

CALIFORNIA LEGISLATURE
2017–18 REGULAR SESSION

SENATE DAILY JOURNAL

ONE HUNDRED FORTY-FIRST LEGISLATIVE DAY

IN SENATE

Senate Chamber, Sacramento
Monday, January 29, 2018

The Senate met at 2:16 p.m.
Hon. Ted Gaines, of the 1st 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, Atkins, Bates, Beall, Berryhill, Bradford, Cannella,
De León, Dodd, Fuller, Gaines, Galgiani, Glazer, Hernandez, Hertzberg,
Hill, Hueso, Jackson, Lara, Leyva, McGuire, Mitchell, Monning,
Moorlach, Morrell, Newman, Nguyen, Nielsen, Pan, Portantino, Roth,
Skinner, Stern, Stone, Vidak, Wieckowski, Wiener, and Wilk—39.

Quorum present.

(NOTE: Senator Mendoza will be excused this day on personal business.)



PRAYER

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

God of the past, present, and future, You have told us through our scriptures that You have called us by name (Isaiah 43:1), You hold our tears in a flask (Psalm 56:8); that our lives are worth more than many sparrows (Matthew 10:29).

Grant us the grace to value all persons for their presence, their gifts, their contributions to the ongoing evolution of our civilizations.

Banish from our hearts fear, prejudice, arrogance, and all that would prevent us from appreciating the beauty of all You have created.

We ask this in Your name.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

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

**PRIVILEGES OF THE FLOOR
SPECIAL RECOGNITIONS**

Senator Nielsen presented a member's resolution to Sara Lobdell, Secretary at Rancho Tehama Elementary School, in recognition of her heroic efforts during the shooting incident that occurred at the school last November 14, 2017.

Senators Hueso and Monning presented a member's resolution to Tim Z. Hernandez in recognition of his efforts at bringing awareness to the January 28, 1948 Los Gatos plane crash, and presented memorial resolutions to the families of the victims of that crash. Senator Monning introduced Joan Baez and, without objection, invited her to address the Senate.

SPECIAL INTRODUCTIONS

Senator Portantino introduced members of the California Community Colleges League, in honor of their visit to the California State Senate.

Senator Hertzberg introduced members of Pacoima Beautiful, in honor of their visit to the California State Senate.

SPECIAL RECOGNITIONS

Senator Morrell presented a member's resolution to Mark Timmerman in recognition of his service to the California State Senate.

SPECIAL INTRODUCTIONS

Senator Cannella introduced students from the Ballico Cressy School District, in honor of their visit to the California State Senate.



MESSAGES FROM THE GOVERNOR

Governor's Office, State Capitol
January 29, 2018

To the Senate of the State of California:

I have the honor to transmit to you herewith the following reappointments heretofore made by me to offices which by law are to be filled by the Governor. These reappointments are subject to Senate confirmation and consent. I hereby nominate these reappointees to you and request your confirmation and consent.

Sincerely,

EDMUND G. BROWN JR., Governor

MICHAEL W. KIRST, PH.D., has been reappointed to the California State Board of Education, where he has served since 2011. Kirst has been a professor emeritus at Stanford University since 2009, where he has been a professor since 1969. He was staff director for the U.S. Senate Subcommittee on Manpower, Employment, and Poverty from 1967 to 1969. Kirst is a member of the National Academy of Education. He earned a Doctor of Philosophy degree in political economy from Harvard University. Reappointed 01/09/2018. Effective 01/17/2018.

Member, California State Board of Education, vice, self, reappointed. Term ending 01/15/2022.

PATRICIA A. RUCKER, has been reappointed to the California State Board of Education, where she has served since 2011. Rucker has been a legislative advocate for the California Teachers Association since 2008, where she was a consultant for instruction and professional development from 1997 to 2008. She was a teacher for the Del Paso Heights School District from 1983 to 1997. Rucker is a member of the American Association of University Women and Voices for Culture and Diversity. She earned a Master of Education degree in curriculum and instruction from California State University, Sacramento. Reappointed 01/09/2018. Effective 01/18/2018.

Member, California State Board of Education, vice, self, reappointed. Term ending 01/15/2022.



TING L. SUN, ED.D., has been reappointed to the California State Board of Education, where she has served since 2015. Sun has been executive director at the Natomas Charter School since 2012, where she was director of educational programs from 2006 to 2012, 2000 to 2003, and 1993 to 1997. She was a senior consultant at Cambridge Education from 2007 to 2009, vice president of leadership and quality at the California Charter Schools Association from 2003 to 2006, an educational programs consultant at the California Department of Education from 1997 to 2000, and a teacher at the Natomas Charter School from 1993 to 1997 and at Natomas Junior High School from 1988 to 1993. She earned a Doctor of Education degree from the University of California, Davis and a Master of Education degree from Stanford University. Reappointed 01/09/2018. Effective 01/17/2018.

Member, California State Board of Education, vice, self, reappointed. Term ending 01/15/2022.

Above reappointments referred to the Committee on Rules.

