

CALIFORNIA LEGISLATURE  
2017-18 REGULAR SESSION

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# SENATE DAILY JOURNAL

NINETIETH LEGISLATIVE DAY

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**IN SENATE**

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Senate Chamber, Sacramento  
Thursday, June 15, 2017

The Senate met at 12:40 p.m.

Hon. Kevin de León, President pro Tempore of the Senate, presiding.

Secretary Daniel Alvarez 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, Anderson, Atkins, Bates, Beall, Bradford, Cannella, De León, Dodd, Fuller, 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—38.

Quorum present.

*(NOTE: Senator Berryhill will be excused this day due to illness. Senator Gaines will be excused this day on personal business.)*



**PRAYER**

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

*Gracious and loving God*, may we work this day as if everything depends on us, and pray as if everything depends on You. The following poem by Wendell Berry is called "This Day."

Whatever is foreseen in joy  
Must be lived out from day to day,  
Vision held open in the dark  
By our ten thousand days of work.  
Harvest will fill the barn; for that  
The hand must ache, the face must sweat.

And yet no leaf or grain is filled  
By work of ours; the field is tilled  
And left to grace. That we may reap,  
Great work is done while we're asleep.

When we work well, a Sabbath mood  
Rests on our day, and finds it good.—AMEN.

**PLEDGE OF ALLEGIANCE TO THE FLAG**

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

**PRIVILEGES OF THE FLOOR  
MOMENT OF SILENCE**

At Senator De León's request, the Senate observed a moment of silence in remembrance of those killed at the United Postal Service of America facility in San Francisco.

**At 12:48 p.m., Hon. Ricardo Lara, of the 33rd District, Presiding**

**CONSIDERATION OF DAILY FILE  
CONFERENCE COMMITTEE REPORTS**

**Assembly Bill 97—6/10/2017 10:49 p.m.**—An act making appropriations for the support of the government of the State of California and for several public purposes in accordance with the provisions of Section 12 of Article IV of the Constitution of the State of California, relating to the state budget, to take effect immediately, budget bill.

The report of the Committee on Conference presented by Senator Mitchell.

**Roll Call**

The roll was called and the conference report was adopted by the following vote:

**AYES (28)**—Senators Allen, Atkins, Beall, Bradford, Cannella, De León, Dodd, Galgiani, Glazer, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leyva, McGuire, Mendoza, Mitchell, Monning, Newman, Pan, Portantino, Roth, Skinner, Stern, Wieckowski, and Wiener.

**NOES (10)**—Senators Anderson, Bates, Fuller, Moorlach, Morrell, Nguyen, Nielsen, Stone, Vidak, and Wilk.



**THIRD READING OF ASSEMBLY BILLS**

**Assembly Bill 120—6/12/2017 12:30 p.m.**—An act to amend the Budget Act of 2017 by amending Items 4260-101-0001 and 4260-101-0890 of, and to add Item 4260-101-3305 to, Section 2.00 of that act, relating to the state budget, and making an appropriation therefor, to take effect immediately, budget bill.

Bill read third time and presented by Senator Mitchell.

**Roll Call**

The roll was called and the bill was passed by the following vote:

AYES (27)—Senators Allen, Atkins, Beall, Bradford, De León, Dodd, Galgiani, Glazer, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leyva, McGuire, Mendoza, Mitchell, Monning, Newman, Pan, Portantino, Roth, Skinner, Stern, Wieckowski, and Wiener.

NOES (11)—Senators Anderson, Bates, Cannella, Fuller, Moorlach, Morrell, Nguyen, Nielsen, Stone, Vidak, and Wilk.

Bill ordered transmitted to the Assembly.

**Assembly Bill 98—6/8/2017 10:35 p.m.**—An act to amend the Budget Act of 2016 (Chapter 23 of the Statutes of 2016) by augmenting Item 9840-001-0001 of Section 2.00 of that act, relating to the state budget, and making an appropriation therefor, to take effect immediately, budget bill.

Bill read third time and presented by Senator Mitchell.

**Roll Call**

The roll was called and the bill was passed by the following vote:

AYES (32)—Senators Allen, Atkins, Beall, Bradford, Cannella, De León, Dodd, Galgiani, Glazer, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leyva, McGuire, Mendoza, Mitchell, Monning, Moorlach, Newman, Nguyen, Pan, Portantino, Roth, Skinner, Stern, Vidak, Wieckowski, Wiener, and Wilk.

NOES (6)—Senators Anderson, Bates, Fuller, Morrell, Nielsen, and Stone.

Bill ordered transmitted to the Assembly.



**Assembly Bill 115—6/8/2017 10:34 p.m.**—An act to amend Sections 16321 and 21130 of, and to add Section 54238.8 to, the Government Code, to amend Sections 6701, 6971, and 22161 of, and to add Section 20155.2 to, the Public Contract Code, to amend Sections 99312.1 and 99314.9 of the Public Utilities Code, to amend Sections 11050, 11051, 11053, and 60050 of the Revenue and Taxation Code, to amend Sections 2032, 2032.5, 2033.5, 2036, 2106, and 2382 of the Streets and Highways Code, and to amend Sections 4156, 9250.6, 12800.7, and 12811 of the Vehicle Code, relating to transportation, making an appropriation therefor, to take effect immediately, bill related to the budget.

Bill read third time and presented by Senator Mitchell.

**Motion to Amend Set #1**

Senator Stone moved the adoption of amendments to **AB 115**.

**MOTION TO LAY ON THE TABLE**

Senator Monning moved that the amendments to **AB 115** be laid on the table.

**Roll Call**

The roll was called and the motion carried by the following vote:

**AYES (26)**—Senators Allen, Atkins, Beall, Bradford, De León, Dodd, Galgiani, Glazer, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leyva, McGuire, Mendoza, Mitchell, Monning, Pan, Portantino, Roth, Skinner, Stern, Wieckowski, and Wiener.

**NOES (10)**—Senators Anderson, Bates, Fuller, Moorlach, Morrell, Nguyen, Nielsen, Stone, Vidak, and Wilk.

**Consideration of Assembly Bill 115**

**Roll Call**

The roll was called and the bill was passed by the following vote:

**AYES (28)**—Senators Allen, Atkins, Beall, Bradford, Cannella, De León, Dodd, Galgiani, Glazer, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leyva, McGuire, Mendoza, Mitchell, Monning, Newman, Pan, Portantino, Roth, Skinner, Stern, Wieckowski, and Wiener.

**NOES (10)**—Senators Anderson, Bates, Fuller, Moorlach, Morrell, Nguyen, Nielsen, Stone, Vidak, and Wilk.

Above bill ordered transmitted to the Assembly.



