

CALIFORNIA LEGISLATURE
2017-18 REGULAR SESSION

SENATE DAILY JOURNAL

ONE HUNDRED SIXTY-FIFTH LEGISLATIVE DAY

IN SENATE

Senate Chamber, Sacramento
Monday, March 12, 2018

The Senate met at 2:02 p.m.
Hon. Hannah-Beth Jackson, of the 19th District, presiding.
Secretary Daniel Alvarez at the Desk.
Assistant Secretary Heshani Wijemanne reading.

QUORUM CALL OF THE SENATE

Without objection, a quorum call was placed upon the Senate.
The President directed the Sergeant at Arms to close the doors and to bring in the absent Members.

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, 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—38.
Quorum present.

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



PRAYER

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

The Map You Make Yourself
A Blessing for Women

You have looked at so many doors with longing,
wondering if your life lay on the other side.
For today, choose the door that opens to the inside.
Travel the most ancient way of all:
the path that leads you to the center of your life.
No map but the one you make yourself.
No provision but what you already carry
and the grace that comes to those who walk the pilgrim's way.
Speak your blessing . . .
Do not expect to return by the same road.
Home is always by another way,
and you will know it, not by the light that waits for you
but by the star that blazes inside you,
telling you that where you are is holy
and you are welcome here.

(Adapted from *The Wise Women Also Came* by Jan Richardson.)

Spirit of God, Sophia, we ask Your blessing on the women we are honoring today. You know each of them by name. May they always experience the depth of Your love.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

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

MOTIONS, RESOLUTIONS AND NOTICES**UNANIMOUS CONSENT TO SUSPEND SENATE RULE 55**

Without objection, Senate Rule 55 was suspended to allow lobbyists on the Floor of the Senate for today's session.

PRIVILEGES OF THE FLOOR**SPECIAL RECOGNITIONS**

Senator Fuller presented a member's resolution to Carol Ford and Christopher Bollinger, in recognition of California Aerospace and Aviation Days.

SPECIAL INTRODUCTIONS

Senator Mitchell introduced Gwenette Parker, Aimbrell Shanks, Jania Chafin, Cheryl Perry-League, Karen Gilbert, and Evelyn Frazier, representatives of the National Coalition of 100 Black Women, in honor of their visit to the California State Senate.

Senator Pan introduced representatives of Zeta Phi Beta, in honor of their "Get Engaged" social action initiative.



SPECIAL RECOGNITIONS

Senator Hertzberg presented a member’s resolution to members of the California Academy of Nutrition and Dietetics: Ruth Frechman, M.A., RDN, CPT, President; Lorri Holzberg, M.A., RDN, Vice President of Public Policy; and Heidi Kiehl, M.S., RDN, CNSC, State Policy Representative, in honor of National Nutrition Month.

REPORTS OF STANDING COMMITTEES

Committee on Rules

Senate Chamber, March 9, 2018

Madam President: The Committee on Rules has examined:

SB 894 SB 912 SB 935 SB 967

And reports the same correctly engrossed.

DE LEÓN, Chair

Senate Chamber, March 12, 2018

Madam President: The Committee on Rules has examined:

SCR 106 SCR 107 SCR 108 SCR 109

And reports the same correctly engrossed.

DE LEÓN, Chair

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

Senate Resolution 83—Relative to Women’s History Month.
Resolution read third time and presented by Senator Leyva.

Roll Call

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

AYES (37)—Senators Allen, Anderson, Atkins, Bates, Beall, Bradford, Cannella, 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.

**RECESS TO RECOGNIZE THE RECIPIENTS OF THE
2018 SENATE WOMAN OF THE YEAR AWARD**

At 2:22 p.m., the Senate recessed for the purpose of recognizing the recipients of the 2018 Senate Woman of the Year Award.



2018 SENATE WOMAN OF THE YEAR AWARD

Senator Gaines presented a member's resolution to Melanie Fowle, Woman of the Year for District 1.

Senator Wiener presented a member's resolution to Dr. Veronica Hunnicutt, Woman of the Year for District 11.

Senator McGuire presented a member's resolution to Naomi Fuchs, Woman of the Year for District 2.

Senator Dodd presented a member's resolution to Shana Jones, Woman of the Year for District 3.

Senator Nielsen presented a member's resolution to Mary Wells, Woman of the Year for District 4.

Senator Galgiani presented a member's resolution to Harriet Salarno, Woman of the Year for District 5.

Senator Pan presented a member's resolution to Diane Littlefield, Woman of the Year for District 6.

Senator Glazer presented a member's resolution to Alissa Friedman, Woman of the Year for District 7.

Senator Skinner presented a member's resolution to Violeta Alvarez, Woman of the Year for District 9.

Senator Wieckowski presented a member's resolution to Alanna Robin Powell, Woman of the Year for District 10.

Senator Roth presented a member's resolution to Kathy Michalak, Woman of the Year for District 31.

Senator Cannella presented a member's resolution to Erica Ayala, Woman of the Year for District 12.

