

CALIFORNIA LEGISLATURE
2019–20 REGULAR SESSION

SENATE DAILY JOURNAL

THIRTY-EIGHTH LEGISLATIVE DAY

IN SENATE

Senate Chamber, Sacramento
Monday, March 11, 2019

The Senate met at 2:02 p.m.
Hon. Connie M. Leyva, of the 20th District, presiding.
Secretary Erika Contreras 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, Archuleta, Atkins, Bates, Beall, Borgeas, Bradford, Caballero,
Dodd, Durazo, Galgiani, Glazer, Grove, Hertzberg, Hill, Hueso, Hurtado,
Jackson, Jones, Leyva, McGuire, Mitchell, Monning, Moorlach, Morrell,
Nielsen, Pan, Portantino, Roth, Rubio, Skinner, Stern, Stone, Umberg,
Wieckowski, Wiener, and Wilk—37.

Quorum present.

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



PRAYER

Upon invitation of the President, the following prayer was offered by Sister Maria Campos, RSM:

God of loving kindness and mercy, we ask You to
 Quiet us, that out of still spaces we may hear Your voice
 May we walk in faith all our days,
 Aware of the interdependence of all living things,
 And come to know You in everything and in each other.

Quiet us, O Silent Word, that out of still spaces we may hear Your voice.
 From the galaxies and the furthest stars
 To the smallest atoms in our hearts,
 You are the Living Flame of Love.

May we see Your divinity in the “within” and the “without” of all things.

Quiet us, O Silent Word, that out of still spaces we may hear Your voice.
 Gather us together, O Healing Presence,
 That we may live in peace with all people
 And bring glory to Your name.—AMEN.

(Adapted from *Psalms for Praying* by Nan Merrill.)

PLEDGE OF ALLEGIANCE TO THE FLAG

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

PRIVILEGES OF THE FLOOR SPECIAL RECOGNITIONS

Senator Portantino presented a member’s resolution to the California Educational Theatre Association in recognition of California’s Youth in Theatre Day.

Senator Hertzberg presented a member’s resolution to Oakwood School students Mason Maxam, Maggie Brown, Naomi Zweibeck, Maia Werth, Dorothea Mulcahy, Lila Sugerman, and their teacher Melissa Berton, in recognition of their Academy Award winning documentary “Period. End of Sentence.”

SPECIAL INTRODUCTIONS

Senator Wiener introduced the leadership of the Golden Gate Bridge, Highway and Transportation District: Sabrina Hernandez, President of the Board of Directors; Gerald Cochran, Board Member; Denis J. Mulligan, General Manager; and Amorette Ko-Wong, Secretary.

Senator Rubio introduced Dr. Marilyn Rosa Bray, Chief Medical Officer and Vice President of Quality, Regulatory Compliance and Testing Laboratories at Grifols, in honor of her visit to the California State Senate.

Senator Glazer introduced students from throughout California, in honor of their visit to the California State Senate.

Senator Bradford introduced the California Association of Black Lawyers, in honor of their visit to the California State Senate.



MESSAGES FROM THE ASSEMBLY

Assembly Chamber, March 7, 2019

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

ACR 32 ACR 33 ACR 39

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 32—Relative to Colorectal Cancer Awareness Month.

Assembly Concurrent Resolution 33—Relative to Lymphedema Awareness Day.

Assembly Concurrent Resolution 39—Relative to National Speech and Debate Education Day.

REPORTS OF STANDING COMMITTEES

Committee on Rules

Senate Chamber, March 8, 2019

Madam President: The Committee on Rules has examined:

SB 25 SB 44 SB 54 SB 139

And reports the same correctly engrossed.

ATKINS, Chair

Committee on Elections and Constitutional Amendments

Senate Chamber, March 11, 2019

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

SB 27

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

UMBERG, Chair

Second Reading of Bills—Author’s Amendments

Senate Bill 27—An act to add Chapter 7 (commencing with Section 6880) to Part 1 of Division 6 of the Elections Code, relating to elections, 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 Health

Senate Chamber, March 11, 2019

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

SB 29

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 29—An act to amend Section 14007.8 of the Welfare and Institutions Code, relating to Medi-Cal.

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 11, 2019

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

SB 200

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 200—An act to add Chapter 4.6 (commencing with Section 116765) to Part 12 of Division 104 of the Health and Safety Code, relating to 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 Education

Senate Chamber, March 11, 2019

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

SB 206

SB 223

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

LEYVA, Chair



Second Reading of Bills—Author’s Amendments

Senate Bill 206—An act to add Section 67454 to the Education Code, relating to collegiate athletics.

Bill read second time.

Senate Bill 223—An act to add Section 49414.1 to the Education Code, relating to pupil health.

Bill read second time.

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

Senate Chamber, March 11, 2019

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

SB 56

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

LEYVA, Chair

Second Reading of Bills—Author’s Amendments

Senate Bill 56—An act relating to postsecondary education, and making an appropriation therefor.

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 11, 2019

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

SB 233

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 233—An act to add Section 647.3 to the Penal Code, relating to crime.

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
UNFINISHED BUSINESS**

Consideration of Governor's Appointments

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

SUSAN FANELLI, Chief Deputy, State Department of Public Health.

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 (37)—Senators Allen, Archuleta, Atkins, Bates, Beall, Borgeas, Bradford, Caballero, Dodd, Durazo, Galgiani, Glazer, Grove, Hertzberg, Hill, Hueso, Hurtado, Jackson, Jones, Leyva, McGuire, Mitchell, Monning, Moorlach, Morrell, Nielsen, Pan, Portantino, Roth, Rubio, Skinner, Stern, Stone, Umberg, Wieckowski, Wiener, and Wilk.

