

CALIFORNIA LEGISLATURE
2015–16 SECOND EXTRAORDINARY SESSION

SENATE DAILY JOURNAL

TWENTY-FIFTH LEGISLATIVE DAY

IN SENATE

Senate Chamber, Sacramento
Monday, February 29, 2016

The Senate met at 12:46 p.m.

Hon. Holly J. Mitchell, of the 30th District, presiding.

Secretary Daniel Alvarez at the Desk.

Assistant Secretary Zachary L. Twilla reading.

PROCEEDINGS UNDER QUORUM CALL OF THE SENATE 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

Prayer was offered by the Chaplain, Sister Michelle Gorman, RSM:

Divine Spirit,

Creator of every kind of paradox and puzzle,

Our mystification must be Your joy.

Why else would You hide Yourself so effectively?

We ask You to take us gently toward the light

And persuade us to learn wisdom from the alive and elegant universe.

Our prayers and philosophizing will guide us gradually through the unknown

To help us sense Your holy presence,

And learn which convictions of ours are promising, and which are illusory.

In awe, we know Your heart,

And admire Your astounding generosity.

You are our God, the God with us and beyond us.

We hope to be Your joy.—AMEN.

(Adapted from William Cleary, Prayers to an Evolutionary God.)

PLEDGE OF ALLEGIANCE TO THE FLAG

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

CONSIDERATION OF DAILY FILE**CONFERENCE COMMITTEE REPORTS**

Senate Bill 2—An act to add Section 685.5 to the Insurance Code, to add and repeal Sections 12202.2 and 24330 of the Revenue and Taxation Code, and to add and repeal Article 6.7 (commencing with Section 14199.50) of Chapter 7 of Part 3 of Division 9 of the Welfare and Institutions Code, relating to Medi-Cal, and making an appropriation therefor.

The report of the Committee on Conference presented by Senator Hernandez.

Roll Call

The roll was called and the conference report was adopted by the following vote:

AYES (28)—Senators Allen, Beall, Block, Cannella, De León, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Pan, Pavley, Roth, Wieckowski, and Wolk.

NOES (11)—Senators Anderson, Bates, Berryhill, Fuller, Gaines, Moorlach, Morrell, Nielsen, Runner, Stone, and Vidak.

MOTIONS, RESOLUTIONS AND NOTICES
UNANIMOUS CONSENT TO PRINT IN JOURNAL

Senator Hernandez asked for, and was granted, unanimous consent that the following letter be printed in the journal:

February 29, 2016

The Honorable Kevin de León
President pro Tempore of the Senate
The Honorable Jean Fuller
Minority Leader of the Senate

Dear Senator De León and Senator Fuller: I respectfully request this letter to be entered into the Senate Journal to clarify the Legislature's intent with respect to the impact SBX2 2 will have on health insurance premiums.

In enacting SBX2 2, which reforms the existing provider tax on managed care organizations to preserve critical funding for the state's Medi-Cal program, it is has been articulated by the Brown Administration that overall the tax reforms in this proposed legislation will result in an estimated net reduction in tax liability to the health plan industry of approximately \$106 million. I am in agreement with the National Federation of Independent Business that these tax reforms "leave no valid rationale for health plans to raise rates due to this legislation."

The California Association of Health Plans points out that the bill "protects the affordability of coverage," and individual health plans and business alike have registered in their support letters that they have worked diligently and in good faith to ensure that the proposal does not negatively affect their efforts to ensure affordability of California coverage, that this bill ensures additional cost shifting to commercial payers will not occur, and that this bill will not negatively affect consumers that purchase their coverage.

I ask that this letter be printed in the Senate Daily Journal to memorialize the Legislature's intention that health insurance premiums not be increased because of this legislation.

Sincerely,
ED HERNANDEZ, O.D.
Senator, 22nd District



**CONSIDERATION OF DAILY FILE (RESUMED)
CONFERENCE COMMITTEE REPORTS (RESUMED)**

Assembly Bill 1—An act to amend Sections 4519.5, 4639.5, 4652.5, 4689.8, 4690.5, 4691.6, 4691.9, and 4860 of, and to add Sections 4519.8, 4691.10, 4691.11, 4870, 14105.075, and 14105.195 to, the Welfare and Institutions Code, relating to human services financing, and making an appropriation therefor.

The report of the Committee on Conference presented by Senator Beall.

Roll Call

The roll was called and the conference report was adopted by the following vote:

AYES (40)—Senators 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.

NOES (0)—None.

RECESS TO RECONVENE REGULAR SESSION

At 1:22 p.m., on motion of Senator Mitchell, the Senate recessed in order to reconvene the Regular Session.

RECONVENED

At 2:02 p.m., the Senate reconvened.

Hon. Holly J. Mitchell, of the 30th District, presiding.

ADJOURNMENT

At 2:02 p.m., the President declared the Senate adjourned on call of the President pro Tempore.

NEVA MARIE PARKER, Minute Clerk

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