

CALIFORNIA LEGISLATURE
2017–18 REGULAR SESSION

SENATE DAILY JOURNAL

SEVENTY-SECOND LEGISLATIVE DAY

IN SENATE

Senate Chamber, Sacramento
Tuesday, May 16, 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, Berryhill, 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, Wieckowski, Wiener, and Wilk—39.

Quorum present.

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



MESSAGES FROM THE GOVERNOR

Governor’s Office, State Capitol
May 16, 2017

To the Senate of the State of California:

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

Sincerely,

EDMUND G. BROWN JR., Governor

LELAND C. ADAMS III, has been appointed to the California Commission on State Mandates. Adams has served as a member of the Sierra County Board of Supervisors since 2009. He was sheriff-coroner at the Sierra County Sheriff’s Office from 1988 to 2007. Appointed 04/27/2017. Effective 05/01/2017.

Member, California Commission on State Mandates, vice, Donald Saylor, resigned, 04/26/2017. Term ending 4 years from second commission.

CASTLE W. REDMOND, has been appointed to the California Commission on Teacher Credentialing. Redmond has been program manager at the California Endowment since 2011. He served as program manager for the Oakland Unified School District from 2002 to 2011. Redmond earned a Juris Doctor degree from the Georgetown University Law Center. Appointed 04/18/2017. Effective 05/04/2017.

Member, California Commission on Teacher Credentialing, vice, Georgette Imura, withdrawn by the Governor, 01/16/2015. Term ending 11/20/2019.

Above appointments referred to the Committee on Rules.

MESSAGES FROM THE ASSEMBLY

Assembly Chamber, May 15, 2017

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

ACR 55 ACR 61 ACR 62 ACR 79
ACR 81 ACR 83 ACR 89 AJR 1

Assembly Chamber, May 15, 2017

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

ACR 84

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 55—Relative to Food Allergy Awareness Week.

Assembly Concurrent Resolution 61—Relative to Congenital Disorders of Glycosylation Awareness Day.

Assembly Concurrent Resolution 62—Relative to 5G wireless networks.

Assembly Concurrent Resolution 79—Relative to Blue Star Mothers of America Month.

Assembly Concurrent Resolution 81—Relative to Asian and Pacific Islander American Heritage Month.

Assembly Concurrent Resolution 83—Relative to Foster Care Month.

Assembly Concurrent Resolution 89—Relative to American Stroke Month.

Assembly Joint Resolution 1—Relative to the presidential elections.

Assembly Concurrent Resolution 84—Relative to Hepatitis Awareness Month and Hepatitis Testing Day.

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

Senate Bill 56—An act to amend Section 23104.2 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

The amendments proposed by the Committee on Governmental Organization were read and adopted and the measure ordered printed, engrossed, and to third reading.

Senate Bill 531—An act to amend Sections 8558 and 8630 of the Government Code, relating to local emergencies.

Bill read second time.

The amendments proposed by the Committee on Governmental Organization were read and adopted and the measure ordered printed, engrossed, and to third reading.



Senate Bill 71—An act to add the heading of Article 1 (commencing with Section 25406) to, and to add Article 2 (commencing with Section 25408) to, Chapter 5.1 of Division 15 of the Public Resources Code, relating to energy.

Bill read second time.

The amendments proposed by the Committee on Transportation and Housing were read and adopted and the measure ordered printed, engrossed, and re-referred to the Committee on Appropriations.

Senate Bill 182—An act to add Chapter 7 (commencing with Section 16550) to Part 1 of Division 7 of the Business and Professions Code, relating to business.

Bill read second time.

The amendments proposed by the Committee on Judiciary were read and adopted and the measure ordered printed, engrossed, and to third reading.

Senate Bill 235—An act to amend Section 13107 of the Elections Code, relating to elections.

Bill read second time.

The amendments proposed by the Committee on Judiciary were read and adopted and the measure ordered printed, engrossed, and to third reading.

Senate Bill 11—An act to add Sections 6595, 7658.3, 8879.5, 30284.5, 32257.5, 40104.5, 41098.5, 43157.5, 45155.5, 46156.5, 50111.5, 55044.5, and 60213 to the Revenue and Taxation Code, relating to taxation.

Bill read second time and ordered to third reading.

