

No. 46

CALIFORNIA LEGISLATURE

AT SACRAMENTO

2015–16 FIRST EXTRAORDINARY SESSION

Senate Daily File



SENATOR KEVIN DE LEÓN

President pro Tempore

SENATOR WILLIAM W. MONNING

Majority Floor Leader

SENATOR JEAN FULLER

Minority Floor Leader

Compiled Under the Direction of

DANIEL ALVAREZ

Secretary of the Senate

By

JAMIE TAYLOR

Daily File Clerk

and

HOLLY HUMMELT

Daily File Clerk

SENATE CONVENES UPON CALL OF THE PRESIDENT PRO TEMPORE

THURSDAY, MARCH 3, 2016

To view live streaming committee hearings please visit: senate.ca.gov
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NOTICE

PURSUANT TO THE AMERICANS WITH DISABILITIES ACT, QUALIFIED INDIVIDUALS WITH DISABILITIES MAY REQUEST REASONABLE MODIFICATIONS TO SENATE POLICIES, OR APPROPRIATE AUXILIARY AIDS AND SERVICES, TO ENSURE AN EQUAL OPPORTUNITY TO PARTICIPATE IN SENATE SERVICES, PROGRAMS, AND ACTIVITIES. REQUESTS SHOULD BE SUBMITTED AS SOON AS POSSIBLE, BUT NO LATER THAN THREE (3) BUSINESS DAYS BEFORE A SCHEDULED EVENT, TO THE ADA COORDINATOR AT: ADA.COORDINATOR@SEN.CA.GOV. 1020 N STREET, ROOM 255, SACRAMENTO, CA 95814, (916) 651-1505.

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OFFICERS OF THE SENATE

LIEUTENANT GOVERNOR GAVIN NEWSOM

President

SENATOR KEVIN DE LEÓN

President pro Tempore

DANIEL ALVAREZ
Secretary of the Senate

DEBBIE Y. MANNING
Sergeant at Arms

SENATE ORDER OF BUSINESS

1. Roll Call.
2. Prayer by the Chaplain.
3. Pledge of Allegiance.
4. Privileges of the Floor.
5. Communications and Petitions.
6. Messages from the Governor.
7. Messages from the Assembly.
8. Reports of Committees.
9. Motions, Resolutions and Notices.
10. Introduction and First Reading of Bills.
11. Consideration of Daily File:
 - a. Second Reading.
 - b. Special Orders.
 - c. Unfinished Business.
 - d. Third Reading.
12. Announcement of Committee Meetings.
13. Leaves of Absence.
14. Adjournment.

2015–2016
FIRST EXTRAORDINARY SESSION
(Convened June 19, 2015)

