

CALIFORNIA LEGISLATURE  
2019–20 REGULAR SESSION

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# SENATE DAILY JOURNAL

SIXTY-SEVENTH LEGISLATIVE DAY

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## IN SENATE

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Senate Chamber, Sacramento  
Tuesday, May 7, 2019

The Senate met at 9 a.m.  
Hon. Jerry Hill, of the 13th District, presiding.  
Secretary Erika Contreras 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, Bates, Beall, Borgeas, Bradford, Caballero, Chang, Dodd,  
Durazo, Galgiani, Glazer, Grove, 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—37.

Quorum present.

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



**MESSAGES FROM THE ASSEMBLY**

Assembly Chamber, May 6, 2019

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

ACR 70                      ACR 83                      AJR 8

E. DOTSON WILSON, Chief Clerk of the Assembly

**FIRST READING OF ASSEMBLY MEASURES**

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

**Assembly Concurrent Resolution 70**—Relative to Bone Marrow Donation Awareness Month.

**Assembly Concurrent Resolution 83**—Relative to Missing and Murdered Indigenous Women and Girls Awareness Month.

**Assembly Joint Resolution 8**—Relative to invasive species.

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

**Senate Bill 252**—An act to add and repeal Sections 18041.6 and 24955.1 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time.

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

**Senate Bill 468**—An act to add Sections 42 and 42.5 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time.

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

**Senate Bill 196**—An act to amend Section 532 of, and to add Section 214.18 to, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time.

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



**Senate Bill 422**—An act to add and repeal Sections 17053.75 and 23675 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time.

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

**Senate Bill 477**—An act to add Section 17205 to, and to add and repeal Section 17061.6 of, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time.

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

**Senate Bill 521**—An act to add and repeal Sections 17053.80 and 23680 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time.

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

**Senate Bill 624**—An act to add Section 6836 to the Revenue and Taxation Code, relating to medical supplies, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

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

**Senate Bill 274**—An act to amend Sections 798.34 and 798.74 of, and to add Section 798.62 to, the Civil Code, relating to mobilehome residency.

Bill read second time.

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

**Senate Bill 434**—An act to add Section 5382 to the Civil Code, relating to common interest developments.

Bill read second time.

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



**Senate Bill 472**—An act to add Division 21 (commencing with Section 60000) to the Financial Code, relating to financial institutions.

Bill read second time.

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

**Senate Bill 754**—An act to amend Section 5100 of the Civil Code, and to amend Section 7522 of the Corporations Code, relating to common interest developments.

Bill read second time.

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

**Senate Bill 47**—An act to amend Sections 101, 104, 9008, 9105, 9203, and 18600 of, and to add Sections 107 and 108 to, the Elections Code, relating to elections.

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

**Senate Bill 134**—An act to amend Section 10608.34 of the Water Code, relating to water conservation.

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

**Senate Bill 208**—An act to add Section 2893.5 to the Public Utilities Code, relating to communications.

Bill read second time and ordered to third reading.

**Senate Bill 212**—An act to amend Sections 5013, 5020, 5027, and 5028 of, and to add Sections 1018, 1019, 1020, 5010, 5032, and 5096 to, the Education Code, to add Section 8141.3 to, and to add Division 22 (commencing with Section 24000) to, the Elections Code, to amend Sections 25040, and 25061 of, to add Section 25001 to, and to add Article 4 (commencing with Section 34910) to Chapter 4 of Part 1 of Division 2 of Title 4 of, the Government Code, relating to elections.

Bill read second time and ordered to third reading.

**Senate Bill 271**—An act to amend Section 602 of the Unemployment Insurance Code, relating to employment, and making an appropriation therefor.

Bill read second time and ordered to third reading.

**Senate Bill 300**—An act to amend Section 85320 of the Government Code, relating to the Political Reform Act of 1974.

Bill read second time and ordered to third reading.