Senate Bill 137—An act to add Section 99175 to the Public Utilities Code, relating to transit districts.

Bill read second time and ordered to third reading.

Senate Bill 156—An act to amend Section 90 of, and to add Section 217 to, the Military and Veterans Code, relating to veterans, and declaring the urgency thereof, to take effect immediately.

Bill read second time and ordered to third reading.

Senate Bill 166—An act to amend Section 65863 of the Government Code, relating to land use.

Bill read second time and ordered to third reading.

Senate Bill 199—An act to add Section 127672 to the Health and Safety Code, relating to health care.

Bill read second time and ordered to third reading.

Senate Bill 378—An act to add Section 23059 to the Business and Professions Code, relating to alcoholic beverages.

Bill read second time and ordered to third reading.



Senate Bill 405—An act to add Section 5272.3 to the Business and Professions Code, relating to outdoor advertising.

Bill read second time and ordered to third reading.

Senate Bill 442—An act to amend Section 7195 of the Business and Professions Code, and to amend Sections 115922 and 115925 of the Health and Safety Code, relating to public health.

Bill read second time and ordered to third reading.

Senate Bill 465—An act to amend Sections 3008 and 3106 of, to add Section 3113 to, to repeal Section 3106.5 of, and to repeal Article 8 (commencing with Section 3450) of Chapter 1 of Division 3 of, the Public Resources Code, relating to oil and gas.

Bill read second time and ordered to third reading.

Senate Bill 547—An act to amend Sections 5063.3, 5096.9, 5810, 7332, 11302, 11321, 11323, 11324, 11345, 11345.6, 11422, 12241, 12304, 12305, 12310, and 12500 of, to add Sections 11345.5 and 11345.8 to, and to repeal and add Section 11345.3 of, the Business and Professions Code, relating to professions and vocations.

Bill read second time and ordered to third reading.

Senate Bill 592—An act to add Section 66201.3 to the Education Code, relating to public postsecondary education.

Bill read second time and ordered to third reading.

Senate Bill 612—An act to amend Sections 1506 and 1559.110 of the Health and Safety Code, relating to foster care.

Bill read second time and ordered to third reading.

Senate Bill 618—An act to amend Section 454.52 of the Public Utilities Code, relating to electricity.

Bill read second time and ordered to third reading.

Senate Bill 744—An act to add Section 5272.4 to the Business and Professions Code, relating to outdoor advertising.

Bill read second time and ordered to third reading.

Senate Bill 784—An act to amend Section 647 of the Penal Code, relating to crimes.

Bill read second time and ordered to third reading.

Senate Bill 790—An act to add Division 117 (commencing with Section 150300) to the Health and Safety Code, relating to health care providers.

Bill read second time and ordered to third reading.



Senate Bill 801—An act to add Sections 353.17, 380.6, and 2836.7 to the Public Utilities Code, relating to energy, and declaring the urgency thereof, to take effect immediately.

Bill read second time and ordered to third reading.

Senate Bill 255—An act to amend Sections 10232.1 and 10232.81 of the Insurance Code, and to amend Section 22009 of the Welfare and Institutions Code, relating to long-term care, and declaring the urgency thereof, to take effect immediately.

Bill read second time and ordered to consent calendar.

Senate Bill 272—An act to amend Section 11785 of the Insurance Code, relating to the State Compensation Insurance Fund.

Bill read second time and ordered to consent calendar.

Senate Bill 288—An act to amend Sections 100501, 100502, 100503, and 100522 of the Government Code, to amend Section 1366.6 of the Health and Safety Code, and to amend Section 10112.3 of the Insurance Code, relating to health coverage.

Bill read second time and ordered to consent calendar.

Senate Bill 332—An act to add Section 11403.05 to the Welfare and Institutions Code, relating to foster youth.

Bill read second time and ordered to consent calendar.

Senate Bill 400—An act to add and repeal Section 101.15 of the Streets and Highways Code, relating to highways.

Bill read second time and ordered to consent calendar.

Senate Bill 437—An act to amend Section 1342.4 of the Health and Safety Code, and to amend Section 12923.5 of the Insurance Code, relating to health care coverage.

Bill read second time and ordered to consent calendar.

Senate Bill 452—An act to amend Section 8558 of the Government Code, relating to emergency services.

Bill read second time, ordered engrossed, and to consent calendar.