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

MEMBERS OF THE SENATE, NAMES, ADDRESSES, OCCUPATIONS

Name	Occupation	Party	Dist.	Capitol Office	Capitol Telephone	Counties	District Address
Allen, Benjamin	Attorney.....	D	26	2054	651-4026	Los Angeles	2512 Artesia Blvd., Ste. 320, Redondo Beach 90278. Ph:(310)318-6994.
Anderson, Joel	Full-time Legislator	R	38	5052	651-4038	San Diego.....	500 Fesler St., Ste. 201, El Cajon 92020. Ph:(619)596-3136. 1 Civic Center Dr., Ste. 320, San Marcos 92069. Ph:(760)510-2017.
Bates, Patricia C.	Small Business Owner.....	R	36	4048	651-4036	Orange, San Diego	24031 El Toro Rd., Ste. 201A, Laguna Hills 92653. Ph:(949)598-5850. 169 Saxony Rd., Ste. 103, Encinitas 92024. Ph:(760)642-0809.
Beall, Jim.....	Full-time Legislator	D	15	5066	651-4015	Santa Clara	2105 South Bascom Ave., Ste. 154, Campbell 95008. Ph:(408)558-1295. 100 Paseo de San Antonio, Ste. 209, San Jose 95113. Ph:(408)286-8318.
Berryhill, Tom	Farmer/Businessman	R	8	3076	651-4008	Amador, Calaveras, Fresno, Inyo, Madera, Mariposa, Mono, Sacramento, Stanislaus, Tulare, Tuolumne	6215 North Fresno St., Ste. 104, Fresno 93710. Ph:(559)253-7122. 102 Grove Ave., Ste. B, Oakdale 95361. Ph:(209)848-8001. 33 C Broadway, Jackson 95642. Ph:(209)223-9140.
Block, Marty.....	Full-time Legislator	D	39	4072	651-4039	San Diego.....	701 B St., Ste. 1840, San Diego 92101. Ph:(619)645-3133.
Cannella, Anthony	Civil Engineer.....	R	12	5082	651-4012	Fresno, Madera, Merced, Monterey, San Benito, Stanislaus	1640 N St., Ste. 210, Merced 95340. Ph:(209)726-5495. 369 Main St., Ste. 208, Salinas 93901. Ph:(831)769-8040. 2561 3rd St., Ste. A, Ceres 95307. Ph:(209)581-9827.
De León, Kevin.....	Full-time Legislator	D	24	205	651-4024	Los Angeles	1808 West Sunset Blvd., Los Angeles 90026. Ph:(213)483-9300.
Fuller, Jean.....	Full-time Legislator	R	16	305	651-4016	Kern, San Bernardino, Tulare	5701 Truxtun Ave., Ste. 150, Bakersfield 93309. Ph:(661)323-0443. 7248 Joshua Lane, Ste. B, Yucca Valley 92284. Ph:(760)228-3136.
Gaines, Ted.....	Independent Business Owner .	R	1	3070	651-4001	Alpine, El Dorado, Lassen, Modoc, Nevada, Placer, Plumas, Sacramento, Shasta, Sierra, Siskiyou	4359 Town Center Blvd., Ste. 112, El Dorado Hills 95762. Ph:(916)933-7213. 1900 Churn Creek Rd., Ste. 204, Redding 96002. Ph:(530)224-7001.
Galgiani, Cathleen	Full-time Legislator	D	5	2059	651-4005	Sacramento, San Joaquin, Stanislaus	1010 10th St., Ste. 5800, Modesto 95354. Ph:(209)576-6273. 31 East Channel St., Ste. 440, Stockton 95202. Ph:(209)948-7930.
Glazer, Steven M.	Full-time Legislator	D	7	4082	651-4007	Alameda, Contra Costa	1350 Treat Blvd., Ste. 240, Walnut Creek 94597. Ph:(925)942-6082. 420 West 3rd St., Antioch 94509. Ph:(925)754-1461.
Hall III, Isadore	Full-time Legislator	D	35	4085	651-4035	Los Angeles	222 West 6th St., Ste. 320, San Pedro 90731. Ph:(310)514-8573.
Hancock, Loni	Full-time Legislator	D	9	2082	651-4009	Alameda, Contra Costa	1515 Clay St., Ste. 2202, Oakland 94612. Ph:(510)286-1333.
Hernandez O.D., Ed	Optometrist	D	22	2080	651-4022	Los Angeles	100 South Vincent Ave., Ste. 401, West Covina 91790. Ph:(626)430-2499.
Hertzberg, Robert M.	Attorney.....	D	18	4038	651-4018	Los Angeles	6150 Van Nuys Blvd., Ste. 400, Van Nuys 91401. Ph:(818)901-5588.
Hill, Jerry.....	Small Business Owner.....	D	13	5035	651-4013	San Mateo, Santa Clara	1528 South El Camino Real, Ste. 303, San Mateo 94402. Ph:(650)212-3313.
Hueso, Ben.....	Full-time Legislator	D	40	4035	651-4040	Imperial, San Diego.....	1224 State St., Ste. D, El Centro 92243. Ph:(760)335-3442. 303 H St., Ste. 200, Chula Vista 91910. Ph:(619)409-7690.
Huff, Bob.....	Small Businessman.....	R	29	4090	651-4029	Los Angeles, Orange, San Bernardino	1800 East Lambert Rd., Ste. 150, Brea 92821. Ph:(714)671-9474.
Jackson, Hannah-Beth	Educator.....	D	19	2032	651-4019	Santa Barbara, Ventura	300 East Esplanade Dr., Ste. 430, Oxnard 93036. Ph:(805)988-1940. 222 East Carrillo St., Ste. 309, Santa Barbara 93101. Ph:(805)965-0862.

