

Assembly Constitutional Amendment

No. 3

Introduced by Assembly Member Jeffries

December 6, 2010

Assembly Constitutional Amendment No. 3—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending, repealing, and adding Sections 3, 8, 10, 11, and 12 of Article IV thereof, relating to legislative sessions.

LEGISLATIVE COUNSEL'S DIGEST

ACA 3, as introduced, Jeffries. Revised biennial session.

(1) The California Constitution requires the Legislature to convene in regular biennial session at noon on the first Monday in December of each even-numbered year to consider legislation and the Budget Bill.

This measure would require the Legislature to convene in regular biennial session, but would require, commencing on December 3, 2012, that the sessions held in odd-numbered years be budget sessions, and sessions held in even-numbered years be general sessions. The measure would require the Legislature in the budget session to adopt Budget Bills for each of the 2 subsequent fiscal years. The measure would prohibit the Legislature, during a budget session, from considering legislation other than the Budget Bills and related revenue bills, except bills addressing a declared state of emergency or urgency statutes. Urgency statutes would require a $\frac{3}{4}$ vote of the membership in each house for passage during a budget session.

The measure would provide that at general sessions the Legislature may consider any legislation other than Budget Bills, except under specified conditions.

(2) The California Constitution requires that a budget be submitted by the Governor, and that the Legislature pass a Budget Act on or before June 15. Funds may be expended from the State Treasury for support of the state government only through an appropriation made by the Legislature.

This measure would require, in each odd-numbered calendar year, commencing in 2013, that the Governor submit to the Legislature 2 proposed budgets for the 2 subsequent fiscal years, respectively.

The measure would provide, commencing with the 2013–14 fiscal year, that if the Budget Act is not enacted by July 1, unspecified amounts be appropriated from the General Fund and other funds and sources to the Controller for allocation by the Director of Finance to pay the current expenses for critical services of the state government, excluding salaries and per diem of Members of the Legislature, not exceeding the amounts expended to fund those services for the preceding fiscal year.

(3) The California Constitution authorizes each house of the Legislature to 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.

This measure would require, during a budget session, that each standing policy committee of each house of the Legislature function as a budget subcommittee to make recommendations, to the standing committee of each house of the Legislature that considers the budget, proposed amendments to the pending Budget Bill, relative to the adoption or modification of Budget Bill matters within the subject area of the standing policy committee. The measure would, after each Budget Bill has been passed, require each standing policy committee to meet for purposes of oversight and review of programs within the subject area of the committee.

Vote: $\frac{2}{3}$. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

- 1 *Resolved by the Assembly, the Senate concurring,* That the
- 2 Legislature of the State of California at its 2011–12 Regular
- 3 Session commencing on the sixth day of December 2010,
- 4 two-thirds of the membership of each house concurring, hereby
- 5 proposes to the people of the State of California that the
- 6 Constitution of the State be amended as follows:
- 7 First—That Section 3 of Article IV thereof is amended to read:

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.

(c) This section does not apply to any legislative session commencing on or after December 3, 2012. This section shall remain in effect until December 3, 2012, and as of that date is repealed. Section 3 of Article IV, as added by the measure that added this subdivision, shall apply to legislative sessions commencing on or after December 3, 2012.

Second—That Section 3 is added to Article IV thereof, to read:

SEC. 3. (a) The Legislature shall convene in biennial regular session at noon on the first Monday in December of each even-numbered year and each house shall immediately organize. Each regular 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) Odd-numbered years of the biennial regular session, together with the immediately preceding December upon organization of each house, shall be known as budget sessions. In a budget session, the Legislature shall consider only budget bills for the succeeding two fiscal years, and revenue bills necessary therefor, except as follows:

(1) The Legislature may consider a bill to address an emergency declared by the Governor, subject to all of the following:

(A) A resolution is adopted, by rollcall vote entered in the journal, two-thirds of the membership of each house concurring, declaring that a state of emergency exists.

(B) Each bill referred to a committee, or taken up on the floor, shall be germane to the declared state of emergency.

(C) Each bill described in subparagraph (B) shall be passed by rollcall vote entered in the journal, two-thirds of the membership of each house concurring.

