, if true, would constitute a violation of the committee fails to find that the allegations, if true, would constitute a violation of the committee fails to find that the allegations, if true, would constitute a violation of the committee fails to find that the allegations, if true, would constitute a violation of the standards of conduct, it shall dismiss the complaint and so notify the person who filed the complaint and the respondent, and the complaint shall not be made public.

(h) At the preliminary inquiry, the respondent may respond to the allegations in the complaint by written statement or oral testimony. If two-thirds of the membership of the committee finds that probable

cause exists for believing that the respondent committed a violation of the standards of conduct, the committee shall issue a count-by-count statement of alleged violations. If two-thirds of the membership of the committee fails to find that probable cause exists, the committee shall dismiss the complaint. In either event, the committee shall immediately notify the respondent and the person who filed the complaint of its action. If the committee finds that probable cause exists, the statement of alleged violations shall be made public within seven days.

(i) Within 21 days after the issuance of the statement of alleged violations, the respondent may file an answer that admits or denies each count. Upon request of the respondent, the committee may grant the respondent an additional 21 days to respond.

(j) Within 60 days after the issuance of the statement of alleged violations, the committee shall hold a disciplinary hearing. If a majority of the membership of each party on the committee fails to find that the respondent committed a violation of the standards of conduct, the committee shall dismiss the complaint. If a majority of the membership of each party on the committee finds by clear and convincing evidence that the respondent committee a violation of the standards of conduct, the committee shall take the following action:

(1) If the respondent is a Senator, it shall hold a hearing to determine an appropriate sanction.

(2) If the respondent is an officer or employee, it shall transmit its findings to the Committee on Rules for appropriate action.

(k) (1) At the hearing to determine an appropriate sanction, twothirds of the membership of the committee shall determine whether the violation is serious or minor.

(2) If the committee determines that a violation is minor or fails to determine that a violation is serious, two-thirds of the membership of the committee (A) shall, if it determines that the violation bears upon the exercise of a right or privilege, recommend that the Committee on Rules deny or limit that right or privilege and shall transmit its findings and recommendation to the Committee on Rules, or (B) shall impose any lesser sanction. Within 15 days after the imposition of a lesser sanction, the respondent may appeal the sanction imposed to the Committee on Rules.

(3) If the committee determines that a violation is serious, two-thirds of the membership of the committee shall recommend that the Senate take one or more of the following actions and shall transmit its findings and recommendation to the Senate:

(A) The denial or limitation of any right or privilege, if the violation bears upon the exercise of that right or privilege.

(B) A reprimand for a serious violation.

(C) A censure for a more serious violation.

(D) An expulsion for a most serious violation.

(*l*) The Senate shall, within 15 legislative days after receiving the findings and recommendation, vote on the recommendation of the committee. The Senate, by 21 votes, may deny or limit any right or privilege of, reprimand, or censure the Senator or, by 27 votes, may expel the Senator.

(m) The committee or Senate may defer any action required by this rule if other proceedings have been commenced on the same matter.

(n) (1) At all hearings, the Chief Counsel of the committee shall present the case. All relevant and probative evidence is admissible unless it is privileged. Witnesses may be called and cross-examined by the committee and the respondent, and exhibits and other documents may be entered into the record. The respondent has the right to be represented by legal counsel or any other person of his or her choosing.

(2) If the committee receives, at any time, any exculpatory information relating to the alleged violation, the committee shall make the information available to the respondent.

(o) If the committee determines that the complaint was filed with malicious intent, it may request that the Committee on Rules reimburse the expenses incurred by the respondent.

(p) At any time during the proceedings, the respondent may admit that he or she committed a violation of the standards of conduct. If the respondent admits some but not all of the violations alleged in the complaint or the counts set forth in the statement of alleged violations, the committee shall find that the admitted violations constituted a violation of the standards of conduct and may continue the proceedings to determine whether the other alleged violations constituted violations of the standards of conduct. If the respondent admits to all alleged violations, the committee shall find that the admitted violations constituted a violation of the standards of conduct, terminate the preliminary inquiry or disciplinary hearing, and take the action required by paragraph (1) or (2) of subdivision (j).

(q) Meetings of the committee may not be open to the public until the committee finds that probable cause exists for believing that the respondent committed a violation of the standards of conduct. Subsequent meetings of the committee or Senate shall be public, and notice of any meeting shall be published in the Senate File for four calendar days prior to the meeting.

(r) If the committee finds that probable cause exists for believing that the respondent committed a violation of the standards of conduct, the transcript of any testimony given, or any documents admitted into evidence, at a public hearing and any report prepared by the committee subsequent to that finding that states a final finding or recommendation shall be open to public inspection.

(s) Upon request of the respondent, the committee may permit the respondent to inspect, copy, or photograph books, papers, documents, photographs, or other tangible objects that relate to the allegations in the complaint. If the committee finds that probable cause exists for believing that the respondent committed a violation of the standards of conduct, the committee shall permit the respondent to inspect, copy, or photograph books, papers, documents, photographs, or other tangible objects that relate to the statement of alleged violations.

(t) (1) A Senator or officer or employee of the Senate may not directly or indirectly use or attempt to use his or her official authority or influence to intimidate, threaten, coerce, command, or attempt to intimidate, threaten, coerce, or command any person for the purpose of interfering with the right of that person to file a complaint with the committee, testify before, or in any way cooperate with, the committee or any panel.

(2) For the purpose of paragraph (1), "use of official authority or influence" includes promising to confer, or conferring, any benefit; effecting, or threatening to effect, any reprisal; or taking, or directing others to take, or recommending, processing, or approving, any personnel action, including, but not limited to, appointment, promotion, transfer, assignment, performance evaluation, suspension, or other disciplinary action.

(3) Nothing in this subdivision may be construed to authorize any person to disclose information the disclosure of which is otherwise prohibited by law.

(u) The committee may adopt rules governing its proceedings not inconsistent with this rule. The provisions of Joint Rule 36 relating to investigating committees apply to the committee to the extent those provisions are consistent with this rule.

(v) The powers and procedures set forth in subdivisions (b) to (u), inclusive, confer independent authority and may not be limited or altered by Joint Rule 45.

## **General Research Committee**

12.5. The General Research Committee is hereby created pursuant to Section 11 of Article IV of the California Constitution, which relates to legislative committees. The committee consists of the 40 Senators, and the President pro Tempore is its chair. The committee is allocated all subjects within the scope of legislative regulation and control, but may not undertake any investigation that another committee has been specifically requested or directed to undertake. The General Research Committee may act through subcommittees appointed by the Senate Committee on Rules. Each member of the General Research Committee is authorized and directed to receive and investigate requests for legislative action made by individuals or groups and to report thereon to the full committee.

The committee and its members shall have and exercise all of the rights, duties, and powers conferred upon investigating committees and their members by the Senate Rules and the Joint Rules of the Senate and Assembly. However, neither the committee nor its members may issue a subpoena without the prior approval of the Committee on Rules. The committee has the following additional powers and duties:

(a) To contract with other agencies, public or private, for the rendition and affording of services, facilities, studies, and reports to the committee as the committee deems necessary to assist it to carry out the purposes for which it is created.

(b) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope established by this rule, and to direct the sheriff of any county to serve subpoenas, orders, and other process issued by the committee.

(c) To meet and act at any place within the State of California and, when authorized in writing by the Committee on Rules to do so, to meet and act outside the state to carry out its duties.

(d) To report its findings and recommendations to the Legislature and the people from time to time.

(e) To act during sessions of the Legislature, including any recess.

(f) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this rule.

The Committee on Rules may allocate, from time to time, to the General Research Committee from the Senate Operating Fund those sums that are necessary to permit the General Research Committee and the members thereof to carry out the duties imposed on them. In addition, the Committee on Rules may allocate to any subcommittee from the Senate Operating Fund those sums that the Committee on Rules deems necessary to complete the investigation or study conferred upon that subcommittee.

12.6. A select committee is a subcommittee of the General Research Committee. Staff providing services to a select committee are Senate employees assigned by the Committee on Rules to the General Research Committee.

(a) A Senator who proposes to establish a select committee shall submit to the Committee on Rules a written request that includes all of the following:

(1) A description of the topic to be addressed by the select committee and a general work plan and timetable, including hearings, anticipated work product, and staffing needs and other anticipated resource demands.

(2) A statement by the Senator proposing the select committee that he or she has discussed his or her plans with the chair of the standing committee having jurisdiction over the subject matter of the proposed select committee. The statement shall describe any objections that chair has to the establishment of the proposed select committee.

(b) A select committee may be established only by a resolution adopted by the Committee on Rules that specifies the jurisdiction of the select committee. In making this decision, the Committee on Rules shall consider any objections to that action raised by the chair of a standing committee having jurisdiction over the subject matter of the proposed select committee.

(c) The Committee on Rules shall appoint the members of a select committee. A select committee may act only with regard to the particular study or investigation assigned to it by the Committee on Rules.

(d) A select committee is terminated automatically upon the adjournment of the regular session in which it is established, or at an earlier time specified in the resolution. In deciding whether to reestablish a select committee established in a previous regular session, the Committee on Rules shall consider the extent to which the select committee successfully achieved its assigned objectives.

## **Additional Committee on Rules Powers**

12.7. In addition to other rights, duties and powers vested in the Committee on Rules, the committee and the members thereof shall have and exercise all of the rights, duties, and powers of the General Research Committee and the members thereof, as provided in Rule 12.5, with

authority to act on any subject allocated by Rule 12.5 to the General Research Committee.

#### **Committee on Rules**

13. (a) The Committee on Rules is charged with the general responsibility for the administrative functioning of the Senate. The committee has general charge of the books, documents, and other papers and property of the Senate and shall see that the same are properly kept, cared for, filed, or otherwise disposed of in accordance with applicable law and rules. The committee also has the duties of making studies and recommendations designed to promote, improve, and expedite the business and procedure of the Senate and its committees, including investigating committees consisting wholly or in part of Members of the Senate, and of proposing any amendments to the rules deemed necessary to accomplish those purposes.

(b) The Committee on Rules shall continue in existence during any recess of the Legislature until the convening of the next regular session, and shall have the same powers and duties as while the Senate is in session. The committee has the authority to fill vacancies in any Senate committee or in the Senate membership of any joint committee.

(c) The committee and its members shall have and exercise all of the rights, duties, and powers conferred upon investigating committees and their members by the Joint Rules of the Senate and Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to the Committee on Rules and its members.

(d) The committee may make available to any Senate or joint committee, or any Member of the Senate, assistance in connection with the duties of the committee or other legislative matters as the personnel resources under the direction of the committee or its other facilities permit.

(e) All employees on the payroll of the Senate are employees of the Senate and not of individual members, and they are under the direct control of the Committee on Rules. The Committee on Rules has general supervision over all employees of the Senate and the powers and duties to suspend, discipline, or discharge any employees when necessary. Any insubordination or inefficiency on the part of any employee shall be reported to the Committee on Rules.

(f) The committee shall make available and furnish to the Members of the Senate, and the Senate committees, personnel resources as may be reasonably necessary for the Members and the committees to carry out their duties.

(g) The Committee on Rules constitutes the Committee on Introduction of Bills and has charge of the engrossment and enrollment of bills, the contingent expenses of the Senate, and legislative printing, except insofar as these functions are delegated to the Secretary of the Senate.

(h) The rooms, passages, and buildings set apart for the use of the Senate are under the direction of the Committee on Rules, and the committee may assign the press desks in the Senate Chamber to accredited newspaper representatives. (i) Executive communication of nominations sent by the Governor, or any other entity with the authority to make appointments, to the Senate for confirmation shall be referred to the Committee on Rules, unless otherwise ordered by the Senate, without debate.

(j) The Committee on Rules shall, at each regular session, appoint a Member of the Senate to serve on the Judicial Council and has the authority during any joint recess to fill any vacancy in that position that occurs during the recess.

(k) When a report of a joint legislative committee is delivered to the Senate Desk, the Committee on Rules shall refer it to a standing committee for review and appropriate action.

## **Expenses of Senate Committees**

13.1. All claims for expenses incurred by investigating committees of the Senate, the Secretary of the Senate, and the Sergeant at Arms shall be approved by the Committee on Rules or its authorized representative before the claims are presented to the Controller.

All proposed expenditures, including furniture, equipment, and other property, but not including stationery supplies, shall be approved by the Committee on Rules or its authorized representatives before the expenses are incurred, unless the expenditure is specifically exempted from the provisions of this rule by the resolution authorizing it.

A warrant may not be drawn in payment of any claim for expenses until the approval of the Committee on Rules, or its authorized representative, has been obtained in accordance with this rule.

The Committee on Rules may adopt rules and regulations limiting the amount, time, and place of expenses and allowances to be paid to employees of Senate investigating committees and regulating the terms and conditions of employment of their employees. Copies of all rules and regulations adopted pursuant to this rule shall be distributed to the chair of every investigating committee.

#### Alteration, Repair, Improvement to Senate

13.2. The Committee on Rules is authorized and directed to incur and pay expenses of the Senate not otherwise provided for as the committee determines are reasonably necessary, including the repair, alteration, improvement, and equipping of the Senate Chamber and the offices provided for the Senate in the State Capitol.

In order to avoid unanticipated reversions of appropriations for contingent expenses, the Committee on Rules may designate the appropriation from which payment shall be made pursuant to allocations to committees or for other purposes. If insufficient money is available in any appropriation to pay all claims pursuant to allocations charged against it, the committee shall designate another appropriation from which the allocations shall be paid.

## **Rooms and Property of Senate**

13.3. The Committee on Rules is responsible for the safekeeping of Senate property. The Director of General Services is directed to maintain the Senate Chamber and all the committee rooms and other rooms used by the Senators and officers of the Senate in a condition that they will be available for the use of the Senate at any time. It is further directed that no persons other than the Members, officers, and employees of the Senate may occupy or use the offices, committee rooms, or other rooms now occupied by the Senate without permission as hereinafter provided, that the desks, furniture, and other equipment of the Senate shall be at the disposal of the Committee on Rules, and that no person except Members of the Senate may occupy any of the Senate's offices or make use of Senate equipment without permission of the committee or its authorized representative.

## Inventory of Senate Property

13.4. The Committee on Rules is authorized and directed, through its authorized representative, to make and maintain a complete inventory of all property of the Senate, including all property in the possession or control of any Senate committee. The Committee on Rules has custody and control of all property of the Senate and shall adopt rules or orders as it may determine are necessary relating to the purchase, care, custody, and use or disposal thereof.

## Status of Standing Rules for Regular Session

13.5. The adoption of the Standing Rules for any special session are not to be construed as modifying or rescinding the Standing Rules of the Senate for a regular session.

## **Operating Expense Fund**

13.6. The Committee on Rules is the committee identified in Section 9126 of the Government Code. The balance of all money in the Senate Operating Fund, including money now or hereafter appropriated by the Legislature, except sums that are made available specifically for purposes other than the expenses of designated committees, is hereby made available to the Committee on Rules for any charges or claims it may incur in carrying out the duties imposed upon it by these rules or by Senate or concurrent resolution.

## **Rules Committee Appointees**

13.8. The Committee on Rules shall review its nonlegislator appointees every two years. That review shall be completed not later than the 120th calendar day of the regular session in which the review is undertaken.

## **Schedule of Committee Meetings**

14. The Committee on Rules shall propose to the Senate such schedules for regular meetings of the standing committees as will permit all members of each committee to attend without a conflict of committee engagements.

The committee may also propose such special committee meetings or special schedules of committee meetings as will facilitate the business of the Senate. Those schedules may provide a special schedule of committee meetings upon certain days of the week or to meet any special condition that may arise.

## **Powers of Standing Committees**

16. Each standing committee of the Senate to which a proposed law or bill is assigned has full power and authority during the session of the Legislature, or any recess thereof, to make an investigation and study concerning any proposed law or bill as the committee shall determine necessary to enable it to properly act thereon.

In the exercise of the power granted by this rule, each committee may appoint a secretary and employ clerical, legal, and technical assistants as may appear necessary when money has been made available therefor by the Senate.

Each standing committee is authorized and empowered to summon and subpoena witnesses, to require the production of papers, books, accounts, reports, documents, records, and papers of every kind and description, to issue subpoenas, and to take all necessary means to compel the attendance of witnesses and to procure testimony, oral and documentary. However, no committee may issue a subpoena, nor may a committee require testimony under oath, without the prior approval of the Committee on Rules.

The Sergeant at Arms, or other person designated by the Sergeant at Arms or by the committee, shall serve any and all subpoenas, orders, and other process that may be issued by the committee, when directed to do so upon a vote of the majority of the membership of the committee.

Each of the members of the standing committees is authorized and empowered to administer oaths, and all of the provisions of Chapter 4 (commencing with Section 9400) of Part 1 of Division 2 of Title 2 of the Government Code, relating to the attendance and examination of witnesses before the Legislature and the committees thereof, apply to the committees.

All officers of this state, including the head of each department, agency, and subdivision thereof, all employees of the departments, agencies, and subdivisions of the state, the Legislative Counsel, and all other persons, whether connected with the state government or not, shall give and furnish to these committees upon request such information, records, and documents as the committees deem necessary or proper for the achievement of the purposes for which each standing committee was created.

Each standing committee may meet at the State Capitol and do any and all things necessary or convenient to enable it to exercise the powers and perform the duties herein granted to it, and may expend such money as may be made available by the Senate for that purpose, except that no committee may incur any indebtedness unless money has been first made available therefor.

#### Funerals

17.5. The Chair or Vice Chair of the Committee on Rules may designate any one or more of the Members of the Senate as a Senate committee to attend funerals in appropriate circumstances. The Members so designated may receive expenses as provided in Joint Rule 35.

The Chair or Vice Chair of the Committee on Rules, or any Member of the Senate designated by either of these officers, may incur such expense as may be necessary for the purchase on behalf of the Senate of suitable floral pieces for the funeral.

All expenses incurred pursuant to this rule shall be paid out of the money allocated from the Senate Operating Fund to the Committee on Rules and disbursed, after certification by the Chair or Vice Chair of the committee or by the committee's disbursing officer appointed and designated therefor by the committee, upon warrants drawn by the Controller upon the Treasury.

#### Expenditures

18. A member of a committee may not incur any expense chargeable to the Senate unless authorized by resolution of the Senate.

The Committee on Rules shall provide, by rules and regulations, for the manner of authorizing expenditures by Members, committees, and officers and employees of the Senate that are not otherwise authorized by law, these rules, or the Joint Rules of the Senate and Assembly, and for the payment of the expenditures from the Senate Operating Fund upon certification of claims therefor to the Controller by the Committee on Rules or its authorized representative.

## **Printing of Reports**

18.5. All requests for the printing of reports of Senate committees shall be made to the Committee on Rules.

The Committee on Rules shall determine if the report is to be printed, the number of copies needed, and whether or not the report shall be printed in the Journal.

If the report is to be printed by the Office of State Publishing, it shall hold the type for each Senate committee report for a period of 90 days from the date of the first printing or for such other time as the Committee on Rules deems necessary.

## PROCEDURES AND RULES

## **Resolutions and Constitutional Amendments**

19. Joint, concurrent, and Senate resolutions, and constitutional amendments shall be treated the same as bills under these rules, except that they shall have only one official reading, which reading shall occur after they have been reported by committee.

## **Parliamentary Rules**

20. In all cases not provided for by the Constitution, these rules, the Joint Rules of the Senate and Assembly, or statute, the authority shall be the latest edition of Mason's Manual or the custom and usage of the Senate.

## Suspension of Rules or Amending of Rules

21. A standing rule of the Senate may not be adopted, amended, or repealed except upon an affirmative vote of a majority of the membership of the Senate, one day's notice being given, except that any rule not requiring more than a majority vote may be temporarily suspended without that notice by a vote of a majority of the membership of the Senate. A rule requiring a two-thirds vote on any question may be amended only by a two-thirds vote on one day's notice, except that a rule requiring a two-thirds vote may be temporarily suspended without that notice by a two-thirds vote on any question may be amended only by a two-thirds vote on one day's notice, except that a rule requiring a two-thirds vote may be temporarily suspended without that notice by a two-thirds vote.

All proposed amendments to these rules shall, upon presentation, be referred to the Committee on Rules without debate.

## Suspension of the Joint Rules

21.1. Pursuant to Joint Rule 33, a joint rule may not be suspended by the Senate except with the concurrence of 27 Members unless a lower vote is prescribed by these rules or the Joint Rules of the Senate and the Assembly.

## Permission of Committee on Rules

21.2. Notwithstanding Rule 21 or 21.1, a Senate or Joint Rule may not be suspended unless the Committee on Rules determines that an extraordinary circumstance exists that justifies the suspension.

## **Rules Governing Standing Committees**

21.5. Except as otherwise provided in these rules, standing committees of the Senate shall be governed as follows:

(a) The officers of each Senate committee shall be a chair, vice chair, and secretary.

(b) The chair shall preside at meetings when present except when the committee is considering a bill of which he or she is the sole author or the lead author. Whenever the chair is not presiding, the vice chair shall assume the duties of the chair. In the absence of both, a member designated by the chair shall preside.

(c) The secretary shall keep a complete record of the meetings and actions taken by the committee. Bills and other measures favorably acted upon shall be reported to the Senate as expeditiously as the reports can be prepared.

(d) The committee shall meet in regular session on the day and hour designated by the Committee on Rules. Adjourned meetings or special meetings shall be held at the time fixed in the adjourning motion, or, for a special meeting, on the call of the chair.

(e) A special meeting may be called by the chair, with the approval of the Committee on Rules, by giving reasonable notice to all members of the committee, either in writing or by telephone, specifying the purpose of the meeting, the time and place thereof, and the matters to be considered at the meeting. Notice of hearing of bills as required by subdivision (a) of Joint Rule 62 may also be given in the Daily File. A matter may not be considered at the special meeting unless specified in the notice.

A special meeting shall be scheduled so as to permit all members of the committee to attend without conflict with other scheduled committee meetings.

(f) A majority of the membership of the committee shall constitute a quorum. A vote of a majority of the membership of the committee shall be required to table a bill, remove it from the table, or reconsider a vote on a bill.

(g) Action may not be taken on any measure outside of a duly constituted committee meeting.

(h) The chair shall set the hearings of bills and arrange the calendar for committee hearings. Notice of hearing of any bill shall be given to the author and other persons requiring notice. A bill may not be considered in the absence of the author without his or her consent, except that a bill may be presented by the author's representative who is authorized in writing.

(i) A committee or a subcommittee thereof, by a majority vote of the membership of the committee, may meet in executive session for any purpose authorized by Section 9029 of the Government Code. Otherwise, all meetings shall be open and public.

(j) The chair shall direct the order of presentation of the arguments for and against matters for consideration by the committee, and shall permit questions to be asked by members of the committee in an orderly fashion and in keeping with proper decorum.

(k) Further consideration of a bill that has been voted out of a committee or defeated shall be by reconsideration only, as follows:

(1) A motion to reconsider a vote by which a bill is voted out shall be in order, and shall be voted upon at the same meeting. If the motion is carried by a vote of a majority of the membership of the committee, the bill may be considered at that meeting, provided the author is present, or at a subsequent meeting.

(2) The procedure for reconsideration of a bill that has been defeated shall conform to the requirements of subdivision (a) of Joint Rule 62. Any bill as to which reconsideration has been granted pursuant to this paragraph may not be heard again until a subsequent meeting of the committee, after being calendared in the Daily File.

(l) Any bill that has been laid on the table and is removed from the table at a later meeting may not be heard again until a subsequent meeting of the committee, after being calendared in the Daily File and after notice.

(m) When a committee adopts proposed amendments to a bill, the bill may be taken up for vote at that meeting or, if the committee or author requests, sent out to print before final action. If the amendments are not in proper form, they shall be prepared and submitted to the chair for approval before being reported to the Desk. Amendments submitted by the author that, in the opinion of the committee chair, are major or substantial shall be submitted to the committee at least two legislative days before the bill is scheduled for hearing.

