

CALIFORNIA LEGISLATURE  
2017–18 REGULAR SESSION

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# SENATE DAILY JOURNAL

ONE HUNDRED FIFTY-FIRST LEGISLATIVE DAY

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## IN SENATE

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Senate Chamber, Sacramento  
Wednesday, February 14, 2018

The Senate met at 9 a.m.  
Hon. Connie M. Leyva, of the 20th 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, Atkins, Bradford, De León, Dodd, Fuller, Gaines, Galgiani, Glazer, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leyva, McGuire, Mitchell, Monning, Moorlach, Morrell, Newman, Nguyen, Nielsen, Pan, Portantino, Roth, Skinner, Stern, Stone, Wieckowski, Wiener, and Wilk—33.

Quorum present.

*(NOTE: Senators Anderson, Berryhill, and Vidak will be excused this day on legislative business. Senator Bates will be excused this day due to illness. Senators Beall, Cannella, and Mendoza will be excused this day on personal business.)*



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

Senate Chamber, February 14, 2018

Madam President: The Committee on Rules has examined:

SJR 19

And reports the same correctly engrossed.

DE LEÓN, Chair

State Capitol, February 14, 2018

The Committee on Rules has referred the following measures to committee:

**Business, Professions and Economic Development**—SB 988, SB 999, SB 1003, AB 1715.**Education**—SB 972, SB 1009.**Elections and Constitutional Amendments**—SB 1018, AB 666.**Environmental Quality**—SB 1013, SB 1027.**Governance and Finance**—SB 993.**Governmental Organization**—SB 973, SB 977.**Health**—SB 974, SB 992, SB 997, SB 1004, SB 1021.**Human Services**—AB 991.**Judiciary**—SB 1011, SB 1012, AB 1526.**Natural Resources and Water**—SB 1017.**Public Employment and Retirement**—SB 1022.**Public Safety**—SB 978, SB 1005, SB 1010, SB 1025, AB 1262.**Rules**—SB 975, SB 976, SB 979, SB 980, SB 982, SB 983, SB 985, SB 986, SB 990, SB 991, SB 994, SB 995, SB 996, SB 1000, SB 1001, SB 1002, SB 1006, SB 1007, SB 1008, SB 1020, SB 1023, SB 1024, SB 1026.**Transportation and Housing**—SB 987, SB 989.

The Committee on Rules has referred the following measures to two committees:

**Business, Professions and Economic Development and Judiciary**—SB 981.

**Education and Judiciary**—AB 1248.

**Governmental Organization and Judiciary**—SB 984.

**Health and Education**—SB 1019.

**Natural Resources and Water and Environmental Quality**—SB 1015.

**Transportation and Housing and Judiciary**—SB 1016.

The Committee on Rules has referred the following measures to three committees:

**Energy, Utilities and Communications and Environmental Quality and Transportation and Housing**—SB 1014.

**Labor and Industrial Relations and Judiciary and Transportation and Housing**—SB 937.

The Committee on Rules has re-referred the following measures to committee:

**Judiciary**—AB 1163.

**Transportation and Housing**—ACR 67, ACR 110.

The Committee on Rules has re-referred the following measure to two committees:

**Transportation and Housing and Judiciary**—AB 1405.

State Capitol, February 14, 2018

Madam President: The Committee on Rules has ordered the following measures to third reading:

SCR 96	SCR 97	SCR 98	SJR 19
ACR 146	ACR 157	ACR 159	ACR 160

State Capitol, February 14, 2018

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

Kevin M. Kung, Member, Commission on Teacher Credentialing (3-0)

Monica R. Martinez, Ph.D., Member, Commission on Teacher Credentialing (3-0)

Castle W. Redmond, Member, Commission on Teacher Credentialing (3-0)

DE LEÓN, Chair

Above appointments ordered to unfinished business.



State Capitol, February 14, 2018

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

Erika A. Sperbeck, Chief Deputy Director, Health Care Services Department (3–0)

DE LEÓN, Chair

Above appointment ordered to unfinished business.

State Capitol, February 14, 2018

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

Dean R. Grafilo, Director, Department of Consumer Affairs (3–0)

DE LEÓN, Chair

Above appointment ordered to unfinished business.

