

CALIFORNIA LEGISLATURE
2019–20 REGULAR SESSION

SENATE DAILY JOURNAL

TENTH LEGISLATIVE DAY

IN SENATE

Senate Chamber, Sacramento
Friday, January 18, 2019

The Senate met at 9:04 a.m.
Hon. Mike McGuire, of the 2nd District, presiding.
Secretary Erika Contreras at the Desk.
Assistant Secretary Heshani Wijemanne 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,
Chang, Dodd, Durazo, Galgiani, Glazer, Grove, Hertzberg, Hill, Hueso,
Hurtado, Jones, Leyva, McGuire, Monning, Moorlach, Nielsen, Pan,
Portantino, Roth, Rubio, Stern, Stone, Umberg, Wieckowski, Wiener, and
Wilk—34.

Quorum present.

*(NOTE: Senator Jackson will be excused this day on personal business.
Senator Mitchell will be excused this day on legislative business. Senators
Morrell and Skinner will be excused this day due to illness.)*



PRAYER

Upon invitation of the President, the following prayer was offered by Rev. Georgia Prescott, Center for Spiritual Awareness:

We turn our attention to Spirit by many names: God, Allah, Elohim, Sacred Grandmother Tree, Divine Intelligence.

We give thanks for this place called the California Senate today and thanks also for the Senators and staff who work so hard for a prosperous and harmonious California.

May there be wisdom in this place, but especially may it be a place where the men and women become aware of the Divine wisdom in themselves.

May there be creativity in this place but especially may it be a place where the men and women allow the natural creativity that is within them to flow in answer to this state's challenges.

May there be patience in this place but especially may it be a place where women and men find the patience within to listen to each other with respect and honor.

Especially in this week of celebrating the courage and wisdom of Rev. Dr. Martin Luther King, Jr., may we continue to strive for a California that responds to each of our citizens based on the content of their character and not the color of their skin, who they love, how they pray, or what gender they express.

May everyone come into this Senate with expectation of success and go with thanksgiving.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

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

PRIVILEGES OF THE FLOOR

SPECIAL INTRODUCTIONS

Senator Wiener introduced Bill Nagel, in honor of his recent appointment as Publisher and CEO of the San Francisco Chronicle.

MOTIONS, RESOLUTIONS AND NOTICES

UNANIMOUS CONSENT TO SUSPEND JOINT RULE 62(a)

Without objection, Joint Rule 62(a) was suspended for the purpose of allowing the Committee on Rules to meet on Friday, January 18, 2019 without two days' notice in the Daily File.

UNANIMOUS CONSENT TO APPROVE SENATE JOURNALS

Without objection, the following Senate Journals were approved as corrected by the Minute Clerk:

January 14, 2019	January 15, 2019	January 16, 2019
January 17, 2019	January 18, 2019	



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

Senate Concurrent Resolution 3—Relative to President George H.W. Bush Day.

Resolution read third time and presented by Senator Bates.

Roll Call

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

AYES (34)—Senators Allen, Archuleta, Atkins, Bates, Beall, Borgeas, Bradford, Caballero, Chang, Dodd, Durazo, Galgiani, Glazer, Grove, Hertzberg, Hill, Hueso, Hurtado, Jones, Leyva, McGuire, Monning, Moorlach, Nielsen, Pan, Portantino, Roth, Rubio, Stern, Stone, Umberg, Wieckowski, Wiener, and Wilk.

NOES (0)—None.

Resolution ordered transmitted to the Assembly.

Senate Concurrent Resolution 5—Relative to the Reverend Dr. Martin Luther King, Jr.

Resolution read third time and presented by Senator Bradford.

Roll Call

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

AYES (34)—Senators Allen, Archuleta, Atkins, Bates, Beall, Borgeas, Bradford, Caballero, Chang, Dodd, Durazo, Galgiani, Glazer, Grove, Hertzberg, Hill, Hueso, Hurtado, Jones, Leyva, McGuire, Monning, Moorlach, Nielsen, Pan, Portantino, Roth, Rubio, Stern, Stone, Umberg, Wieckowski, Wiener, and Wilk.

NOES (0)—None.

Resolution ordered transmitted to the Assembly.

Senate Resolution 10—Relative to the 25th Anniversary of the Northridge Earthquake of 1994.

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

NOES (0)—None.

**PRIVILEGES OF THE FLOOR
SPECIAL INTRODUCTIONS**

Senator Hurtado introduced Hon. Art Brieno, City Council Member for the City of Hanford, in honor of his visit to the California State Senate.



LEAVES OF ABSENCE

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

The following Senator was granted leave of absence for the day on legislative business: Senator Mitchell.

The following Senators were granted leaves of absence for the day due to illness: Senators Morrell and Skinner.

FURTHER PROCEEDINGS UNDER QUORUM CALL OF THE SENATE DISPENSED WITH

At 10:14 a.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, January 22, 2019.