(n) A bill may not be set for hearing, nor may any notice thereof be published, by a Senate committee until the bill has been referred to the committee by the Committee on Rules.

(o) The chair may appoint, with the permission of the Committee on Rules, subcommittees of one or more members to consider and recommend to the full committee action on matters as may be assigned to the subcommittee for consideration from time to time by the chair. The chair may assign and reassign members of, and matters to, the various subcommittees. The recommendation of a subcommittee may be accepted by a vote of a majority of the members of the committee.

(p) In all cases not provided for by this rule, the Senate Rules, the Joint Rules of the Senate and Assembly, or statute, the authority shall be the latest edition of Mason's Manual.

#### **Additional Rules**

21.6. Committees may adopt additional rules that are not in conflict with Rule 21.5 or other rules.

## **Reporting Measures Out of Committee**

21.7. The vote of a majority of the membership of a standing committee shall be required to report a bill, constitutional amendment, concurrent resolution, or joint resolution out of committee.

A vote of a majority of all members of a standing committee who are present and voting shall be required to report a Senate resolution out of committee.

#### **Press Participation**

21.8. Accredited press representatives may not be excluded from any public legislative meeting or hearing, and may not be prohibited from taking photographs of, televising, or recording the committee or house hearings, subject to the following conditions:

(1) This rule extends to all public legislative meetings.

(2) Lights may be used only when cameras are filming and, when possible, proceedings in hearing rooms and the chamber shall be filmed without lights.

(3) Every effort should be made to set up filming equipment before hearings or sessions begin.

(4) The committee chair or the Committee on Rules shall be notified, as far in advance of the proceedings as possible, that recordings and television cameras will be present and filming.

(5) To the extent practical, flash cameras shall not be used.

(6) Photographs shall be taken in an orderly and expeditious manner so as to cause the least possible inconvenience to the committee or to the Members in the chamber.

However, the chair of a committee may request any person to relocate or remove any object, or discontinue the use of any equipment, that is situated or used in a manner so as to disrupt the proceedings or to create a potential danger to, or substantially obstruct the view of, members of the committee or the public.

In case any person fails to respond to a request of the chair to relocate, remove, or discontinue the use of the objects or equipment, the committee may, by majority vote, require it.

## INTRODUCTION AND REFERENCE OF MEASURES

## Introduction, First Reading, and Reference of Measures

22. Any Senator desiring to introduce a bill, constitutional amendment, concurrent resolution, joint resolution, or Senate resolution shall send it to the Senate Desk.

When received at the Secretary's desk, a bill shall, under the proper order of business, be numbered, read, printed, and referred by the Committee on Rules to a standing committee. The Committee on Rules shall check all Assembly measures before reference to committee and shall designate the committee to which they shall be referred.

All joint resolutions, concurrent resolutions, and Senate resolutions shall be automatically referred to the Committee on Rules upon introduction, and may be rereferred to any other standing committee upon the vote of a majority of the membership of the Committee on Rules. Unless otherwise ordered by the Senate without debate, the assignment of the measure shall then be complete and, after printing, the Secretary shall deliver the measure to the committee designated by the Committee on Rules.

Under the order of Messages from the Assembly, the Secretary shall read each Assembly bill the first time and shall read the name of the committee to which the bill has been assigned by the Committee on Rules. Unless otherwise ordered by the Senate without debate the assignment of the bill shall then be complete, and the Secretary shall deliver the bill to the committee so designated.

#### **Bill Introduction Limitation**

22.5. (a) A Member of the Senate may introduce or subsequently author not more than 40 bills in the regular session.

(b) This rule may be suspended with respect to a particular bill by approval of the Committee on Rules.

(c) This rule does not apply to a constitutional amendment, any type of resolution, or a bill introduced by a committee.

#### **Short Title**

22.6. A bill may not add a short title that names a current or former Member of the Legislature.

#### Introduction of Bills by a Committee

23. (a) A standing committee may introduce a bill germane to any subject within the proper consideration of the committee in the same manner as any Member. A committee bill shall contain the signatures of all of the members of the committee.

(b) A committee may amend into a bill related provisions germane to the subject and embraced within the title and, with the consent of the author, may constitute that bill a committee bill.

## **Bill Introduction Deadline**

23.5. The Senate Desk shall remain open for the introduction of bills from 9:00 a.m. to 5:00 p.m. on the days designated in subdivision (a) of Joint Rule 54 as the deadlines for the introduction of bills in the first and second years of the regular session.

#### Introduction of Bills and Resolutions at Special Sessions

24. Whenever, at any special session, a bill or resolution is received at the Desk, under the order of Introduction of Bills, it shall be referred to the Committee on Rules, which shall decide whether or not the bill or resolution can properly be considered at the session. If, in the judgment of the Committee on Rules, the bill or resolution can be considered, the committee shall report the bill or resolution back and designate the committee to which it shall be assigned. Thereafter the bill or resolution shall be assigned a number by the Secretary, read the first time, and referred to the committee recommended by the Committee on Rules unless otherwise referred on motion without debate.

#### Resolutions

24.5. A Senate concurrent resolution or Senate resolution may be introduced relating to a present or former state or federal elected official

or a member of his or her immediate family. Other resolutions for the purpose of commendation or congratulation of any person, group, or organization, or for the purpose of expressing sympathy, regret, or sorrow on the death of any person, shall be prepared as Rules Committee resolutions and presented to the Committee on Rules for appropriate action.

The Committee on Rules may approve exceptions to this rule for Senate resolutions. The Secretary may not accept for introduction any Senate resolution that is contrary to this rule unless it is accompanied by the approval of the Committee on Rules.

#### **Senate Resolutions**

25. All Senate resolutions eligible to be introduced under the rules, upon being presented, shall be given a number by the Secretary. A Senate resolution shall be printed, and indexed in the History and Journal.

## **Bills Authored by a Former Member**

26. Whenever a bill in the Senate is authored by an individual who is no longer a Member of the Legislature, upon a request of a committee or current Member of the house in which the bill was introduced, the Senate Committee on Rules may authorize that committee or Member to be the author of that bill. Absent that authorization, action may not be taken by a committee or the Senate with respect to a bill authored by a former Member.

## BILLS IN COMMITTEE

## **Author's Amendments**

27. Upon request of the author of a bill, the chair of the committee to which the bill has been referred may, by his or her individual action taken independently of any committee meeting, cause the bill to be reported to the Senate with the recommendation that amendments submitted by the author be adopted and the bill be reprinted as amended and rereferred to the committee.

## Withdrawing a Bill From Committee

28. A bill or resolution may not be withdrawn from committee except upon written notice being first given to the Committee on Rules and by 21 votes of the Senate.

#### **Consent Calendar**

28.3. (a) If a Senate bill or Assembly bill is amended in the Senate to create a new bill or to rewrite the bill, a standing committee may not place the bill on its consent calendar, and may not report the bill out of committee with the recommendation that it be placed on the consent calendar on the floor.

(b) For purposes of this rule, an amendment creates a new bill or rewrites the bill if the amendment (1) changes the subject of the bill to a new or different subject, or (2) adds a new subject to the bill that is different from, and not related to, the contents of the bill.

## **Referral of Bills**

28.4. (a) If a Senate bill or Assembly bill is amended in the Committee on Appropriations to create a new bill or to rewrite the bill and the chair of the committee determines pursuant to Senate Rule 28.8

that (1) any additional state costs are not significant and do not and will not require the appropriation of additional state funds, and (2) the bill will cause no significant reduction in revenues, the bill shall be reported to the Senate with the recommendation that it be placed on second reading, except that the bill first shall be referred to the Committee on Rules. Upon receipt of the bill, the Committee on Rules shall either refer the bill to an appropriate policy committee or order that the bill be placed on second reading.

(b) For purposes of this rule, an amendment creates a new bill or rewrites the bill if the amendment (1) changes the subject of the bill to a new or different subject, or (2) adds a new subject to the bill that is different from, and not related to, the contents of the bill.

## Measures to be Authored

28.5. Each bill, constitutional amendment, or resolution shall be authored by a Member or committee of the Legislature before it is considered or voted on by a committee or the Senate. Each amendment to a bill, constitutional amendment, or resolution shall be signed by a Member or committee of the Legislature prior to adoption by the Senate. A bill may be authored only by a Member or committee of the house of origin. A Member other than a Member of the house of origin may be a "principal coauthor" or "coauthor."

## Vote in Committee

28.7. Voting on the disposition of bills, constitutional amendments, concurrent resolutions, and joint resolutions by committees shall be by rollcall vote only. A rollcall vote shall be taken on a motion to amend only if requested by any member of the committee or the author of the measure. All rollcall votes taken in committees shall be promptly transmitted by their respective chairs to the Secretary of the Senate, who shall cause a record of the rollcall votes to be printed in the Journal.

This rule does not apply to:

(a) Procedural motions that do not have the effect of disposing of a bill.

(b) Withdrawal of a bill from a committee calendar at the request of an author.

(c) A committee's return of a bill to the Senate, if the bill has not been voted on by the committee.

(d) The assignment of bills to committee.

On a legislative day when the President pro Tempore or Minority Floor Leader is in attendance, he or she, in the absence of any objection, may instruct the committee secretary of a committee of which he or she is a member to add his or her vote to any previously announced vote that was taken while he or she was performing the responsibilities of the office of President pro Tempore or Minority Floor Leader, provided the outcome of the vote is not thereby changed. This provision does not apply to any rollcall after adjournment of the legislative day during which the rollcall in question was taken. The intent of this paragraph is to allow the President pro Tempore and the Minority Floor Leader to carry out the unique and special duties of their offices without losing the opportunity to vote on matters before the committees of which they are members.

#### **Appropriations Committee**

28.8. Any bill referred to the Committee on Appropriations pursuant to Joint Rule 10.5 that does not appropriate money may not be set for hearing and shall, along with any nonsubstantive amendments, promptly be reported to the Senate with the recommendation it be placed on second reading if the chair of the committee determines that (a) any additional state costs are not significant and do not and will not require the appropriation of additional state funds, and (b) the bill will cause no significant reduction in revenues.

## State-Mandated Local Program Bills

28.9. (a) Any bill having a digest that, pursuant to Section 17575 of the Government Code, indicates that the bill imposes a state-mandated local program on local agencies or school districts shall be rereferred to the Committee on Appropriations. The bill may not be rereferred to the Committee on Governance and Finance.

(b) Any bill rereferred to the Committee on Appropriations pursuant to this rule that does not appropriate money and does not contain a complete disclaimer of all of the provisions of Section 905.2 of, and Part 7 (commencing with Section 17500) of Division 4 of Title 2 of, the Government Code, need not be set for hearing and may, along with any nonsubstantive amendments, be reported to the Senate with the recommendation that it be placed on second reading if the chair of the committee determines, after consideration of the analyses of local costs prepared by the Legislative Analyst and the Department of Finance, that (1) any additional local costs are not significant and (2) the bill will cause no significant reduction in local revenues.

For the purposes of this rule, "complete disclaimer" means a provision in a bill that prohibits local agencies and school districts from filing claims with the Commission on State Mandates for reimbursement for the costs of unfunded mandated programs or services.

(c) Whenever the Assembly amends and passes a Senate bill and the Senate must concur in the amendments, upon the request of any Senator the bill shall be rereferred to the Committee on Appropriations if, based upon the Legislative Counsel's Digest of the Assembly amendments or an analysis prepared pursuant to Rule 29.8, the bill (1) imposes state-mandated local costs without providing adequate reimbursement, or (2) contains a complete disclaimer. The Committee on Appropriations shall make a recommendation to the Senate regarding whether the Senate should concur in the Assembly amendments.

(d) Any bill referred to the Committee on Appropriations solely pursuant to this rule, and that otherwise would not be rereferred to the committee pursuant to Joint Rule 10.5, is not subject to subparagraph (a)(1), (a)(6), (b)(3), or (b)(8) of Joint Rule 61.

## **Display Bills**

28.10. A display bill shall not be heard or acted on in any committee, or voted on by the Senate. For purposes of this rule, "display bill" means a bill that sets forth substantive changes in or additions to existing law but states in the text of the bill that its provisions are set forth for display purposes only, or words of like effect.

## CONSIDERATION OF BILLS

#### **Order of Making Files**

29. When bills are reported from committee they shall be placed upon the Daily File, to be kept by the Secretary as follows: All bills when reported to the Senate by the committee shall be placed at the foot of the Second Reading Senate or Assembly File, in the order in which the reports are made and, after the second reading, shall be placed at the foot of the Senate or Assembly Third Reading File, in the order of reading. Unless otherwise ordered by the Senate the File shall be taken up in the following order: Senate Second Reading File, Assembly Second Reading File, Special Orders, Unfinished Business, Senate Third Reading File, Assembly Third Reading File. The bills upon the third reading shall be considered in the order in which they appear upon the File, unless otherwise ordered by the Senate.

A Senate bill returned from the Assembly for concurrence in Assembly amendments may not be considered until it appears under Unfinished Business on the Daily File pursuant to Joint Rule 26.5 and an analysis is provided to each Senator pursuant to Senate Rule 29.8.

An inactive file shall be kept, to which bills and resolutions may be transferred at the request of the author, or on motion. Bills shall be so transferred when they have been passed on third reading file without action three successive times. Bills and resolutions may be transferred from the inactive file to the second reading file on motion and, after being read the second time, the bills shall take their place regularly on third reading file and be available for consideration and passage.

Bills, resolutions, and other questions may be transferred from the unfinished business file to the inactive file upon request or motion and may be returned to the unfinished business file by request or on motion.

Placement of any question on the inactive file shall not prejudice the question.

## **Strike From File**

29.2. A motion to strike any bill, resolution, or other question from the File shall require 21 votes. That bill, resolution, or other question may not be acted upon again during the session.

#### Measures Amended From the Floor

29.3. (a) The consideration of a bill, constitutional amendment, concurrent resolution, joint resolution, or Senate resolution that has been amended by amendments offered from the floor, except committee amendments reported with measures or amendments offered with a motion to amend and rerefer to committee, is not in order until the amended measure has been in print for not less than one legislative day. Any measure so amended shall be placed on the second reading file.

(b) A bill, constitutional amendment, concurrent resolution, joint resolution, or Senate resolution shall not be recommended for amendment by any committee after the last day specified in the Joint Rules for the 2013–14 Regular Session to amend bills on the floor, as specified in paragraph (13) of subdivision (a) of Joint Rule 61 for odd-numbered years, and in paragraph (16) of subdivision (b) of Joint Rule 61 for even-numbered years.

## **Bills Approving Memoranda of Understanding**

29.4. The Senate may not pass a bill that approves a memorandum of understanding, for purposes of Section 3517.5 and following of the Government Code, until the final version of the subject memorandum of understanding is received by the Secretary of the Senate and made available for review for seven legislative days and its availability for review noted in the Senate Daily Journal for that period.

## Amended Forms of Measures

29.5. No bill, constitutional amendment, concurrent resolution, joint resolution, or Senate resolution may be considered for passage unless and until a copy of the measure as last amended is on the desk of each Member in printed or electronic form.

#### **Conference Reports**

29.6. (a) No conference committee on any bill, other than the Budget Bill and the budget implementation bills, may approve any substantial policy change in any bill if that substantial policy change has been defeated in a policy committee of the Senate during the current legislative session.

(b) For purposes of subdivision (d) of Joint Rule 29.5, the term "heard" means that a printed bill with substantially similar language was before the appropriate committee and taken up at a regular or special hearing of the committee during the current legislative session, or that an amendment, which was drafted and given a request number or approved as to form by Legislative Counsel, was before the committee and taken up at a regular or special hearing of the committee.

## **Conference Committee Meetings**

29.7. Before the adoption of a conference report by the Senate, any Senator may raise a point of order and put the following question to the chair of the Committee on Conference from the Senate: "Did the Committee on Conference meet at a public meeting attended by at least two of the Assembly Members and two of the Senate Members of the Committee on Conference and adopt the conference report by an affirmative rollcall vote of not less than two of the Assembly Members and two of the Senate Members constituting the Committee on Conference?" If the chair answers this question in the negative, the conference report shall be returned to the Committee on Conference and may not be further considered by the Senate until the committee has met at a public meeting attended by at least two of the Assembly Members and two of the Senate Members of the committee, and has adopted the conference report by an affirmative rollcall vote of not less than two of the Assembly Members and two of the Senate Members constituting the committee.

#### Analysis of Measures, Conference Reports, and Floor Amendments

29.8. (a) With the exception of the Budget Bill and budget implementation bills, no bill, constitutional amendment, concurrent resolution, joint resolution, Senate resolution, unfinished business item, or report of a conference committee may be considered unless and until an analysis thereof has been prepared by the Office of Senate Floor

Analyses and placed upon the desks of the Senators, unless otherwise ordered by the President pro Tempore.

(b) An amendment from the floor is not in order unless and until the amendment has been reviewed by the Office of Senate Floor Analyses. Upon a request by the Chair or Vice Chair of the Committee on Rules, or by the lead author of the measure to which a substantive amendment is proposed from the floor, an analysis thereof shall be prepared by the Office of Senate Floor Analyses and placed upon the desks of the Senators.

#### **Consideration of Conference Reports**

29.9. No conference report may be adopted by the Senate until it has been in print for two days prior to being taken up by the Senate.

#### **Referral of Bills**

29.10. (a) If the analysis, prepared in accordance with subdivision (b) of Rule 29.8, of proposed floor amendments to a bill, other than the Budget Bill, discloses that the amendments create a new bill or rewrite the current form of the bill, upon adoption of the amendments the bill shall be reprinted and referred to the Committee on Rules.

(b) When amendments adopted pursuant to subdivision (a) rewrite the bill, as specified in subdivision (e), the Committee on Rules shall refer the bill to a standing committee. The standing committee shall meet and act upon the bill no later than the next scheduled hearing of the committee. If the bill is referred to a standing committee during a time when standing committees are not meeting, the standing committee shall meet and act upon the bill as directed by the Committee on Rules and, in any event, within two legislative days of receipt of the bill. Upon receipt of the bill, the committee by a vote of a majority of the membership may do any of the following: (1) hold the bill, (2) return the bill as approved by the committee to the Senate floor, or (3) rerefer the bill to fiscal committee pursuant to Joint Rule 10.5.

If the bill is referred to a standing committee during the time when no committee may meet, the Committee on Rules shall grant permission to suspend the joint rule to allow the committee to meet as directed by the Committee on Rules.

If the bill is referred to the Committee on Rules on the last legislative day preceding a joint recess, the Committee on Rules and, if the bill is referred to a standing committee, the standing committee, shall meet and act upon the bill before adjourning for the recess. If the bill is referred to the Committee on Rules on any of the three legislative days preceding February 1 or September 1 of an even-numbered year, the Committee on Rules and, if the bill is referred to a standing committee, the standing committee, shall meet and act upon the bill on the same legislative day.

(c) When amendments adopted pursuant to subdivision (a) create a new bill, as specified in subdivision (f), the bill shall be referred to the Committee on Rules. The Committee on Rules, by a vote of a majority of its membership may either (1) hold the bill, or (2) refer the bill to the appropriate standing committee subject to all of the time and other limitations provided in these rules and the Joint Rules for the hearing and passage of bills.

(d) If the analysis, prepared in accordance with subdivision (a) of Rule 29.8, of a bill, other than the Budget Bill, that is returned to the Senate for a vote on concurrence discloses that the Assembly amendments create a new bill or rewrite the bill as passed by the Senate, the bill shall be referred to the Committee on Rules. The Committee on Rules by a vote of a majority of its membership may either (1) refer the bill to an appropriate standing committee, (2) recommend that the bill be taken up for consideration of the Assembly amendments, or (3) hold the bill.

If the bill is referred to a standing committee, the committee shall meet and act upon the bill no later than the next scheduled hearing of the committee. If the bill is referred to a standing committee during a time when standing committees are not meeting, the standing committee shall meet and act upon the bill as directed by the Committee on Rules and, in any event, within two legislative days of receipt of the bill. Upon receipt of the bill, the standing committee by a majority vote of the membership may either (1) hold the bill, or (2) return the bill to the Senate floor for consideration of the bill as amended in the Assembly.

If the bill is referred to a standing committee during the time when no committee may meet, the Committee on Rules shall grant permission to suspend the joint rule to allow the committee to meet as directed by the Committee on Rules.

If the bill is referred to the Committee on Rules on the last legislative day preceding a joint recess, the Committee on Rules and, if the bill is referred to a standing committee, the standing committee, shall meet and act upon the bill before adjourning for the recess. If the bill is referred to the Committee on Rules on any of the three legislative days preceding February 1 or September 1 of an even-numbered year, the Committee on Rules and, if the bill is referred to a standing committee, the standing committee, shall meet and act upon the bill on the same legislative day.

(e) An amendment rewrites a bill if the amendment (1) is germane to the previous version of the bill but adds a new subject to the bill that is different from, but related to, the contents of the bill, or (2) is not described in subdivision (f) and makes a change of fiscal or policy significance that may be appropriate for review by a standing committee.

(f) An amendment creates a new bill if the amendment changes the subject of the bill to a new or different subject.

### **Special Order**

30. Any measure or subject may, by vote of a majority of those voting, be made a special order and, when the time fixed for its consideration arrives, he or she who is presiding shall lay it before the Senate.

#### Messages From the Governor or Assembly

31. Messages from the Governor or from the Assembly may be introduced at any stage of business except while a question is being put, while the ayes and noes are being called, or while a Senator is addressing the Senate.

Messages from the Governor or from the Assembly may be considered when indicated in the order of business or at any other time by unanimous consent or upon motion.

#### **Engrossing Measures**

32. All Senate bills, constitutional amendments, and joint and concurrent resolutions shall be engrossed after each amendment and before final action is taken on them in the Senate. Engrossment shall consist of comparing the printed engrossed measure with the original measure introduced and any amendments adopted to ascertain that it is correct, and making necessary technical corrections. When a measure is reported correctly engrossed it shall be substituted for the original measure.

#### **Enrolling Measures**

33. All Senate measures shall be enrolled immediately following their final passage and receipt from the Assembly. An enrolled copy of every bill, constitutional amendment, or resolution shall be printed and examined to ascertain that it is a true and accurate copy of the measure as it was passed. It shall then be authenticated by the signature of the Secretary of the Senate or his or her designee, and the Chief Clerk of the Assembly or his or her designee, and transmitted to the Governor or Secretary of State, as the case may be.

#### DEBATE

#### Statement of Motion

34. A motion may not be debated until it is distinctly announced by he or she who is presiding, and it shall be reduced to writing if desired by any Senator, and read by the Secretary, before it is debated.

#### **Regulations as to Speaking**

35. (a) When a Senator desires to address the Senate, he or she shall rise in his or her place, address he or she who is presiding, and, when recognized, proceed to speak through the public address system.

(b) A Senator may not speak more than twice in any one debate on the same day, and at the same stage of the bill, without leave; Senators who have once spoken are not again entitled to the floor (except for explanation) so long as any Senator who has not spoken desires to speak.

(c) When two or more Senators arise at the same time to address the Senate, he or she who is presiding shall designate the Senator who is entitled to the floor.

(d) A Senator may not be interrupted when speaking, and no question may be asked of him or her except through he or she who is presiding.

(e) The author of a bill, motion, or resolution shall have the privilege of closing the debate.

#### **Order in Debate**

36. When a Senator is called to order he or she shall sit down until he or she who is presiding has determined whether or not he or she is in order. Every question of order shall be decided by he or she who is presiding, subject to an appeal to the Senate by any Senator. If a Senator is called to order for words spoken, the objectionable language shall immediately be taken down in writing by the Secretary of the Senate.

#### **Right to Address the Senate**

37. A person other than a Member of the Senate may not address the Senate while it is in session, except that the Senate may resolve itself into a Committee of the Whole and, while sitting as a Committee of the Whole, may be addressed by persons other than Members.

