

Introduced by Senator Steinberg

January 3, 2013

Senate Concurrent Resolution No. 5—Relative to the adoption of the Joint Rules of the Senate and Assembly for the 2013–14 Regular Session.

LEGISLATIVE COUNSEL’S DIGEST

SCR 5, as introduced, Steinberg. Joint Rules.

This measure adopts the Joint Rules of the Senate and Assembly for the 2013–14 Regular Session.

Fiscal committee: no.

1 *Resolved by the Senate of the State of California, the Assembly*  
2 *thereof concurring, That the following rules be adopted as the*  
3 *Joint Rules of the Senate and Assembly for the 2013–14 Regular*  
4 *Session:*

5  
6  
7 JOINT RULES OF THE SENATE AND ASSEMBLY

8  
9  
10 Standing Committees

11  
12  
13 1. Each house shall appoint standing committees as the business  
14 of the house may require, the committees, the number of members,  
15 and the manner of selection to be determined by the rules of each  
16 house.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36  
37  
38  
39  
40

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 chairpersons 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.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36  
37  
38  
39  
40

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

1 sense of any particular section, to the end that future amendments  
2 may be made without the necessity of setting forth and repeating  
3 sections of unnecessary length.

4  
5

6 Digest of Bills Introduced

7  
8

9 8.5. A bill may not be introduced unless it is contained in a  
10 cover attached by the Legislative Counsel and it is accompanied  
11 by a digest, prepared and attached to the bill by the Legislative  
12 Counsel, showing the changes in the existing law that are proposed  
13 by the bill. A bill may not be printed where the body of the bill or  
14 the Legislative Counsel’s Digest has been altered, unless the  
15 alteration has been approved by the Legislative Counsel. If any  
16 bill is presented to the Secretary of the Senate or Chief Clerk of  
17 the Assembly for introduction that does not comply with the  
18 foregoing requirements of this rule, the Secretary or Chief Clerk  
19 shall return it to the Member who presented it. The digest shall be  
20 printed on the bill as introduced, commencing on the first page  
21 thereof.

22  
23

24 Digest of Bills Amended

25  
26

27 8.6. Whenever a bill is amended in either house, the Secretary  
28 of the Senate or the Chief Clerk of the Assembly, as the case may  
29 be, shall request the Legislative Counsel to prepare an amended  
30 digest and cause it to be printed on the first page of the bill as  
31 amended. The digest shall be amended to show changes in the  
32 existing law that are proposed by the bill as amended, with any  
33 material changes in the digest indicated by the use of appropriate  
34 type.

35  
36

37 Errors in Digest

38  
39

1 8.7. If a material error in a printed digest referred to in Rule  
2 8.5 or 8.6 is brought to the attention of the Legislative Counsel,  
3 he or she shall prepare a corrected digest that shows the changes  
4 made in the digest as provided in Rule 10 for amendments to bills.  
5 He or she shall deliver the corrected digest to the Secretary of the  
6 Senate or the Chief Clerk of the Assembly, as the case may be. If  
7 the correction so warrants in the opinion of the President pro  
8 Tempore of the Senate or the Speaker of the Assembly, a corrected  
9 print of the bill as introduced shall be ordered with the corrected  
10 digest printed thereon.

11

12

13 Bills Amending Title 9 of the Government Code

14

15

16 8.8. A Member who is the first-named author of a bill that  
17 would amend, add, or repeal any provision of Title 9 (commencing  
18 with Section 81000) of the Government Code, upon introduction  
19 or amendment of the bill in either house, shall notify the Chief  
20 Clerk of the Assembly or the Secretary of the Senate, as the case  
21 may be, of the nature of the bill. Thereafter, the Chief Clerk of the  
22 Assembly or the Secretary of the Senate shall deliver a copy of  
23 the bill as introduced or amended to the Fair Political Practices  
24 Commission pursuant to Section 81012 of the Government Code.

25

26

27 Bills Amending the California Stem Cell Research and Cures  
28 Act

29

30

31 8.9. A Member who is the first-named author of a bill that  
32 would amend, add, or repeal any statutory provision of the  
33 California Stem Cell Research and Cures Act, other than the bond  
34 provisions thereof, upon introduction or amendment of the bill in  
35 either house, shall notify the Chief Clerk of the Assembly or the  
36 Secretary of the Senate, as the case may be, of the nature of the  
37 bill. At least 14 days prior to passage in the Assembly or Senate,  
38 respectively, the Chief Clerk of the Assembly or the Secretary of  
39 the Senate shall make copies of the bill as introduced or amended  
40 available in the Bill Room for access by the public and news media.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36  
37  
38  
39  
40

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.

Rereferral to Fiscal and Rules Committees

10.5. A bill shall be rereferred to the fiscal committee of each house when it would do any of the following:

- 1 (1) Appropriate money.
- 2 (2) Result in a substantial expenditure of state money.
- 3 (3) Result in a substantial loss of revenue to the state.
- 4 (4) Result in substantial reduction of expenditures of state money
- 5 by reducing, transferring, or eliminating any existing
- 6 responsibilities of any state agency, program, or function.

7 Concurrent and joint resolutions shall be rereferred to the fiscal  
 8 committee of each house when they contemplate any action that  
 9 would involve any of the following:

- 10 (1) Any substantial expenditure of state money.
- 11 (2) Any substantial loss of revenue to the state.

12 The above requirements do not apply to bills or concurrent  
 13 resolutions that contemplate the expenditure or allocation of  
 14 operating funds.

15 A bill that assigns, requests, or requires a study, or is amended  
 16 to assign, request, or require a study, shall be referred to the  
 17 respective Committees on Rules.

18 This rule may be suspended in either house as to any particular  
 19 bill by approval of the Committee on Rules of the house and  
 20 two-thirds vote of the membership of the house.

21  
 22  
 23 Short Title

24  
 25  
 26 10.6. A bill may not add a short title that names a current or  
 27 former Member of the Legislature.

28  
 29  
 30 Heading of Bills

31  
 32  
 33 10.7. A bill or resolution may be authored only by a Member  
 34 or committee of the house of origin. Members or committees that  
 35 are not of the house of origin may be “principal coauthors” or  
 36 “coauthors.” A bill may not indicate in its heading or elsewhere  
 37 that it was introduced at the request of a state agency or officer or  
 38 any other person. A bill may not contain the words “By request”  
 39 or words of similar import.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36  
37  
38  
39

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

1 line of the amended bill identifying which previously printed  
2 version of the bill contains the complete text of the omitted matter.

3

4

5

### Manner of Printing Bills

6

7

8 12. The State Printer shall observe the directions of the Joint  
9 Rules Committee in printing all bills, constitutional amendments,  
10 and concurrent and joint resolutions.

11

12

13

### Distribution of Legislative Publications

14

15

16 13. The Secretary of the Senate and the Chief Clerk of the  
17 Assembly shall order a sufficient number of bills and legislative  
18 publications as may be necessary for legislative requirements.

19 A complete list of bills may not be delivered except upon  
20 payment therefor of the amount fixed by the Joint Rules Committee  
21 for any regular or extraordinary session. No more than one copy  
22 of any bill or other legislative publication, nor more than a total  
23 of 100 bills or other legislative publications during a session, may  
24 be distributed free to any person, office, or organization. The  
25 limitations imposed by this paragraph do not apply to Members  
26 of the Legislature, the Secretary of the Senate, or the Chief Clerk  
27 of the Assembly for the proper functioning of their respective  
28 houses; the Legislative Counsel Bureau; the Attorney General's  
29 office; the Secretary of State's office; the Controller's office; the  
30 State Treasurer's office; the Insurance Commissioner's office; the  
31 Superintendent of Public Instruction; the State Board of  
32 Equalization; the Governor's office; the Lieutenant Governor's  
33 office; the Clerk of the Supreme Court; the clerk of the court of  
34 appeal for each district; the Judicial Council; the California Law  
35 Revision Commission; the State Library; the Library of Congress;  
36 the libraries of the University of California at Berkeley and at Los  
37 Angeles; or accredited members of the press. The State Printer  
38 shall fix the cost of the bills and publications, including postage,  
39 and moneys as may be received by him or her shall, after deducting  
40 the cost of handling and mailing, be remitted on the first day of

1 each month, one-half each to the Secretary of the Senate and the  
 2 Chief Clerk of the Assembly for credit to legislative printing.  
 3 Legislative publications heretofore distributed through the Bureau  
 4 of Documents shall be distributed through the Bill Room. Unless  
 5 otherwise provided for, the total number of each bill to be printed  
 6 may not exceed 2,500.

7  
 8  
 9 Legislative Index

10  
 11  
 12 13.1. The Legislative Counsel shall provide for the periodic  
 13 publication of a cumulative Legislative Index, which shall include  
 14 tables of sections affected by pending legislation. The State Printer  
 15 shall print the Legislative Index in the quantities, and at the times,  
 16 determined by the Secretary of the Senate and the Chief Clerk of  
 17 the Assembly. The costs of that printing shall be paid from the  
 18 legislative printing appropriation.

19  
 20  
 21 Summary Digest

22  
 23  
 24 13.3. The Legislative Counsel shall compile and prepare for  
 25 publication a summary digest of legislation passed at each regular  
 26 and extraordinary session, which digest shall be prepared in a form  
 27 suitable for inclusion in the publication of statutes. The digest shall  
 28 be printed as a separate legislative publication on the order of the  
 29 Joint Rules Committee, and may be made available to the public  
 30 in the quantities, and at the prices, determined by the Joint Rules  
 31 Committee.

32  
 33  
 34 Statutory Record

35  
 36  
 37 13.5. The Legislative Counsel shall prepare for publication  
 38 from time to time a cumulative statutory record. The statutory  
 39 record shall be printed as a legislative publication on the order of  
 40 the Secretary of the Senate or the Chief Clerk of the Assembly.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36  
37  
38  
39  
40

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.

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.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36  
37  
38  
39  
40

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 published a Daily History or summary 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.

1  
2 RECORD OF BILLS  
3  
4

5 Secretary and Chief Clerk to Keep Records  
6  
7

8 19. The Secretary of the Senate and the Chief Clerk of the  
9 Assembly shall keep a complete and accurate record of every action  
10 taken by the Senate and Assembly on every bill.  
11

12  
13 Secretary and Chief Clerk Shall Endorse Bills  
14  
15

16 20. The Secretary of the Senate and the Chief Clerk of the  
17 Assembly shall endorse on every original or engrossed bill a  
18 statement of any action taken by the Senate or Assembly  
19 concerning the bill.  
20

21  
22 ACTION IN ONE HOUSE ON BILL TRANSMITTED FROM  
23 THE OTHER  
24  
25

26 After a Bill Has Been Passed by the Senate or Assembly  
27  
28

29 21. When a bill has been passed by either house it shall be  
30 transmitted promptly to the other, unless a motion to reconsider  
31 or a notice of motion to reconsider has been made or it is held  
32 pursuant to some rule or order of the house.

33 The procedure of referring bills to committees shall be  
34 determined by the respective houses.  
35

36  
37 Messages to Be in Writing Under Proper Signatures  
38  
39

1 22. Notice of the action of either house to the other shall be in  
2 writing and under the signature of the Secretary of the Senate or  
3 the Chief Clerk of the Assembly, as the case may be. A receipt  
4 shall be taken from the officer to whom the message is delivered.

5  
6  
7 Consent Calendar: Uncontested Bills  
8  
9

10 22.1. Each standing committee may report an uncontested bill  
11 out of committee with the recommendation that it be placed on  
12 the Consent Calendar. The Secretary of the Senate and the Chief  
13 Clerk of the Assembly shall provide to each committee chairperson  
14 appropriate forms for that report. As used in this rule, “uncontested  
15 bill” means a bill that (a) receives a do-pass or do-pass-as-amended  
16 recommendation from the committee to which it is referred, by  
17 unanimous vote of the members present provided a quorum is  
18 present, (b) has no opposition expressed by any person present at  
19 the committee meeting with respect to the final version of the bill  
20 as approved by the committee, and (c) prior to final action by the  
21 committee, has been requested by the author to be placed on the  
22 Consent Calendar.

