CALIFORNIA LEGISLATURE

2015–16 FIRST EXTRAORDINARY SESSION

SENATE DAILY JOURNAL

FIRST LEGISLATIVE DAY

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IN SENATE

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Senate Chamber, Sacramento
Friday, June 19, 2015

Pursuant to the provisions of the Proclamation of Governor Edmund G. Brown Jr., the 2015–16 First Extraordinary Session was called to order by Senator Hannah-Beth Jackson at 1:52 p.m.

Pursuant to Section 9150 of the Government Code, Daniel Alvarez, Secretary of the Senate; Debbie Y. Manning, Sergeant at Arms; and Neva Marie Parker, Minute Clerk, were in their respective places.

Assistant Secretary Zachary L. Twilla reading.

ROLL CALL

The roll was called and the following Senators answered to their names:

Allen, Anderson, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk—40.

Quorum present.

PRAYER

Upon invitation of the President, the following prayer was offered by Senator Ted Gaines:

Dear God, thank You for this day and the opportunity to serve in the Legislature. We pray for every member here in the Legislature, for the Governor, for our families, and for our friends. We pray especially for the horrific massacre in South Carolina and the impacted families and the impact on our nation. That our nation will remain one and that we will be one in spirit and across all racial lines; that those will diminish and we would serve as one within our nation.

I'd like to close this prayer with a reading from Matthew, Chapter 10: Verses 3–10:

Blessed are the poor in spirit: for theirs is the kingdom of heaven.

Blessed are they that mourn: for they shall be comforted.

Blessed are the meek: for they shall inherit the earth.

Blessed are they which do hunger and thirst after righteousness: for they shall be filled.

Blessed are the merciful: for they shall obtain mercy.

Blessed are the pure in heart: for they shall see God.

Blessed are the peacemakers: for they shall be called the children of God.

Blessed are they which are persecuted for righteousness' sake: for theirs is the kingdom of heaven.—AMEN.

(Matthew, Chapter 10: Verses 3–10, *King James Bible.*)

PLEDGE OF ALLEGIANCE TO THE FLAG

Senator Roth led the Senate in the Pledge of Allegiance to the Flag.

MESSAGES FROM THE GOVERNOR

A PROCLAMATION BY THE GOVERNOR OF THE STATE OF CALIFORNIA

WHEREAS maintaining infrastructure is a critical function of state government and vital to California's continued economic growth; and

WHEREAS California faces considerable challenges in its ability to fund crucial maintenance and repair of its core transportation infrastructure—state highways, local streets, roads, and bridges—and current resources do not adequately support the maintenance of this vast system; and

WHEREAS the current fuel excise tax revenues are only sufficient to fund $2.3 billion in annual highway repairs, leaving $5.7 billion in unfunded repairs each year based on the latest estimate of the state's deferred maintenance; and

WHEREAS these extraordinary circumstances require the Legislature of the State of California to be convened in a special session.

NOW, THEREFORE, I, EDMUND G. BROWN JR., Governor of the State of California, in accordance with Section 3(b) of Article IV of the Constitution of the State of California, hereby convene the Legislature of the State of California to assemble in extraordinary session in Sacramento, California, on the 19th day of June, 2015, at a time to be determined, for the following purposes:

To consider and act upon legislation necessary to enact pay-as-you-go, permanent and sustainable funding to:

a. Adequately and responsibly maintain and repair the state's transportation and other critical infrastructure; and

b. Improve the state's key trade corridors; and

c. Complement local efforts for repair and improvements of local transportation infrastructure.

To consider and act upon legislation necessary to:

a. Establish clear performance objectives measured by the percentage of pavement, bridges, and culverts in good condition; and

b. Incorporate project development efficiencies to expedite project delivery or reduce project costs.

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

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this 16th day of June 2015.

EDMUND G. BROWN JR.
Governor of California

ATTEST:

ALEX PADILLA
Secretary of State

MOTIONS, RESOLUTIONS AND NOTICES
REQUEST FOR UNANIMOUS CONSENT

Senator De León asked for, and was granted, unanimous consent that the Officers, Committee on Rules, and the Standing Rules of the Senate, with the exception of the Standing Committees, for the 2015–16 Regular Session be deemed the same for the 2015–16 First Extraordinary Session.

OATH OF OFFICE ADMINISTERED

The oath of office was administered to Senator Kevin de León, President pro Tempore; Daniel Alvarez, Secretary of the Senate; and Debbie Y. Manning, Sergeant at Arms.

REPORTS OF STANDING COMMITTEES
Committee on Rules

Senate Chamber, June 19, 2015

Madam President: The Committee on Rules, to which was referred:

Req. No. 1521463 (SCA 1)

Has had the same under consideration and finds the same within the purview of the call and refers it to the Committee on Rules pursuant to the provisions of Rule 24.

DE LEÓN, Chair

INTRODUCTION AND FIRST READING OF SENATE MEASURES

The following measure was introduced, read the first time and referred to the Committee on Rules:

Senate Constitutional Amendment 1: By Senator Huff (Coauthors: Senators Anderson, Bates, Berryhill, Cannella, Fuller, Gaines, Moorlach, Morrell, Nguyen, Nielsen, Runner, Stone, and Vidak) (Coauthors: Assembly Members Achadjian, Travis Allen, Baker, Bigelow, Brough, Chang, Chávez, Beth Gaines, Gallagher, Hadley, Jones, Kim, Lackey, Linder, Mayes, Olsen, Steinorth, Wagner, Waldron, and Wilk)—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Sections 1, 5, 6, and 8 of, and adding Sections 11 and 12 to, Article XIX thereof, relating to transportation.

The following measure was offered and ordered held at the Desk:

Senate Concurrent Resolution 1: By Senator De León—Relative to the Joint Rules for the 2015–16 First Extraordinary Session.

REPORTS OF STANDING COMMITTEES
Committee on Rules

Senate Chamber, June 19, 2015

Madam President: The Committee on Rules has examined:

SCR 1

And reports the same correctly engrossed.

DE LEÓN, Chair

MOTIONS, RESOLUTIONS AND NOTICES
UNANIMOUS CONSENT TO TAKE UP
WITHOUT REFERENCE TO COMMITTEE OR FILE

Senator De León asked for, and was granted, unanimous consent to take up **SCR 1** at this time, without reference to committee or file.

Consideration of Senate Concurrent Resolution 1

Senate Concurrent Resolution 1—Relative to the Joint Rules for the 2015–16 First Extraordinary Session.

Resolution read and presented by Senator De León.

Roll Call

The roll was called and the resolution was adopted by the following vote:

AYES (37)—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, De León, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Resolution ordered transmitted to the Assembly.

RECESS TO CONVENE SECOND EXTRAORDINARY SESSION

At 1:56 p.m., on motion of Senator Jackson, the Senate recessed in order to convene the Second Extraordinary Session.

RECONVENED

At 3:30 p.m., the Senate reconvened.

Hon. Hannah-Beth Jackson, of the 19th District, Presiding.

ADJOURNMENT

At 3:30 p.m., the President declared the Senate adjourned on call of the President pro Tempore.

NEVA MARIE PARKER, Minute Clerk

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