#### **QUESTIONS AND MOTIONS**

#### Amendments to Measures

38. When amendments to a measure are reported by a committee or offered from the floor, the amendments shall be submitted in writing.

Adoption of amendments to any measure in the Senate prior to third reading, other than by rollcall, shall not preclude subsequent consideration, in committee or on the third reading of the measure, of the amendments or any part thereof by the Senate.

## Amendments to Be Germane

38.5. Every amendment proposed must be germane. In order to be germane, an amendment must relate to the same subject as the original bill, resolution, or other question under consideration.

A point of order may be raised that the proposed amendment or an amendment now in the bill, resolution, or other question under consideration is not germane, so long as the question is within control of the body. In that case the President pro Tempore shall decide whether the point of order is well taken. In the absence of the President pro Tempore, the Vice Chair of the Committee on Rules shall decide whether the point of order is well taken. If, in the opinion of the President pro Tempore or the Vice Chair of the Committee on Rules, the point of order is well taken, the question of germaneness shall on his or her motion be referred to the Committee on Rules for determination. The Committee on Rules shall make its determination by the following legislative day. If the point of order is raised and referral is made on the last legislative day preceding a joint recess, the Committee on Rules shall make its determination before adjourning for the recess.

The proposition shall remain on file until the determination is made. If, upon consideration of the matter, the Committee on Rules determines that the amendment is not germane, the bill, resolution, or other question shall be stricken from the file and may not be acted upon during the remainder of the session, provided that the author of a bill, resolution, or other question shall be given the opportunity to amend the bill, resolution, or other question to delete the portions that are not germane, in which case the bill, resolution, or other question may continue to be acted upon. If the Committee on Rules determines that the amendment is germane, the bill, resolution, or other question may thereafter be acted upon by the house.

Notwithstanding Rule 21, this rule may not be suspended unless the Committee on Rules determines that an extraordinary circumstance and overwhelming public interest exist that justify the suspension.

## **Amendments From the Floor**

38.6. Amendments to a bill, constitutional amendment, concurrent resolution, joint resolution, or Senate resolution offered from the floor,

except committee amendments reported with measures or amendments offered with a motion to amend and rerefer to committee, are not in order unless and until a copy of the proposed amendments provided by the author has been placed upon the desks of the Members.

### Motion to Lay on the Table

39. When an amendment proposed to any pending measure is laid on the table, it may not carry with it or prejudice the measure.

#### **Division of a Question**

40. If a question in debate contains more than one distinct proposition, any Senator may have the same divided.

#### **The Previous Question**

41. The previous question shall be put in the following form: "Shall the question be now put?" It shall require a majority vote of the Senators present, and its effect shall be to put an end to all the debate except that the author of the bill or the amendment shall have the right to close, and the question under discussion shall thereupon be immediately put to a vote.

## Call of the Senate

42. Upon a motion being carried for a call of the Senate, he or she who is presiding shall immediately order the doors to be closed, and shall direct the Secretary to call the names of the absentees as disclosed by the last previous rollcall. Thereupon, a Member may not be permitted to leave the Senate Chamber except by written permission of the President pro Tempore or, in his or her absence, the Vice Chair of the Committee on Rules, or, in his or her absence, another member of the Committee on Rules designated for that purpose by the President pro Tempore or the Vice Chair of the Committee on Rules. Those Members who are found to be absent and for whom no excuse or insufficient excuses are made may, by order of those present, be taken into custody, as they appear, or may be sent for and then taken into custody by the Sergeant at Arms whenever found, or by special messenger to be appointed for that purpose. In the absence of a quorum, a majority of the Members present may order a rollcall of the Senate and compel the attendance of absentees in the manner above provided.

A call of the Senate may be ordered after the roll has been called and prior to the announcement of the vote. A call of the Senate may be dispensed with at any time upon a majority vote of the Senators present, that action to become effective upon completion of the rollcall and the announcement of the vote upon the matter for which the call was ordered.

A recess may not be taken during a call of the Senate. During any call, the call may be made to apply also to other items of business by a motion made and adopted by a majority vote of the Members present. Under those circumstances, when the call of the Senate is dispensed with as to any item of business, the call is deemed to be continued in effect until other items of business that have been made subject to the call by a majority of the Members present have been acted upon. When a call of the Senate is ordered, pending the announcement of the vote upon the completion of a rollcall, the pending rollcall shall become unfinished business, the consideration of which shall be continued until further proceedings under the call of the Senate are dispensed with, when it will forthwith become the order of business before the Senate.

A motion to adjourn is not in order during a call of the Senate.

#### Reconsideration

43. On the day on which a vote has been taken on any question, a motion to reconsider the vote may be made by any Member. Reconsideration may be granted only once.

The motion may be considered on the day made or on the succeeding legislative day, but may not be further postponed without the concurrence of 30 Members.

A vote by which a bill was passed may not be reconsidered on the last legislative day preceding the interim study joint recess or the final recess, and a vote by which the bill was passed may not be reconsidered on a Senate bill introduced during the first year of the biennium of the legislative session on January 31, or on the last legislative day immediately preceding January 31, of an even-numbered year.

When reconsideration of the vote by which any bill has passed has been demanded, the Secretary may not transmit it to the Assembly until the demand has been disposed of or the time for reconsideration has expired, but if the bill has already been transmitted to the Assembly the demand for reconsideration shall be preceded by a motion to request the Assembly to return the bill. The motion shall be put to a vote immediately without debate and, if not adopted, shall preclude a demand for reconsideration.

A demand to reconsider the vote on any debatable question opens the main question to debate, and the vote on the reconsideration shall be on the merits of the main question.

## VOTING BY SENATE

## Rescinding

43.5. An action whereby a bill has been passed or defeated may not be rescinded without the concurrence of 27 Members.

## Voting on Rollcall

44. Whenever a rollcall is required by the Constitution or rules, or is ordered by the Senate or demanded by three Members, every Member within the Senate shall without debate answer "Aye" or "No" when his or her name is called.

The names of Members shall be called alphabetically.

A Senator may not vote or change his or her vote after the announcement of the vote by the presiding officer.

On a legislative day when the President pro Tempore or Minority Floor Leader is in attendance throughout a session, he or she, in the absence of any objection, may instruct the Secretary of the Senate to add his or her vote to any previously announced vote that was taken while he or she was performing the responsibilities of the office of President pro Tempore or Minority Floor Leader, provided the outcome of the vote is not thereby changed. This provision does not apply to any rollcall after adjournment of the legislative day during which the rollcall in question was taken. The intent of this paragraph is to allow the President pro Tempore and the Minority Floor Leader to carry out the unique and special duties of their offices without losing the opportunity to vote on matters before the Senate.

### **Excused From Voting**

45. When a Senator declines or fails to vote on call of his or her name, he or she may, after completion of the rollcall and before the announcement of the vote, be required to assign his or her reasons therefor and, the Senator having assigned them, the presiding officer shall submit the question to the Senate: "Shall the Senator, for the reasons assigned by him or her, be excused from voting?" which question shall be decided without debate. Unless the Senator is excused from voting he or she shall be required to vote.

## Voting by Presiding Senator

46. When any Member is presiding over the Senate, he or she shall vote on rollcall the same as though he or she were not presiding.

## Vote Required

47. Unless otherwise required by the Constitution, the Joint Rules of the Senate and Assembly, or these rules, any action that can be taken by the Senate requires only a majority vote of the Senate, a quorum being present.

The following actions require 32 votes:

(1) To pass a bill amending specified provisions of the Tobacco Tax and Health Protection Act of 1988 (Prop. 99, Nov. 8, 1988; Sec. 30130, R.& T.C.).

(2) To pass a bill amending the Clean Air and Transportation Improvement Act of 1990 (Prop. 116, June 5, 1990; Sec. 99605, P.U.C.).

(3) To pass a bill amending the California Wildlife Protection Act of 1990 (Sec. 8, Prop. 117, June 5, 1990).

The following actions require 30 votes:

(4) To dispense with the constitutional provision requiring a 30-calendar-day delay after introduction before a bill may be heard by any committee or acted upon by either house (Constitution, Art. IV, Sec. 8(a)).

(5) To postpone the reconsideration of a vote beyond the first legislative day succeeding the day the motion was made.

The following action requires 28 votes:

(6) To pass a bill amending the statutory provisions, other than the bond provisions, of the California Stem Cell Research and Cures Act (Sec. 8, Prop. 71, Nov. 2, 2004).

(7) To pass a bill amending the statutory provisions of the Victims' Bill of Rights Act (Sec. 9, Prop. 9, Nov. 4, 2008).

The following actions require 27 votes:

(8) To pass an urgency clause and urgency statute (Constitution, Art. IV, Sec. 8(d)).

(9) To dispense with the constitutional provision requiring the reading of bills on three several days (Constitution, Art. IV, Sec. 8(b)).

(10) To pass a bill over the Governor's veto (Constitution, Art. IV, Sec. 10).

(11) To prescribe compensation and reimbursement for travel and living expenses of the Members of the Legislature (Constitution, Art. IV, Sec. 4).

(12) To propose an amendment to or revision of the Constitution (Constitution, Art. XVIII, Secs. 1, 2).

(13) To amend or withdraw a proposed legislative constitutional amendment or revision (Constitution, Art. XVIII, Sec. 1).

(14) To classify or exempt personal property for property taxation purpose (Constitution, Art. XIII, Sec. 2).

(15) To permit an exemption of real property from taxation (Constitution, Art. XIII, Sec. 7).

(16) To remove a member of the Public Utilities Commission (Constitution, Art. XII, Sec. 1).

(17) To reconsider the vote by which a concurrent resolution proposing a constitutional amendment is defeated.

(18) To rescind the action whereby a bill has been passed or defeated.

(19) To suspend the rule against lobbying in the Senate Chamber.

(20) To concur in Assembly amendments to, or adopt a report of a committee on conference concerning, a constitutional amendment or bill that requires 27 votes for passage.

(21) To concur in Assembly amendments to, or adopt a report of a committee on conference concerning, a Senate bill that contains an item or items of appropriation subject to Section 12(d) of Article IV of the Constitution.

(22) To amend an initiative statute that permits that action and requires 27 votes for passage.

The following actions require 21 votes:

(23) To adopt, amend, or suspend the rules, except as provided in Rule 21.

(24) To pass a bill, unless under other rules a greater vote is required (Constitution, Art. IV, Sec. 8(b)).

(25) To adopt a joint or concurrent resolution.

(26) To reconsider a bill, or a joint or concurrent resolution.

(27) To confirm an appointment by the Governor, unless a greater vote is required by statute, or to reconsider the same.

(28) To recall a bill from committee.

(29) To concur in Assembly amendments to, or adopt a report of a committee on conference concerning, a joint or concurrent resolution or bill that requires 21 votes for passage.

(30) To change a rate of bank and corporation taxation, or tax on insurers, for state purposes (Constitution, Art. XIII, Secs. 27, 28).

(31) To strike from file.

(32) To adopt a resolution that does not favor a Governor's Reorganization Plan (Sec. 12080.5, Gov. Code).

Actions requiring 14 votes:

(33) To reconsider a vote by which a concurrent resolution proposing a constitutional amendment was adopted.

#### Vote Required for Amendments

48. A constitutional amendment or bill requiring a vote of two-thirds of the Members elected to the Senate for final adoption or passage may be amended by a majority of those voting.

## CONTENTS OF SENATE JOURNAL

#### Proceedings to Be Printed

49. The proceedings of the Senate, when not acting as a Committee of the Whole, shall be entered in the Journal as concisely as possible, care being taken to record a true and accurate account of the proceedings.

The Journal shall state the name of the Senator presenting each Assembly bill, concurrent or joint resolution, or constitutional amendment to the Senate for final action.

Every vote of the Senate shall be recorded in the Journal.

## Titles of Measures to Be Printed

50. The titles of all bills, joint and concurrent resolutions, and constitutional amendments when introduced and when acted upon by the Senate, and a brief statement of the contents of each petition, memorial, or paper presented to the Senate, shall be printed in the Journal.

## Other Matters to Be Printed

51. Messages from the Governor (other than annual messages and inaugural addresses) shall be printed in the Journal, unless otherwise ordered by the Senate.

Letters of transmittal presenting reports of committees and reports of state departments and agencies as shall be made to the Senate pursuant to law or resolution adopted by the Senate shall be printed in the Journal, but the reports shall be printed in the Appendix to the Journal unless otherwise directed by the Senate.

## **Duty of Secretary to Order Printing**

52. It shall be the duty of the Secretary of the Senate, and he or she is hereby directed, to order for the Senate the necessary printing, including stationery for the Members, and to audit and approve all bills for printing to be charged to the Senate. The Secretary of the Senate shall order from the Office of State Publishing the number of copies of bills, Journals, Histories, Files, forms, and other printing as shall be necessary.

It shall further be the duty of the Secretary of the Senate to order bills and other legislative publications for which there is a demand, to be printed before the supply of same shall become exhausted.

## Printing Only on Written Orders; Rush Orders

53. The Office of State Publishing may not charge any printing or other work to the Senate except as required by law unless he or she has a written order from the Secretary of the Senate prior to beginning the printing or other work. All printing orders by the Secretary of the Senate shall be delivered as directed by him or her. The Secretary of the Senate may, when necessity requires it, order from the Office of State Publishing the printing that he or she deems necessary to be printed in advance of the regular order of business, under a specially prepared written order to be known as a "Rush Order."

#### THE SENATE CHAMBER

#### Admission to the Senate Chamber

55. (a) Persons who are not Members, officers, or employees of the Senate may be admitted to the Senate Chamber only as follows:

1. The Members, officers, and assistant clerks of the Assembly.

2. The Legislative Counsel or his or her representatives.

3. The accredited press, radio, and television representatives.

4. Former State Senators and Assembly Members.

5. Visitors in the chairs reserved for that purpose, on invitation of the President or a Senator or on presentation of a pass.

(b) While the Senate is in session a person, except Members of the Legislature, may not engage in influencing the passage or defeat of legislation in any way in the Senate Chamber.

(c) A person meeting the definition of a lobbyist in Section 82039 of the Government Code may not be admitted to the Senate Chamber while the Senate is in session.

(d) Only Members and officers of the Senate and Assembly, former Members of the Senate, assistant clerks of the Senate and the Assembly, the Legislative Counsel or his or her representatives, Senate employees for the purpose of delivering messages and when so directed by a Member of the Senate, and members of the press who have seats assigned to them may be permitted on the Floor of the Senate.

(e) The Senate Chamber is the Senate Chamber proper, the adjoining hallway, Rooms 3030, 3046, 3191, 3195, and 3196 of the Capitol Annex, and Room 215 of the Capitol.

(f) The Floor of the Senate is all of the Senate Chamber except the adjoining hallway and the rooms listed in subdivision (e), the visitors seating area, and the western portion of Room 3191.

(g) Notwithstanding any other provision of this rule, any person may be admitted to Room 3191 and Room 215 to attend a meeting of a Senate, Assembly, joint, or conference committee.

(h) Notwithstanding any other provision of this rule, a person may not be permitted on the Floor of the Senate while it is in session unless the person is wearing appropriate attire. Appropriate attire includes coats and ties for men. Accredited camerapersons, sound technicians, and photographers are exempt from this requirement. Floor of the Senate, for this purpose, has the same meaning set forth in subdivision (f).

(i) This rule may be suspended by a vote of two-thirds of the Members of the Senate.

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# STANDARDS OF CONDUCT OF THE SENATE

(Adopted by the Senate May 4, 1992)

#### Standards of Conduct of the Senate (Senate Resolution 38 adopted by the Senate May 4, 1992)

## The Standards of Conduct of the Senate are as follows:

First—That each Senator and each officer and employee of the Senate has an obligation to exercise his or her independent judgment on behalf of the people of California, rather than for any personal gain or private benefit.

(a) No Senator or officer or employee of the Senate should accept anything from anyone that would interfere with the exercise of his or her independent judgment.

(b) No Senator or officer or employee of the Senate should accept outside employment that is inconsistent with the conscientious performance of his or her duties.

(c) No Senator should use the prestige of his or her office, and no Senate officer or employee of the Senate should use the status of his or her position for material or financial gain or private benefit.

Second—That each Senator has an obligation to provide energetic and diligent representation, and each officer and employee of the Senate has an obligation to provide energetic and diligent service on behalf of the Senate, with due consideration for the interests of all of the people of California.

(a) Each Senator and each officer and employee of the Senate has an obligation to be informed and prepared, recognizing all sides of an issue.

(b) Each Senator and each officer and employee of the Senate, when intervening on behalf of a constituent with any governmental agency should make every effort to ensure that decisions affecting any constituent are made on their merits and in a fair and equitable manner.

(c) Each Senator should be accessible to all constituents, making a special effort to attend to the concerns of those who might not otherwise be heard.

(d) Each Senator should fairly characterize the issues confronting the Legislature and accurately inform the public regarding the conduct of his or her office.

Third—That each Senator and each officer and employee of the Senate has an obligation to the public and to his or her colleagues to be informed about, and abide by, the rules that govern the proceedings of the Senate and the Legislature.

(a) Each Senator should perform his or her duties with courtesy and respect for both colleagues and those who may appear before them.

(b) In exercising the power of confirmation, each Senator should act with due regard for the general welfare of the people of California.

(c) Each Senator and each officer and employee of the Senate, when exercising oversight functions with respect to any governmental agency, should act in an informed fashion, with attention to the underlying policies being implemented and with due respect for the independence of the agency. Fourth—Each Senator, when acting in a position of leadership, should exercise his or her power and carry out his or her responsibility so as to enhance reasoned and visible decisionmaking by the Senate.

Fifth—Each Senator has an obligation to treat every officer and employee of the Senate with fairness and without discrimination, and to ensure that each officer and employee performs only those tasks for which there is a legislative or governmental purpose.

Sixth—Each officer and employee of the Senate has an obligation to perform his or her properly assigned duties using his or her best judgment with diligence and a duty of loyalty to the Senate as an institution.

Seventh—Each Senator and each officer and employee of the Senate has an obligation to make proper use of public funds.

(a) No Senator and no officer or employee of the Senate may use state resources for personal or campaign purposes.

(b) Each officer and employee of the Senate is free to volunteer for, and participate in, campaign activities on his or her own time, but no officer or employee of the Senate may be intimidated, coerced, or compelled, as a condition of continued appointment or employment, to either volunteer time or contribute money to a candidate or campaign.

Eighth—Each Senator and each officer and employee of the Senate shall uphold the Constitution of California and the Constitution of the United States, and shall adhere to the spirit and the letter of the laws, rules, and regulations governing officeholder conduct.

Ninth—Each Senator and each officer and employee of the Senate shall conduct himself or herself in the performance of his or her duties in a manner that each does not discredit the Senate.

Tenth—Each Senator and each officer and employee of the Senate, is encouraged to report to the proper authority any apparent and substantial violation of these standards, or related statutes, regulations, and rules, and to consult with the Senate Committee on Legislative Ethics, or any other appropriate governmental agency, regarding the propriety of any conduct.

# JOINT RULES

# OF THE

# SENATE AND ASSEMBLY

# 2009-10 REGULAR SESSION

(Temporary Joint Rules of the Senate and Assembly, according to usage and custom, for the 2013–14 Regular Session)

(SCR No. 1 (Oropeza), Resolution Chapter 22, Statutes of 2009, 2009–10 Regular Session, adopted by Senate December 1, 2008, Senate Journal, p. 11; adopted by Assembly May 4, 2009, Assembly Journal, p. 1241; Senate concurred in Assembly amendments May 11, 2009, Senate Journal, p. 825)

## TEMPORARY JOINT RULES OF THE SENATE AND ASSEMBLY

## **Standing Committees**

1. Each house shall appoint standing committees as the business of the house may require, the committees, the number of members, and the manner of selection to be determined by the rules of each house.

## Joint Meeting of Committees

3. Whenever any bill has been referred by the Senate to one of its committees, and the same or a like bill has been referred by the Assembly to one of its committees, the chairmen or chairwomen of the respective committees, when in their judgment the interests of legislation or the expedition of business will be better served thereby, shall arrange for a joint meeting of their committees for the consideration of the bill.

## Effect of Adoption of Joint Rules

3.5. The adoption of the Joint Rules for any extraordinary session may not be construed as modifying or rescinding the Joint Rules of the Senate and Assembly for any previous session, nor as affecting in any way the status or powers of the committees created by those rules.

#### Definition of Word "Bill"

4. Whenever the word "bill" is used in these rules, it includes any constitutional amendment, any resolution ratifying a proposed amendment to the United States Constitution, and any resolution calling for a constitutional convention.

## **Concurrent and Joint Resolutions**

5. Concurrent resolutions relate to matters to be treated by both houses of the Legislature.

Joint resolutions relate to matters connected with the federal government.

## **Resolutions Treated as Bills**

6. Concurrent and joint resolutions, other than resolutions ratifying proposed amendments to the United States Constitution and resolutions calling for constitutional conventions, shall be treated in all respects as bills except as follows:

(a) They shall be given only one formal reading in each house.

(b) They may not be deemed bills within the meaning of subdivision (a) of Section 8 of Article IV of the California Constitution.

(c) They may not be deemed bills for the purposes of Rules 10.8, 53, 55, 56, and 61, subdivisions (a) and (c) of Rule 54, and subdivisions (a) and (b) of Rule 62.

(d) They may not, except for those relating to voting procedures on the floor or in committee, be deemed bills for the purposes of subdivision (c) of Rule 62.

## PREPARATION AND INTRODUCTION OF BILLS

## Title of Bill

7. The title of every bill introduced shall convey an accurate idea of the contents of the bill and shall indicate the scope of the act and the object to be accomplished. In amending a code section, the mere reference to the section by number is not deemed sufficient.

## **Division of Bill Into Sections**

8. A bill amending more than one section of an existing law shall contain a separate section for each section amended.

Bills that are not amendatory of existing laws shall be divided into short sections, where this can be done without destroying the sense of any particular section, to the end that future amendments may be made without the necessity of setting forth and repeating sections of unnecessary length.

#### **Digest of Bills Introduced**

8.5. A bill may not be introduced unless it is contained in a cover attached by the Legislative Counsel and it is accompanied by a digest, prepared and attached to the bill by the Legislative Counsel, showing the changes in the existing law that are proposed by the bill. A bill may not be printed where the body of the bill or the Legislative Counsel's Digest has been altered, unless the alteration has been approved by the Legislative Counsel. If any bill is presented to the Secretary of the Senate or Chief Clerk of the Assembly for introduction, that does not comply with the foregoing requirements of this rule, the Secretary or Chief Clerk shall return it to the member who presented it. The digest shall be printed on the bill as introduced, commencing on the first page thereof.

### **Digest of Bills Amended**

8.6. Whenever a bill is amended in either house, the Secretary of the Senate or the Chief Clerk of the Assembly, as the case may be, shall request the Legislative Counsel to prepare an amended digest and cause it to be printed on the first page of the bill as amended. The digest shall be amended to show changes in the existing law that are proposed by the bill as amended, with any material changes in the digest indicated by the use of appropriate type.

#### **Errors in Digest**

8.7. If a material error in a printed digest referred to in Rule 8.5 or 8.6 is brought to the attention of the Legislative Counsel, he or she shall prepare a corrected digest that shows the changes made in the digest as provided in Rule 10 for amendments to bills. He or she shall deliver the corrected digest to the Secretary of the Senate or the Chief Clerk of the Assembly, as the case may be. If the correction so warrants in the opinion of the President pro Tempore of the Senate or the Speaker of the Assembly, a corrected print of the bill as introduced shall be ordered with the corrected digest printed thereon.

