

CALIFORNIA LEGISLATURE
2013–14 SECOND EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, April 24, 2014

FIRST SESSION DAY

FIRST CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes. All amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. All Senate amendments to Assembly measures considered by the Assembly on this day are on file with the Secretary of the Senate and available on request. A list of all measures amended and on which amendments were offered in the Assembly is shown on the final page of this day's Assembly Journal.

(Please direct any inquiries and report any omissions or errors to Minute Clerk: Phone 916-319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, April 24, 2014

At 9:16 a.m., the Assembly met pursuant to the provisions of the Proclamation of the Honorable Edmund G. Brown Jr., Governor of the State of California, dated April 16, 2014, convening the Legislature of the State of California on this day in extraordinary session.

In conformity with Government Code Section 9150, the following officers for the 2013–14 Regular Session were present and performing their respective duties: E. Dotson Wilson, Chief Clerk; Amy Leach, Minute Clerk; and Ronald E. Pane, Chief Sergeant-at-Arms.

Hon. Nora Campos, Speaker pro Tempore of the Assembly for the 2013–14 Regular Session, presiding.

Assistant Clerk Kathleen M. Lewis reading.

ROLL CALL

The roll was called, and the following answered to their names—75:

Achadjian	Cooley	Hall	Pérez, V. Manuel
Alejo	Dababneh	Hernández	Quirk
Allen	Dahle	Holden	Quirk-Silva
Ammiano	Daly	Jones	Rendon
Atkins	Dickinson	Jones-Sawyer	Ridley-Thomas
Bigelow	Donnelly	Levine	Rodriguez
Bloom	Eggman	Linder	Salas
Bocanegra	Fong	Logue	Skinner
Bonilla	Fox	Lowenthal	Stone
Bonta	Frazier	Maienschein	Ting
Bradford	Gaines	Medina	Wagner
Brown	Garcia	Melendez	Waldron
Buchanan	Gatto	Mullin	Weber
Calderon	Gomez	Muratsuchi	Wieckowski
Campos	Gonzalez	Nestande	Wilk
Chau	Gordon	Olsen	Williams
Chávez	Gorell	Pan	Yamada
Chesbro	Grove	Patterson	Mr. Speaker
Conway	Hagman	Perea	

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

PRAYER

Upon invitation of Speaker pro Tempore Campos, the following prayer was offered by Rev. Constantine C. Pappademos, Chaplain of the Assembly for the 2013–14 Regular Session:

Lord, You know how to make up for time we've wasted. You can even make up for years that we may have lost in our life. We can't relive those years, but You, Lord, can make the rest of our life so rewarding, so fulfilling, that we won't even miss what didn't happen in the past. Help us make up for lost time. Make us living witnesses to Your love and compassion, and bring us out to be better and stronger than ever before.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Campos, Assembly Member Medina then led the Assembly in the pledge of allegiance to the Flag.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

On legislative business: Assembly Member Nazarian.

On personal business, and waiving per diem: Assembly Members Gray and Harkey.

On paternity leave: Assembly Member Mansoor.

(NOTE: For letter explaining the absence of Assembly Member Nazarian on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

PROCLAMATION OF THE GOVERNOR

Speaker pro Tempore Campos directed the Clerk to read the following proclamation of the Governor convening the Legislature in extraordinary session:

A PROCLAMATION**BY THE GOVERNOR OF THE STATE OF CALIFORNIA**

WHEREAS, an effective Rainy Day Fund, combined with strong fiscal management, is critical to protect the state from the ill effects of boom-and-bust budget cycles; and

WHEREAS, the state's existing Rainy Day Fund was established in 2004 but should be strengthened; and

WHEREAS, an existing proposed amendment to the Constitution to alter the state's Rainy Day Fund is currently scheduled to appear before the state's voters in November 2014 but does not allow the state to adequately address its debts and liabilities; and

WHEREAS, these extraordinary circumstances require the Legislature of the State of California to be convened in an extraordinary session:

NOW, THEREFORE, I, EDMUND G. BROWN JR., Governor of the State of California, in accordance with Section 3(b) of Article IV of the Constitution of the State of California, hereby convene the Legislature of the State of California to meet in extraordinary session in Sacramento, California, on the 24th day of April, 2014, at a time to be determined, for the following purpose:

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.
- e. Limit withdrawals to ensure the state does not overly rely on the fund at the start of a downturn.

