

CALIFORNIA LEGISLATURE
2019–20 REGULAR SESSION

SENATE DAILY JOURNAL

FORTY-FIRST LEGISLATIVE DAY

IN SENATE

Senate Chamber, Sacramento
Thursday, March 14, 2019

The Senate met at 9:03 a.m.
Hon. Scott Wilk, of the 21st District, presiding.
Secretary Erika Contreras at the Desk.
Assistant Secretary Zachary L. Twilla reading.

PROCEEDINGS UNDER QUORUM CALL OF THE SENATE
ROLL CALL

The roll was called and the following Senators answered to their names:
Allen, Archuleta, Atkins, Beall, Borgeas, Bradford, Caballero, Chang,
Dodd, Durazo, Galgiani, Glazer, Hertzberg, Hill, Hueso, Hurtado,
Jackson, Jones, Leyva, McGuire, Mitchell, Monning, Moorlach, Morrell,
Nielsen, Pan, Portantino, Roth, Rubio, Skinner, Stern, Stone, Umberg,
Wieckowski, Wiener, and Wilk—36.

Quorum present.

(NOTE: Senator Bates will be excused this day due to illness. Senator Grove will be excused this day on personal business.)



PRAYER

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

Since this is Women's History Month, I'd like to combine St. Patrick and St. Brigid, both patron saints of Ireland. St. Patrick was a bishop, and rumor has it that so was Brigid. And Brigid is said to have miraculously changed water into beer!

Gracious and loving God, as we celebrate the lives of St. Patrick and St. Brigid who brought harmony where there was conflict, today we pray:

May the mantle of Your peace cover those who are troubled and anxious.

May peace be firmly rooted in our hearts and in our world.

Inspire us to act justly and to reverence all that You have made.

Calm us into a quietness that listens and heals.

May we grow each day into greater wholeness of mind, body and spirit.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

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

**PRIVILEGES OF THE FLOOR
SPECIAL INTRODUCTIONS**

Senator Archuleta introduced Little Lake City School District, in honor of their visit to the California State Senate.

Senator Monning introduced Leadership Morgan Hill, in honor of their visit to the California State Senate.

Senator Glazer introduced students from Foothill Middle School in Walnut Creek, in honor of their visit to the California State Senate.

REPORTS OF STANDING COMMITTEES**Committee on Rules**

State Capitol, March 13, 2019

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

Jared Blumenfeld, Secretary, Environmental Protection Agency (5-0)

ATKINS, Chair

Above appointment ordered to unfinished business.



State Capitol, March 13, 2019

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

Julie A. Su, Secretary, Labor and Workforce Development Agency
(5-0)

ATKINS, Chair

Above appointment ordered to unfinished business.

State Capitol, March 13, 2019

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

Appointed the Honorable Connie M. Leyva as a member of the State Allocation Board for a term ending at the pleasure of the Committee.

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

Appointed the Honorable Robert M. Hertzberg as a member of the Blockchain Working Group for a term ending at the pleasure of the Committee.

Appointed the Honorable William Monning as a member of the State Coastal Conservancy for a term ending at the pleasure of the Committee.

Appointed the Honorable Anthony J. Portantino as a member of the California Cultural and Historical Endowment for a term ending at the pleasure of the Committee.

Appointed the Honorable Scott Wiener as a member of the California Cultural and Historical Endowment for a term ending at the pleasure of the Committee.

Appointed the Honorable Melissa Hurtado as a member of the California Commission on Disability Access for a term ending at the pleasure of the Committee.

Appointed the Honorable Jeff Stone, Pharm.D. as a member of the California Commission on Disability Access for a term ending at the pleasure of the Committee.

Appointed the Honorable Steven M. Glazer as a member of the Private Postsecondary Education Advisory Committee for a term ending at the pleasure of the Committee.

Appointed the Honorable Tom Umberg as a member of the State Council on Interstate Compact on Educational Opportunity for Military Children for a term ending at the pleasure of the Committee.

Appointed the Honorable Benjamin Allen as a member of the California Film Commission, Board of Commissioners, for a term ending March 13, 2023.



Appointed the Honorable Toni G. Atkins as a member of the California Film Commission, Board of Commissioners, for a term ending March 13, 2023.

Appointed the Honorable James W. Nielsen as a member of the Milton Marks Little Hoover Commission on California State Government Organization and Economy for a term ending at the pleasure of the Committee.

