

CALIFORNIA LEGISLATURE
2017–18 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, January 17, 2017

NINTH SESSION DAY

FORTY-FOURTH 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 17, 2017

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.
Assistant Clerk David A. Bowman reading.

ROLLCALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Calderon moved a quorum call of the Assembly.
Motion carried. Time, 1:02 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 1:09 p.m., Speaker pro Tempore Mullin declared a quorum of the
Assembly present.

The rollcall was completed, and the following answered to their
names—71:

Acosta	Cooley	Harper	Obernolte
Aguiar-Curry	Cooper	Holden	O'Donnell
Arambula	Cunningham	Irwin	Quirk
Baker	Dababneh	Jones-Sawyer	Quirk-Silva
Berman	Dahle	Kalra	Reyes
Bigelow	Daly	Kiley	Rodriguez
Bloom	Eggman	Lackey	Rubio
Bocanegra	Flora	Levine	Salas
Bonta	Frazier	Limón	Santiago
Burke	Friedman	Low	Steinorth
Caballero	Gallagher	Maienschein	Stone
Calderon	Garcia, C.	Mathis	Thurmond
Cervantes	Garcia, E.	Mayes	Voepel
Chau	Gipson	Medina	Waldron
Chávez	Gloria	Melendez	Weber
Chen	Gomez	Mullin	Wood
Choi	Gonzalez Fletcher	Muratsuchi	Mr. Speaker
Chu	Grayson	Nazarian	

PRAYER

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

In opening our gathering today, let us close our eyes in a moment of reflection.

When I had just turned 15, Dr. King led the march in Washington. But what he said that day has continued to echo loudly in the hearts and minds of all those with the courage to hear. As a college student in the late 60s, I consider myself fortunate to have been a part of a generation that was able to hear what might be considered a revolutionary call for nothing more than human decency. And although Dr. King was taken from us in April of 1968, we must continue to share his wonderful dream.

As we remember a man who championed the rights of all people and embraced diversity, we remember his dream—and we celebrate our shared humanity.

Today, let us gather in gratitude, for a man who held high the banner of human dignity.

In remembering Dr. King, we must all continue to try to have the courage to “dream.” As he said that day in Washington in August of 1963, “. . . all life is interrelated. All humanity is involved in a single process, and all men are brothers. To the degree that I harm my brother, no matter what he is doing to me, to that extent I am harming myself.”

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

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Mullin, Assembly Member Bigelow 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 Quirk-Silva, 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 Members Chiu, Gray, and Ting.

On personal business, and waiving per diem: Assembly Members Travis Allen, Brough, and Fong.

Because of illness: Assembly Members McCarty, Patterson, and Ridley-Thomas.

EXPLANATIONS OF ABSENCE

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

January 5, 2017

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

Dear Speaker Rendon: I write to request permission to be excused from Floor Session on Tuesday, January 17, 2017, on legislative business. I have a civic event of great importance in my district and would like to attend. Thank you for your assistance in this matter. If you have questions or need more information, please contact Lourdes Machado at (916) 319-2017.

Sincerely,

DAVID CHIU, Assembly Member
Seventeenth District

January 11, 2017

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

Dear Speaker Rendon: This letter is to request your approval for an excused absence from Floor Session on Tuesday, January 17, 2017, for legislative business. I have been invited to attend/speak at the Warriors Groundbreaking Ceremony. Thank you in advance for your kind consideration of this request. If you have any questions, please do not hesitate to contact my assistant, Geny Baldini, at (916) 319-2019.

Sincerely,

ADAM GRAY, Assembly Member
Twenty-first District

January 5, 2017

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

Dear Speaker Rendon: This letter is to request your approval for an excused absence from Floor Session on Tuesday, January 17, 2017, for legislative business. I have been invited to attend/speak at the Warriors Groundbreaking Ceremony; then plan to have several meetings in my district office. Thank you in advance for your kind consideration of this request. If you have any questions, please do not hesitate to contact my assistant, Lysa Markey, at (916) 319-2019.

