

CALIFORNIA LEGISLATURE
2017–18 REGULAR SESSION

SENATE DAILY JOURNAL

ONE HUNDRED TWELFTH LEGISLATIVE DAY

IN SENATE

Senate Chamber, Sacramento
Wednesday, August 23, 2017

The Senate met at 9 a.m.
Hon. Jerry Hill, of the 13th District, presiding.
Secretary Daniel Alvarez at the Desk.
Assistant Secretary Zachary L. Twilla reading.

ROLL CALL

The roll was called and the following Senators answered to their names:
Allen, Anderson, Atkins, Bates, Beall, Berryhill, Bradford, Cannella,
De León, Dodd, Fuller, Gaines, Galgiani, Glazer, Hernandez, Hertzberg,
Hill, Hueso, Jackson, Lara, Leyva, McGuire, Mendoza, Mitchell,
Monning, Moorlach, Morrell, Newman, Nguyen, Nielsen, Pan, Portantino,
Roth, Skinner, Stern, Stone, Vidak, Wieckowski, Wiener, and Wilk—40.
Quorum present.



COMMUNICATIONS AND PETITIONS

The following letter was ordered printed in the Journal:

July 18, 2017

The Honorable Kevin de León

President pro Tempore of the Senate

Dear Senator De León: I am requesting authorship of **AB 500** (Gomez), pursuant to Senate Rule 26, as Assembly Member Gomez is now a member of the United States House of Representatives.

Thank you for your time and consideration of this important matter.

Sincerely,
RICHARD BLOOM
Assembly Member
50th Assembly District

Approved by the Committee on Rules (5-0).

**CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS**

Senate Concurrent Resolution 65—Relative to veterans.

Resolution read second time and ordered to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill 128—An act to amend the Budget Act of 2017 by amending Items 0250-001-3037, 0250-001-3066, 0845-001-0217, 1111-011-0001, 2660-302-0042, 2740-001-0044, 3360-001-0465, 3790-493, 4260-001-0001, 5225-002-0001, 6100-001-0890, 6100-105-0001, 6100-113-0001, 6100-113-0890, 6100-119-0890, 6100-134-0890, 6100-149-0001, 6100-156-0001, 6100-156-0890, 6100-194-0001, 6100-194-0890, 6100-197-0890, 6100-403, 6870-301-6087, 6870-403, and 9100-101-0001 of, and adding Item 6100-495 to, Section 2.00 of, and amending Sections 3.60, 31.00, and 39.00 of, that act, relating to the state budget, and making an appropriation therefor, to take effect immediately, budget bill.

Bill read second time and ordered to third reading.

Assembly Bill 132—An act to amend Section 4005 of, to add Section 4005.5. to, to repeal Section 11105 of, and to repeal and add Sections 11104, 11106, 11108, and 11324 of, the Elections Code, and to repeal Section 93 of Chapter 28 of the Statutes of 2017, relating to elections, making an appropriation therefor, to take effect immediately, bill related to the budget.

Bill read second time and ordered to third reading.

Assembly Bill 1541—An act to repeal and add Section 223 of the Code of Civil Procedure, relating to jurors.

Bill read second time and ordered to third reading.



Assembly Bill 1424—An act to amend Sections 10506.4, 10506.5, and 10506.6 of, to amend the heading of Article 1.5 (commencing with Section 10506.4) of Chapter 2.1 of Part 2 of Division 2 of, to add Section 10506.8 to, and to repeal and add Section 10506.9 of, the Public Contract Code, relating to best value contracts.

Bill read second time and ordered to third reading.

Assembly Bill 1637—An act to add Article 4.5 (commencing with Section 34340) to Chapter 1 of Part 2 of Division 24 of the Health and Safety Code, relating to housing.

Bill read second time and ordered to third reading.

Assembly Bill 1491—An act to add Section 1670.10 to the Civil Code, relating to dogs and cats.

Bill read second time and ordered to third reading.

Assembly Bill 326—An act to amend, repeal, and add Sections 7314.3 and 7389 of, and to add Sections 7314.5 and 7319.7 to, the Business and Professions Code, relating to professions and vocations.

