

CALIFORNIA LEGISLATURE
2017–18 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, August 22, 2018

**TWO HUNDRED THIRTY-NINTH SESSION DAY
SIX HUNDRED TWENTY-SIXTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA**



NOTE: Official record of rollcall votes. All amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. All Senate amendments to Assembly measures considered by the Assembly on this day are on file with the Secretary of the Senate and available on request. A list of all measures amended and on which amendments were offered in the Assembly is shown on the final page of this day's Assembly Journal.

(Please direct any inquiries and report any omissions or errors to Minute Clerk: Phone 916-319-2360)

(Corrected 10-19-18)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, August 22, 2018

The Assembly met at 7 a.m.

Hon. Ken Cooley, Assembly Member, 8th District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Reading Clerk Kathleen M. Lewis reading.

ROLLCALL

The following were placed upon the morning rollcall—75:

Acosta	Chu	Harper	Patterson
Aguilar-Curry	Cooley	Holden	Quirk
Arambula	Cooper	Irwin	Quirk-Silva
Baker	Cunningham	Jones-Sawyer	Reyes
Berman	Dahle	Kalra	Rivas
Bigelow	Daly	Kamlager-Dove	Rodriguez
Bloom	Eggman	Kiley	Rubio
Bonta	Flora	Lackey	Salas
Brough	Fong	Levine	Santiago
Burke	Frazier	Limón	Steinorth
Caballero	Gabriel	Low	Stone
Calderon	Gallagher	Maienschein	Thurmond
Carrillo	Garcia, C.	Mathis	Ting
Cervantes	Garcia, E.	Mayes	Voepel
Chau	Gipson	McCarty	Waldron
Chávez	Gloria	Medina	Weber
Chen	Gonzalez Fletcher	Nazarian	Wood
Chiu	Gray	Obernolte	Mr. Speaker
Choi	Grayson	O'Donnell	

Quorum present.

At 12:15 p.m., Hon. Ash Kalra, 27th District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

On legislative business: Assembly Members Travis Allen, Friedman, and Muratsuchi.

On personal business, and waiving per diem: Assembly Member Melendez.

On paternity leave: Assembly Member Mullin.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

August 21, 2018

The Honorable Anthony Rendon
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I respectfully request permission to be excused from Check-in Session on Wednesday, August 22, 2018, for legislative meetings in the district. Thank you for your consideration of this request. If you have any questions, please contact Ryan Cutitta in my office at (916) 319-2072.

Sincerely,

TRAVIS ALLEN, Assembly Member
Seventy-second District

August 22, 2018

The Honorable Anthony Rendon
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I respectfully request permission to be excused from Check-in Session on Wednesday, August 22, 2018, due to legislative business in my district. Thank you for your assistance. Please contact Tiffany Morrison at (916) 319-2043 in my office should any questions arise.

Sincerely,

LAURA FRIEDMAN, Assembly Member
Forty-third District

August 21, 2018

The Honorable Anthony Rendon
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Rendon: I respectfully request permission to be excused from Check-in Session on Wednesday, August 22, 2018, to attend in district legislative meetings. Thank you for your consideration of this request.

Sincerely,

AL MURATSUCHI, Assembly Member
Sixty-sixth District

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

August 22, 2018

*The Honorable Toni Atkins
President pro Tempore
California State Senate
State Capitol, Room 205
Sacramento, California*

*The Honorable Anthony Rendon
Speaker
California State Assembly
State Capitol, Room 219
Sacramento, California*

*The Honorable Patricia Bates
Minority Leader
California State Senate
State Capitol, Room 3063
Sacramento, California*

*The Honorable Brian Dahle
Minority Leader
California State Assembly
State Capitol, Room 3104
Sacramento, California*

RE: Tentative Agreement/Memorandum of Understanding (MOU) for Bargaining Unit (BU) 9, the Professional Engineers in California Government (PECG)

Dear Senators Atkins and Bates, and Assembly Members Rendon and Dahle: Recently, the California Department of Human Resources reached a new Tentative Agreement/MOU with the union representing BU 9, PECG. Upon approval of the Legislature and the Governor, and ratification by the membership, this agreement will be effective July 1, 2018 through June 30, 2020.

