

CALIFORNIA LEGISLATURE
2019–20 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Friday, January 18, 2019

TENTH SESSION DAY

FORTY-SEVENTH 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
Friday, January 18, 2019

The Assembly met at 9 a.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 Waldron moved a quorum call of the Assembly. Motion carried. Time, 9:03 a.m.

The Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

Quorum Present

At 9:09 a.m., Speaker pro Tempore Mullin declared a quorum of the Assembly present.

The rollcall was completed, and the following answered to their names—73:

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

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.

Six months ago, in August, Natalie Corona's father, Merced, a veteran who served 26 years as a Colusa County Deputy Sheriff, proudly pinned a badge on his daughter, making her an officer with the Davis Police Department.

This morning, at 11 a.m., thousands are expected to join her family, in mourning her loss at the UC Davis Activities Center. One week ago, yesterday, Officer Natalie Corona, age 22, was gunned down, while helping drivers sort out a three-car accident. I felt devastated and my heart ached. How much more so her family, her friends, and her fellow officers.

I think we've all quietly wondered, again and again, "Why?" But we know there is no explanation that could be of any comfort to those who knew and loved her.

There are moments when I find myself wondering, "Is there really hope for humanity?" I wonder, "Are we, as a species, by nature so senselessly destructive and lacking in empathy?"

But in reflection, I remember again the goodness I've felt in people I've met around the world. I remember again the kindness of strangers we've experienced wherever we have travelled. I remember again the love of family and friends that has nurtured me throughout my life.

Officer Corona's young life, full of hope and purpose, was taken by a man who had lost his sense of humanity. In an act of self-righteous arrogance, caring only about what he wanted to do, without regard for others, he took Officer Corona's life.

Although in life, we will have our moments of despair, we must never stop believing in the goodness of humanity, in the goodness of people who especially serve to protect the lives of each and every one of us. Let us open our Floor Session today with loving gratitude for all who dedicate themselves to making our world a better place, especially Officer Natalie Corona and her family.

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

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Mullin, Assembly Member Frazier 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 Diep.

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 Chen, Gray, Irwin, Nazarian, and Quirk-Silva.

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

Because of illness in his family: Assembly Member Quirk.

EXPLANATIONS OF ABSENCE

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

December 18, 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 Floor Session on Friday, January 18, 2019, for legislative business. I will be attending an NCSL Executive Committee Task Force on Cybersecurity meeting in New Orleans, Louisiana. Thank you for your consideration of this request. If you have any questions, please feel free to contact Patrice Broussard at (916) 319-2044.

Sincerely,

JACQUI IRWIN, Assembly Member
Forty-fourth District

January 17, 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, Friday, January 18, 2019, so I may attend a picket and rally in support of the United Teachers of Los Angeles in regards to the Los Angeles Unified School District strike. Please contact Brook Yarnell at (916) 319-2046 with any questions.

Sincerely,

ADRIN NAZARIAN, Assembly Member
Forty-sixth District

November 29, 2018

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

Dear Speaker Rendon: I respectfully request to be excused from Assembly Floor Session on Friday, January 18, 2019, due to speaking on a panel at the Faculty Association of California Community Colleges Policy Forum. The Policy Forum will take place from 10:30 a.m. to noon at Cerritos College. Thank you for your consideration of this request. Please contact Jalene Romo in my capitol office at (916) 319-2065 if you have any questions.

Sincerely,

SHARON QUIRK-SILVA, Assembly Member
Sixty-fifth District

(NOTE: For letters explaining the absences of Assembly Members Chen and Gray on this day on legislative business, pursuant to the Assembly Rules, see Assembly Journal for January 17, 2019.)

COMMUNICATIONS

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

January 15, 2019

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

RE: Appointment of Mike Eng to
California Unemployment Insurance Appeals Board

Dear Mr. Wilson: Please be advised that I have appointed Mr. Mike Eng to the California Unemployment Insurance Appeals Board. This is a term appointment starting January 15, 2019, and the expiration date is January 1, 2023. Mr. Eng will be replacing Michael Allen.

Sincerely,

ANTHONY RENDON
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 18, 2019

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

Assembly Concurrent Resolution No. 9

Assembly Concurrent Resolution No. 13

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolutions ordered on file.

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

ASSEMBLY CONCURRENT RESOLUTION NO. 10 (Weber)—Relative to the Reverend Dr. Martin Luther King, Jr.

Resolution read.

Assembly Rule 112 Suspended

Assembly Member Cooley was granted unanimous consent that Assembly Rule 112 be suspended to permit him to read a paper on the Floor of the Assembly.

**Members Made Coauthors of
Assembly Concurrent Resolution No. 10**

Upon request of Assembly Member Weber, the following Members were permitted to be listed as additional coauthors of Assembly Concurrent Resolution No. 10.