23  
24  
25 Consent Calendar  
26  
27

28 22.2. Following its second reading and the adoption of any  
29 committee amendments thereto, any bill certified by the committee  
30 chairperson as an uncontested bill shall be placed by the Secretary  
31 of the Senate or the Chief Clerk of the Assembly on the Consent  
32 Calendar, and shall be known as a “Consent Calendar bill.” Any  
33 Consent Calendar bill that is amended from the floor shall cease  
34 to be a Consent Calendar bill and shall be returned to the Third  
35 Reading File. Upon objection of any Member to the placement or  
36 retention of any bill on the Consent Calendar, the bill shall cease  
37 to be a Consent Calendar bill and shall be returned to the Third  
38 Reading File. No Consent Calendar bill may be considered for  
39 adoption until the second legislative day following the day of its  
40 placement on the Consent Calendar.

1  
2  
3 Consideration of Bills on Consent Calendar  
4  
5

6 22.3. A bill on the Consent Calendar is not debatable, except  
7 that the President of the Senate or the Speaker of the Assembly  
8 shall allow a reasonable time for questions from the floor and shall  
9 permit a proponent of the bill to answer the questions. Immediately  
10 prior to voting on the first bill on the Consent Calendar, the  
11 President of the Senate or the Speaker of the Assembly shall call  
12 to the attention of the Members the fact that the next rollcall will  
13 be the rollcall on the first bill on the Consent Calendar.

14 The Consent Calendar shall be considered as the last order of  
15 business on the Daily File.  
16

17  
18 PASSAGE AND ENROLLING OF BILL  
19

20  
21 Procedure on Defeat of More Than Majority Bill  
22

23  
24 23.5. Whenever a bill containing a section or sections requiring  
25 for passage an affirmative recorded vote of more than 21 votes in  
26 the Senate and more than 41 votes in the Assembly is being  
27 considered for passage, and the urgency clause, if the bill is an  
28 urgency bill, or the bill, in any case, fails to receive the necessary  
29 votes to make all sections effective, further action may not be taken  
30 on the bill, except that an amendment to remove all sections  
31 requiring the higher vote for passage from the bill shall be in order  
32 prior to consideration of further business. If the amendment is  
33 adopted, the bill shall be reprinted to reflect the amendment. When  
34 the bill is reprinted, it shall be returned to the same place on the  
35 file that it occupied when it failed to receive the necessary votes.  
36

37  
38 Enrollment of Bill After Passage  
39  
40

1 24. After a bill has passed both houses it shall be printed in  
 2 enrolled form, omitting symbols indicating amendments, and shall  
 3 be compared by the Engrossing and Enrolling Clerk and the proper  
 4 committee of the house where it originated to determine that it is  
 5 in the form approved by the houses. The enrolled bill shall  
 6 thereupon be signed by the Secretary of the Senate and Chief Clerk  
 7 of the Assembly and, except as otherwise provided by these rules,  
 8 presented without delay to the Governor. The committee shall  
 9 report the time of presentation of the bill to the Governor to the  
 10 house and the record shall be entered in the Daily Journal. After  
 11 enrollment and signature by the officers of the Legislature,  
 12 constitutional amendments, and concurrent and joint resolutions,  
 13 shall be filed without delay in the office of the Secretary of State  
 14 and the time of filing shall be reported to the house and the record  
 15 entered in the Daily Journal.

16

17

18 AMENDMENTS AND CONFERENCES

19

20

21 Amendments to Amended Bills Must Be Attached

22

23

24 25. Whenever a bill or resolution that has been passed in one  
 25 house is amended in the other, it shall immediately be reprinted  
 26 as amended by the house making the amendment or amendments.  
 27 One copy of the amendment or amendments shall be attached to  
 28 the bill or resolution so amended, and endorsed “adopted”; the  
 29 amendment or amendments, if concurred in by the house in which  
 30 the bill or resolution originated, shall be endorsed “concurred in”;  
 31 and the endorsement shall be signed by the Secretary or Assistant  
 32 Secretary of the Senate, or the Chief Clerk or Assistant Clerk of  
 33 the Assembly, as the case may be. However, an amendment to the  
 34 title of a bill adopted after the passage of the bill does not  
 35 necessitate reprinting, but the amendment must be concurred in  
 36 by the house in which the bill originated.

37

38

39 Amendments to Concurrent and Joint Resolutions

40

1  
2 25.5. When a concurrent or joint resolution is amended, and  
3 the only effect of the amendments is to add coauthors, the joint or  
4 concurrent resolution may not be reprinted unless specifically  
5 requested by one of the added coauthors, but a list of the coauthors  
6 shall appear in the Daily Journal and History.  
7

8  
9 To Concur or Refuse to Concur in Amendments  
10

11  
12 26. If the Senate amends and passes an Assembly bill, or the  
13 Assembly amends and passes a Senate bill, the Senate (if it is a  
14 Senate bill) or the Assembly (if it is an Assembly bill) must either  
15 “concur” or “refuse to concur” in the amendments. If the Senate  
16 concurs (if it is a Senate bill), or the Assembly concurs (if it is an  
17 Assembly bill), the Secretary of the Senate or Chief Clerk of the  
18 Assembly shall so notify the house making the amendments, and  
19 the bill shall be ordered to enrollment.  
20

21  
22 Reference to Committee  
23  
24

25 26.5. Pursuant to Rule 26, whenever a bill is returned to its  
26 house of origin for a vote on concurrence in an amendment made  
27 in the other house, the Legislative Counsel shall promptly prepare  
28 and transmit to the Chief Clerk of the Assembly and the Speaker  
29 of the Assembly in the case of an Assembly bill, or to the Secretary  
30 of the Senate and Chair of the Senate Committee on Rules in the  
31 case of a Senate bill, a brief digest summarizing the effect of the  
32 amendment made in the other house. The Secretary or Chief Clerk  
33 shall, upon receipt from the Legislative Counsel, cause the digest  
34 to be printed in the Daily File immediately following any reference  
35 to the bill covered by the digest. A motion to concur or refuse to  
36 concur in the amendment is not in order until the Legislative  
37 Counsel’s Digest has appeared in the Daily File or an analysis of  
38 the bill has been prepared and distributed pursuant to Senate Rule  
39 29.8 or Assembly Rule 77.

1 If the digest discloses that the amendment of the other house has  
2 made a substantial substantive change in the bill as first passed by  
3 the house of origin, the bill, if it is a Senate bill, shall, on motion  
4 of the Chair of the Senate Committee on Rules, be referred to the  
5 Senate Committee on Rules for reference to an appropriate standing  
6 committee. If the bill is an Assembly bill it shall be referred by  
7 the Speaker to the appropriate committee.

8 Upon receipt of the bill, the committee may, by a vote of a  
9 majority of its membership, recommend concurrence or  
10 nonconcurrence in the amendment or hold the bill in committee.  
11 The committee shall be subject to all the requirements for  
12 procedure provided under Rule 62 for committees, other than  
13 committees of first referral, and shall be subject to other  
14 requirements for normal committee procedure as the Assembly or  
15 Senate may separately provide in the standing rules of their  
16 respective houses.

17 Any of the provisions of this rule may be dispensed with regard  
18 to a particular bill in its house of origin upon an affirmative vote  
19 of a majority of the Members of that house.

20

21

#### 22 Concurring in Amendments Adding Urgency Section

23

24

25 27. When a bill that has been passed in one house is amended  
26 in the other by the addition of a section providing that the act shall  
27 take effect immediately as an urgency statute, and is returned to  
28 the house in which it originated for concurrence in the amendment  
29 or amendments thereto, the procedure and vote thereon shall be  
30 as follows:

31 The presiding officer shall first direct that the urgency section  
32 be read and put to a vote. If two-thirds of the membership of the  
33 house vote in the affirmative, the presiding officer shall then direct  
34 that the question of whether the house shall concur in the  
35 amendment or amendments shall be put to a vote. If two-thirds of  
36 the membership of the house vote in the affirmative, concurrence  
37 in the amendments shall be effective.

38 If the affirmative vote on either of the questions is less than  
39 two-thirds of the membership of the house, the effect is a refusal

1 to concur in the amendment or amendments, and the procedure  
2 thereupon shall be as provided in Rule 28.

3  
4  
5 When Senate or Assembly Refuses to Concur  
6  
7

8 28. If the Senate (if it is a Senate bill) or the Assembly (if it is  
9 an Assembly bill) refuses to concur in amendments to the bill made  
10 by the other house, and the other house has been notified of the  
11 refusal to concur, a conference committee shall be appointed for  
12 each house in the manner prescribed by these rules. The Senate  
13 Committee on Rules, on behalf of the Senate, and the Speaker of  
14 the Assembly, on behalf of the Assembly, shall each appoint a  
15 committee of three on conference, and the Secretary of the Senate  
16 or the Chief Clerk of the Assembly shall immediately notify the  
17 other house of the action taken.  
18

19  
20 Committee on Conference  
21  
22

23 28.1. (a) The Senate Committee on Rules and the Speaker of  
24 the Assembly, in appointing a committee on conference, shall each  
25 select two Members from those voting with the majority on the  
26 point about which the difference has arisen, and the other Member  
27 from the minority, in the event there is a minority vote.

28 Whether a Member has voted with the majority or minority on  
29 the point about which the difference has arisen is determined by  
30 his or her vote on the appropriate rollcall, as follows:

31 (1) In the Assembly—

32 (A) The rollcall on the question of final passage of a Senate bill  
33 amended in the Assembly when the Senate has refused to concur  
34 with the Assembly amendments.

35 (B) The rollcall on the question of concurrence with Senate  
36 amendments to an Assembly bill.

37 (2) In the Senate—

38 (A) The rollcall on the question of final passage of an Assembly  
39 bill amended in the Senate when the Assembly has refused to  
40 concur with the Senate amendments.

1 (B) The rollcall on the question of concurrence with Assembly  
2 amendments to a Senate bill.

3 (b) Either house may suspend this rule by a two-thirds vote of  
4 the membership of the house.

5

6

7 Meetings and Reports of Committees on Conference

8

9

10 29. The first Senator named on the conference committee shall  
11 act as chairperson of the committee from the Senate, and the first  
12 Member of the Assembly named on the committee shall act as  
13 chairperson of the committee from the Assembly. The chairperson  
14 of the committee on conference for the house of origin of the bill  
15 shall arrange the time and place of meeting of the conference  
16 committee, and shall prepare or direct the preparation of reports.  
17 It shall require an affirmative vote of not less than two of the  
18 Assembly Members and two of the Senate Members constituting  
19 the committee on conference to agree upon a report, and the report  
20 shall be submitted to both the Senate and the Assembly. The  
21 committee on conference shall report to both the Senate and the  
22 Assembly. The report is not subject to amendment. If either house  
23 refuses to adopt the report, the conferees shall be discharged and  
24 other conferees appointed, except that no more than three different  
25 conference committees may be appointed on any one bill. A  
26 Member who has served on a committee on conference may not  
27 be appointed a member of another committee on conference on  
28 the same bill. It shall require the same affirmative recorded vote  
29 to adopt any conference report as required by the California  
30 Constitution upon the final passage of the bill affected by the  
31 report. It shall require an affirmative recorded vote of two-thirds  
32 of the entire elected membership of each house to adopt any  
33 conference report affecting any bill that contains an item or items  
34 of appropriation that are subject to subdivision (d) of Section 12  
35 of Article IV of the California Constitution. The report of a  
36 conference committee shall be in writing, and shall have affixed  
37 thereto the signatures of each Senator and each Member of the  
38 Assembly consenting to the report. Space shall also be provided  
39 where a member of a conference committee may indicate his or  
40 her dissent in the committee's findings. Any dissenting member

1 may have attached to a conference committee report a dissenting  
2 report which shall not exceed, in length, the majority committee  
3 report. A copy of any amendments proposed in the majority report  
4 shall be placed on the desk of each Member of the house before  
5 it is acted upon by the house.