Appointed the Honorable Holly Mitchell as a member of the Los Angeles Memorial Coliseum Commission for a term ending at the pleasure of the Committee.

Appointed the Honorable Bob Archuleta as a member of the Governor's Military Council for a term ending at the pleasure of the Committee.

Appointed the Honorable Henry Stern as a member of the State Park and Recreation Commission for a term ending at the pleasure of the Committee.

Appointed William Craven as a member of the State Park and Recreation Commission for a term ending at the pleasure of the Committee.

Appointed the Honorable Andreas Borgeas as a member of the Sierra Nevada Conservancy Governing Board for a term ending at the pleasure of the Committee.

Appointed the Honorable Andreas Borgeas as a member of the Wildlife Conservation Board for a term ending at the pleasure of the Committee.

Appointed the Honorable Henry Stern as a member of the Wildlife Conservation Board for a term ending at the pleasure of the Committee.

Appointed William Craven as a member of the Wildlife Conservation Board for a term ending at the pleasure of the Committee.

ATKINS, Chair

Senate Chamber, March 14, 2019

Mr. President: The Committee on Rules has examined:

SB 36

SB 185

SJR 5

And reports the same correctly engrossed.

ATKINS, Chair

MOTIONS, RESOLUTIONS AND NOTICES

UNANIMOUS CONSENT TO APPROVE SENATE JOURNALS

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

March 11, 2019

March 12, 2019

March 13, 2019

March 14, 2019

MOTION TO TAKE MEASURES FROM INACTIVE FILE

Senator Chang moved that **SCR 15** be taken from the inactive file and ordered to second reading.

Motion carried.



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

Senate Bill 173—An act to amend Section 18901.11 of the Welfare and Institutions Code, relating to public social services.

Bill read second time.

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

THIRD READING OF SENATE BILLS

Senate Resolution 23—Relative to the 100th anniversary of the March 1st Independence Movement in Korea.

Resolution read third time and presented by Senator Portantino.

Roll Call

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

AYES (36)—Senators Allen, Archuleta, Atkins, Beall, Borgeas, Bradford, Caballero, Chang, Dodd, Durazo, Galgiani, Glazer, Hertzberg, Hill, Hueso, Hurtado, Jackson, Jones, Leyva, McGuire, Mitchell, Monning, Moorlach, Morrell, Nielsen, Pan, Portantino, Roth, Rubio, Skinner, Stern, Stone, Umberg, Wieckowski, Wiener, and Wilk.

NOES (0)—None.

**PRIVILEGES OF THE FLOOR
SPECIAL INTRODUCTIONS**

Senator Allen introduced the California State Summer School for the Arts Board of Trustees, in honor of their visit to the California State Senate.

LEAVES OF ABSENCE

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

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

**FURTHER PROCEEDINGS UNDER QUORUM CALL OF THE
SENATE DISPENSED WITH**

At 9:31 a.m., on motion of Senator Atkins, further proceedings under the quorum call of the Senate were dispensed with.

MOTION TO ADJOURN

Senator Atkins moved that the Senate stand in recess until the hour of 3:30 p.m. The Desk shall remain open to receive communications and to conduct the business of the day. At 3:30 p.m., the Senate will adjourn until Monday, March 18, 2019.

Motion carried.



REPORTS OF STANDING COMMITTEES**Committee on Rules**

Senate Chamber, March 14, 2019

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

SB 247

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

ATKINS, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 247—An act to add Section 4742 to the Public Resources Code, relating to wildland fire prevention.

Bill read second time.

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

Committee on Agriculture

Senate Chamber, March 14, 2019

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

SB 253

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

GALGANI, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 253—An act to amend Section 568 of, and to add Section 569.5 to, the Food and Agricultural Code, relating to agriculture.

Bill read second time.

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

MESSAGES FROM THE ASSEMBLY

Assembly Chamber, March 14, 2019

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

AB 147

AB 424

Assembly Chamber, March 14, 2019

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

ACR 14

ACR 17

E. DOTSON WILSON, Chief Clerk of the Assembly



FIRST READING OF ASSEMBLY MEASURES

The following measures were read the first time and transmitted to the Committee on Rules for assignment:

Assembly Bill 147—An act to amend Section 7262 of, to amend, repeal, and add Section 6203 of, to add Section 6203.1 to, and to add Chapter 1.7 (commencing with Section 6040) to Part 1 of Division 2 of, the Revenue and Taxation Code, relating to taxation, and declaring the urgency thereof, to take effect immediately.