Name	Occupation	Party	Dist.	Capitol Office	Capitol Telephone	Counties	District Address
Lara, Ricardo	Full-time Legislator	D	33	5050	651-4033	Los Angeles	3939 Atlantic Ave., Ste. 107, Long Beach 90807. Ph:(562)256-7921. 6550 Miles Ave., Room 214, Huntington Park 90255. Ph:(323)277-4560.
Leno, Mark.....	Full-time Legislator	D	11	5100	651-4011	San Francisco, San Mateo	455 Golden Gate Ave., Ste. 14800, San Francisco 94102. Ph:(415)557-1300.
Leyva, Connie M.....	Full-time Legislator	D	20	4061	651-4020	Los Angeles, San Bernardino.....	464 West 4th St., Ste. 454B, San Bernardino 92401. Ph:(909)888-5360. 11760 Central Ave., Ste. 100, Chino 91710. Ph:(909)591-7016.
Liu, Carol	Full-time Legislator	D	25	5097	651-4025	Los Angeles, San Bernardino.....	1000 North Central Ave., Ste. 240, Glendale 91202. Ph:(818)409-0400. 201 East Bonita Ave., San Dimas 91773. Ph:(909)599-7351.
McGuire, Mike	Full-time Legislator	D	2	5064	651-4002	Del Norte, Humboldt, Lake, Marin, Mendocino, Sonoma, Trinity	3501 Civic Center Dr., Ste. 425, San Rafael 94903. Ph:(415)479-6612. 50 D St., Ste. 120A, Santa Rosa 95404. Ph:(707)576-2771. 200 South School St., Ste. F, Ukiah 95482. Ph:(707)468-8914. 1080 Mason Mall, Ste. 4, Crescent City 95531. Ph:(707)464-1255. 1036 5th St., Ste. D, Eureka 95501. Ph:(707)445-6508. 885 Lakeport Blvd., Lakeport 95453. Ph:(707)468-8914.
Mendoza, Tony	Teacher	D	32	5061	651-4032	Los Angeles, Orange	17315 Studebaker Rd., Ste. 332, Cerritos 90703. Ph:(562)860-3202.
Mitchell, Holly J.....	Full-time Legislator	D	30	5080	651-4030	Los Angeles	Admin Office West, 700 State Drive, Ste. 113, Los Angeles 90037. Ph:(213)745-6656.
Monning, William W.....	Professor of Law	D	17	313	651-4017	Monterey, San Luis Obispo, Santa Clara, Santa Cruz.....	1026 Palm St., Ste. 201, San Luis Obispo 93401. Ph:(805)549-3784. 99 Pacific St., Ste.575F, Monterey 93940. Ph:(831)657-6315. 701 Ocean St., Ste. 318A, Santa Cruz 95060. Ph:(831)425-0401. 7800 Arroyo Circle, Ste. A, Gilroy 95020. Ph:(408)847-6101.
Moorlach, John M. W.....	Accountant/Financial Planner.	R	37	2048	651-4037	Orange.....	940 South Coast Dr., Ste. 185, Costa Mesa 92626. Ph:(714)662-6050.
Morrell, Mike.....	Businessman/Legislator.....	R	23	3056	651-4023	Los Angeles, Riverside, San Bernardino	10350 Commerce Center Dr., Ste. A-220, Rancho Cucamonga 91730. Ph:(909)919-7731.
Nguyen, Janet.....	Small Businesswoman	R	34	3048	651-4034	Los Angeles, Orange	10971 Garden Grove Blvd., Ste.D, Garden Grove 92843. Ph:(714)741-1034.
Nielsen, Jim	Rancher/Legislator.....	R	4	2068	651-4004	Butte, Colusa, Glenn, Placer, Sacramento, Sutter, Tehama, Yuba...	2200A Douglas Blvd., Ste. 100, Roseville 95661. Ph:(916)772-0571. 409 Center St., Ste. C, Yuba City 95991. Ph:(530)751-8657. 2635 Forest Ave., Ste. 110, Chico 95928. Ph:(530)879-7424.
Pan, Dr. Richard.....	Physician/Pediatrician	D	6	4070	651-4006	Sacramento, Yolo	1020 N St., Room 576, Sacramento 95814. Ph:(916)651-1529. 2251 Florin Rd., Ste. 156, Sacramento 95822. Ph:(916)262-2904.
Pavley, Fran	Full-time Legislator	D	27	5108	651-4027	Los Angeles, Ventura	5016 North Parkway Calabasas, Ste. 222, Calabasas 91302. Ph:(818)876-3352.
Roth, Richard D.	Attorney.....	D	31	4034	651-4031	Riverside	3737 Main St., Ste. 104, Riverside 92501. Ph:(951)680-6750.
Runner, Sharon	Business Owner.....	R	21	3063	651-4021	Los Angeles, San Bernardino.....	848 West Lancaster Blvd., Ste. 101, Lancaster 93534. Ph:(661)729-6232. 23920 Valencia Blvd., Ste. 250, Santa Clarita 91355. Ph:(661)286-1471. 14343 Civic Dr., First Floor, Victorville 92392. Ph:(760)843-8414.
Stone Pharm.D., Jeff.....	Pharmacist	R	28	4062	651-4028	Riverside	25186 Hancock Ave., Murrieta 92562. Ph:(951)894-3530. 45-125 Smurr St., Ste. B, Indio 92201. Ph:(760)398-6442.
Vidak, Andy.....	Farmer/Small Businessman ...	R	14	3082	651-4014	Fresno, Kern, Kings, Tulare	1201 East California Ave., #A, Bakersfield 93307. Ph:(661)395-2620. 2550 Mariposa Mall, Ste. 2016, Fresno 93721. Ph:(559)264-3070. 113 Court St., Ste. 205, Hanford 93230. Ph:(559)585-7161.
Wieckowski, Bob	Legislator/Attorney	D	10	3086	651-4010	Alameda, Santa Clara.....	39510 Paseo Padre Parkway, Ste. 280, Fremont 94538. Ph:(510)794-3900.
Wolk, Lois	Teacher/Legislator	D	3	5114	651-4003	Contra Costa, Napa, Sacramento, Solano, Sonoma, Yolo	2741 Napa Valley Corporate, Building 4, Napa 94558. Ph:(707)224-1990. 555 Mason St., Ste. 275, Vacaville 95688. Ph:(707)454-3808. 985 Walnut Ave., Vallejo 94592. Ph:(707)551-2389.

