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Assembly
California Legislature
Committee on Rules

KEN COOLEY
CHAIR

Thursday, August 15, 2019
10 minutes prior to Session
State Capitol, Room 3162

VICE CHAIR
CUNNINGHAM, JORDAN

MEMBERS
CARRILLO, WENDY
FLORA, HEATH
GRAYSON, TIMOTHY S.
KAMLAGER-DOVE, SYDNEY
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MATHIS, DEVON J.
QUIRK-SILVA, SHARON
RAMOS, JAMES C.
RIVAS, ROBERT
WICKS, BUFFY

DIEP, TYLER (R-ALT)
LEVINE, MARC (D-ALT)

CONSENT AGENDA

BILL REFERRALS

1. Bill Referrals

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RESOLUTIONS

2. ACR-61 (Salas) Gold Star Mothers' and Families' Day.
3. ACR-114 (Kalra) Mahatma Gandhi: 150th birth anniversary.
4. HR-55 (Ramos) California Native American Day. (refer/hear)

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REQUEST TO ADD URGENCY CLAUSE

5. SB-681 (Stern) Local referenda and charter amendments: withdrawal.

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CHIEF ADMINISTRATIVE OFFICER
DEBRA GRAVERT

Assembly
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JAMES C. RAMOS
ROBERT RIVAS
BUFFY WICKS

MARC LEVINE (D-ALT.)
TYLER DIEP (R-ALT.)

Memo

To: Rules Committee Members
From: Michael Erke, Bill Referral Consultant
Date: 8/14/19
Re: Consent Bill Referrals

Since you received your preliminary list of bill referrals, HR 53 has been added to the list of referrals.

REFERRAL OF BILLS TO COMMITTEE

08/15/2019

Pursuant to the Assembly Rules, the following bills were referred to committee:

<u>Assembly Bill No.</u>	<u>Committee:</u>
<u>ACR 109</u>	RLS.
<u>ACR 117</u>	RLS.
<u>ACR 118</u>	RLS.
<u>ACR 119</u>	TRANS.
<u>ACR 120</u>	TRANS.
<u>ACR 121</u>	RLS.
<u>ACR 122</u>	RLS.
<u>ACR 123</u>	RLS.
<u>ACR 124</u>	TRANS.
<u>HR 51</u>	RLS.
<u>HR 52</u>	RLS.
<u>HR 53</u>	RLS.
<u>HR 54</u>	RLS.
<u>HR 55</u>	RLS.
<u>SCR 1</u>	RLS.
<u>SCR 46</u>	TRANS.
<u>SCR 56</u>	TRANS.

Assembly Concurrent Resolution

No. 61

Introduced by Assembly Member Salas

March 27, 2019

Assembly Concurrent Resolution No. 61—Relative to Gold Star Mothers’ and Families’ Day.

LEGISLATIVE COUNSEL’S DIGEST

ACR 61, as introduced, Salas. Gold Star Mothers’ and Families’ Day. This measure would proclaim September 29, 2019, as Gold Star Mothers’ and Families’ Day in California.

Fiscal committee: no.

- 1 WHEREAS, The history of Gold Star Families began in the
2 United States shortly after World War I to provide support for
3 mothers who lost sons or daughters in the war; and
4 WHEREAS, The reference to the Gold Star comes from the
5 custom of families of servicemen or servicewomen hanging a
6 service flag in the window of their homes displaying a blue star
7 for every living family member in the service and a gold star for
8 those who have perished; and
9 WHEREAS, The United States began observing Gold Star
10 Mothers’ Day on the last Sunday of September in 1936, and the
11 Gold Star Wives was formed before the end of World War II; and
12 WHEREAS, Since 2009, United States President Barack Obama
13 has issued annual proclamations designating the last Sunday in
14 September as Gold Star Mothers’ and Families’ Day; and

1 WHEREAS, The strength of our military is built upon the men
2 and women who serve in uniform and the families who support
3 them; and

4 WHEREAS, Since the start of the War on Terror, more than
5 6,800 members of the United States Armed Forces have lost their
6 lives; and

7 WHEREAS, The families of our fallen soldiers have made a
8 tremendous sacrifice on behalf of our country; and

9 WHEREAS, All Gold Star Families deserve to be recognized
10 by our local, state, and federal leaders for their sacrifices and for
11 their dedicated and patriotic support of the United States; and

12 WHEREAS, Supporting Gold Star Families who have lost loved
13 ones to combat demonstrates the commitment of the American
14 people to those families now and in the future; and

15 WHEREAS, As a nation, we must continually look for new
16 ways to support Gold Star Families both in the days immediately
17 following the tragedy and in the years that follow; now, therefore,
18 be it

19 *Resolved by the Assembly of the State of California, the Senate*
20 *thereof concurring,* That the Legislature hereby proclaims
21 September 29, 2019, as Gold Star Mothers' and Families' Day in
22 California; and be it further

23 *Resolved,* That the Chief Clerk of the Assembly transmit copies
24 of this resolution to the author for appropriate distribution.