Bill read second time and ordered to third reading.

Assembly Bill 1606—An act to add Section 12012.81 to the Government Code, relating to tribal gaming, and declaring the urgency thereof, to take effect immediately.

Bill read second time and ordered to third reading.

MOTIONS, RESOLUTIONS AND NOTICES

RE-REFERENCE TO COMMITTEE PURSUANT TO JOINT RULE 10.5

Pursuant to Joint Rule 10.5, the following measures were re-referred to the Committee on Appropriations:

AB 23

AB 1361

REPORTS OF STANDING COMMITTEES

Committee on Rules

Senate Chamber, August 23, 2017

Mr. President: The Committee on Rules has examined:

SB 785

SCR 65

And reports the same correctly engrossed.

DE LEÓN, Chair



Committee on Appropriations

Senate Chamber, August 23, 2017

Mr. President: The Chair of the Committee on Appropriations, to which were referred:

AB 63 AB 210 AB 458 AB 857

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

LARA, Chair

Second Reading of Bills—Author's Amendments

Assembly Bill 63—An act to amend Sections 12509 and 12814.6 of, and to add Section 11103.5 to, the Vehicle Code, relating to driver's licenses.

Bill read second time.

Assembly Bill 210—An act to add Chapter 18 (commencing with Section 18999.8) to Part 6 of Division 9 of the Welfare and Institutions Code, relating to public social services.

Bill read second time.

Assembly Bill 458—An act to amend Sections 1685, 5301, and 5302 of the Vehicle Code, relating to vehicle registration.

Bill read second time.

Assembly Bill 857—An act to amend Section 104.16 of the Streets and Highways Code, relating to state highways.

Bill read second time.

The amendments were read and adopted and the measures ordered printed, and re-referred to the committee.

Committee on Education

Date of Hearing, August 23, 2017

Mr. President: The Committee on Education, to which was referred:

SB 544

Reports the same back with the recommendation: That the Assembly amendments be concurred in.

ALLEN, Chair

Above bill ordered returned to unfinished business.

Committee on Rules

Senate Chamber, August 23, 2017

Mr. President: The Chair of the Committee on Rules, to which was referred:

AB 249

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DE LEÓN, Chair



Second Reading of Bills—Author's Amendments

Assembly Bill 249—An act to amend Sections 82025, 84305, 84310, 84501, 84505, 84506.5, 84511, and 85704 of, to add Sections 84504.1, 84504.2, and 84505.3 to, to repeal Sections 84506, 84507, and 84508 of, and to repeal and add Sections 84502, 84503, 84504, and 84509 of, the Government Code, relating to the Political Reform Act of 1974.

Bill read second time.

Request to Add Urgency Section

To the Committee on Rules: I request permission to add an urgency section to AB 249 pursuant to Joint Rule 58.

ASSEMBLY MEMBER MULLIN

Permission of Rules Committee

Senate Chamber, August 23, 2017

The Committee on Rules grants permission to offer amendments which would add an urgency section to AB 249.

DE LEÓN, Chair

The amendments were read and adopted and the measure ordered printed, and re-referred to the committee.

Committee on Governance and Finance

Senate Chamber, August 23, 2017

Mr. President: The Chair of the Committee on Governance and Finance, to which was referred:

AB 653

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

MCGUIRE, Chair

Second Reading of Bills—Author's Amendments

Assembly Bill 653—An act to add Section 238 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time.

The amendments were read and adopted and the measure ordered printed, and re-referred to the committee.

Committee on Rules

Senate Chamber, August 23, 2017

Mr. President: The Chair of the Committee on Rules, to which was referred:

AB 211

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DE LEÓN, Chair



Second Reading of Bills—Author’s Amendments

Assembly Bill 211—An act to amend Sections 1225 and 1275.3 of the Health and Safety Code, relating to health and care facilities.

Bill read second time.

Request to Add Urgency Section

To the Committee on Rules: I request permission to add an urgency section to AB 211 pursuant to Joint Rule 58.