I FURTHER DIRECT that as soon as hereafter possible, this Proclamation be filed in the Office of the Secretary of State and that widespread publicity and notice be given of this Proclamation.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this 16th day of April, 2014.

EDMUND G. BROWN JR.
Governor of California

ATTEST:
DEBRA BOWEN
Secretary of State



Receipt of Proclamation

I acknowledge receipt this 16th day of April, 2014 at 10:25 a.m., of a proclamation by the Governor, regarding the state's Rainy Day Fund, delivered to me personally by Jacque Roberts.

SUE PARKER

Assistant Chief Clerk of the Assembly

ELECTION OF SPEAKER

Assembly Member V. Manuel Pérez moved that the election of Assembly Member John A. Pérez by voice vote of the Members of the Assembly on December 3, 2012, to the Office of Speaker of the Assembly for the 2013–14 Regular Session, and the Oath of Office administered (Assembly Journal for the Regular Session, page 7), be substituted in the 2013–14 Second Extraordinary Session, and that the election of Assembly Member Toni Atkins by voice vote of the Members of the Assembly on March 17, 2014, to the Office of Speaker of the Assembly for the 2013–14 Regular Session* (Assembly Journal for the Regular Session, page 4100), be substituted in the 2013–14 Second Extraordinary Session.

Assembly Member Ting seconded the motion.

Motion carried.

*(NOTE: The Oath of Office for Speaker-elect Toni Atkins to the Office of Speaker of the Assembly will be administered in the 2013–14 Regular and Second Extraordinary Sessions on Monday, May 12, 2014.)

OATH OF OFFICE

The following oath of office administered to Speaker-elect John A. Pérez in the 2013–14 Regular Session, on Monday, December 3, 2012, by the Honorable Mary Lou Villar de Longoria, Judge, Los Angeles Superior Court, was substituted in the 2013–14 Second Extraordinary Session:

OATH

for the Office of Speaker of the Assembly

I, John A. Pérez, do solemnly swear that I will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies, foreign and domestic; that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of the State of California; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter.

ADOPTION OF STANDING RULES

Assembly Member V. Manuel Pérez moved that the Permanent Standing Rules of the Assembly for the 2013–14 Regular Session be adopted as the Permanent Standing Rules of the Assembly for the 2013–14 Second Extraordinary Session.

Assembly Member Ting seconded the motion.

Motion carried.

(NOTE: For the text of the Assembly Standing Rules for the 2013–14 Regular Session, see Assembly Daily Journal for the Regular Session for December 3, 2012, page 13; for roll call vote, see page 56.)

ELECTION OF OFFICERS OF THE ASSEMBLY

Assembly Member V. Manuel Pérez moved that the non-member officers of the Assembly elected in the 2013–14 Regular Session be deemed the non-member officers of the Assembly for the 2013–14 Second Extraordinary Session and that the Oaths of Office administered in the 2013–14 Regular Session be substituted in the 2013–14 Second Extraordinary Session: E. Dotson Wilson, Chief Clerk; Ronald E. Pane, Chief Sergeant-at-Arms; and Father Constantine C. Pappademos, Chaplain.

Assembly Member Ting seconded the motion.

Motion carried.

OATHS OF OFFICE

The following Oath of Office administered to Chief Clerk-elect E. Dotson Wilson, Chief Sergeant-at-Arms-elect Ronald E. Pane, and Chaplain-elect Father Constantine C. Pappademos, on Monday, December 3, 2012, by the Honorable Mary Lou Villar de Longoria, Judge, Los Angeles Superior Court, was substituted in the 2013–14 Second Extraordinary Session:

OATH

I do solemnly swear that I will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies, foreign and domestic; that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of the State of California; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter.