O

Date of Hearing: August 15, 2019

ASSEMBLY COMMITTEE ON RULES
Timothy Grayson, Chair
ACR 61 (Salas) – As Introduced March 27, 2019

SUBJECT: Gold Star Mothers' and Families' Day.

SUMMARY: Proclaims September 29, 2019, as Gold Star Mothers' and Families' Day in California. Specifically, **this resolution** makes the following legislative findings:

- 1) The history of Gold Star Families began in the United States after World War I to provide support for mothers who lost sons or daughters in the war.
- 2) The reference to the Gold Star comes from the custom of families of servicemen or servicewomen hanging a service flag in the window of their homes displaying a blue star for every living family member in the service and a gold star for those who have perished.
- 3) The United States began observing Gold Star Mother's Day on the last Sunday of September in 1936, and the Gold Star Wives was formed before the end of World War II.
- 4) The strength of our military is built upon the men and women who serve in uniform and the families who support them. The families of our fallen soldiers have made a tremendous sacrifice on behalf of our country.
- 5) All Gold Star Families deserve to be recognized by our local, state, and federal leaders for their sacrifices and for their dedicated and patriotic support of the United States.
- 6) Supporting Gold Star Families who have lost loved ones to combat demonstrates the commitment of the American people to those families now and in the future.

FISCAL EFFECT: None

REGISTERED SUPPORT / OPPOSITION:

Support

None on file

Opposition

None on file

Analysis Prepared by: Nicole Willis / RLS. / (916) 319-2800

AMENDED IN ASSEMBLY AUGUST 12, 2019

CALIFORNIA LEGISLATURE—2019–20 REGULAR SESSION

Assembly Concurrent Resolution

No. 114

Introduced by Assembly Member Kalra

(Principal coauthors: Assembly Members Aguiar-Curry, Arambula, Bauer-Kahan, Cooper, Cristina Garcia, Quirk, and Mark Stone)

(Principal coauthors: Senators Archuleta, Beall, and Wieckowski)

July 3, 2019

Assembly Concurrent Resolution No. 114—Relative to *the* 150th birthday of Mahatma Gandhi.

LEGISLATIVE COUNSEL'S DIGEST

ACR 114, as amended, Kalra. Mahatma Gandhi: 150th birth anniversary.

This measure would recognize October 2, 2019, as the 150th birth anniversary of Mahatma Gandhi and would recognize his lasting contributions and influences throughout the world. The measure would encourage Californians to celebrate through his eternal message of peace, love, and the universal principle of nonviolence.

Fiscal committee: no.

1 WHEREAS, Mohandas Karamchand Gandhi,—commonly
2 *popularly* known as Mahatma Gandhi, is one of the world's most
3 influential historical icons known for the principles of nonviolent
4 civil disobedience. He is regarded as the father of the human rights
5 movement of the 20th century and the patron saint of peace and
6 environmental justice-oriented struggles of the modern era; and

1 WHEREAS, Mahatma Gandhi, admired as a great spiritual,
2 social, and political leader of India, is also ~~popularly~~ *affectionately*
3 known as Bapu, the Father of the Indian nation; and

4 WHEREAS, History attributes the actions and teachings of
5 Mahatma Gandhi to India's independence against British rule. He
6 is also credited for his work in South Africa, where he advocated
7 for the civil rights of Indians; and

8 WHEREAS, Mahatma Gandhi was born on October 2, 1869,
9 and raised in the coastal city of Porbandar, Gujarat in India, and
10 was trained in law at the Inner Temple in London; and

11 WHEREAS, In 1906, Gandhi organized his first mass civil
12 disobedience campaign, which he called "Satyagraha" (~~truth and~~
13 ~~firmness~~); (*holding onto truth firmly*), in reaction to the South
14 African Transvaal government's new restrictions on the rights of
15 Indians, including the refusal to recognize Hindu marriages; and