This agreement will roll over language from past agreements and make changes to address the state's retiree unfunded liabilities. In addition, PECG members first hired on or after January 1, 2019, will need to work longer to become eligible for retiree dental health benefits.

In addition, members will receive a four and one half (4.5%) percent General Salary Increase (GSI), effective July 1, 2018, and a four (4%) percent GSI, effective July 1, 2019.

In accordance with Government Code sections 3517.5, 19829.5, and Senate Rule 29.4, I am forwarding copies of this Tentative Agreement/MOU, including legislative and fiscal summaries. The Legislative Analyst will be forwarded a copy for analysis, and the Secretary of the Senate and the Clerk of the Assembly will be forwarded copies to note them as available for review in the daily journals.

The above mentioned Tentative Agreement and summaries can also be found by going to the following link: <http://www.calhr.ca.gov/labor-relations/Pages/Unit-09-Professional-Engineers.aspx>.

Respectfully,

RICHARD GILLIHAN

Director, California Department of Human Resources

Above Agreement/Memorandum of Understanding referred to the Committee on Public Employees, Retirement, and Social Security.

Receipt of Memoranda of Understanding

I acknowledge receipt this August 22, 2018, of the Memorandum of Understanding for Bargaining Unit 9, represented by the Professional Engineers in California Government, effective July 1, 2018, through July 30, 2020, delivered to me personally by Jodi LeFebre.

BRENDA T. HARRIS

Executive Secretary to the Chief Clerk of the Assembly

MEMORANDA OF UNDERSTANDING

Tentative Agreement/Memorandum of Understanding (MOU) with Bargaining Unit 9, dated August 22, 2018, was received in the Senate from the California Department of Human Resources (CalHR) and filed pursuant to Senate Rule 29.4, and is hereby noted in the Assembly Journal. (See Senate Journal for August 22, 2018, page 5610.)

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committees were permitted to meet:

Judiciary, on Thursday, August 23, 2018, at 9:30 a.m., in Room 437;
Transportation, on Thursday, August 23, 2018, upon adjournment of Floor Session, in Room 437;

Human Services, on Monday, August 27, 2018, upon adjournment of Floor Session, in Room 437;

Higher Education, on Monday, August 27, 2018, upon adjournment of Floor Session, in Room 3162.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 286—Kamlager-Dove.
Relative to Sickle Cell Disease Awareness Month.

AUTHOR'S AMENDMENTS Committee on Transportation

August 22, 2018

Mr. Speaker: The Chair of your Committee on Transportation reports:

Senate Bill No. 76

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

FRAZIER, Chair

SENATE BILL NO. 76—An act to amend Sections 4152.5, 12505, 14900.1, and 14901 of the Vehicle Code, relating to vehicles, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

Committee on Rules

August 22, 2018

Mr. Speaker: The Chair of your Committee on Rules reports:

Senate Bill No. 844

Senate Bill No. 845

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

COOLEY, Chair

SENATE BILL NO. 844—An act to add Article 10.5 (commencing with Section 595) of Chapter 3 of Part 1 of Division 1 of, to add Article 6.5 (commencing with Section 14615) of Chapter 5 of Division 7 of, to add Article 14.5 (commencing with Section 62215) of Chapter 2 of Part 3 of Division 21 of, and to repeal Sections 596, 14616, and 62216 of, the Food and Agricultural Code, and to amend Section 13050 of, to add Article 4.5 (commencing with Section 13278) to Chapter 4 of Division 7 of, and to repeal Sections 13278.1 and 13278.2 of, the Water Code, relating to water, and making an appropriation therefor.

Bill read second time.

SENATE BILL NO. 845—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, and making an appropriation therefor.

Bill read second time.

Author's amendments, presented pursuant to Assembly Rules, read and adopted; bills ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES**Committee on Insurance**

Date of Hearing: August 22, 2018

Mr. Speaker: Your Committee on Insurance reports:

Assembly Bill No. 1373

With the recommendation: That Senate amendments be concurred in.

DALY, Chair

Above bill ordered to unfinished business file.

