

CALIFORNIA LEGISLATURE
2019–20 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, January 7, 2020

**ONE HUNDRED TWENTY-NINTH SESSION DAY
FOUR HUNDRED FIRST 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.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, January 7, 2020

The Assembly met at 7 a.m.

Hon. Cristina Garcia, Assembly Member, 58th District, presiding.

Acting Chief Clerk Sue Parker at the Desk.

Reading Clerk Kathleen M. Lewis reading.

ROLLCALL

The following were placed upon the morning rollcall—77:

Aguiar-Curry	Diep	Kiley	Ramos
Arambula	Eggman	Lackey	Reyes
Bauer-Kahan	Flora	Levine	Rivas, L.
Berman	Fong	Limón	Rivas, R.
Bigelow	Frazier	Low	Rodriguez
Bloom	Friedman	Maienschein	Rubio
Boerner Horvath	Gabriel	Mathis	Salas
Bonta	Gallagher	Mayes	Santiago
Brough	Garcia, C.	McCarty	Smith
Burke	Garcia, E.	Medina	Stone
Calderon	Gipson	Melendez	Ting
Carrillo	Gloria	Mullin	Voepel
Chau	Gonzalez	Muratsuchi	Waldron
Chiu	Gray	Nazarian	Weber
Choi	Grayson	Obernolte	Wicks
Chu	Holden	O'Donnell	Wood
Cooley	Irwin	Patterson	Mr. Speaker
Cooper	Jones-Sawyer	Petrie-Norris	
Dahle	Kalra	Quirk	
Daly	Kamlager	Quirk-Silva	

Quorum present.

At 1:57 p.m., Hon. Heath Flora, 12th 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 personal business, and waiving per diem: Assembly Member Cunningham.

Because of illness: Assembly Member Chen.

On maternity leave: Assembly Member Cervantes.

REPORTS

The following letter of transmittal was presented by the Speaker and ordered printed in the Journal:

California State Auditor

2019-105
January 7, 2020

*The Honorable Speaker of the Assembly
The Honorable Members of the Assembly
of the Legislature of California
State Capitol, Room 3196
Sacramento, California*

Members of the Assembly: As directed by the Joint Legislative Audit Committee, my office conducted an audit of the California Department of Health Care Services (DHCS) and the California Department of Public Health (CDPH). Our assessment focused on both the administration of lead tests to children in Medi-Cal and the activities of the Childhood Lead Poisoning Prevention Program, and the following report details the audit's findings and conclusions. In general, we determined that millions of children in Medi-Cal are not receiving the lead tests they should be receiving, and CDPH is not prioritizing the prevention of lead poisoning.

State law generally requires that children enrolled in Medi-Cal receive tests for elevated lead levels at the ages of one and two years. When we reviewed data maintained by DHCS, we found that from fiscal years 2009–10 through 2017–18, more than 1.4 million of the 2.9 million one- and two-year-old children enrolled in Medi-Cal did not receive any of the required tests, and another 740,000 children missed one of the two tests. As a result, the rate of eligible children receiving all of the tests that they should have was less than 27 percent. Without these tests, health care providers do not know whether these children are suffering from elevated lead levels and need treatment. Despite low lead testing rates, DHCS has only recently begun developing an incentive program to increase testing and a performance standard for measuring the extent to which managed care plans are providing the tests.

We also found that CDPH, which manages the State's Childhood Lead Poisoning Prevention Program, does not focus on proactive abatement of lead hazards to prevent future poisoning. Instead, CDPH requires local childhood lead poisoning prevention programs (local prevention programs), to which it delegates many of its responsibilities, to monitor abatement in the homes of children who have already been poisoned. However, such efforts only prevent future poisoning in those specific homes. Although CDPH claims that the local prevention programs are reducing lead exposure through education and outreach, it could not demonstrate the effectiveness of this outreach. Finally, CDPH has failed to meet several legislative requirements, including a mandate to update the factors that health care providers must use to determine whether a child is at risk of lead exposure, which help them identify children who need testing.

