

CALIFORNIA LEGISLATURE  
2015–16 REGULAR SESSION

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# ASSEMBLY DAILY JOURNAL

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**Monday, January 12, 2015**

**SIXTH SESSION DAY**

**FORTY-THIRD CALENDAR DAY**

**AT SACRAMENTO, CALIFORNIA**



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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 1-28-15)

## PROCEEDINGS OF THE ASSEMBLY

### IN ASSEMBLY

Assembly Chamber, Sacramento  
Monday, January 12, 2015

The Assembly met at 12 noon.  
Hon. Kevin Mullin, Speaker pro Tempore of the Assembly,  
presiding.  
Chief Clerk E. Dotson Wilson at the Desk.  
Reading Clerk Kathleen M. Lewis reading.

#### ROLLCALL

The roll was called.

#### Quorum Call of the Assembly

Assembly Member Holden moved a quorum call of the Assembly.  
Motion carried. Time, 12 noon.  
The Speaker pro Tempore directed the Sergeant at Arms to close the  
doors, and to bring in the absent Members.

#### Quorum Present

At 12:03 p.m., Speaker pro Tempore Mullin declared a quorum of the  
Assembly present.

The rollcall was completed, and the following answered to their  
names—78:

Achadjian	Dahle	Irwin	Perea
Alejo	Daly	Jones	Quirk
Allen	Dodd	Jones-Sawyer	Rendon
Baker	Eggman	Kim	Ridley-Thomas
Bigelow	Frazier	Lackey	Rodriguez
Bloom	Gaines	Levine	Salas
Bonta	Gallagher	Linder	Santiago
Brough	Garcia, C.	Lopez	Steinorth
Brown	Garcia, E.	Low	Stone
Burke	Gatto	Maienschein	Thurmond
Calderon	Gipson	Mathis	Ting
Campos	Gomez	Mayes	Wagner
Chang	Gonzalez	McCarty	Waldron
Chau	Gordon	Medina	Weber
Chávez	Gray	Melendez	Wilk
Chiu	Grove	Mullin	Williams
Chu	Hadley	Nazarian	Wood
Cooley	Harper	Obernolte	Mme. Speaker
Cooper	Hernández	O'Donnell	
Dababneh	Holden	Patterson	

**PRAYER**

Upon invitation of Speaker pro Tempore Mullin, the following prayer was offered by Assembly Chaplain Rev. Constantine C. Pappademos:

*Lord, It seems like there are only two types of people in the world—those who always ask questions and those who always give answers. People who have a constant desire to learn because they have a yearning for the Truth always ask questions. On the other hand, those who always give answers aren't always that smart, yet they think they know everything. Lord, grant us the spirit of humility that comes from asking questions. And rather than taking control of everything and everybody, help us turn our life over to Your direction and control.—AMEN.*

**PLEDGE OF ALLEGIANCE TO THE FLAG**

Upon request of Speaker pro Tempore Mullin, Assembly Member Bloom then led the Assembly in the pledge of allegiance to the Flag.

**MOTION TO DISPENSE WITH READING OF THE JOURNAL**

Further reading of the Journal of the previous legislative day was dispensed with on motion of Assembly Member Holden, seconded by Assembly Member Waldron.

**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 Member Olsen.*

*Because of illness: Assembly Member Bonilla.*

**EXPLANATIONS OF ABSENCE**

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

January 6, 2015

*The Honorable Toni G. Atkins  
Speaker of the Assembly  
State Capitol, Room 219  
Sacramento, California*

Dear Speaker Atkins: I respectfully request permission to be excused from Session on Monday, January 12, 2015, for legislative business. Thank you for your consideration. Please contact Angela Qualley in my Capitol Office at 916-319-2012 for any additional information.

Sincerely,

KRISTIN OLSEN, Assembly Member  
Twelfth District

**COMMUNICATIONS**

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

January 7, 2015

*The Honorable Toni G. Atkins*  
*Speaker of the Assembly*  
*State Capitol, Room 219*  
*Sacramento, California*

Dear Speaker Atkins: The Senate Rules Committee made the following appointments:

- Appointed Senator Allen as Chair of the Joint Committee on Arts
- Appointed Senator McGuire as Chair of the Joint Committee on Fisheries and Aquaculture
- Appointed Senator Roth as Vice Chair and Senators Beall, Cannella, Fuller, Galgiani, Lara, and Leyva as Members of the Joint Legislative Audit Committee
- Appointed Senators Cannella, De León, Fuller, Hill, Huff, Lara, Leno, Leyva, McGuire, Mitchell, Monning, and Wolk as Members of the Joint Committee on Rules, leaving two vacancies
- Appointed Senator Leno as Chair and Senators Bates, Fuller, Lara, Mitchell, Monning, Nielsen, and Wolk as Members of the Joint Legislative Budget Committee