6 The vote on concurrence or upon the adoption of the conference  
7 report shall be deemed the vote upon final passage of the bill.

8

9

10 Conference Committees

11

12

13 29.5. (a) All meetings of any conference committee on the  
14 Budget Bill shall be open and readily accessible to the public.

15 A conference committee on any bill may not meet, consider, or  
16 act on the subject matter of the bill except in a meeting that is open  
17 and readily accessible to the public, unless the action is on a report  
18 determined by the Legislative Counsel to be nonsubstantive. The  
19 Legislative Counsel shall examine each proposed report and shall  
20 note upon the face of the report that the amendments proposed are  
21 “substantive” or “nonsubstantive” as the case may be.

22 The chairperson of the conference committee of each house shall  
23 give notice to the File Clerk of their respective houses of the time  
24 and place of the meeting. Notice of each public meeting shall be  
25 published in the Daily File of each house one calendar day prior  
26 to the meeting, except that the notice is not required for a meeting  
27 of a conference committee on the Budget Bill. When this  
28 subdivision is waived with respect to a meeting of any public  
29 conference committee, or when there is a meeting of a conference  
30 committee on the Budget Bill, every effort shall be made to inform  
31 the public that a meeting has been called. When this subdivision  
32 has been waived with respect to the meeting of any public  
33 conference committee, the chairperson of the conference committee  
34 of each house shall immediately notify the chairperson of the policy  
35 committee of their respective houses that considered the bill in  
36 question of the waiver, and of the time and place of the meeting.

37 (b) The first committee on conference of the Budget Bill, if a  
38 committee is appointed, shall submit its report to each house no  
39 later than 15 days after the Budget Bill has been passed by both  
40 houses. If the report is not submitted by that date, the conference

1 committee shall be deemed to have reached no agreement and shall  
2 so inform each house pursuant to Rule 30.7.

3 (c) A committee on conference of the Budget Bill may consider  
4 only differences between the Assembly version of the Budget Bill  
5 as passed by the Assembly and the Senate version of the Budget  
6 Bill as passed by the Senate, and may not approve any item of  
7 expenditure or control that exceeds that contained in one of the  
8 two versions before the conference committee.

9 (d) A conference committee on any bill, other than the Budget  
10 Bill, may not approve any substantial financial provision in any  
11 bill if the financial provision has not been heard by the fiscal  
12 committee of each house, nor may any conference committee  
13 approve substantial policy changes that have not been heard by  
14 the policy committee of each house.

15 (e) A waiver of the one-calendar-day Daily File notice  
16 requirement of subdivision (a) is not effective for longer than three  
17 calendar days.

18

19

#### 20 Conference Committee Reports

21

22

23 30. Upon submission of any report of a committee on  
24 conference recommending that the bill be further amended, the  
25 bill shall be reprinted incorporating the amendments recommended  
26 by the conference committee. The consideration of the report of  
27 a committee on conference is not in order until the bill, in the form  
28 recommended by the report of the committee on conference, has  
29 both been in print and been noticed in the Daily File for not less  
30 than one legislative day.

31 If the conference committee's report recommends only that the  
32 amendments of the Senate or the Assembly "be concurred in,"  
33 consideration of the report shall be in order at any time, and  
34 reprinting of the bill is not required, but notice shall appear in the  
35 Daily File for not less than one legislative day.

36 A conference committee report is not in order unless it has been  
37 received by the Secretary of the Senate and the Chief Clerk of the  
38 Assembly at least three calendar days preceding the scheduled  
39 commencement of the summer, interim, or final recess of the  
40 Legislature.

1 This rule may be suspended as to any particular conference  
2 committee report by a two-thirds vote of the membership of either  
3 house.

4 This rule does not apply to a report of a committee on conference  
5 on the Budget Bill.

6

7

8

#### Conference Committee Reports on Urgency Statutes

9

10

11 30.5. When the report of a committee on conference  
12 recommends the amendment of a bill by the addition of a section  
13 providing that the act shall take effect immediately as an urgency  
14 statute, the procedure and the vote thereon shall be as follows:

15 The presiding officer shall first direct that the urgency section  
16 be read and put to a vote. If two-thirds of the Members elected to  
17 the house vote in the affirmative, the presiding officer shall then  
18 direct that the question of whether the house shall adopt the report  
19 of the committee on conference shall be put to a vote. If two-thirds  
20 of the Members elected to the house vote in the affirmative, the  
21 adoption of the report and the amendments proposed thereby shall  
22 be effective.

23 If the affirmative vote on either of the questions is less than  
24 two-thirds of the Members elected to the house, the effect is a  
25 refusal to adopt the report of the committee on conference.

26

27

28

#### Failure to Agree on Report

29

30

31 30.7. A conference committee may find and determine that it  
32 is unable to submit a report to the respective houses, upon the  
33 affirmative vote to that effect of not less than two of the Assembly  
34 Members and not less than two of the Senate Members constituting  
35 the committee. That finding may be submitted to the Chief Clerk  
36 of the Assembly and the Secretary of the Senate in the form of a  
37 letter from the chairperson of the committee on conference for the  
38 house of origin of the bill, containing the signatures of the members  
39 of the committee consenting to the finding and determination that  
40 the committee is unable to submit a report. The Chief Clerk of the

1 Assembly and the Secretary of the Senate, upon being notified that  
 2 a conference committee is unable to submit a report, shall so inform  
 3 each house, whereupon the conferees shall be discharged and other  
 4 conferees appointed, in accordance with Rule 29.

5  
 6  
 7  
 8  
 9

MISCELLANEOUS PROVISIONS

Authority When Rules Do Not Govern

10  
 11  
 12  
 13

31. All relations between the houses that are not covered by  
 14 these rules shall be governed by Mason’s Manual.

15  
 16  
 17  
 18  
 19

Press Rules

20  
 21  
 22  
 23  
 24  
 25  
 26  
 27  
 28  
 29  
 30  
 31  
 32  
 33

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.

34  
 35  
 36  
 37  
 38  
 39  
 40

(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

1 committee, at its discretion, to report any violation of accredited  
2 press privileges to the Speaker of the Assembly or the Senate  
3 Committee on Rules and, pending action thereon, the offending  
4 correspondent may be suspended by the standing committee.

5 (c) Except as otherwise provided in this subdivision, persons  
6 engaged in other occupations whose chief attention is not given  
7 to newspaper correspondence or to news associations requiring  
8 telegraphic, radio, television, or electronic service are not entitled  
9 to the privileges accorded accredited press representatives. The  
10 press list in the Handbook of the California Legislature and the  
11 Senate and Assembly Histories shall be a list of only those persons  
12 authenticated by the Standing Committee of the Capitol  
13 Correspondents Association. Accreditation may be granted to any  
14 bona fide correspondent of reputable standing employed by a  
15 periodic publication of general circulation if the applicant is  
16 employed on a regular basis in the Capitol area preparing articles  
17 dealing with state government and politics and the publication is  
18 not an organ or organization involved in legislative advocacy.

19 (d) The press seats and desks in the Senate and Assembly  
20 Chambers shall be under the control of the standing committee of  
21 correspondents, subject to the approval and supervision of the  
22 Speaker of the Assembly and the Senate Committee on Rules.  
23 Press cards shall be issued by the President pro Tempore of the  
24 Senate and the Speaker of the Assembly only to correspondents  
25 properly accredited in accordance with this rule.

26 (e) An accredited member of the Capitol Correspondents  
27 Association may not, for compensation, perform any service for  
28 state constitutional officers or members of their staffs, for state  
29 agencies, for the Legislature, for candidates for state office, for a  
30 state officeholder, or for any person registered or performing as a  
31 legislative advocate.

32 (f) An accredited member of the association who violates  
33 subdivision (a) or (e) of this rule shall be subject to the following  
34 penalties:

35 (1) For the first offense, the Standing Committee of the Capitol  
36 Correspondents Association shall send a letter of admonition to  
37 the offending member, his or her employer, and the Joint Rules  
38 Committee. The letter shall state the nature of the member's rule  
39 violation and shall warn of an additional penalty for a second  
40 offense.

1 (2) For a second offense, the Standing Committee of the Capitol  
2 Correspondents Association shall recommend to the Joint Rules  
3 Committee that the member's accreditation be suspended or  
4 revoked and that he or she lose all rights and privileges attached  
5 thereto. The Standing Committee of the Capitol Correspondents  
6 Association shall also dismiss the member from the association.

7 Any member of the Standing Committee of the Capitol  
8 Correspondents Association may propose that the committee make  
9 an inquiry to determine if an association member has violated  
10 subdivision (a) or (e) of this rule. Upon a majority vote of the  
11 Standing Committee of the Capitol Correspondents Association,  
12 an inquiry shall be made.

13 Upon receipt of a signed, written notice from any association  
14 member of his or her belief that another association member may  
15 have violated subdivision (a) or (e) of this rule, the Standing  
16 Committee of the Capitol Correspondents Association shall  
17 commence an inquiry into the possible violation.

18 If the Standing Committee of the Capitol Correspondents  
19 Association determines by majority vote that an association  
20 member has violated an association rule, it shall inform the member  
21 of its finding. Within two weeks of notification, the member may  
22 request a meeting of the membership. If the member makes that  
23 request, the Standing Committee of the Capitol Correspondents  
24 Association shall promptly schedule a meeting at the earliest  
25 possible time. After hearing the member and the committee review  
26 the circumstances of the alleged violation, the membership may,  
27 by majority vote, nullify the finding of the Standing Committee  
28 of the Capitol Correspondents Association. If nullification does  
29 not occur, the Standing Committee of the Capitol Correspondents  
30 Association immediately shall impose the appropriate penalty.

31  
32

### 33 Dispensing with Joint Rules

34  
35

36 33. A joint rule may not be dispensed with except by a vote of  
37 two-thirds of each house or as otherwise provided in these rules.  
38 If either house violates a joint rule, a question of order may be  
39 raised in the other house and decided in the same manner as in the  
40 case of the violation of the rules of the house. If it is decided that

1 the joint rules have been violated, the bill involving the violation  
2 shall be returned to the house in which it originated, and the  
3 disputed matter shall be considered in like manner as in conference  
4 committee.

5

6

7           Dispensing with Joint Rules: Unanimous Consent

8

9

10    33.1. Notwithstanding any other rule, a joint rule that may be  
11 dispensed with by one house may be done so by unanimous consent  
12 if the rules committee of that house has approved.

13

14

15           Opinions of Legislative Counsel

16

17

18    34. Whenever the Legislative Counsel issues a written opinion  
19 to any person other than the first-named author analyzing the  
20 constitutionality, operation, or effect of a bill or other legislative  
21 measure that is then pending before the Legislature or of any  
22 amendment made or proposed to be made to the bill or measure,  
23 he or she is authorized and instructed to deliver two copies of the  
24 opinion to the first-named author as promptly as feasible after the  
25 delivery of the original opinion and also to deliver a copy to any  
26 other author of the bill or measure who so requests. A copy of any  
27 letter prepared by the Legislative Counsel for the sole purpose of  
28 advising a Member of a conflict between two or more bills as to  
29 the sections of law being amended, repealed, or added shall be  
30 submitted to the chairperson of the committee to which each bill  
31 has been referred.

32

33

34           Resolutions Prepared by Legislative Counsel

35

36

37    34.1. Whenever the Legislative Counsel has been requested to  
38 draft a resolution commemorating or taking note of any event, or  
39 a resolution congratulating or expressing sympathy toward any  
40 person, and subsequently receives a similar request from another

1 Member of the Legislature, he or she shall inform that requester  
2 and each subsequent requester that a resolution is being, or has  
3 been, prepared, and shall inform them of the name of the Member  
4 for whom the resolution was, or is being, prepared.