## Bills Amending Title 9 of the Government Code

8.8. A member who is the first-named author of a bill, that would amend, add, or repeal any provision of Title 9 (commencing with Section 81000) of the Government Code, upon introduction or amendment of the bill in either house shall notify the Chief Clerk of the Assembly or the Secretary of the Senate, as the case may be, of the nature of the bill. Thereafter, the Chief Clerk of the Assembly or the Secretary of the Senate shall deliver a copy of the bill as introduced or amended to the Fair Political Practices Commission pursuant to Section 81012 of the Government Code.

# Bills Amending the California Stem Cell Research and Cures Act

8.9. A member who is the first-named author of a bill, that would amend, add, or repeal any statutory provision of the California Stem Cell Research and Cures Act, other than the bond provisions thereof, upon introduction or amendment of the bill in either house shall notify the Chief Clerk of the Assembly or the Secretary of the Senate, as the case may be, of the nature of the bill. At least 14 days prior to passage in the Assembly or Senate, respectively, the Chief Clerk of the Assembly or the Secretary of the Senate shall make copies of the bill as introduced or amended available in the Bill Room for access by the public and news media.

### **Restrictions as to Amendments**

9. A substitute or amendment must relate to the same subject as the original bill, constitutional amendment, or resolution under consideration. An amendment is not in order when all that would be done to the bill is the addition of a coauthor or coauthors, unless the Committee on Rules of the house in which the amendment is to be offered grants prior approval.

# Changes in Existing Law to Be Marked by Author

10. In a bill amending or repealing a code section or a general law, any new matter shall be underlined, and any matter to be omitted shall be in type bearing a horizontal line through the center and commonly known as "strikeout" type. When printed the new matter shall be printed in italics, and the matter to be omitted shall be printed in "strikeout" type.

In an amendment to a bill that sets out for the first time a section being amended or repealed, any new matter to be added and any matter to be omitted shall be indicated by the author and shall be printed in the same manner as though the section as amended or repealed was a part of the original bill and was being printed for the first time.

When an entire code is repealed as part of a codification or recodification, or when an entire title, part, division, chapter, or article of a code is repealed, the sections comprising the code, title, part, division, chapter, or article shall not be set forth in the bill or amendment in strikeout type.

### **Re-referral to Fiscal and Rules Committees**

10.5. A bill shall be re-referred to the fiscal committee of each house when it would do any of the following:

- (1) Appropriate money.
- (2) Result in a substantial expenditure of state money.
- (3) Result in a substantial loss of revenue to the state.

(4) Result in substantial reduction of expenditures of state money by reducing, transferring, or eliminating any existing responsibilities of any state agency, program, or function.

Concurrent and joint resolutions shall be re-referred to the fiscal committee of each house when they contemplate any action that would involve any of the following:

(1) Any substantial expenditure of state money.

(2) Any substantial loss of revenue to the state.

The above requirements do not apply to bills or concurrent resolutions that contemplate the expenditure or allocation of operating funds.

A bill that assigns a study to the Joint Legislative Budget Committee or to the Legislative Analyst shall be re-referred to the respective rules committees. Before the committee may act upon the bill, it shall obtain from the Joint Legislative Budget Committee an estimate of the amount required to be expended to make the study.

This rule may be suspended in either house as to any particular bill by approval of the Committee on Rules of the house and two-thirds vote of the membership of the house.

## Short Title

10.6. A bill may not add a short title that names a current or former Member of the Legislature.

## **Heading of Bills**

10.7. A bill or resolution may be authored only by a member or committee of the house of origin. Members or committees that are not of the house of origin may be "principal coauthors" or "coauthors." A bill may not indicate in its heading or elsewhere that it was introduced at the request of a state agency or officer or any other person. A bill may not contain the words "By request" or words of similar import.

# **Consideration of Bills**

10.8. The limitation contained in subdivision (a) of Section 8 of Article IV of the Constitution may be dispensed with as follows:

(a) A written request for dispensation entitled "Request to Consider and Act on Bill Within 30 Calendar Days" shall be filed with the Chief Clerk of the Assembly or the Secretary of the Senate, as the case may be, and transmitted to the Committee on Rules of the appropriate house.

(b) The Committee on Rules of the Assembly or Senate, as the case may be, shall determine whether there exists an urgent need for dispensing with the 30-calendar-day waiting period following the bill's introduction.

(c) If the Committee on Rules recommends that the waiting period be dispensed with, the member may offer a resolution, without further reference thereof to committee, authorizing hearing and action upon the bill before the 30 calendar days have elapsed. The adoption of the resolution requires an affirmative recorded vote of three-fourths of the elected members of the house in which the resolution is presented.

#### **Printing of Amendments**

11. (a) Any bill amended by either house shall be immediately reprinted. Except as otherwise provided in subdivision (b), if new matter is added by the amendment, the new matter shall be printed in italics in the printed bill; if matter is omitted, the matter to be omitted shall be printed in strikeout type. When a bill is amended in either house, the first or previous markings shall be omitted.

(b) If amendments to a bill, including the report of a committee on conference, are adopted that omit the entire contents of the bill, the matter omitted need not be reprinted in the amended version of the bill. Instead, the Secretary of the Senate or the Chief Clerk of the Assembly, as the case may be, may select the amended bill and cause to be printed a brief statement to appear after the last line of the amended bill identifying which previously printed version of the bill contains the complete text of the omitted matter.

#### Manner of Printing Bills

12. The State Printer shall observe the directions of the Joint Rules Committee in printing all bills, constitutional amendments, and concurrent and joint resolutions.

# **Distribution of Legislative Publications**

13. The Secretary of the Senate and the Chief Clerk of the Assembly shall order a sufficient number of bills and legislative publications as may be necessary for legislative requirements.

A complete list of bills may not be delivered except upon payment therefor of the amount fixed by the Joint Rules Committee for any regular or extraordinary session. No more than one copy of any bill or other legislative publication, nor more than a total of 100 bills or other legislative publications during a session, may be distributed free to any person, office, or organization. The limitations imposed by this paragraph do not apply to Members of the Legislature, the Secretary of the Senate, or the Chief Clerk of the Assembly for the proper functioning of their respective houses; the Legislative Counsel Bureau; the Attorney General's office; the Secretary of State's office; the Controller's office; the State Treasurer's office; the Insurance Commissioner's office; the Superintendent of Public Instruction; the State Board of Equalization; the Governor's office; the Lieutenant Governor's office; the Clerk of the Supreme Court; the clerk of the court of appeal for each district; the Judicial Council; the California Law Revision Commission; the State Library; the Library of Congress; the libraries of the University of California at Berkeley and at Los Angeles; or accredited members of the press. The State Printer shall fix the cost of the bills and publications, including postage, and moneys as may be received by him or her shall, after deducting the cost of handling and mailing, be remitted on the first day of each month, one-half each to the Secretary of the Senate and the Chief Clerk of the Assembly for credit to legislative printing. Legislative publications heretofore distributed through the Bureau of Documents shall be distributed through the Bill Room. Unless otherwise provided for, the total number of each bill to be printed may not exceed 2,500.

### Legislative Index

13.1. The Legislative Counsel shall provide for the periodic publication of a cumulative Legislative Index, which shall include tables of sections affected by pending legislation. The State Printer shall print the Legislative Index in the quantities, and at the times, determined by the Secretary of the Senate and the Chief Clerk of the Assembly. The costs of that printing shall be paid from the legislative printing appropriation.

## **Summary Digest**

13.3. The Legislative Counsel shall compile and prepare for publication a summary digest of legislation passed at each regular and extraordinary session, which digest shall be prepared in a form suitable for inclusion in the publication of statutes. The digest shall be printed as a separate legislative publication on the order of the Joint Rules Committee, and may be made available to the public in the quantities, and at the prices, determined by the Joint Rules Committee.

# **Statutory Record**

13.5. The Legislative Counsel shall prepare for publication from time to time a cumulative statutory record. The statutory record shall be printed as a legislative publication on the order of the Secretary of the Senate or the Chief Clerk of the Assembly.

# OTHER LEGISLATIVE PRINTING

### Printing of the Daily Journal

14. The State Printer shall print, in the quantities directed by the Secretary of the Senate and the Chief Clerk of the Assembly, copies of the Daily Journal of each day's proceedings of each house. At the end of the session he or she shall also print, as directed by the Secretary of the Senate and the Chief Clerk of the Assembly, a sufficient number of copies properly paged after being corrected and indexed by the Secretary of the Senate and the Chief Clerk of the Assembly, to bind in book form as the Daily Journal of the respective houses of the Legislature.

## What Shall Be Printed in the Daily Journal

15. The following shall be printed in the Daily Journal of each house:

(a) Messages from the Governor and messages from the other house, and the titles of all bills, joint and concurrent resolutions, and constitutional amendments when introduced in, offered to, or acted upon by, the house.

(b) Every vote taken in the house, and a statement of the contents of each petition, memorial, or paper presented to the house.

(c) A true and accurate account of the proceedings of the house, when not acting as a Committee of the Whole.

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## Printing of the Daily File

16. A Daily File of bills ready for consideration shall be printed each day for each house when the Legislature is not in joint recess, except days when a house does not meet.

## **Printing of History**

17. Each house shall cause to be printed, once each week, a complete Weekly History of all bills, constitutional amendments, and concurrent, joint, and house resolutions originating in, considered by, or acted upon by, the respective houses and committees thereof. A regular form shall be prescribed by the Secretary of the Senate and the Chief Clerk of the Assembly. The Weekly History shall show the action taken upon each measure up to and including the legislative day preceding its issuance. Except for periods when the houses are in joint recess, for each day intervening there shall be printed a Daily History showing the consideration given to or action taken upon any measure since the issuance of the complete Weekly History.

# Authority for Printing Orders

18. The State Printer may not print for use of either house, nor charge to legislative printing, any matter other than provided by law or by the rules, except upon a written order signed by the Secretary of the Senate, on behalf of the Senate, or the Chief Clerk of the Assembly or other person authorized by the Assembly, on behalf of the Assembly. Persons authorized to order printing under this rule may, when necessity requires it, order certain matter printed in advance of the regular order, by the issuance of a rush order.

The Secretary of the Senate, on behalf of the Senate, and the Chief Clerk of the Assembly or other person authorized by the Assembly, on behalf of the Assembly, are hereby authorized and directed to order and distribute for the members stationery and legislative publications for which there is a demand, and, subject to the rules of their respective houses, to approve the bills covering those orders. All bills for printing must be presented by the State Printer within 30 days after the completion of the printing.

# **RECORD OF BILLS**

### Secretary and Chief Clerk to Keep Records

19. The Secretary of the Senate and the Chief Clerk of the Assembly shall keep a complete and accurate record of every action taken by the Senate and Assembly on every bill.

# Secretary and Chief Clerk Shall Endorse Bills

20. The Secretary of the Senate and the Chief Clerk of the Assembly shall endorse on every original or engrossed bill a statement of any action taken by the Senate or Assembly concerning the bill.

# ACTION IN ONE HOUSE ON BILL TRANSMITTED FROM THE OTHER

# After a Bill Has Been Passed by the Senate or Assembly

21. When a bill has been passed by either house it shall be transmitted promptly to the other, unless a motion to reconsider or a notice of motion

to reconsider has been made or it is held pursuant to some rule or order of the house.

The procedure of referring bills to committees shall be determined by the respective houses.

# Messages to Be in Writing Under Proper Signatures

22. Notice of the action of either house to the other shall be in writing and under the signature of the Secretary of the Senate or the Chief Clerk of the Assembly, as the case may be. A receipt shall be taken from the officer to whom the message is delivered.

# **Consent Calendar: Uncontested Bills**

22.1. Each standing committee may report an uncontested bill out of committee with the recommendation that it be placed on the Consent Calendar. The Secretary of the Senate and the Chief Clerk of the Assembly shall provide to each committee chairman or chairwoman appropriate forms for that report. As used in this rule, "uncontested bill" means a bill that (a) receives a do-pass or do-pass-as-amended recommendation from the committee to which it is referred, by unanimous vote of the members present provided a quorum is present, (b) has no opposition expressed by any person present at the committee meeting with respect to the final version of the bill as approved by the committee, and (c) prior to final action by the committee, has been requested by the author to be placed on the Consent Calendar.

# **Consent Calendar**

22.2. Following its second reading and the adoption of any committee amendments thereto, any bill certified by the committee chairman or chairwoman as an uncontested bill shall be placed by the Secretary of the Senate or the Chief Clerk of the Assembly on the Consent Calendar, and shall be known as a "Consent Calendar bill." Any Consent Calendar bill that is amended from the floor shall cease to be a Consent Calendar bill and shall be returned to the Third Reading File. Upon objection of any member to the placement or retention of any bill on the Consent Calendar, the bill shall cease to be a Consent Calendar bill and shall be returned to the Third Reading File. No Consent Calendar bill may be considered for adoption until the second legislative day following the day of its placement on the Consent Calendar.

# **Consideration of Bills on Consent Calendar**

22.3. A bill on the Consent Calendar is not debatable, except that the President of the Senate or the Speaker of the Assembly shall allow a reasonable time for questions from the floor and shall permit a proponent of the bill to answer the questions. Immediately prior to voting on the first bill on the Consent Calendar, the President of the Senate or the Speaker of the Assembly shall call to the attention of the members the fact that the next rollcall will be the rollcall on the first bill on the Consent Calendar.

The Consent Calendar shall be considered as the last order of business on the Daily File.

# PASSAGE AND ENROLLING OF BILL

### Procedure on Defeat of More Than Majority Bill

23.5. Whenever a bill containing a section or sections requiring for passage an affirmative recorded vote of more than 21 votes in the Senate and more than 41 votes in the Assembly is being considered for passage, and the urgency clause, if the bill is an urgency bill, or the bill, in any case, fails to receive the necessary votes to make all sections effective, further action may not be taken on the bill, except that an amendment to remove all sections requiring the higher vote for passage from the bill shall be in order prior to consideration of further business. If the amendment is adopted, the bill shall be reprinted to reflect the amendment. When the bill is reprinted, it shall be returned to the same place on the file that it occupied when it failed to receive the necessary votes.

# **Enrollment of Bill After Passage**

24. After a bill has passed both houses it shall be printed in enrolled form, omitting symbols indicating amendments, and shall be compared by the Engrossing and Enrolling Clerk and the proper committee of the house where it originated to determine that it is in the form approved by the houses. The enrolled bill shall thereupon be signed by the Secretary of the Senate and Chief Clerk of the Assembly and, except as otherwise provided by these rules, presented without delay to the Governor. The committee shall report the time of presentation of the bill to the Governor to the house and the record shall be entered in the Daily Journal. After enrollment and signature by the officers of the Legislature, constitutional amendments, and concurrent and joint resolutions, shall be filed without delay in the office of the Secretary of State and the time of filing shall be reported to the house and the record entered in the Daily Journal.

# AMENDMENTS AND CONFERENCES

#### Amendments to Amended Bills Must Be Attached

25. Whenever a bill or resolution that has been passed in one house is amended in the other, it shall immediately be reprinted as amended by the house making the amendment or amendments. One copy of the amendment or amendments shall be attached to the bill or resolution so amended, and endorsed "adopted"; the amendment or amendments, if concurred in by the house in which the bill or resolution originated, shall be endorsed "concurred in"; and the endorsement shall be signed by the Secretary or Assistant Secretary of the Senate, or the Chief Clerk or Assistant Clerk of the Assembly, as the case may be. However, an amendment to the title of a bill adopted after the passage of the bill does not necessitate reprinting, but the amendment must be concurred in by the house in which the bill originated.

# Amendments to Concurrent and Joint Resolutions

25.5. When a concurrent or joint resolution is amended, and the only effect of the amendments is to add coauthors, the joint or concurrent resolution may not be reprinted unless specifically requested by one of the added coauthors, but a list of the coauthors shall appear in the Daily Journal and History.

# To Concur or Refuse to Concur in Amendments

26. If the Senate amends and passes an Assembly bill, or the Assembly amends and passes a Senate bill, the Senate (if it is a Senate bill) or the Assembly (if it is an Assembly bill) must either "concur" or "refuse to concur" in the amendments. If the Senate concurs (if it is a Senate bill), or the Assembly concurs (if it is an Assembly bill), the Secretary of the Senate or Chief Clerk of the Assembly shall so notify the house making the amendments, and the bill shall be ordered to enrollment.

## **Reference to Committee**

26.5. Pursuant to Rule 26, whenever a bill is returned to its house of origin for a vote on concurrence in an amendment made in the other house, the Legislative Counsel shall promptly prepare and transmit to the Chief Clerk of the Assembly and the Speaker of the Assembly in the case of an Assembly bill, or to the Secretary of the Senate and Chair of the Senate Committee on Rules in the case of a Senate bill, a brief digest summarizing the effect of the amendment made in the other house. The Secretary or Chief Clerk shall, upon receipt from the Legislative Counsel, cause the digest to be printed in the Daily File immediately following any reference to the bill covered by the digest. A motion to concur or refuse to concur in the amendment is not in order until the Legislative Counsel's Digest has appeared in the Daily File or an analysis of the bill has been prepared and distributed pursuant to Senate Rule 29.8 or Assembly Rule 77.

If the digest discloses that the amendment of the other house has made a substantial substantive change in the bill as first passed by the house of origin, the bill, if it is a Senate bill, shall, on motion of the Chair of the Senate Committee on Rules, be referred to the Senate Committee on Rules for reference to an appropriate standing committee. If the bill is an Assembly bill it shall be referred by the Speaker to the appropriate committee.

Upon receipt of the bill, the committee may, by a vote of a majority of its membership, recommend concurrence or nonconcurrence in the amendment or hold the bill in committee. The committee shall be subject to all the requirements for procedure provided under Rule 62 for committees, other than committees of first referral, and shall be subject to other requirements for normal committee procedure as the Assembly or Senate may separately provide in the standing rules of their respective houses.

Any of the provisions of this rule may be dispensed with regard to a particular bill in its house of origin upon an affirmative vote of a majority of the members of that house.

# **Concurring in Amendments Adding Urgency Section**

27. When a bill that has been passed in one house is amended in the other by the addition of a section providing that the act shall take effect immediately as an urgency statute, and is returned to the house in which it originated for concurrence in the amendment or amendments thereto, the procedure and vote thereon shall be as follows:

The presiding officer shall first direct that the urgency section be read and put to a vote. If two-thirds of the membership of the house vote in the affirmative, the presiding officer shall then direct that the question of whether the house shall concur in the amendment or amendments shall be put to a vote. If two-thirds of the membership of the house vote in the affirmative, concurrence in the amendments shall be effective.

If the affirmative vote on either of the questions is less than two-thirds of the membership of the house, the effect is a refusal to concur in the amendment or amendments, and the procedure thereupon shall be as provided in Rule 28.

# When Senate or Assembly Refuses to Concur

28. If the Senate (if it is a Senate bill) or the Assembly (if it is an Assembly bill) refuses to concur in amendments to the bill made by the other house, and the other house has been notified of the refusal to concur, a conference committee shall be appointed for each house in the manner prescribed by these rules. The Senate Committee on Rules, on behalf of the Senate, and the Speaker of the Assembly, on behalf of the Assembly, shall each appoint a committee of three on conference, and the Secretary of the Senate or the Chief Clerk of the Assembly shall immediately notify the other house of the action taken.

# **Committee on Conference**

28.1. (a) The Senate Committee on Rules and the Speaker of the Assembly, in appointing a committee on conference, shall each select two members from those voting with the majority on the point about which the difference has arisen, and the other member from the minority, in the event there is a minority vote.

Whether a member has voted with the majority or minority on the point about which the difference has arisen is determined by his or her vote on the appropriate rollcall, as follows:

(1) In the Assembly—

(A) The rollcall on the question of final passage of a Senate bill amended in the Assembly when the Senate has refused to concur with the Assembly amendments.

(B) The rollcall on the question of concurrence with Senate amendments to an Assembly bill.

(2) In the Senate—

(A) The rollcall on the question of final passage of an Assembly bill amended in the Senate when the Assembly has refused to concur with the Senate amendments.

(B) The rollcall on the question of concurrence with Assembly amendments to a Senate bill.

(b) Either house may suspend this rule by a two-thirds vote of the membership of the house.

# Meetings and Reports of Committees on Conference

29. The first Senator named on the conference committee shall act as chairman or chairwoman of the committee from the Senate, and the first Member of the Assembly named on the committee shall act as chairman or chairwoman of the committee from the Assembly. The chairman or chairwoman of the committee on conference for the house of origin of

the bill shall arrange the time and place of meeting of the conference committee, and shall prepare or direct the preparation of reports. It shall require an affirmative vote of not less than two of the Assembly Members and two of the Senate Members constituting the committee on conference to agree upon a report, and the report shall be submitted to both the Senate and the Assembly. The committee on conference shall report to both the Senate and the Assembly. The report is not subject to amendment. If either house refuses to adopt the report, the conferees shall be discharged and other conferees appointed, except that no more than three different conference committees may be appointed on any one bill. A member who has served on a committee on conference may not be appointed a member of another committee on conference on the same bill. It shall require the same affirmative recorded vote to adopt any conference report as required by the California Constitution upon the final passage of the bill affected by the report. It shall require an affirmative recorded vote of two-thirds of the entire elected membership of each house to adopt any conference report affecting any bill that contains an item or items of appropriation that are subject to subdivision (d) of Section 12 of Article IV of the California Constitution. The report of a conference committee shall be in writing, and shall have affixed thereto the signatures of each Senator and each Member of the Assembly consenting to the report. Space shall also be provided where a member of a conference committee may indicate his or her dissent in the committee's findings. Any dissenting member may have attached to a conference committee report a dissenting report which shall not exceed, in length, the majority committee report. A copy of any amendments proposed in the majority report shall be placed on the desk of each member of the house before it is acted upon by the house.

The vote on concurrence or upon the adoption of the conference report shall be deemed the vote upon final passage of the bill.

### **Conference Committees**

29.5. (a) All meetings of any conference committee on the Budget Bill shall be open and readily accessible to the public.

A conference committee on any bill may not meet, consider, or act on the subject matter of the bill except in a meeting that is open and readily accessible to the public, unless the action is on a report determined by the Legislative Counsel to be nonsubstantive. The Legislative Counsel shall examine each proposed report and shall note upon the face of the report that the amendments proposed are "substantive" or "nonsubstantive" as the case may be.

The chairman or chairwoman of the conference committee of each house shall give notice to the File Clerk of their respective houses of the time and place of the meeting. Notice of each public meeting shall be published in the Daily File of each house one calendar day prior to the meeting, except that the notice is not required for a meeting of a conference committee on the Budget Bill. When this subdivision is waived with respect to a meeting of any public conference committee, or when there is a meeting of a conference committee on the Budget Bill, every effort shall be made to inform the public that a meeting has been called. When this subdivision has been waived with respect to the meeting of any public conference committee, the chairman or chairwoman of the conference committee of each house shall immediately notify the chairman or chairwoman of the policy committee of their respective houses that considered the bill in question of the waiver, and of the time and place of the meeting.

(b) The first committee on conference of the Budget Bill, if a committee is appointed, shall submit its report to each house no later than 15 days after the Budget Bill has been passed by both houses. If the report is not submitted by that date, the conference committee shall be deemed to have reached no agreement and shall so inform each house pursuant to Rule 30.7.

(c) A committee on conference of the Budget Bill may consider only differences between the Assembly version of the Budget Bill as passed by the Assembly and the Senate version of the Budget Bill as passed by the Senate, and may not approve any item of expenditure or control that exceeds that contained in one of the two versions before the conference committee.

(d) A conference committee on any bill, other than the Budget Bill, may not approve any substantial financial provision in any bill if the financial provision has not been heard by the fiscal committee of each house, nor may any conference committee approve substantial policy changes that have not been heard by the policy committee of each house.

(e) A waiver of the one-calendar-day Daily File notice requirement of subdivision (a) is not effective for longer than three calendar days.