Senator Hill presented a member's resolution to Stephanie Martinson, Woman of the Year for District 13.

Senator Vidak presented a member's resolution to Robin Brassfield-Cooper, Woman of the Year for District 14.

Senator Beall presented a member's resolution to Sharon Hare, Woman of the Year for District 15.

Senator Fuller presented a member's resolution to Lili Marsh, Woman of the Year for District 16.

Senator Monning presented a member's resolution to Jennifer Adams, Woman of the Year for District 17.

Senator Hertzberg presented a member's resolution to Diana Sanchez, Woman of the Year for District 18.

Senator Wilk presented a member's resolution to Marlee Means Lauffer, Woman of the Year for District 21.

Senator Hernandez presented a member's resolution to Norma Edith Garcia, Woman of the Year for District 22.

Senator Morrell presented a member's resolution to Shelley Burnach, Woman of the Year for District 23.



On behalf of Senator De León, Senator Lara presented a member's resolution to Cristina Ramirez Vazquez, Woman of the Year for District 24.

Senator Portantino presented a member's resolution to Yasmin Beers, Woman of the Year for District 25.

Senator Allen presented a member's resolution to Rashida Leah Jones, Woman of the Year for District 26.

Senator Stern presented a member's resolution to Betsy Connolly, Woman of the Year for District 27.

Senator Stone presented a member's resolution to Tammy Wilson, Woman of the Year for District 28.

Senator Newman presented a member's resolution to Catherine Ward, Woman of the Year for District 29.

Senator Mitchell presented a member's resolution to Negest "Nikki" Legesse, Woman of the Year for District 30.

Senator Lara presented a member's resolution to Juana Melara, Woman of the Year for District 33.

Senator Nguyen presented a member's resolution to Adela Montañez, Woman of the Year for District 34.

Senator Bradford presented a member's resolution to Lorraine C. Grey, Woman of the Year for District 35.

Senator Moorlach presented a member's resolution to Ruth Tang Ding, Woman of the Year for District 37.

Senator Anderson presented a member's resolution to Paula Jansen, Woman of the Year for District 38.

Senator Hueso presented a member's resolution to Sarah Brite Evans, Woman of the Year for District 40.

Senator Bates presented a member's resolution to Donna Kalez, Woman of the Year for District 36.

Senator Atkins presented a member's resolution to Vicki Granowitz, Woman of the Year for District 39.

Senator Jackson presented a member's resolution to Helene Schneider, Woman of the Year for District 19.

Senator Leyva presented a member's resolution to Karen DiCarlo, Woman of the Year for District 20.

Unable to attend, Maria Swanson, Woman of the Year for District 8, will be presented a member's resolution by Senator Berryhill.

RECONVENED

At 2:51 p.m., the Senate reconvened.

Hon. Hannah-Beth Jackson, of the 19th District, presiding.



MESSAGES FROM THE ASSEMBLY

Assembly Chamber, March 8, 2018

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

ACR 182

ACR 186

E. DOTSON WILSON, Chief Clerk of the Assembly

FIRST READING OF ASSEMBLY MEASURES

The following measures were read and referred to the Committee on Rules:

Assembly Concurrent Resolution 182—Relative to Women in Construction Week.

Assembly Concurrent Resolution 186—Relative to School Breakfast Week.

REPORTS OF STANDING COMMITTEES**Committee on Rules**

Senate Chamber, March 12, 2018

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

SB 948

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 Bill 948—An act to amend Section 5096.520 of the Public Resources Code, relating to conservation easements.

Bill read second time.

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

Senate Chamber, March 12, 2018

Madam President: The Committee on Rules has examined:

SB 948

And reports the same correctly engrossed.

DE LEÓN, Chair



Committee on Elections and Constitutional Amendments

Senate Chamber, March 12, 2018

Madam President: The Chair of the Committee on Elections and Constitutional Amendments, to which was referred:

SB 962

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

STERN, Chair

Second Reading of Bills—Author’s Amendments

Senate Bill 962—An act to amend Section 9094.5 of the Elections Code, relating to elections.

Bill read second time.

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

Senate Chamber, March 12, 2018

Madam President: The Chair of the Committee on Elections and Constitutional Amendments, to which was referred:

SB 1018

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

STERN, Chair

Second Reading of Bills—Author’s Amendments

Senate Bill 1018—An act to amend Section 4006 of the Elections Code, relating to elections.

Bill read second time.

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

Committee on Rules

Senate Chamber, March 9, 2018

Madam President: The Committee on Rules has examined:

SCR 57

And reports the same has been correctly enrolled and presented to the Secretary of State on the 9th day of March, 2018, at 2 p.m.

DE LEÓN, Chair



Committee on Education

Senate Chamber, March 12, 2018

Madam President: The Chair of the Committee on Education, to which was referred:

SB 1036

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

ALLEN, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 1036—An act to repeal Section 49073.5 of, and to repeal and add Section 49073 of, the Education Code, relating to pupils.

Bill read second time.