16 WHEREAS, Gandhi would go on to call for other Satyagraha
17 campaigns of peaceful protests, strikes, and boycotts within India,
18 and he became a leading figure in the Indians' movement towards
19 independence against British rule. He wrote days before the march
20 to the British viceroy, Lord Irwin, in 1930, that, "My ambition is
21 no less than to convert the British people through non-violence
22 and thus make them see the wrong they have done to India"; and

23 WHEREAS, During these nonviolent campaigns, he was
24 imprisoned several times, six times in South Africa and seven
25 times in India, serving approximately five years in prison; and

26 WHEREAS, Even though Gandhi was known for his devout
27 Hindu faith, he advocated reverence for all faiths and believed in
28 the essential unity of all peoples and religions; and

29 WHEREAS, Gandhi's eternal message of peace, love, and the
30 universal relevance of the principle of nonviolence, called "~~ahimsa~~"
31 "*Ahimsa*" in Sanskrit, defined as "nonviolence in thought, word
32 and action," has influenced and inspired leaders like ~~Rev. the~~
33 *Reverend* Dr. Martin Luther ~~King~~ *King*, Jr., Nelson Mandela, the
34 Dalai Lama, César Chávez, Lech Wałęsa, Aung San Suu Kyi, and
35 President Barack Obama; and

36 WHEREAS, Gandhi was also committed to a vegetarian diet
37 and in 1931 went to speak at a meeting of the London Vegetarian
38 Society, and even published an article under the title of 'The Moral
39 Basis of Vegetarianism' as an integral implementation of ~~ahimsa~~;
40 *Ahimsa*; and

1 WHEREAS, Recognizing Gandhi’s immense contribution to
2 freedom struggles across the world, human rights, and the novel
3 method of mass mobilization (Satyagraha) to fight oppression, in
4 2007, the United Nations General Assembly designated October
5 2, Gandhi’s birthday, as the International Day of Non-Violence;
6 and

7 WHEREAS, The 150th Birth Anniversary of Mahatma Gandhi
8 has inspired many throughout California to hold community events
9 to reflect on his teachings and celebrate his contributions to society;
10 now, therefore, be it

11 *Resolved by the Assembly of the State of California, the Senate*
12 *thereof concurring,* That the Legislature hereby recognizes October
13 2, 2019, as the 150th birth anniversary of Mahatma Gandhi and
14 recognizes his lasting contributions and influences throughout the
15 world; and be it further

16 *Resolved,* That the Legislature encourages Californians to
17 celebrate the birth anniversary of Gandhi through his eternal
18 message of peace, love, and the universal principle of nonviolence;
19 and be it further

20 *Resolved,* That the Chief Clerk of the Assembly transmit copies
21 of this resolution to the author for appropriate distribution.

O

Date of Hearing: August 15, 2019

ASSEMBLY COMMITTEE ON RULES
Ken Cooley, Chair
ACR 114 (Kalra) – As Amended August 12, 2019

SUBJECT: Mahatma Gandhi: 150th birth anniversary.

SUMMARY: Recognizes October 2, 2019, as the 150th birth anniversary of Mahatma Gandhi and recognizes his lasting contributions and influences throughout the world. Specifically, **this resolution** makes the following legislative findings:

- 1) Mohandas Karamchand Gandhi, known as Mahatma Gandhi, is one of the world’s most influential historical icons known for the principles of nonviolent civil disobedience; and, is regarded as the father of the human rights movement of the 20th century and the patron saint of peace and environmental justice-oriented struggles of the modern era.
- 2) Mahatma Gandhi, admired as a great spiritual, social, and political leader of India, is also affectionately known as Bapu, the Father of the Indian nation.
- 3) Mahatma Gandhi was born on October 2, 1869, and raised in the coastal city of Porbandar, Gujarat in India, and was trained in law at the Inner Temple in London.
- 4) In 1906, Gandhi organized his first mass civil disobedience campaign, which he called “Satyagraha”, (holding onto truth firmly), in reaction to the South African Transvaal government’s new restrictions on the rights of Indians, including the refusal to recognize Hindu marriages.
- 5) Gandhi would go on to call for other Satyagraha campaigns of peaceful protests, strikes, and boycotts within India, and he became a leading figure in the Indians’ movement towards independence against British rule. He wrote days before the march to the British viceroy, Lord Irwin, in 1930, that, “My ambition is no less than to convert the British people through non-violence and thus make them see the wrong they have done to India.”
- 6) Even though Gandhi was known for his devout Hindu faith, he advocated reverence for all faiths and believed in the essential unity of all peoples and religions; and, Gandhi’s eternal message of peace, love, and the universal relevance of the principle of nonviolence, called “Ahimsa” in Sanskrit, defined as “nonviolence in thought, word and action,” has influenced and inspired leaders like the Reverend Dr. Martin Luther King, Jr., Nelson Mandela, the Dalai Lama, César Chávez, Lech Wałęsa, Aung San Suu Kyi, and President Barack Obama.
- 7) Gandhi was also committed to a vegetarian diet and in 1931 went to speak at a meeting of the London Vegetarian Society, and even published an article under the title of ‘The Moral Basis of Vegetarianism’ as an integral implementation of Ahimsa.
- 8) Recognizing Gandhi’s immense contribution to freedom struggles across the world, human rights, and the novel method of mass mobilization (Satyagraha) to fight oppression, in 2007, the United Nations General Assembly designated October 2, Gandhi’s birthday, as the International Day of Non-Violence.

- 9) The 150th Birth Anniversary of Mahatma Gandhi has inspired many throughout California to hold community events to reflect on his teachings and celebrate his contributions to society.

FISCAL EFFECT: None

REGISTERED SUPPORT / OPPOSITION:

Support

None on file

Opposition

None on file

Analysis Prepared by: Nicole Willis / RLS. / (916) 319-2800

House Resolution

No. 55

Introduced by Assembly Member Ramos

August 13, 2019

House Resolution No. 55—Relative to California Native American Day.

1 WHEREAS, California is home to more federally recognized
2 Indian tribes than any other state in the United States; and

3 WHEREAS, The cultural and governmental contributions of
4 the native peoples of California have shaped the course of the state
5 throughout history; and

6 WHEREAS, California designated the fourth Friday of every
7 September as California Native American Day; and

8 WHEREAS, California Native American Day is celebrated in
9 this state by tribes and communities across the state, and is a day
10 for educators of California to teach factual California Indian history
11 in schools; and

12 WHEREAS, California Indian tribes are committed to
13 contributing to the educational curricula provided by the state and
14 believe in providing new and improved educational resources about
15 the varied cultural histories of, and governance models used by,
16 California Native Americans; and

17 WHEREAS, This is the first California Native American Day
18 since Governor Gavin Newsom issued an executive order
19 apologizing for the historical wrongs tolerated, encouraged,
20 subsidized, and committed by state actors against California Native
21 Americans; and

22 WHEREAS, We can never undo the wrongs inflicted on the
23 people who have lived on this land that we now call California,

1 but we can work together to build bridges, tell the truth about
2 California’s past, and begin to heal deep wounds; and

3 WHEREAS, The Governor is also calling for a Truth and
4 Healing Council to hear testimony and clarify the historical record
5 on the relationship between the state and California Native
6 Americans; and

7 WHEREAS, The California Indian Cultural Awareness
8 Conference will be held concurrently with California Native
9 American Day and will assist educators by providing new
10 educational resources regarding the rich and varied lives of the
11 California Indian Nations; now, therefore, be it

12 *Resolved by the Assembly of the State of California,* That the
13 Assembly recognizes the importance of California Native American
14 Day, celebrated this year on September 27, 2019, and the annual
15 California Cultural Awareness Conference to the enhancement of
16 awareness of California Indian culture; and be it further

17 *Resolved,* That the Chief Clerk of the Assembly transmit copies
18 of this resolution to the author for appropriate distribution.

O

Date of Hearing: August 15, 2019

ASSEMBLY COMMITTEE ON RULES
Ken Cooley, Chair
HR 55 (Ramos) – As Introduced August 13, 2019

SUBJECT: California Native American Day.