**Assembly Bill 103—6/8/2017 11:58 p.m.**—An act to amend Sections 384 and 1010.6 of the Code of Civil Procedure, to amend Sections 11040, 11041, 11042, 11045, 24000, 69580, 69592, 69594, and 69600 of, to add Sections 15007, 15820.948, 68514, and 69614.4 to, to add Article 9 (commencing with 70500) to Chapter 5.7 of Title 8 of, to add Chapter 17.8 (commencing with Section 7310) to Division 7 of Title 1 of, to add Chapter 16 (commencing with Section 27770) to Part 3 of Division 2 of Title 3 of, to add and repeal Section 12532 of, and to repeal Section 11043 of, the Government Code, to add Section 329 to the Military and Veterans Code, to amend Sections 1170.18, 1370, 1370.6, 1372, 1463.007, 1464, 1557, 2801, 2808, 3453, 5075, 6031, 6031.1, 29800, 29805, 30680, and 30900 of, to add Sections 1170.127 and 4032 to, to repeal Sections 1203.6 and 1464.2 of, and to repeal and add Section 1203.5 of, the Penal Code, to add and repeal Section 10340.1 of the Public Contract Code, to amend Sections 13365, 13365.2, 40509, and 40509.5 of the Vehicle Code, and to amend Sections 209, 1982, 4100, 4358.5, 7228, and 7234 of, and to repeal and add Sections 270 and 271 of, the Welfare and Institutions Code, relating to public safety, making an appropriation therefor, to take effect immediately, bill related to the budget.

Bill read third time and presented by Senator Mitchell.

**At 1:55 p.m., Hon. Connie M. Leyva, of the 20th District, Presiding**

**At 2:11 p.m., Hon. Ricardo Lara, of the 33rd District, Presiding**

**Roll Call**

The roll was called and the bill was passed by the following vote:

AYES (26)—Senators Allen, Atkins, Beall, Bradford, De León, Dodd, Galgiani, Glazer, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leyva, McGuire, Mendoza, Mitchell, Monning, Pan, Portantino, Roth, Skinner, Stern, Wieckowski, and Wiener.

NOES (11)—Senators Anderson, Bates, Cannella, Fuller, Moorlach, Morrell, Nguyen, Nielsen, Stone, Vidak, and Wilk.

Bill ordered transmitted to the Assembly.

**Assembly Bill 107—6/8/2017 11:59 p.m.**—An act to amend Section 14670.35 of the Government Code, to amend Sections 1180.2 and 1180.4 of the Health and Safety Code, to amend Section 10430 of the Public Contract Code, and to amend Sections 4418.25, 4418.7, 4427.5, 4474.15, 4519.5, 4629, 4646.4, 4648, 4648.55, 4659.2, 4677, 4684.80, 4684.81, 4688.21, 4698, 4860, 4869, 6509, and 7502.5 of, to add Sections 4679 and 4679.1 to, and to repeal Section 4686.5 of, the Welfare and Institutions Code, relating to developmental services, and making an appropriation therefor, to take effect immediately, bill related to the budget.

Bill read third time and presented by Senator Mitchell.



**Roll Call**

The roll was called and the bill was passed by the following vote:

AYES (38)—Senators Allen, Anderson, Atkins, Bates, Beall, Bradford, Cannella, De León, Dodd, Fuller, 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.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

**Assembly Bill 111—6/8/2017 11:59 p.m.**—An act to amend Sections 17267, 17300, 17301, 17319, 81133, and 81133.1 of the Education Code, to amend Section 17202 of the Family Code, to amend Sections 905.2, 3515.7, 14659.10, 16304, 16304.1, 30035.5, and 99010 of, to add Sections 210.6, 1044, 8880.43, and 16401.5 to, to add Chapter 13 (commencing with Section 14985) to Part 5.5 of Division 3 of Title 2 of, and to repeal Chapter 3.7 (commencing with Section 8299) of Division 1 of Title 2 of, the Government Code, to amend Section 50676 of the Health and Safety Code, to amend Section 11105 of the Penal Code, to amend Section 10187.5 of the Public Contract Code, to add Section 18874 to the Revenue and Taxation Code, to amend Section 1973 of the Welfare and Institutions Code, to repeal Section 15 of Chapter 6 of the Statutes of 2017, and to repeal Section 9 of Chapter 7 of the Statutes of 2017, relating to state government, and making an appropriation therefor, to take effect immediately, bill related to the budget.

Bill read third time and presented by Senator Mitchell.

**Motion to Amend Set #1**

Senator Nielsen moved the adoption of amendments to **AB 111**.

**MOTION TO LAY ON THE TABLE**

Senator Monning moved that the amendments to **AB 111** be laid on the table.

**Roll Call**

The roll was called and the motion carried by the following vote:

AYES (26)—Senators Allen, Atkins, Beall, Bradford, De León, Dodd, Galgiani, Glazer, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leyva, McGuire, Mendoza, Mitchell, Monning, Pan, Portantino, Roth, Skinner, Stern, Wieckowski, and Wiener.

NOES (10)—Senators Anderson, Bates, Fuller, Moorlach, Morrell, Nguyen, Nielsen, Stone, Vidak, and Wilk.



**Consideration of Assembly Bill 111****Roll Call**

The roll was called and the bill was passed by the following vote:

AYES (30)—Senators Allen, Atkins, Bates, Beall, Bradford, Cannella, De León, Dodd, Galgiani, Glazer, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leyva, McGuire, Mendoza, Mitchell, Monning, Moorlach, Pan, Portantino, Roth, Skinner, Stern, Wieckowski, Wiener, and Wilk.

NOES (7)—Senators Anderson, Fuller, Morrell, Nguyen, Nielsen, Stone, and Vidak.

Above bill ordered transmitted to the Assembly.

**Assembly Bill 99—6/12/2017 12:30 p.m.**—An act to amend Sections 2572, 2576, 8208, 8235, 8263, 8263.1, 8265, 8273.1, 8357, 11800, 17224, 17592.71, 33050, 37202, 40090, 41203.1, 41203.5, 46160, 47607.3, 47614.5, 47635, 47662, 48301, 48302, 48306, 48307, 48308, 48310, 48311, 48312, 48313, 48314, 48315, 48316 49430.5, 49533, 52052, 52064, 52066, 52070, 52070.5, 52074, 52075, 53310, 53311, 53313, 56305, 56836.165, and 60643 of, to amend and repeal Section 17080 of, to add Sections 2575.1, 8227.6, 8262.2, 41024, 41207.43, 41207.44, 48317, 56836.29, and 60213 to, to add Article 5 (commencing with Section 52200) to Chapter 7 of Part 28 of Division 4 of Title 2 of, and to repeal Sections 2558.2, 17078.73, 53312, 60209, and 60211 of, the Education Code, to amend Section 17581.6 of, and to add Section 17581.96 to, the Government Code, to amend Sections 1596.64 and 1596.792 of the Health and Safety Code, to amend Section 26233 of the Public Resources Code, to amend Section 11323.2 of the Welfare and Institutions Code, and to amend Section 52 of Chapter 13 of the Statutes of 2015, relating to school finance, and making an appropriation therefor, to take effect immediately, bill related to the budget.