Respectfully submitted,

ELAINE M. HOWLE, CPA
California State Auditor

Above report referred to the Committee on Health.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 7, 2020

Mr. Speaker: Pursuant to your instructions, the Acting Chief Clerk has examined:

- | | |
|-----------------------|------------------------|
| Assembly Bill No. 70 | Assembly Bill No. 940 |
| Assembly Bill No. 315 | Assembly Bill No. 1276 |
| Assembly Bill No. 325 | Assembly Bill No. 1350 |
| Assembly Bill No. 495 | Assembly Bill No. 1506 |
| Assembly Bill No. 584 | Assembly Bill No. 1551 |
| Assembly Bill No. 699 | Assembly Bill No. 1552 |
| Assembly Bill No. 867 | Assembly Bill No. 1567 |
| Assembly Bill No. 910 | |

And reports the same correctly engrossed.

SUE PARKER, Acting Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, January 7, 2020

Mr. Speaker: Pursuant to your instructions, the Acting Chief Clerk has examined:

- | | |
|-----------------------|------------------------|
| Assembly Bill No. 22 | Assembly Bill No. 760 |
| Assembly Bill No. 150 | Assembly Bill No. 1021 |
| Assembly Bill No. 216 | Assembly Bill No. 1617 |
| Assembly Bill No. 573 | |

And reports the same correctly engrossed.

SUE PARKER, Acting Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, January 7, 2020

Mr. Speaker: Pursuant to your instructions, the Acting Chief Clerk has examined:

- Assembly Bill No. 1315
- Assembly Bill No. 1712

And reports the same correctly engrossed.

SUE PARKER, Acting Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, January 7, 2020

Mr. Speaker: Pursuant to your instructions, the Acting Chief Clerk has examined:

- | | |
|------------------------|------------------------|
| Assembly Bill No. 226 | Assembly Bill No. 1263 |
| Assembly Bill No. 461 | Assembly Bill No. 1525 |
| Assembly Bill No. 725 | Assembly Bill No. 1616 |
| Assembly Bill No. 1163 | |

And reports the same correctly engrossed.

SUE PARKER, Acting Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, January 7, 2020

Mr. Speaker: Pursuant to your instructions, the Acting Chief Clerk has examined:

- Assembly Bill No. 40
- Assembly Bill No. 1594

And reports the same correctly engrossed.

SUE PARKER, Acting Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, January 7, 2020

Mr. Speaker: Pursuant to your instructions, the Acting Chief Clerk has examined:

- Assembly Bill No. 968
- Assembly Bill No. 1210

And reports the same correctly engrossed.

SUE PARKER, Acting Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, January 7, 2020

Mr. Speaker: Pursuant to your instructions, the Acting Chief Clerk has examined:
Assembly Bill No. 882
Assembly Bill No. 979

And reports the same correctly engrossed.

SUE PARKER, Acting Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, January 7, 2020

Mr. Speaker: Pursuant to your instructions, the Acting Chief Clerk has examined:
Assembly Bill No. 582
Assembly Bill No. 855
Assembly Bill No. 904
Assembly Bill No. 1029

Assembly Bill No. 1155
Assembly Bill No. 1450
Assembly Bill No. 1599

And reports the same correctly engrossed.

SUE PARKER, Acting Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, January 7, 2020

Mr. Speaker: Pursuant to your instructions, the Acting Chief Clerk has examined:
Assembly Bill No. 464
Assembly Bill No. 966
Assembly Bill No. 1512

And reports the same correctly engrossed.

SUE PARKER, Acting Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, January 7, 2020

Mr. Speaker: Pursuant to your instructions, the Acting Chief Clerk has examined:
Assembly Bill No. 151
Assembly Bill No. 823
Assembly Bill No. 1205

And reports the same correctly engrossed.

SUE PARKER, Acting Chief Clerk

Above bills re-referred to committee.

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 1853—Frazier. An act to add Article 5 (commencing with Section 9130) to Chapter 2 of Division 8.5 of the Welfare and Institutions Code, relating to health care.