## **Conference Committee Reports**

30. Upon submission of any report of a committee on conference recommending that the bill be further amended, the bill shall be reprinted incorporating the amendments recommended by the conference committee. The consideration of the report of a committee on conference is not in order until the bill, in the form recommended by the report of the committee on conference, has both been in print and been noticed in the Daily File for not less than one legislative day.

If the conference committee's report recommends only that the amendments of the Senate or the Assembly "be concurred in," consideration of the report shall be in order at any time, and reprinting of the bill is not required, but notice shall appear in the Daily File for not less than one legislative day.

A conference committee report is not in order unless it has been received by the Secretary of the Senate and the Chief Clerk of the Assembly at least three calendar days preceding the scheduled commencement of the summer, interim, or final recess of the Legislature.

This rule may be suspended as to any particular conference committee report by a two-thirds vote of the membership of either house.

This rule does not apply to a report of a committee on conference on the Budget Bill.

# **Conference Committee Reports on Urgency Statutes**

30.5. When the report of a committee on conference recommends the amendment of a bill by the addition of a section providing that the act shall take effect immediately as an urgency statute, the procedure and the vote thereon shall be as follows:

The presiding officer shall first direct that the urgency section be read and put to a vote. If two-thirds of the members elected to the house vote in the affirmative, the presiding officer shall then direct that the question of whether the house shall adopt the report of the committee on conference shall be put to a vote. If two-thirds of the members elected to the house vote in the affirmative, the adoption of the report and the amendments proposed thereby shall be effective.

If the affirmative vote on either of the questions is less than two-thirds of the members elected to the house, the effect is a refusal to adopt the report of the committee on conference.

### Failure to Agree on Report

30.7. A conference committee may find and determine that it is unable to submit a report to the respective houses, upon the affirmative vote to that effect of not less than two of the Assembly Members and not less than two of the Senate Members constituting the committee. That finding may be submitted to the Chief Clerk of the Assembly and the Secretary of the Senate in the form of a letter from the chairman or chairwoman of the committee on conference for the house of origin of the bill, containing the signatures of the members of the committee consenting to the finding and determination that the committee is unable to submit a report. The Chief Clerk of the Assembly and the Secretary of the Senate, upon being notified that a conference committee is unable to submit a report, shall so inform each house, whereupon the conferees shall be discharged and other conferees appointed, in accordance with Rule 29.

### **MISCELLANEOUS PROVISIONS**

#### Authority When Rules Do Not Govern

31. All relations between the houses that are not covered by these rules shall be governed by Mason's Manual.

#### **Press Rules**

32. (a) Any person desiring privileges of an accredited press representative shall make application to the Joint Rules Committee. The application shall constitute compliance with any provisions of the rules of the Assembly or the Senate with respect to registration of news correspondents. The application shall state in writing the name of any print or electronic periodic news publication, news association, or radio or television station that employs the press representative, and any other occupations or employment he or she may have. The press representative shall further declare in the application that he or she is not employed, directly or indirectly, to assist in the prosecution of the legislative business of any person, corporation, or association, and will not become so employed while retaining the privilege of an accredited press representative. (b) The application required by subdivision (a) of this rule shall be authenticated in a manner that is satisfactory to the Standing Committee of the Capitol Correspondents Association, which shall see that occupation of seats and desks in the Senate and the Assembly Chambers is confined to bona fide correspondents of reputable standing in their business, who represent news media identified in subdivision (a). It is the duty of the standing committee, at its discretion, to report any violation of accredited press privileges to the Speaker of the Assembly or the Senate Committee on Rules and, pending action thereon, the offending correspondent may be suspended by the standing committee.

(c) Except as otherwise provided in this subdivision, persons engaged in other occupations whose chief attention is not given to newspaper correspondence or to news associations requiring telegraphic, radio, television, or electronic service are not entitled to the privileges accorded accredited press representatives. The press list in the Handbook of the California Legislature and the Senate and Assembly Histories shall be a list of only those persons authenticated by the Standing Committee of the Capitol Correspondents Association. Accreditation may be granted to any bona fide correspondent of reputable standing employed by a periodic publication of general circulation if the applicant is employed on a regular basis in the Capitol area preparing articles dealing with state government and politics and the publication is not an organ or organization involved in legislative advocacy.

(d) The press seats and desks in the Senate and Assembly Chambers shall be under the control of the standing committee of correspondents, subject to the approval and supervision of the Speaker of the Assembly and the Senate Committee on Rules. Press cards shall be issued by the President pro Tempore of the Senate and the Speaker of the Assembly only to correspondents properly accredited in accordance with this rule.

(e) An accredited member of the Capitol Correspondents Association may not, for compensation, perform any service for state constitutional officers or members of their staffs, for state agencies, for the Legislature, for candidates for state office, for a state officeholder, or for any person registered or performing as a legislative advocate.

(f) An accredited member of the association who violates subdivision (a) or (e) of this rule shall be subject to the following penalties:

(1) For the first offense, the Standing Committee of the Capitol Correspondents Association shall send a letter of admonition to the offending member, his or her employer, and the Joint Rules Committee. The letter shall state the nature of the member's rule violation and shall warn of an additional penalty for a second offense.

(2) For a second offense, the Standing Committee of the Capitol Correspondents Association shall recommend to the Joint Rules Committee that the member's accreditation be suspended or revoked and that he or she lose all rights and privileges attached thereto. The Standing Committee of the Capitol Correspondents Association shall also dismiss the member from the association.

Any member of the Standing Committee of the Capitol Correspondents Association may propose that the committee make an inquiry to determine if an association member has violated subdivision (a) or (e) of this rule. Upon a majority vote of the Standing Committee of the Capitol Correspondents Association, an inquiry shall be made.

Upon receipt of a signed, written notice from any association member of his or her belief that another association member may have violated subdivision (a) or (e) of this rule, the Standing Committee of the Capitol Correspondents Association shall commence an inquiry into the possible violation.

If the Standing Committee of the Capitol Correspondents Association determines by majority vote that an association member has violated an association rule, it shall inform the member of its finding. Within two weeks of notification, the member may request a meeting of the membership. If the member makes that request, the Standing Committee of the Capitol Correspondents Association shall promptly schedule a meeting at the earliest possible time. After hearing the member and the committee review the circumstances of the alleged violation, the membership may, by majority vote, nullify the finding of the Standing Committee of the Capitol Correspondents Association. If nullification does not occur, the Standing Committee of the Capitol Correspondents Association immediately shall impose the appropriate penalty.

# **Dispensing With Joint Rules**

33. A joint rule may not be dispensed with except by a vote of twothirds of each house or as otherwise provided in these rules. If either house violates a joint rule, a question of order may be raised in the other house and decided in the same manner as in the case of the violation of the rules of the house. If it is decided that the joint rules have been violated, the bill involving the violation shall be returned to the house in which it originated, and the disputed matter shall be considered in like manner as in conference committee.

# Dispensing with Joint Rules: Unanimous Consent

33.1. Notwithstanding any other rule, a joint rule that may be dispensed with by one house may be done so by unanimous consent if the rules committee of that house has approved.

## **Opinions of Legislative Counsel**

34. Whenever the Legislative Counsel issues a written opinion to any person other than the first-named author analyzing the constitutionality, operation, or effect of a bill or other legislative measure that is then pending before the Legislature or of any amendment made or proposed to be made to the bill or measure, he or she is authorized and instructed to deliver two copies of the opinion to the first-named author as promptly as feasible after the delivery of the original opinion and also to deliver a copy to any other author of the bill or measure who so requests. A copy of any letter prepared by the Legislative Counsel for the sole purpose of advising a member of a conflict between two or more bills as to the sections of law being amended, repealed, or added shall be submitted to the chairman or chairwoman of the committee to which each bill has been referred.

# **Resolutions Prepared by Legislative Counsel**

34.1. Whenever the Legislative Counsel has been requested to draft a resolution commemorating or taking note of any event, or a resolution congratulating or expressing sympathy toward any person, and subsequently receives a similar request from another Member of the Legislature, he or she shall inform that requester and each subsequent requester that a resolution is being, or has been, prepared, and shall inform them of the name of the Member for whom the resolution was, or is being, prepared.

### Resolutions

34.2. A concurrent resolution, Senate resolution, or House resolution may be introduced to memorialize the death of a present or former state or federal elected official or a member of his or her immediate family. In all other instances, a resolution other than a concurrent resolution, as specified by the Committee on Rules of each house, or as provided by the Joint Rules Committee in those cases requiring that the resolution should emanate from both houses, shall be used for the purpose of commendation, congratulation, sympathy, or regret with respect to any person, group, or organization.

A concurrent resolution requesting the Governor to issue a proclamation may not be introduced without the prior approval of the Committee on Rules of the house in which the resolution is to be introduced.

### **Identical Drafting Requests**

34.5. Whenever it comes to the attention of the Legislative Counsel that a member has requested the drafting of a bill that will be substantially identical to one already introduced, the Legislative Counsel shall inform the member of that fact.

### **Expense of Members**

35. As provided in Section 8902 of the Government Code, each Member of the Legislature is entitled to reimbursement for living expenses while required to be in Sacramento to attend a session of the Legislature, while traveling to and from or in attendance at a committee meeting, or while attending to any legislative function or responsibility as authorized or directed by legislative rules or the Committee on Rules of the house of which he or she is a member, at the same rate as may be established by the State Board of Control for other elected state officers. Each member shall be reimbursed for travel expenses incurred in traveling to and from a session of the Legislature, when traveling to and from a meeting of a committee of which he or she is a member, or when traveling pursuant to any other legislative function or responsibility as authorized or directed by legislative rules or the Committee on Rules of the house of which he or she is a member, at the rate prescribed by Section 8903 of the Government Code.

Expense allowances for Members of the Senate and Assembly shall be approved and certified to the Controller by the Secretary of the Senate, on behalf of the Senate, and the Chief Clerk of the Assembly or other person authorized by the Assembly Committee on Rules, on behalf of the Assembly, weekly or as otherwise directed by either house, and upon certification the Controller shall draw his or her warrants in payment of the allowances to the respective members.

### **Issuance of Subpoenas**

35.5. A subpoena requiring the attendance of a witness or the production of documents may be issued by the Senate Committee on Rules, the Speaker of the Assembly, or the chairman or chairwoman of a committee conducting an investigation only if permission has been secured from the rules committee of the respective house, or from the Joint Rules Committee if the subpoena is issued by the chairman or chairwoman of a joint committee.

## **Investigating Committees**

36. In order to expedite the work of the Legislature, either house, or both houses jointly, may by resolution or statute provide for the appointment of committees to ascertain facts and to make recommendations as to any subject within the scope of legislative regulation or control.

The resolution providing for the appointment of a committee pursuant to this rule shall state the purpose of the committee and the scope of the subject concerning which it is to act, and may authorize it to act either during sessions of the Legislature or, when authorization may lawfully be made, after final adjournment.

In the exercise of the power granted by this rule, each committee may employ clerical, legal, and technical assistants as may be authorized by: (a) the Joint Rules Committee in the case of a joint committee, (b) the Senate Committee on Rules in the case of a Senate committee, or (c) the Assembly Committee on Rules in the case of an Assembly committee.

Except as otherwise provided herein for joint committees or by the rules of the Senate or the Assembly for single house committees, each committee may adopt and amend rules governing its procedure as may appear necessary and proper to carry out the powers granted and duties imposed under this rule. The rules may include provisions fixing the quorum of the committee and the number of votes necessary to take action on any matter. With respect to all joint committees, a majority of the membership from each house constitutes a quorum, and an affirmative vote of a majority of the membership from each house is necessary for the committee to take action.

Each committee is authorized and empowered to summon and subpoena witnesses, to require the production of papers, books, accounts, reports, documents, records, and papers of every kind and description, to issue subpoenas, and to take all necessary means to compel the attendance of witnesses and to procure testimony, oral and documentary. A committee's issuance of a subpoena shall comply with Rule 35.5.

Each member of the committees is authorized and empowered to administer oaths, and all of the provisions of Chapter 4 (commencing with Section 9400) of Part 1 of Division 2 of Title 2 of the Government Code, relating to the attendance and examination of witnesses before the Legislature and the committees thereof, apply to the committees. A committee may grant a witness immunity from criminal prosecution, pursuant to subdivision (a) of Section 9410 of the Government Code, only after securing permission from the rules committee of the respective house, or from the Joint Rules Committee in the case of a joint committee.

The Sergeant at Arms of the Senate or Assembly, or other person as may be designated by the chairman or chairwoman of the committee, shall serve any and all subpoenas, orders, and other process that may be issued by the committee, when directed to do so by the chairman or chairwoman, or by a majority of the membership of the committee.

Every department, commission, board, agency, officer, and employee of the state government, including the Legislative Counsel and the Attorney General and their subordinates, and of every political subdivision, county, city, or public district of or in this state, shall give and furnish to these committees and to their subcommittees upon request information, records, and documents as the committees deem necessary or proper for the achievement of the purposes for which each committee was created.

Each committee or subcommittee of either house, in accordance with the rules of that respective house, and each joint committee or subcommittee thereof, may meet at any time during the period in which it is authorized to act, either at the State Capitol or at any other place in the State of California, in public or executive session, and do any and all things necessary or convenient to enable it to exercise the powers and perform the duties herein granted to it or accomplish the objects and purposes of the resolution creating it, subject to the following exceptions:

(a) When the Legislature is in session:

(1) A committee or subcommittee of either house may not meet outside the State Capitol without the prior approval of the Senate Committee on Rules with respect to Senate committees and subcommittees, or the Speaker of the Assembly with respect to Assembly committees and subcommittees.

(2) A committee or subcommittee of either house, other than a standing committee or subcommittee thereof, may not meet unless notice of the meeting has been printed in the Daily File for four days prior thereto. This requirement may be waived by a majority vote of either house with respect to a particular bill.

(3) A joint committee or subcommittee thereof, other than the Joint Committees on Legislative Audit, Legislative Budget, and Rules, may not meet outside the State Capitol without the prior approval of the Joint Rules Committee.

(4) A joint committee or subcommittee thereof, other than the Joint Committees on Legislative Audit, Legislative Budget, and Rules, may not meet unless notice of the meeting has been printed in the Daily File for four days prior thereto.

(b) When the Legislature is in joint recess, each joint committee or subcommittee, other than the Joint Committees on Legislative Audit, Legislative Budget, and Rules, shall notify the Joint Rules Committee at least two weeks prior to a meeting. (c) The requirements placed upon joint committees by subdivisions (a) and (b) of this rule may be waived as deemed necessary by the Joint Rules Committee.

Each committee may expend such money as is made available to it for its purpose, but a committee may not incur any indebtedness unless money has been first made available therefor.

Living expenses may not be allowed in connection with legislative business for a day on which the member receives reimbursement for expenses while required to be in Sacramento to attend a session of the Legislature. The chairman or chairwoman of each committee shall audit and approve the expense claims of the members of the committee, including claims for mileage in connection with attendance on committee business, or in connection with specific assignments by the committee chairman or chairwoman, but excluding other types of mileage, and shall certify the amount approved to the Controller. The Controller shall draw his or her warrants upon the certification of the chairman or chairwoman.

Subject to the rules of each house for the respective committees of each house, or the joint rules for any joint committee, with the permission of the appointing authority of the respective house, or the permission of the appointing authorities of the two houses in the case of a joint committee, the chairman or chairwoman of any committee may appoint subcommittees and chairmen or chairwomen thereof for the purpose of more expeditiously handling and considering matters referred to it, and the subcommittees and the chairmen or chairwomen thereof shall have all the powers and authority herein conferred upon the committee and its chairman or chairwoman. The chairman or chairwoman of a subcommittee shall audit the expense claims of the members of the subcommittee, and other claims and the expenses incurred by it, and shall certify the amount thereof to the chairman or chairwoman of the committee, who shall, if he or she approves the same, certify the amount thereof to the Controller; the Controller shall draw his or her warrant therefor upon that certification, and the Treasurer shall pay the same. Any committee or subcommittee thereof that is authorized to leave the State of California in the performance of its duties shall, while out of the state, have the same authority as if it were acting and functioning within the state, and the members thereof shall be reimbursed for expenses.

Notwithstanding any other provision of this rule, if the standing rules of either house require that expense claims of committees for goods or services, pursuant to contracts, or for expenses of employees or members of committees be audited or approved, after approval of the committee chairman or chairwoman, by another agency of either house, the Controller shall draw his or her warrants only upon the certification of the other agency. All expense claims approved by the chairman or chairwoman of any joint committee, other than the Joint Legislative Budget Committee and the Joint Legislative Audit Committee, shall be approved by the Joint Rules Committee, and the Controller shall draw his or her warrants only upon the certification of the Joint Rules Committee. Except salary claims of employees clearly subject to federal withholding taxes and the requirement as to loyalty oaths, claims presented for services or pursuant to contract shall refer to the agreement, the terms of which shall be made available to the Controller.

## **Expenses of Committee Employees**

36.1. Unless otherwise provided by respective house or committee rule or resolution, employees of legislative committees, when entitled to traveling expenses, are entitled to allowances in lieu of actual expenses for hotel accommodations, breakfast, lunch, and dinner, at the rates fixed by the State Board of Control from time to time in limitation of reimbursement of expenses of state employees generally. However, if an allowance for hotel accommodations, breakfast, lunch, and dinner is made by a committee at a rate in excess of the rate fixed by the State Board of Control, the chairman or chairwoman of the committee shall notify the Controller of that fact in writing.

# **Appointment of Committees**

36.5. This rule applies whenever a joint committee is created by a statute or resolution that either provides that appointments be made and vacancies be filled in the manner provided for in the Joint Rules, or makes no provision for the appointment of members or the filling of vacancies.

The Senate members of the committee shall be appointed by the Senate Committee on Rules; the Assembly members of the committee shall be appointed by the Speaker of the Assembly; and vacancies occurring in the membership of the committee shall be filled by the respective appointing powers. The members appointed shall hold over until their successors are regularly selected.

# Appointment of Joint Committee Chairmen or Chairwomen

36.7. The chairman or chairwoman of each joint committee heretofore or hereafter created, except the Joint Legislative Budget Committee and the Joint Legislative Audit Committee, shall be appointed by the Joint Rules Committee from a member or members recommended by the Senate Committee on Rules and the Speaker of the Assembly.

# Joint Committee Funds

36.8. Each joint committee heretofore or hereafter created, except the Joint Legislative Budget Committee and the Joint Legislative Audit Committee, shall expend the funds heretofore or hereafter made available to it in compliance with the policies set forth by the Joint Rules Committee with respect to personnel, salaries, purchasing, office space assignment, contractual services, rental or lease agreements, travel, and any and all other matters relating to the management and administration of committee affairs.

# Joint Legislative Budget Committee

37. In addition to any other committee provided for by these rules, there is a joint committee to be known as the Joint Legislative Budget Committee, which is hereby declared to be a continuing body.

It is the duty of the committee to ascertain facts and make recommendations to the Legislature and to the houses thereof concerning the State Budget, the revenues and expenditures of the state, and the organization and functions of the state and its departments, subdivisions, and agencies, with a view to reducing the cost of the state government and securing greater efficiency and economy.

The committee consists of eight Members of the Senate and eight Members of the Assembly. The Senate members of the committee shall be appointed by the Senate Committee on Rules. The Assembly members of the committee shall be appointed by the Speaker of the Assembly. The committee shall select its own chairman or chairwoman.

Any vacancy occurring at any time in the Senate membership of the Joint Legislative Budget Committee shall be filled by the Senate Committee on Rules, and the Senators appointed shall hold over until their successors are regularly selected. For the purposes of this rule, a vacancy shall be deemed to exist as to a Senator whose term is expiring whenever he or she is not reelected at the general election.

Any vacancy occurring at any time in the Assembly membership of the Joint Legislative Budget Committee shall be filled by appointment by the Speaker of the Assembly, and the Members of the Assembly appointed shall hold over between regular sessions until their successors are regularly selected. For the purposes of this rule, a vacancy shall be deemed to exist as to a Member of the Assembly whose term is expiring whenever he or she is not reelected at the general election.

The committee may adopt rules to govern its own proceedings and its employees. The committee, with the permission of the appointing authorities of the two houses, may also create subcommittees from its membership, assigning to its subcommittees any study, inquiry, investigation, or hearing that the committee itself has authority to undertake or hold. A subcommittee for the purpose of this assignment has and may exercise all the powers conferred upon the committee, limited only by the express terms of any rule or resolution of the committee defining the powers and duties of the subcommittee. Those powers may be withdrawn or terminated at any time by the committee.

The Joint Legislative Budget Committee may render services to any investigating committee of the Legislature pursuant to contract between the Joint Legislative Budget Committee and the committee for which the services are to be performed. The contract may provide for payment to the Joint Legislative Budget Committee of the cost of the services from the funds appropriated to the contracting investigating committee. All legislative investigating committees are authorized to enter into those contracts with the Joint Legislative Budget Committee. Money received by the Joint Legislative Budget Committee pursuant to any agreement shall be in augmentation of the current appropriation for the support of the Joint Legislative Budget Committee.

The provisions of Rule 36 shall apply to the Joint Legislative Budget Committee, which has all the authority provided in that rule or pursuant to Section 11 of Article IV of the California Constitution. The committee has authority to appoint a Legislative Analyst, to fix his or her compensation, to prescribe his or her duties, and to appoint any other clerical and technical employees as may appear necessary. The duties of the Legislative Analyst are as follows:

(1) To ascertain the facts and make recommendations to the Joint Legislative Budget Committee and, under its direction, to the committees of the Legislature concerning:

(a) The State Budget.

(b) The revenues and expenditures of the state.

(c) The organization and functions of the state and its departments, subdivisions, and agencies.

(2) To assist the Senate Committee on Appropriations, the Senate Budget and Fiscal Review Committee, and the Assembly Committees on Appropriations and Budget in consideration of the Budget, all bills carrying express or implied appropriations, and all legislation affecting state departments and their efficiency; to appear before any other legislative committee; and to assist any other legislative committee upon instruction by the Joint Legislative Budget Committee.

(3) To provide all legislative committees and Members of the Legislature with information obtained under the direction of the Joint Legislative Budget Committee.

(4) To maintain a record of all work performed by the Legislative Analyst under the direction of the Joint Legislative Budget Committee, and to keep and make available all documents, data, and reports submitted to him or her by any Senate, Assembly, or joint committee. The committee may meet either during sessions of the Legislature, any recess thereof, or after final adjournment, and may meet or conduct business at any place within the State of California.

The chairman or chairwoman of the committee or, in the event of that person's inability to act, the vice chairman or vice chairwoman, shall audit and approve the expenses of members of the committee or salaries of the employees, and all other expenses incurred in connection with the performance of its duties by the committee. The chairman or chairwoman shall certify to the Controller the expense amount approved, the Controller shall draw his or her warrants upon the certification of the chairman or chairwoman, and the Treasurer shall pay the same to the chairman or chairwoman.

On and after the commencement of a succeeding regular session, those members of the committee who continue to be Members of the Senate and Assembly, respectively, continue as members of the committee until their successors are appointed, and the committee continues with all its powers, duties, authority, records, papers, personnel, and staff, and all funds theretofore made available for its use.

Upon the conclusion of its work, any Assembly, Senate, or joint committee (other than a standing committee) shall deliver to the Legislative Analyst for use and custody all documents, data, reports, and other materials that have come into the possession of the committee and that are not included within the final report of the committee to the Assembly, Senate, or the Legislature, as the case may be. The documents, data, reports, and other materials shall be available, upon request, to Members of the Legislature, the Senate Office of Research, and the Assembly Office of Research.

The Legislative Analyst, with the consent of the committee, shall make available to any Member or committee of the Legislature any other reports, records, documents, or other data under his or her control, except that reports prepared by the Legislative Analyst in response to a request from a Member or committee of the Legislature may be made available only with the written permission of the member or committee who made the request.