5  
6  
7  
8  
9

#### Resolutions

10 34.2. A concurrent resolution, Senate resolution, or House  
11 resolution may be introduced to memorialize the death of a present  
12 or former state or federal elected official or a member of his or her  
13 immediate family. In all other instances, a resolution other than a  
14 concurrent resolution, as specified by the Committee on Rules of  
15 each house, or as provided by the Joint Rules Committee in those  
16 cases requiring that the resolution should emanate from both  
17 houses, shall be used for the purpose of commendation,  
18 congratulation, sympathy, or regret with respect to any person,  
19 group, or organization.

20 A concurrent resolution requesting the Governor to issue a  
21 proclamation may not be introduced without the prior approval of  
22 the Committee on Rules of the house in which the resolution is to  
23 be introduced.

24  
25  
26  
27  
28

#### Identical Drafting Requests

29 34.5. Whenever it comes to the attention of the Legislative  
30 Counsel that a Member has requested the drafting of a bill that  
31 will be substantially identical to one already introduced, the  
32 Legislative Counsel shall inform the Member of that fact.

33  
34  
35  
36  
37

#### Expense of Members

38 35. As provided in Section 8902 of the Government Code, each  
39 Member of the Legislature is entitled to reimbursement for living  
40 expenses while required to be in Sacramento to attend a session

1 of the Legislature, while traveling to and from or in attendance at  
2 a committee meeting, or while attending to any legislative function  
3 or responsibility as authorized or directed by legislative rules or  
4 the Committee on Rules of the house of which he or she is a  
5 Member, at the same rate as may be established by the California  
6 Victim Compensation and Government Claims Board for other  
7 elected state officers. Each Member shall be reimbursed for travel  
8 expenses incurred in traveling to and from a session of the  
9 Legislature, when traveling to and from a meeting of a committee  
10 of which he or she is a member, or when traveling pursuant to any  
11 other legislative function or responsibility as authorized or directed  
12 by legislative rules or the Committee on Rules of the house of  
13 which he or she is a Member, at the rate prescribed by Section  
14 8903 of the Government Code.

15 Expense allowances for Members of the Senate and Assembly  
16 shall be approved and certified to the Controller by the Secretary  
17 of the Senate, on behalf of the Senate, and the Chief Clerk of the  
18 Assembly or other person authorized by the Assembly Committee  
19 on Rules, on behalf of the Assembly, weekly or as otherwise  
20 directed by either house, and upon certification the Controller shall  
21 draw his or her warrants in payment of the allowances to the  
22 respective Members.

23

24

#### 25 Issuance of Subpoenas

26

27

28 35.5. A subpoena requiring the attendance of a witness or the  
29 production of documents may be issued by the Senate Committee  
30 on Rules, the Speaker of the Assembly, or the chairperson of a  
31 committee conducting an investigation only if permission has been  
32 secured from the rules committee of the respective house, or from  
33 the Joint Rules Committee if the subpoena is issued by the  
34 chairperson of a joint committee.

35

36

#### 37 Investigating Committees

38

39

1 36. In order to expedite the work of the Legislature, either  
2 house, or both houses jointly, may by resolution or statute provide  
3 for the appointment of committees to ascertain facts and to make  
4 recommendations as to any subject within the scope of legislative  
5 regulation or control.

6 The resolution providing for the appointment of a committee  
7 pursuant to this rule shall state the purpose of the committee and  
8 the scope of the subject concerning which it is to act, and may  
9 authorize it to act either during sessions of the Legislature or, when  
10 authorization may lawfully be made, after final adjournment.

11 In the exercise of the power granted by this rule, each committee  
12 may employ clerical, legal, and technical assistants as may be  
13 authorized by: (a) the Joint Rules Committee in the case of a joint  
14 committee, (b) the Senate Committee on Rules in the case of a  
15 Senate committee, or (c) the Assembly Committee on Rules in the  
16 case of an Assembly committee.

17 Except as otherwise provided herein for joint committees or by  
18 the rules of the Senate or the Assembly for single house  
19 committees, each committee may adopt and amend rules governing  
20 its procedure as may appear necessary and proper to carry out the  
21 powers granted and duties imposed under this rule. The rules may  
22 include provisions fixing the quorum of the committee and the  
23 number of votes necessary to take action on any matter. With  
24 respect to all joint committees, a majority of the membership from  
25 each house constitutes a quorum, and an affirmative vote of a  
26 majority of the membership from each house is necessary for the  
27 committee to take action.

28 Each committee is authorized and empowered to summon and  
29 subpoena witnesses, to require the production of papers, books,  
30 accounts, reports, documents, records, and papers of every kind  
31 and description, to issue subpoenas, and to take all necessary means  
32 to compel the attendance of witnesses and to procure testimony,  
33 oral and documentary. A committee's issuance of a subpoena shall  
34 comply with Rule 35.5.

35 Each member of the committees is authorized and empowered  
36 to administer oaths, and all of the provisions of Chapter 4  
37 (commencing with Section 9400) of Part 1 of Division 2 of Title  
38 2 of the Government Code, relating to the attendance and  
39 examination of witnesses before the Legislature and the committees  
40 thereof, apply to the committees. A committee may grant a witness

1 immunity from criminal prosecution, pursuant to subdivision (a)  
2 of Section 9410 of the Government Code, only after securing  
3 permission from the rules committee of the respective house, or  
4 from the Joint Rules Committee in the case of a joint committee.

5 The Sergeant at Arms of the Senate or Assembly, or other person  
6 as may be designated by the chairperson of the committee, shall  
7 serve any and all subpoenas, orders, and other process that may  
8 be issued by the committee, when directed to do so by the  
9 chairperson, or by a majority of the membership of the committee.

10 Every department, commission, board, agency, officer, and  
11 employee of the state government, including the Legislative  
12 Counsel and the Attorney General and their subordinates, and of  
13 every political subdivision, county, city, or public district of or in  
14 this state, shall give and furnish to these committees and to their  
15 subcommittees upon request information, records, and documents  
16 as the committees deem necessary or proper for the achievement  
17 of the purposes for which each committee was created.

18 Each committee or subcommittee of either house, in accordance  
19 with the rules of that respective house, and each joint committee  
20 or subcommittee thereof, may meet at any time during the period  
21 in which it is authorized to act, either at the State Capitol or at any  
22 other place in the State of California, in public or executive session,  
23 and do any and all things necessary or convenient to enable it to  
24 exercise the powers and perform the duties herein granted to it or  
25 accomplish the objects and purposes of the resolution creating it,  
26 subject to the following exceptions:

27 (a) When the Legislature is in session:

28 (1) A committee or subcommittee of either house may not meet  
29 outside the State Capitol without the prior approval of the Senate  
30 Committee on Rules with respect to Senate committees and  
31 subcommittees, or the Speaker of the Assembly with respect to  
32 Assembly committees and subcommittees.

33 (2) A committee or subcommittee of either house, other than a  
34 standing committee or subcommittee thereof, may not meet unless  
35 notice of the meeting has been printed in the Daily File for four  
36 days prior thereto. This requirement may be waived by a majority  
37 vote of either house with respect to a particular bill.

38 (3) A joint committee or subcommittee thereof, other than the  
39 Joint Committees on Legislative Audit, Legislative Budget, and

1 Rules, may not meet outside the State Capitol without the prior  
2 approval of the Joint Rules Committee.

3 (4) A joint committee or subcommittee thereof, other than the  
4 Joint Committees on Legislative Audit, Legislative Budget, and  
5 Rules, may not meet unless notice of the meeting has been printed  
6 in the Daily File for four days prior thereto.

7 (b) When the Legislature is in joint recess, each joint committee  
8 or subcommittee, other than the Joint Committees on Legislative  
9 Audit, Legislative Budget, and Rules, shall notify the Joint Rules  
10 Committee at least two weeks prior to a meeting.

11 (c) The requirements placed upon joint committees by  
12 subdivisions (a) and (b) of this rule may be waived as deemed  
13 necessary by the Joint Rules Committee.

14 Each committee may expend such money as is made available  
15 to it for its purpose, but a committee may not incur any  
16 indebtedness unless money has been first made available therefor.

17 Living expenses may not be allowed in connection with  
18 legislative business for a day on which the Member receives  
19 reimbursement for expenses while required to be in Sacramento  
20 to attend a session of the Legislature. The chairperson of each  
21 committee shall audit and approve the expense claims of the  
22 members of the committee, including claims for mileage in  
23 connection with attendance on committee business, or in  
24 connection with specific assignments by the committee chairperson,  
25 but excluding other types of mileage, and shall certify the amount  
26 approved to the Controller. The Controller shall draw his or her  
27 warrants upon the certification of the chairperson.

28 Subject to the rules of each house for the respective committees  
29 of each house, or the joint rules for any joint committee, with the  
30 permission of the appointing authority of the respective house, or  
31 the permission of the appointing authorities of the two houses in  
32 the case of a joint committee, the chairperson of any committee  
33 may appoint subcommittees and chairpersons thereof for the  
34 purpose of more expeditiously handling and considering matters  
35 referred to it, and the subcommittees and the chairpersons thereof  
36 shall have all the powers and authority herein conferred upon the  
37 committee and its chairperson. The chairperson of a subcommittee  
38 shall audit the expense claims of the members of the subcommittee,  
39 and other claims and the expenses incurred by it, and shall certify  
40 the amount thereof to the chairperson of the committee, who shall,

1 if he or she approves the same, certify the amount thereof to the  
 2 Controller; the Controller shall draw his or her warrant therefor  
 3 upon that certification, and the Treasurer shall pay the same. Any  
 4 committee or subcommittee thereof that is authorized to leave the  
 5 State of California in the performance of its duties shall, while out  
 6 of the state, have the same authority as if it were acting and  
 7 functioning within the state, and the members thereof shall be  
 8 reimbursed for expenses.

9 Notwithstanding any other provision of this rule, if the standing  
 10 rules of either house require that expense claims of committees  
 11 for goods or services, pursuant to contracts, or for expenses of  
 12 employees or members of committees be audited or approved,  
 13 after approval of the committee chairperson, by another agency  
 14 of either house, the Controller shall draw his or her warrants only  
 15 upon the certification of the other agency. All expense claims  
 16 approved by the chairperson of any joint committee, other than  
 17 the Joint Legislative Budget Committee and the Joint Legislative  
 18 Audit Committee, shall be approved by the Joint Rules Committee,  
 19 and the Controller shall draw his or her warrants only upon the  
 20 certification of the Joint Rules Committee.

21 Except salary claims of employees clearly subject to federal  
 22 withholding taxes and the requirement as to loyalty oaths, claims  
 23 presented for services or pursuant to contract shall refer to the  
 24 agreement, the terms of which shall be made available to the  
 25 Controller.

26  
 27

28 Expenses of Committee Employees

29  
 30

31 36.1. Unless otherwise provided by respective house or  
 32 committee rule or resolution, employees of legislative committees,  
 33 when entitled to traveling expenses, are entitled to allowances in  
 34 lieu of actual expenses for hotel accommodations, breakfast, lunch,  
 35 and dinner, at the rates fixed by the California Victim  
 36 Compensation and Government Claims Board from time to time  
 37 in limitation of reimbursement of expenses of state employees  
 38 generally. However, if an allowance for hotel accommodations,  
 39 breakfast, lunch, and dinner is made by a committee at a rate in  
 40 excess of the rate fixed by the California Victim Compensation

1 and Government Claims Board, the chairperson of the committee  
2 shall notify the Controller of that fact in writing.

3

4

5 Appointment of Committees

6

7

8 36.5. This rule applies whenever a joint committee is created  
9 by a statute or resolution that either provides that appointments be  
10 made and vacancies be filled in the manner provided for in the  
11 Joint Rules, or makes no provision for the appointment of members  
12 or the filling of vacancies.