**Senate Bill 359**—An act to amend Section 9238 of the Elections Code, relating to elections.

Bill read second time and ordered to third reading.



**Senate Bill 377**—An act to amend Sections 369.5 and 739.5 of the Welfare and Institutions Code, relating to juveniles.

Bill read second time and ordered to third reading.

**Senate Bill 385**—An act to amend Sections 7520.1 and 7529 of, to amend, repeal, and add Section 7558.1 of, and to add Section 7517 to, the Business and Professions Code, relating to professions and vocations.

Bill read second time and ordered to third reading.

**Senate Bill 391**—An act to amend Section 19283.1 of the Business and Professions Code, relating to business.

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

**Senate Bill 397**—An act to add Section 99166 to the Public Utilities Code, relating to transit operators.

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

**Senate Bill 400**—An act to amend Section 44124 of the Health and Safety Code, relating to vehicular air pollution.

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

**Senate Bill 423**—An act to amend Section 84101 of, and to add Section 84109 to, the Government Code, relating to the Political Reform Act of 1974.

Bill read second time and ordered to third reading.

**Senate Bill 469**—An act to amend Section 19530 of, and to add Section 19481.7 to, the Business and Professions Code, relating to horse racing, and declaring the urgency thereof, to take effect immediately.

Bill read second time and ordered to third reading.

**Senate Bill 515**—An act to amend Section 399.20.3 of the Public Utilities Code, relating to energy.

Bill read second time and ordered to third reading.

**Senate Bill 524**—An act to add Section 454.58 to the Public Utilities Code, relating to energy.

Bill read second time and ordered to third reading.

**Senate Bill 548**—An act to add Section 761.7 to the Public Utilities Code, relating to electricity.

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

**Senate Bill 616**—An act to amend Sections 699.520, 699.540, and 704.070 of, to amend, repeal, and add Section 703.520 of, and to add Sections 704.220, 704.225, and 704.230 to, the Code of Civil Procedure, relating to civil actions.

Bill read second time and ordered to third reading.



**Senate Bill 638**—An act to amend Section 1947.6 of the Civil Code, relating to tenancy.

Bill read second time and ordered to third reading.

**Senate Bill 639**—An act to amend Section 654.3 of the Business and Professions Code, relating to healing arts.

Bill read second time and ordered to third reading.

**Senate Bill 726**—An act to amend Sections 25218.1, 25218.5, 25218.5.1, and 25218.12 of the Health and Safety Code, relating to hazardous waste.

Bill read second time and ordered to third reading.

**Senate Bill 742**—An act to amend Section 14035.55 of the Government Code, relating to transportation.

Bill read second time and ordered to third reading.

**Senate Concurrent Resolution 31**—Relative to the Willie L. Brown, Jr. Circle and Plaza.

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

**Senate Bill 17**—An act to add Sections 2016.090 and 2023.050 to the Code of Civil Procedure, relating to civil actions.

Bill read second time and ordered to consent calendar.

**Senate Bill 267**—An act to amend Section 12817 of the Vehicle Code, relating to driver's licenses.

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

**Senate Bill 277**—An act to amend Section 2033 of the Streets and Highways Code, relating to transportation.

Bill read second time and ordered to consent calendar.

**Senate Bill 286**—An act to amend Section 19819 of the Business and Professions Code, and to amend Section 12012.85 of the Government Code, relating to gambling.

Bill read second time and ordered to consent calendar.

**Senate Bill 292**—An act to amend Sections 1722 and 1751.5 of the Insurance Code, relating to insurance.

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

**Senate Bill 344**—An act to add and repeal Section 15676.2 of the Government Code, relating to state government.

Bill read second time and ordered to consent calendar.



**Senate Bill 358**—An act to amend Section 2810.3 of the Labor Code, to amend Sections 2113, 36627, and 36633 of the Streets and Highways Code, and to amend Section 34500 of, and to repeal Section 16020.1 of, the Vehicle Code, relating to transportation.