The Legislative Analyst, upon the receipt of a request from any committee or Member of the Legislature to conduct a study or provide information that falls within the scope of his or her responsibilities and that concerns the administration of the government of the State of California, shall at once advise the Joint Legislative Budget Committee of the nature of the request without disclosing the name of the Member or committee making the request.

The Legislative Analyst shall immediately undertake to provide the requesting committee or legislator with the service or information requested, and shall inform the committee or legislator of the approximate date when this information will be available. Should there be any material delay, he or she shall subsequently communicate this fact to the requester.

Neither the Committee on Rules of either house nor the Joint Rules Committee may assign any matter for study to the Joint Legislative Budget Committee or the Legislative Analyst without first obtaining from the Joint Legislative Budget Committee an estimate of the amount required to be expended by it to make the study.

Any concurrent, joint, Senate, or House resolution assigning a study to the Joint Legislative Budget Committee or to the Legislative Analyst shall be referred to the respective rules committees. Before the committees may act upon or assign the resolution, they shall obtain an estimate from the Joint Legislative Budget Committee of the amount required to be expended to make the study.

# **Citizen Cost Impact Report**

37.1. Any Member or committee of the Legislature may recommend that the Legislative Analyst prepare a citizen cost impact analysis on proposed legislation. However, the recommendation shall first be reviewed by the Committee on Rules of the house where the recommendation originated, and this committee shall make the final determination as to which bills shall be assigned for preparation of an impact analysis.

In selecting specific bills for assignment to the Legislative Analyst for preparation of citizen cost impact analyses, the Committee on Rules shall request the Legislative Analyst to present an estimate of his or her time and prospective costs for preparing the analyses. Only those bills that have a potential significant cost impact shall be assigned. Where necessary, the Committee on Rules shall provide funds to offset added costs incurred by the Legislative Analyst.

The citizen cost impact analyses shall include those economic effects that the Legislative Analyst deems significant and that he or she believes will result directly from the proposed legislation. Insofar as feasible, the economic effects considered by the Legislative Analyst shall include, but not be limited to, the following:

(a) The economic effect on the public generally.

(b) Any specific economic effect on persons or businesses in the case of legislation that is regulatory.

The Legislative Analyst shall submit the citizen cost impact analyses to the committee or committees when completed, and at the time or times designated by the Committee on Rules.

The Legislative Analyst shall submit from time to time, but at least once a year, a report to the Legislature on the trends and directions of the state's economy, and shall list the alternatives and make recommendations as to legislative actions that, in his or her judgment, will ensure a sound and stable state economy.

# Joint Legislative Audit Committee

37.3. The Joint Legislative Audit Committee is created pursuant to the Legislature's rulemaking authority under the California Constitution, and pursuant to Chapter 4 (commencing with Section 10500) of Part 2 of Division 2 of Title 2 of the Government Code. The committee consists of seven Members of the Senate and seven Members of the Assembly, who shall be selected in the manner provided for in these rules. Notwithstanding any other provision of these rules, four members from each house constitute a quorum of the Joint Legislative Audit Committee and the number of votes necessary to take action on any matter. The Chairman or Chairwoman of the Joint Legislative Audit Committee, upon receiving a request by any Member of the Legislature or committee thereof for a copy of a report prepared or being prepared by the Bureau of State Audits, shall provide the member or committee with a copy of the report when it is, or has been, submitted by the Bureau of State Audits to the Joint Legislative Audit Committee.

## **Study or Audits**

37.4. (a) Notwithstanding any other provision of law, the Joint Legislative Audit Committee shall establish priorities and assign all work to be done by the Bureau of State Audits.

(b) Any bill requiring action by the Bureau of State Audits shall contain an appropriation for the cost of any study or audit.

(c) Any bill or concurrent, joint, Senate, or House resolution assigning a study to the Joint Legislative Audit Committee or to the Bureau of State Audits shall be referred to the respective rules committees. Before the committees may act upon or assign the bill or resolution, they shall obtain an estimate from the Joint Legislative Audit Committee of the amount required to be expended to make the study.

#### Waiver

37.5. Subdivision (b) of Rule 37.4 may be waived by the Joint Legislative Audit Committee. The chairman or chairwoman of the committee shall notify the Secretary of the Senate, the Chief Clerk of the Assembly, and the Legislative Counsel in writing when subdivision (b) of Rule 37.4 has been waived. If the cost of a study or audit is less than one hundred thousand dollars (\$100,000), the chairman or chairwoman of the committee may exercise the committee's authority to waive subdivision (b) of Rule 37.4.

### Administrative Regulations

37.7. (a) Any Member of the Senate may request the Senate Committee on Rules, and any Member of the Assembly may request the Speaker of the Assembly, to direct a standing committee or the Office of Research of his or her respective house to study any proposed or existing regulation or group of related regulations. Upon receipt of a request, the Senate Committee on Rules or the Speaker of the Assembly shall, after review, determine whether a study shall be made. In reviewing the request, the Senate Committee on Rules or the Speaker of the Assembly shall determine:

(1) The cost of making the study.

(2) The potential public benefit to be derived from the study.

(3) The scope of the study.

(b) The study may consider, among other relevant issues, whether the proposed or existing regulation:

(1) Exceeds the agency's statutory authority.

(2) Fails to conform to the legislative intent of the enabling statute.

(3) Contradicts or duplicates other regulations adopted by federal, state, or local agencies.

(4) Involves an excessive delegation of regulatory authority to a particular state agency.

(5) Unfairly burdens particular elements of the public.

(6) Imposes social or economic costs that outweigh its intended benefits to the public.

(7) Imposes unreasonable penalties for violation.

The respective reviewing unit shall, in a timely manner, transmit its concerns, if any, to the Senate Committee on Rules or the Speaker of the Assembly, and the promulgating agency.

In the event that a state agency takes a regulatory action that the reviewing unit finds to be unacceptable, the unit shall file a report for publication in the Daily Journal of its respective house indicating the specific reasons why the regulatory action should not have been taken. The report may include a recommendation that the Legislature adopt a concurrent resolution requesting the state agency to reconsider its action or that the Legislature enact a statute to restrict the regulatory powers of the state agency taking the action.

## Joint Rules Committee

40. The Joint Rules Committee is hereby created. The committee has a continuing existence and may meet, act, and conduct its business during sessions of the Legislature or any recess thereof.

The committee consists of the members of the Assembly Committee on Rules, the Assembly Majority Floor Leader, the Assembly Minority Floor Leader, the Speaker of the Assembly, four members of the Senate Committee on Rules, and as many Members of the Senate as may be required to maintain equality in the number of Assembly Members and Senators on the committee, to be appointed by the Senate Committee on Rules. Vacancies occurring in the membership shall be filled by the appointing power.

The committee and its members have and may exercise all of the rights, duties, and powers conferred upon investigating committees and their members by the Joint Rules of the Senate and Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

The committee shall ascertain facts and make recommendations to the Legislature and to the houses thereof concerning:

(a) The relationship between the two houses and procedures calculated to expedite the affairs of the Legislature by improving that relationship.

(b) The legislative branch of the state government and any defects or deficiencies in the law governing that branch.

(c) Methods whereby legislation is proposed, considered, and acted upon.

(d) The operation of the Legislature and the committees thereof, and the means of coordinating the work thereof and avoiding duplication of effort.

(e) Aids to the Legislature.

(f) Information and statistics for the use of the Legislature, the respective houses thereof, and the members.

Any matter of business of either house, the transaction of which would affect the interests of the other house, may be referred to the committee for action if the Legislature is not in recess, and shall be referred to the committee for action if the Legislature is in recess.

The committee has the following additional powers and duties:

(a) To select a chairman or chairwoman from its membership. The vice chairman or vice chairwoman of the committee shall be one of the Senate members of the committee, to be selected by the Senate Committee on Rules.

(b) To allocate space in the State Capitol Building and all annexes and additions thereto as provided by law.

(c) To approve, as provided by law, the appearance of the Legislative Counsel in litigation.

(d) To contract with other agencies, public or private, for the rendition and affording of services, facilities, studies, and reports to the committee as the committee deems necessary to assist it to carry out the purposes for which it is created. (e) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this rule, and to direct the sheriff of any county to serve subpoenas, orders, and other process issued by the committee.

(f) To report its findings and recommendations, including recommendations for the needed revision of any and all laws and constitutional provisions relating to the Legislature, to the Legislature and to the people from time to time.

(g) The committee, and any subcommittee when so authorized by the committee, may meet and act without as well as within the State of California, and are authorized to leave the state in the performance of their duties.

(h) To expend funds as may be made available to it to carry out the functions and activities related to the legislative affairs of the Senate and Assembly.

(i) To appoint a chief administrative officer of the committee, who shall have duties relating to the administrative, fiscal, and business affairs of the committee as the committee shall prescribe. The committee may terminate the services of the chief administrative officer at any time.

(j) To employ persons as may be necessary to assist all other joint committees, except the Joint Legislative Budget Committee and the Joint Legislative Audit Committee, in the exercise of their powers and performance of their duties. In accordance with Rule 36.8, the committee shall govern and administer the expenditure of funds by other joint committees, requiring that the claims of joint committees be approved by the Joint Rules Committee or its designee. All expenses of the committee and of all other joint committees may be paid from the Operating Funds of the Assembly and Senate.

(k) To appoint the chairmen or chairwomen of joint committees, as authorized by Rule 36.7.

(*l*) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this rule.

The members of the Joint Rules Committee from the Senate may meet separately as a unit, and the members of the Joint Rules Committee from the Assembly may meet separately as a unit, and consider any action that is required to be taken by the Joint Rules Committee. If the majority of members of the Joint Rules Committee of each house at the separate meetings vote in favor of that action, the action shall be deemed to be action taken by the Joint Rules Committee.

The Joint Rules Committee shall meet not less than biweekly during a session of the Legislature, other than during a joint recess, at a regularly scheduled time and place. If the full committee fails to so meet, the members of the committee from the Senate shall meet separately as a unit and the members of the committee from the Assembly shall meet separately as a unit within five days of the regularly scheduled meeting date.

The committee succeeds to, and is vested with, all of the powers and duties of the Joint Committee on Legislative Organization, the State Capitol Committee, the Joint Committee on Interhouse Cooperation, the Joint Legislative Committee for School Visitations, and the Joint Standing Committee on the Joint Rules of the Senate and the Assembly.

## **Review of Administrative Regulations**

40.1. The Joint Rules Committee, with regard to joint committees, and the respective rules committee of each house, with regard to standing and select committees of the house, shall approve any request for a priority review made by a committee pursuant to Section 11349.7 of the Government Code and shall submit approved requests to the Office of Administrative Law. The Joint Rules Committee or the respective rules committee, and the committee initiating the request, shall each receive a copy of the priority review.

# Subcommittee on Legislative Space and Facilities

40.3. (a) A subcommittee of the Joint Rules Committee is hereby created, to be known as the Subcommittee on Legislative Space and Facilities. The subcommittee consists of three Members of the Senate and three Members of the Assembly, appointed by the Chairman or Chairwoman of the Joint Rules Committee, and the chairman or chairwoman of the fiscal committee of each house who shall have full voting rights on the subcommittee. The chairman or chairwoman of the subcommittee, the chairmen or chairwomen of the fiscal committee, by the members thereof. For purposes of this subcommittee, the chairmen or chairwomen of the fiscal committee, but do not have voting rights on that committee, nor may they be counted in determining a quorum. The subcommittee shall consider the housing of the Legislature and legislative facilities.

(b) The subcommittee and its members have and may exercise all of the rights, duties, and powers conferred upon investigating committees and their members by the Joint Rules of the Senate and Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this subcommittee and its members.

(c) The subcommittee has the following additional powers and duties:

(1) To contract with other agencies, public or private, for the rendition and affording of services, facilities, studies, and reports to the subcommittee as the committee deems necessary to assist it to carry out the purposes for which it is created.

(2) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this rule, and to direct the sheriff of any county to serve subpoenas, orders, and other process issued by the subcommittee.

(3) To report its findings and recommendations to the Legislature and to the people from time to time.

(4) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this rule. (d) The subcommittee is authorized to leave the State of California in the performance of its duties.

# **Claims for Workers' Compensation**

41. The Chairman or Chairwoman of the Committee on Rules of each house, or a designated representative, shall sign any required worker's compensation report regarding injuries or death arising out of and within the course of employment suffered by any member, officer, or employee of the house, or any employee of a standing or investigating committee thereof. In the case of a joint committee, the Chairman or Chairwoman of the Committee on Rules of either house, or a designated representative, may sign any report with respect to a member or employee of a joint committee.

# Information Concerning Committees

42. The Committee on Rules of each house shall provide for a continuous cumulation of information concerning the membership, organization, meetings, and studies of legislative investigating committees. Each Committee on Rules shall be responsible for information concerning the investigating committees of its own house, and concerning joint investigating committees under a chairman or chairwoman who is a member of that house. To the extent possible, each Committee on Rules shall seek to ensure that the investigating committees for which it has responsibility under this rule have organized, including the organization of any subcommittees, and have had all topics for study assigned to them within a reasonable period of time.

The information thus cumulated shall be made available to the public by the Committee on Rules of each house and shall be published periodically under their joint direction.

### **Joint Committees**

43. Any concurrent resolution creating a joint committee of the Legislature and any concurrent resolution allocating moneys from the Operating Funds of the Assembly and Senate to the committee shall be referred to the Committee on Rules of the respective houses.

# Conflict of Interest

44. (a) A Member of the Legislature may not, while serving, have any interest, financial or otherwise, direct or indirect, engage in any business or transaction or professional activity, or incur any obligation of any nature, that is in substantial conflict with the proper discharge of his or her duties in the public interest and of his or her responsibilities as prescribed by the laws of this state.

(b) A Member of the Legislature may not, during the term for which he or she was elected:

(1) Accept other employment that he or she has reason to believe will either impair his or her independence of judgment as to his or her official duties, or require him or her, or induce him or her, to disclose confidential information acquired by him or her in the course of and by reason of his or her official duties. (2) Willfully and knowingly disclose, for pecuniary gain, to any other person, confidential information acquired by him or her in the course of and by reason of his or her official duties, or use the information for the purpose of pecuniary gain.

(3) Accept or agree to accept, or be in partnership with any person who accepts or agrees to accept, any employment, fee, or other thing of value, or portion thereof, in consideration of his or her appearance, agreeing to appear, or taking of any other action on behalf of another person regarding a licensing or regulatory matter, before any state board or agency that is established by law for the primary purpose of licensing or regulating the professional activity of persons licensed, pursuant to state law.

This rule does not prohibit a member who is an attorney at law from practicing in that capacity before the Workers' Compensation Appeals Board or the Commissioner of Corporations, and receiving compensation therefor, or from practicing for compensation before any state board or agency in connection with, or in any matter related to, any case, action, or proceeding filed and pending in any state or federal court. This rule does not prohibit a member from making inquiry for information on behalf of a constituent before a state board or agency, if no fee or reward is given or promised in consequence thereof. The prohibition contained in this rule does not apply to a partnership in which a Member of the Legislature is a member if the Member of the Legislature does not share directly or indirectly in the fee resulting from the transaction, nor does it apply in connection with any matter pending before any state board or agency on the operative date of this rule if the affected Member of the Legislature is attorney of record or representative in the matter prior to the operative date.

(4) Receive or agree to receive, directly or indirectly, any compensation, reward, or gift from any source except the State of California for any service, advice, assistance, or other matter related to the legislative process, except fees for speeches or published works on legislative subjects and except, in connection therewith, the reimbursement of expenses for actual expenditures for travel and reasonable subsistence for which no payment or reimbursement is made by the State of California.

(5) Participate, by voting or any other action, on the floor of either house, or in committee or elsewhere, in the enactment or defeat of legislation in which he or she has a personal interest, except as follows:

(i) If on the vote for final passage, by the house of which he or she is a member, of the legislation in which he or she has a personal interest, he or she first files a statement (which shall be entered verbatim in the Daily Journal) stating in substance that he or she has a personal interest in the legislation to be voted on and that, notwithstanding that interest, he or she is able to cast a fair and objective vote on the legislation, he or she may cast his or her vote without violating any provision of this rule. (ii) If the member believes that, because of his or her personal interest, he or she should abstain from participating in the vote on the legislation, he or she shall so advise the presiding officer prior to the commencement of the vote and shall be excused from voting on the legislation without any entry in the Daily Journal of the fact of his or her personal interest. In the event that a rule of the house requiring that each member who is present vote aye or nay is invoked, the presiding officer shall order the member excused from compliance and shall order entered in the Daily Journal a simple statement that the member was excused from voting on the legislation pursuant to law.

(c) A person subject to this rule has an interest that is in substantial conflict with the proper discharge of his or her duties in the public interest and of his or her responsibilities as prescribed by the laws of this state, or a personal interest, arising from any situation, within the scope of this rule, if he or she has reason to believe or expect that he or she will derive a direct monetary gain or suffer a direct monetary loss, as the case may be, by reason of his or her official activity. He or she does not have an interest that is in substantial conflict with the proper discharge of his or her duties in the public interest and of his or her responsibilities as prescribed by the laws of this state, or a personal interest, arising from any situation, within the scope of this rule, if any benefit or detriment accrues to him or her as a member of a business, profession, occupation, or group to no greater extent than any other member of the business, profession, occupation, or group.

(d) A person who is subject to this rule may not be deemed to be engaged in any activity that is in substantial conflict with the proper discharge of his or her duties in the public interest and of his or her responsibilities as prescribed by the laws of this state, or to have a personal interest, arising from any situation, within the scope of this rule, solely by reason of any of the following:

(1) His or her relationship to any potential beneficiary of any situation is one that is defined as a remote interest by Section 1091 of the Government Code or is otherwise not deemed to be a prohibited interest under Section 1091.1 or 1091.5 of the Government Code.

(2) Receipt of a campaign contribution that is regulated, received, reported, and accounted for pursuant to Chapter 4 (commencing with Section 84100) of Title 9 of the Government Code, so long as the contribution is not made on the understanding or agreement, in violation of law, that the person's vote, opinion, judgment, or action will be influenced thereby.

(e) The enumeration in this rule of specific situations or conditions that are deemed not to result in substantial conflict with the proper discharge of the duties and responsibilities of a legislator or legislative employee, or in a personal interest, may not be construed as exclusive. The Legislature, in adopting this rule, recognizes that Members of the Legislature and legislative employees may need to engage in employment, professional, or business activities other than legislative activities in order to maintain a continuity of professional or business activity, or may need to maintain investments, which activities or investments do not conflict with specific provisions of this rule. However, in construing and administering this rule, weight should be given to any coincidence of income, employment, investment, or other profit from sources that may be identified with the interests represented by those sources that are seeking action of any character on matters then pending before the Legislature.

(f) An employee of either house of the Legislature may not, during the time he or she is so employed, commit any act or engage in any activity prohibited by any part of this rule.

(g) A person may not induce or seek to induce any Member of the Legislature to violate any part of this rule.

(h) A violation of any part of this rule is punishable as provided in Section 8926 of the Government Code.

### **Ethics Committees**

45. The Senate Committee on Legislative Ethics and the Assembly Legislative Ethics Committee, respectively, shall receive complaints concerning members of their respective houses, and may investigate and make findings and recommendations concerning violations by members of their respective houses of Article 2 (commencing with Section 8920) of Chapter 1 of Part 1 of Division 2 of Title 2 of the Government Code. Each house shall adopt rules governing the establishment and procedures of the committee of that house.

### **Designating Legislative Sessions**

50. Regular sessions shall be identified with the odd-numbered year subsequent to each general election, followed by a hyphen, and then the last two digits of the following even-numbered year. For example: 2011–12 Regular Session.

# **Designating Extraordinary Sessions**

50.3. All extraordinary sessions shall be designated in numerical order by the session in which convened.

# **Days and Dates**

50.5. (a) As used in these rules, "day" means a calendar day, unless otherwise specified.

(b) When the date of a deadline, recess requirement, or circumstance falls on a Saturday, Sunday, or Monday that is a holiday, the date shall be deemed to refer to the preceding Friday. When the date falls on a holiday on a weekday other than a Monday, the date shall be deemed to refer to the preceding day.

### Legislative Calendar\*

51. (a) The Legislature shall observe the following calendar during the first year of the regular session:

(1) Organizational Recess—The Legislature shall meet on the first Monday in December following the general election to organize. Thereafter, each house shall be in recess from the time it determines until the first Monday in January, except when the first Monday is January 1 or January 1 is a Sunday, in which case, the following Wednesday.

(2) Spring Recess—The Legislature shall be in recess from the 10th day prior to Easter until the Monday after Easter.

(3) Summer Recess—The Legislature shall be in recess from July 12 until August 12\*\*. This recess shall not commence until the Budget Bill is passed.

(4) Interim Study Recess—The Legislature shall be in recess from September 13 until the first Monday in January, except when the first Monday is January 1 or January 1 is a Sunday, in which case, the following Wednesday.

(b) The Legislature shall observe the following calendar for the remainder of the legislative session:

(1) Spring Recess—The Legislature shall be in recess from the 10th day prior to Easter until the Monday after Easter.

(2) Summer Recess—The Legislature shall be in recess from July 3 until August 4. This recess may not commence until the Budget Bill is passed.

(3) Final Recess—The Legislature shall be in recess on September 1 until adjournment sine die on November 30.

(c) Recesses shall be from the hour of adjournment on the day specified, reconvening at the time designated by the respective houses.

(d) The recesses specified by this rule shall be designated as joint recesses.

## **Recall From Recess**

52. Notwithstanding the power of the Governor to call a special session, the Legislature may be recalled from joint recess and reconvene in regular session by any of the following means:

(a) It may be recalled by joint proclamation, which shall be entered in the Daily Journal, of the Senate Committee on Rules and the Speaker of the Assembly or, in his or her absence from the state, the Assembly Committee on Rules.

(b) Ten or more Members of the Legislature may present a request for recall from joint recess to the Chief Clerk of the Assembly and the Secretary of the Senate. The request immediately shall be printed in the Daily Journal. Within 10 days thereafter, the Speaker of the Assembly

<sup>\*</sup> Dates are based on the 2013–14 Tentative Legislative Calendar as contained in Senate Concurrent Resolution No. 5 (Steinberg), 2013–14 Regular Session, adopted by the Senate on January 7, 2013, according to usage and custom, pending the adoption of Joint Rules by the Assembly. For the most recent calendars, and any updates, see the Assembly Daily File, www.assembly.ca.gov/dailyfile, and the Senate Daily File, www.senate.ca.gov/dailyfile.

<sup>\*\*</sup> The Assembly observed Summer Recess from July 3 through August 4, 2013.

or, if the Speaker is absent from the state, the Assembly Committee on Rules, and the Senate Committee on Rules shall act upon the request. If they concur in desiring to recall the Legislature from joint recess, they shall issue their joint proclamation to that effect entered in the Daily Journal no later than 20 days after publication of the request in the Daily Journal.

(c) If either or both of the parties specified in subdivision (b) does not concur, 10 or more Members of the Legislature may request the Chief Clerk of the Assembly or the Secretary of the Senate to petition the membership of the respective house. The petition shall be entered in the Daily Journal and shall contain a specified reconvening date commencing not later than 20 days after the date of the petition. If twothirds of the members of the house or each of the two houses concur, the Legislature shall reconvene on the date specified. The necessary concurrences must be received at least 10 days prior to the date specified for reconvening.

### Procedure on Suspending Rules by Single House

53. Whenever these rules authorize suspension of the Joint Rules as to a particular bill by action of a single house after approval by the Committee on Rules of that house, the following procedure shall be followed:

(a) A written request to suspend the joint rule shall be filed with the Chief Clerk of the Assembly or the Secretary of the Senate, as the case may be, and shall be transmitted to the Committee on Rules of the appropriate house.

(b) The Assembly Committee on Rules or the Senate Committee on Rules, as the case may be, shall determine whether there exists an urgent need for the suspension of the joint rule with regard to the bill.

