

CALIFORNIA LEGISLATURE
2019–20 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, January 14, 2019

SIXTH SESSION DAY

FORTY-THIRD 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
Monday, January 14, 2019

The Assembly met at 1 p.m.
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 Quirk moved a quorum call of the Assembly.
Motion carried. Time, 1:04 p.m.
The Speaker pro Tempore directed the Sergeant at Arms to close the
doors, and to bring in the absent Members.

Quorum Present

At 1:14 p.m., Speaker pro Tempore Mullin declared a quorum of the
Assembly present.

The rollcall was completed, and the following answered to their
names—79:

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

PRAYER

Upon invitation of Speaker pro Tempore Mullin, the following prayer was offered by Assembly Chaplain Rev. Patti Oshita:

Please join me in a moment of reflection.

When the Declaration of Independence was written, it was an audacious attempt to “create a more perfect union.” It expressed the hope to create a land where people would have the right to “life, liberty, and the pursuit of happiness.”

When the Declaration of Independence was written, Thomas Jefferson could not have envisioned that his words would give rise to the America we know today. With all of our flaws, shortcomings, and tragic mistakes, America remains a bold experiment. Democracy continues to be a daring dream in progress. As citizens and leaders of our great state and nation, let us continue to keep this dream alive; let us continue to try our very best to “create a more perfect union.”

—Namo Amida Butsu, with kindness and gratitude beyond words.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Mullin, Assembly Member Choi 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 Calderon, seconded by Assembly Member Brough.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Member was granted leave of absence for the day:

On legislative business: Assembly Member Arambula.

EXPLANATIONS OF ABSENCE

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

January 8, 2019

*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 Floor Session on Monday, January 14, 2019, due to legislative business in the district. I will be attending the funeral of Randy Ghan. Thank you for your consideration of this request.

Sincerely,

DR. JOAQUIN ARAMBULA, Assembly Member
Thirty-first District

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

January 9, 2019

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

RE: Appointment of Guillermo Mayer to
California Student Aid Commission

Dear Mr. Wilson: Please be advised that I have appointed Mr. Guillermo Mayer to the California Student Aid Commission. This is a pleasure appointment starting January 9, 2019. Mr. Mayer will be replacing Debra Maxie.

Sincerely,

ANTHONY RENDON
Speaker of the Assembly

January 9, 2019

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

RE: Reappointment of Primitivo Castro to
Tobacco Education and Research Oversight Committee

Dear Mr. Wilson: Please be advised that I have reappointed Mr. Primitivo Castro to the Tobacco Education and Research Oversight Committee. This is a term appointment starting January 9, 2019, and the expiration date is January 1, 2021.

Sincerely,

ANTHONY RENDON
Speaker of the Assembly

January 9, 2019

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

RE: Reappointment of Heberto Sanchez to
California Organized Investment Network Advisory Board

Dear Mr. Wilson: Please be advised that I have reappointed Mr. Heberto Sanchez to the California Organized Investment Network Advisory Board. This is a term appointment starting January 9, 2019, and the expiration date is January 1, 2021.

Sincerely,

ANTHONY RENDON
Speaker of the Assembly

January 9, 2019

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

RE: Appointment of Sonney Chong to
California Exposition and State Fair Board of Directors

Dear Mr. Wilson: Please be advised that I have appointed Sonney Chong to the California Exposition and State Fair Board of Directors. This is a pleasure appointment starting January 9, 2019. Dr. Chong will be replacing Jesse Durfee.

Sincerely,

ANTHONY RENDON
Speaker of the Assembly

January 9, 2019

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

RE: Appointment of Juanita Doplemore to
California Student Aid Commission

Dear Mr. Wilson: Please be advised that I have appointed Ms. Juanita Doplemore to the California Student Aid Commission. This is a pleasure appointment starting January 9, 2019. Ms. Doplemore will be replacing David Valladolid.

Sincerely,

ANTHONY RENDON
Speaker of the Assembly

January 10, 2019

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

RE: Appointment of James Araby to
State Athletic Commission

Dear Mr. Wilson: Please be advised that I have appointed Mr. James Araby to the State Athletic Commission. This is a term appointment starting January 10, 2019, and the expiration date is January 1, 2023.