Assembly Bill 424—An act to amend Section 2025.340 of the Code of Civil Procedure, relating to depositions.

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

Assembly Concurrent Resolution 14—Relative to Dual Enrollment Week.

Assembly Concurrent Resolution 17—Relative to the Sergeant Ronald “Ron” Lee Helus Memorial Highway.

REPORTS OF STANDING COMMITTEES
Committee on Natural Resources and Water

Date of Hearing, March 12, 2019

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

SB 204

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

STERN, Chair

Above bill ordered to second reading.

Committee on Rules

State Capitol, March 13, 2019

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

Agriculture—SB 657.

Business, Professions and Economic Development—SB 606, SB 607, SB 608, SB 609, SB 617, SB 627, SB 655, SB 679, SB 697, SB 711.

Education—SB 660, SB 673, SB 686, SB 777.

Elections and Constitutional Amendments—SB 664, SB 727.

Energy, Utilities and Communications—SB 772.

Environmental Quality—SB 632, SB 633, SB 667, SB 724, SB 726.



Governance and Finance—SB 624, SB 629, SB 637, SB 646, SB 763, SB 775, SB 780.

Governmental Organization—SB 717, SB 748.

Health—SB 600, SB 604, SB 612, SB 689, SB 746.

Human Services—SB 735.

Insurance—SB 737.

Judiciary—SB 615, SB 616, SB 638, SB 645, SB 680.

Labor, Public Employment and Retirement—SB 448, SB 698, SB 778.

Natural Resources and Water—SB 668, SB 779.

Public Safety—SB 618, SB 651, SB 678, SB 694, SB 701, SB 705, SB 710, SB 781.

Rules—SB 602, SB 603, SB 605, SB 610, SB 611, SB 613, SB 620, SB 622, SB 623, SB 626, SB 635, SB 636, SB 642, SB 643, SB 647, SB 649, SB 650, SB 653, SB 654, SB 656, SB 658, SB 659, SB 661, SB 665, SB 671, SB 672, SB 674, SB 676, SB 677, SB 683, SB 687, SB 688, SB 690, SB 691, SB 692, SB 693, SB 696, SB 699, SB 700, SB 702, SB 703, SB 704, SB 706, SB 707, SB 712, SB 713, SB 714, SB 715, SB 718, SB 720, SB 721, SB 722, SB 723, SB 728, SB 729, SB 732, SB 733, SB 734, SB 738, SB 739, SB 740, SB 741, SB 742, SB 743, SB 745, SB 747, SB 749, SB 750, SB 751, SB 752, SB 753, SB 755, SB 756, SB 757, SB 758, SB 759, SB 760, SB 761, SB 762, SB 764, SB 765, SB 766, SB 768, SB 769, SB 770, SB 771, SB 773, SB 774, SB 776.

Transportation—SB 628, SB 631, SB 648, SB 685.

Veterans Affairs—SB 725.

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

Business, Professions and Economic Development and Education—SB 634.

Business, Professions and Economic Development and Judiciary—SB 639.

Education and Governmental Organization—SB 675.

Education and Human Services—SB 614.

Education and Judiciary—SB 709.



Elections and Constitutional Amendments and Governance and Finance—SB 681.

Energy, Utilities and Communications and Governmental Organization—SB 670.

Energy, Utilities and Communications and Judiciary—SB 708.

Energy, Utilities and Communications and Transportation—SB 662.

Environmental Quality and Governmental Organization—SB 669.

Environmental Quality and Judiciary—SB 621.

Environmental Quality and Natural Resources and Water—SB 682.

Environmental Quality and Transportation—SB 736.

Governance and Finance and Veterans Affairs—SB 663.

Governmental Organization and Business, Professions and Economic Development—SB 601.

Health and Judiciary—SB 640.

Housing and Human Services—SB 695.

Housing and Judiciary—SB 754.

Judiciary and Governance and Finance—SB 630.

Judiciary and Housing—SB 652.

Judiciary and Veterans Affairs—SB 644.

Labor, Public Employment and Retirement and Appropriations—SB 731.

Labor, Public Employment and Retirement and Governmental Organization—SB 730.

Natural Resources and Water and Governmental Organization—SB 767.

Natural Resources and Water and Veterans Affairs—SB 719.

Public Safety and Appropriations—SB 666, SB 684.

Public Safety and Education—SB 716.

Transportation and Energy, Utilities and Communications—SB 625.



