

CALIFORNIA LEGISLATURE
2017–18 REGULAR SESSION

SENATE DAILY JOURNAL

FORTY-FIFTH LEGISLATIVE DAY

IN SENATE

Senate Chamber, Sacramento
Wednesday, March 22, 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, 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—39.

Quorum present.

(NOTE: Senator Berryhill will be excused this day due to illness.)



Committee on Transportation and Housing

Senate Chamber, March 22, 2017

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

SB 277

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

BEALL, Chair

Second Reading of Bills—Author’s Amendments

Senate Bill 277—An act to amend Section 65850 of the Government Code, relating to land use.

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

Date of Hearing, March 21, 2017

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

SB 331

Reports the same back with the recommendation: Do pass, but first be re-referred to the Committee on Judiciary.

SKINNER, Chair

Above bill re-referred to the Committee on Judiciary.

Date of Hearing, March 21, 2017

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

SB 395

Reports the same back with the recommendation: Do pass.

SKINNER, Chair

Above bill ordered to second reading.

Date of Hearing, March 21, 2017

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

SJR 5

Reports the same back with the recommendation: Be adopted.

SKINNER, Chair

Above resolution ordered to third reading.



Date of Hearing, March 21, 2017

Mr. President: The Committee on Public Safety, to which were referred:
SB 8 SB 143 SB 394 SB 464

Reports the same back with the recommendation: Do pass, but first be re-referred to the Committee on Appropriations.

SKINNER, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing, March 21, 2017

Mr. President: The Committee on Public Safety, to which were referred:
SB 238 SB 381 SB 420

Reports the same back with the recommendation: Do pass, but first be re-referred to the Committee on Appropriations with the recommendation: To consent calendar.

SKINNER, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing, March 21, 2017

Mr. President: The Committee on Public Safety, to which was referred:
SB 190

Reports the same back with the recommendation: Do pass, but first be re-referred to the Committee on Human Services.

SKINNER, Chair

Above bill re-referred to the Committee on Human Services.

Date of Hearing, March 21, 2017

Mr. President: The Committee on Public Safety, to which was referred:
SB 237

Reports the same back with the recommendation: Do pass and be ordered to the consent calendar.

SKINNER, Chair

Above bill ordered to second reading.

Committee on Rules

Senate Chamber, March 22, 2017

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

SB 64 SB 298 SB 303

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 64—An act to amend Section 69500 of the Education Code, relating to postsecondary education.

Bill read second time.

Senate Bill 298—An act to amend Section 405.5 of the Code of Civil Procedure, relating to civil actions.

Bill read second time.

Senate Bill 303—An act to amend Section 266i of the Penal Code, relating to criminal law.

Bill read second time.

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

Committee on Public Safety

Date of Hearing, March 21, 2017

Mr. President: The Committee on Public Safety, to which was referred:
SB 21

Reports the same back with the recommendation: Do pass as amended, but first amend, and re-refer to the Committee on Judiciary.

SKINNER, Chair

Above bill ordered to second reading.

Committee on Human Services

Senate Chamber, March 22, 2017

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

SB 213

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

WIENER, Chair

Second Reading of Bills—Author’s Amendments

Senate Bill 213—An act to amend Section 8712 of the Family Code, to amend Section 1522 of the Health and Safety Code, and to amend Sections 309, 361.4, and 16519.5 of the Welfare and Institutions Code, relating to child placement.

Bill read second time.

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



Committee on Governmental Organization

Senate Chamber, March 22, 2017

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

SB 56

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

GLAZER, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 56—An act to repeal Section 23792 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

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

Committee on Labor and Industrial Relations

Date of Hearing, March 22, 2017

Mr. President: The Committee on Labor and Industrial Relations, to which was referred:

SB 63

Reports the same back with the recommendation: Do pass as amended, but first amend, and re-refer to the Committee on Judiciary.

BRADFORD, Chair

Above bill ordered to second reading.

Date of Hearing, March 22, 2017

Mr. President: The Committee on Labor and Industrial Relations, to which was referred:

SB 295

Reports the same back with the recommendation: Do pass, but first be re-referred to the Committee on Judiciary.

BRADFORD, Chair

Above bill re-referred to the Committee on Judiciary.

Date of Hearing, March 22, 2017

Mr. President: The Committee on Labor and Industrial Relations, to which was referred:

SB 418

Reports the same back with the recommendation: Do pass, but first be re-referred to the Committee on Appropriations.

BRADFORD, Chair

Above bill re-referred to the Committee on Appropriations.



Committee on Rules

Senate Chamber, March 22, 2017

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

SB 59

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 59—An act relating to developmental services.