Sincerely,

DANIEL ALVAREZ  
 Secretary of the Senate

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

January 9, 2015

*The Honorable E. Dotson Wilson*  
*Chief Clerk of the Assembly*  
*California State Assembly*  
*State Capitol, Room 3196*  
*Sacramento, California*

*The Honorable Daniel Alvarez*  
*Secretary of the Senate*  
*California State Senate*  
*State Capitol, Room 400*  
*Sacramento, California*

Dear Mr. Wilson and Mr. Alvarez: Please be advised that the Assembly and Senate contingents of the Joint Committee on Rules have approved the following action:

- Appointment of Debra Gravert as the Chief Administrative Officer of the Joint Rules Committee (22–0)
- Selection of Assemblymember Richard S. Gordon as Chair of the Joint Rules Committee (22–0)
- Press Credentials for the 2015–16 Legislative Session (22–0)

The rollcall is enclosed.

Sincerely,

RICHARD S. GORDON, Chair  
 Assembly Rules Committee

**SPECIAL COMMITTEE MEETINGS**

By unanimous consent, the following committee was permitted to meet:

Transportation, on Monday, February 2, 2015, at 1:30 p.m., in Room 4202.

**ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, January 12, 2015

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

Assembly Concurrent Resolution No. 3

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered on file.

**FIRST READING OF ASSEMBLY BILLS**

The following bills were read the first time:

**ASSEMBLY BILL NO. 103—Weber.** An act making appropriations for the support of the government of the State of California and for several public purposes in accordance with the provisions of Section 12 of Article IV of the Constitution of the State of California, relating to the state budget, to take effect immediately, budget bill.

**ASSEMBLY BILL NO. 104—Committee on Budget (Assembly Members Weber (Chair), Bloom, Bonta, Campos, Chiu, Cooper, Gordon, Jones-Sawyer, McCarty, Mullin, Nazarian, O'Donnell, Rodriguez, Thurmond, Ting, and Williams).** An act relating to the Budget Act of 2015.

**ASSEMBLY BILL NO. 105—Committee on Budget (Assembly Members Weber (Chair), Bloom, Bonta, Campos, Chiu, Cooper, Gordon, Jones-Sawyer, McCarty, Mullin, Nazarian, O'Donnell, Rodriguez, Thurmond, Ting, and Williams).** An act relating to the Budget Act of 2015.

**ASSEMBLY BILL NO. 106—Committee on Budget (Assembly Members Weber (Chair), Bloom, Bonta, Campos, Chiu, Cooper, Gordon, Jones-Sawyer, McCarty, Mullin, Nazarian, O'Donnell, Rodriguez, Thurmond, Ting, and Williams).** An act relating to the Budget Act of 2015.

**ASSEMBLY BILL NO. 107—Committee on Budget (Assembly Members Weber (Chair), Bloom, Bonta, Campos, Chiu, Cooper, Gordon, Jones-Sawyer, McCarty, Mullin, Nazarian, O'Donnell, Rodriguez, Thurmond, Ting, and Williams).** An act relating to the Budget Act of 2015.

**ASSEMBLY BILL NO. 108—Committee on Budget (Assembly Members Weber (Chair), Bloom, Bonta, Campos, Chiu, Cooper, Gordon, Jones-Sawyer, McCarty, Mullin, Nazarian, O'Donnell, Rodriguez, Thurmond, Ting, and Williams).** An act relating to the Budget Act of 2015.

**ASSEMBLY BILL NO. 109—Committee on Budget (Assembly Members Weber (Chair), Bloom, Bonta, Campos, Chiu, Cooper, Gordon, Jones-Sawyer, McCarty, Mullin, Nazarian, O'Donnell, Rodriguez, Thurmond, Ting, and Williams).** An act relating to the Budget Act of 2015.

**ASSEMBLY BILL NO. 110—Committee on Budget (Assembly Members Weber (Chair), Bloom, Bonta, Campos, Chiu, Cooper, Gordon, Jones-Sawyer, McCarty, Mullin, Nazarian, O'Donnell, Rodriguez, Thurmond, Ting, and Williams).** An act relating to the Budget Act of 2015.

**ASSEMBLY BILL NO. 111—Committee on Budget (Assembly Members Weber (Chair), Bloom, Bonta, Campos, Chiu, Cooper, Gordon, Jones-Sawyer, McCarty, Mullin, Nazarian, O'Donnell, Rodriguez, Thurmond, Ting, and Williams).** An act relating to the Budget Act of 2015.





**ASSEMBLY BILL NO. 138—Committee on Budget (Assembly Members Weber (Chair), Bloom, Bonta, Campos, Chiu, Cooper, Gordon, Jones-Sawyer, McCarty, Mullin, Nazarian, O'Donnell, Rodriguez, Thurmond, Ting, and Williams).** An act relating to the Budget Act of 2015.