State Capitol, February 14, 2018

Madam President: The Committee on Rules has made the following appointments:

Appointed Steve Landreth as a member of the Carpet Stewardship Advisory Committee for a term ending at the pleasure of the Committee.

Appointed David Toston as a member of the Advisory Commission on Special Education for a term ending December 31, 2021.

Appointed Helena M. Montes, J.D., as a member of the Gang Database Technical Advisory Committee for a term ending at the pleasure of the Committee.

Appointed Sammy Nunez as a member of the Gang Database Technical Advisory Committee for a term ending at the pleasure of the Committee.

DE LEÓN, Chair

#### **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 1141:** By Senator Wilk—An act to amend Section 1793.22 of the Civil Code, relating to consumer protection.

**Senate Bill 1142:** By Senator Skinner—An act to amend Section 14500 of the Public Resources Code, relating to beverage containers.

**Senate Bill 1143:** By Senator Vidak—An act to amend Section 19801 of the Business and Professions Code, relating to gambling.

**Senate Bill 1144:** By Senator Dodd—An act to amend Sections 42400.7, 42402, 42403, and 42405.5 of, and to add Section 42402.7 to, the Health and Safety Code, relating to nonvehicular air pollution.



**Senate Bill 1145:** By Senator Leyva—An act to amend Section 53398.52 of the Government Code, relating to local government.

**Senate Bill 1146:** By Senator Stone—An act to amend Section 245 of the Penal Code, relating to assault.

**Senate Bill 1147:** By Senator Hertzberg—An act to amend Section 12805.2 of the Government Code, relating to state government.

**Senate Bill 1148:** By Senator Pan—An act to amend Section 14132.22 of the Welfare and Institutions Code, relating to Medi-Cal.

**Senate Bill 1149:** By Senator Glazer (Coauthor: Senator Moorlach) (Coauthor: Assembly Member Baker)—An act to add Chapter 8.8 (commencing with Section 19999.35) to Part 2.6 of Division 5 of Title 2 of the Government Code, relating to public employees' retirement.

**Senate Bill 1150:** By Senator Jackson (Principal coauthor: Assembly Member Chiu)—An act to add Chapter 3.15 (commencing with Section 8250.2) to Division 1 of Title 2 of the Government Code, relating to discrimination.

**Senate Bill 1151:** By Senator Bates—An act to amend Section 1806 of the Streets and Highways Code, relating to city streets.

**Senate Bill 1152:** By Senator Hernandez—An act to amend Section 1262.4 of the Health and Safety Code, relating to public health.

**Senate Bill 1153:** By Senator Stern—An act to add Sections 9108.5 and 9201.5 to the Elections Code, relating to initiatives.

**Senate Bill 1154:** By Senator Portantino—An act to add Section 14124.14 to the Welfare and Institutions Code, relating to Medi-Cal.

**Senate Bill 1155:** By Senator Hueso—An act to amend Section 116.550 of the Code of Civil Procedure, and to amend Section 68560.5 of the Government Code, relating to courts.

**Senate Bill 1156:** By Senator Leyva—An act to amend Sections 1365 and 1399.810 of the Health and Safety Code, and to amend Sections 10273.4, 10273.6, 10713, 10753.13, 10755.13, and 10901.8 of the Insurance Code, relating to health insurance.

**Senate Bill 1157:** By Senator Nielsen—An act to add Section 13012.7 to the Penal Code, relating to crime statistics.

**Senate Bill 1158:** By Senator McGuire—An act to amend Section 5072 of the Vehicle Code, and to amend Sections 18285 and 18285.5 of the Welfare and Institutions Code, relating to specialized license plates.

**Senate Bill 1159:** By Senator Moorlach—An act to amend Section 5017.1 of the Business and Professions Code, relating to professions and vocations.



**Senate Bill 1160:** By Senator Hueso—An act to amend Section 602 of the Penal Code, relating to trespass.

**Senate Bill 1161:** By Senator Stone—An act to amend Section 21608.5 of the Business and Professions Code, relating to business.

**Senate Bill 1162:** By Senator Pan—An act to amend Section 42705.5 of the Health and Safety Code, relating to nonvehicular air pollution.