Sincerely,

ANTHONY RENDON
Speaker of the Assembly

SPECIAL COMMITTEE MEETINGS

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

Veterans Affairs, on Tuesday, January 22, 2019, at 3 p.m., in Room 126;

Water, Parks, and Wildlife, to convene jointly with Environmental Safety and Toxic Materials, and Budget Subcommittee No. 3 on Resources and Transportation, on Wednesday, February 6, 2019, at 9:30 a.m., in Room 4202;

Joint Legislative Audit Committee, on Wednesday, March 6, 2019, at 10 a.m., in Room 126.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 14, 2019

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

Assembly Concurrent Resolution No. 3

Assembly Concurrent Resolution No. 10

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolutions ordered on file.

REQUEST FOR PHOTOGRAPHER

Speaker Rendon and Assembly Members Bigelow, Chiu, Choi, and Wood were granted unanimous consent that photographers be permitted on the Floor of the Assembly.

ASSEMBLY RULE 118(a) SUSPENDED—PRIVILEGES OF THE FLOOR

Assembly Member Bigelow was granted unanimous consent that Assembly Rule 118(a) be suspended granting the privileges of the Floor and permitting a guest in the Assembly Chamber and on the Assembly Floor.

SPECIAL RECOGNITION

Assembly Member Bigelow was joined by Assembly Members Dahle and Aguiar-Curry, and the Members of the Assembly in recognizing Chief Ken Pimlott, CAL FIRE director and California's state forester for his dedicated and exceptional service to the State of California where he served with the utmost integrity and professionalism for over 30 years.

Assembly Member Bigelow acknowledged Chief Pimlott's family: his father and mother, Ken and Raeanne Pimlott, and his son Nick Pimlott, who joined him in the rear of the Chamber; along with Monika Giebitz, Janet Barentson, and Tony Favro in the Gallery.

Assembly Member Bigelow extended sincerest appreciation and best wishes of the Assembly to Ken Pimlott, upon the occasion of his retirement, whereupon Assembly Member Bigelow presented him with a Members' Resolution.

RECESS

By unanimous consent, at 1:36 p.m., Speaker pro Tempore Mullin declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Wood introduced Hon. Tomochika Uyama, Consul General of Japan in San Francisco; Hon. Ryo Aono, Vice Consul from the San Francisco office of the Consulate General of Japan; Hon. Masayuki Okamoto, Deputy Mayor and Kiyoshi Murakami, Special Advisor from Rikuzentakata, Iwate Prefecture, Japan, the Sister City of Crescent City, California; Hon. Blake Inscore, Mayor of Crescent City; Chris Howard, Del Norte County Supervisor, District 3; and Kevin O'Donnell, Assistant of Intergovernmental Affairs, from the office of Consulate General of Japan in San Francisco.

RECONVENED

At 1:38 p.m., the Assembly reconvened.

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

SPECIAL RECOGNITION

Speaker Rendon was joined by Assembly Members Bonta and O'Donnell, and the Members of the Assembly in recognizing Dave Low for his years of dedicated and exceptional service to the State of California where he has recently served as the Executive Director of the California School Employees Association, and the Chairman of Californians for Retirement Security. Speaker Rendon extended appreciation and best wishes of the Assembly to Dave Low upon the occasion of his upcoming retirement, whereupon Speaker Rendon presented him with a Members' Resolution.

ASSEMBLY RULE 118(a) SUSPENDED—PRIVILEGES OF THE FLOOR

Assembly Member Choi was granted unanimous consent that Assembly Rule 118(a) be suspended granting the privileges of the Floor and permitting guests in the Assembly Chamber and on the Assembly Floor, in recognition of Korean American Day.

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

ASSEMBLY CONCURRENT RESOLUTION NO. 3 (Choi)—Relative to Korean American Day.

Resolution read.