Bill read second time and ordered to consent calendar.

**Senate Bill 383**—An act to amend Sections 68075, 78300, and 78401 of the Education Code, relating to postsecondary education.

Bill read second time and ordered to consent calendar.

**Senate Bill 436**—An act to amend Sections 18951, 18958, 18960, 18961, and 18961.7 of the Welfare and Institutions Code, relating to child abuse.

Bill read second time and ordered to consent calendar.

**Senate Bill 569**—An act to add Section 11159.3 to the Health and Safety Code, relating to controlled substances.

Bill read second time and ordered to consent calendar.

**Senate Bill 577**—An act to amend Section 15570.28 of the Government Code, relating to state government.

Bill read second time and ordered to consent calendar.

**Senate Bill 623**—An act to amend Sections 50675.1 and 50675.14 of the Health and Safety Code, relating to housing.

Bill read second time and ordered to consent calendar.

**Senate Bill 648**—An act to add Part 7 (commencing with Section 24455) to Division 9 of the Public Utilities Code, relating to aviation.

Bill read second time and ordered to consent calendar.

**Senate Bill 735**—An act to amend Section 10824.5 of the Welfare and Institutions Code, relating to public social services.

Bill read second time and ordered to consent calendar.

**Senate Bill 781**—An act to amend Section 1031.1 of the Government Code, to amend Sections 136.2, 993, 1000.7, 1170.05, 2604, 29805, and 30625 of, and to repeal Section 597f of, the Penal Code, and to amend Section 827 of the Welfare and Institutions Code, relating to public safety.

Bill read second time and ordered to consent calendar.

**Senate Bill 782**—An act to amend Sections 20057, 20161, 20430, 20444, 20963, 20965, 21464, 21482, 22850, 22852, 22866, 22910, 22911, 22913, 22946, 75071, 75109.1, and 75611.5 of, to repeal Section 20837 of, and to repeal and add Section 20963.5 of, the Government Code, relating to public retirement systems, and making an appropriation therefor.

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



**Senate Bill 786**—An act to amend Sections 803.1, 1902, 1902.1, 1902.2, 1902.3, 1903, 1904, 1905, 1905.1, 1905.2, 1906, 1909, 1910.5, 1916, 1917, 1917.1, 1917.3, 1918, 1922, 1926.1, 1926.2, 1926.3, 1926.4, 1930, 1931, 1932, 1934, 1935, 1936, 1936.1, 1940, 1941, 1941.5, 1942, 1943, 1944, 1947, 1949, 1950, 1950.5, 1951, 1952, 1955, 1957, 1958, 1958.1, 1962, 1963, 1964, 1966, 1966.1, 1966.2, 1966.4, 1966.5, 1966.6, 2234, 4980.36, 4980.37, 4980.50, 4980.81, 4989.22, 4992.1, 4999.32, 4999.33, and 4999.52 of, to repeal Section 4980.395 of, and to repeal Article 8 (commencing with Section 2155) of Chapter 5 of Division 2 of, and Article 11 (commencing with Section 2200) of Chapter 5 of Division 2 of, the Business and Professions Code, relating to healing arts.

Bill read second time and ordered to consent calendar.

**Senate Bill 790**—An act to amend Sections 18622.5 and 19311 of the Revenue and Taxation Code, relating to taxation.

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

**Senate Concurrent Resolution 11**—Relative to the Jack Tanaka Memorial Highway.

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

**Senate Concurrent Resolution 21**—Relative to the Costa Mesa Fire Captain Michael Kreza Memorial Highway.

Resolution read second time and ordered to consent calendar.

**Senate Concurrent Resolution 32**—Relative to United States Forest Service Firefighter Brent Michael Witham Memorial Highway.

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

**Senate Bill 560**—An act to amend Section 51230 of the Government Code, relating to local government.

Bill read second time.

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

**Senate Bill 646**—An act to amend Section 66013 of the Government Code, relating to utility services.

Bill read second time.