Bill read third time and presented by Senator Mitchell.

**Roll Call**

The roll was called and the bill was passed by the following vote:

AYES (38)—Senators Allen, Anderson, Atkins, Bates, Beall, Bradford, Cannella, De León, Dodd, Fuller, 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.

NOES (0)—None.

Bill ordered transmitted to the Assembly.



**MESSAGES FROM THE ASSEMBLY**

Assembly Chamber, June 15, 2017

Mr. President: I am directed to inform your honorable body that the Assembly amended, and on this day passed, as amended:

SB 85

And respectfully requests your honorable body to concur in said amendments.

Above bill ordered to unfinished business.

Assembly Chamber, June 15, 2017

Mr. President: I am directed to inform your honorable body that the Assembly amended, and on this day passed, as amended:

SB 89

SB 90

And respectfully requests your honorable body to concur in said amendments.

E. DOTSON WILSON, Chief Clerk of the Assembly

Above bills ordered to unfinished business.

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

**Assembly Bill 102—6/12/2017 2 p.m.**—An act to amend and repeal Sections 15605.5, 15618.5, and 15623 of, to amend, repeal, and add Sections 12803.2 and 15609.5 of, to add Sections 15600 and 15601 to, and to add Part 8.7 (commencing with Section 15570) and Part 9.5 (commencing with Section 15670) to Division 3 of Title 2 of, the Government Code, and to amend, repeal, and add Section 20 of the Revenue and Taxation Code, relating to state government, making an appropriation therefor, to take effect immediately, bill related to the budget.

Bill read third time and presented by Senator Mitchell.

**Roll Call**

The roll was called.

**CALL OF THE SENATE**

Pending the announcement of the vote, Senator Mitchell moved a call of the Senate.

Motion carried.

**MESSAGES FROM THE ASSEMBLY**

Assembly Chamber, June 15, 2017

Mr. President: I am directed to inform your honorable body that the Assembly amended, and on this day passed, as amended:

SB 92

And respectfully requests your honorable body to concur in said amendments.

Above bill ordered to unfinished business.



Assembly Chamber, June 15, 2017

Mr. President: I am directed to inform your honorable body that the Assembly amended, and on this day passed, as amended:

SB 94

And respectfully requests your honorable body to concur in said amendments.

E. DOTSON WILSON, Chief Clerk of the Assembly

Above bill ordered to unfinished business.

**CONSIDERATION OF DAILY FILE (RESUMED)  
UNFINISHED BUSINESS**

**Consideration of Assembly Amendments**

**Senate Bill 85—6/12/2017 4 a.m.**—An act to amend Sections 68075.7, 69432, 69439, 70901, 79149.3, 88651, 89007.7, 89295, 92493, 92495, and 92675 of, to add Sections 8152.5, 84750.7, and 84914.1 to, to add Article 2.7 (commencing with Section 66010.98) to Chapter 2 of Part 40 of Division 5 of Title 3 of, to add Part 54.8 (commencing with Section 88910) and Part 54.81 (commencing with Section 88920) to Division 7 of Title 3 of, to add and repeal Section 66027.8 of, and to repeal Section 84751.5 of, the Education Code, to amend Section 17581.7 of, to add Sections 22874.6 and 22958.3 to, and to add Title 19 (commencing with Section 99100) to, the Government Code, to amend, repeal, and add Section 20662 of the Public Contract Code, to amend Section 13 of Chapter 624 of the Statutes of 2012, and to amend Item 6870-101-0001 of Section 2.00 of the Budget Act of 2015 (Chapters 10 and 11 of the Statutes of 2015), relating to education, and making an appropriation therefor, to take effect immediately, bill related to the budget.

Bill presented by Senator Mitchell.

The question being: “Shall the Senate concur in the Assembly amendments to SB 85?”

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (37)—Senators Allen, Atkins, Bates, Beall, Bradford, Cannella, De León, Dodd, Fuller, 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.

NOES (1)—Senator Anderson.

Above bill ordered enrolled.



**Senate Bill 89—6/12/2017 4 a.m.**—An act to amend Section 8212 of the Education Code, to amend Section 17706 of the Family Code, to add Section 12087.6 to the Government Code, to amend Sections 1522, 1522.41, 1529.2, and 1596.871 of the Health and Safety Code, and to amend Sections 304.7, 11212, 11253.4, 11403, 11461.4, 11464, 11465, 12300.4, 13303, 13304, 13305, 14132.99, 16206, 16501.1, 16519.5, 16521.5, 17601.75, and 18926 of, to amend the heading of Chapter 4.6 (commencing with Section 10830) of Part 2 of Division 9 of, to amend and repeal Sections 10830 and 11253.45 of, to amend, repeal, and add Sections 11325.5, 11325.7, 11325.8, and 11461.3 of, to add Sections 369.6, 739.6, 10072.2, 10831, 11325.15, 11461.6, 11523, 13307, 13308, 15204.35, 18926.1, and 18926.2 to, to add Article 3.7 (commencing with Section 11340) to Chapter 2 of Part 3 of Division 9 of, to add and repeal Section 18901.25 of, and to repeal Section 14124.93 of, the Welfare and Institutions Code, relating to human services, and making an appropriation therefor, to take effect immediately, bill related to the budget.

Bill presented by Senator Mitchell.

The question being: “Shall the Senate concur in the Assembly amendments to SB 89?”

#### **Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

**AYES (27)**—Senators Allen, Atkins, Beall, Bradford, De León, Dodd, Galgiani, Glazer, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leyva, McGuire, Mendoza, Mitchell, Monning, Newman, Pan, Portantino, Roth, Skinner, Stern, Wieckowski, and Wiener.

**NOES (11)**—Senators Anderson, Bates, Cannella, Fuller, Moorlach, Morrell, Nguyen, Nielsen, Stone, Vidak, and Wilk.

Above bill ordered enrolled.



**Senate Bill 90—6/12/2017 4 a.m.**—An act to repeal Section 6531.5 of, to repeal Title 23 (commencing with Section 110000) of, and to repeal and amend Section 6253.2 of, the Government Code, to amend Sections 6051.15, 6051.2, 6201.15, 6201.2, and 7102 of the Revenue and Taxation Code, to amend Sections 5912, 17600.15, 17600.50, 17604, 17605, 17606.20, 17612.1, 17612.2, 17613.1, and 17613.2 of, to amend and repeal Section 12306.15 of, to add Sections 12306.16, 12306.17, 12306.18, and 17600.70 to, to add and repeal Section 12301.61 of, to repeal Sections 12300.5, 12300.6, 12300.7, 12302.21, and 12302.25 of, to repeal and amend Section 10101.1 of, and to repeal and add Sections 12306 and 12306.1 of, the Welfare and Institutions Code, and to amend Section 34 of Chapter 37 of the Statutes of 2013, relating to public social services, and making an appropriation therefor, to take effect immediately, bill related to the budget.

Bill presented by Senator Mitchell.