Email addresses all follow the same format. All addresses are senator.lastname@senate.ca.gov (Example: Senator.Mitchell@senate.ca.gov)

DIAGRAM OF SENATE CHAMBER, SHOWING MEMBERS AND SEATING ARRANGEMENT—2015–16 FIRST EXTRAORDINARY SESSION

Senatoris Est Civitatis Libertatem Tueri—It is the Duty of the Senators to Protect the Liberty of the People

LIEUTENANT GOVERNOR, GAVIN NEWSOM
SENATOR KEVIN DE LEÓN, PRESIDENT PRO TEMPORE

MATHEW BURNS HISTORY CLERK	HOLLY HUMMELT DAILY FILE CLERK	JAMIE TAYLOR DAILY FILE CLERK	NEVA MARIE PARKER JOURNAL CLERK	ZACH TWILLA READING CLERK	BERNADETTE C. MCNULTY CHIEF ASST. SECRETARY OF THE SENATE	DANIEL ALVAREZ SECRETARY OF THE SENATE	SUSAN DELAFUENTE ASST. TO SECRETARY OF THE SENATE
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CONTROL CONSOLE

RUNNER OF ANTELOPE VALLEY	ANDERSON OF SAN DIEGO	MOORLACH OF COSTA MESA	GALGANI OF STOCKTON	HUESO OF SAN DIEGO	LENO OF SAN FRANCISCO	ROTH OF RIVERSIDE	HERNANDEZ OF WEST COVINA	HERTZBERG OF LOS ANGELES	WICKOWSKI OF FREMONT	McGUIRE OF HEALDSBURG	WOLK OF DAVIS
BATES OF LAGUNA NIGUEL	NGUYEN OF GARDEN GROVE	MORRELL OF INLAND EMPIRE	STONE OF TEMECULA	CANNELLA OF CERES	HILL OF SAN MATEO	LARA OF BELL GARDENS	PAVLEY OF AGOURA HILLS	LEYVA OF CHINO	MENDOZA OF ARTESIA	LIU OF LA CAÑADA FLINTRIDGE	HANCOCK OF BERKELEY
GAINES OF EL DORADO	NIELSEN OF TEHAMA	BERRYHILL OF STANISLAUS	HUFF OF SAN GABRIEL VALLEY	VIDAK OF HANFORD	FULLER OF BAKERSFIELD	JACKSON OF SANTA BARBARA	MITCHELL OF LOS ANGELES	GLAZER OF CONTRA COSTA	HALL OF LOS ANGELES	ALLEN OF SANTA MONICA	BEALL OF SAN JOSE
				BLOCK OF SAN DIEGO	De LEÓN OF LOS ANGELES						
				DEBBIE Y. MANNING, SERGEANT AT ARMS SR. MICHELLE GORMAN, RSM, SENATE CHAPLAIN							

ORDER OF BUSINESS

- ROLL CALL
- PRAYER BY THE CHAPLAIN
- PLEDGE OF ALLEGIANCE
- PRIVILEGES OF THE FLOOR
- COMMUNICATIONS AND MESSAGES
- REPORTS OF COMMITTEES
- MOTIONS AND RESOLUTIONS
- CONSIDERATION OF THE DAILY FILE ANNOUNCEMENTS
- ADJOURNMENT