SUMMARY: Designates September 27, 2019 as California Native American Day and recognizes the importance of the annual California Indian Cultural Awareness Conference to the enhancement of California Indian culture. Specifically, **this resolution** makes the following legislative findings:

- 1) California is home to more federally recognized Indian tribes than any other state in the United States.
- 2) The cultural and governmental contributions of the native peoples of California have shaped the course of the state throughout history.
- 3) California Native American Day is celebrated in this state by tribes and communities across the state, and is a day for educators of California to teach factual California Indian history in schools.
- 4) Californian Indian tribes are committed to contributing to the educational curricula provided by the state and believe in providing new and improved educational resources about the varied cultural histories of, and governance models used by, California Native Americans.
- 5) This is the first California Native American Day since Governor Gavin Newsom issued an executive order apologizing for the historical wrongs tolerated, encouraged, subsidized, and committed by state actors against California Native Americans.
- 6) We can never undo the wrongs inflicted on the people who have lived on this land that we now call California, but we can work together to build bridges, tell the truth about California's past, and begin to heal deep wounds.
- 7) The California Indian Cultural Awareness Conference will be held concurrently with California Native American Day and will assist educators by providing new educational resources regarding the rich and varied lives of the California Indian Nations.

FISCAL EFFECT: None

REGISTERED SUPPORT / OPPOSITION:

Support

None on file

Opposition

None on file

Introduced by Senator SternFebruary 22, 2019

An act to add Sections 9144.5, 9237.2, 9266.5, and 9341.5 to the Elections Code, relating to elections.

LEGISLATIVE COUNSEL'S DIGEST

SB 681, as introduced, Stern. Local referenda and charter amendments: withdrawal.

Existing law authorizes the proponent of a county, municipal, or district initiative to withdraw the initiative at any time before the 88th day before the election, whether or not the petition has already been found sufficient by the elections official.

This bill would authorize the proponent of a county, municipal, or district referendum to withdraw the referendum at any time before the 88th day before the election, whether or not the petition has already been found sufficient by the elections official. The bill would grant the same authority to withdraw to the proponent of an amendment of a city or county charter. Because the exercise of this authority would impose associated duties on local elections officials, this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to the statutory provisions noted above.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: yes.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 9144.5 is added to the Elections Code,
2 to read:
3 9144.5. The proponent of a referendum may withdraw the
4 referendum at any time before the 88th day before the election,
5 whether or not the petition has already been found sufficient by
6 the elections official.
- 7 SEC. 2. Section 9237.2 is added to the Elections Code, to read:
8 9237.2. The proponent of a referendum may withdraw the
9 referendum at any time before the 88th day before the election,
10 whether or not the petition has already been found sufficient by
11 the elections official.
- 12 SEC. 3. Section 9266.5 is added to the Elections Code, to read:
13 9266.5. The proponent of a measure proposing to amend a
14 charter may withdraw the charter amendment at any time before
15 the 88th day before the election, whether or not the petition has
16 already been found sufficient by the elections official.
- 17 SEC. 4. Section 9341.5 is added to the Elections Code, to read:
18 9341.5. The proponent of a referendum may withdraw the
19 referendum at any time before the 88th day before the election,
20 whether or not the petition has already been found sufficient by
21 the elections official.
- 22 SEC. 5. If the Commission on State Mandates determines that
23 this act contains costs mandated by the state, reimbursement to
24 local agencies and school districts for those costs shall be made
25 pursuant to Part 7 (commencing with Section 17500) of Division
26 4 of Title 2 of the Government Code.

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SENATOR
HENRY STERN

TWENTY-SEVENTH SENATE DISTRICT



RECEIVED
ASSEMBLY RULES

2019 AUG 14 P 12:44

Assembly Member Ken Cooley
Assembly Rules Committee
California State Capitol, Room 3016
Sacramento, CA 958714

August 12, 2019

RE: SB 681: Elections: Withdrawal (Stern) Urgency Clause Addition

Honorable Assembly Member Cooley,

I write today to request that you approve the addition of an urgency clause in SB 681: Elections: Withdrawal (Stern). SB 681 will allow local jurisdictions the ability to give proponents of referendums and charter amendments the flexibility to solve local election issues by withdrawing their measures once they have submitted their petitions to elections officials for signature verification.

Due to the fact that the presidential primary has been moved forward from June 2020 to March 2020, proponents will not benefit from the enactment of the legislation. In order to fit within the 88-day timeframe encapsulated in the bill, cities would have to submit their requests to withdraw a measure in December 2019, prior to the bill's enactment. I ask that you permit the urgency clause to be included in SB 681 so that it is effective for the first opportunity for voter engagement in 2020.

Thank you for considering my request. Should any questions or issues arise please contact Allison Van Selow in my office, at (916) 651-4027 or allison.vanselow@senate.ca.gov.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "H. Stern", with a long horizontal line extending to the right.

SENATOR HENRY STERN