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

**Senate Bill 62**—An act to amend Section 2087 of, and to repeal Section 2089.26 of, the Fish and Game Code, relating to endangered species.

Bill read second time and ordered to third reading.



**Senate Bill 166**—An act to add Article 9 (commencing with Section 13559) to Chapter 7 of Division 7 of the Water Code, relating to water quality.

Bill read second time and ordered to third reading.

**Senate Bill 402**—An act to amend Section 38026.1 of the Vehicle Code, relating to vehicles.

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

**Senate Bill 442**—An act to amend Section 5001.65 of the Public Resources Code, relating to state parks.

Bill read second time and ordered to third reading.

**Senate Bill 506**—An act to add Section 343 to the Public Utilities Code, relating to electricity.

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

**Senate Bill 543**—An act to amend Section 21215.2 of the Vehicle Code, relating to vehicles.

Bill read second time and ordered to third reading.

**Senate Bill 775**—An act to amend Section 24473 of, and to add Section 23701m to, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time.

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

**Senate Bill 641**—An act to amend Section 10703 of the Elections Code, relating to elections.

Bill read second time and ordered to third reading.

**REPORTS OF STANDING COMMITTEES**

**Committee on Rules**

Senate Chamber, May 7, 2019

Mr. President: The Committee on Rules has examined:

- |        |        |        |        |
|--------|--------|--------|--------|
| SB 47  | SB 134 | SB 267 | SB 292 |
| SB 391 | SB 397 | SB 400 | SB 402 |
| SB 506 | SB 548 | SB 782 | SB 790 |
| SCR 11 | SCR 31 | SCR 32 |        |

And reports the same correctly engrossed.

ATKINS, Chair



Senate Chamber, May 7, 2019

Mr. President: The Committee on Rules has examined:

SB 48

And reports the same correctly engrossed.

ATKINS, Chair

**Committee on Elections and Constitutional Amendments**

Date of Hearing, May 7, 2019

Mr. President: The Committee on Elections and Constitutional Amendments, to which were referred:

AB 57

AB 903

Reports the same back with the recommendation: Do pass, but first be re-referred to the Committee on Appropriations with the recommendation: To consent calendar.

UMBERG, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing, May 7, 2019

Mr. President: The Committee on Elections and Constitutional Amendments, to which were referred:

SCA 2

SCA 3

SCA 5

Reports the same back with the recommendation: Be adopted, but first be re-referred to the Committee on Appropriations.

UMBERG, Chair

Above resolutions re-referred to the Committee on Appropriations.

Date of Hearing, May 7, 2019

Mr. President: The Committee on Elections and Constitutional Amendments, to which were referred:

AB 334

AB 946

Reports the same back with the recommendation: Do pass and be ordered to the consent calendar.

UMBERG, Chair

Above bills ordered to second reading.

**Committee on Public Safety**

Senate Chamber, May 7, 2019

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

AB 189

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

SKINNER, Chair



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

**Assembly Bill 189**—An act to amend Section 11165.7 of the Penal Code, relating to child abuse or neglect.

Bill read second time.

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

**Committee on Appropriations**

Senate Chamber, May 7, 2019

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

SB 49                                      SB 200                                      SB 330

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 49**—An act to amend Sections 25402 and 25402.11 of the Public Resources Code, relating to energy.

Bill read second time.

**Senate Bill 200**—An act to add Chapter 4.6 (commencing with Section 116765) to Part 12 of Division 104 of the Health and Safety Code, relating to water.

Bill read second time.

**Senate Bill 330**—An act to amend Section 65589.5 of, to amend, repeal, and add Section 65943 of, to add and repeal Sections 65905.5, 65913.3, 65913.10, 65941.1, and 65950.2 of, and to add and repeal Chapter 12 (commencing with Section 66300) of Division 1 of Title 7 of, the Government Code, and to add and repeal Section 17921.8 of the Health and Safety Code, relating to housing.