Motion carried.

REPORTS OF STANDING COMMITTEES**Committee on Rules**

State Capitol, January 18, 2019

Mr. President: The Committee on Rules has approved the following:

JOINT COMMITTEE APPOINTMENTS

Appointed Senator Portantino as a member of the Joint Legislative Budget Committee to fill the existing vacancy.

Appointed Senator Monning as Vice Chair and Senators Atkins, Bates, Hertzberg, Hill, Leyva, McGuire, Mitchell, Moorlach, Roth, Skinner, Wiener, and Wilk to the Joint Committee on Rules to fill all but one vacancy.

WEEKLY COMMITTEE SCHEDULE CHANGES**Business, Professions and Economic Development**

Every Monday at 12 noon in Room 3191.

Elections and Constitutional Amendments

First, Third, and Fifth Tuesdays at 9:30 a.m. in Room 112.

ATKINS, Chair



State Capitol, January 18, 2019

Mr. President: The Committee on Rules has made the following appointments:

Appointed the Honorable William Monning as a member of the Air Resources Board for a term ending at the pleasure of the Committee.

Appointed the Honorable Scott Wilk as a member of the State Allocation Board for a term ending at the pleasure of the Committee.

Appointed Michael Wara, Ph.D., J.D. as a member of the Commission on Catastrophic Wildfire Cost and Recovery for a term ending at the pleasure of the Committee.

ATKINS, Chair

State Capitol, January 18, 2019

Mr. President: The Committee on Rules has considered the following appointments by the Governor and reports the same back with the recommendation of confirmation:

Sandra A. Matsumoto, Member, Sacramento-San Joaquin Delta Conservancy Governing Board (4-0)

Dolores “Dolly” A. Sandoval, Member, Sacramento-San Joaquin Delta Conservancy Governing Board (4-0)

ATKINS, Chair

Above appointments ordered to unfinished business.

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 142: By Senator Wiener (Principal coauthor: Assembly Member Gonzalez) (Coauthors: Senators Durazo and Leyva) (Coauthors: Assembly Members Chiu, Cristina Garcia, Limón, and Wicks)—An act to add Section 18941.12 to the Health and Safety Code, and to amend Sections 1030, 1031, and 1033 of, and to add Sections 1034 and 1035 to, the Labor Code, relating to employment.

Senate Bill 143: By Senator Skinner—An act to amend Section 21608.5 of the Business and Professions Code, relating to business.

Senate Bill 144: By Senator Mitchell—An act relating to criminal fees.

Senate Bill 145: By Senator Wiener (Coauthor: Assembly Member Eggman)—An act to add Section 290.55 to the Penal Code, relating to sex offenders.

Senate Bill 146: By Senator Beall—An act to repeal Division 16 (commencing with Section 160000) of the Public Utilities Code, relating to transportation.

Senate Bill 147: By Senator Beall—An act to amend Section 185034 of the Public Utilities Code, relating to transportation.



Senate Bill 148: By Senator Glazer—An act to amend Section 67434 of the Education Code, relating to public postsecondary education.

REQUESTS TO ADJOURN IN MEMORIAM

Senator Archuleta requested that when the Senate adjourns this day it do so in memory of Dr. Frederic A. Bergerson of Whittier and William Gang of Rancho Santa Fe.

Senator Bradford requested that when the Senate adjourns this day it do so in memory of David Arian of San Pedro.

Senator Dodd requested that when the Senate adjourns this day it do so in memory of Tish Ward of Napa.

Senator Durazo requested that when the Senate adjourns this day it do so in memory of Antonio Gonzalez of Los Angeles.

Senator Glazer requested that when the Senate adjourns this day it do so in memory of the Honorable William O'Malley of Lafayette.

Senator Grove requested that when the Senate adjourns this day it do so in memory of Rocky Paul Jones of Visalia.

Senator Jones requested that when the Senate adjourns this day it do so in memory of Ron Godwin of El Cajon.

Senator Leyva requested that when the Senate adjourns this day it do so in memory of Patricio Guillen Santoyo of Chino.

Senator Moorlach requested that when the Senate adjourns this day it do so in memory of Johanna Townsend of Newport Beach and Chandler Espinoza of Dove Canyon/Trabuco Canyon.

Senator Stone requested that when the Senate adjourns this day it do so in memory of the Honorable Ben Drake of Temecula.

Senator Wiener requested that when the Senate adjourns this day it do so in memory of Edward "Eamon" Joseph Murphy of San Francisco.

Senators Wiener and Stone requested that when the Senate adjourns this day it do so in memory of the Honorable Greg Pettis of Cathedral City.

ADJOURNMENT

At 3:30 p.m., on motion of Senator Atkins, the Senate adjourned pursuant to the Senators' requests until 2 p.m., Tuesday, January 22, 2019.

NEVA MARIE PARKER, Minute Clerk