The question being: “Shall the Senate concur in the Assembly amendments to SB 90?”

#### **Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

**AYES (28)**—Senators Allen, Atkins, Beall, Bradford, Cannella, De León, Dodd, Galgiani, Glazer, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leyva, McGuire, Mendoza, Mitchell, Monning, Newman, Pan, Portantino, Roth, Skinner, Stern, Wieckowski, and Wiener.

**NOES (10)**—Senators Anderson, Bates, Fuller, Moorlach, Morrell, Nguyen, Nielsen, Stone, Vidak, and Wilk.

Above bill ordered enrolled.



**Senate Bill 92—6/10/2017 4 a.m.**—An act to amend Section 1103 of the Civil Code, to amend Sections 710.5, 711, 1055.1, 1069, 3031.2, 7120, 7149.2, 8032.5, 8040, 8041, 8042, 8047, 8051, 8051.4, 8052, 8053, 8057, 8058, 8059, 8060, 8061, 8062, 8063, 8064, 8065, 8067, 8068, 8558, 12002.2, 13007, and 15003 of, to amend the heading of Article 7.5 (commencing with Section 8040) of Chapter 1 of Part 3 of Division 6 of, to repeal Sections 714 and 8055 of, and to repeal and add Section 13005 of, the Fish and Game Code, to amend Sections 76904, 76905, 78552, 78556, 78557, and 79121 of, and to add Section 62757 to, the Food and Agricultural Code, to amend Sections 4216, 4216.2, 4216.6, 4216.10, 4216.12, 4216.13, 4216.18, 4216.19, 7150.5, 8589.4, 8670.48.3, 16428.86, and 65302 of, to amend, repeal, and add Sections 4216.7 and 4216.21 of, to add Section 4216.11 to, and to repeal and add Section 8589.5 of, the Government Code, to amend Sections 71.4, 72.5, and 85.2 of the Harbors and Navigation Code, to amend Section 39704 of, and to add Section 39614 to, the Health and Safety Code, to amend Sections 12164.5, 12165, and 12166 of, to repeal Section 12167 of, and to repeal and add Section 12167.1 of, the Public Contract Code, to amend Sections 2692, 5097.94, 10280, 10281.5, and 10282 of, to amend and repeal Section 4589 of, and to add Chapter 1.1.6 (commencing with Section 5079.80) to Division 5 of, the Public Resources Code, to amend Section 2870 of the Public Utilities Code, and to amend Sections 6025.6, 6307, 6428, and 8705 of, to amend, repeal, and add Section 85200 of, to add Sections 6002.5, 6009, 6032, 6429, 6430, 6431, 6432, and 8535 to, and to add Article 6 (commencing with Section 6160) to Chapter 4 of Part 1 of Division 3 of, the Water Code, relating to public resources, and making an appropriation therefor, to take effect immediately, bill related to the budget.

Bill presented by Senator Mitchell.

The question being: “Shall the Senate concur in the Assembly amendments to SB 92?”

#### Roll Call

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (28)—Senators Allen, Atkins, Beall, Bradford, De León, Dodd, Galgiani, Glazer, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leyva, McGuire, Mendoza, Mitchell, Monning, Newman, Pan, Portantino, Roth, Skinner, Stern, Wieckowski, Wiener, and Wilk.

NOES (10)—Senators Anderson, Bates, Cannella, Fuller, Moorlach, Morrell, Nguyen, Nielsen, Stone, and Vidak.

Above bill ordered enrolled.



**MESSAGES FROM THE ASSEMBLY**

Assembly Chamber, June 15, 2017

Mr. President: I am directed to inform your honorable body that the Assembly amended, and on this day passed, as amended:

SB 96

And respectfully requests your honorable body to concur in said amendments.

E. DOTSON WILSON, Chief Clerk of the Assembly

Above bill ordered to unfinished business.

**CONSIDERATION OF DAILY FILE (RESUMED)****UNFINISHED BUSINESS (RESUMED)****Consideration of Assembly Amendments**

**Senate Bill 94—6/12/2017 10:06 a.m.**—An act to amend Sections 26000, 26001, 26011, 26012, 26013, 26014, 26030, 26031, 26038, 26040, 26043, 26044, 26050, 26052, 26053, 26054, 26054.2, 26055, 26057, 26058, 26060, 26061, 26063, 26065, 26066, 26070, 26070.5, 26080, 26090, 26104, 26106, 26120, 26130, 26140, 26150, 26151, 26152, 26153, 26154, 26155, 26160, 26161, 26180, 26181, 26190, 26191, 26200, 26202, 26210, and 26211 of, to amend the heading of Chapter 10 (commencing with Section 26100) and the heading of Chapter 13 (commencing with Section 26130) of Division 10 of, to amend the heading of Division 10 (commencing with Section 26000) of, to amend and renumber Section 26101 of, to add Sections 26010.5, 26011.5, 26013.5, 26046, 26047, 26051.5, 26060.1, 26062.5, 26070.1, 26121, 26131, 26132, 26133, 26134, 26135, 26156, 26162, 26162.5, 26180.5, 26190.5, and 26210.5, to, to add Chapter 6.5 (commencing with Section 26067) and Chapter 22 (commencing with Section 26220) to Division 10 of, to add and repeal Section 26050.1 of, to repeal Sections 26054.1, 26056, 26056.5, 26064, 26067, 26100, and 26103 of, to repeal Chapter 3.5 (commencing with Section 19300) of Division 8 of, to repeal Chapter 17 (commencing with Section 26170) of Division 10 of, and to repeal and add Sections 26010, 26032, 26033, 26034, 26045, 26051, 26062, 26102, and 26110 of, the Business and Professions Code, to amend Sections 1602 and 1617 of the Fish and Game Code, to amend Sections 37104, 54036, and 81010 of the Food and Agricultural Code, to amend Sections 11006.5, 11014.5, 11018, 11018.1, 11018.2, 11018.5, 11032, 11054, 11357, 11358, 11359, 11360, 11361, 11361.1, 11361.5, 11362.1, 11362.2, 11362.3, 11362.4, 11362.45, 11362.7, 11362.71, 11362.715, 11362.765, 11362.768, 11362.77, 11362.775, 11362.78, 11362.785, 11362.79, 11362.795, 11362.8, 11362.81, 11362.83, 11362.85, 11362.9, 11364.5, 11470, 11478, 11479, 11479.2, 11480, 11485, 11532, 11553, and 109925 of, to amend the heading of Article 2 (commencing with Section 11357) of Chapter 6 of Division 10 of, and to repeal Section 11362.777 of, the Health and Safety Code, to amend Sections 34010, 34011, 34012, 34013, 34014, 34015, 34016, 34018, 34019, and 34021.5 of, to amend the heading of Part 14.5



(commencing with Section 34010) of Division 2 of, and to add Section 34012.5 to, the Revenue and Taxation Code, to amend Section 23222 of, and to add Section 2429.7 to, the Vehicle Code, and to amend Sections 1831, 1847, and 13276 of the Water Code, relating to cannabis, and making an appropriation therefor, to take effect immediately, bill related to the budget.