13 The Senate members of the committee shall be appointed by the  
14 Senate Committee on Rules; the Assembly members of the  
15 committee shall be appointed by the Speaker of the Assembly; and  
16 vacancies occurring in the membership of the committee shall be  
17 filled by the respective appointing powers. The members appointed  
18 shall hold over until their successors are regularly selected.

19

20

21 Appointment of Joint Committee Chairpersons

22

23

24 36.7. The chairperson of each joint committee heretofore or  
25 hereafter created, except the Joint Legislative Budget Committee  
26 and the Joint Legislative Audit Committee, shall be appointed by  
27 the Joint Rules Committee from a Member or Members  
28 recommended by the Senate Committee on Rules and the Speaker  
29 of the Assembly.

30

31

32

Joint Committee Funds

33

34

35 36.8. Each joint committee heretofore or hereafter created,  
36 except the Joint Legislative Budget Committee and the Joint  
37 Legislative Audit Committee, shall expend the funds heretofore  
38 or hereafter made available to it in compliance with the policies  
39 set forth by the Joint Rules Committee with respect to personnel,  
40 salaries, purchasing, office space assignment, contractual services,

1 rental or lease agreements, travel, and any and all other matters  
2 relating to the management and administration of committee affairs.

3

4

5

Joint Legislative Budget Committee

6

7

8 37. In addition to any other committee provided for by these  
9 rules, there is a joint committee to be known as the Joint Legislative  
10 Budget Committee, which is hereby declared to be a continuing  
11 body.

12 It is the duty of the committee to ascertain facts and make  
13 recommendations to the Legislature and to the houses thereof  
14 concerning the State Budget, the revenues and expenditures of the  
15 state, and the organization and functions of the state and its  
16 departments, subdivisions, and agencies, with a view to reducing  
17 the cost of the state government and securing greater efficiency  
18 and economy.

19 The committee consists of eight Members of the Senate and  
20 eight Members of the Assembly. The Senate members of the  
21 committee shall be appointed by the Senate Committee on Rules.  
22 The Assembly members of the committee shall be appointed by  
23 the Speaker of the Assembly. The committee shall select its own  
24 chairperson.

25 Any vacancy occurring at any time in the Senate membership  
26 of the Joint Legislative Budget Committee shall be filled by the  
27 Senate Committee on Rules, and the Senators appointed shall hold  
28 over until their successors are regularly selected. For the purposes  
29 of this rule, a vacancy shall be deemed to exist as to a Senator  
30 whose term is expiring whenever he or she is not reelected at the  
31 general election.

32 Any vacancy occurring at any time in the Assembly membership  
33 of the Joint Legislative Budget Committee shall be filled by  
34 appointment by the Speaker of the Assembly, and the Members  
35 of the Assembly appointed shall hold over between regular sessions  
36 until their successors are regularly selected. For the purposes of  
37 this rule, a vacancy shall be deemed to exist as to a Member of the  
38 Assembly whose term is expiring whenever he or she is not  
39 reelected at the general election.

1 The committee may adopt rules to govern its own proceedings  
2 and its employees. The committee, with the permission of the  
3 appointing authorities of the two houses, may also create  
4 subcommittees from its membership, assigning to its  
5 subcommittees any study, inquiry, investigation, or hearing that  
6 the committee itself has authority to undertake or hold. A  
7 subcommittee for the purpose of this assignment has and may  
8 exercise all the powers conferred upon the committee, limited only  
9 by the express terms of any rule or resolution of the committee  
10 defining the powers and duties of the subcommittee. Those powers  
11 may be withdrawn or terminated at any time by the committee.

12 The Joint Legislative Budget Committee may render services to  
13 any investigating committee of the Legislature pursuant to contract  
14 between the Joint Legislative Budget Committee and the committee  
15 for which the services are to be performed. The contract may  
16 provide for payment to the Joint Legislative Budget Committee  
17 of the cost of the services from the funds appropriated to the  
18 contracting investigating committee. All legislative investigating  
19 committees are authorized to enter into those contracts with the  
20 Joint Legislative Budget Committee. Money received by the Joint  
21 Legislative Budget Committee pursuant to any agreement shall be  
22 in augmentation of the current appropriation for the support of the  
23 Joint Legislative Budget Committee.

24 The provisions of Rule 36 shall apply to the Joint Legislative  
25 Budget Committee, which has all the authority provided in that  
26 rule or pursuant to Section 11 of Article IV of the California  
27 Constitution.

28 The committee has authority to appoint a Legislative Analyst,  
29 to fix his or her compensation, to prescribe his or her duties, and  
30 to appoint any other clerical and technical employees as may appear  
31 necessary. The duties of the Legislative Analyst are as follows:

32 (1) To ascertain the facts and make recommendations to the  
33 Joint Legislative Budget Committee and, under its direction, to  
34 the committees of the Legislature concerning:

35 (a) The State Budget.

36 (b) The revenues and expenditures of the state.

37 (c) The organization and functions of the state and its  
38 departments, subdivisions, and agencies.

39 (2) To assist the Senate Committee on Appropriations, the  
40 Senate Budget and Fiscal Review Committee, and the Assembly

1 Committees on Appropriations and Budget in consideration of the  
2 Budget, all bills carrying express or implied appropriations, and  
3 all legislation affecting state departments and their efficiency; to  
4 appear before any other legislative committee; and to assist any  
5 other legislative committee upon instruction by the Joint Legislative  
6 Budget Committee.

7 (3) To provide all legislative committees and Members of the  
8 Legislature with information obtained under the direction of the  
9 Joint Legislative Budget Committee.

10 (4) To maintain a record of all work performed by the  
11 Legislative Analyst under the direction of the Joint Legislative  
12 Budget Committee, and to keep and make available all documents,  
13 data, and reports submitted to him or her by any Senate, Assembly,  
14 or joint committee. The committee may meet either during sessions  
15 of the Legislature, any recess thereof, or after final adjournment,  
16 and may meet or conduct business at any place within the State of  
17 California.

18 The chairperson of the committee or, in the event of that person's  
19 inability to act, the vice chairperson, shall audit and approve the  
20 expenses of members of the committee or salaries of the  
21 employees, and all other expenses incurred in connection with the  
22 performance of its duties by the committee. The chairperson shall  
23 certify to the Controller the expense amount approved, the  
24 Controller shall draw his or her warrants upon the certification of  
25 the chairperson, and the Treasurer shall pay the same to the  
26 chairperson of the committee, to be disbursed by the chairperson.

27 On and after the commencement of a succeeding regular session,  
28 those members of the committee who continue to be Members of  
29 the Senate and Assembly, respectively, continue as members of  
30 the committee until their successors are appointed, and the  
31 committee continues with all its powers, duties, authority, records,  
32 papers, personnel, and staff, and all funds theretofore made  
33 available for its use.

34 Upon the conclusion of its work, any Assembly, Senate, or joint  
35 committee (other than a standing committee) shall deliver to the  
36 Legislative Analyst for use and custody all documents, data,  
37 reports, and other materials that have come into the possession of  
38 the committee and that are not included within the final report of  
39 the committee to the Assembly, Senate, or the Legislature, as the  
40 case may be. The documents, data, reports, and other materials

1 shall be available, upon request, to Members of the Legislature,  
2 the Senate Office of Research, and the Assembly Office of  
3 Research.

4 The Legislative Analyst, with the consent of the committee, shall  
5 make available to any Member or committee of the Legislature  
6 any other reports, records, documents, or other data under his or  
7 her control, except that reports prepared by the Legislative Analyst  
8 in response to a request from a Member or committee of the  
9 Legislature may be made available only with the written permission  
10 of the Member or committee who made the request.

11 The Legislative Analyst, upon the receipt of a request from any  
12 committee or Member of the Legislature to conduct a study or  
13 provide information that falls within the scope of his or her  
14 responsibilities and that concerns the administration of the  
15 government of the State of California, shall at once advise the Joint  
16 Legislative Budget Committee of the nature of the request without  
17 disclosing the name of the Member or committee making the  
18 request.

19 The Legislative Analyst shall immediately undertake to provide  
20 the requesting committee or legislator with the service or  
21 information requested, and shall inform the committee or legislator  
22 of the approximate date when this information will be available.  
23 Should there be any material delay, he or she shall subsequently  
24 communicate this fact to the requester.

25 Neither the Committee on Rules of either house nor the Joint  
26 Rules Committee may assign any matter for study to the Joint  
27 Legislative Budget Committee or the Legislative Analyst without  
28 first obtaining from the Joint Legislative Budget Committee an  
29 estimate of the amount required to be expended by it to make the  
30 study.

31 Any concurrent, joint, Senate, or House resolution assigning a  
32 study to the Joint Legislative Budget Committee or to the  
33 Legislative Analyst shall be referred to the respective rules  
34 committees. Before the committees may act upon or assign the  
35 resolution, they shall obtain an estimate from the Joint Legislative  
36 Budget Committee of the amount required to be expended to make  
37 the study.

38

39

40

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36  
37  
38  
39

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

1 37.3. The Joint Legislative Audit Committee is created pursuant  
 2 to the Legislature’s rulemaking authority under the California  
 3 Constitution, and pursuant to Chapter 4 (commencing with Section  
 4 10500) of Part 2 of Division 2 of Title 2 of the Government Code.  
 5 The committee consists of seven Members of the Senate and seven  
 6 Members of the Assembly, who shall be selected in the manner  
 7 provided for in these rules. Notwithstanding any other provision  
 8 of these rules, four Members from each house constitute a quorum  
 9 of the Joint Legislative Audit Committee and the number of votes  
 10 necessary to take action on any matter. The Chairman or  
 11 Chairwoman of the Joint Legislative Audit Committee, upon  
 12 receiving a request by any Member of the Legislature or committee  
 13 thereof for a copy of a report prepared or being prepared by the  
 14 Bureau of State Audits, shall provide the Member or committee  
 15 with a copy of the report when it is, or has been, submitted by the  
 16 Bureau of State Audits to the Joint Legislative Audit Committee.

17  
 18  
 19 Study or Audits  
 20  
 21

22 37.4. (a) Notwithstanding any other provision of law, the Joint  
 23 Legislative Audit Committee shall establish priorities and assign  
 24 all work to be done by the Bureau of State Audits.

25 (b) Any bill requiring action by the Bureau of State Audits shall  
 26 contain an appropriation for the cost of any study or audit.

27 (c) Any bill or concurrent, joint, Senate, or House resolution  
 28 assigning a study or audit to the Joint Legislative Audit Committee  
 29 or to the Bureau of State Audits shall be referred to the respective  
 30 rules committees. Before the committees may act upon or assign  
 31 the bill or resolution, they shall obtain an estimate from the Joint  
 32 Legislative Audit Committee of the amount required to be  
 33 expended to make the study or audit.

34  
 35  
 36 Waiver  
 37  
 38

39 37.5. Subdivision (b) of Rule 37.4 may be waived by the Joint  
 40 Legislative Audit Committee. The chairperson of the committee

1 shall notify the Secretary of the Senate, the Chief Clerk of the  
2 Assembly, and the Legislative Counsel in writing when subdivision  
3 (b) of Rule 37.4 has been waived. If the cost of a study or audit is  
4 less than one hundred thousand dollars (\$100,000), the chairperson  
5 of the committee may exercise the committee's authority to waive  
6 subdivision (b) of Rule 37.4.

