



STATE CAPITOL  
P.O. BOX 942849  
SACRAMENTO, CA 94249-0124  
(916) 319-2800  
FAX (916) 319-2810

Assembly  
California Legislature  
Committee on Rules

RICHARD S. GORDON  
CHAIR

VICE CHAIR  
LING LING CHANG

MEMBERS  
WILLIAM P. BROUGH  
AUTUMN R. BURKE  
NORA CAMPOS  
KEN COOLEY  
BRIAN W. JONES  
KEVIN MULLIN  
FREDDIE RODRIGUEZ  
MARIE WALDRON  
JIM WOOD

PATTY LOPEZ (D-ALT.)  
JAY OBERNOLTE (R-ALT.)

Friday, February 12, 2016  
8:50 AM  
State Capitol, Room 3162

CONSENT AGENDA

**Request to Add Urgency Clause**

1. SB 438 (Hill)                      Relative to Earthquake safety.

[Page 2](#)

AMENDED IN ASSEMBLY SEPTEMBER 3, 2015

AMENDED IN ASSEMBLY JUNE 29, 2015

AMENDED IN ASSEMBLY JUNE 3, 2015

AMENDED IN SENATE APRIL 6, 2015

**SENATE BILL**

**No. 438**

---

---

**Introduced by Senator Hill**

February 25, 2015

---

---

~~An act to add Section 119406 to the Health and Safety Code, relating to electronic cigarettes. An act relating to earthquake safety.~~

LEGISLATIVE COUNSEL'S DIGEST

SB 438, as amended, Hill. ~~Electronic cigarettes.~~ *Earthquake safety.*

*Existing law creates, as an independent unit within the Business, Consumer Services, and Housing Agency, the Alfred E. Alquist Seismic Safety Commission, and provides that the commission is responsible for certain duties related to earthquake hazard mitigation, including, among others, helping to coordinate the earthquake safety activities of government at all levels.*

*This bill would declare the intent of the Legislature to work with the Administration through the fall 2015 recess in order to establish a California Earthquake Safety Board by July 1, 2016.*

~~Existing law, to the extent not preempted by federal law, makes it unlawful for a person to sell or otherwise furnish electronic cigarettes to a person under 18 years of age.~~

~~This bill would require all cartridges for electronic cigarettes and solutions for filling and refilling an electronic cigarette to be in child-resistant packaging, as defined.~~

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

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

1     SECTION 1. *The Legislature finds and declares that mitigation*  
2 *against earthquake damage must be addressed in the immediate*  
3 *term and that it intends to work with the Administration through*  
4 *the fall 2015 recess in order to establish a California Earthquake*  
5 *Safety Board by July 1, 2016.*

6     ~~SECTION 1. Section 119406 is added to the Health and Safety~~  
7 ~~Code, to read:~~

8     ~~119406. (a) All cartridges for electronic cigarettes and~~  
9 ~~solutions for filling or refilling an electronic cigarette shall be in~~  
10 ~~child-resistant packaging.~~

11     ~~(b) “Child-resistant packaging” means packaging that is~~  
12 ~~consistent with federal standards adopted by the federal Consumer~~  
13 ~~Product Safety Commission (Part 1700 of Title 16 of the Code of~~  
14 ~~Federal Regulations).~~

O

# California State Senate

CAPITOL OFFICE  
STATE CAPITOL  
SACRAMENTO, CA 95814  
TEL (916) 651-4013  
FAX (916) 651-4913

DISTRICT OFFICE  
1528 S. EL CAMINO REAL  
SUITE 303  
SAN MATEO, CA 94402  
TEL (650) 212-3313  
FAX (650) 212-3320

WWW.SENATE.CA.GOV/HILL  
SENATOR.HILL@SENATE.CA.GOV

SENATOR  
JERRY HILL

THIRTEENTH SENATE DISTRICT



COMMITTEES  
BUSINESS, PROFESSIONS &  
ECONOMIC DEVELOPMENT  
CHAIR  
APPROPRIATIONS  
ENERGY, UTILITIES &  
COMMUNICATIONS  
ENVIRONMENTAL QUALITY  
GOVERNMENTAL ORGANIZATION

February 9, 2016

Assemblymember Richard Gordon  
Chair, Assembly Rules Committee  
State Capitol, Room 3016  
Sacramento, California 95814

Dear Assemblymember Gordon:

I request permission to add an urgency clause to SB 438, which would start funding a statewide earthquake early warning system to help save lives and protect the public before temblors strike. In 2013, California passed a law requiring the Governor's Office of Emergency Services (CalOES) to develop a comprehensive statewide earthquake early warning system based on public-private partnerships. The law prohibited the use of General Fund dollars to create the system.

Along with the urgency clause, I am amending SB 438 to strike the prohibition on using General Funds and to appropriate \$23.1 million to fund the warning system. The early warning system is essential in California, which is the second most seismologically active state. We owe it to our constituents and all Californians to get this system up and running as soon as possible.

I appreciate your consideration in this request.

Sincerely,

A handwritten signature in blue ink, appearing to read "Jerry Hill", with a long horizontal flourish extending to the right.

Jerry Hill  
Senator, 13<sup>th</sup> District