MESSAGES FROM THE ASSEMBLY

Assembly Chamber, January 29, 2018

Mr. President: I am directed to inform your honorable body that the Assembly amended, and on this day passed, as amended:

SB 558

And respectfully requests your honorable body to concur in said amendments.

Above bill ordered to unfinished business.

Assembly Chamber, January 29, 2018

Mr. President: I am directed to inform your honorable body that the Assembly on this day adopted:

SCA 9

E. DOTSON WILSON, Chief Clerk of the Assembly

Above resolution ordered enrolled.

REPORTS OF STANDING COMMITTEES

Committee on Rules

Senate Chamber, January 26, 2018

Mr. President: The Committee on Rules has examined:

SB 215

SB 227

SR 73

And reports the same correctly engrossed.

DE LEÓN, Chair



Senate Chamber, January 29, 2018

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

SCR 90

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

Senate Concurrent Resolution 90—Relative to the Joseph Tavaglione Memorial Highway.

Resolution read second time.

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

CONSIDERATION OF DAILY FILE

THIRD READING OF ASSEMBLY BILLS

Assembly Bill 403—An act to add Article 11 (commencing with Section 9149.30) to Chapter 1.5 of Part 1 of Division 2 of Title 2 of the Government Code, relating to the Legislature, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Amendments Adopted

Amendments to **AB 403** proposed by Senator Bates were read and adopted and the measure ordered printed and to second reading.

MOTIONS, RESOLUTIONS AND NOTICES

MOTION TO TAKE UP WITHOUT REFERENCE TO FILE

Senator Glazer asked for, and was granted, unanimous consent to take up **SB 558** at this time, without reference to file.

Consideration of Senate Bill 558

Senate Bill 558—An act to add and repeal Section 74.8 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill presented by Senator Glazer.

The question being: “Shall the Senate concur in the Assembly amendments to SB 558?”

Roll Call

The roll was called.

CALL OF THE SENATE

Pending the announcement of the vote, Senator Glazer moved a call of the Senate.

Motion carried.



INTRODUCTION AND FIRST READING OF SENATE MEASURES

The following measures were introduced, read the first time, and transmitted to the Committee on Rules for assignment:

Senate Bill 938: By Senator Nguyen—An act to amend Section 1367 of the Health and Safety Code, relating to health care.

Senate Bill 939: By Senator Lara—An act relating to the payment of claims against the state, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Senate Bill 940: By Senator Beall (Coauthor: Senator Newman)—An act to amend Sections 69433.6, 69434, and 69435.3 of the Education Code, relating to student financial aid.

Senate Bill 941: By Senator Lara—An act relating to state claims, and declaring the urgency thereof, to take effect immediately.

Senate Bill 942: By Senator Lara—An act relating to state claims, and declaring the urgency thereof, to take effect immediately.

Senate Bill 943: By Senator Cannella—An act to amend Section 65584.2 of the Government Code, relating to local government.

Senate Bill 944: By Senator Hertzberg—An act relating to community paramedicine.

Senate Bill 945: By Senator Atkins (Principal coauthor: Senator Pan) (Principal coauthors: Assembly Members Arambula, Burke, Cristina Garcia, and Rubio)—An act to amend Sections 104161, 104161.1, and 104162.1 of the Health and Safety Code, relating to cancer.

Senate Bill 946: By Senator Lara—An act to add Article 3.5 (commencing with Section 21150) to Chapter 1 of Division 11 of the Vehicle Code, relating to sidewalk vendors.

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

Senate Concurrent Resolution 93: By Senator Skinner (Coauthors: Senators Atkins, Jackson, and Leyva)—Relative to California Girls and Women in Sports Week.

CONSIDERATION OF DAILY FILE (RESUMED)**SECOND READING OF SENATE BILLS**

Senate Bill 215—An act to add Chapter 2.9D (commencing with Section 1001.82) to Title 6 of Part 2 of the Penal Code, relating to diversion. Bill read second time and ordered to third reading.

Senate Resolution 73—Relative to a new 5-year National Offshore Oil and Gas Leasing Program on the Outer Continental Shelf. Resolution read second time and ordered to third reading.



Senate Bill 227—An act to amend Section 17039 of, and to add Section 17053.88 to, the Revenue and Taxation Code, relating to state contributions, to take effect immediately, tax levy.

Bill read second time and ordered to third reading.

THIRD READING OF SENATE BILLS

Senate Bill 695—6/6/2017 9 p.m.—An act to add Section 44339.5 to the Education Code, relating to teacher credentialing.

Bill read third time and presented by Senator Lara.

Roll Call

The roll was called.

CALL OF THE SENATE

Pending the announcement of the vote, Senator Lara moved a call of the Senate.

Motion carried.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill 691—1/12/2018 9 p.m.—An act to amend Sections 66251, 66260.6, and 66270 of the Education Code, relating to educational equity.

Bill read third time and presented by Senator Lara.

Roll Call

The roll was called.

CALL OF THE SENATE

Pending the announcement of the vote, Senator Lara moved a call of the Senate.