SENATE PUBLICATIONS
(OBTAINABLE AT LEGISLATIVE BILL ROOM)

THE FILE—**DAILY PROGRAM OF THE DAY'S BUSINESS**

THE JOURNAL—**DAILY RECORD OF THE DAY’S BUSINESS**

THE HISTORY—**WEEKLY SHOWS LATEST ACTION ON BILLS**

STANDING COMMITTEES OF THE SENATE

Appropriations—(7)—Lara (Chair), Bates (Vice Chair), Beall, De León, Hill, Mendoza and Nielsen. Staff Director: Mark McKenzie. Consultants: Robert Ingenito, Jillian Kisse, Marie Liu, Brendan McCarthy, Jolie Onodera and Maureen Ortiz. Assistants: Jennifer Douglas and Larissa Pitts. Phone: (916)651-4101. Room 2206.

Rules—(5)—De León (Chair), Runner (Vice Chair), Cannella, Leyva and Mitchell. Secretary of the Senate: Daniel Alvarez. Assistant: Jane Brown. Phone: (916)651-4120. Room 400.

Transportation and Infrastructure Development—(13)—Beall (Chair), Cannella (Vice Chair), Allen, Bates, Berryhill, Gaines, Hertzberg, Leyva, Liu, McGuire, Mendoza, Pavley and Wieckowski. Chief Consultant: Randy Chinn. Principal Consultants: Manny Leon and Erin Riches. Consultant: Alison Dinmore. Assistant: Holly Glasen. Phone: (916)651-4121. Room 2209.

**IN CONFERENCE
(SENATE BILLS)**

1

S.B. No. 4—Beall.

An act relating to transportation.

Legislative Counsel's Digest of Assembly Amendments

SBX1 4, as it passed the Senate, stated that it is the intent of the Legislature to enact legislation to establish permanent, sustainable sources of transportation funding to maintain and repair the state's highways, local roads, bridges, and other critical transportation infrastructure.

The Assembly amendments instead state that it is the intent of the Legislature to enact statutory changes to establish those sources of transportation funding.

Vote: 21. Substantial substantive change: no.

(Final vote in the Senate: AYES—25. NOES—12.)

2015

- Sep. 9—In Senate. Concurrence in Assembly amendments pending.
- Sep. 10—Senate refused to concur in Assembly amendments. (Ayes 1. Noes 39. Page 74.) Ordered to Conference Committee.
- Sep. 23—Assembly Members Gomez (Co-Chair), Burke, Melendez, Mullin and Obernolte appointed to Conference Committee.
- Sep. 24—Senators Beall (Co-Chair), Allen, Leyva, Cannella and Gaines appointed to Conference Committee.

**IN CONFERENCE
(ASSEMBLY BILLS)**

2

A.B. No. 3—Frazier et al.

An act relating to transportation.

Vote required: 21

2015

- Aug. 31—Read third time. Passed. Ordered to the Senate. (Ayes 50. Noes 29. Page 57.)
- Aug. 31—In Senate. Read first time. To Com. on RLS. for assignment.
- Sep. 3—Referred to Com. on RLS. From committee chair, with author's amendments: Amend, and re-refer to committee. Read second time, amended, and re-referred to Com. on RLS.
- Sep. 4—Withdrawn from committee. (Ayes 25. Noes 12. Page 65.) Ordered to third reading.
- Sep. 8—Read third time. Passed. Ordered to the Assembly. (Ayes 24. Noes 14. Page 68.).
- Sep. 8—In Assembly. Concurrence in Senate amendments pending.
May be considered on or after September 10 pursuant to Assembly Rule 77.
- Sep. 10—Assembly refused to concur in Senate amendments. To Conference Committee. (Ayes 3. Noes 50. Page 81.)
- Sep. 23—Assembly Members Gomez (Co-Chair), Burke, Melendez, Mullin, and Obernolte appointed to Conference Committee.
- Sep. 24—Senators Beall (Co-Chair), Allen, Leyva, Cannella, and Gaines appointed to Conference Committee.

BILLS ON THE SENATE DAILY FILE

BILL NO.	ITEM NO.	AUTHOR	LOCATION	VOTE REQ
SB1X 4	1	Beall	In Conference	MAJ
AB1X 3	2	Frazier et al.	In Conference	MAJ

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