7  
8  
9                   Administrative Regulations

10  
11  
12     37.7. (a) Any Member of the Senate may request the Senate  
13 Committee on Rules, and any Member of the Assembly may  
14 request the Speaker of the Assembly, to direct a standing committee  
15 or the Office of Research of his or her respective house to study  
16 any proposed or existing regulation or group of related regulations.  
17 Upon receipt of a request, the Senate Committee on Rules or the  
18 Speaker of the Assembly shall, after review, determine whether a  
19 study shall be made. In reviewing the request, the Senate  
20 Committee on Rules or the Speaker of the Assembly shall  
21 determine:

- 22       (1) The cost of making the study.  
23       (2) The potential public benefit to be derived from the study.  
24       (3) The scope of the study.  
25     (b) The study may consider, among other relevant issues,  
26 whether the proposed or existing regulation:  
27       (1) Exceeds the agency's statutory authority.  
28       (2) Fails to conform to the legislative intent of the enabling  
29 statute.  
30       (3) Contradicts or duplicates other regulations adopted by  
31 federal, state, or local agencies.  
32       (4) Involves an excessive delegation of regulatory authority to  
33 a particular state agency.  
34       (5) Unfairly burdens particular elements of the public.  
35       (6) Imposes social or economic costs that outweigh its intended  
36 benefits to the public.  
37       (7) Imposes unreasonable penalties for violation.

38     The respective reviewing unit shall, in a timely manner, transmit  
39 its concerns, if any, to the Senate Committee on Rules or the  
40 Speaker of the Assembly, and the promulgating agency.

1 In the event that a state agency takes a regulatory action that the  
2 reviewing unit finds to be unacceptable, the unit shall file a report  
3 for publication in the Daily Journal of its respective house  
4 indicating the specific reasons why the regulatory action should  
5 not have been taken. The report may include a recommendation  
6 that the Legislature adopt a concurrent resolution requesting the  
7 state agency to reconsider its action or that the Legislature enact  
8 a statute to restrict the regulatory powers of the state agency taking  
9 the action.

10

11

## 12 Joint Rules Committee

13

14

15 40. The Joint Rules Committee is hereby created. The  
16 committee has a continuing existence and may meet, act, and  
17 conduct its business during sessions of the Legislature or any recess  
18 thereof.

19 The committee consists of the members of the Assembly  
20 Committee on Rules, the Assembly Majority Floor Leader, the  
21 Assembly Minority Floor Leader, the Speaker of the Assembly,  
22 four members of the Senate Committee on Rules, and as many  
23 Members of the Senate as may be required to maintain equality in  
24 the number of Assembly Members and Senators on the committee,  
25 to be appointed by the Senate Committee on Rules. Vacancies  
26 occurring in the membership shall be filled by the appointing  
27 power.

28 The committee and its members have and may exercise all of  
29 the rights, duties, and powers conferred upon investigating  
30 committees and their members by the Joint Rules of the Senate  
31 and Assembly as they are adopted and amended from time to time,  
32 which provisions are incorporated herein and made applicable to  
33 this committee and its members.

34 The committee shall ascertain facts and make recommendations  
35 to the Legislature and to the houses thereof concerning:

36 (a) The relationship between the two houses and procedures  
37 calculated to expedite the affairs of the Legislature by improving  
38 that relationship.

39 (b) The legislative branch of the state government and any  
40 defects or deficiencies in the law governing that branch.

1 (c) Methods whereby legislation is proposed, considered, and  
2 acted upon.

3 (d) The operation of the Legislature and the committees thereof,  
4 and the means of coordinating the work thereof and avoiding  
5 duplication of effort.

6 (e) Aids to the Legislature.

7 (f) Information and statistics for the use of the Legislature, the  
8 respective houses thereof, and the Members.

9 Any matter of business of either house, the transaction of which  
10 would affect the interests of the other house, may be referred to  
11 the committee for action if the Legislature is not in recess, and  
12 shall be referred to the committee for action if the Legislature is  
13 in recess.

14 The committee has the following additional powers and duties:

15 (a) To select a chairperson from its membership. The vice  
16 chairperson of the committee shall be one of the Senate members  
17 of the committee, to be selected by the Senate Committee on Rules.

18 (b) To allocate space in the State Capitol Building and all  
19 annexes and additions thereto as provided by law.

20 (c) To approve, as provided by law, the appearance of the  
21 Legislative Counsel in litigation.

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

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

31 (f) To report its findings and recommendations, including  
32 recommendations for the needed revision of any and all laws and  
33 constitutional provisions relating to the Legislature, to the  
34 Legislature and to the people from time to time.

35 (g) The committee, and any subcommittee when so authorized  
36 by the committee, may meet and act without as well as within the  
37 State of California, and are authorized to leave the state in the  
38 performance of their duties.

1 (h) To expend funds as may be made available to it to carry out  
2 the functions and activities related to the legislative affairs of the  
3 Senate and Assembly.

4 (i) To appoint a chief administrative officer of the committee,  
5 who shall have duties relating to the administrative, fiscal, and  
6 business affairs of the committee as the committee shall prescribe.  
7 The committee may terminate the services of the chief  
8 administrative officer at any time.

9 (j) To employ persons as may be necessary to assist all other  
10 joint committees, except the Joint Legislative Budget Committee  
11 and the Joint Legislative Audit Committee, in the exercise of their  
12 powers and performance of their duties. In accordance with Rule  
13 36.8, the committee shall govern and administer the expenditure  
14 of funds by other joint committees, requiring that the claims of  
15 joint committees be approved by the Joint Rules Committee or its  
16 designee. All expenses of the committee and of all other joint  
17 committees may be paid from the Operating Funds of the Assembly  
18 and Senate.

19 (k) To appoint the chairpersons of joint committees, as  
20 authorized by Rule 36.7.

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

24 The members of the Joint Rules Committee from the Senate may  
25 meet separately as a unit, and the members of the Joint Rules  
26 Committee from the Assembly may meet separately as a unit, and  
27 consider any action that is required to be taken by the Joint Rules  
28 Committee. If the majority of members of the Joint Rules  
29 Committee of each house at the separate meetings vote in favor  
30 of that action, the action shall be deemed to be action taken by the  
31 Joint Rules Committee.

32 The Joint Rules Committee shall meet not less than biweekly  
33 during a session of the Legislature, other than during a joint recess,  
34 at a regularly scheduled time and place. If the full committee fails  
35 to so meet, the members of the committee from the Senate shall  
36 meet separately as a unit and the members of the committee from  
37 the Assembly shall meet separately as a unit within five days of  
38 the regularly scheduled meeting date.

39 The committee succeeds to, and is vested with, all of the powers  
40 and duties of the Joint Committee on Legislative Organization,

1 the State Capitol Committee, the Joint Committee on Interhouse  
2 Cooperation, the Joint Legislative Committee for School  
3 Visitations, and the Joint Standing Committee on the Joint Rules  
4 of the Senate and the Assembly.

5  
6  
7  
8  
9

Review of Administrative Regulations

10 40.1. The Joint Rules Committee, with regard to joint  
11 committees, and the respective rules committee of each house,  
12 with regard to standing and select committees of the house, shall  
13 approve any request for a priority review made by a committee  
14 pursuant to Section 11349.7 of the Government Code and shall  
15 submit approved requests to the Office of Administrative Law.  
16 The Joint Rules Committee or the respective rules committee, and  
17 the committee initiating the request, shall each receive a copy of  
18 the priority review.

19  
20

Subcommittee on Legislative Space and Facilities

21  
22  
23

24 40.3. (a) A subcommittee of the Joint Rules Committee is  
25 hereby created, to be known as the Subcommittee on Legislative  
26 Space and Facilities. The subcommittee consists of three Members  
27 of the Senate and three Members of the Assembly, appointed by  
28 the Chairman or Chairwoman of the Joint Rules Committee, and  
29 the chairperson of the fiscal committee of each house who shall  
30 have full voting rights on the subcommittee. The chairperson of  
31 the subcommittee shall be appointed by the members thereof. For  
32 purposes of this subcommittee, the chairpersons of the fiscal  
33 committees are ex officio members of the Joint Rules Committee,  
34 but do not have voting rights on that committee, nor may they be  
35 counted in determining a quorum. The subcommittee shall consider  
36 the housing of the Legislature and legislative facilities.

37 (b) The subcommittee and its members have and may exercise  
38 all of the rights, duties, and powers conferred upon investigating  
39 committees and their members by the Joint Rules of the Senate  
40 and Assembly as they are adopted and amended from time to time,

1 which provisions are incorporated herein and made applicable to  
2 this subcommittee and its members.

3 (c) The subcommittee has the following additional powers and  
4 duties:

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

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

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

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

19 (d) The subcommittee is authorized to leave the State of  
20 California in the performance of its duties.

21  
22  
23  
24  
25

Claims for Workers' Compensation

26 41. The Chairman or Chairwoman of the Committee on Rules  
27 of each house, or a designated representative, shall sign any  
28 required worker's compensation report regarding injuries or death  
29 arising out of and within the course of employment suffered by  
30 any Member, officer, or employee of the house, or any employee  
31 of a standing or investigating committee thereof. In the case of a  
32 joint committee, the Chairman or Chairwoman of the Committee  
33 on Rules of either house, or a designated representative, may sign  
34 any report with respect to a member or employee of a joint  
35 committee.

36  
37  
38  
39  
40

Information Concerning Committees

1 42. The Committee on Rules of each house shall provide for a  
2 continuous cumulation of information concerning the membership,  
3 organization, meetings, and studies of legislative investigating  
4 committees. Each Committee on Rules shall be responsible for  
5 information concerning the investigating committees of its own  
6 house, and concerning joint investigating committees under a  
7 chairperson who is a Member of that house. To the extent possible,  
8 each Committee on Rules shall seek to ensure that the investigating  
9 committees for which it has responsibility under this rule have  
10 organized, including the organization of any subcommittees, and  
11 have had all topics for study assigned to them within a reasonable  
12 period of time.

13 The information thus cumulated shall be made available to the  
14 public by the Committee on Rules of each house and shall be  
15 published periodically under their joint direction.

16  
17  
18 Joint Committees

19  
20  
21 43. Any concurrent resolution creating a joint committee of the  
22 Legislature and any concurrent resolution allocating moneys from  
23 the Operating Funds of the Assembly and Senate to the committee  
24 shall be referred to the Committee on Rules of the respective  
25 houses.

26  
27  
28 Conflict of Interest

29  
30  
31 44. (a) A Member of the Legislature may not, while serving,  
32 have any interest, financial or otherwise, direct or indirect, engage  
33 in any business or transaction or professional activity, or incur any  
34 obligation of any nature, that is in substantial conflict with the  
35 proper discharge of his or her duties in the public interest and of  
36 his or her responsibilities as prescribed by the laws of this state.

37 (b) A Member of the Legislature may not, during the term for  
38 which he or she was elected:

39 (1) Accept other employment that he or she has reason to believe  
40 will either impair his or her independence of judgment as to his

1 or her official duties, or require him or her, or induce him or her,  
2 to disclose confidential information acquired by him or her in the  
3 course of and by reason of his or her official duties.

4 (2) Willfully and knowingly disclose, for pecuniary gain, to any  
5 other person, confidential information acquired by him or her in  
6 the course of and by reason of his or her official duties, or use the  
7 information for the purpose of pecuniary gain.

8 (3) Accept or agree to accept, or be in partnership with any  
9 person who accepts or agrees to accept, any employment, fee, or  
10 other thing of value, or portion thereof, in consideration of his or  
11 her appearance, agreeing to appear, or taking of any other action  
12 on behalf of another person regarding a licensing or regulatory  
13 matter, before any state board or agency that is established by law  
14 for the primary purpose of licensing or regulating the professional  
15 activity of persons licensed, pursuant to state law.

16 This rule does not prohibit a Member who is an attorney at law  
17 from practicing in that capacity before the Workers' Compensation  
18 Appeals Board or the Commissioner of Corporations, and receiving  
19 compensation therefor, or from practicing for compensation before  
20 any state board or agency in connection with, or in any matter  
21 related to, any case, action, or proceeding filed and pending in any  
22 state or federal court. This rule does not prohibit a Member from  
23 making inquiry for information on behalf of a constituent before  
24 a state board or agency, if no fee or reward is given or promised  
25 in consequence thereof. The prohibition contained in this rule does  
26 not apply to a partnership in which a Member of the Legislature  
27 is a member if the Member of the Legislature does not share  
28 directly or indirectly in the fee resulting from the transaction, nor  
29 does it apply in connection with any matter pending before any  
30 state board or agency on the operative date of this rule if the  
31 affected Member of the Legislature is attorney of record or  
32 representative in the matter prior to the operative date.