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 Employment and Retirement

Senate Chamber, March 22, 2017

Mr. President: The Chair of the Committee on Public Employment and Retirement, to which were referred:

SB 76

SB 293

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

PAN, Chair

Second Reading of Bills—Author’s Amendments

Senate Bill 76—An act to add Chapter 10.6 (commencing with Section 3539.75) to Division 4 of Title 1 of the Government Code, relating to state employees.

Bill read second time.

Senate Bill 293—An act to amend Section 19849.18 of the Government Code, relating to state employees.

Bill read second time.

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

Committee on Governance and Finance

Date of Hearing, March 22, 2017

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

SB 184

Reports the same back with the recommendation: Do pass, but first be re-referred to the Committee on Judiciary with the recommendation: To consent calendar.

MCGUIRE, Chair

Above bill re-referred to the Committee on Judiciary.



Date of Hearing, March 22, 2017

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

SB 151

Reports the same back with the recommendation: Do pass, but first be re-referred to the Committee on Appropriations with the recommendation: To consent calendar.

MCGUIRE, Chair

Above bill re-referred to the Committee on Appropriations.

Date of Hearing, March 22, 2017

Mr. President: The Committee on Governance and Finance, to which were referred:

SB 3 SB 61 SB 66 SB 440

Reports the same back with the recommendation: Do pass, but first be re-referred to the Committee on Appropriations.

MCGUIRE, Chair

Above bills re-referred to the Committee on Appropriations.

Committee on Natural Resources and Water

Senate Chamber, March 22, 2017

Mr. President: The Chair of the Committee on Natural Resources and Water, to which was referred:

SB 473

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

HERTZBERG, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 473—An act to amend Section 2080.1 of the Fish and Game Code, relating to fish and wildlife.

Bill read second time.

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

Committee on Education

Date of Hearing, March 22, 2017

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

SB 379

Reports the same back with the recommendation: Do pass, but first be re-referred to the Committee on Health.

ALLEN, Chair

Above bill re-referred to the Committee on Health.



Date of Hearing, March 22, 2017

Mr. President: The Committee on Education, to which was referred:
SB 304

Reports the same back with the recommendation: Do pass, but first be re-referred to the Committee on Public Safety.

ALLEN, Chair

Above bill re-referred to the Committee on Public Safety.

Date of Hearing, March 22, 2017

Mr. President: The Committee on Education, to which was referred:
SB 344

Reports the same back with the recommendation: Do pass and be ordered to the consent calendar.

ALLEN, Chair

Above bill ordered to second reading.

Date of Hearing, March 22, 2017

Mr. President: The Committee on Education, to which were referred:
SB 52 SB 346

Reports the same back with the recommendation: Do pass, but first be re-referred to the Committee on Appropriations.

ALLEN, Chair

Above bills re-referred to the Committee on Appropriations.

Committee on Agriculture

Senate Chamber, March 22, 2017

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

SB 335

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

GALGIANI, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 335—An act to add Section 53333 to the Food and Agricultural Code, relating to nurseries.

Bill read second time.

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



Committee on Environmental Quality

Senate Chamber, March 22, 2017

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

SB 427

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 427—An act to amend Section 116885 of, and to add Section 116890 to, the Health and Safety Code, relating to drinking water.

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

State Capitol, March 22, 2017

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

ACR 25

Committee on Education

Date of Hearing, March 22, 2017

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

SB 341

Reports the same back with the recommendation: Do pass as amended, and be ordered to the consent calendar.

ALLEN, Chair

Above bill ordered to second reading.

Committee on Governance and Finance

Senate Chamber, March 22, 2017

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

SB 450

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

Senate Bill 450—An act to add Section 5852.1 to the Government Code, relating to bonds.

Bill read second time.

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



MOTIONS, RESOLUTIONS AND NOTICES**MEASURES WITHDRAWN AND RE-REFERRED TO COMMITTEE**

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

SB 140

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

SB 234

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 812: By the Committee on Governance and Finance (Senators McGuire (Chair), Beall, Hernandez, Hertzberg, Lara, Moorlach, and Nguyen)—An act to amend Section 3698.5 of the Revenue and Taxation Code, relating to taxation.

Senate Bill 813: By the Committee on Governance and Finance (Senators McGuire (Chair), Beall, Hernandez, Hertzberg, Lara, Moorlach, and Nguyen)—An act to amend Sections 19191 and 19192 of the Revenue and Taxation Code, relating to taxation.

Senate Bill 814: By the Committee on Governmental Organization (Senators Glazer (Chair), Berryhill, Bradford, Cannella, Dodd, Gaines, Galgiani, Hill, Hueso, Lara, Mendoza, Portantino, and Vidak)—An act relating to state real property, and making an appropriation therefor.