MOTION RELATIVE TO ORGANIZATION OF THE ASSEMBLY

Assembly Member V. Manuel Pérez moved that the provisions of House Resolution No. 3 in the 2013–14 Regular Session, relative to the payment of Members, officers, and attachés of the Assembly; and distribution of Weekly Histories be substituted in the 2013–14 Second Extraordinary Session.

Assembly Member Ting seconded the motion.

Motion carried.

(NOTE: For the text of House Resolution No. 3, see Assembly Daily Journal for the Regular Session for December 3, 2012, page 58.)

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

April 24, 2014

E. Dotson Wilson

*Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: Please be advised that I have appointed the following Democratic Leadership for the 2013–14 Second Extraordinary Session:

Speaker pro Tempore	Hon. Nora Campos
Assistant Speaker pro Tempore	Hon. Kevin Mullin
Majority Floor Leader	Hon. Toni Atkins
Assistant Majority Floor Leader	Hon. V. Manuel Pérez
Majority Whip	Hon. Chris Holden
Democratic Whip	Hon. Jimmy Gomez
Democratic Caucus Chair	Hon. Philip Ting

Sincerely,

JOHN A. PÉREZ
Speaker of the Assembly

April 24, 2014

E. Dotson Wilson

*Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: Please be advised that I have made the following committee appointments for the 2013–14 Second Extraordinary Session:

Budget

Assemblymember Nancy Skinner, Chair
Assemblymember Jeff Gorell, Vice Chair
Assemblymember Richard Bloom
Assemblymember Rocky Chávez
Assemblymember Tom Daly
Assemblymember Diane Harkey
Assemblymember Reginald Jones-Sawyer
Assemblymember Al Muratsuchi
Assemblymember Shirley Weber

Rules

Assemblymember Rich Gordon, Chair
 Assemblymember Scott Wilk, Vice Chair
 Assemblymember Cheryl Brown
 Assemblymember Rocky Chávez
 Assemblymember Matthew Dababneh
 Assemblymember Lorena Gonzalez
 Assemblymember Curt Hagman
 Assemblymember Adrin Nazarian
 Assemblymember Bill Quirk
 Assemblymember Sebastian Ridley-Thomas
 Assemblymember Marie Waldron
 Assemblymember Ken Cooley, Democratic Alternate
 Assemblymember Frank Bigelow, Republican Alternate
 Sincerely,

JOHN A. PÉREZ
 Speaker of the Assembly

April 24, 2014

E. Dotson Wilson

*Chief Clerk of the Assembly
 State Capitol, Room 3196
 Sacramento, California*

Dear Mr. Wilson: This letter is to notify you of the following Republican Leadership Team for the 2013–14 Second Extraordinary Session:

Assemblywoman Connie Conway	Republican Floor Leader
Assemblyman Curt Hagman	2nd Ranking Assistant Republican Floor Leader
Assemblyman Scott Wilk	Republican Caucus Chair

If you have any questions regarding this letter, please contact Deborah Gonzalez at 319-2026. It is an honor working with you in the California State Assembly.

Sincerely,

CONNIE CONWAY, Assembly Member
 Twenty-sixth District
 Assembly Republican Leader

RECESS

By unanimous consent, at 9:23 a.m., Speaker pro Tempore Campos declared the Assembly recessed to reconvene Regular Session.

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following resolution was introduced and read the first time:

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 1—John A. Pérez (Coauthor: Gatto). A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by directing the Secretary of State to withdraw from the consideration of the people of the State of California Assembly Constitutional Amendment No. 4 (Resolution Chapter 174 of the Statutes of 2010) and proposing to the people of the State of California an amendment to the Constitution of the State, by adding Section 12.5 to Article IV, and adding Sections 21 and 22 and repealing and adding Section 20, of Article XVI thereof, relating to state finance.

ADJOURNMENT

At 3 p.m., the Assembly adjourned to reconvene upon call of the Speaker.

JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

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