33 (4) Receive or agree to receive, directly or indirectly, any  
34 compensation, reward, or gift from any source except the State of  
35 California for any service, advice, assistance, or other matter related  
36 to the legislative process, except fees for speeches or published  
37 works on legislative subjects and except, in connection therewith,  
38 the reimbursement of expenses for actual expenditures for travel  
39 and reasonable subsistence for which no payment or reimbursement  
40 is made by the State of California.

1 (5) Participate, by voting or any other action, on the floor of  
2 either house, or in committee or elsewhere, in the enactment or  
3 defeat of legislation in which he or she has a personal interest,  
4 except as follows:

5 (i) If, on the vote for final passage, by the house of which he or  
6 she is a Member, of the legislation in which he or she has a  
7 personal interest, he or she first files a statement (which shall be  
8 entered verbatim in the Daily Journal) stating in substance that he  
9 or she has a personal interest in the legislation to be voted on and  
10 that, notwithstanding that interest, he or she is able to cast a fair  
11 and objective vote on the legislation, he or she may cast his or her  
12 vote without violating any provision of this rule.

13 (ii) If the Member believes that, because of his or her personal  
14 interest, he or she should abstain from participating in the vote on  
15 the legislation, he or she shall so advise the presiding officer prior  
16 to the commencement of the vote and shall be excused from voting  
17 on the legislation without any entry in the Daily Journal of the fact  
18 of his or her personal interest. In the event that a rule of the house  
19 requiring that each Member who is present vote aye or nay is  
20 invoked, the presiding officer shall order the Member excused  
21 from compliance and shall order entered in the Daily Journal a  
22 simple statement that the Member was excused from voting on the  
23 legislation pursuant to law.

24 (c) A person subject to this rule has an interest that is in  
25 substantial conflict with the proper discharge of his or her duties  
26 in the public interest and of his or her responsibilities as prescribed  
27 by the laws of this state, or a personal interest, arising from any  
28 situation, within the scope of this rule, if he or she has reason to  
29 believe or expect that he or she will derive a direct monetary gain  
30 or suffer a direct monetary loss, as the case may be, by reason of  
31 his or her official activity. He or she does not have an interest that  
32 is in substantial conflict with the proper discharge of his or her  
33 duties in the public interest and of his or her responsibilities as  
34 prescribed by the laws of this state, or a personal interest, arising  
35 from any situation, within the scope of this rule, if any benefit or  
36 detriment accrues to him or her as a member of a business,  
37 profession, occupation, or group to no greater extent than any other  
38 member of the business, profession, occupation, or group.

39 (d) A person who is subject to this rule may not be deemed to  
40 be engaged in any activity that is in substantial conflict with the

1 proper discharge of his or her duties in the public interest and of  
2 his or her responsibilities as prescribed by the laws of this state,  
3 or to have a personal interest, arising from any situation, within  
4 the scope of this rule, solely by reason of any of the following:

5 (1) His or her relationship to any potential beneficiary of any  
6 situation is one that is defined as a remote interest by Section 1091  
7 of the Government Code or is otherwise not deemed to be a  
8 prohibited interest under Section 1091.1 or 1091.5 of the  
9 Government Code.

10 (2) Receipt of a campaign contribution that is regulated,  
11 received, reported, and accounted for pursuant to Chapter 4  
12 (commencing with Section 84100) of Title 9 of the Government  
13 Code, so long as the contribution is not made on the understanding  
14 or agreement, in violation of law, that the person's vote, opinion,  
15 judgment, or action will be influenced thereby.

16 (e) The enumeration in this rule of specific situations or  
17 conditions that are deemed not to result in substantial conflict with  
18 the proper discharge of the duties and responsibilities of a legislator  
19 or legislative employee, or in a personal interest, may not be  
20 construed as exclusive.

21 The Legislature, in adopting this rule, recognizes that Members  
22 of the Legislature and legislative employees may need to engage  
23 in employment, professional, or business activities other than  
24 legislative activities in order to maintain a continuity of  
25 professional or business activity, or may need to maintain  
26 investments, which activities or investments do not conflict with  
27 specific provisions of this rule. However, in construing and  
28 administering this rule, weight should be given to any coincidence  
29 of income, employment, investment, or other profit from sources  
30 that may be identified with the interests represented by those  
31 sources that are seeking action of any character on matters then  
32 pending before the Legislature.

33 (f) An employee of either house of the Legislature may not,  
34 during the time he or she is so employed, commit any act or engage  
35 in any activity prohibited by any part of this rule.

36 (g) A person may not induce or seek to induce any Member of  
37 the Legislature to violate any part of this rule.

38 (h) A violation of any part of this rule is punishable as provided  
39 in Section 8926 of the Government Code.

40

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36  
37  
38  
39

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: 2013–14 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.

1 When the date falls on a holiday on a weekday other than a  
2 Monday, the date shall be deemed to refer to the preceding day.

3

4

5

### Legislative Calendar

6

7

8 51. (a) The Legislature shall observe the following calendar  
9 during the first year of the regular session:

10 (1) Organizational Recess—The Legislature shall meet on the  
11 first Monday in December following the general election to  
12 organize. Thereafter, each house shall be in recess from the time  
13 it determines until the first Monday in January, except when the  
14 first Monday is January 1 or January 1 is a Sunday, in which case,  
15 the following Wednesday.

16 (2) Spring Recess—The Legislature shall be in recess from the  
17 10th day prior to Easter until the Monday after Easter.

18 (3) Summer Recess—The Legislature shall be in recess from  
19 July 12 until August 12. This recess shall not commence until the  
20 Budget Bill is passed.

21 (4) Interim Study Recess—The Legislature shall be in recess  
22 from September 13 until the first Monday in January, except when  
23 the first Monday is January 1 or January 1 is a Sunday, in which  
24 case, the following Wednesday.

25 (b) The Legislature shall observe the following calendar for the  
26 remainder of the legislative session:

27 (1) Spring Recess—The Legislature shall be in recess from the  
28 10th day prior to Easter until the Monday after Easter.

29 (2) Summer Recess—The Legislature shall be in recess from  
30 July 3 until August 4. This recess may not commence until the  
31 Budget Bill is passed.

32 (3) Final Recess—The Legislature shall be in recess on  
33 September 1 until adjournment sine die on November 30.

34 (c) Recesses shall be from the hour of adjournment on the day  
35 specified, reconvening at the time designated by the respective  
36 houses.

37 (d) The recesses specified by this rule shall be designated as  
38 joint recesses.

39

40

Recall from Recess

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36  
37  
38  
39

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 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 two-thirds 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

1 approval by the Committee on Rules of that house, the following  
2 procedure shall be followed:

3 (a) A written request to suspend the joint rule shall be filed with  
4 the Chief Clerk of the Assembly or the Secretary of the Senate, as  
5 the case may be, and shall be transmitted to the Committee on  
6 Rules of the appropriate house.

7 (b) The Assembly Committee on Rules or the Senate Committee  
8 on Rules, as the case may be, shall determine whether there exists  
9 an urgent need for the suspension of the joint rule with regard to  
10 the bill.

11 (c) If the appropriate rules committee recommends that the  
12 suspension be permitted, the Member may offer a resolution,  
13 without further reference thereof to committee, granting permission  
14 to suspend the joint rule. The adoption of the resolution granting  
15 permission shall require an affirmative recorded vote of the elected  
16 Members of the house in which the request is made.

17

18

19

#### Introduction of Bills

20

21

22 54. (a) A bill may not be introduced in the first year of the  
23 regular session after February 22 and a bill may not be introduced  
24 in the second year of the regular session after February 21. These  
25 deadlines do not apply to constitutional amendments, committee  
26 bills introduced pursuant to Assembly Rule 47 or Senate Rule 23,  
27 bills introduced in the Assembly with the permission of the Speaker  
28 of the Assembly, or bills introduced in the Senate with the  
29 permission of the Senate Committee on Rules. Subject to these  
30 deadlines, a bill may be introduced at any time except when the  
31 houses are in joint summer, interim, or final recess. Each house  
32 may provide for introduction of bills during a recess other than a  
33 joint recess. Bills shall be numbered consecutively during the  
34 regular session.

35 (b) The Desks of the Senate and Assembly shall remain open  
36 during a joint recess, other than a joint spring, summer, interim,  
37 or final recess, for the introduction of bills during business hours  
38 on Monday through Friday, inclusive, except holidays. Bills  
39 received at the Senate Desk during these periods shall be numbered  
40 and printed. After printing, the bills shall be delivered to the

1 Secretary of the Senate and referred by the Senate Committee on  
2 Rules to a standing committee. Bills received at the Assembly  
3 Desk during these periods shall be numbered, printed, and referred  
4 to a committee by the Assembly Committee on Rules. After  
5 printing, the bills shall be delivered to the Chief Clerk of the  
6 Assembly. On the reconvening of each house, the bills shall be  
7 read the first time, and shall be delivered to the committee to which  
8 they were referred.

9 (c) A Member may not author a bill during a session that would  
10 have substantially the same effect as a bill he or she previously  
11 introduced during that session. This restriction does not apply in  
12 cases where the previously introduced bill was vetoed by the  
13 Governor or its provisions were “chaptered out” by a later  
14 chaptered bill pursuant to Section 9605 of the Government Code.  
15 An objection based on this restriction may be raised only while  
16 the bill is being considered by the house in which it is introduced.  
17 The objection shall be referred to the Committee on Rules of the  
18 house for a determination. The bill shall remain on the Daily File  
19 or with a committee, as the case may be, until a determination is  
20 made. If, upon consideration of the objection, the Committee on  
21 Rules determines that the bill objected to would have substantially  
22 the same effect as another bill previously introduced during the  
23 session by the author, the bill objected to shall be stricken from  
24 the Daily File or returned to the desk by the committee, as the case  
25 may be, and may not be acted upon during the remainder of the  
26 session. If the Committee on Rules determines that the bill objected  
27 to would not have substantially the same effect as a bill previously  
28 introduced during the session by the author, the bill may thereafter  
29 be acted upon by the committee or the house, as the case may be.  
30 The Committee on Rules may obtain assistance as it may desire  
31 from the Legislative Counsel as to the similarity of a bill or  
32 amendments to a prior bill.

33 Except as provided in subdivision (e), this joint rule may be  
34 suspended by approval of the Committee on Rules and  
35 three-fourths vote of the membership of the house.

36 (d) During a joint recess, the Chief Clerk of the Assembly or  
37 Secretary of the Senate shall order the preparation of preprint bills  
38 when so ordered by any of the following:

- 39 (1) The Speaker of the Assembly.
- 40 (2) The Committee on Rules of the respective house.

1 (3) A committee, with respect to bills within the subject matter  
2 jurisdiction of the committee.

3 Preprint bills shall be designated and shall be printed in the order  
4 received and numbered in the order printed. To facilitate  
5 subsequent amendment, a preprint bill shall be so prepared that,  
6 when introduced as a bill, the page and the line numbers will not  
7 change. The Chief Clerk of the Assembly and Secretary of the  
8 Senate shall publish a list periodically of preprint bills showing  
9 the preprint bill number, the title, and the Legislative Counsel’s  
10 Digest. The Speaker of the Assembly and Senate Committee on  
11 Rules may refer any preprint bill to committee for study.

12 (e) (1) Bills providing for appropriations related to the Budget  
13 Bill, within the meaning of subdivision (e) of Section 12 of Article  
14 IV of the California Constitution, shall be authored only by the  
15 Senate Committee on Budget and Fiscal Review or the Assembly  
16 Committee on Budget.

17 (2) This subdivision may be suspended by approval of the  
18 Committee on Rules of the house of origin.