ASSEMBLY BILL NO. 1854—Frazier. An act to add Section 14217 to the Penal Code, relating to law enforcement data.

ASSEMBLY BILL NO. 1855—Frazier. An act to add Section 1569.694 to the Health and Safety Code, relating to residential care facilities for the elderly.

ASSEMBLY BILL NO. 1856—Frazier. An act to amend Sections 32282 and 56345 of, and to add Article 5.1 (commencing with Section 32289.7) to Chapter 2.5 of Part 19 of Division 1 of Title 1 of, the Education Code, relating to pupils.

ASSEMBLY BILL NO. 1857—Chen. An act to amend Section 34183 of the Health and Safety Code, relating to local government.

ASSEMBLY BILL NO. 1858—Luz Rivas (Principal coauthor: Senator Wiener) (Coauthor: Low). An act to add Chapter 3.4 (commencing with Section 8260) to Division 1 of Title 2 of the Government Code, relating to youth.

ASSEMBLY BILL NO. 1859—Santiago. An act to amend Section 49550 of the Education Code, relating to pupil nutrition.

ASSEMBLY BILL NO. 1860—Santiago. An act to amend Section 25200.4 of the Health and Safety Code, relating to hazardous waste.

ASSEMBLY BILL NO. 1861—Santiago. An act to amend Section 5150.1 of the Welfare and Institutions Code, relating to mental health.

ASSEMBLY BILL NO. 1862—Santiago, Bonta, Cervantes, and Quirk-Silva (Principal coauthor: Carrillo). An act to add Section 89700.2 to the Education Code, relating to public postsecondary education.

ASSEMBLY BILL NO. 1863—Ting. An act relating to the Budget Act of 2020.

ASSEMBLY BILL NO. 1864—Ting. An act relating to the Budget Act of 2020.

ASSEMBLY BILL NO. 1865—Ting. An act relating to the Budget Act of 2020.

ASSEMBLY BILL NO. 1866—Ting. An act relating to the Budget Act of 2020.

ASSEMBLY BILL NO. 1867—Ting. An act relating to the Budget Act of 2020.

ASSEMBLY BILL NO. 1868—Ting. An act relating to the Budget Act of 2020.

ASSEMBLY BILL NO. 1869—Ting. An act relating to the Budget Act of 2020.

ASSEMBLY BILL NO. 1870—Ting. An act relating to the Budget Act of 2020.

ASSEMBLY BILL NO. 1871—Ting. An act relating to the Budget Act of 2020.

ASSEMBLY BILL NO. 1872—Ting. An act relating to the Budget Act of 2020.

ASSEMBLY BILL NO. 1873—Ting. An act relating to the Budget Act of 2020.

ASSEMBLY BILL NO. 1874—Ting. An act relating to the Budget Act of 2020.

ASSEMBLY BILL NO. 1875—Ting. An act relating to the Budget Act of 2020.

ASSEMBLY BILL NO. 1876—Ting. An act relating to the Budget Act of 2020.

ASSEMBLY BILL NO. 1877—Ting. An act relating to the Budget Act of 2020.

ASSEMBLY BILL NO. 1878—Ting. An act relating to the Budget Act of 2020.

ASSEMBLY BILL NO. 1879—Ting. An act relating to the Budget Act of 2020.

ASSEMBLY BILL NO. 1880—Ting. An act relating to the Budget Act of 2020.

ASSEMBLY BILL NO. 1881—Ting. An act relating to the Budget Act of 2020.

ASSEMBLY BILL NO. 1882—Ting. An act relating to the Budget Act of 2020.

ASSEMBLY BILL NO. 1883—Ting. An act relating to the Budget Act of 2020.

ASSEMBLY BILL NO. 1884—Ting. An act relating to the Budget Act of 2020.

ASSEMBLY BILL NO. 1885—Ting. An act relating to the Budget Act of 2020.

ASSEMBLY BILL NO. 1886—Ting. An act relating to the Budget Act of 2020.

ASSEMBLY BILL NO. 1887—Ting. An act relating to the Budget Act of 2020.