Bill read second time.

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

**Committee on Judiciary**

Senate Chamber, May 7, 2019

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

AB 473

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 473**—An act to amend Sections 6602, 6609, 13050, 13100, 13101, 13111, 13112, 13151, 13152, 13154, 13200, 13206, 13207, 13562, 13563, 13600, 13601, and 13602 of, to add Sections 13117, 13211, and 13565 to, and to add Part 21 (commencing with Section 890) to Division 2 of, the Probate Code, relating to estates.

Bill read second time.

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

**Committee on Transportation**

Date of Hearing, May 7, 2019

Mr. President: The Committee on Transportation, to which was referred:  
SB 656

Reports the same back with the recommendation: Do pass, but first be re-referred to the Committee on Appropriations with the recommendation: To consent calendar.

BEALL, Chair

Above bill re-referred to the Committee on Appropriations.

**Committee on Appropriations**

Senate Chamber, May 7, 2019

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

SB 54

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 54**—An act to add Chapter 3 (commencing with Section 42040) to Part 3 of Division 30 of the Public Resources Code, relating to solid waste.

Bill read second time.

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

**MOTIONS, RESOLUTIONS AND NOTICES  
RE-REFERENCE TO COMMITTEE  
PURSUANT TO JOINT RULE 10.5**

Pursuant to Joint Rule 10.5, **SB 659** was re-referred to the Committee on Appropriations.



**INTRODUCTION AND FIRST READING OF SENATE MEASURES**

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

**Senate Concurrent Resolution 46:** By Senator Galgiani—Relative to the Officer Pepe Petersen Memorial Highway.

**Senate Concurrent Resolution 47:** By Senators Rubio and Atkins—Relative to Small Business Month.

**SENATE COMMITTEE ROLL CALLS**

**Committee on Elections and Constitutional Amendments**

**SCA 2**—Be adopted and re-refer to the Committee on Appropriations

AYES (4)—Senators Hertzberg, Leyva, Stern, and Umberg.

NOES (1)—Senator Nielsen.

**SCA 3**—Be adopted and re-refer to the Committee on Appropriations

AYES (4)—Senators Hertzberg, Leyva, Stern, and Umberg.

NOES (1)—Senator Nielsen.

**SCA 5**—Be adopted and re-refer to the Committee on Appropriations

AYES (4)—Senators Hertzberg, Leyva, Stern, and Umberg.

NOES (1)—Senator Nielsen.

**AB 57**—Do pass and re-refer to the Committee on Appropriations with the recommendation: To consent calendar

AYES (5)—Senators Hertzberg, Leyva, Nielsen, Stern, and Umberg.

NOES (0)—None.

**AB 334**—Do pass and be ordered to the consent calendar

AYES (5)—Senators Hertzberg, Leyva, Nielsen, Stern, and Umberg.

NOES (0)—None.

**AB 903**—Do pass and re-refer to the Committee on Appropriations with the recommendation: To consent calendar

AYES (5)—Senators Hertzberg, Leyva, Nielsen, Stern, and Umberg.

NOES (0)—None.

**AB 946**—Do pass and be ordered to the consent calendar

AYES (5)—Senators Hertzberg, Leyva, Nielsen, Stern, and Umberg.

NOES (0)—None.

Date of Hearing: 5/7/2019

Umberg, Chair

**Committee on Transportation**

**SB 656**—Do pass and re-refer to the Committee on Appropriations with the recommendation: To consent calendar

AYES (10)—Senators Bates, Beall, Galgiani, McGuire, Morrell, Roth, Rubio, Skinner, Umberg, and Wieckowski.

NOES (0)—None.

Date of Hearing: 5/7/2019

Beall, Chair



**LEAVES OF ABSENCE**

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

**ADJOURNMENT**

At 3:30 p.m., the Senate adjourned until 9 a.m., Wednesday, May 8, 2019.

NEVA MARIE PARKER, Minute Clerk

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