(D) As used in this paragraph, “emergency” means the existence, as declared by the Governor, of conditions of disaster or of extreme peril to the safety of persons and property within the State, or parts thereof, caused by such conditions as attack or probable or imminent attack by an enemy of the United States, fire, flood, drought, storm, civil disorder, earthquake, or volcanic eruption.

(2) The Legislature may consider a bill to enact an urgency statute that satisfies paragraphs (1) and (2) of subdivision (d) of Section 8.

(c) (1) Even-numbered years of the biennial regular session shall be known as general sessions, at which any legislation other than the budget bills may be considered.

(2) If the estimate of General Fund revenues upon which the budget bill enacted for a fiscal year was based is determined to exceed General Fund revenues for that fiscal year by more than 6 percent, or General Fund expenditures for the fiscal year are determined to exceed that estimate of General Fund revenues by more than 6 percent, the Legislature may meet in the general session to amend or augment the budget act for that fiscal year. A bill in the general session to amend or augment the budget act shall contain a finding that the bill satisfies the requirements of this paragraph.

(d) 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.

Third—That Section 8 of Article IV thereof is amended to read:

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~~ *three-fourths* of the membership concurring.

(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~~ *three* days in each house except that the house may dispense with this requirement by rollcall vote entered in the journal, ~~two-thirds~~ *two-thirds* of the membership concurring. No bill may be passed until the bill with amendments has been printed and distributed to the ~~members~~ *Members*. No bill may be passed

1 unless, by rollcall vote entered in the journal, a majority of the
2 membership of each house concurs.

3 (c) (1) Except as provided in paragraphs (2) and (3) ~~of this~~
4 ~~subdivision~~, a statute enacted at a regular session shall go into
5 effect on January 1 next following a 90-day period from the date
6 of enactment of the statute and a statute enacted at a special session
7 shall go into effect on the 91st day after adjournment of the special
8 session at which the bill was passed.

9 (2) A statute, ~~other than a statute establishing or changing~~
10 ~~boundaries of any legislative, congressional, or other election~~
11 ~~district~~, enacted by a bill passed by the Legislature on or before
12 the date the Legislature adjourns for a joint recess to reconvene in
13 the second calendar year of the biennium of the legislative session,
14 and in the possession of the Governor after that date, shall go into
15 effect on January 1 next following the enactment date of the statute
16 unless, before January 1, a copy of a referendum petition affecting
17 the statute is submitted to the Attorney General pursuant to
18 subdivision (d) of Section 10 of Article II, in which event the
19 statute shall go into effect on the 91st day after the enactment date
20 unless the petition has been presented to the Secretary of State
21 pursuant to subdivision (b) of Section 9 of Article II.

22 (3) Statutes calling elections, statutes providing for tax levies
23 or appropriations for the usual current expenses of the State, and
24 urgency statutes shall go into effect immediately upon their
25 enactment.

26 (d) Urgency statutes are those necessary for immediate
27 preservation of the public peace, health, or safety. A statement of
28 facts constituting the necessity shall be set forth in one section of
29 the bill. In each house the section and the bill shall be passed
30 separately, each by rollcall vote entered in the journal, ~~two-thirds~~
31 ~~two-thirds~~ of the membership concurring. An urgency statute may
32 not create or abolish any office or change the salary, term, or duties
33 of any office, or grant any franchise or special privilege, or create
34 any vested right or interest.

35 (e) *This section does not apply to any legislative session*
36 *commencing on or after December 3, 2012. This section shall*
37 *remain in effect until December 3, 2012, and as of that date is*
38 *repealed. Section 8 of Article IV, as added by the measure that*
39 *added this subdivision, shall apply to legislative sessions*
40 *commencing on or after December 3, 2012.*

Fourth—That Section 8 is added to Article IV thereof, to read:

SEC. 8. (a) At a general session no 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.

(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 three 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.

(c) (1) Except as provided in paragraph (2), 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) 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.

(d) (1) 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. An urgency statute may not create or abolish any office, change the salary, term, or duties of any office, grant any franchise or special privilege, or create any vested right or interest.

(2) In a budget session, each house shall pass separately the section and the bill, each by rollcall vote entered in the journal, three-fourths of the membership concurring.