Sincerely,

PHILIP Y. TING, Assembly Member
Nineteenth District

COMMUNICATIONS

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

January 12, 2017

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

RE: Reappointment of Pedro Nava to
Milton Marks “Little Hoover” Commission on
California State Government Organization and Economy

Dear Mr. Wilson: Please be advised that I have reappointed Mr. Pedro Nava to the Milton Marks “Little Hoover” Commission on California State Government Organization and Economy. This is a term appointment starting January 12, 2017, and the expiration date is January 1, 2021.

Sincerely,

ANTHONY RENDON
Speaker of the Assembly

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

Assembly Member Chu 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.

RECESS

By unanimous consent, at 1:16 p.m., Speaker pro Tempore Mullin declared the Assembly recessed to permit the introduction of a special guest.

Assembly Member Chu introduced the Honorable Shin Chae Hyun, Consul General of the Republic of Korea.

Assembly Member Choi joined Assembly Member Chu in welcoming the Consul General to the Assembly.

RECONVENED

At 1:18 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**

HOUSE RESOLUTION NO. 5 (Burke)—Relative to Planned Parenthood.
Resolution read.

**Members Made Coauthors of
House Resolution No. 5**

Upon request of Assembly Member Burke, the following Members were permitted to be listed as additional coauthors of House Resolution No. 5.

Additional Coauthors

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

Aguiar-Curry, Arambula, Berman, Bloom, Bocanegra, Bonta, Caballero, Calderon, Cervantes, Chau, Chu, Cooley, Cooper, Dababneh, Daly, Eggman, Frazier, Friedman, Eduardo Garcia, Gipson, Gloria, Gomez, Gonzalez Fletcher, Grayson, Holden, Irwin, Jones-Sawyer, Kalra, Levine, Limón, Low, Medina, Mullin, Muratsuchi, Nazarian, O'Donnell, Quirk, Quirk-Silva, Rendon, Reyes, Rodriguez, Rubio, Santiago, Mark Stone, Thurmond, Weber, and Wood.

Request for Unanimous Consent

Assembly Member Burke was granted unanimous consent to take up House Resolution No. 5, as revised, without reference to print or file, and that the same be considered engrossed.

Consideration of House Resolution No. 5, as Revised

HOUSE RESOLUTION NO. 5—Relative to Planned Parenthood.

Resolution read, as revised, and adopted by the following vote:

AYES—52

Aguiar-Curry	Cooley	Grayson	O'Donnell
Arambula	Cooper	Holden	Quirk
Baker	Dababneh	Irwin	Quirk-Silva
Berman	Daly	Jones-Sawyer	Reyes
Bloom	Eggman	Kalra	Rodriguez
Bocanegra	Frazier	Levine	Rubio
Bonta	Friedman	Limón	Salas
Burke	Garcia, C.	Low	Santiago
Caballero	Garcia, E.	Maienschein	Stone
Calderon	Gipson	Medina	Thurmond
Cervantes	Gloria	Mullin	Weber
Chau	Gomez	Muratsuchi	Wood
Chu	Gonzalez Fletcher	Nazarian	Mr. Speaker

NOES—17

Acosta	Flora	Mathis	Voepel
Chen	Gallagher	Mayes	Waldron
Choi	Harper	Melendez	
Cunningham	Kiley	Oberholte	
Dahle	Lackey	Steinorth	

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

Assembly Members Burke and Cristina Garcia were 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.

RECESS

By unanimous consent, at 1:43 p.m., Speaker pro Tempore Mullin declared the Assembly recessed to permit the introduction of special guests.

In conjunction with House Resolution No. 5 relative to Planned Parenthood, Assembly Member Burke introduced actress Sasha Alexander.

Assembly Member Cristina Garcia introduced actress, writer, and director Lena Dunham; and actor, writer, and producer Wilson Cruz.