19  
20

21 30-Day Waiting Period

22  
23

24 55. A bill other than the Budget Bill may not be heard or acted  
25 upon by committee or either house until the bill has been in print  
26 for 30 days. The date a bill is returned from the printer shall be  
27 entered in the Daily History. This rule may be suspended  
28 concurrently with the suspension of the requirement of Section 8  
29 of Article IV of the Constitution or, if that period has expired, this  
30 rule may be suspended by approval of the Committee on Rules  
31 and two-thirds vote of the house in which the bill is being  
32 considered.

33  
34

35 Return of Bills

36  
37

38 56. Bills introduced in the first year of the regular session and  
39 passed by the house of origin on or before the January 31st  
40 constitutional deadline are “carryover bills.” Immediately after



1 59. During periods of joint recess, weekly, if necessary, the  
2 following documents shall be published: Daily Files, Histories,  
3 and Daily Journals.

4  
5  
6 Committee Hearings  
7

8  
9 60. (a) A standing committee or subcommittee thereof may  
10 not take action on a bill at any hearing held outside of the State  
11 Capitol.

12 (b) A committee may hear the subject matter of a bill or convene  
13 for an informational hearing during a period of recess. Four days'  
14 notice in the Daily File is required prior to the hearing.

15 (c) A bill may not be acted upon by a committee during a joint  
16 recess.

17  
18  
19 Deadlines  
20  
21

22 61. The deadlines set forth in this rule shall be observed by the  
23 Senate and Assembly. After each deadline, the Secretary of the  
24 Senate and the Chief Clerk of the Assembly may not accept  
25 committee reports from their respective committees except as  
26 otherwise provided in this rule:

27 (a) Odd-numbered year:

28 (1) Feb. 22—Last day for bills to be introduced.

29 (2) May 3—Last day for policy committees to hear and report  
30 to fiscal committees fiscal bills introduced in their house.

31 (3) May 10—Last day for policy committees to hear and report  
32 to the floor nonfiscal bills introduced in their house.

33 (4) May 17—Last day for policy committees to meet prior to  
34 June 3.

35 (5) May 24—Last day for fiscal committees to hear and report  
36 to the floor bills introduced in their house.

37 (6) May 24—Last day for fiscal committees to meet prior to  
38 June 3.

39 (7) May 28-May 31—Floor session only. No committee may  
40 meet for any purpose.

- 1 (8) May 31—Last day for each house to pass bills introduced
- 2 in that house.
- 3 (9) June 3—Committee meetings may resume.
- 4 (10) July 12—Last day for policy committees to meet and report
- 5 bills.
- 6 (11) Aug. 30—Last day for fiscal committees to meet and report
- 7 bills.
- 8 (12) Sept. 3-Sept. 13—Floor session only. No committee may
- 9 meet for any purpose.
- 10 (13) Sept. 6—Last day to amend on the floor.
- 11 (14) Sept. 13—Last day for each house to pass bills.
- 12 (b) Even-numbered year:
- 13 (1) Jan. 17—Last day for policy committees to hear and report
- 14 to fiscal committees fiscal bills introduced in their house in the
- 15 odd-numbered year.
- 16 (2) Jan. 24—Last day for any committee to hear and report to
- 17 the floor bills introduced in that house in the odd-numbered year.
- 18 (3) Jan. 31—Last day for each house to pass bills introduced in
- 19 that house in the odd-numbered year.
- 20 (4) Feb. 21—Last day for bills to be introduced.
- 21 (5) May 2—Last day for policy committees to hear and report
- 22 to fiscal committees fiscal bills introduced in their house.
- 23 (6) May 9—Last day for policy committees to hear and report
- 24 to the floor nonfiscal bills introduced in their house.
- 25 (7) May 16—Last day for policy committees to meet prior to
- 26 June 2.
- 27 (8) May 23—Last day for fiscal committees to hear and report
- 28 to the floor bills introduced in their house.
- 29 (9) May 23—Last day for fiscal committees to meet prior to
- 30 June 2.
- 31 (10) May 27-May 30—Floor session only. No committee may
- 32 meet for any purpose.
- 33 (11) May 30—Last day for each house to pass bills introduced
- 34 in that house.
- 35 (12) June 2—Committee meetings may resume.
- 36 (13) June 27—Last day for policy committees to meet and report
- 37 bills.
- 38 (14) Aug. 15—Last day for fiscal committees to meet and report
- 39 bills.

1 (15) Aug. 18-Aug. 31—Floor session only. No committee may  
2 meet for any purpose.

3 (16) Aug. 22—Last day to amend on floor.

4 (17) Aug. 31—Last day for each house to pass bills.

5 (c) If a bill is acted upon in committee before the relevant  
6 deadline, and the committee votes to report the bill out with  
7 amendments that have not at the time of the vote been prepared  
8 by the Legislative Counsel, the Secretary of the Senate and the  
9 Chief Clerk of the Assembly may subsequently receive a report  
10 recommending the bill for passage or for rereferral together with  
11 the amendments at any time within two legislative days after the  
12 deadline or, if the Legislature has recessed for the Summer Recess,  
13 within seven calendar days after the deadline.

14 (d) Notwithstanding subdivisions (a) and (b), a policy committee  
15 may report a bill to a fiscal committee on or before the relevant  
16 deadline for reporting nonfiscal bills to the floor if, after the policy  
17 committee deadline for reporting the bill to fiscal committee, the  
18 Legislative Counsel's Digest is changed to indicate reference to  
19 fiscal committee.

20 (e) Any bill in the house of origin that is not acted upon during  
21 the odd-numbered year as a result of the deadlines imposed in  
22 subdivision (a) may be acted upon when the Legislature reconvenes  
23 after the interim study joint recess, or at any time the Legislature  
24 is recalled from the interim study joint recess.

25 (f) The deadlines imposed by this rule do not apply to the rules  
26 committees of the respective houses.

27 (g) The deadlines imposed by this rule do not apply in instances  
28 where a bill is referred to committee under Rule 26.5.

29 (h) The deadlines imposed by this rule do not apply in instances  
30 where a bill is referred to a committee under Assembly Rule 77.2.

31 (i) (1) Notwithstanding subdivisions (a) and (b), a policy  
32 committee or fiscal committee may meet for the purpose of hearing  
33 and reporting a constitutional amendment, or a bill that would go  
34 into immediate effect pursuant to subdivision (c) of Section 8, or  
35 subdivision (e) of Section 12, of Article IV of the California  
36 Constitution, at any time other than those periods when no  
37 committee may meet for any purpose.

38 (2) Notwithstanding subdivisions (a) and (b), either house may  
39 meet for the purpose of considering and passing a constitutional  
40 amendment, or a bill that would go into immediate effect pursuant

1 to subdivision (c) of Section 8, or subdivision (e) of Section 12,  
2 of Article IV of the California Constitution, at any time during the  
3 session.

4 (j) This rule may be suspended as to any particular bill by  
5 approval of the Committee on Rules and two-thirds vote of the  
6 membership of the house.

7  
8  
9

Committee Procedure

10  
11

12 62. (a) Notice of a hearing on a bill by the committee of first  
13 reference in each house, or notice of an informational hearing,  
14 shall be published in the Daily File at least four days prior to the  
15 hearing. Otherwise, notice shall be published in the Daily File two  
16 days prior to the hearing. That notice requirement may be waived  
17 by a majority vote of the house in which the bill is being  
18 considered. A bill may be set for hearing in a committee only three  
19 times. A bill is “set,” for purposes of this subdivision, whenever  
20 notice of the hearing has been published in the Daily File for one  
21 or more days. If a bill is set for hearing, and the committee, on its  
22 own initiation and not the author’s, postpones the hearing on the  
23 bill or adjourns the hearing while testimony is being taken, that  
24 hearing is not counted as one of the three times a bill may be set.  
25 After hearing the bill, the committee may vote on the bill. If the  
26 hearing notice in the Daily File specifically indicates that  
27 “testimony only” will be taken, that hearing is not counted as one  
28 of the three times a bill may be set. A committee may not vote on  
29 a bill so noticed until it has been heard in accordance with this  
30 rule. After a committee has voted on a bill, reconsideration may  
31 be granted only one time. Reconsideration may be granted within  
32 15 legislative days or prior to the interim study joint recess,  
33 whichever first occurs. A vote on reconsideration may not be taken  
34 without the same notice required to set a bill unless that vote is  
35 taken at the same meeting at which the vote to be reconsidered  
36 was taken, and the author is present. When a bill fails to get the  
37 necessary votes to pass it out of committee, or upon failure to  
38 receive reconsideration, it shall be returned to the Chief Clerk of  
39 the Assembly or Secretary of the Senate of the house of the  
40 committee and may not be considered further during the session.

1 This subdivision may be suspended with respect to a particular  
2 bill by approval of the Committee on Rules and two-thirds vote  
3 of the Members of the house.

4 (b) If the committee adopts amendments other than those offered  
5 by the author and orders the bill reprinted prior to its further  
6 consideration, the hearing shall not be the final time a bill may be  
7 set under subdivision (a) of this rule.

8 (c) When a standing committee takes action on a bill, the vote  
9 shall be by rollcall vote only. All rollcall votes taken by a standing  
10 committee shall be recorded by the committee secretary on forms  
11 provided by the Chief Clerk of the Assembly and the Secretary of  
12 the Senate. The chairperson of each standing committee shall  
13 promptly transmit a copy of the record of the rollcall votes to the  
14 Chief Clerk of the Assembly or the Secretary of the Senate,  
15 respectively, who shall cause the votes to be published as  
16 prescribed by each house.

17 This subdivision also applies to action of a committee on a  
18 subcommittee report. The rules of each house shall prescribe the  
19 procedure as to rollcall votes on amendments.

20 Any committee may, with the unanimous consent of the members  
21 present, substitute a rollcall from a prior bill, provided that the  
22 members whose votes are substituted are present at the time of the  
23 substitution.

24 A bill may not be passed out by a committee without a quorum  
25 being present.

26 This subdivision does not apply to:

27 (1) Procedural motions that do not have the effect of disposing  
28 of a bill.

29 (2) Withdrawal of a bill from a committee calendar at the request  
30 of an author.

31 (3) Return of a bill to the house where the bill has not been  
32 voted on by the committee.

33 (4) The assignment of a bill to committee.

34 (d) The chairperson of the committee hearing a bill may, at any  
35 time, order a call of the committee. Upon a request by any member  
36 of a committee or the author in person, the chairperson shall order  
37 the call.

38 In the absence of a quorum, a majority of the members present  
39 may order a quorum call of the committee and compel the  
40 attendance of absentees. The chairperson shall send the Sergeant

1 at Arms for those members who are absent and not excused by  
2 their respective house.

3 When a call of a committee is ordered by the chairperson with  
4 respect to a particular bill, he or she shall send the Sergeant at  
5 Arms, or any other person to be appointed for that purpose, for  
6 those members who have not voted on that particular bill and are  
7 not excused.

8 A quorum call or a call of the committee with respect to a  
9 particular bill may be dispensed with by the chairperson without  
10 objection by any member of the committee, or by a majority of  
11 the members present.

12 If a motion is adopted to adjourn the committee while the  
13 committee is operating under a call, the call shall be dispensed  
14 with and any pending vote announced.

15 The committee secretary shall record the votes of members  
16 answering a call. The rules of each house may prescribe additional  
17 procedures for a call of a committee.

18

19

#### 20 Uniform Rules

21

22

23 63. A standing committee of either house may not adopt or  
24 apply any rule or procedure governing the voting upon bills that  
25 is not equally applicable to the bills of both houses.

26

27

#### 28 Votes on Bills

29

30

31 64. Every meeting of each house and standing committee or  
32 subcommittee thereof where a vote is to be taken on a bill, or  
33 amendments to a bill, shall be public.

34

35

#### 36 Conflicting Rules

37

38

- 1 65. The provisions of Rule 50 and following of these rules
- 2 prevail over any conflicting joint rule with a lesser number.

O