Motion carried.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill 320—1/11/2018 9 p.m.—An act to add Chapter 5.5 (commencing with Section 99250) to Part 65 of Division 14 of Title 3 of the Education Code, relating to public health, and making an appropriation therefor.

Bill read third time and presented by Senator Leyva.

Roll Call

The roll was called.

CALL OF THE SENATE

Pending the announcement of the vote, Senator Leyva moved a call of the Senate.

Motion carried.



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

Senate Bill 759—1/3/2018 9 p.m.—An act to amend Section 3019 of the Elections Code, relating to elections.

Bill read third time and presented by Senator McGuire.

Roll Call

The roll was called.

CALL OF THE SENATE

Pending the announcement of the vote, Senator McGuire moved a call of the Senate.

Motion carried.

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

Senate Bill 399—1/22/2018 9 p.m.—An act to amend Section 1374.73 of the Health and Safety Code, and to amend Section 10144.51 of the Insurance Code, relating to health care coverage.

Bill read third time and presented by Senator Portantino.

Roll Call

The roll was called.

CALL OF THE SENATE

Pending the announcement of the vote, Senator Portantino moved a call of the Senate.

Motion carried.

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

Senate Bill 707—1/22/2018 9 p.m.—An act to add and repeal Section 14005.274 of the Welfare and Institutions Code, relating to Medi-Cal.

Bill read third time and presented by Senator Cannella.

Roll Call

The roll was called.

CALL OF THE SENATE

Pending the announcement of the vote, Senator Cannella moved a call of the Senate.

Motion carried.



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

Senate Bill 168—1/18/2018 9 p.m.—An act to add Sections 14514.2 and 14548 to, and to add and repeal Section 14549.7 of, the Public Resources Code, relating to recycling.

Bill read third time and presented by Senator Wieckowski.

Roll Call

The roll was called.

CALL OF THE SENATE

Pending the announcement of the vote, Senator Wieckowski moved a call of the Senate.

Motion carried.

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

Senate Bill 38—1/23/2018 9 p.m.—An act to amend Section 69104 of the Government Code, relating to courts.

Bill read third time and presented by Senator Roth.

Roll Call

The roll was called.

CALL OF THE SENATE

Pending the announcement of the vote, Senator Roth moved a call of the Senate.

Motion carried.

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

Senate Bill 459—1/23/2018 9 p.m.—An act to amend Section 26720 of the Penal Code, relating to firearms.

Bill read third time and presented by Senator Portantino.

Roll Call

The roll was called.

CALL OF THE SENATE

Pending the announcement of the vote, Senator Portantino moved a call of the Senate.

Motion carried.



**PRIVILEGES OF THE FLOOR
SPECIAL INTRODUCTIONS**

Senator De León introduced Robert O’Driscoll, Consul General of Ireland in San Francisco and John Callaghan, Vice Consul of Ireland in San Francisco, in honor of their visit to the California State Senate.

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

Senate Bill 656—1/23/2018 9 p.m.—An act to amend Sections 22760, 22814, 75521, and 75522 of, and to add Section 75522.5 to, the Government Code, relating to judges’ retirement, and making an appropriation therefor.

Bill read third time and presented by Senator Moorlach.

Roll Call

The roll was called.

CALL OF THE SENATE

Pending the announcement of the vote, Senator Moorlach moved a call of the Senate.

Motion carried.

**PRIVILEGES OF THE FLOOR
SPECIAL INTRODUCTIONS**

Senator Nguyen introduced Hon. Tom Tait, Mayor of the City of Anaheim, in honor of his visit to the California State Senate.

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

Senate Bill 757—1/23/2018 9 p.m.—An act to amend Sections 290 and 296 of the Penal Code, relating to crimes.

Bill read third time and presented by Senator Glazer.

Roll Call

The roll was called.

CALL OF THE SENATE

Pending the announcement of the vote, Senator Glazer moved a call of the Senate.

Motion carried.



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

Senate Bill 760—1/23/2018 9 p.m.—An act to add Section 891.1 to the Streets and Highways Code, relating to bikeways.

Bill read third time and presented by Senator Wiener.

Roll Call

The roll was called and the bill was passed by the following vote:

AYES (30)—Senators Allen, Anderson, Atkins, Beall, Bradford, De León, Dodd, Galgiani, Glazer, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leyva, McGuire, Mitchell, Monning, Moorlach, Newman, Nguyen, Pan, Portantino, Roth, Skinner, Stern, Wieckowski, Wiener, and Wilk.

NOES (7)—Senators Bates, Fuller, Gaines, Morrell, Nielsen, Stone, and Vidak.

Bill ordered transmitted to the Assembly.

Senate Bill 635—1/23/2018 9 p.m.—An act to add Article 4.6 (commencing with Section 12097.5) to Chapter 1.6 of Part 2 of Division 3 of Title 2 of the Government Code, relating to economic development.

Bill read third time and presented by Senator Hueso.

Roll Call

The roll was called.

CALL OF THE SENATE

Pending the announcement of the vote, Senator Hueso moved a call of the Senate.