Bill presented by Senator Mitchell.

The question being: "Shall the Senate concur in the Assembly amendments to SB 94?"

#### **Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (31)—Senators Allen, Atkins, Beall, Bradford, Cannella, De León, Dodd, Galgiani, Glazer, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leyva, McGuire, Mendoza, Mitchell, Monning, Moorlach, Newman, Pan, Portantino, Roth, Skinner, Stern, Stone, Wieckowski, Wiener, and Wilk.

NOES (7)—Senators Anderson, Bates, Fuller, Morrell, Nguyen, Nielsen, and Vidak.

Above bill ordered enrolled.

#### **THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**Assembly Bill 119—6/12/2017 3 p.m.**—An act to amend Sections 6253.2, 6254.3, 8754, and 100043 of, to add Section 15845.2 to, and to add Chapter 11.5 (commencing with Section 3555) to Division 4 of Title 1 of, and to repeal and add Section 15845 of, the Government Code, to add Section 21080.30 to the Public Resources Code, to amend Section 18567 of, and to add and repeal Section 6010.15 of, the Revenue and Taxation Code, to amend Section 5849.35 of the Welfare and Institutions Code, and to amend Section 288 of Chapter 31 of the Statutes of 2016, relating to state government, making an appropriation therefor, to take effect immediately, bill related to the budget.

Bill read third time and presented by Senator Mitchell.

#### **Roll Call**

The roll was called and the bill was passed by the following vote:

AYES (27)—Senators Atkins, Beall, Bradford, Cannella, De León, Dodd, Galgiani, Glazer, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leyva, McGuire, Mendoza, Mitchell, Monning, Newman, Pan, Portantino, Roth, Skinner, Stern, Wieckowski, and Wiener.

NOES (10)—Senators Anderson, Bates, Fuller, Moorlach, Morrell, Nguyen, Nielsen, Stone, Vidak, and Wilk.

Bill ordered transmitted to the Assembly.



**UNFINISHED BUSINESS (RESUMED)**  
**Consideration of Assembly Amendments**

**Senate Bill 96—6/12/2017 11 a.m.**—An act to amend Sections 11104, 11106, 11108, and 13324 of, and to repeal Section 11105 of, the Elections Code, to amend Section 68203 of the Government Code, to amend Sections 98.7, 226.4, 1197.1, 1287, 1684, 1725.5, 1742.1, 1770, 1771.1, 1771.3, 1771.4, 1773.3, 1773.6, 1778, 1780, 1811, 1860, 2065, 2675.5, 6310, 6427, 6429, 6431, 6505.5, 7381, and 9060 of, and to add Sections 90.6 and 1174.1 to, the Labor Code, to amend Sections 1012, 1012.1, 1012.2, 1012.3, 1012.4, 1023, 1025, 1030.1, 1031, 1032, 1034, 1035, 1035.05, 1035.1, 1035.2, 1035.3, 1035.4, 1035.5, 1035.6, 1035.7, 1036, 1037, 1038, 1038.1, 1038.5, 1039.3, 1042, 1042.1, 1043, 1044, 1044.5, 1045, 1046, 1050, 1410, 1412, and 1416 of, to add Sections 79.3 and 79.4 to, to repeal Sections 1012.6, 1014, 1015, 1024, 1026, and 1033.2 of, and to repeal and add Sections 1010, 1011, 1033.1, and 1051 of, the Military and Veterans Code, to amend Section 4104 of the Public Contract Code, and to add Chapter 2.8 (commencing with Section 7286.40) to Part 1.7 of Division 2 of the Revenue and Taxation Code, relating to state government, and making an appropriation therefor, to take effect immediately, bill related to the budget.

Bill presented by Senator Mitchell.

The question being: “Shall the Senate concur in the Assembly amendments to SB 96?”

**REPUBLICAN CAUCUS**

At 4:01 p.m., Senator Bates announced a Republican Caucus.

**REASSEMBLED**

At 4:11 p.m., the Senate reassembled.

Hon. Ricardo Lara, of the 33rd District, presiding.

**Consideration of Senate Bill 96**

**Point of Order**

During debate of the bill, Senator Bates arose to the following point of order:

Debate is not being confined to the contents of the bill.

**Decision of the Presiding Officer**

The Presiding Officer ruled the point of order well-taken and advised the Senator to confine his comments to the contents of the bill.

**Point of Order**

During debate of the bill, Senator Bates arose to the following point of order:

Debate is not being confined to the contents of the bill.



**Decision of the Presiding Officer**

The Presiding Officer ruled the point of order well-taken and advised the Senator to confine his comments to the contents of the bill.

**REPUBLICAN CAUCUS**

At 5:18 p.m., Senator Bates announced a Republican Caucus.

**REASSEMBLED**

At 5:37 p.m., the Senate reassembled.

Hon. Ricardo Lara, of the 33rd District, presiding.

**Consideration of Senate Bill 96****Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (26)—Senators Allen, Atkins, Beall, Bradford, De León, Dodd, Galgiani, Glazer, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leyva, McGuire, Mendoza, Mitchell, Monning, Pan, Portantino, Roth, Skinner, Stern, Wieckowski, and Wiener.

NOES (11)—Senators Anderson, Bates, Cannella, Fuller, Moorlach, Morrell, Nguyen, Nielsen, Stone, Vidak, and Wilk.

Above bill ordered enrolled.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 102)**

On motion of Senator Mitchell, further proceedings under the call of the Senate were dispensed with.

**CALL OF THE SENATE CONTINUED**

Pending the announcement of the vote, Senator Mitchell moved to continue the call of the Senate.

Motion carried.

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

**Senate Concurrent Resolution 61**—Relative to veterans.  
Resolution read third time and presented by Senator Nguyen.

**Roll Call**

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

AYES (34)—Senators Allen, Anderson, Atkins, Bates, Beall, Bradford, De León, Dodd, Fuller, Galgiani, Glazer, Hernandez, Hertzberg, Hill, Hueso, Lara, Leyva, McGuire, Mitchell, Monning, Moorlach, Morrell, Newman, Nguyen, Nielsen, Pan, Portantino, Roth, Stern, Stone, Vidak, Wieckowski, Wiener, and Wilk.

NOES (0)—None.

Resolution ordered transmitted to the Assembly.



**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE  
DISPENSED WITH (AB 102)**

On motion of Senator Mitchell, further proceedings under the call of the Senate were dispensed with.

**Roll Call**

The names of the absentees were called and AB 102 was passed by the following vote:

AYES (22)—Senators Allen, Atkins, Beall, Bradford, De León, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leyva, McGuire, Mitchell, Monning, Pan, Portantino, Roth, Skinner, Stern, Wieckowski, and Wiener.