(3) In a general session, each house shall pass separately the section and the bill, each by rollcall vote entered in the journal, two-thirds of the membership concurring.

Fifth—That Section 10 of Article IV thereof is amended to read:

SEC. 10. (a) Each bill passed by the Legislature shall be presented to the Governor. It becomes a statute if it is signed by

1 the Governor. The Governor may veto it by returning it with any
2 objections to the house of origin, which shall enter the objections
3 in the journal and proceed to reconsider it. If each house then
4 passes the bill by rollcall vote entered in the journal, two-thirds of
5 the membership concurring, it becomes a statute.

6 (b) (1) Any bill, other than a bill which would establish or
7 change boundaries of any legislative, congressional, or other
8 election district, passed by the Legislature on or before the date
9 the Legislature adjourns for a joint recess to reconvene in the
10 second calendar year of the biennium of the legislative session,
11 and in the possession of the Governor after that date, that is not
12 returned within 30 days after that date becomes a statute.

13 (2) Any bill passed by the Legislature before September 1 of
14 the second calendar year of the biennium of the legislative session
15 and in the possession of the Governor on or after September 1 that
16 is not returned on or before September 30 of that year becomes a
17 statute.

18 (3) Any other bill presented to the Governor that is not returned
19 within 12 days becomes a statute.

20 (4) If the Legislature by adjournment of a special session
21 prevents the return of a bill with the veto message, the bill becomes
22 a statute unless the Governor vetoes the bill within 12 days after
23 it is presented by depositing it and the veto message in the office
24 of the Secretary of State.

25 (5) If the 12th day of the period within which the Governor is
26 required to perform an act pursuant to paragraph (3) or (4) ~~of this~~
27 ~~subdivision~~ is a Saturday, Sunday, or holiday, the period is
28 extended to the next day that is not a Saturday, Sunday, or holiday.

29 (c) Any bill introduced during the first year of the biennium of
30 the legislative session that has not been passed by the house of
31 origin by January 31 of the second calendar year of the biennium
32 may no longer be acted on by the house. No bill may be passed
33 by either house on or after September 1 of an even-numbered year
34 except statutes calling elections, statutes providing for tax levies
35 or appropriations for the usual current expenses of the State, and
36 urgency statutes, and bills passed after being vetoed by the
37 Governor.

38 (d) The Legislature may not present any bill to the Governor
39 after November 15 of the second calendar year of the biennium of
40 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, 2005–06, 2006–07, 2007–08, 2008–09, 2009–10, 2010–11, 2011–12, or 2012–13 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.

(g) (1) This section does not apply to any legislative session commencing on or after December 3, 2012. This section shall no longer be operative as of December 3, 2012, and as of July 1, 2013, is repealed. Section 10 of Article IV, as added by the measure that added this subdivision, shall apply to legislative sessions commencing on or after December 3, 2012.

(2) Notwithstanding paragraph (1), subdivision (f) shall remain in effect until July 1, 2013.

Sixth—That Section 10 is added to Article IV thereof, to read:

1 SEC. 10. (a) Each bill passed by the Legislature shall be
2 presented to the Governor. It becomes a statute if it is signed by
3 the Governor. The Governor may veto it by returning it with any
4 objections to the house of origin, which shall enter the objections
5 in the journal and proceed to reconsider it. If each house then
6 passes the bill by rollcall vote entered in the journal, two-thirds of
7 the membership concurring, it becomes a statute.

8 (b) (1) Any bill passed by the Legislature in a budget session
9 or general session before September 1 and in the possession of the
10 Governor on or after September 1 that is not returned on or before
11 September 30 of that year becomes a statute.

12 (2) Any other bill presented to the Governor that is not returned
13 within 12 days becomes a statute.

14 (3) If the Legislature by adjournment of a special session
15 prevents the return of a bill with the veto message, the bill becomes
16 a statute unless the Governor vetoes the bill within 12 days after
17 it is presented by depositing it and the veto message in the office
18 of the Secretary of State.

19 (4) If the 12th day of the period within which the Governor is
20 required to perform an act pursuant to paragraph (2) or (3) is a
21 Saturday, Sunday, or holiday, the period is extended to the next
22 day that is not a Saturday, Sunday, or holiday.