Motion carried.

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

Senate Bill 183—1/22/2018 9 p.m.—An act to add Chapter 31.5 (commencing with Section 7595.5) to Division 7 of Title 1 of the Government Code, relating to state buildings.

Bill read third time and presented by Senator Lara.

Roll Call

The roll was called.

CALL OF THE SENATE

Pending the announcement of the vote, Senator Lara moved a call of the Senate.

Motion carried.



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

Senate Bill 688—1/23/2018 9 p.m.—An act to amend Section 5899 of the Welfare and Institutions Code, relating to mental health services.

Bill read third time and presented by Senator Moorlach.

Roll Call

The roll was called.

CALL OF THE SENATE

Pending the announcement of the vote, Senator Moorlach moved a call of the Senate.

Motion carried.

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

Senate Bill 460—1/22/2018 1:55 p.m.—An act to add Chapter 3.5 (commencing with Section 1775) to Title 1.5 of Part 4 of Division 3 of the Civil Code, and to add Chapter 3.51 (commencing with Section 12121) to Part 2 of Division 2 of the Public Contract Code, relating to the Internet.

Bill read third time and presented by Senator De León.

Roll Call

The roll was called and the bill was passed by the following vote:

AYES (21)—Senators Atkins, Beall, Bradford, De León, Dodd, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leyva, McGuire, Mitchell, Monning, Pan, Portantino, Skinner, Stern, Wieckowski, and Wiener.

NOES (12)—Senators Anderson, Bates, Fuller, Gaines, Moorlach, Morrell, Nguyen, Nielsen, Roth, Stone, Vidak, and Wilk.

Bill ordered transmitted to the Assembly.

MESSAGES FROM THE ASSEMBLY

Assembly Chamber, January 29, 2018

Mr. President: I am directed to inform your honorable body that the Assembly on this day passed:

- | | | | |
|---------|---------|---------|---------|
| AB 11 | AB 87 | AB 310 | AB 427 |
| AB 479 | AB 550 | AB 595 | AB 605 |
| AB 626 | AB 664 | AB 767 | AB 809 |
| AB 862 | AB 865 | AB 888 | AB 900 |
| AB 986 | AB 991 | AB 1013 | AB 1037 |
| AB 1097 | AB 1231 | AB 1262 | AB 1289 |
| AB 1395 | AB 1511 | AB 1526 | AB 1531 |
| AB 1547 | AB 1552 | AB 1561 | AB 1596 |
| AB 1659 | AB 1663 | AB 1715 | |

E. DOTSON WILSON, Chief Clerk of the Assembly



FIRST READING OF ASSEMBLY MEASURES

The following measures were read the first time and transmitted to the Committee on Rules for assignment:

Assembly Bill 11—An act to add Section 14132.195 to the Welfare and Institutions Code, relating to Medi-Cal.

Assembly Bill 87—An act to amend Section 38750 of the Vehicle Code, relating to vehicles.

Assembly Bill 310—An act to add Section 87881.5 to the Education Code, relating to community colleges.

Assembly Bill 427—An act to add Part 6.8 (commencing with Section 15375) to Division 3 of Title 2 of the Government Code, relating to aerospace.

Assembly Bill 479—An act to amend Section 4660.1 of the Labor Code, relating to workers' compensation.

Assembly Bill 550—An act to amend Section 9719.5 of the Welfare and Institutions Code, relating to seniors.

Assembly Bill 595—An act to add Article 10.2 (commencing with Section 1399.65) to Chapter 2.2 of Division 2 of the Health and Safety Code, relating to health care service plans.

Assembly Bill 605—An act to add Section 1596.951 to the Health and Safety Code, relating to care facilities.

Assembly Bill 626—An act to amend Sections 113789, 114101, 114285, and 114390 of, to add Section 113825 to, and to add Chapter 11.6 (commencing with Section 114367) to Part 7 of Division 104 of, the Health and Safety Code, relating to the California Retail Food Code.

Assembly Bill 664—An act to amend Section 84307.5 of the Government Code, relating to the Political Reform Act of 1974.

Assembly Bill 767—An act to add Part 12.5 (commencing with Section 15930) to Division 3 of Title 2 of the Government Code, relating to economic development.

Assembly Bill 809—An act to amend Sections 66025.8, 78261.3, and 78261.5 of the Education Code, relating to veterans.

Assembly Bill 862—An act to amend Sections 97010, 97011, 97013, and 97015 of the Government Code, relating to corrections.

Assembly Bill 865—An act to amend Section 1170.91 of the Penal Code, relating to sentencing.

Assembly Bill 888—An act to amend Sections 2847.3 and 2876 of the Business and Professions Code, relating to healing arts.



Assembly Bill 900—An act to amend Sections 13957 and 13957.5 of the Government Code, relating to crime victims, and making an appropriation therefor.

Assembly Bill 986—An act to add Sections 3034, 7152, and 7152.5 to, and to add and repeal Section 7149.06 of, the Fish and Game Code, relating to fish and wildlife.