RECONVENED

At 1:49 p.m., the Assembly reconvened.

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

ADJOURN IN MEMORY

Assembly Member Baker was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of James Albert Lane of Danville.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Gonzalez Fletcher was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Ramon “Chunky” Sanchez of San Diego.

(Assembly Rule 45.5 suspended.)

ANNOUNCEMENTS

Speaker pro Tempore Mullin announced the following session schedule:

Wednesday, January 18, 2017, Check-in Session, 7 a.m.–3 p.m.;

Thursday, January 19, 2017, Floor Session, 9 a.m.;

Friday, January 20, 2017, No session.

ADJOURN IN MEMORY

Assembly Member Gonzalez Fletcher was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Pablo Nuñez and Rebecca Romero of San Diego.

MOTION TO ADJOURN

At 1:56 p.m., Assembly Member Gipson moved that the Assembly do now adjourn.

Assembly Member Waldron seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 1:56 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. 167—Lackey (Coauthors: Cristina Garcia and Waldron) (Coauthor: Senator Hertzberg). An act to amend Section 11265 of the Welfare and Institutions Code, relating to public social services.

ASSEMBLY BILL NO. 168—Eggman. An act to add Section 432.3 to the Labor Code, relating to employers.

ASSEMBLY BILL NO. 169—O'Donnell. An act to add Section 33333.5 to the Education Code, relating to teachers.

ASSEMBLY BILL NO. 170—O'Donnell. An act to amend Sections 44225 and 44259 of the Education Code, relating to teacher credentialing.

ASSEMBLY BILL NO. 171—Lackey. An act to amend Section 19353 of the Business and Professions Code, relating to cannabis.

ASSEMBLY BILL NO. 172—Chávez. An act to amend Section 68074 of the Education Code, relating to public postsecondary education.

ASSEMBLY BILL NO. 173—Jones-Sawyer. An act to add Article 6 (commencing with Section 32296) to Chapter 2.5 of Part 19 of Division 1 of Title 1 of the Education Code, relating to school safety.

ASSEMBLY BILL NO. 174—Bigelow (Coauthors: Aguiar-Curry, Caballero, Dahle, Gallagher, Mathis, and Wood). An act to amend Section 14502 of the Government Code, relating to transportation..

ASSEMBLY BILL NO. 175—Chau. An act to add Section 26121 to the Business and Professions Code, relating to marijuana.

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 11—Baker and Cristina Garcia (Coauthors: Aguiar-Curry, Burke, Caballero, Cervantes, Eggman, Friedman, Gonzalez Fletcher, Irwin, Limón, Melendez, Quirk-Silva, Reyes, Rubio, Waldron, and Weber). Relative to Cervical Cancer Screening and Awareness Month.

HOUSE RESOLUTION NO. 7—Thurmond. Relative to Electrical Workers Unions.

**AUTHOR'S AMENDMENTS
Committee on Rules**

January 17, 2017

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

Assembly Concurrent Resolution No. 6

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

COOLEY, Chair

ASSEMBLY CONCURRENT RESOLUTION NO. 6—Relative to Black History Month.

Resolution read.

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

MESSAGES FROM THE SENATE

Senate Chamber, January 17, 2017

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

Assembly Concurrent Resolution No. 5

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

Above resolution ordered enrolled.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Gipson, the Assembly adjourned until 7 a.m., Wednesday, January 18 , 2017, out of respect to the memory of James Albert Lane on motion of Assembly Member Baker; and out of respect to the memory of Ramon “Chunky” Sanchez, Pablo Nuñez, and Rebecca Romero on motion of Assembly Member Gonzalez Fletcher.

ANTHONY RENDON, Speaker

AMY LEACH, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JANUARY 17, 2017**

The following measure was amended in the Assembly on this day:

ACR RN

6 1703393

Daily Total: 1

Cumulative Total: 3

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