23 (c) No bill may be passed by either house on or after September
24 1 of a general session except statutes calling elections, statutes
25 providing for tax levies or appropriations for the usual current
26 expenses of the State, and urgency statutes, and bills passed after
27 being vetoed by the Governor.

28 (d) The Legislature shall not present to the Governor any bill
29 passed in a budget session or general session after November 15.

30 (e) The Governor may reduce or eliminate one or more items
31 of appropriation while approving other portions of a bill. The
32 Governor shall append to the bill a statement of the items reduced
33 or eliminated with the reasons for the action. The Governor shall
34 transmit to the house originating the bill a copy of the statement
35 and reasons. Items reduced or eliminated shall be separately
36 reconsidered and may be passed over the Governor's veto in the
37 same manner as bills.

38 (f) (1) If, following the enactment of a budget bill for 2013–14
39 fiscal year or any subsequent fiscal year, the Governor determines
40 that, for that fiscal year, General Fund revenues will decline

1 substantially below the estimate of General Fund revenues upon
2 which the budget bill for that fiscal year, as enacted, was based,
3 or General Fund expenditures will increase substantially above
4 that estimate of General Fund revenues, or both, the Governor may
5 issue a proclamation declaring a fiscal emergency and shall
6 thereupon cause the Legislature to assemble in special session for
7 this purpose. The proclamation shall identify the nature of the
8 fiscal emergency and shall be submitted by the Governor to the
9 Legislature, accompanied by proposed legislation to address the
10 fiscal emergency.

11 (2) If the Legislature fails to pass and send to the Governor a
12 bill or bills to address the fiscal emergency by the 45th day
13 following the issuance of the proclamation, the Legislature may
14 not act on any other bill, nor may the Legislature adjourn for a
15 joint recess, until that bill or those bills have been passed and sent
16 to the Governor.

17 (3) A bill addressing the fiscal emergency declared pursuant to
18 this subdivision shall contain a statement to that effect.

19 Seventh—That Section 11 of Article IV thereof is amended to
20 read:

21 SEC. 11. (a) The Legislature or either house may by resolution
22 provide for the selection of committees necessary for the conduct
23 of its business, including committees to ascertain facts and make
24 recommendations to the Legislature on a subject within the scope
25 of legislative control.

26 (b) *This section does not apply to any legislative session*
27 *commencing on or after December 3, 2012. This section shall*
28 *remain in effect until December 3, 2012, and as of that date is*
29 *repealed. Section 11 of Article IV, as added by the measure that*
30 *added this subdivision, shall apply to legislative sessions*
31 *commencing on or after December 3, 2012.*

32 Eighth—That Section 11 is added to Article IV thereof, to read:

33 SEC. 11. (a) The Legislature or either house may by resolution
34 provide for the selection of committees necessary for the conduct
35 of its business, including committees to ascertain facts and make
36 recommendations to the Legislature on a subject within the scope
37 of legislative control.

38 (b) During a budget session, all of the following shall apply:

39 (1) Each standing policy committee of each house shall function
40 as a budget subcommittee to consider and recommend, to the

1 standing committee of each house that considers the budget,
2 proposed amendments to the pending budget bills, relative to the
3 adoption or modification of items or other provisions of those
4 budget bills within the subject area of the standing policy
5 committee.

6 (2) The standing committee of each house that considers the
7 budget shall, by majority vote of the membership of the committee,
8 adopt proposed amendments to each budget bill and report each
9 budget bill out of committee.

10 (3) After each budget bill is enacted, each standing policy
11 committee of each house shall meet for purposes of oversight and
12 review of programs within the subject area of the committee.

13 Ninth—That Section 12 of Article IV thereof is amended to
14 read:

15 SEC. 12. (a) Within the first 10 days of each calendar year,
16 the Governor shall submit to the Legislature, with an explanatory
17 message, a budget for the ensuing fiscal year containing itemized
18 statements for recommended state expenditures and estimated state
19 revenues. If recommended expenditures exceed estimated revenues,
20 the Governor shall recommend the sources from which the
21 additional revenues should be provided.

22 (b) The Governor and the Governor-elect may require a state
23 agency, officer, or employee to furnish whatever information is
24 deemed necessary to prepare the budget.