Assembly Bill 991—An act to add Section 10609.43 to the Welfare and Institutions Code, relating to foster youth.

Assembly Bill 1013—An act to amend an initiative act entitled “An act prescribing the terms upon which licenses may be issued to practitioners of chiropractic, creating the State Board of Chiropractic Examiners and declaring its powers and duties, prescribing penalties for violation hereof, and repealing all acts and parts of acts inconsistent herewith” approved by voters November 7, 1922, (the Chiropractic Act) by amending Sections 5 and 12 of the act, relating to chiropractors.

Assembly Bill 1037—An act to add Article 5.5 (commencing with Section 69438) to Chapter 1.7 of Part 42 of Division 5 of Title 3 of the Education Code, relating to postsecondary education.

Assembly Bill 1097—An act to add Section 5008.9 to the Public Resources Code, relating to state beaches and parks.

Assembly Bill 1231—An act to add Section 89509 to the Education Code, relating to public postsecondary education.

Assembly Bill 1262—An act to amend Section 13825.2 of the Penal Code, relating to crimes.

Assembly Bill 1289—An act to amend Sections 1086, 1087, 1088, 1090, 1102, 1102.2, 1102.3, 1102.4, 1102.5, 1102.6a, 1102.6b, 1102.6c, 1102.9, 1102.12, 1102.155, 1103, 1103.1, 1103.2, 1103.3, 1103.4, 1103.5, 1103.8, 1103.9, 1103.12, 2079, 2079.6, 2079.7, 2079.8, 2079.9, 2079.10, 2079.10.5, 2079.10a, 2079.13, 2079.14, 2079.15, 2079.17, 2079.21, and 2079.22 of, and to repeal Sections 1089, 1102.14, 1103.14, and 2079.18 of, the Civil Code, relating to real estate.

Assembly Bill 1395—An act to add Section 92.1 to the Streets and Highways Code, relating to transportation.

Assembly Bill 1511—An act to add and repeal Section 12022.6 of the Penal Code, relating to sentencing.

Assembly Bill 1526—An act to amend Section 1788.14 of the Civil Code, and to amend Section 337 of the Code of Civil Procedure, relating to civil actions.

Assembly Bill 1531—An act to amend Section 6159 of the Government Code, relating to court fees.



Assembly Bill 1547—An act to amend Section 44559.13 of the Health and Safety Code, relating to economic development and making an appropriation therefor.

Assembly Bill 1552—An act to amend Section 8281 of, and to add Section 8287 to, the Public Utilities Code, relating to public utilities.

Assembly Bill 1561—An act to amend Sections 13996.55 and 63010 of the Government Code, relating to economic development.

Assembly Bill 1596—An act to amend Section 69.5 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Assembly Bill 1659—An act to amend Sections 701, 702, and 703 of the Business and Professions Code, relating to healing arts.

Assembly Bill 1663—An act to amend Sections 25215.1, 25215.2, 25215.25, 25215.45, and 25215.56 of, and to add Sections 25215.3 and 25215.48 to, the Health and Safety Code, relating to hazardous waste.

Assembly Bill 1715—An act to amend Section 13997 of, and to add Section 13996.43 to, the Government Code, relating to economic development, and making an appropriation therefor.

PRIVILEGES OF THE FLOOR SPECIAL INTRODUCTIONS

Senator Wiener introduced Mark Rocha, Chancellor of the City College of San Francisco, and City College of San Francisco Board of Trustees Brigitte Davila, Thea Selby, and Alex Randolph, in honor of their visit to the California State Senate.

CONSIDERATION OF DAILY FILE (RESUMED) THIRD READING OF SENATE BILLS (RESUMED)

Senate Resolution 76—Relative to Human Trafficking Awareness Month.

Resolution read third time and presented by Senator Skinner.

Roll Call

The roll was called and the resolution was adopted by the following vote:

AYES (39)—Senators Allen, Anderson, Atkins, Bates, Beall, Berryhill, Bradford, Cannella, De León, Dodd, Fuller, Gaines, Galgiani, Glazer, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leyva, McGuire, Mitchell, Monning, Moorlach, Morrell, Newman, Nguyen, Nielsen, Pan, Portantino, Roth, Skinner, Stern, Stone, Vidak, Wieckowski, Wiener, and Wilk.

NOES (0)—None.



REPORTS OF STANDING COMMITTEES
Committee on Appropriations

Senate Chamber, January 29, 2018

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

SB 561

Reports the same back with the recommendation: That the above bill be ordered to second reading pursuant to Senate Rule 28.8.

LARA, Chair

Above bill ordered to third reading.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (SB 558)

On motion of Senator Glazer, further proceedings under the call of the Senate were dispensed with.

Roll Call

The names of the absentees were called the Senate concurred in Assembly amendments to SB 558 by the following vote:

AYES (39)—Senators Allen, Anderson, Atkins, Bates, Beall, Berryhill, Bradford, Cannella, De León, Dodd, Fuller, Gaines, Galgiani, Glazer, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leyva, McGuire, Mitchell, Monning, Moorlach, Morrell, Newman, Nguyen, Nielsen, Pan, Portantino, Roth, Skinner, Stern, Stone, Vidak, Wieckowski, Wiener, and Wilk.