Senate Bill 467—An act to amend Sections 367.5 and 367.6 of the Code of Civil Procedure, and to amend Sections 72010 and 72011 of the Government Code, relating to civil actions.

Bill read second time and ordered to consent calendar.

Senate Bill 468—An act to amend Section 35012 of the Education Code, relating to school districts.

Bill read second time and ordered to consent calendar.

Senate Bill 469—An act to amend and repeal Section 4055 of the Family Code, relating to child support.

Bill read second time and ordered to consent calendar.



Senate Bill 675—An act to amend Section 10072 of the Welfare and Institutions Code, relating to public social services.

Bill read second time and ordered to consent calendar.

Senate Bill 704—An act to add Section 64.2 to the Harbors and Navigation Code, relating to harbors and navigation.

Bill read second time and ordered to consent calendar.

Senate Bill 800—An act to amend Sections 4013, 4316, 4980.09, 4980.44, 4980.72, 4984.4, 4984.7, 4984.9, 4989.46, 4992.8, 4996.3, 4996.6, 4996.17, 4999.12.5, 4999.32, 4999.33, 4999.42, 4999.53, 4999.60, 4999.61, 4999.62, 4999.63, 4999.118, 4999.120, 5094, 5680.1, 5680.2, 7075.1, 7145.5, 7599.54, 7713, 8567, and 22352 of, and to repeal Section 4001.5 of, the Business and Professions Code, to amend Section 1010 of the Evidence Code, and to amend Section 11165.7 of the Penal Code, relating to professions and vocations.

Bill read second time and ordered to consent calendar.

Senate Bill 809—An act to amend Sections 102, 15101, 15103, 15104, and 15105 of the Fish and Game Code, to amend Sections 10106 and 10107 of the Public Contract Code, to amend Sections 2003, 2006.5, 2201, 2202, 2204, 2205, 2207, 2207.2, 2209, 2210, 2701, 2702, 2703, 2707, 2714, 2715.5, 2716, 2717, 2759, 2770, 2772, 2772.1, 2772.6, 2773.1, 2773.1.5, 2773.3, 2773.4, 2774, 2774.1, 2774.2, 2774.4, 2777.3, 2777.5, 2778, 2796.5, 2814, and 8301 of, to amend the heading of Chapter 2 (commencing with Section 2200) of Division 2 of, and to repeal Section 2010 of, the Public Resources Code, and to amend Section 9853 of the Vehicle Code, relating to natural resources.

Bill read second time and ordered to consent calendar.

Senate Concurrent Resolution 40—Relative to Myalgic Encephalomyelitis/Chronic Fatigue Syndrome Awareness Month.

Resolution read second time, ordered engrossed, and to third reading.

Senate Bill 389—An act to add Section 182.1 to the Streets and Highways Code, relating to transportation, and making an appropriation therefor.

Bill read second time.

The amendments proposed by the Committee on Appropriations were read and adopted and the measure ordered printed, engrossed, and to third reading.

Senate Bill 410—An act to amend Section 18976 of the Government Code, relating to veterans.

Bill read second time and ordered to third reading.

Senate Bill 430—An act to amend Section 1063.2 of the Insurance Code, relating to insurance.

Bill read second time and ordered to third reading.



Senate Bill 481—An act to amend Section 1418.8 of the Health and Safety Code, relating to health facilities.

Bill read second time and ordered to third reading.

Senate Bill 488—An act to amend Sections 927, 927.1, and 927.2 of, to amend the heading of Article 10.2 (commencing with Section 927) of Chapter 1 of Part 2 of Division 1 of, and to amend, renumber, and add Section 927.3 of, the Insurance Code, relating to insurance.

Bill read second time and ordered to third reading.

Senate Bill 528—An act to add Section 4119.11 to the Business and Professions Code, relating to healing arts.

Bill read second time and ordered to third reading.

Senate Bill 542—An act to add Section 18107 to the Health and Safety Code, relating to manufactured housing.

Bill read second time and ordered to third reading.

Senate Bill 583—An act to amend Section 51225.3 of the Education Code, relating to pupil curriculum.

Bill read second time and ordered to third reading.

Senate Bill 711—An act to amend Section 739 of, and to add Section 739.11 to, the Public Utilities Code, relating to energy.