ASSEMBLY BILL NO. 1888—Ting. An act relating to the Budget Act of 2020.

ASSEMBLY BILL NO. 1889—Ting. An act relating to the Budget Act of 2020.

ASSEMBLY BILL NO. 1890—Ting. An act relating to the Budget Act of 2020.

ASSEMBLY BILL NO. 1891—Ting. An act relating to the Budget Act of 2020.

ASSEMBLY BILL NO. 1892—Ting. An act relating to the Budget Act of 2020.

ASSEMBLY BILL NO. 1893—Ting. An act relating to the Budget Act of 2020.

ASSEMBLY BILL NO. 1894—Ting. An act relating to the Budget Act of 2020.

ASSEMBLY BILL NO. 1895—Ting. An act relating to the Budget Act of 2020.

ASSEMBLY BILL NO. 1896—Ting. An act relating to the Budget Act of 2020.

ASSEMBLY BILL NO. 1897—Ting. An act relating to the Budget Act of 2020.

ASSEMBLY BILL NO. 1898—Ting. An act relating to the Budget Act of 2020.

ASSEMBLY BILL NO. 1899—Ting. An act relating to the Budget Act of 2020.

ASSEMBLY BILL NO. 1900—Ting. An act relating to the Budget Act of 2020.

ASSEMBLY BILL NO. 1901—Ting. An act relating to the Budget Act of 2020.

ASSEMBLY BILL NO. 1902—Ting. An act relating to the Budget Act of 2020.

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 145—Bauer-Kahan (Coauthor: Senator Leyva). Relative to Maternal Health Awareness Day.

ASSEMBLY CONCURRENT RESOLUTION NO. 146—Weber (Coauthors: Burke, Cooper, Gipson, Holden, Jones-Sawyer, Kamlager, and McCarty) (Coauthors: Senators Bradford and Mitchell). Relative to the Reverend Dr. Martin Luther King, Jr.

AUTHOR'S AMENDMENTS **Committee on Education**

January 7, 2020

Mr. Speaker: The Chair of your Committee on Education reports:
Assembly Bill No. 216

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

O'DONNELL, Chair

ASSEMBLY BILL NO. 216—An act to add and repeal Article 5.3 (commencing with Section 49007) of Chapter 6 of Part 27 of Division 4 of Title 2 of the Education Code, relating to school safety.

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 Judiciary

January 7, 2020

Mr. Speaker: The Chair of your Committee on Judiciary reports:
Assembly Bill No. 687

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

MARK STONE, Chair

ASSEMBLY BILL NO. 687—An act to amend Sections 10006, 10085.5, 10085.6, 10106, 10133.1, 10139, 10147.6, 10148, 10152, 10153, 10158, 10159, 10159.2, 10164, 10167.12, 10171.5, 10177, 10180, 10185, 10211, 10231.2, 10232.25, 10238, and 10451 of, and to add Section 10157.5 to, the Business and Professions Code, relating to real estate, and making an appropriation therefor.

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 Appropriations

January 7, 2020

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

Assembly Bill No. 66

Assembly Bill No. 908

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

GONZALEZ, Chair

ASSEMBLY BILL NO. 66—An act to add and repeal Section 6363.9 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time.

ASSEMBLY BILL NO. 908—An act to amend Section 60642.6 of the Education Code, relating to pupil assessment.

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.

January 7, 2020

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

Senate Bill No. 207

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

GONZALEZ, Chair

SENATE BILL NO. 207—An act to add Sections 14132.08, 14132.085, and 14132.09 to the Welfare and Institutions Code, relating to Medi-Cal.

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.

ADJOURNMENT

At 3:30 p.m., the Assembly adjourned until 7 a.m., Wednesday, January 8, 2020.

ANTHONY RENDON, Speaker

TAMMY WEIS, Assistant Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JANUARY 7, 2020**

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

AB	RN
66	2001667
216	2002408
687	2002183
908	2001935

SB	RN
207	2002644

Daily Total:	5
Cumulative Total:	2859

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