ASSEMBLY MEMBER WALDRON

Permission of Rules Committee

Senate Chamber, August 23, 2017

The Committee on Rules grants permission to offer amendments which would add an urgency section to AB 211.

DE LEÓN, Chair

The amendments were read and adopted and the measure ordered printed, and re-referred to the committee.

Committee on Appropriations

Senate Chamber, August 23, 2017

Mr. President: The Chair of the Committee on Appropriations, to which was referred:

AB 613

Reports the same back with author’s amendments with the recommendation: Amend, and re-refer to the committee.

LARA, Chair

Second Reading of Bills—Author’s Amendments

Assembly Bill 613—An act to add and repeal Section 1246.7 of the Business and Professions Code, relating to clinical laboratories.

Bill read second time.

The amendments were read and adopted and the measure ordered printed, and re-referred to the committee.

Committee on Rules

State Capitol, August 23, 2017

Mr. President: The Committee on Rules has ordered the following measures to third reading:

- | | | | |
|--------|---------|--------|--------|
| SCR 68 | SCR 69 | SCR 70 | SCR 71 |
| SCR 72 | SCR 73 | SCR 75 | SCR 76 |
| SCR 77 | SJR 12 | SR 52 | SR 54 |
| ACR 8 | ACR 102 | | |



State Capitol, August 23, 2017

Mr. President: The Committee on Rules ratified the following:

SUBCOMMITTEE RATIFICATIONS

BUSINESS, PROFESSIONS AND ECONOMIC DEVELOPMENT
Business, Professions and Economic Development Subcommittee
on Professions and Licensure (9)

Newman (Chair), Dodd, Fuller, Galgiani, Glazer, Hernandez, Hill, Pan, and Wilk

DE LEÓN, Chair

MOTIONS, RESOLUTIONS AND NOTICES

MEASURES WITHDRAWN AND RE-REFERRED TO COMMITTEE

Without objection, the following measure was withdrawn from the Committee on Appropriations and re-referred to the Committee on Rules:

AB 1668

REPORTS OF STANDING COMMITTEES

Committee on Rules

State Capitol, August 23, 2017

The Committee on Rules has re-referred the following measures to committee:

Appropriations—AB 859.

Elections and Constitutional Amendments—SJR 11, AB 249.

Environmental Quality—AJR 20.

Health—SCR 74.

Insurance, Banking and Financial Institutions—AJR 5.

Judiciary—SCR 78, SCR 79, SJR 10, AB 748.

Natural Resources and Water—AB 1668.

Public Safety—SJR 13, SR 55.

Committee on Appropriations

Date of Hearing, August 21, 2017

Mr. President: The Committee on Appropriations, to which was referred:

AB 1074

Reports the same back with the recommendation: Do pass as amended.

LARA, Chair

Above bill ordered to second reading.



**MOTIONS, RESOLUTIONS AND NOTICES
MEASURES PLACED ON SPECIAL CONSENT CALENDAR**

Without objection, the following measures were set as a special consent calendar to be taken up on Monday, August 28, 2017:

AB 1290	AB 260	AB 149	AB 188
AB 926	AB 1145	AB 1534	AB 1728
AB 280	AB 519	ACR 107	AJR 13
AB 1625	AB 154	AB 644	AB 1550
AB 1533	AB 579	AB 1134	AB 352
AB 295	AB 360	AB 798	