NOES (0)—None.

Above bill ordered enrolled.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (SB 695)

On motion of Senator Lara, further proceedings under the call of the Senate were dispensed with.

Roll Call

The names of the absentees were called and SB 695 was passed by the following vote:

AYES (30)—Senators Allen, Atkins, Bates, Beall, Bradford, Cannella, De León, Dodd, Galgiani, Glazer, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leyva, McGuire, Mitchell, Monning, Newman, Nguyen, Pan, Portantino, Roth, Skinner, Stern, Vidak, Wieckowski, and Wiener.

NOES (7)—Senators Anderson, Berryhill, Gaines, Moorlach, Morrell, Nielsen, and Stone.

Above bill ordered transmitted to the Assembly.



**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (SB 691)**

On motion of Senator Lara, further proceedings under the call of the Senate were dispensed with.

Roll Call

The names of the absentees were called and SB 691 was passed by the following vote:

AYES (30)—Senators Allen, Atkins, Beall, Bradford, Cannella, De León, Dodd, Galgiani, Glazer, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leyva, McGuire, Mitchell, Monning, Newman, Nguyen, Pan, Portantino, Roth, Skinner, Stern, Vidak, Wieckowski, Wiener, and Wilk.

NOES (9)—Senators Anderson, Bates, Berryhill, Fuller, Gaines, Moorlach, Morrell, Nielsen, and Stone.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (SB 320)**

On motion of Senator Leyva, further proceedings under the call of the Senate were dispensed with.

Roll Call

The names of the absentees were called and SB 320 was passed by the following vote:

AYES (25)—Senators Allen, Atkins, Beall, Bradford, De León, Dodd, Galgiani, Glazer, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leyva, McGuire, Mitchell, Monning, Pan, Portantino, Roth, Skinner, Stern, Wieckowski, and Wiener.

NOES (13)—Senators Anderson, Bates, Berryhill, Cannella, Fuller, Gaines, Moorlach, Morrell, Nguyen, Nielsen, Stone, Vidak, and Wilk.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (SB 759)**

On motion of Senator McGuire, further proceedings under the call of the Senate were dispensed with.

Roll Call

The names of the absentees were called and SB 759 was passed by the following vote:

AYES (27)—Senators Allen, Atkins, Beall, Bradford, Cannella, De León, Dodd, Galgiani, Glazer, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leyva, McGuire, Mitchell, Monning, Newman, Pan, Portantino, Roth, Skinner, Stern, Wieckowski, and Wiener.

NOES (12)—Senators Anderson, Bates, Berryhill, Fuller, Gaines, Moorlach, Morrell, Nguyen, Nielsen, Stone, Vidak, and Wilk.

Above bill ordered transmitted to the Assembly.



**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (SB 399)**

On motion of Senator Portantino, further proceedings under the call of the Senate were dispensed with.

Roll Call

The names of the absentees were called and SB 399 was passed by the following vote:

AYES (28)—Senators Allen, Atkins, Beall, Bradford, De León, Dodd, Gaines, Galgiani, Glazer, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leyva, McGuire, Mitchell, Monning, Newman, Pan, Portantino, Roth, Skinner, Stern, Wieckowski, Wiener, and Wilk.

NOES (8)—Senators Anderson, Bates, Fuller, Moorlach, Morrell, Nguyen, Nielsen, and Vidak.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (SB 707)**

On motion of Senator Cannella, further proceedings under the call of the Senate were dispensed with.

Roll Call

The names of the absentees were called and SB 707 was passed by the following vote:

AYES (39)—Senators Allen, Anderson, Atkins, Bates, Beall, Berryhill, Bradford, Cannella, De León, Dodd, Fuller, Gaines, Galgiani, Glazer, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leyva, McGuire, Mitchell, Monning, Moorlach, Morrell, Newman, Nguyen, Nielsen, Pan, Portantino, Roth, Skinner, Stern, Stone, Vidak, Wieckowski, Wiener, and Wilk.

NOES (0)—None.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (SB 168)**

On motion of Senator Wieckowski, further proceedings under the call of the Senate were dispensed with.

Roll Call

The names of the absentees were called and SB 168 was passed by the following vote:

AYES (28)—Senators Allen, Atkins, Bates, Beall, Bradford, De León, Dodd, Gaines, Galgiani, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leyva, McGuire, Mitchell, Monning, Nguyen, Pan, Portantino, Roth, Skinner, Stern, Stone, Wieckowski, and Wiener.

NOES (6)—Senators Anderson, Berryhill, Morrell, Nielsen, Vidak, and Wilk.

Above bill ordered transmitted to the Assembly.



**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (SB 38)**

On motion of Senator Roth, further proceedings under the call of the Senate were dispensed with.