NOES (0)—None.

SPECIAL CONSENT CALENDAR

Assembly Concurrent Resolution 20—Relative to Engineers Week.

Resolution read third time, adopted, and ordered transmitted to the Assembly.

(NOTE: See Special Consent Calendar Roll Call)

Assembly Concurrent Resolution 21—Relative to Introduce a Girl to Engineering Day.

Resolution read third time, adopted, and ordered transmitted to the Assembly.

(NOTE: See Special Consent Calendar Roll Call)

Assembly Concurrent Resolution 24—Relative to California Court Reporting and Captioning Week.

Resolution read third time, adopted, and ordered transmitted to the Assembly.

(NOTE: See Special Consent Calendar Roll Call)

Assembly Concurrent Resolution 27—Relative to Bayard Rustin.

Resolution read third time, adopted, and ordered transmitted to the Assembly.

(NOTE: See Special Consent Calendar Roll Call)



Special Consent Calendar Roll Call

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

AYES (37)—Senators Allen, Archuleta, Atkins, Bates, Beall, Borgeas, Bradford, Caballero, Dodd, Durazo, Galgiani, Glazer, Grove, Hertzberg, Hill, Hueso, Hurtado, Jackson, Jones, Leyva, McGuire, Mitchell, Monning, Moorlach, Morrell, Nielsen, Pan, Portantino, Roth, Rubio, Skinner, Stern, Stone, Umberg, Wieckowski, Wiener, and Wilk.

NOES (0)—None.

LEAVES OF ABSENCE

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

FURTHER PROCEEDINGS UNDER QUORUM CALL OF THE SENATE DISPENSED WITH

At 2:32 p.m., on motion of Senator Atkins, further proceedings under the quorum call of the Senate were dispensed with.

MOTION TO ADJOURN

Senator Atkins 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 12, 2019.

Motion carried.

REPORTS OF STANDING COMMITTEES

Committee on Rules

Senate Chamber, March 11, 2019

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

SB 13

SB 49

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

ATKINS, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 13—An act relating to land use.

Bill read second time.

Senate Bill 49—An act to amend Section 25402 of the Public Resources Code, relating to energy.

Bill read second time.

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



Committee on Housing

Senate Chamber, March 11, 2019

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

SB 50

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 50—An act to add Chapter 4.35 (commencing with Section 65918.50) to Division 1 of Title 7 of the Government Code, relating to housing.

Bill read second time.

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

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 785: By the Committee on Natural Resources and Water (Senators Stern (Chair), Allen, Borgeas, Caballero, Hertzberg, Hueso, Jackson, Jones, and Monning)—An act to amend Section 2301 of the Fish and Game Code, and to amend Sections 31013 and 31116 of the Public Resources Code, relating to public resources.

Senate Bill 786: By the Committee on Business, Professions and Economic Development (Senators Glazer (Chair), Archuleta, Chang, Dodd, Galgiani, Hill, Leyva, Pan, and Wilk)—An act to amend Sections 803.1, 1902, 1902.1, 1902.2, 1902.3, 1903, 1904, 1905, 1905.1, 1905.2, 1906, 1909, 1910.5, 1916, 1917, 1917.1, 1917.3, 1918, 1922, 1926.1, 1926.2, 1926.3, 1926.4, 1930, 1931, 1932, 1934, 1935, 1936, 1936.1, 1940, 1941, 1941.5, 1942, 1943, 1944, 1947, 1949, 1950, 1950.5, 1951, 1952, 1955, 1957, 1958, 1958.1, 1962, 1963, 1964, 1966, 1966.1, 1966.2, 1966.4, 1966.5, 1966.6, 2234, 4980.36, 4999.32, and 4999.33 of, to repeal Section 4980.395 of, and to repeal Article 8 (commencing with Section 2155) of Chapter 5 of Division 2 of, and Article 11 (commencing with Section 2200) of Chapter 5 of Division 2 of, the Business and Professions Code, relating to healing arts.



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

Senate Concurrent Resolution 23: By Senator McGuire (Coauthor: Senator Dodd) (Coauthor: Assembly Member Aguiar-Curry)—Relative to California Wines: Down to Earth Month.

Senate Concurrent Resolution 24: By Senator Leyva—Relative to Arts Education Month.

Senate Joint Resolution 6: By Senator Chang—Relative to artificial intelligence.

REQUESTS TO ADJOURN IN MEMORIAM

Senator Atkins requested that when the Senate adjourns this day it do so in memory of the Honorable Judy McCarty of San Carlos.

Senator Chang requested that when the Senate adjourns this day it do so in memory of the Honorable W.C. “Bill” Kruger of Chino Hills.

Senator Dodd requested that when the Senate adjourns this day it do so in memory of Lloyd Vernon Huckfeldt of Napa.

Senators Wiener and Skinner requested that when the Senate adjourns this day it do so in memory of Tess Rothstein of Berkeley.

Senators Wiener and Stone requested that when the Senate adjourns this day it do so in memory of Angus J. Whyte of Palm Springs.

ADJOURNMENT

At 3:30 p.m., on motion of Senator Atkins, the Senate adjourned pursuant to the Senators’ requests until 9 a.m., Tuesday, March 12, 2019.

NEVA MARIE PARKER, Minute Clerk

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