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

Senate Joint Resolution 6: By Senators Pan and De León—Relative to AmeriCorps.

SENATE COMMITTEE ROLL CALLS**Committee on Education**

SB 52—Do pass and re-refer to the Committee on Appropriations

AYES (6)—Senators Allen, Galgiani, Mendoza, Pan, Vidak, and Wilk.

NOES (0)—None.

SB 68—Do pass as amended and re-refer to the Committee on Appropriations

AYES (6)—Senators Allen, Galgiani, Leyva, Mendoza, Pan, and Vidak.

NOES (0)—None.

SB 233—Do pass as amended and re-refer to the Committee on Rules

AYES (7)—Senators Allen, Galgiani, Leyva, Mendoza, Pan, Vidak, and Wilk.

NOES (0)—None.



SB 304—Do pass and re-refer to the Committee on Public Safety

AYES (6)—Senators Allen, Galgiani, Leyva, Mendoza, Pan, and Wilk.

NOES (1)—Senator Vidak.

SB 341—Do pass as amended and be ordered to the consent calendar

AYES (7)—Senators Allen, Galgiani, Leyva, Mendoza, Pan, Vidak, and Wilk.

NOES (0)—None.

SB 344—Do pass and be ordered to the consent calendar

AYES (7)—Senators Allen, Galgiani, Leyva, Mendoza, Pan, Vidak, and Wilk.

NOES (0)—None.

SB 346—Do pass and re-refer to the Committee on Appropriations

AYES (7)—Senators Allen, Galgiani, Leyva, Mendoza, Pan, Vidak, and Wilk.

NOES (0)—None.

SB 379—Do pass and re-refer to the Committee on Health

AYES (7)—Senators Allen, Galgiani, Leyva, Mendoza, Pan, Vidak, and Wilk.

NOES (0)—None.

Date of Hearing: 3/22/2017

Allen, Chair

Committee on Governance and Finance

SB 3—Do pass and re-refer to the Committee on Appropriations

AYES (5)—Senators Beall, Hernandez, Hertzberg, Lara, and McGuire.

NOES (2)—Senators Moorlach and Nguyen.

SB 5—Do pass as amended and re-refer to the Committee on Appropriations

AYES (5)—Senators Beall, Hernandez, Hertzberg, Lara, and McGuire.

NOES (1)—Senator Moorlach.

SB 61—Do pass and re-refer to the Committee on Appropriations

AYES (7)—Senators Beall, Hernandez, Hertzberg, Lara, McGuire, Moorlach, and Nguyen.

NOES (0)—None.

SB 66—Do pass and re-refer to the Committee on Appropriations

AYES (5)—Senators Beall, Hernandez, Hertzberg, Lara, and McGuire.

NOES (2)—Senators Moorlach and Nguyen.

SB 151—Do pass and re-refer to the Committee on Appropriations with the recommendation: To consent calendar

AYES (7)—Senators Beall, Hernandez, Hertzberg, Lara, McGuire, Moorlach, and Nguyen.

NOES (0)—None.

SB 184—Do pass and re-refer to the Committee on Judiciary with the recommendation: To consent calendar

AYES (7)—Senators Beall, Hernandez, Hertzberg, Lara, McGuire, Moorlach, and Nguyen.

NOES (0)—None.



SB 440—Do pass and re-refer to the Committee on Appropriations

AYES (7)—Senators Beall, Hernandez, Hertzberg, Lara, McGuire, Moorlach, and Nguyen.

NOES (0)—None.

Date of Hearing: 3/22/2017

McGuire, Chair

Committee on Labor and Industrial Relations

SB 63—Do pass as amended and re-refer to the Committee on Judiciary

AYES (4)—Senators Atkins, Bradford, Jackson, and Mitchell.

NOES (1)—Senator Stone.

SB 295—Do pass and re-refer to the Committee on Judiciary

AYES (4)—Senators Atkins, Bradford, Jackson, and Mitchell.

NOES (1)—Senator Stone.

SB 418—Do pass and re-refer to the Committee on Appropriations

AYES (4)—Senators Atkins, Bradford, Jackson, and Mitchell.

NOES (1)—Senator Stone.

Date of Hearing: 3/22/2017

Bradford, Chair

LEAVES OF ABSENCE

The following Senator was granted leave of absence for the day due to illness: Senator Berryhill.

ADJOURNMENT

At 3:30 p.m., the Senate adjourned until 9 a.m., Thursday, March 23, 2017.

NEVA MARIE PARKER, Minute Clerk

O