**Senate Bill 1163:** By Senator Galgiani—An act relating to vehicular air pollution.

**Senate Bill 1164:** By Senator Skinner (Principal coauthor: Senator Hill) (Coauthor: Assembly Member Bonta)—An act to amend Sections 23363.1, 23502, 23504, 23508, 23771, 23771.5, 25173, 25503.3, 25503.5, 25503.56, 25503.6, 25503.8, 25503.85, 25503.9, 25503.26, 25503.27, 25503.31, 25503.34, 25503.39, 25503.40, 25503.42, 25506, 25507, 25509, 25600.2, 25600.3, 25600.5, and 25633 of, and to add Sections 23509 and 23510 to, the Business and Professions Code, relating to alcoholic beverages.

**Senate Bill 1165:** By Senator Pan—An act to amend Sections 22001.5, 22106.5, 22112.6, 22134, 22134.5, 22138.5, 22138.6, 22169, 22501, 22502, 22503, 22504, 22508, 22509, 22515, 22601.5, 22602, 22604, 22717, 23802, 23852, 24001, 24101, 24213, 25926, 26107, 26127, and 26401 of, and to repeal and add Section 26400 of, the Education Code, relating to teachers' retirement.

**Senate Bill 1166:** By Senator Pan—An act to amend Section 22201.2 of the Education Code, relating to teachers' retirement.

**Senate Bill 1167:** By Senator Anderson (Coauthor: Assembly Member Chen)—An act to amend Section 1250.410 of the Code of Civil Procedure, relating to eminent domain.

**Senate Bill 1168:** By Senator Anderson—An act to amend Section 786 of the Welfare and Institutions Code, relating to juveniles.

**Senate Bill 1169:** By Senator Anderson—An act to add Section 2104.3 to the Public Utilities Code, relating to public utilities, and making an appropriation therefor.

**Senate Bill 1170:** By Senator Morrell—An act to repeal Section 7530 of the Business and Professions Code, relating to professions and vocations.

**Senate Bill 1171:** By Senator Stern—An act to amend Sections 321 and 2162 of, and to add Section 2160 to, the Elections Code, relating to elections.

**Senate Bill 1172:** By Senator Beall—An act to amend Section 185034 of the Public Utilities Code, relating to transportation.



**Senate Bill 1173:** By Senator Vidak—An act to amend Section 4041 of the Civil Code, relating to common interest developments.

**Senate Bill 1174:** By Senator Stone—An act to add Section 10131.8 to the Business and Professions Code, relating to real estate.

**Senate Bill 1175:** By Senator Berryhill (Coauthors: Senators Bates and Nielsen) (Coauthors: Assembly Members Fong, Lackey, Mathis, and Voepel)—An act to add Section 14679.1 to the Government Code, relating to state government.

**Senate Bill 1176:** By Senator Nguyen—An act to amend Section 17054 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

**Senate Bill 1177:** By Senator Portantino—An act to amend Section 45166 of the Education Code, relating to school employees.

**Senate Bill 1178:** By Senator Newman—An act to amend Section 999 of, and to add Section 999.4 to, the Military and Veterans Code, relating to veterans.

**Senate Bill 1179:** By Senator Newman—An act to amend Sections 999.5 and 999.9 of the Military and Veterans Code, relating to public contracts.

**Senate Bill 1180:** By Senator Newman—An act to amend Section 999.5 of the Military and Veterans Code, relating to disabled veterans.

**Senate Bill 1181:** By Senator Hueso—An act to add Section 8585.8 to the Government Code, relating to emergency services.

**Senate Bill 1182:** By Senator Glazer (Coauthors: Senators Beall, Bradford, Dodd, Galgiani, Hill, Hueso, Leyva, Newman, Nguyen, Pan, Portantino, Roth, Skinner, Wieckowski, and Wilk) (Coauthor: Assembly Member Lackey)—An act to amend Section 17053.5 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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

**Senate Concurrent Resolution 103:** By Senator Fuller—Relative to California Physical Education Week.

#### LEAVES OF ABSENCE

The following Senators were granted leaves of absence for the day on legislative business: Senators Anderson, Berryhill, and Vidak.

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

The following Senators were granted leaves of absence for the day on personal business: Senators Beall, Cannella, and Mendoza.



**ADJOURNMENT**

At 3:30 p.m., the Senate adjourned until 9 a.m., Thursday, February 15, 2018.

NEVA MARIE PARKER, Minute Clerk

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