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

Senate Chamber, March 12, 2018

Madam President: The Chair of the Committee on Education, to which was referred:

SB 1009

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

ALLEN, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 1009—An act to amend Section 84757 of the Education Code, relating to community colleges.

Bill read second time.

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

Committee on Appropriations

Senate Chamber, March 12, 2018

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

SB 941

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

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

Bill read second time.

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



Committee on Public Safety

Senate Chamber, March 12, 2018

Madam President: The Chair of the Committee on Public Safety, to which were referred:

SB 825

SB 1010

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

SKINNER, Chair

Second Reading of Bills—Author’s Amendments

Senate Bill 825—An act to add Section 2716.5 to the Penal Code, and to add Article 6.1 (commencing with Section 10197) to Chapter 1 of Part 2 of Division 2 of the Public Contract Code, relating to prisons.

Bill read second time.

Senate Bill 1010—An act to amend Sections 2985.1, 2985.3, 2985.4, and 2985.5 of, and to repeal and add Section 2985.2 of, the Penal Code, relating to parole.

Bill read second time.

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

Committee on Education

Senate Chamber, March 12, 2018

Madam President: The Chair of the Committee on Education, to which was referred:

SB 968

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

ALLEN, Chair

Second Reading of Bills—Author’s Amendments

Senate Bill 968—An act to add Section 66027.7 to the Education Code, relating to postsecondary education.

Bill 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 (RESUMED)
SECOND READING OF ASSEMBLY BILLS**

Assembly Bill 417—An act to add and repeal Section 1271.25 of the Health and Safety Code, relating to health facilities, 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 SENATE RULE 29.10(c)**

Pursuant to Senate Rule 29.10(c), the following measure was re-referred to the Committee on Rules:

AB 417

UNANIMOUS CONSENT TO SUSPEND JOINT RULE 62(a)

Without objection, Joint Rule 62(a) was suspended for the purpose of allowing the Committee on Joint Rules Subcommittee on Harassment, Discrimination, and Retaliation Prevention to meet Wednesday, March 14, 2018 without four days' notice in the Daily File.

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

Senate Concurrent Resolution 104—Relative to National Nutrition Month.

Resolution read third time and presented by Senator Hertzberg.

Roll Call

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

AYES (37)—Senators Allen, Anderson, Atkins, Bates, Beall, Bradford, Cannella, 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.

Resolution ordered transmitted to the Assembly.

LEAVES OF ABSENCE

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

**FURTHER PROCEEDINGS UNDER QUORUM CALL OF THE
SENATE DISPENSED WITH**

At 2:54 p.m., on motion of Senator Cannella, further proceedings under the quorum call of the Senate were dispensed with.



MOTION TO ADJOURN

Senator Cannella moved that the Senate stand in recess until the hour of 3:30 p.m. The Desk shall remain open to receive communications and to conduct the business of the day. At 3:30 p.m., the Senate will adjourn until Tuesday, March 13, 2018.

Motion carried.

REPORTS OF STANDING COMMITTEES

Committee on Environmental Quality

Senate Chamber, March 12, 2018

Madam President: The Chair of the Committee on Environmental Quality, to which was referred:

SB 1027

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

WIECKOWSKI, Chair

Second Reading of Bills—Author’s Amendments

Senate Bill 1027—An act to amend Sections 12891, 12892, and 12893 of, and to add Section 12893.1 to, the Government Code, relating to air quality.

Bill read second time.

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

Committee on Rules

Senate Chamber, March 12, 2018

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

SB 1000

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 Bill 1000—An act relating to zero-emission vehicles.

Bill read second time.

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

State Capitol, March 12, 2018

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

Health—AB 417.



Senate Chamber, March 12, 2018

Madam President: The Chair of the Committee on Rules, to which were referred:

SB 821

SB 1023

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 Bill 821—An act to amend Section 8585 of the Government Code, relating to emergency services.

Bill read second time.

Senate Bill 1023—An act relating to reproductive health care coverage.

Bill read second time.

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

INTRODUCTION AND FIRST READING OF SENATE MEASURES

The following measures were offered and referred to the Committee on Rules:

Senate Concurrent Resolution 114: By Senators Stern and Allen (Coauthors: Senators Beall and Wieckowski) (Coauthors: Assembly Members Bonta and Cunningham)—Relative to World Cup 2026.

Senate Joint Resolution 21: By Senator Stone (Coauthors: Senators Anderson, Bates, Fuller, Moorlach, Nielsen, and Vidak)—Relative to the federal Tax Cuts and Jobs Act.

REQUESTS TO ADJOURN IN MEMORIAM

Senator Dodd requested that when the Senate adjourns this day it do so in memory of James H. Hickey of Napa.

Senator Gaines requested that when the Senate adjourns this day it do so in memory of Anthony Francis Andrade of Sloughhouse.

ADJOURNMENT

At 3:30 p.m., on motion of Senator Cannella, the Senate adjourned pursuant to the Senators' requests until 9 a.m., Tuesday, March 13, 2018.

NEVA MARIE PARKER, Minute Clerk

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