**ASSEMBLY BILL NO. 139—Gatto.** An act to amend Sections 2337 and 2040 of the Family Code, to amend Sections 250, 267, 279, 2580, 5000, 5302, 13111, 13206, and 13562 of, to amend and renumber Sections 5600, 5601, 5602, 5603, and 5604 of, to add Section 69 to, to add the heading of Chapter 3 (commencing with Section 5040) to Part 1 of Division 5 of, to add and repeal Part 4 (commencing with Section 5600) of Division 5 of, and to repeal the heading of Part 4 (commencing with Section 5600) of Division 5 of, the Probate Code, relating to nonprobate transfers.

**ASSEMBLY BILL NO. 140—Travis Allen.** An act to amend Section 321.7 of the Public Utilities Code, relating to energy.

**ASSEMBLY BILL NO. 141—Bonilla.** An act to amend Sections 44259, 44279.1, and 44279.2 of the Education Code, relating to teacher credentialing.

#### **REQUEST FOR PHOTOGRAPHER**

Speaker Atkins and Assembly Members Campos and Kim were granted unanimous consent that photographers and a videographer be permitted on the Floor of the Assembly.

#### **ASSEMBLY RULE 118 SUSPENDED—PRIVILEGES OF THE FLOOR**

Speaker Atkins and Assembly Member Kim were granted unanimous consent that Assembly Rule 118 be suspended granting the privileges of the Floor and permitting guests in the Assembly Chamber.

#### **RECESS**

By unanimous consent, at 12:08 p.m., Speaker Atkins declared the Assembly recessed to permit the introduction of a special guest.

#### **SPECIAL RECOGNITION**

Speaker Atkins and Assembly Members Cooley and Gordon were joined by the Members of the Assembly in recognizing Gus Demas for his thirty-one years of dedicated and exceptional service to the State of California as Fiscal Officer for the California State Assembly. In the course of his stellar career, Gus Demas served as a trusted advisor to eleven Assembly Speakers, eleven Chairs of the Committee on Rules, and six Chief Administrative Officers with integrity and professionalism. Speaker Atkins introduced Mr. Demas' wife, Helen; son, Mathew; and daughters, Anna and Maria; and extended the appreciation and best wishes of the Assembly to Mr. Demas upon the occasion of his upcoming retirement; whereupon Speaker Atkins presented him with a Members' Resolution.

#### **RECONVENED**

At 12:14 p.m., the Assembly reconvened.

Speaker pro Tempore of the Assembly, Kevin Mullin, 22nd District, presiding.



**CONSIDERATION OF DAILY FILE  
THIRD READING OF ASSEMBLY BILLS**

**ASSEMBLY CONCURRENT RESOLUTION NO. 3 (Kim)**—Relative to Korean-American Day.

Resolution presented by Assembly Member Kim.  
Resolution read.

**Members Made Coauthors of  
Assembly Concurrent Resolution No. 3**

Assembly Member Kim was granted unanimous consent to suspend the Rules to permit Members to be listed as additional coauthors of Assembly Concurrent Resolution No. 3.

**Additional Coauthors**

The following Assembly Members requested to be listed as additional coauthors:

Achadjian, Alejo, Travis Allen, Atkins, Baker, Bigelow, Bloom, Bonta, Brough, Brown, Burke, Calderon, Campos, Chang, Chau, Chávez, Chiu, Chu, Cooley, Cooper, Dababneh, Dahle, Daly, Eggman, Frazier, Beth Gaines, Gallagher, Cristina Garcia, Eduardo Garcia, Gatto, Gipson, Gomez, Gonzalez, Gordon, Gray, Grove, Hadley, Harper, Roger Hernández, Holden, Irwin, Jones, Jones-Sawyer, Lackey, Levine, Linder, Lopez, Low, Maienschein, Mathis, Mayes, McCarty, Medina, Melendez, Mullin, Nazarian, Obernolte, O’Donnell, Patterson, Quirk, Rendon, Ridley-Thomas, Rodriguez, Salas, Santiago, Steinorth, Mark Stone, Thurmond, Ting, Wagner, Waldron, Weber, Wilk, Williams, and Wood.

**Request for Unanimous Consent**

Assembly Member Kim was granted unanimous consent to take up Assembly Concurrent Resolution No. 3, as amended, without reference to print or file, and that the same be considered engrossed.

**Consideration of Assembly Concurrent Resolution No. 3, as Amended**

**ASSEMBLY CONCURRENT RESOLUTION NO. 3**—Relative to Korean-American Day.

Resolution read, as amended, and adopted.  
Resolution ordered reprinted and transmitted to the Senate.