Committee on Natural Resources

Date of Hearing: August 20, 2018

Mr. Speaker: Your Committee on Natural Resources reports:

Assembly Joint Resolution No. 50

With the recommendation: Amend, and be adopted as amended.

MURATSUCHI, Acting Chair

Above resolution ordered to second reading.

Committee on Labor and Employment

Date of Hearing: August 22, 2018

Mr. Speaker: Your Committee on Labor and Employment reports:

Assembly Bill No. 1565

With the recommendation: That Senate amendments be concurred in.

THURMOND, Chair

Above bill ordered to unfinished business file.

Committee on Communications and Conveyance

Date of Hearing: August 22, 2018

Mr. Speaker: Your Committee on Communications and Conveyance reports:

Senate Bill No. 460

With the recommendation: Do pass, and be re-referred to the Committee on Privacy and Consumer Protection.

SANTIAGO, Chair

Above bill re-referred to the Committee on Privacy and Consumer Protection.

Date of Hearing: August 22, 2018

Mr. Speaker: Your Committee on Communications and Conveyance reports:

Senate Bill No. 822

With the recommendation: Amend, and do pass as amended.

SANTIAGO, Chair

Above bill ordered to second reading.

MESSAGES FROM THE SENATE

Senate Chamber, August 21, 2018

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

Assembly Bill No. 1863
Assembly Bill No. 1916
Assembly Bill No. 2080
Assembly Bill No. 2133
Assembly Bill No. 2218
Assembly Bill No. 2261
Assembly Bill No. 2272

Assembly Bill No. 2543
Assembly Bill No. 2573
Assembly Bill No. 2713
Assembly Bill No. 2790
Assembly Bill No. 2886
Assembly Bill No. 2986
Assembly Bill No. 3138

DANIEL ALVAREZ, Secretary of the Senate
By Bernadette McNulty, Assistant Secretary

Above bills ordered enrolled.

Senate Chamber, August 21, 2018

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

Assembly Bill No. 3232

DANIEL ALVAREZ, Secretary of the Senate
By Bernadette McNulty, Assistant Secretary

Above bill ordered to unfinished business file.

Senate Chamber, August 22, 2018

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

Assembly Bill No. 1659
Assembly Bill No. 1793
Assembly Bill No. 2031
Assembly Bill No. 2163

Assembly Bill No. 2777
Assembly Bill No. 2864
Assembly Bill No. 2894
Assembly Bill No. 3080

DANIEL ALVAREZ, Secretary of the Senate
By Bernadette McNulty, Assistant Secretary

Above bills ordered enrolled.

Senate Chamber, August 21, 2018

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

Assembly Concurrent Resolution No. 256

DANIEL ALVAREZ, Secretary of the Senate
By Bernadette McNulty, Assistant Secretary

Above resolution ordered enrolled.

Senate Chamber, August 21, 2018

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 372
Assembly Bill No. 865
Assembly Bill No. 1529
Assembly Bill No. 1561
Assembly Bill No. 1715
Assembly Bill No. 1801
Assembly Bill No. 1857
Assembly Bill No. 1992
Assembly Bill No. 2028
Assembly Bill No. 2043
Assembly Bill No. 2046
Assembly Bill No. 2103
Assembly Bill No. 2121
Assembly Bill No. 2142
Assembly Bill No. 2151
Assembly Bill No. 2152
Assembly Bill No. 2192
Assembly Bill No. 2202
Assembly Bill No. 2296
Assembly Bill No. 2302

Assembly Bill No. 2337
Assembly Bill No. 2360
Assembly Bill No. 2376
Assembly Bill No. 2452
Assembly Bill No. 2468
Assembly Bill No. 2516
Assembly Bill No. 2593
Assembly Bill No. 2601
Assembly Bill No. 2608
Assembly Bill No. 2663
Assembly Bill No. 2696
Assembly Bill No. 2720
Assembly Bill No. 2789
Assembly Bill No. 2819
Assembly Bill No. 2915
Assembly Bill No. 2968
Assembly Bill No. 2992
Assembly Bill No. 3082
Assembly Bill No. 3163
Assembly Bill No. 3231

And respectfully requests the Assembly to concur in said amendments.