25 (c) (1) The budget shall be accompanied by a budget bill
26 itemizing recommended expenditures.

27 (2) The budget bill shall be introduced immediately in each
28 house by the persons chairing the committees that consider the
29 budget.

30 (3) The Legislature shall pass the budget bill by midnight on
31 June 15 of each year.

32 (4) Until the budget bill has been enacted, the Legislature shall
33 not send to the Governor for consideration any bill appropriating
34 funds for expenditure during the fiscal year for which the budget
35 bill is to be enacted, except emergency bills recommended by the
36 Governor or appropriations for the salaries and expenses of the
37 Legislature.

38 (d) No bill except the budget bill may contain more than one
39 item of appropriation, and that for one certain, expressed purpose.
40 Appropriations from the General Fund of the State, except

1 appropriations for the public schools; and appropriations in the
2 budget bill and in other bills providing for appropriations related
3 to the budget bill, are void unless passed in each house by rollcall
4 vote entered in the journal, two-thirds of the membership
5 concurring.

6 (e) (1) Notwithstanding any other provision of law or of this
7 Constitution, the budget bill and other bills providing for
8 appropriations related to the budget bill may be passed in each
9 house by rollcall vote entered in the journal, a majority of the
10 membership concurring, to take effect immediately upon being
11 signed by the Governor or upon a date specified in the legislation.
12 Nothing in this subdivision shall affect the vote requirement for
13 appropriations for the public schools contained in subdivision (d)
14 of this section and in subdivision (b) of Section 8 of this article.

15 (2) For purposes of this section, “other bills providing for
16 appropriations related to the budget bill” shall consist only of bills
17 identified as related to the budget in the budget bill passed by the
18 Legislature.

19 (f) The Legislature may control the submission, approval, and
20 enforcement of budgets and the filing of claims for all state
21 agencies.

22 (g) For the 2004–05, 2005–06, 2006–07, 2007–08, 2008–09,
23 2009–10, 2010–11, 2011–12, and 2012–13 fiscal-year years, ~~or~~
24 ~~any subsequent fiscal year~~, the Legislature may not send to the
25 Governor for consideration, nor may the Governor sign into law,
26 a budget bill that would appropriate from the General Fund, for
27 that fiscal year, a total amount that, when combined with all
28 appropriations from the General Fund for that fiscal year made as
29 of the date of the budget bill’s passage, and the amount of any
30 General Fund moneys transferred to the Budget Stabilization
31 Account for that fiscal year pursuant to Section 20 of Article XVI,
32 exceeds General Fund revenues for that fiscal year estimated as
33 of the date of the budget bill’s passage. That estimate of General
34 Fund revenues shall be set forth in the budget bill passed by the
35 Legislature.

36 (h) Notwithstanding any other provision of law or of this
37 Constitution, including subdivision (c) of this section, Section 4
38 of this article, and Sections 4 and 8 of Article III, in any year in
39 which the budget bill is not passed by the Legislature by midnight
40 on June 15, there shall be no appropriation from the current budget

1 or future budget to pay any salary or reimbursement for travel or
2 living expenses for Members of the Legislature during any regular
3 or special session for the period from midnight on June 15 until
4 the day that the budget bill is presented to the Governor. No salary
5 or reimbursement for travel or living expenses forfeited pursuant
6 to this subdivision shall be paid retroactively.

7 *(i) This section does not apply to the budget or budget bill for*
8 *any fiscal period commencing on or after July 1, 2013. This section*
9 *shall remain in effect until July 1, 2013, and as of that date is*
10 *repealed. Section 12 of Article IV, as added by the measure that*
11 *added this subdivision, shall apply to the budget and budget bill*
12 *for fiscal periods commencing on or after July 1, 2013.*

13 Tenth—That Section 12 is added to Article IV thereof, to read:

14 SEC. 12. (a) (1) Within the first 10 days of each
15 odd-numbered calendar year, the Governor shall submit to the
16 Legislature, with an explanatory message, a separate budget for
17 each of the two subsequent fiscal years thereafter commencing on
18 July 1, containing itemized statements for recommended state
19 expenditures and estimated state revenues. If recommended
20 expenditures exceed estimated revenues, the Governor shall
21 recommend the sources from which the additional revenues should
22 be provided.