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS**

Assembly Bill 1516—An act to amend Sections 303, 2221.1, 4927, 7542, 7596.4, 10177, 19604, 19619, 22973.3, 22977.1, and 25600.3 of, to amend the heading of Chapter 3.5 (commencing with Section 19300) of Division 8 of, and to amend the heading of Division 8.6 (commencing with Section 22970) of, the Business and Professions Code, to amend Sections 19, 54.27, 56.06, 2079.13, and 4777 of the Civil Code, to amend Sections 9, 26, 469, and 1002 of the Code of Civil Procedure, to amend Sections 2282 and 16955 of the Corporations Code, to amend Sections 8482.8, 17296, 22955.1, 35710, 41580, 44253.4, 44259.1, 44265.6, 44332.5, 44332.6, 48204, 48204.3, 48240, 51225.3, 52052.3, 56601, 60227, 60605.5, 67102, 67432, 67434, and 92965 of, and to amend and renumber the heading of Chapter 16 (commencing with Section 67380) of Part 40 of Division 5 of Title 3 of, the Education Code, to amend Sections 3017, 10010, 21534, 21535, and 23002 of the Elections Code, to amend Sections 452.5 and 754 of the Evidence Code, to amend Sections 14103, 14556, and 22370 of the Financial Code, to amend Sections 31603, 46003, 46004.1, 46013.2, 52255.5, 52289, and 67132 of the Food and Agricultural Code, to amend Sections 4216.24, 7514.7, 8590.7, 8593.2, 8920, 8921, 8922, 8924, 9111, 12587.1, 12588, 12589, 12591, 15643, 18152, 20931, 20969.3, 27521, 30025, 31462.05, 31653, 50079, 65057, 65073, 65850.6, 66474.02, 68203, 70395, and 82002 of, to amend the heading of Article 5 (commencing with Section 8585) of Chapter 7 of Division 1 of Title 2 of, and to amend and renumber Section 8455 of, the Government Code, to amend Section 655.1 of the Harbors and Navigation Code, to amend Sections 443.2, 1250.11, 1256.1, 1259, 1502, 1502.2, 1502.21, 1505, 1522.41, 1531.1, 1797.197a, 9002, 11362.775, 11375.7, 11400, 11401, 25257.2, 38530, 38561, 38562, 38562.5, 38562.7, 39713, 39730.7, 43212, 44559.13, 50833, 101993, 101996, 103526, 103527.5, 103885, 111070.5, 116555, 123955, and 128371 of the Health and Safety Code, to amend Sections 38.6, 1063.135, 1063.14, and 10235.52 of the Insurance Code, to amend Sections 139.21, 201.3, 1072, 1285, 1286, 1288, 1290, 1291, 1299, 1301, 1302, 1303, 1304, 1305, 1308, 1308.3, 1308.11, 1309, 1310, 1311, 1312, 1390, 1391, 1393, 1393.5, 1394, 1398, 1399, 1420, 1433, 4603.2, 4616.4, and 4800 of, to repeal the heading of Article 2 (commencing with



Section 1285) of Chapter 2 of Part 4 of Division 2 of, and to repeal the heading of Article 2 (commencing with Section 1390) of Chapter 3 of Part 4 of Division 2 of, the Labor Code, to amend Sections 800 and 803 of the Military and Veterans Code, to amend Sections 186.22, 308, 653w, 830.3, 832.18, 987.8, 991.5, 1001.87, 1170, 1170.18, 1347.1, 3409, 11105.04, 11105.08, 11106, 11174.32, 12021.5, 12022.2, 12022.4, 13835.4, 29180, 29181, and 29182 of, the Penal Code, to amend Section 20928.2 of the Public Contract Code, to amend Sections 3357, 5795.20, 25402.12, 30960, and 33204.8 of the Public Resources Code, to amend Sections 372, 399.4, 399.13, 454.55, 913.4, 913.8, 955.5, 972, 2827.10, 2870, 2881.4, 5445.2, 9605, 99684.5, 185020, and 185040 of the Public Utilities Code, to amend Sections 5097, 6366.4, 7094, 12258, 12491, 12636, 18708, 19854, 45153.5, 50112.1, 55042.5, 60207.5, and 60632 of, and to amend the heading of Part 20 (commencing with Section 41001) of Division 2 of, the Revenue and Taxation Code, to amend Section 5898.16 of the Streets and Highways Code, to amend Sections 1110, 2737, 11003, and 13002 of the Unemployment Insurance Code, to amend Sections 13353.6, 22513.1, 23301.5, 27427, and 34501.12 of, and to repeal Section 41501 of, the Vehicle Code, to amend Sections 366, 13321, and 71611.5 of the Water Code, to amend Sections 208.3, 361.2, 366.3, 727, 727.1, 4096.5, 4652.5, 5848.5, 5849.1, 5849.35, 5849.8, 5849.14, 5890, 5899, 10553.12, 10559, 10621, 11405, 14087.325, 14132.100, 14134.25, 14184.40, 14184.50, 14184.60, 14184.70, 14184.80, 14717.1, 14717.5, 18250, and 18986.50 of, to amend the heading of Chapter 12.86 (commencing with Section 18987.6) of Part 6 of Division 9 of, to amend and renumber Sections 18986.60, 18986.86, 18986.87, and 18986.89 of, and to amend and renumber the heading of Chapter 12.9 (commencing with Section 18986.40) and the heading of Chapter 12.95 (commencing with Section 18986.50) of Part 6 of Division 9 of, the Welfare and Institutions Code, to amend Section 5 of Chapter 10 of the Statutes of 2016, to amend Section 1 of Chapter 283 of the Statutes of 2016, to amend Section 501 of the North Fork Kings Groundwater Sustainability Agency (Chapter 392 of the Statutes of 2016), and to amend Section 3 of Chapter 535 of the Statutes of 2016, relating to the maintenance of the codes.