NOES (13)—Senators Anderson, Bates, Cannella, Fuller, Galgiani, Mendoza, Moorlach, Morrell, Nguyen, Nielsen, Stone, Vidak, and Wilk.

Above bill ordered transmitted to the Assembly.

**MOTIONS, RESOLUTIONS AND NOTICES  
MOTION TO SUSPEND JOINT RULE 62(a)**

Senator Mitchell moved that Joint Rule 62(a) be suspended for the purpose of allowing the Committee on Budget and Fiscal Review to meet and hear **AB 118**, **AB 123**, **AB 124**, and **AB 125** without four days' notice in the Daily File.

**Roll Call**

The roll was called and the motion carried by the following vote:

AYES (25)—Senators Allen, Atkins, Beall, Bradford, De León, Dodd, Galgiani, Glazer, Hernandez, Hertzberg, Hill, Hueso, Lara, Leyva, McGuire, Mitchell, Monning, Newman, Pan, Portantino, Roth, Skinner, Stern, Wieckowski, and Wiener.

NOES (9)—Senators Anderson, Bates, Fuller, Morrell, Nguyen, Nielsen, Stone, Vidak, and Wilk.

**CONSENT CALENDAR  
Objections Raised**

Senator Portantino objected to **AB 1378** being on the consent calendar. The President ordered the above measure to third reading.

**UNANIMOUS CONSENT TO APPROVE SENATE JOURNALS**

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

June 12, 2017    June 13, 2017    June 14, 2017    June 15, 2017

**CONSENT CALENDAR  
Objections Raised**

Senator Mendoza objected to **AB 1284** being on the consent calendar, and requested that the measure be ordered to the inactive file.

The President ordered the above measure to the inactive file.



**REPORTS OF STANDING COMMITTEES****Committee on Rules**

Senate Chamber, June 15, 2017

Mr. President: The Committee on Rules has examined:

SCR 61                      SCR 62                      SR 41

And reports the same correctly engrossed.

DE LEÓN, Chair

**Committee on Appropriations**

Senate Chamber, June 15, 2017

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

AB 785

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****Assembly Bill 785**—An act to amend and repeal Section 29805 of the Penal Code, relating to firearms.

Bill read second time.

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

**Committee on Judiciary**

Date of Hearing, June 13, 2017

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

AB 1556

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

JACKSON, Chair

Above bill ordered to second reading.

**Committee on Rules**

Senate Chamber, June 15, 2017

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

SB 159

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 159**—An act to amend Section 8753 of the Government Code, relating to art.

Bill read second time.

**Request to Add Urgency Section**

To the Committee on Rules: I request permission to add an urgency section to SB 159 pursuant to Joint Rule 58.

SENATOR ALLEN

**Permission of Rules Committee**

Senate Chamber, June 15, 2017

The Committee on Rules grants permission to offer amendments which would add an urgency section to SB 159.

DE LEÓN, Chair

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

**Committee on Health**

Senate Chamber, June 15, 2017

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

AB 470

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

HERNANDEZ, Chair

**Second Reading of Bills—Author’s Amendments**

**Assembly Bill 470**—An act to add Section 14719 to the Welfare and Institutions Code, relating to Medi-Cal.

Bill read second time.

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

**Committee on Business, Professions and Economic Development**

Senate Chamber, June 15, 2017

Mr. President: The Chair of the Committee on Business, Professions and Economic Development, to which was referred:

AB 1553

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

HILL, Chair



**Second Reading of Bills—Author's Amendments**

**Assembly Bill 1553**—An act to amend Sections 44548 and 44559.13 of the Health and Safety Code, relating to economic development, making an appropriation therefor.

Bill read second time.

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

**Committee on Education**

Senate Chamber, June 15, 2017

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

AB 169

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**

**Assembly Bill 169**—An act to add Section 33333.5 to the Education Code, relating to teachers.

Bill read second time.

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

Senate Chamber, June 15, 2017

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

AB 834

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**

**Assembly Bill 834**—An act to add Article 14 (commencing with Section 32445) to Chapter 3 of Part 19 of Division 1 of Title 1 of the Education Code, and to amend Section 14115.8 of the Welfare and Institutions Code, relating to school health.

Bill read second time.

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

**INTRODUCTION AND FIRST READING OF SENATE MEASURES**

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

**Senate Resolution 46:** By Senators Lara, Atkins, Galgiani, and Wiener—Relative to Lesbian, Gay, Bisexual, and Transgender (LGBT) Pride Month.



**REPORTS OF STANDING COMMITTEES**

**Committee on Rules**

State Capitol, June 15, 2017

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

SR 46

**Committee on Budget and Fiscal Review**

Senate Chamber, June 15, 2017

Mr. President: The Chair of the Committee on Budget and Fiscal Review, to which were referred:

AB 113

AB 125

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

MITCHELL, Chair

**Second Reading of Bills—Author's Amendments**

**Assembly Bill 113**—An act to add and repeal Section 15438.11 of the Government Code, to amend Sections 1276.5, 1276.65, 1341.45, 1348.9, 100235, 101315, 101315.2, 101317, 101317.2, 104151, 120955, 120956, 120970, and 121025 of, to amend the heading of Article 6 (commencing with Section 101315) of Chapter 3 of Part 3 of Division 101 of, to add Chapter 6.1 (commencing with Section 120972) to Part 4 of Division 105 of, and to add and repeal Chapter 1.6 (commencing with Section 103870) of Part 2 of Division 102 of, the Health and Safety Code, to amend Sections 14005.30, 14105.45, 14105.456, 14124.70, 14124.71, 14124.72, 14124.73, 14124.74, 14124.785, 14124.82, 14124.83, 14126.022, 14131.10, 14132.99, 14132.100, 14132.276, 14132.277, 14148.8, 14154, 14166.61, 14182.16, 14182.17, 14182.18, 14186, 14186.1, 14186.2, 14186.3, 14186.4, 14301.2, 15893, and 15894 of, to amend and repeal Sections 12302.6, 14132.24, 14183.6, 14186.35, 14301.1, and 14593 of, to add Sections 14043.1, 14105.29, 14124.13, and 14132.991 to, to add Article 4.11 (commencing with Section 14149.9) to Chapter 7 of Part 3 of Division 9 of, to add and repeal Section 14042.1 of, to repeal Sections 12330, 14124.80, 14124.85, 14124.88, 14148.65, 14148.67, 14186.11, 14186.36, 15893.5, and 15895.5 of, to repeal and amend Section 14132.275 of, and to repeal and add Sections 14102, 14124.81, and 14124.86 of, the Welfare and Institutions Code, to repeal Section 166 of Chapter 717 of the Statutes of 2010, and to amend and repeal Section 34 of Chapter 37 of the Statutes of 2013, relating to health, and making an appropriation therefor, to take effect immediately, bill related to the budget.

Bill read second time.

**Assembly Bill 125**—An act relating to the Budget Act of 2017.

Bill read second time.