**RECESS**

By unanimous consent, at 12:24 p.m., Speaker pro Tempore Mullin declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Kim welcomed distinguished members of the Korean-American community in California and members of the Korean American Foundation and the Council of Korean Churches. Assembly Member Kim introduced Mr. Sung Woong Kim, National President of Korean American Foundation, USA; Dr. Sang Won Park, former National President of Korean American Foundation, USA; Mr. Paul Cho, President of Korean American Foundation, Sacramento; Rev. Seung Won Yoon, Senior Advisor of Korean American Foundation, USA; and Rev. Kyu Sik Song, President of Korean American Foundation, Irvine.

**RECONVENED**

At 12:26 p.m., the Assembly reconvened.  
Speaker pro Tempore of the Assembly, Kevin Mullin, 22nd District, presiding.

**ADJOURN IN MEMORY**

Assembly Members Cooley, Cooper, and Lackey were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Glen Craig, California Highway Patrol Commissioner from 1975–1983 and Sacramento County Sheriff from 1987–1999, resident of Rancho Murieta.

(Assembly Rule 45.5 suspended.)

**ADJOURN IN MEMORY**

Assembly Members Gomez and Chiu were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Marcelino Dacumos of San Francisco.

(Assembly Rule 45.5 suspended.)

**ADJOURN IN MEMORY**

Assembly Members Levine and Wood were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Bill Kortum of Petaluma.

(Assembly Rule 45.5 suspended.)

**ADJOURN IN MEMORY**

Assembly Member Obernolte was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Cheri Haggerty Lawrence of Big Bear Lake.

(Assembly Rule 45.5 suspended.)

**ADJOURN IN MEMORY**

Assembly Members Jones-Sawyer and Ridley-Thomas were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Fred “Superstar” Jones of Washington, D.C.

(Assembly Rule 45.5 suspended.)

**ANNOUNCEMENTS**

Speaker pro Tempore Mullin announced the following session schedule:

Tuesday, January 13, 2015, Check-in Session, 7 a.m.–3 p.m.;  
Wednesday, January 14, 2015, Check-in Session, 7 a.m.–3 p.m.;  
Thursday, January 15, 2015, Check-in Session, 7 a.m.–3 p.m.;  
Friday, January 16, 2015, Floor Session, 9 a.m.

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Speaker pro Tempore Mullin announced that the 2015–16 California Legislature Interfaith Prayer Service will be held tomorrow, Tuesday, January 13, 2015, at 8:30 a.m., at the Cathedral of the Blessed Sacrament.

**ADJOURN IN MEMORY**

Assembly Member Dahle was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Robert Watson of Redding.

Assembly Member Eggman was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jimmy “Opa” Pendergrass of Stockton.

**MOTION TO ADJOURN**

At 12:48 p.m., Assembly Member Holden moved that the Assembly do now adjourn.

Assembly Member Waldron seconded the motion.

Motion carried.

**QUORUM CALL OF THE ASSEMBLY DISPENSED WITH**

At 12:48 p.m., Speaker pro Tempore Mullin declared the quorum call of the Assembly dispensed with.

**INTRODUCTION AND FIRST READING OF  
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

**ASSEMBLY BILL NO. 142—Bigelow (Principal coauthor: Senator Berryhill).** An act to add Section 5093.548 to the Public Resources Code, relating to wild and scenic rivers.

**ASSEMBLY BILL NO. 143—Wood.** An act to amend Sections 113789 and 114289 of the Health and Safety Code, relating to food facilities.

**REPORTS OF STANDING COMMITTEES  
Committee on Rules**

Date of Hearing: January 12, 2015

Mme. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 5

With the recommendation: Be adopted.

GORDON, Chair

Above resolution ordered to third reading.

**INTRODUCTION OF GUESTS**

Assembly Member Gonzalez, of the 80th Assembly District, introduced Professor Howard Wayne and his class of graduate students at the University of San Diego.

**ADJOURNMENT**

At 3 p.m., pursuant to the motion by Assembly Member Holden, the Assembly adjourned until 7 a.m., Tuesday, January 13, 2015, out of respect to the memory of Glen Craig on motion of Assembly Members Cooley, Cooper, and Lackey; out of respect to the memory of Marcelino Dacumos on motion of Assembly Members Gomez and Chiu; out of respect to the memory of Bill Kortum on motion of Assembly Members Levine and Wood; out of respect to the memory of Cheri Haggerty Lawrence on motion of Assembly Member Obernolte; out of respect to the memory of Fred "Superstar" Jones on motion of Assembly Members Jones-Sawyer and Ridley-Thomas; out of respect to the memory of Robert Watson on motion of Assembly Member Dahle; and out of respect to the memory of Jimmy "Opa" Pendergrass on motion of Assembly Member Eggman.

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TONI G. ATKINS, Speaker

AMY LEACH, Minute Clerk

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