Bill read second time and ordered to third reading.

Senate Bill 750—An act to amend Section 4853 of, to add Sections 293, 294, and 4854 to, and to add Chapter 2.7 (commencing with Section 11450) to Division 5 of, the Vehicle Code, relating to vehicles.

Bill read second time and ordered to third reading.

Senate Bill 814—An act relating to state real property, and making an appropriation therefor.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill 755—An act to add Section 2032.340 to the Code of Civil Procedure, relating to civil discovery.

Bill read second time and ordered to third reading.

Senate Concurrent Resolution 52—Relative to health.

Resolution read second time and ordered to third reading.

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 and ordered to third reading.



REPORTS OF STANDING COMMITTEES

Committee on Rules

Senate Chamber, May 16, 2017

Mr. President: The Committee on Rules has examined:

SB 721

And reports the same correctly engrossed.

DE LEÓN, Chair

Senate Chamber, May 16, 2017

Mr. President: The Committee on Rules has examined:

SB 427 SB 452 SB 814 SCR 52

And reports the same correctly engrossed.

DE LEÓN, Chair

Senate Chamber, May 16, 2017

Mr. President: The Committee on Rules has examined:

SCR 40

And reports the same correctly engrossed.

DE LEÓN, Chair

Senate Chamber, May 16, 2017

Mr. President: The Committee on Rules has examined:

SB 755

And reports the same correctly engrossed.

DE LEÓN, Chair

Committee on Judiciary

Date of Hearing, May 9, 2017

Mr. President: The Committee on Judiciary, to which were referred:

SB 327 SB 407

Reports the same back with the recommendation: Do pass as amended.

JACKSON, Chair

Above bills ordered to second reading.

Committee on Governance and Finance

Date of Hearing, May 10, 2017

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

SB 701

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

MCGUIRE, Chair

Above bill ordered to second reading.



Committee on Appropriations

Senate Chamber, May 16, 2017

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

SB 802

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 802—An act to add Section 38751 to the Vehicle Code, relating to vehicles.

Bill read second time.

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

Committee on Energy, Utilities and Communications

Date of Hearing, May 9, 2017

Mr. President: The Committee on Energy, Utilities and Communications, to which was referred:

SB 100

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

HUESO, Chair

Above bill ordered to second reading.

Committee on Governance and Finance

Senate Chamber, May 16, 2017

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

SB 507

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 507—An act to amend Sections 17053.73 and 23626 of the Revenue and Taxation Code, relating to taxation to take effect immediately tax levy.

Bill read second time.

Request to Add Urgency Section

To the Committee on Rules: I request permission to add an urgency section to SB 507 pursuant to Joint Rule 58.

SENATOR HUESO



Permission of Rules Committee

Senate Chamber, May 16, 2017

The Committee on Rules grants permission to offer amendments which would add an urgency section to SB 507.

DE LEÓN, Chair

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

Committee on Rules

Senate Chamber, May 16, 2017

Mr. President: The Committee on Rules has examined:

SCR 22

SCR 39

And reports the same have been correctly enrolled and presented to the Secretary of State on the 16th day of May, 2017, at 2:30 p.m.

DE LEÓN, Chair

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS

Senate Bill 690—An act to amend Section 6060.25 of the Business and Professions Code, relating to attorneys, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Amendments Adopted

Amendments to **SB 690** proposed by Senator Jackson were read and adopted and the measure ordered printed, engrossed, and to second reading.

Senate Bill 33—An act to amend Section 1281.2 of the Code of Civil Procedure, relating to arbitration.

Bill read third time.

Amendments Adopted

Amendments to **SB 33** proposed by Senator Dodd were read and adopted and the measure ordered printed, engrossed, and to second reading.

SENATE COMMITTEE ROLL CALLS

Committee on Public Safety

SB 785—Do pass as amended and re-refer to the Committee on Judiciary

AYES (5)—Senators Bradford, Jackson, Mitchell, Skinner, and Wiener.

NOES (2)—Senators Anderson and Stone.

Date of Hearing: 5/16/2017

Skinner, Chair



LEAVES OF ABSENCE

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

ADJOURNMENT

At 3:30 p.m., the Senate adjourned until 9 a.m., Wednesday, May 17, 2017.

NEVA MARIE PARKER, Minute Clerk

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