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



**Committee on Environmental Quality**

Senate Chamber, June 15, 2017

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

AB 1649

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**

**Assembly Bill 1649**—An act to add Part 3.8 (commencing with Section 71275) to Division 34 of the Public Resources Code, relating to environmental protection.

Bill read second time.

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

**Committee on Business, Professions and Economic Development**

Senate Chamber, June 15, 2017

Mr. President: The Chair of the Committee on Business, Professions and Economic Development, to which were referred:

AB 76

AB 1048

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

HILL, Chair

**Second Reading of Bills—Author's Amendments**

**Assembly Bill 76**—An act to amend Section 22580 of, and to add Section 26151.5 to, the Business and Professions Code, relating to marijuana.

Bill read second time.

**Assembly Bill 1048**—An act to add Section 4052.10 to the Business and Professions Code, and to amend Section 1254.7 of the Health and Safety Code, relating to health care.

Bill read second time.

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



**Committee on Labor and Industrial Relations**

Senate Chamber, June 15, 2017

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

AB 978

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

BRADFORD, Chair

**Second Reading of Bills—Author’s Amendments**

**Assembly Bill 978**—An act to amend Sections 6319.3 and 6401.7 of the Labor Code, relating to employment.

Bill read second time.

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

**Committee on Environmental Quality**

Senate Chamber, June 15, 2017

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

AB 1441

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**

**Assembly Bill 1441**—An act to amend Sections 25123.3, 25160, 25160.2, 25160.3, 25160.4, 25160.5, 25160.6, 25160.8, 25205.15, and 25207.5 of the Health and Safety Code, relating to hazardous waste.

Bill read second time.

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

**Committee on Judiciary**

Senate Chamber, June 15, 2017

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

AB 459

AB 859

AB 976

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

JACKSON, Chair



**Second Reading of Bills—Author's Amendments**

**Assembly Bill 459**—An act to add Section 6254.4.5 to the Government Code, relating to public records.

Bill read second time.

**Assembly Bill 859**—An act to amend Section 15657 of, and to add Section 15657.02 to, the Welfare and Institutions Code, relating to elders and dependent adults.

Bill read second time.

**Assembly Bill 976**—An act to amend Sections 664.5, 1010.6, 1011, and 1020 of, and to add Section 1013b to, the Code of Civil Procedure, to add Section 690.5 to the Penal Code, to amend Sections 331, 366, 453, 711, 715, 732, 733, 1050, 1209, 1212, 1213, 1214, 1215, 1217, 1220, 1250, 1252, 1460, 1461, 1461.4, 1461.5, 1511, 1513.2, 1516, 1542, 1822, 1826, 1827.5, 1830, 1842, 1847, 1851, 2214, 2250, 2352, 2357, 2361, 2610, 2611, 2612, 2614, 2683, 2684, 2700, 2702, 2804, 2808, 3088, 3131, 3206, 3602, 3704, 3801, 3918, 8100, 8110, 8111, 8200, 8203, 8469, 8522, 8803, 8903, 8906, 8924, 9052, 9153, 9732, 9762, 9783, 9787, 10585, 10586, 10587, 11601, 13200, 13655, 15686, 16061.7, 16061.8, 16061.9, 16336.6, 16501, 16502, 16503, 17203, 17204, 17205, 17403, 17454, 19011, 19024, 19040, 19052, 19150, 19153, 19323, 20122, and 20222 of, and to amend, renumber, and add Section 1265 of, and to repeal Section 1216 of, the Probate Code, to amend Sections 248, 248.5, 297, 302, 342, 362.4, 364.05, 366.05, 366.21, 366.26, 387, 607.2, 630, 658, 660, 661, 727.4, 728, 777, 778, 779, 785, 903.45, and 5362 of, to amend and repeal Sections 290.1, 290.2, 291, 292, 293, 294, 295, and 316.1 of, and to add Section 212.5 to, the Welfare and Institutions Code, relating to electronic filing and service.

Bill read second time.

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

**Committee on Education**

Senate Chamber, June 15, 2017

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

AB 189

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**

**Assembly Bill 189**—An act to add Section 51221.1 to the Education Code, relating to school curriculum.

Bill read second time.

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



Senate Chamber, June 15, 2017

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

AB 1157

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**

**Assembly Bill 1157**—An act to amend Sections 17391 and 17456 of the Education Code, and to amend Section 202 of the Revenue and Taxation Code, relating to school facilities.

Bill read second time.

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

**Committee on Natural Resources and Water**

Senate Chamber, June 15, 2017

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

AB 362

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**

**Assembly Bill 362**—An act to amend Sections 4629.6, 4795, and 4796 of the Public Resources Code, relating to forestry.

Bill read second time.

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

Date of Hearing, June 13, 2017

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

SB 714

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

HERTZBERG, Chair

Above bill ordered to second reading.



**Committee on Governmental Organization**

Date of Hearing, June 13, 2017

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

AB 804

AB 997

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

DODD, Chair

Above bills ordered to second reading.

**Committee on Natural Resources and Water**

Date of Hearing, June 13, 2017

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

SB 507

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

HERTZBERG, Chair

Above bill ordered to second reading.

Date of Hearing, June 13, 2017

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

SJR 7

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

HERTZBERG, Chair

Above resolution ordered to second reading.

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

**Senate Resolution 41**—Relative to health care coverage.

Resolution read second time and ordered to third reading.

**SECOND READING OF ASSEMBLY BILLS**

**Assembly Bill 868**—An act to amend Section 94874 of the Education Code, relating to private postsecondary education.

Bill read second time.

The amendments proposed by the Committee on Business, Professions and Economic Development were read and adopted and the measure ordered printed, and re-referred to the Committee on Education.



**Assembly Bill 214**—An act to amend Section 66025.93 of, and to add Section 69519.3 to, the Education Code, and to amend Section 18901.11 of the Welfare and Institutions Code, relating to postsecondary education.

Bill read second time.

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

**Assembly Bill 323**—An act to amend Section 18911 of the Welfare and Institutions Code, relating to CalFresh.

Bill read second time and ordered to third reading.

**Assembly Bill 597**—An act to amend Section 18961.5 of the Welfare and Institutions Code, relating to child abuse and neglect.

Bill read second time.

The amendments proposed by the Committee on Human Services were read and adopted and the measure ordered printed, and re-referred to the Committee on Judiciary.

**Assembly Bill 1446**—An act to amend Section 367 of the Welfare and Institutions Code, relating to dependent children.

Bill read second time.

The amendments proposed by the Committee on Human Services were read and adopted and the measure ordered printed, and re-referred to the Committee on Judiciary.

**Assembly Bill 464**—An act to amend Sections 56653 and 56857 of the Government Code, relating to local government.

Bill read second time and ordered to consent calendar.

**Assembly Bill 341**—An act to amend Section 35330 of the Education Code, relating to school field trips.

Bill read second time and ordered to consent calendar.

**Assembly Bill 500**—An act to add Section 44050 to the Education Code, relating to school employees.

Bill read second time and ordered to consent calendar.