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

Upon request of Assembly Member Choi, the following Members were permitted 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:

Aguiar-Curry, Bauer-Kahan, Berman, Bigelow, Bloom, Boerner Horvath, Bonta, Brough, Burke, Calderon, Carrillo, Cervantes, Chau, Chen, Chiu, Chu, Cooley, Cooper, Cunningham, Dahle, Daly, Diep, Eggman, Flora, Fong, Frazier, Friedman, Gabriel, Gallagher, Cristina Garcia, Eduardo Garcia, Gipson, Gloria, Gonzalez, Gray, Grayson, Irwin, Jones-Sawyer, Kalra, Kamlager-Dove, Kiley, Lackey, Levine, Limón, Low, Maienschein, Mayes, McCarty, Medina, Melendez, Mullin, Muratsuchi, Obernolte, O'Donnell, Patterson, Petrie-Norris, Quirk, Ramos, Rendon, Reyes, Robert Rivas, Rodriguez, Blanca Rubio, Santiago, Smith, Mark Stone, Ting, Voepel, Waldron, Weber, Wicks, and Wood.

Request for Unanimous Consent

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

Consideration of Assembly Concurrent Resolution No. 3, as Revised

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

Resolution read, as revised, and adopted.

Resolution ordered reprinted and transmitted to the Senate.

RECESS

By unanimous consent, at 2:04 p.m., Speaker pro Tempore Mullin declared the Assembly recessed to permit the introduction of special guests.

In conjunction with Assembly Concurrent Resolution No. 3 relative to Korean American Day, Assembly Member Choi welcomed Jimin Kim, Deputy Consul General of the Republic of Korea in San Francisco in the rear of the Chamber. Assembly Member Choi welcomed several other members of the Korean American Community and various Korean American organizations including: Inland Korean American Association; San Francisco Korean American Foundation; Sacramento Korean American Foundation; Korean American Foundation; Korean American Community Center San Francisco; Association of the Republic of Korea Army United States West Chapter; and National Unification Advisory Council of San Francisco.

RECONVENED

At 2:06 p.m., the Assembly reconvened.
Speaker pro Tempore of the Assembly, Kevin Mullin, 22nd District, presiding.

ASSEMBLY RULE 56 SUSPENDED BY UNANIMOUS CONSENT

Assembly Member Calderon was granted unanimous consent that Assembly Rule 56 be suspended to permit the Committee on Judiciary to notice hearing of House Resolution No. 6, pending referral to the committee.

ADJOURN IN MEMORY

Assembly Members Cooley, Weber, and Gipson were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Aubry Stone of Sacramento.
(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Speaker Rendon and Assembly Member O'Donnell were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of David Arian of San Pedro.
(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Members McCarty and Daly were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Manuel U. Garcia of Santa Ana.
(Assembly Rule 45.5 suspended.)

SPECIAL GUESTS

Assembly Member McCarty, of the 7th Assembly District, introduced family members of the late Manuel U. Garcia: his daughter Leticia Garcia, and his son David Garcia.

ADJOURN IN MEMORY

Assembly Member Aguiar-Curry was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Officer Natalie Corona, Davis Police Department, resident of Arbuckle.
(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Speaker Rendon and Assembly Member Bloom were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of the victims of the Woolsey wildfire in the communities of Agoura Hills, Malibu, and Oak Park.

On behalf of Assembly Member Bloom
of the 50th Assembly District,
out of respect to the memory of the
victim from the community of Agoura Hills:

Alfred De Ciutiis

Out of respect to the memory of the
victim from the community of Malibu:

Shoushan Baklayan

Out of respect to the memory of the
victim from the community of Oak Park:

Anthony Noubar Baklayan

(Assembly Rule 45.5 suspended.)

MOMENT OF SILENCE OBSERVED

At the request of Speaker Rendon and Assembly Member Bloom, Speaker pro Tempore Mullin was joined by the Members of the Assembly in observing a moment of silence to honor the memory of all of the victims of the Woolsey wildfire from the communities of Agoura Hills, Malibu, and Oak Park.

SPECIAL RECOGNITION

The Members of the Assembly joined Speaker pro Tempore Mullin in extending best wishes to Assembly Member Jones-Sawyer upon the occasion of his birthday.