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

Business, Professions and Economic Development and Housing and Judiciary—SB 619.

Housing and Governance and Finance and Environmental Quality—SB 744.

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

Health—SJR 4.

Labor, Public Employment and Retirement—SJR 3.

Public Safety—AJR 4.

REPORTS OF STANDING COMMITTEES

Committee on Appropriations

Senate Chamber, March 14, 2019

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

SB 21

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

PORTANTINO, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 21—An act to amend Section 23396.3 of the Business and Professions Code, relating to alcoholic beverages, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

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

Committee on Rules

Senate Chamber, March 14, 2019

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

SB 240

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

ATKINS, Chair



Second Reading of Bills—Author’s Amendments

Senate Bill 240—An act to amend Section 14020 of the Insurance Code, relating to insurance.

Bill read second time.

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

Committee on Judiciary

Senate Chamber, March 14, 2019

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

SB 188

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

Senate Bill 188—An act to amend Section 12926 of the Government Code, relating to discrimination.

Bill read second time.

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

Committee on Governmental Organization

Date of Hearing, March 12, 2019

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

SB 58

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 bill ordered to second reading.

Committee on Rules

Senate Chamber, March 14, 2019

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

SB 132

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

ATKINS, Chair



Second Reading of Bills—Author's Amendments**Senate Bill 132**—An act relating to corrections.

Bill read second time.

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

Senate Chamber, March 14, 2019

Mr. President: The Committee on Rules has examined:

SCR 17

And reports the same has been correctly enrolled and presented to the Secretary of State on the 14th day of March, 2019, at 3 p.m.

ATKINS, 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 787: By the Committee on Agriculture (Senators Galgiani (Chair), Caballero, Glazer, and Wilk)—An act to amend Sections 1846 and 1847 of the Civil Code, to amend Section 14503 of the Corporations Code, to amend Sections 17003, 31607, 31621, 31622, 31752.5, 32001, and 32003 of the Food and Agricultural Code, to amend Section 25802 of the Government Code, to amend Sections 121690, 121916, 122045, 122125, 122322, and 122323 of the Health and Safety Code, and to amend Sections 597, 597.2, 597e, 597f, 597u, 597v, and 599e of the Penal Code, relating to animal welfare.

Senate Bill 788: By the Committee on Governmental Organization (Senators Dodd (Chair), Allen, Archuleta, Borgeas, Bradford, Chang, Galgiani, Glazer, Hill, Hueso, Jones, Nielsen, Portantino, Rubio, Wiener, and Wilk)—An act to amend Sections 23080, 23090.5, 25503.4, 25503.56, and 25503.57 of the Business and Professions Code, relating to alcoholic beverages.

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

Senate Concurrent Resolution 25: By Senator Galgiani (Coauthors: Senators Bates, Beall, Caballero, Chang, Dodd, Glazer, Hertzberg, Jackson, Leyva, McGuire, Monning, Nielsen, Pan, Portantino, Roth, Stern, Wieckowski, Wiener, and Wilk) (Coauthors: Assembly Members Aguiar-Curry, Boerner Horvath, Cervantes, Choi, Cooper, Dahle, Flora, Frazier, Cristina Garcia, Gray, Lackey, Levine, Limón, Mathis, McCarty, Ramos, Robert Rivas, Rodriguez, and Blanca Rubio)—Relative to California Peace Officers' Memorial Day.



Senate Concurrent Resolution 26: By Senator Jackson (Coauthors: Senators Atkins, Bates, Caballero, Leyva, Rubio, and Skinner) (Coauthors: Assembly Members Boerner Horvath, Eggman, Friedman, Kamlager-Dove, Limón, Petrie-Norris, Reyes, Smith, and Waldron)—Relative to Equal Pay Day.

REQUESTS TO ADJOURN IN MEMORIAM

Senator Borgeas requested that when the Senate adjourns this day it do so in memory of Jennifer Baymiller of Angels Camp.

Senator Dodd requested that when the Senate adjourns this day it do so in memory of Surjit Kaur Hayer of Fairfield.

Senators Skinner and Mitchell requested that when the Senate adjourns this day it do so in memory of Victor McElhaney of Oakland.

ADJOURNMENT

At 3:30 p.m., on motion of Senator Atkins, the Senate adjourned pursuant to the Senators' requests until 2 p.m., Monday, March 18, 2019.

NEVA MARIE PARKER, Minute Clerk

O