Bill read third time.

Amendments Adopted

Amendments to **AB 1516** proposed by Senator Anderson were read and adopted and the measure ordered printed and to second reading.

Assembly Bill 467—An act to amend Section 180203 of the Public Utilities Code, relating to transportation.

Bill read third time.

Amendments Adopted

Amendments to **AB 467** proposed by Senator Hertzberg were read and adopted and the measure ordered printed and to second reading.



Assembly Bill 1119—An act to amend Section 5328 of the Welfare and Institutions Code, relating to public social services.

Bill read third time.

Amendments Adopted

Amendments to **AB 1119** proposed by Senator Monning were read and adopted and the measure ordered printed and to second reading.

**MOTIONS, RESOLUTIONS AND NOTICES
UNANIMOUS CONSENT TO RESCIND (AB 61)**

Without objection, action rescinded whereby on July 17, 2017, **AB 61** was read third time, passed, and ordered transmitted to the Assembly.

Consideration of Assembly Bill 61

Assembly Bill 61—An act to amend Section 11770 of the Insurance Code, relating to the State Compensation Insurance Fund.

Bill read third time.

Amendments Adopted

Amendments to **AB 61** proposed by Senator Glazer were read and adopted and the measure ordered printed and to second reading.

**MOTIONS, RESOLUTIONS AND NOTICES
CONSENT CALENDAR**

Objections Raised

Senator Wiener objected to **AB 1401** being on the consent calendar, and requested that the measure be taken up at this time.

Consideration of Assembly Bill 1401

Assembly Bill 1401—An act to amend Section 340 of the Welfare and Institutions Code, relating to juveniles.

Bill read third time.

Amendments Adopted

Amendments to **AB 1401** proposed by Senator Wiener were read and adopted and the measure ordered printed and to second reading.

**MOTIONS, RESOLUTIONS AND NOTICES
CONSENT CALENDAR**

Objections Raised

Senator Beall objected to **AB 532** being on the consent calendar, and requested that the measure be taken up at this time.

Consideration of Assembly Bill 532

Assembly Bill 532—An act to add and repeal Section 11875 of the Health and Safety Code, relating to drug and alcohol programs.

Bill read third time.



Amendments Adopted

Amendments to **AB 532** proposed by Senator Beall were read and adopted and the measure ordered printed and to second reading.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill 841—An act to add Section 49431.9 to the Education Code, relating to pupil nutrition.

Bill read third time.

Amendments Adopted

Amendments to **AB 841** proposed by Senator Monning were read and adopted and the measure ordered printed and to second reading.

INTRODUCTION AND FIRST READING OF SENATE MEASURES

The following measure was offered and referred to the Committee on Rules:

Senate Concurrent Resolution 80: By Senator Dodd—Relative to water professionals.

ADJOURNMENT

At 3:30 p.m., the Senate adjourned until 9 a.m., Thursday, August 24, 2017.

NEVA MARIE PARKER, Minute Clerk

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