**Assembly Bill 760**—An act to amend and renumber Section 42238.20 of the Education Code, relating to pupils, and declaring the urgency thereof, to take effect immediately.

Bill read second time and ordered to consent calendar.

#### **PRIVILEGES OF THE FLOOR MOMENT OF SILENCE**

At Senator Fuller's request, the Senate observed a moment of silence to offer support to Congressman Steve Scalise and to those who were also wounded during practice for the annual congressional charity baseball game.



**MOTIONS, RESOLUTIONS AND NOTICES**  
**MOTION TO PRINT IN JOURNAL**

Senator Mitchell moved that the following letters be printed in the Journal.

**Roll Call**

The roll was called and the motion carried by the following vote:

AYES (26)—Senators Allen, Atkins, Beall, Bradford, De León, Dodd, Galgiani, Glazer, Hernandez, Hertzberg, Hill, Hueso, Lara, Leyva, McGuire, Mendoza, Mitchell, Monning, Newman, Pan, Portantino, Roth, Skinner, Stern, Wieckowski, and Wiener.

NOES (9)—Senators Anderson, Bates, Fuller, Morrell, Nguyen, Nielsen, Stone, Vidak, and Wilk.

June 15, 2017

*Mr. Daniel Alvarez*  
*Secretary of the Senate*

Dear Mr. Alvarez: I respectfully submit this letter to the Senate Journal in order to clarify certain matters addressed in SB 86 and AB 102, trailer bills to the Budget Act of 2017.

First, under SB 86 and AB 102, the statutory provisions in Government Code 15670 (b) and 15670 (c) grant authority to the gubernatorially-appointed director of the Office of Tax Appeals (OTA). While the director's role is to run the day-to-day operation within the organization only, he or she will not be involved in the adjudicatory decision-making process. The administrative law judges (ALJ) will be hired through the normal civil service exam process and meet all the necessary requirements, including those related to ethics and conflicts of interest. The director's role will be to ensure that each region has sufficient ALJs and that cases are heard in timely and efficient hearings.

Second, under SB 86 and AB 102, Government Code Sections 15672 and 15674 (b) provide that the OTA shall take over non-constitutional related appeals from the Board of Equalization (BOE) on or after January 1, 2018. In order to ensure a seamless transition, all taxpayer appeals that are set on the calendar for hearing at the BOE on or before December 31, 2017, will be heard and decided by board members.

Third, the Legislature will work with the Administration, including the California Department of Tax and Fee Administration, on the transition of the non-constitutional appeals to the OTA to ensure that the regulations for the OTA allow certified public accountants to practice before the OTA's panels in the same manner under which they currently do before the BOE.

Thank you for the opportunity to clarify these matters.

Sincerely,  
HOLLY J. MITCHELL  
Senator, 30th District  
Chair, Senate Budget and Fiscal Review Committee



June 15, 2017

*Mr. Daniel Alvarez*  
*Secretary of the Senate*

Dear Mr. Alvarez: I respectfully submit this letter to the Journal in order to clarify certain matters addressed in SB 86 and AB 102, trailer bills to the Budget Act of 2017.

For years, multiple departments and agencies, including the Board of Equalization (BOE) and the Administration have been working together to fight the underground economy. The reorganization of duties at the BOE and the assignment of duties to the newly-created California Department of Tax and Fee Administration (CDTFA) will continue to sustain a focus on combating it. This legislation will not affect the collaboration of departments working together to fight the criminal activity. In fact, the intent of this legislation is that these programs continue to be enforced through the Executive Branch and annual reports to the Legislature.

Ensuring a level playing field for all taxpayers is integral to ensuring that tax laws—including those related to wage violations and tax avoidance—in California are fairly and consistently administered. Taxpayers who play by the rules must be protected, and part of that protection entails both sustaining and improving upon the BOE's existing programs to combat the underground economy. Each and every duty in the Tax Recovery and Criminal Enforcement (TRaCE) program at the BOE will remain a priority and be strengthened by the Department of Industrial Relations and also the newly-created CDTFA. This reform bill will reinvigorate the commitment to combatting the underground economy and the negative impact it has on the workers and economy of California.

All tax agencies—including the BOE, the newly-created CDTFA, the Franchise Tax Board, and the Employment Development Department—play a critical role in ensuring the state combats the underground economy and prosecutes violators. Each of these agencies is the point of the spear against criminal activity. Collaboration will lead to more cases of violation executed to completion.

Thank you for the opportunity to clarify these matters.

Sincerely,  
HOLLY J. MITCHELL  
Senator, 30th District  
Chair, Senate Budget and Fiscal Review Committee



**REPORTS OF STANDING COMMITTEES**  
**Committee on Budget and Fiscal Review**

Senate Chamber, June 15, 2017

Mr. President: The Chair of the Committee on Budget and Fiscal Review, to which was referred:

AB 121

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

MITCHELL, Chair

**Second Reading of Bills—Author's Amendments**

**Assembly Bill 121**—An act to amend Sections 50825, 50826, 50827, 50828, 50832, 50832.1, 50833, 50833.1, and 50834 of, and to add Section 50826.1 to, the Health and Safety Code, to amend Sections 1234, 1234.2, 1234.3, and 1234.4 of the Penal Code, and to amend Sections 17052 and 19341 of the Revenue and Taxation Code, relating to state government, and making an appropriation therefor, to take effect immediately, bill related to the budget.

Bill read second time.

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

**MESSAGES FROM THE ASSEMBLY**

Assembly Chamber, June 15, 2017

Mr. President: I am directed to inform your honorable body that the Assembly on this day adopted the report of the Committee on Conference concerning:

AB 97

E. DOTSON WILSON, Chief Clerk of the Assembly

**REQUESTS TO BE ADDED TO ROLL CALL**

June 15, 2017

Mr. Secretary: Pursuant to the provisions of Senate Rule 44, I request to be recorded as voting on the following measures taken up on this day:

AB 120—Aye

AB 103—Aye

AB 111—Aye

KEVIN DE LEÓN, President pro Tempore

**LEAVES OF ABSENCE**

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

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



**REQUESTS TO ADJOURN IN MEMORIAM**

Senator Berryhill requested that when the Senate adjourns this day it do so in memory of “Wyld” Bill Shipley of Clovis.

Senator Fuller requested that when the Senate adjourns this day it do so in memory of Sgt. William M. Bays of Barstow.

Senator Dodd requested that when the Senate adjourns this day it do so in memory of Stuart McFarland of St. Helena and Toni Granada of Yountville.

Senators Wiener and Skinner requested that when the Senate adjourns this day it do so in memory of Wayne Chan and Benson Louie of San Francisco, and Mike Lefiti of Hercules.

**ADJOURNMENT**

At 5:57 p.m., on motion of Senator De León, the Senate adjourned pursuant to the Senators’ requests until 2 p.m., Monday, June 19, 2017.

NEVA MARIE PARKER, Minute Clerk

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