Roll Call

The names of the absentees were called and SB 38 was passed by the following vote:

AYES (39)—Senators Allen, Anderson, Atkins, Bates, Beall, Berryhill, Bradford, Cannella, De León, Dodd, Fuller, Gaines, Galgiani, Glazer, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leyva, McGuire, Mitchell, Monning, Moorlach, Morrell, Newman, Nguyen, Nielsen, Pan, Portantino, Roth, Skinner, Stern, Stone, Vidak, Wieckowski, Wiener, and Wilk.

NOES (0)—None.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (SB 459)**

On motion of Senator Portantino, further proceedings under the call of the Senate were dispensed with.

Roll Call

The names of the absentees were called and SB 459 was passed by the following vote:

AYES (24)—Senators Allen, Atkins, Beall, Bradford, De León, Dodd, Galgiani, Glazer, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leyva, McGuire, Mitchell, Monning, Pan, Portantino, Roth, Skinner, Stern, and Wiener.

NOES (14)—Senators Anderson, Bates, Berryhill, Cannella, Fuller, Gaines, Moorlach, Morrell, Newman, Nguyen, Nielsen, Stone, Vidak, and Wilk.

Above bill ordered transmitted to the Assembly.



**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (SB 656)**

On motion of Senator Moorlach, further proceedings under the call of the Senate were dispensed with.

Roll Call

The names of the absentees were called and SB 656 was passed by the following vote:

AYES (38)—Senators Allen, Anderson, Atkins, Bates, Beall, Berryhill, Bradford, Cannella, De León, Dodd, Fuller, Gaines, Galgiani, Glazer, Hernandez, Hertzberg, Hill, Hueso, Lara, Leyva, McGuire, Mitchell, Monning, Moorlach, Morrell, Newman, Nguyen, Nielsen, Pan, Portantino, Roth, Skinner, Stern, Stone, Vidak, Wieckowski, Wiener, and Wilk.

NOES (0)—None.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (SB 757)**

On motion of Senator Glazer, further proceedings under the call of the Senate were dispensed with.

Roll Call

The names of the absentees were called and SB 757 was passed by the following vote:

AYES (39)—Senators Allen, Anderson, Atkins, Bates, Beall, Berryhill, Bradford, Cannella, De León, Dodd, Fuller, Gaines, Galgiani, Glazer, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leyva, McGuire, Mitchell, Monning, Moorlach, Morrell, Newman, Nguyen, Nielsen, Pan, Portantino, Roth, Skinner, Stern, Stone, Vidak, Wieckowski, Wiener, and Wilk.

NOES (0)—None.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (SB 635)**

On motion of Senator Hueso, further proceedings under the call of the Senate were dispensed with.

Roll Call

The names of the absentees were called and SB 635 was passed by the following vote:

AYES (34)—Senators Allen, Anderson, Atkins, Beall, Berryhill, Bradford, De León, Dodd, Fuller, Gaines, Galgiani, Glazer, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leyva, McGuire, Mitchell, Monning, Newman, Nguyen, Nielsen, Pan, Portantino, Roth, Skinner, Stern, Vidak, Wieckowski, Wiener, and Wilk.

NOES (1)—Senator Moorlach.

Above bill ordered transmitted to the Assembly.



**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (SB 183)**

On motion of Senator Lara, further proceedings under the call of the Senate were dispensed with.

Roll Call

The names of the absentees were called and SB 183 was passed by the following vote:

AYES (28)—Senators Allen, Atkins, Beall, Bradford, Cannella, De León, Dodd, Galgiani, Glazer, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leyva, McGuire, Mitchell, Monning, Newman, Pan, Portantino, Roth, Skinner, Stern, Vidak, Wieckowski, and Wiener.

NOES (7)—Senators Anderson, Fuller, Gaines, Moorlach, Morrell, Nielsen, and Stone.

Above bill ordered transmitted to the Assembly.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH (SB 688)**

On motion of Senator Moorlach, further proceedings under the call of the Senate were dispensed with.

Roll Call

The names of the absentees were called and SB 688 was passed by the following vote:

AYES (39)—Senators Allen, Anderson, Atkins, Bates, Beall, Berryhill, Bradford, Cannella, De León, Dodd, Fuller, Gaines, Galgiani, Glazer, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leyva, McGuire, Mitchell, Monning, Moorlach, Morrell, Newman, Nguyen, Nielsen, Pan, Portantino, Roth, Skinner, Stern, Stone, Vidak, Wieckowski, Wiener, and Wilk.

NOES (0)—None.

Above bill ordered transmitted to the Assembly.

**CONSIDERATION OF DAILY FILE (RESUMED)
CONSENT CALENDAR**

Senate Bill 221—1/3/2018 2:31 p.m.—An act to add Section 1463.23 to the Penal Code, relating to criminal fines.

Bill read third time, passed, and ordered transmitted to the Assembly.

(NOTE: See Consent Calendar Roll Call)

Senate Bill 720—1/11/2018 9 p.m.—An act to amend Sections 47607.3, 52064, 52064.5, 52071, 52071.5, 52072, and 52072.5, of the Education Code, relating to school accountability.