ANNOUNCEMENTS

Speaker pro Tempore Mullin announced the following session schedule:

Tuesday, January 15, 2019, Check-in Session, 7 a.m.–3 p.m.;
Wednesday, January 16, 2019, Check-in Session, 7 a.m.–3 p.m.;
Thursday, January 17, 2019, Check-in Session, 7 a.m.–3 p.m.;
Friday, January 18, 2019, Floor Session, 9 a.m.

MOTION TO ADJOURN

At 2:39 p.m., Assembly Member Calderon moved that the Assembly do now adjourn.

Assembly Member Waldron seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 2:39 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. 200—Patterson. An act to amend Sections 1400, 1410, and 1455 of the Military and Veterans Code, relating to veterans cemeteries.

ASSEMBLY BILL NO. 201—Cervantes. An act relating to the Political Reform Act of 1974.

ASSEMBLY BILL NO. 202—Mathis. An act to amend Section 2089.26 of the Fish and Game Code, relating to endangered species.

ASSEMBLY BILL NO. 203—Salas (Coauthor: Medina). An act to add Section 6709 to the Labor Code, relating to occupational safety and health.

ASSEMBLY BILL NO. 204—Wood. An act to amend Sections 127345, 127350, and 127360 of, and to add Section 127346 to, the Health and Safety Code, relating to hospitals.

ASSEMBLY BILL NO. 205—Daly. An act to amend Section 23006 of the Business and Professions Code, relating to alcoholic beverages.

ASSEMBLY BILL NO. 206—Chiu (Coauthors: Bonta, Limón, and Quirk). An act to add Section 3494.5 to the Civil Code, relating to public nuisance.

ASSEMBLY BILL NO. 207—Daly. An act to amend Section 1633 of the Insurance Code, relating to insurance.

ASSEMBLY BILL NO. 208—Cristina Garcia. An act to amend Section 19817 of the Business and Professions Code, relating to gambling.

ASSEMBLY BILL NO. 209—Limón. An act to add Chapter 1.26 (commencing with Section 5090.75) to Division 5 of the Public Resources Code, relating to parks.

ASSEMBLY BILL NO. 210—Voepel. An act to amend Section 44011 of the Health and Safety Code, relating to vehicular air pollution.

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 13—Chu (Coauthor: Muratsuchi). Relative to Fred Korematsu Day of Civil Liberties and the Constitution.

ASSEMBLY CONCURRENT RESOLUTION NO. 14—Limón. Relative to Dual Enrollment Week.

HOUSE RESOLUTION NO. 7—Reyes and Waldron (Principal coauthors: Bonta and Patterson). Relative to Human Trafficking Awareness Month.

INTRODUCTION OF GUESTS

Assembly Member Gonzalez, of the 80th Assembly District, introduced graduate students from the University of San Diego School of Leadership and Education Sciences, and their instructor and former Member of the Assembly, Hon. Howard Wayne.

Assembly Member Chiu, of the 17th Assembly District, introduced Hon. Malia Cohen, Member of the Board of Equalization from the 2nd District and former President of the San Francisco Board of Supervisors.

Speaker pro Tempore Mullin, of the 22nd Assembly District, introduced Hon. Ted Gaines, Member of the Board of Equalization from the 1st District and former Member of the Assembly, and former State Senator.

ADJOURNMENT

At 2:39 p.m., pursuant to the motion by Assembly Member Calderon, the Assembly adjourned until 7 a.m., Tuesday, January 15, 2019, out of respect to the memory of Aubry Stone on motion of Assembly Members Cooley, Weber, and Gipson; out of respect to the memory of David Arian on motion of Speaker Rendon and Assembly Member O'Donnell; out of respect to the memory of Manuel U. Garcia on motion of Assembly Members McCarty and Daly; out of respect to the memory of Officer Natalie Corona, Davis Police Department, on motion of Assembly Member Aguiar-Curry; and out of respect to the memory of Alfred De Ciutiis, Shoushan Baklayan, and Anthony Noubar Baklayan on motion of Speaker Rendon and Assembly Member Bloom.

ANTHONY RENDON, Speaker

TAMMY WEIS, Index Clerk

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