23 (b) The Governor and the Governor-elect may require a state
24 agency, officer, or employee to furnish any information that is
25 deemed necessary to prepare each budget.

26 (c) (1) Each budget shall be accompanied by a budget bill
27 itemizing recommended expenditures for the applicable fiscal year.

28 (2) The budget bills shall be introduced immediately in each
29 house by the persons chairing the committees that consider the
30 budget.

31 (3) The Legislature shall pass the budget bills by midnight on
32 June 15 of the odd-numbered calendar year.

33 (4) Until the budget bills are enacted, the Legislature shall not
34 send to the Governor for consideration any bill appropriating funds
35 for expenditure during either of the two subsequent fiscal years
36 for which the budget bills are to be enacted, except emergency
37 bills recommended by the Governor or appropriations for the
38 salaries and expenses of the Legislature.

39 (d) No bill except a budget bill may contain more than one item
40 of appropriation, and that for one certain, expressed purpose.

1 Appropriations from the General Fund of the State, except
2 appropriations for the public schools and appropriations in the
3 budget bill and in other bills providing for appropriations related
4 to the budget bill, are void unless passed in each house by rollcall
5 vote entered in the journal, two-thirds of the membership
6 concurring.

7 (e) (1) Notwithstanding any other provision of law or of this
8 Constitution, the budget bill and other bills providing for
9 appropriations related to the budget bill may be passed in each
10 house by rollcall vote entered in the journal, a majority of the
11 membership concurring, to take effect immediately upon being
12 signed by the Governor or upon a date specified in the legislation.
13 Nothing in this subdivision shall affect the vote requirement for
14 appropriations for the public schools contained in subdivision (d)
15 of this section and in subdivision (b) of Section 8 of this article.

16 (2) For purposes of this section, “other bills providing for
17 appropriations related to the budget bill” shall consist only of bills
18 identified as related to the budget in the budget bill passed by the
19 Legislature.

20 (f) The Legislature may control the submission, approval, and
21 enforcement of budgets and the filing of claims for all state
22 agencies.

23 (g) For the fiscal year beginning July 1, 2013, and every July 1
24 thereafter, the Legislature shall not send to the Governor for
25 consideration, nor may the Governor sign into law, a budget bill
26 that would appropriate from the General Fund, for that fiscal year,
27 a total amount that, when combined with all appropriations from
28 the General Fund for that fiscal year made as of the date of the
29 budget bill’s passage and with the amount of any General Fund
30 moneys transferred to the Budget Stabilization Account for that
31 fiscal year pursuant to Section 20 of Article XVI, exceeds General
32 Fund revenues for that fiscal year estimated as of the date of the
33 budget bill’s passage. That estimate of General Fund revenues
34 shall be set forth in the budget bill passed by the Legislature.

35 (h) Notwithstanding any other provision of law or of this
36 Constitution, including subdivision (c) of this section, Section 4
37 of this article, and Sections 4 and 8 of Article III, in any
38 odd-numbered calendar year in which the budget bills are not
39 passed by the Legislature by midnight on June 15, there shall be
40 no appropriation from the current budget or future budget to pay

1 any salary or reimbursement for travel or living expenses for
2 Members of the Legislature during any regular or special session
3 for the period from midnight on June 15 until the day that the
4 budget bills are presented to the Governor. No salary or
5 reimbursement for travel or living expenses forfeited pursuant to
6 this subdivision shall be paid retroactively.

7 (i) For any fiscal year commencing on or after July 1, 2013, for
8 which the budget bill has not been enacted as of July 1 of that
9 fiscal year, for the period from July 1 until the date of enactment
10 of the budget bill for that fiscal year, inclusive, funds are hereby
11 appropriated to the Controller from the funds and sources set forth
12 described in paragraph (2), and are available for allocation by the
13 Director of Finance for the exclusive purpose of the payment of
14 current expenses for critical services of the government of the State
15 of California, excluding salaries and per diem of Members of the
16 Legislature, not to exceed the amounts expended to fund those
17 services for the immediately preceding fiscal year

18 (2) The Director of Finance shall allocate the funds appropriated
19 in paragraph (1) from the General Fund and, as applicable, special
20 funds, bond funds, federal funds, and reimbursements.