DANIEL ALVAREZ, Secretary of the Senate
By Bernadette McNulty, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, August 21, 2018

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 186
Assembly Bill No. 427
Assembly Bill No. 686
Assembly Bill No. 1573
Assembly Bill No. 1895
Assembly Bill No. 1945
Assembly Bill No. 1948

Assembly Bill No. 1957
Assembly Bill No. 2022
Assembly Bill No. 2036
Assembly Bill No. 2044
Assembly Bill No. 2861
Assembly Bill No. 3135
Assembly Bill No. 3145

And respectfully requests the Assembly to concur in said amendments.

DANIEL ALVAREZ, Secretary of the Senate
By Bernadette McNulty, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, August 22, 2018

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 697
Assembly Bill No. 880
Assembly Bill No. 1289
Assembly Bill No. 1330
Assembly Bill No. 1619
Assembly Bill No. 1746
Assembly Bill No. 1968
Assembly Bill No. 2000
Assembly Bill No. 2030
Assembly Bill No. 2034
Assembly Bill No. 2050
Assembly Bill No. 2179
Assembly Bill No. 2245
Assembly Bill No. 2275

Assembly Bill No. 2299
Assembly Bill No. 2305
Assembly Bill No. 2339
Assembly Bill No. 2472
Assembly Bill No. 2477
Assembly Bill No. 2507
Assembly Bill No. 2528
Assembly Bill No. 2639
Assembly Bill No. 2652
Assembly Bill No. 2674
Assembly Bill No. 2681
Assembly Bill No. 2785
Assembly Bill No. 2942

And respectfully requests the Assembly to concur in said amendments.

DANIEL ALVAREZ, Secretary of the Senate
By Bernadette McNulty, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, August 21, 2018

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 10
Senate Bill No. 70
Senate Bill No. 481
Senate Bill No. 531
Senate Bill No. 721
Senate Bill No. 795
Senate Bill No. 899
Senate Bill No. 909
Senate Bill No. 926

Senate Bill No. 946
Senate Bill No. 947
Senate Bill No. 954
Senate Bill No. 1079
Senate Bill No. 1113
Senate Bill No. 1136
Senate Bill No. 1137
Senate Bill No. 1192
Senate Bill No. 1427

DANIEL ALVAREZ, Secretary of the Senate
By Bernadette McNulty, Assistant Secretary

Senate Chamber, August 22, 2018

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 912
Senate Bill No. 929

Senate Bill No. 965
Senate Bill No. 1453

DANIEL ALVAREZ, Secretary of the Senate
By Bernadette McNulty, Assistant Secretary

Senate Chamber, August 21, 2018

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

Senate Concurrent Resolution No. 147
Senate Concurrent Resolution No. 159

DANIEL ALVAREZ, Secretary of the Senate
By Bernadette McNulty, Assistant Secretary

Senate Chamber, August 22, 2018

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

Senate Concurrent Resolution No. 166

DANIEL ALVAREZ, Secretary of the Senate
By Bernadette McNulty, Assistant Secretary

FIRST READING OF SENATE BILLS

The following resolutions were read:

SENATE CONCURRENT RESOLUTION NO. 147—Relative to the California Manufacturers & Technology Association.

SENATE CONCURRENT RESOLUTION NO. 159—Relative to the Long Beach Fire Captain David Rosa Memorial Highway.

SENATE CONCURRENT RESOLUTION NO. 166—Relative to Sacramento-San Joaquin Delta Week.

CONSIDERATION OF DAILY FILE**SENATE BILLS RETURNED TO SECOND READING FILE
PURSUANT TO THE RULES**

Pursuant to the Assembly Rules, the following Senate bills were this day on the second reading file:

Senate Bills Nos. 237, 1335, 906, 895, 1303, and 918, ordered to the third reading file;

Senate Bill No. 1493, ordered to the Consent Calendar.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 10 a.m., Thursday, August 23, 2018.

ANTHONY RENDON, Speaker

AMY LEACH, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON AUGUST 22, 2018**

The following measures were amended in the Assembly on this day:

SB RN

76 1819546

844 1818949

845 1818946

Daily Total: 3**Cumulative Total: 5372**

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