(c) If the appropriate rules committee recommends that the suspension be permitted, the member may offer a resolution, without further reference thereof to committee, granting permission to suspend the joint rule. The adoption of the resolution granting permission shall require an affirmative recorded vote of the elected members of the house in which the request is made.

## Introduction of Bills\*

54. (a) A bill may not be introduced in the first year of the regular session after February 22 and a bill may not be introduced in the second year of the regular session after February 21. These deadlines do not apply to constitutional amendments, committee bills introduced pursuant to Assembly Rule 47 or Senate Rule 23, bills introduced in the Assembly with the permission of the Speaker of the Assembly, or bills introduced in the Senate with the permission of the Senate Committee on Rules.

<sup>\*</sup> Dates are based on the 2013–14 Tentative Legislative Calendar as contained in Senate Concurrent Resolution No. 5 (Steinberg), 2013–14 Regular Session, adopted by the Senate on January 7, 2013, according to usage and custom, pending the adoption of Joint Rules by the Assembly. For the most recent calendars, and any updates, see the Assembly Daily File, www.assembly.ca.gov/dailyfile, and the Senate Daily File, www.senate.ca.gov/dailyfile..

Subject to these deadlines, a bill may be introduced at any time except when the houses are in joint summer, interim, or final recess. Each house may provide for introduction of bills during a recess other than a joint recess. Bills shall be numbered consecutively during the regular session.

(b) The Desks of the Senate and Assembly shall remain open during a joint recess, other than a joint spring, summer, interim, or final recess, for the introduction of bills during business hours on Monday through Friday, inclusive, except holidays. Bills received at the Senate Desk during these periods shall be numbered and printed. After printing, the bills shall be delivered to the Secretary of the Senate and referred by the Senate Committee on Rules to a standing committee. Bills received at the Assembly Desk during these periods shall be numbered, printed, and referred to a committee by the Assembly Committee on Rules. After printing, the bills shall be delivered to the Chief Clerk of the Assembly. On the reconvening of each house, the bills shall be read the first time, and shall be delivered to the committee to which they were referred.

(c) A member may not author a bill during a session that would have substantially the same effect as a bill he or she previously introduced during that session. This restriction does not apply in cases where the previously introduced bill was vetoed by the Governor or its provisions were "chaptered out" by a later chaptered bill pursuant to Section 9605 of the Government Code. An objection based on this restriction may be raised only while the bill is being considered by the house in which it is introduced. The objection shall be referred to the Committee on Rules of the house for a determination. The bill shall remain on the Daily File or with a committee, as the case may be, until a determination is made. If, upon consideration of the objection, the Committee on Rules determines that the bill objected to would have substantially the same effect as another bill previously introduced during the session by the author, the bill objected to shall be stricken from the Daily File or returned to the desk by the committee, as the case may be, and may not be acted upon during the remainder of the session. If the Committee on Rules determines that the bill objected to would not have substantially the same effect as a bill previously introduced during the session by the author, the bill may thereafter be acted upon by the committee or the house, as the case may be. The Committee on Rules may obtain assistance as it may desire from the Legislative Counsel as to the similarity of a bill or amendments to a prior bill.

This joint rule may be suspended by approval of the Committee on Rules and three-fourths vote of the membership of the house.

(d) During a joint recess, the Chief Clerk of the Assembly or Secretary of the Senate shall order the preparation of preprint bills when so ordered by any of the following:

(1) The Speaker of the Assembly.

(2) The Committee on Rules of the respective house.

(3) A committee, with respect to bills within the subject matter jurisdiction of the committee.

Preprint bills shall be designated and shall be printed in the order received and numbered in the order printed. To facilitate subsequent amendment, a preprint bill shall be so prepared that, when introduced as a bill, the page and the line numbers will not change. The Chief Clerk of the Assembly and Secretary of the Senate shall publish a list periodically of preprint bills showing the preprint bill number, the title, and the Legislative Counsel's Digest. The Speaker of the Assembly and Senate Committee on Rules may refer any preprint bill to committee for study.

# 30-Day Waiting Period

55. A bill other than the Budget Bill may not be heard or acted upon by committee or either house until the bill has been in print for 30 days. The date a bill is returned from the printer shall be entered in the Daily History. This rule may be suspended concurrently with the suspension of the requirement of Section 8 of Article IV of the Constitution or, if that period has expired, this rule may be suspended by approval of the Committee on Rules and two-thirds vote of the house in which the bill is being considered.

## **Return of Bills**

56. Bills introduced in the first year of the regular session and passed by the house of origin on or before the January 31st constitutional deadline are "carryover bills." Immediately after January 31, bills introduced in the first year of the regular session that do not become "carryover bills" shall be returned to the Chief Clerk of the Assembly or Secretary of the Senate, respectively. Notwithstanding Rule 4, as used in this rule, "bills" does not include constitutional amendments.

### **Appropriation Bills**

57. Appropriation bills that may not be sent to the Governor shall be held, after enrollment, by the Chief Clerk of the Assembly or Secretary of the Senate, respectively. The bills shall be sent to the Governor immediately after the Budget Bill has been enacted.

# **Urgency Clauses**

58. An amendment to add a section to a bill to provide that the act shall take effect immediately as an urgency statute may not be adopted unless the author of the amendment has first secured the approval of the Committee on Rules of the house in which the amendments are offered.

# Vetoes

58.5. The Legislature may consider a Governor's veto for only 60 days, not counting days when the Legislature is in joint recess.

### Publications

59. During periods of joint recess, weekly, if necessary, the following documents shall be published: Daily Files, Histories, and Daily Journals.

# **Committee Hearings**

60. (a) A standing committee or subcommittee thereof may not take action on a bill at any hearing held outside of the State Capitol.

(b) A committee may hear the subject matter of a bill or convene for an informational hearing during a period of recess. Four days' notice in the Daily File is required prior to the hearing.

(c) A bill may not be acted upon by a committee during a joint recess.

## **Deadlines\***

61. The deadlines set forth in this rule shall be observed by the Senate and Assembly. After each deadline, the Secretary of the Senate and the Chief Clerk of the Assembly may not accept committee reports from their respective committees except as otherwise provided in this rule:

(a) Odd-numbered year:

(1) Feb. 22—Last day for bills to be introduced.

(2) May 3—Last day for policy committees to hear and report to fiscal committees fiscal bills introduced in their house.

(3) May 10—Last day for policy committees to hear and report to the floor nonfiscal bills introduced in their house.

(4) May 17—Last day for policy committees to meet prior to June 3.

(5) May 24—Last day for fiscal committees to hear and report to the floor bills introduced in their house.

(6) May 24—Last day for fiscal committees to meet prior to June 3.

(7) May 28–May 31—Floor session only. No committee may meet for any purpose.

(8) May 31—Last day for each house to pass bills introduced in that house.

(9) June 3—Committee meetings may resume.

(10) July 12\*\*—Last day for policy committees to meet and report bills.

(11) Aug. 30—Last day for fiscal committees to meet and report bills.

(12) Sept. 3–Sept. 13—Floor session only. No committee may meet for any purpose.

(13) Sept. 6—Last day to amend on the floor.

(14) Sept. 13—Last day for each house to pass bills.

(b) Even-numbered year:

(1) Jan. 17—Last day for policy committees to hear and report to fiscal committees fiscal bills introduced in their house in the odd-numbered year.

(2) Jan. 24—Last day for any committee to hear and report to the floor bills introduced in that house in the odd-numbered year.

(3) Jan. 31—Last day for each house to pass bills introduced in that house in the odd-numbered year.

(4) Feb. 21—Last day for bills to be introduced.

(5) May 2—Last day for policy committees to hear and report to fiscal committees fiscal bills introduced in their house.

(6) May 9—Last day for policy committees to hear and report to the floor nonfiscal bills introduced in their house.

(7) May 16—Last day for policy committees to meet prior to June 2.

<sup>\*</sup> Dates are based on the 2013–14 Tentative Legislative Calendar as contained in Senate Concurrent Resolution No. 5 (Steinberg), 2013–14 Regular Session, adopted by the Senate on January 7, 2013, according to usage and custom, pending the adoption of Joint Rules by the Assembly. For the most recent calendars, and any updates, see the Assembly Daily File, www.assembly.ca.gov/dailyfile, and the Senate Daily File, www.senate.ca.gov/dailyfile.

<sup>\*\*</sup> The last day for policy committees to meet and report bills in the Assembly was August 16, 2013.

(8) May 23—Last day for fiscal committees to hear and report to the floor bills introduced in their house.

(9) May 23—Last day for fiscal committees to meet prior to June 2.

(10) May 27–May 30—Floor session only. No committee may meet for any purpose.

(11) May 30—Last day for each house to pass bills introduced in that house.

(12) June 2—Committee meetings may resume.

(13) June 27—Last day for policy committees to meet and report bills.

(14) Aug. 15—Last day for fiscal committees to meet and report bills.

(15) Aug. 18–Aug. 31—Floor session only. No committee may meet for any purpose.

(16) Aug. 22—Last day to amend on floor.

(17) Aug. 31—Last day for each house to pass bills.

(c) If a bill is acted upon in committee before the relevant deadline, and the committee votes to report the bill out with amendments that have not at the time of the vote been prepared by the Legislative Counsel, the Secretary of the Senate and the Chief Clerk of the Assembly may subsequently receive a report recommending the bill for passage or for re-referral together with the amendments at any time within two legislative days after the deadline or, if the Legislature has recessed for the Summer Recess, within seven calendar days after the deadline.

(d) Notwithstanding subdivisions (a) and (b), a policy committee may report a bill to a fiscal committee on or before the relevant deadline for reporting nonfiscal bills to the floor if, after the policy committee deadline for reporting the bill to fiscal committee, the Legislative Counsel's Digest is changed to indicate reference to fiscal committee.

(e) Any bill in the house of origin that is not acted upon during the odd-numbered year as a result of the deadlines imposed in subdivision (a) may be acted upon when the Legislature reconvenes after the interim study joint recess, or at any time the Legislature is recalled from the interim study joint recess.

(f) The deadlines imposed by this rule do not apply to the rules committees of the respective houses.

(g) The deadlines imposed by this rule do not apply in instances where a bill is referred to committee under Rule 26.5.

(h) The deadlines imposed by this rule do not apply in instances where a bill is referred to a committee under Assembly Rule 77.2.

(i) (1) Notwithstanding subdivisions (a) and (b), a policy committee or fiscal committee may meet for the purpose of hearing and reporting a constitutional amendment, or a bill that would go into immediate effect pursuant to subdivision (c) of Section 8 of Article IV of the California Constitution, at any time other than those periods when no committee

<sup>\*</sup> Dates are based on the 2013–14 Tentative Legislative Calendar as contained in Senate Concurrent Resolution No. 5 (Steinberg), 2013–14 Regular Session, adopted by the Senate on January 7, 2013, according to usage and custom, pending the adoption of Joint Rules by the Assembly. For the most recent calendars, and any updates, see the Assembly Daily File, www.assembly.ca.gov/dailyfile, and the Senate Daily File, www.senate.ca.gov/dailyfile.

may meet for any purpose.

(2) Notwithstanding subdivisions (a) and (b), either house may meet for the purpose of considering and passing a constitutional amendment, or a bill that would go into immediate effect pursuant to subdivision (c) of Section 8 of Article IV of the California Constitution, at any time during the session.

(j) This rule may be suspended as to any particular bill by approval of the Committee on Rules and two-thirds vote of the membership of the house.

#### **Committee Procedure**

62. (a) Notice of a hearing on a bill by the committee of first reference in each house, or notice of an informational hearing, shall be published in the Daily File at least four days prior to the hearing. Otherwise, notice shall be published in the Daily File two days prior to the hearing. That notice requirement may be waived by a majority vote of the house in which the bill is being considered. A bill may be set for hearing in a committee only three times. A bill is "set," for purposes of this subdivision, whenever notice of the hearing has been published in the Daily File for one or more days. If a bill is set for hearing, and the committee, on its own initiation and not the author's, postpones the hearing on the bill or adjourns the hearing while testimony is being taken, that hearing is not counted as one of the three times a bill may be set. After hearing the bill, the committee may vote on the bill. If the hearing notice in the Daily File specifically indicates that "testimony only" will be taken, that hearing is not counted as one of the three times a bill may be set. A committee may not vote on a bill so noticed until it has been heard in accordance with this rule. After a committee has voted on a bill, reconsideration may be granted only one time. Reconsideration may be granted within 15 legislative days or prior to the interim study joint recess, whichever first occurs. A vote on reconsideration may not be taken without the same notice required to set a bill unless that vote is taken at the same meeting at which the vote to be reconsidered was taken, and the author is present. When a bill fails to get the necessary votes to pass it out of committee, or upon failure to receive reconsideration, it shall be returned to the Chief Clerk of the Assembly or Secretary of the Senate of the house of the committee and may not be considered further during the session.

This subdivision may be suspended with respect to a particular bill by approval of the Committee on Rules and two-thirds vote of the members of the house.

(b) If the committee adopts amendments other than those offered by the author and orders the bill reprinted prior to its further consideration, the hearing shall not be the final time a bill may be set under subdivision (a) of this rule.

(c) When a standing committee takes action on a bill, the vote shall be by rollcall vote only. All rollcall votes taken by a standing committee shall be recorded by the committee secretary on forms provided by the Chief Clerk of the Assembly and the Secretary of the Senate. The chairman or chairwoman of each standing committee shall promptly transmit a copy of the record of the rollcall votes to the Chief Clerk of the Assembly or the Secretary of the Senate, respectively, who shall cause the votes to be published as prescribed by each house.

This subdivision also applies to action of a committee on a subcommittee report. The rules of each house shall prescribe the procedure as to rollcall votes on amendments.

Any committee may, with the unanimous consent of the members present, substitute a rollcall from a prior bill, provided that the members whose votes are substituted are present at the time of the substitution.

A bill may not be passed out by a committee without a quorum being present.

This subdivision does not apply to:

(1) Procedural motions that do not have the effect of disposing of a bill.

(2) Withdrawal of a bill from a committee calendar at the request of an author.

(3) Return of a bill to the house where the bill has not been voted on by the committee.

(4) The assignment of a bill to committee.

(d) The chairman or chairwoman of the committee hearing a bill may, at any time, order a call of the committee. Upon a request by any member of a committee or the author in person, the chairman or chairwoman shall order the call.

In the absence of a quorum, a majority of the members present may order a quorum call of the committee and compel the attendance of absentees. The chairman or chairwoman shall send the Sergeant at Arms for those members who are absent and not excused by their respective house.

When a call of a committee is ordered by the chairman or chairwoman with respect to a particular bill, he or she shall send the Sergeant at Arms, or any other person to be appointed for that purpose, for those members who have not voted on that particular bill and are not excused.

A quorum call or a call of the committee with respect to a particular bill may be dispensed with by the chairman or chairwoman without objection by any member of the committee, or by a majority of the members present.

If a motion is adopted to adjourn the committee while the committee is operating under a call, the call shall be dispensed with and any pending vote announced.

The committee secretary shall record the votes of members answering a call. The rules of each house may prescribe additional procedures for a call of a committee.

#### **Redistricting Bills**

62.5. This rule applies only to bills affecting the boundaries of legislative, congressional, or State Board of Equalization districts.

(a) Except as specifically provided in this rule, Rules 28, 28.1, 29, 29.5, 30, 30.5, 30.7, 61 (except for paragraph (12) of subdivision (a), and paragraph (15) of subdivision (b), of Rule 61), and 62 do not apply to bills affecting the boundaries of legislative, congressional, or State

Board of Equalization districts.

(b) If the Senate (in the case of a Senate bill) or the Assembly (in the case of an Assembly bill) refuses to concur in amendments to a bill made by the other house, a committee on conference shall be appointed. The Speaker of the Assembly and the Senate Committee on Rules shall each appoint a committee on conference of three members, consisting of two members of the majority party and one member not of the majority party. The Secretary of the Senate and the Chief Clerk of the Assembly shall immediately notify the other house of the action taken.

(c) When a bill affecting the boundaries of legislative, congressional, or State Board of Equalization districts has been referred to a committee on conference, the chairman or chairwoman of the committee on conference shall immediately request the Senate Committee on Elections and Reapportionment and the Assembly Committee on Elections, Reapportionment, and Constitutional Amendments to hold a public hearing on the bill. The committee on conference shall also hold a public hearing on the bill. The hearings of the policy committees and the committee on conference may be noticed and held concurrently.

(d) If either or both of the policy committees hold a public hearing on a bill pursuant to the request of the chairman or chairwoman of the committee on conference, the policy committees may consider amendments to the bill, and may make recommendations on amendments to the committee on conference. A policy committee recommendation for an amendment may be adopted only by a rollcall vote of the members of the policy committee.

(e) All proposed reports of a committee on conference, all proposed amendments to a proposed report of a committee on conference, and all proposed amendments presented to a policy committee shall be accompanied by appropriate maps. A committee vote may not be taken on any proposed report of a committee on conference, any proposed amendment to a proposed report of a committee on conference, or any proposed amendment presented to a policy committee unless the proposed report or proposed amendment, with accompanying maps, has been available to the public for at least 24 hours. Notwithstanding subdivision (h), district boundaries contained in any proposed report or any proposed amendment may not be required to be prepared or approved as to form by Legislative Counsel if the accompanying maps adequately reflect the district boundaries.

(f) All hearings of the policy committees and the committee on conference shall be open and readily accessible to the public, and shall be noticed in the Daily File for not less than two calendar days.

(g) The provisions of subdivision (e) prohibiting a committee vote on any proposed report of a committee on conference, any proposed amendment to a proposed report of a committee on conference, or any proposed amendment presented to a policy committee unless the amendment, accompanied by appropriate maps, has been available to the public for at least 24 hours do not apply in any of the following situations:

(1) The amendment proposed to a policy committee or the committee on conference does not change any district boundaries.

(2) The amendment proposed to a policy committee or the committee on conference is required to correct a technical error in the bill, and the proposed amendment would shift no more than 1 percent of the population of any district to any other district or districts.

(3) The amendment is a policy committee or committee on conference amendment that is proposed in response to amendments that have been proposed to the committee.

(h) Except as provided in subdivision (i), a vote may not be taken in either house on any bill or any report of the committee on conference on that bill unless the bill or the report has been in print in Legislative Counsel form and available to the public, accompanied by appropriate maps, for at least 24 hours.

(i) If either house refuses to adopt the report of the committee on conference, the bill may be returned to the committee on conference for further consideration. If the bill is returned to the committee on conference for an amendment described in paragraph (1) or (2) of subdivision (g), the notice requirements of subdivisions (e) and (h) do not apply.

(j) Notwithstanding any other rule, this rule may be suspended upon a majority vote of the membership of each house.

#### **Uniform Rules**

63. A standing committee of either house may not adopt or apply any rule or procedure governing the voting upon bills that is not equally applicable to the bills of both houses.

#### Votes on Bills

64. Every meeting of each house and standing committee or subcommittee thereof where a vote is to be taken on a bill, or amendments to a bill, shall be public.

#### **Conflicting Rules**

65. The provisions of Rule 50 and following of these rules prevail over any conflicting joint rule with a lesser number.

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# CONSTITUTION OF THE STATE OF CALIFORNIA ARTICLE IV LEGISLATIVE

# CONSTITUTION OF THE STATE OF CALIFORNIA ARTICLE IV LEGISLATIVE

#### [Heading as amended November 8, 1966.]

# [Legislative Power]

SECTION 1. The legislative power of this State is vested in the California Legislature which consists of the Senate and Assembly, but the people reserve to themselves the powers of initiative and referendum. [*New section adopted November 8, 1966.*]

# [Legislators – Limitation on Incumbency – Restriction of Retirement Benefits – Limitation of Staff and Support Services – Number of Terms]

SEC. 1.5. The people find and declare that the Founding Fathers established a system of representative government based upon free, fair, and competitive elections. The increased concentration of political power in the hands of incumbent representatives has made our electoral system less free, less competitive, and less representative.

The ability of legislators to serve unlimited number of terms, to establish their own retirement system, and to pay for staff and support services at state expense contribute heavily to the extremely high number of incumbents who are reelected. These unfair incumbent advantages discourage qualified candidates from seeking public office and create a class of career politicians, instead of the citizen representatives envisioned by the Founding Fathers. These career politicians become representatives of the bureaucracy, rather than of the people whom they are elected to represent.

To restore a free and democratic system of fair elections, and to encourage qualified candidates to seek public office, the people find and declare that the powers of incumbency must be limited. Retirement benefits must be restricted, state-financed incumbent staff and support services limited, and limitations placed upon the number of terms which may be served. [New section adopted November 6, 1990. Initiative measure.]

#### [Senate and Assembly—Membership—Elections— Number of Terms and Years of Service—Qualifications—Vacancies]

SEC. 2. (a) (1) The Senate has a membership of 40 Senators elected for 4-year terms, 20 to begin every 2 years.

(2) The Assembly has a membership of 80 members elected for 2-year terms.

(3) The terms of a Senator or a Member of the Assembly shall commence on the first Monday in December next following her or his election.

(4) During her or his lifetime a person may serve no more than 12 years in the Senate, the Assembly, or both, in any combination of terms. This subdivision shall apply only to those Members of the Senate or the Assembly who are first elected to the Legislature after the effective date of this subdivision and who have not previously served in the Senate or Assembly. Members of the Senate or Assembly who were elected before the effective date of the subdivision may serve only the number of terms allowed at the time of the last election before the effective date of this subdivision.

(b) Election of members of the Assembly shall be on the first Tuesday after the first Monday in November of even-numbered years unless otherwise prescribed by the Legislature. Senators shall be elected at the same time and places as members of the Assembly.

(c) A person is ineligible to be a member of the Legislature unless the person is an elector and has been a resident of the legislative district for one year, and a citizen of the United States and a resident of California for 3 years, immediately preceding the election, and service of the full term of office to which the person is seeking to be elected would not exceed the maximum years of service permitted by subdivision (a) of this section.

(d) When a vacancy occurs in the Legislature the Governor immediately shall call an election to fill the vacancy. [*As amended June 5, 2012. Initiative measure.*]

## [Legislative Sessions—Regular and Special Sessions]

SEC. 3. (a) The Legislature shall convene in regular session at noon on the first Monday in December of each even-numbered year and each house shall immediately organize. Each session of the Legislature shall adjourn sine die by operation of the Constitution at midnight on November 30 of the following even-numbered year.

(b) On extraordinary occasions the Governor by proclamation may cause the Legislature to assemble in special session. When so assembled it has power to legislate only on subjects specified in the proclamation but may provide for expenses and other matters incidental to the session. [As amended June 8, 1976.]

# [Legislators—Conflict of Interest—Prohibited Compensation—Earned Income]

SEC. 4. (a) To eliminate any appearance of a conflict with the proper discharge of his or her duties and responsibilities, no Member of the Legislature may knowingly receive any salary, wages, commissions, or other similar earned income from a lobbyist or lobbying firm, as defined by the Political Reform Act of 1974, or from a person who, during the previous 12 months, has been under a contract with the Legislature. The Legislature shall enact laws that define earned income. However, earned income does not include any community property interest in the income of a spouse. Any Member who knowingly receives any salary, wages, commissions, or other similar earned income from a lobbyist employer, as defined by the Political Reform Act of 1974, may not, for a period of one year following its receipt, vote upon or make, participate in making, or in any way attempt to use his or her official position to influence an action or decision before the Legislature, other than an action or decision involving a bill described in subdivision (c) of Section 12 of this article, which he or she knows, or has reason to know, would have a direct and significant financial impact on the lobbyist employer and would not impact the public generally or a significant segment of the public in a similar manner. As used in this subdivision, "public generally" includes an industry, trade, or profession.