Bill read third time, passed, and ordered transmitted to the Assembly.

(NOTE: See Consent Calendar Roll Call)



Senate Bill 522—1/3/2018 2:35 p.m.—An act to add Section 32100.8 to the Health and Safety Code, relating to health care.

Bill read third time, passed, and ordered transmitted to the Assembly.

(NOTE: See Consent Calendar Roll Call)

Senate Bill 532—1/3/2018 2:36 p.m.—An act to amend Section 8558 of the Government Code, relating to emergency services.

Bill read third time, passed, and ordered transmitted to the Assembly.

(NOTE: See Consent Calendar Roll Call)

Senate Bill 746—1/3/2018 2:41 p.m.—An act to amend Section 29830 of the Penal Code, relating to firearms.

Bill read third time, passed, and ordered transmitted to the Assembly.

(NOTE: See Consent Calendar Roll Call)

Senate Bill 766—1/11/2018 9 p.m.—An act to add Article 1.5 (commencing with Section 1297.185) to Chapter 5 of Title 9.3 of Part 3 of the Code of Civil Procedure, relating to international commercial disputes.

Bill read third time, passed, and ordered transmitted to the Assembly.

(NOTE: See Consent Calendar Roll Call)

Senate Bill 816—1/11/2018 9 p.m.—An act to amend Sections 33000.5, 49063, 49431, 49431.2, 60119, and 60210 of the Education Code, relating to elementary and secondary education.

Bill read third time, passed, and ordered transmitted to the Assembly.

(NOTE: See Consent Calendar Roll Call)

Consent Calendar Roll Call

The roll was called and the above measures on the consent calendar passed by the following vote:

AYES (39)—Senators Allen, Anderson, Atkins, Bates, Beall, Berryhill, Bradford, Cannella, De León, Dodd, Fuller, Gaines, Galgiani, Glazer, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leyva, McGuire, Mitchell, Monning, Moorlach, Morrell, Newman, Nguyen, Nielsen, Pan, Portantino, Roth, Skinner, Stern, Stone, Vidak, Wieckowski, Wiener, and Wilk.

NOES (0)—None.



UNFINISHED BUSINESS**Consideration of Governor's Appointments**

Senator Cannella placed the following Governor's appointment before the Senate:

JUAN PEDRO J. GAFFNEY, Member, Alcoholic Beverage Control Appeals Board.

The President put the question: "Will the Senate advise and consent to the appointment by the Governor?"

Roll Call

The roll was called and the appointment was confirmed by the following vote:

AYES (27)—Senators Allen, Atkins, Beall, Berryhill, Bradford, Cannella, De León, Dodd, Galgiani, Glazer, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leyva, McGuire, Mitchell, Monning, Newman, Pan, Portantino, Skinner, Stern, Wieckowski, and Wiener.

NOES (10)—Senators Anderson, Bates, Fuller, Gaines, Moorlach, Morrell, Nguyen, Nielsen, Stone, and Vidak.

MOTIONS, RESOLUTIONS AND NOTICES**MOTION TO TAKE MEASURES FROM INACTIVE FILE**

Senator Allen moved that **SB 705** be taken from the inactive file and ordered to second reading.

Motion carried.

LEAVES OF ABSENCE

The following Senator was granted leave of absence for the day on personal business: Senator Mendoza.

REQUESTS TO ADJOURN IN MEMORIAM

Senator Bates requested that when the Senate adjourns this day it do so in memory of Cynthia Cooper of San Clemente.

Senator Cannella requested that when the Senate adjourns this day it do so in memory of Mary Violini of Salinas.

Senator De León requested that when the Senate adjourns this day it do so in memory of Doris Cochran Phillips.

Senator Dodd requested that when the Senate adjourns this day it do so in memory of Ralph D. Mann, John N. Diana, and Patricia Ann Karr of Napa.

Senator Hill requested that when the Senate adjourns this day it do so in memory of Carol Bonner of San Bruno.



Senator Hueso requested that when the Senate adjourns this day it do so in memory of Ramon Paredes Gonzalez and Guadalupe Ramirez Lara of Charco de Pantoja, Guanajuato, Mexico, Tomas Marquez Padilla of San Julian, Jalisco, Mexico, and Francisco Duran Llamas of Fresno, Zacatecas, Mexico.

Senator Jackson requested that when the Senate adjourns this day it do so in memory of Paul Booth of Washington, D.C.

Senator Mitchell requested that when the Senate adjourns this day it do so in memory of Margaret Lindgren of Claremont.

Senator Moorlach requested that when the Senate adjourns this day it do so in memory of Blaine Gue Molsberry of Santa Ana and Eugene "Gino" Candido Boero of Newport Beach.

Senator Wiener requested that when the Senate adjourns this day it do so in memory of Dennis Peron of San Francisco.

ADJOURNMENT

At 5:16 p.m., on motion of Senator De León, the Senate adjourned pursuant to the Senators' requests until 10 a.m., Tuesday, January 30, 2018.

NEVA MARIE PARKER, Minute Clerk

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