# [Legislators – Travel and Living Expenses]

(b) Travel and living expenses for Members of the Legislature in connection with their official duties shall be prescribed by statute passed by rollcall vote entered in the journal, two-thirds of the membership of each house concurring. A Member may not receive travel and living expenses during the times that the Legislature is in recess for more than three calendar days, unless the Member is traveling to or from, or is in attendance at, any meeting of a committee of which he or she is a member, or a meeting, conference, or other legislative function or responsibility as authorized by the rules of the house of which he or she is a member, which is held at a location at least 20 miles from his or her place of residence.

# [Legislators—Retirement]

(c) The Legislature may not provide retirement benefits based on any portion of a monthly salary in excess of five hundred dollars (\$500) paid to any Member of the Legislature unless the Member receives the greater amount while serving as a Member in the Legislature. The Legislature may, prior to their retirement, limit the retirement benefits payable to Members of the Legislature who serve during or after the term commencing in 1967.

When computing the retirement allowance of a Member who serves in the Legislature during the term commencing in 1967 or later, allowance may be made for increases in cost of living if so provided by statute, but only with respect to increases in the cost of living occurring after retirement of the Member. However, the Legislature may provide that no Member shall be deprived of a cost of living adjustment based on a monthly salary of five hundred dollars (\$500) which has accrued prior to the commencement of the 1967 Regular Session of the Legislature. [*As amended June 5, 1990.*]

### [Legislators—Retirement]

SEC. 4.5. Notwithstanding any other provision of this Constitution or existing law, a person elected to or serving in the Legislature on or after November 1, 1990, shall participate in the Federal Social Security (Retirement, Disability, Health Insurance) Program and the State shall pay only the employer's share of the contribution necessary to such participation. No other pension or retirement benefit shall accrue as a result of service in the Legislature, such service not being intended as a career occupation. This Section shall not be construed to abrogate or diminish any vested pension or retirement benefit which may have accrued under an existing law to a person holding or having held office in the Legislature, but upon adoption of this Act no further entitlement to nor vesting in any existing

program shall accrue to any such person, other than Social Security to the extent herein provided. [*New section adopted November 6, 1990. Initiative measure.*]

# [Legislators—Qualifications—Expulsion]

SEC. 5. (a) Each house shall judge the qualifications and elections of its Members and, by rollcall vote entered in the journal, two thirds of the membership concurring, may expel a Member.

# [Legislators—Honoraria]

(b) No Member of the Legislature may accept any honorarium. The Legislature shall enact laws that implement this subdivision.

# [Legislators-Gifts-Conflict of Interest]

(c) The Legislature shall enact laws that ban or strictly limit the acceptance of a gift by a Member of the Legislature from any source if the acceptance of the gift might create a conflict of interest.

# [Legislators – Prohibited Compensation or Activity]

(d) No Member of the Legislature may knowingly accept any compensation for appearing, agreeing to appear, or taking any other action on behalf of another person before any state government board or agency. If a Member knowingly accepts any compensation for appearing, agreeing to appear, or taking any other action on behalf of another person before any local government board or agency, the Member may not, for a period of one year following the acceptance of the compensation, vote upon or make, participate in making, or in any way attempt to use his or her official position to influence an action or decision before the Legislature, other than an action or decision involving a bill described in subdivision (c) of Section 12 of this article, which he or she knows, or has reason to know, would have a direct and significant financial impact on that person and would not impact the public generally or a significant segment of the public in a similar manner. As used in this subdivision, "public generally" includes an industry, trade, or profession. However, a Member may engage in activities involving a board or agency which are strictly on his or her own behalf, appear in the capacity of an attorney before any court or the Workers' Compensation Appeals Board, or act as an advocate without compensation or make an inquiry for information on behalf of a person before a board or agency. This subdivision does not prohibit any action of a partnership or firm of which the Member is a member if the Member does not share directly or indirectly in the fee, less any expenses attributable to that fee, resulting from that action.

# [Legislators-Lobbying]

(e) The Legislature shall enact laws that prohibit a Member of the Legislature whose term of office commences on or after December 3, 1990, from lobbying, for compensation, as governed by the Political Reform Act of 1974, before the Legislature for 12 months after leaving office.

#### [Legislators—Conflict of Interest]

(f) The Legislature shall enact new laws, and strengthen the enforcement of existing laws, prohibiting Members of the Legislature from engaging in activities or having interests which conflict with the proper discharge of their duties and responsibilities. However, the people reserve to themselves the power to implement this requirement pursuant to Article II. [As amended June 5, 1990. Subdivision (b) operative December 3, 1990.]

#### [Senatorial and Assembly Districts]

SEC. 6. For the purpose of choosing members of the Legislature, the State shall be divided into 40 Senatorial and 80 Assembly districts to be called Senatorial and Assembly Districts. Each Senatorial district shall choose one Senator and each Assembly district shall choose one member of the Assembly. [*New section adopted June 3, 1980.*]

## [House Rules—Officers—Quorum]

SEC. 7. (a) Each house shall choose its officers and adopt rules for its proceedings. A majority of the membership constitutes a quorum, but a smaller number may recess from day to day and compel the attendance of absent members.

#### [Journals]

(b) Each house shall keep and publish a journal of its proceedings. The rollcall vote of the members on a question shall be taken and entered in the journal at the request of 3 members present.

# [Public Proceedings—Closed Sessions]

(c) (1) The proceedings of each house and the committees thereof shall be open and public. However, closed sessions may be held solely for any of the following purposes:

(A) To consider the appointment, employment, evaluation of performance, or dismissal of a public officer or employee, to consider or hear complaints or charges brought against a Member of the Legislature or other public officer or employee, or to establish the classification or compensation of an employee of the Legislature.

(B) To consider matters affecting the safety and security of Members of the Legislature or its employees or the safety and security of any buildings and grounds used by the Legislature.

(C) To confer with, or receive advice from, its legal counsel regarding pending or reasonably anticipated, or whether to initiate, litigation when discussion in open session would not protect the interests of the house or committee regarding the litigation.

(2) A caucus of the Members of the Senate, the Members of the Assembly, or the Members of both houses, which is composed of the members of the same political party, may meet in closed session.

(3) The Legislature shall implement this subdivision by concurrent resolution adopted by rollcall vote entered in the journal, two-thirds of the

membership of each house concurring, or by statute, and shall prescribe that, when a closed session is held pursuant to paragraph (1), reasonable notice of the closed session and the purpose of the closed session shall be provided to the public. If there is a conflict between a concurrent resolution and statute, the last adopted or enacted shall prevail.

#### [Recess]

(d) Neither house without the consent of the other may recess for more than 10 days or to any other place. [*As amended June 5, 1990. Subdivision* (*c*) operative December 3, 1990.]

#### [Legislature—Total Aggregate Expenditures]

SEC. 7.5. In the fiscal year immediately following the adoption of this Act, the total aggregate expenditures of the Legislature for the compensation of members and employees of, and the operating expenses and equipment for, the Legislature may not exceed an amount equal to nine hundred fifty thousand dollars (\$950,000) per member for that fiscal year or 80 percent of the amount of money expended for those purposes in the preceding fiscal year, whichever is less. For each fiscal year thereafter, the total aggregate expenditures may not exceed an amount equal to that expended for those purposes in the preceding fiscal year, adjusted and compounded by an amount equal to the percentage increase in the appropriations limit for the State established pursuant to Article XIII B. [New section adopted November 6, 1990. Initiative measure.]

# [Bills and Statutes – 30-day Waiting Period]

SEC. 8. (a) At regular sessions no bill other than the budget bill may be heard or acted on by committee or either house until the 31st day after the bill is introduced unless the house dispenses with this requirement by rollcall vote entered in the journal, three fourths of the membership concurring.

## [Bills and Statutes – 3 Readings]

(b) The Legislature may make no law except by statute and may enact no statute except by bill. No bill may be passed unless it is read by title on 3 days in each house except that the house may dispense with this requirement by rollcall vote entered in the journal, two thirds of the membership concurring. No bill may be passed until the bill with amendments has been printed and distributed to the members. No bill may be passed unless, by rollcall vote entered in the journal, a majority of the membership of each house concurs.

#### [Bills and Statutes – Effective Date]

(c) (1) Except as provided in paragraphs (2) and (3) of this subdivision, a statute enacted at a regular session shall go into effect on January 1 next following a 90-day period from the date of enactment of the statute and a statute enacted at a special session shall go into effect on the 91st day after adjournment of the special session at which the bill was passed.

(2) A statute, other than a statute establishing or changing boundaries of any legislative, congressional, or other election district, enacted by a bill passed by the Legislature on or before the date the Legislature adjourns for a joint recess to reconvene in the second calendar year of the biennium of the legislative session, and in the possession of the Governor after that date, shall go into effect on January 1 next following the enactment date of the statute unless, before January 1, a copy of a referendum petition affecting the statute is submitted to the Attorney General pursuant to subdivision (d) of Section 10 of Article II, in which event the statute shall go into effect on the 91st day after the enactment date unless the petition has been presented to the Secretary of State pursuant to subdivision (b) of Section 9 of Article II.

(3) Statutes calling elections, statutes providing for tax levies or appropriations for the usual current expenses of the State, and urgency statutes shall go into effect immediately upon their enactment.

# [Bills and Statutes – Urgency Statutes]

(d) Urgency statutes are those necessary for immediate preservation of the public peace, health, or safety. A statement of facts constituting the necessity shall be set forth in one section of the bill. In each house the section and the bill shall be passed separately, each by rollcall vote entered in the journal, two thirds of the membership concurring. An urgency statute may not create or abolish any office or change the salary, term, or duties of any office, or grant any franchise or special privilege, or create any vested right or interest. [*As amended June 5, 1990.*]

#### [Ballot Measures—Application]

SEC. 8.5. An act amending an initiative statute, an act providing for the issuance of bonds, or a constitutional amendment proposed by the Legislature and submitted to the voters for approval may not do either of the following:

(a) Include or exclude any political subdivision of the State from the application or effect of its provisions based upon approval or disapproval of the measure, or based upon the casting of a specified percentage of votes in favor of the measure, by the electors of that political subdivision.

(b) Contain alternative or cumulative provisions wherein one or more of those provisions would become law depending upon the casting of a specified percentage of votes for or against the measure. [*New section adopted June 2, 1998.*]

# [Statutes-Title-Section]

SEC. 9. A statute shall embrace but one subject, which shall be expressed in its title. If a statute embraces a subject not expressed in its title, only the part not expressed is void. A statute may not be amended by reference to its title. A section of a statute may not be amended unless the section is re-enacted as amended. [*New section adopted November 8, 1966.*]

# [Governor's Veto—Bill Introduction in Biennial Session—Fiscal Emergencies]

SEC. 10. (a) Each bill passed by the Legislature shall be presented to the Governor. It becomes a statute if it is signed by the Governor. The Governor may veto it by returning it with any objections to the house of origin, which shall enter the objections in the journal and proceed to reconsider it. If each house then passes the bill by rollcall vote entered in the journal, two-thirds of the membership concurring, it becomes a statute.

(b) (1) Any bill, other than a bill which would establish or change boundaries of any legislative, congressional, or other election district, passed by the Legislature on or before the date the Legislature adjourns for a joint recess to reconvene in the second calendar year of the biennium of the legislative session, and in the possession of the Governor after that date, that is not returned within 30 days after that date becomes a statute.

(2) Any bill passed by the Legislature before September 1 of the second calendar year of the biennium of the legislative session and in the possession of the Governor on or after September 1 that is not returned on or before September 30 of that year becomes a statute.

(3) Any other bill presented to the Governor that is not returned within 12 days becomes a statute.

(4) If the Legislature by adjournment of a special session prevents the return of a bill with the veto message, the bill becomes a statute unless the Governor vetoes the bill within 12 days after it is presented by depositing it and the veto message in the office of the Secretary of State.

(5) If the 12th day of the period within which the Governor is required to perform an act pursuant to paragraph (3) or (4) of this subdivision is a Saturday, Sunday, or holiday, the period is extended to the next day that is not a Saturday, Sunday, or holiday.

(c) Any bill introduced during the first year of the biennium of the legislative session that has not been passed by the house of origin by January 31 of the second calendar year of the biennium may no longer be acted on by the house. No bill may be passed by either house on or after September 1 of an even-numbered year except statutes calling elections, statutes providing for tax levies or appropriations for the usual current expenses of the State, and urgency statutes, and bills passed after being vetoed by the Governor.

(d) The Legislature may not present any bill to the Governor after November 15 of the second calendar year of the biennium of the legislative session.

(e) The Governor may reduce or eliminate one or more items of appropriation while approving other portions of a bill. The Governor shall append to the bill a statement of the items reduced or eliminated with the reasons for the action. The Governor shall transmit to the house originating the bill a copy of the statement and reasons. Items reduced or eliminated shall be separately reconsidered and may be passed over the Governor's veto in the same manner as bills.

(f) (1) If, following the enactment of the budget bill for the 2004–05 fiscal year or any subsequent fiscal year, the Governor determines that, for

that fiscal year, General Fund revenues will decline substantially below the estimate of General Fund revenues upon which the budget bill for that fiscal year, as enacted, was based, or General Fund expenditures will increase substantially above that estimate of General Fund revenues, or both, the Governor may issue a proclamation declaring a fiscal emergency and shall thereupon cause the Legislature to assemble in special session for this purpose. The proclamation shall identify the nature of the fiscal emergency and shall be submitted by the Governor to the Legislature, accompanied by proposed legislation to address the fiscal emergency.

(2) If the Legislature fails to pass and send to the Governor a bill or bills to address the fiscal emergency by the 45th day following the issuance of the proclamation, the Legislature may not act on any other bill, nor may the Legislature adjourn for a joint recess, until that bill or those bills have been passed and sent to the Governor.

(3) A bill addressing the fiscal emergency declared pursuant to this section shall contain a statement to that effect. [*As amended March 2, 2004.*]

# [Committees]

SEC. 11. The Legislature or either house may by resolution provide for the selection of committees necessary for the conduct of its business, including committees to ascertain facts and make recommendations to the Legislature on a subject within the scope of legislative control. [*As amended November 7, 1972.*]

## [Governor's Budget—Budget Bill—Other Appropriations]

SEC. 12. (a) Within the first 10 days of each calendar year, the Governor shall submit to the Legislature, with an explanatory message, a budget for the ensuing fiscal year containing itemized statements for recommended state expenditures and estimated state revenues. If recommended expenditures exceed estimated revenues, the Governor shall recommend the sources from which the additional revenues should be provided.

(b) The Governor and the Governor-elect may require a state agency, officer or employee to furnish whatever information is deemed necessary to prepare the budget.

(c) (1) The budget shall be accompanied by a budget bill itemizing recommended expenditures.

(2) The budget bill shall be introduced immediately in each house by the persons chairing the committees that consider the budget.

(3) The Legislature shall pass the budget bill by midnight on June 15 of each year.

(4) Until the budget bill has been enacted, the Legislature shall not send to the Governor for consideration any bill appropriating funds for expenditure during the fiscal year for which the budget bill is to be enacted, except emergency bills recommended by the Governor or appropriations for the salaries and expenses of the Legislature. (d) No bill except the budget bill may contain more than one item of appropriation, and that for one certain, expressed purpose. Appropriations from the General Fund of the State, except appropriations for the public schools and appropriations in the budget bill and in other bills providing for appropriations related to the budget bill, are void unless passed in each house by rollcall vote entered in the journal, two-thirds of the membership concurring.

(e) (1) Notwithstanding any other provision of law or of this Constitution, the budget bill and other bills providing for appropriations related to the budget bill may be passed in each house by rollcall vote entered in the journal, a majority of the membership concurring, to take effect immediately upon being signed by the Governor or upon a date specified in the legislation. Nothing in this subdivision shall affect the vote requirement for appropriations for the public schools contained in subdivision (d) of this section and in subdivision (b) of Section 8 of this article.

(2) For purposes of this section, "other bills providing for appropriations related to the budget bill" shall consist only of bills identified as related to the budget in the budget bill passed by the Legislature.

(f) The Legislature may control the submission, approval, and enforcement of budgets and the filing of claims for all state agencies.

(g) For the 2004–05 fiscal year, or any subsequent fiscal year, the Legislature may not send to the Governor for consideration, nor may the Governor sign into law, a budget bill that would appropriate from the General Fund, for that fiscal year, a total amount that, when combined with all appropriations from the General Fund for that fiscal year made as of the date of the budget bill's passage, and the amount of any General Fund moneys transferred to the Budget Stabilization Account for that fiscal year pursuant to Section 20 of Article XVI, exceeds General Fund revenues for that fiscal year estimated as of the date of the budget bill's passage. That estimate of General Fund revenues shall be set forth in the budget bill passed by the Legislature.

(h) Notwithstanding any other provision of law or of this Constitution, including subdivision (c) of this section, Section 4 of this article, and Sections 4 and 8 of Article III, in any year in which the budget bill is not passed by the Legislature by midnight on June 15, there shall be no appropriation from the current budget or future budget to pay any salary or reimbursement for travel or living expenses for Members of the Legislature during any regular or special session for the period from midnight on June 15 until the day that the budget bill is presented to the Governor. No salary or reimbursement for travel or living expenses forfeited pursuant to this subdivision shall be paid retroactively. [*As amended November 2, 2010. Initiative measure.*]

#### [Legislators—Ineligible for Certain Offices]

SEC. 13. A member of the Legislature may not, during the term for which the member is elected, hold any office or employment under the State other than an elective office. [*As amended November 5, 1974.*]

## [Members-Not Subject to Civil Process]

SEC. 14. A member of the Legislature is not subject to civil process during a session of the Legislature or for 5 days before and after a session. [*New section adopted November 8, 1966.*]

#### [Influencing Action or Vote of a Member-Felony]

SEC. 15. A person who seeks to influence the vote or action of a member of the Legislature in the member's legislative capacity by bribery, promise of reward, intimidation, or other dishonest means, or a member of the Legislature so influenced, is guilty of a felony. [*As amended November 5*, *1974*.]

## [Uniform Operation of General Laws-Special Statute-Invalid]

SEC. 16. (a) All laws of a general nature have uniform operation.

(b) A local or special statute is invalid in any case if a general statute can be made applicable. [*As amended November 5, 1974.*]

#### [Grant of Extra Compensation or Allowance Prohibited]

SEC. 17. The Legislature has no power to grant, or to authorize a city, county, or other public body to grant, extra compensation or extra allowance to a public officer, public employee, or contractor after service has been rendered or a contract has been entered into and performed in whole or in part, or to authorize the payment of a claim against the State or a city, county, or other public body under an agreement made without authority of law. [*New section adopted November 8, 1966*.]

# [Impeachment]

SEC. 18. (a) The Assembly has the sole power of impeachment. Impeachments shall be tried by the Senate. A person may not be convicted unless, by rollcall vote entered in the journal, two thirds of the membership of the Senate concurs.

(b) State officers elected on a statewide basis, members of the State Board of Equalization, and judges of state courts are subject to impeachment for misconduct in office. Judgment may extend only to removal from office and disqualification to hold any office under the State, but the person convicted or acquitted remains subject to criminal punishment according to law. [*New section adopted November 8, 1966.*]

[Lotteries—Horse Races Regulated—Bingo Games and Raffles for Charitable Purposes—Gaming on Tribal Lands]

SEC. 19. (a) The Legislature has no power to authorize lotteries and shall prohibit the sale of lottery tickets in the State.

(b) The Legislature may provide for the regulation of horse races and horse race meetings and wagering on the results.

(c) Notwithstanding subdivision (a), the Legislature by statute may authorize cities and counties to provide for bingo games, but only for charitable purposes. (d) Notwithstanding subdivision (a), there is authorized the establishment of a California State Lottery.

(e) The Legislature has no power to authorize, and shall prohibit, casinos of the type currently operating in Nevada and New Jersey.

(f)\* Notwithstanding subdivisions (a) and (e), and any other provision of state law, the Governor is authorized to negotiate and conclude compacts, subject to ratification by the Legislature, for the operation of slot machines and for the conduct of lottery games and banking and percentage card games by federally recognized Indian tribes on Indian lands in California in accordance with federal law. Accordingly, slot machines, lottery games, and banking and percentage card games are hereby permitted to be conducted and operated on tribal lands subject to those compacts.

(f)<sup>†</sup> Notwithstanding subdivision (a), the Legislature may authorize private, nonprofit, eligible organizations, as defined by the Legislature, to conduct raffles as a funding mechanism to provide support for their own or another private, nonprofit, eligible organization's beneficial and charitable works, provided that (1) at least 90 percent of the gross receipts from the raffle go directly to beneficial or charitable purposes in California, and (2) any person who receives compensation in connection with the operation of a raffle is an employee of the private nonprofit organization that is conducting the raffle. The Legislature, two-thirds of the membership of each house concurring, may amend the percentage of gross receipts required by this subdivision to be dedicated to beneficial or charitable purposes by means of a statute that is signed by the Governor. [*As amended March 7, 2000.*]

# [Fish and Game-Districts and Commission]

SEC. 20. (a) The Legislature may provide for division of the State into fish and game districts and may protect fish and game in districts or parts of districts.

(b) There is a Fish and Game Commission of 5 members appointed by the Governor and approved by the Senate, a majority of the membership concurring, for 6-year terms and until their successors are appointed and qualified. Appointment to fill a vacancy is for the unexpired portion of the term. The Legislature may delegate to the commission such powers relating to the protection and propagation of fish and game as the Legislature sees fit. A member of the commission may be removed by concurrent resolution adopted by each house, a majority of the membership concurring. [*New section adopted November 8, 1966*.]

# [War- or Enemy-Caused Disaster]

SEC. 21. To meet the needs resulting from war-caused or enemycaused disaster in California, the Legislature may provide for:

<sup>\*</sup> Ballot Proposition 1A (SCA 11) March 7, 2000.

<sup>†</sup> Ballot Proposition 17 (SCA 4) March 7, 2000.

(a) Filling the offices of members of the Legislature should at least one fifth of the membership of either house be killed, missing, or disabled, until they are able to perform their duties or successors are elected.

(b) Filling the office of Governor should the Governor be killed, missing, or disabled, until the Governor or the successor designated in this Constitution is able to perform the duties of the office of Governor or a successor is elected.

(c) Convening the Legislature.

(d) Holding elections to fill offices that are elective under this Constitution and that are either vacant or occupied by persons not elected thereto.

(e) Selecting a temporary seat of state or county government. [As amended November 5, 1974.]

#### [Accountability-Session Goals and Objectives]

SEC. 22. It is the right of the people to hold their legislators accountable. To assist the people in exercising this right, at the convening of each regular session of the Legislature, the President pro Tempore of the Senate, the Speaker of the Assembly, and the minority leader of each house shall report to their house the goals and objectives of that house during that session and, at the close of each regular session, the progress made toward meeting those goals and objectives. [*New section adopted June 5, 1990*.]

#### [State Capitol Maintenance—Appropriations]

SEC. 28. (a) Notwithstanding any other provision of this Constitution, no bill shall take effect as an urgency statute if it authorizes or contains an appropriation for either (1) the alteration or modification of the color, detail, design, structure or fixtures of the historically restored areas of the first, second, and third floors and the exterior of the west wing of the State Capitol from that existing upon the completion of the project of restoration or rehabilitation of the building conducted pursuant to Section 9124 of the Government Code as such section read upon the effective date of this section, or (2) the purchase of furniture of different design to replace that restored, replicated, or designed to conform to the historic period of the historically restored areas specified above, including the legislators' chairs and desks in the Senate and Assembly Chambers.

(b) No expenditures shall be made in payment for any of the purposes described in subdivision (a) of this section unless funds are appropriated expressly for such purposes.

(c) This section shall not apply to appropriations or expenditures for ordinary repair and maintenance of the State Capitol building, fixtures and furniture. [*New Section adopted June 3, 1980.*]

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legislature	2(d)
legislature when war- or enemy-caused disaster	
VETO. See LEGISLATURE— <i>bills</i> .	

#### W

WAGES.	See COMPENSATION; SALARIES, WAGES, ETC.	
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legislativ	/e powers	21