Additional Coauthors

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

Arambula, Bauer-Kahan, Berman, Bloom, Boerner Horvath, Bonta, Brough, Calderon, Carrillo, Cervantes, Chau, Chiu, Choi, Chu, Cooley, Cunningham, Dahle, Daly, Diep, Eggman, Flora, Fong, Frazier, Friedman, Gabriel, Gallagher, Cristina Garcia, Eduardo Garcia, Gloria, Gonzalez, Grayson, Kalra, Kiley, Lackey, Levine, Limón, Low, Maienschein, Mathis, Mayes, Medina, Melendez, Mullin, Muratsuchi, Obernolte, O'Donnell, Patterson, Petrie-Norris, Ramos, Rendon, Reyes, Luz Rivas, Robert Rivas, Rodriguez, Blanca Rubio, Salas, Santiago, Smith, Mark Stone, Ting, Voepel, Waldron, Wicks, and Wood.

Request for Unanimous Consent

Assembly Member Weber was granted unanimous consent to take up Assembly Concurrent Resolution No. 10, as revised, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 10, as Revised

ASSEMBLY CONCURRENT RESOLUTION NO. 10—Relative to the Reverend Dr. Martin Luther King, Jr.

Resolution read, as revised, and adopted.

Resolution ordered reprinted and transmitted to the Senate.

ASSEMBLY JOINT RESOLUTION NO. 1 (Daly)—Relative to Vietnamese refugees.

Resolution read.

**Members Made Coauthors of
Assembly Joint Resolution No. 1**

Upon request of Assembly Member Daly, the following Members were permitted to be listed as additional coauthors of Assembly Joint Resolution No. 1.

Additional Coauthors

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

Arambula, Bauer-Kahan, Berman, Bloom, Boerner Horvath, Bonta, Brough, Burke, Calderon, Carrillo, Cervantes, Chau, Choi, Chu, Cooley, Cunningham, Eggman, Frazier, Friedman, Gabriel, Gallagher, Cristina Garcia, Eduardo Garcia, Gipson, Gonzalez, Grayson, Holden, Jones-Sawyer, Kamlager-Dove, Lackey, Levine, Limón, Low, Maienschein, Mathis, Mayes, McCarty, Medina, Melendez, Mullin, Patterson, Ramos, Rendon, Reyes, Luz Rivas, Robert Rivas, Rodriguez, Blanca Rubio, Salas, Santiago, Smith, Mark Stone, Voepel, Waldron, Weber, Wicks, and Wood.

Request for Unanimous Consent

Assembly Member Daly was granted unanimous consent to take up Assembly Joint Resolution No. 1, as revised, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Joint Resolution No. 1, as Revised

ASSEMBLY JOINT RESOLUTION NO. 1—Relative to Vietnamese refugees.

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

AYES—68

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

NOES—None

Resolution ordered reprinted and transmitted to the Senate.

ANNOUNCEMENTS

Speaker pro Tempore Mullin announced the following session schedule:

Monday, January 21, 2019, Holiday in observance of Martin Luther King, Jr. Day;

Tuesday, January 22, 2019, Floor Session, 1 p.m.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 9:57 a.m., without objection, Speaker pro Tempore Mullin declared the quorum call of the Assembly dispensed with.

ADJOURN IN MEMORY

Assembly Members Bloom and Gabriel were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Lawrence “Larry” Weinberg of Beverly Hills.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Medina was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Robert “Bob” John Melsh of Riverside.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Chiu was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Edward “Eamon” Joseph Murphy of San Francisco.

(Assembly Rule 45.5 suspended.)

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following item:

Assembly Joint Resolution No. 1: Obernolte and Santiago—Aye.

MOTION TO ADJOURN

At 10:06 a.m., Assembly Member Chiu moved that the Assembly do now adjourn.

Assembly Member Cooley seconded the motion.

Motion carried.

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 235—Mayes. An act to add Chapter 7 (commencing with Section 8400) to Division 4.1 of the Public Utilities Code, relating to utilities.

ASSEMBLY BILL NO. 236—Eduardo Garcia and O'Donnell (Coauthors: Gallagher and Quirk). An act to amend Sections 56400, 56402, 56406, 56408, and 56410 of, to add Section 56411 to, and to repeal and add Section 56415 of, the Education Code, relating to special education programs.

ASSEMBLY BILL NO. 237—Irwin. An act to amend Section 94875 of the Education Code, relating to private postsecondary education.

ASSEMBLY BILL NO. 238—Santiago. An act to amend Section 11545 of the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 239—Salas. An act to amend Section 78261.5 of the Education Code, relating to community colleges.

ASSEMBLY BILL NO. 240—Irwin. An act to amend Section 1023 of the Military and Veterans Code, relating to veterans' homes.

ASSEMBLY BILL NO. 241—Kamlager-Dove. An act relating to implicit bias.

ASSEMBLY BILL NO. 242—Kamlager-Dove. An act relating to implicit bias.

ASSEMBLY BILL NO. 243—Kamlager-Dove. An act relating to implicit bias.

ASSEMBLY BILL NO. 244—Voepel. An act relating to student financial aid.

The following resolutions were introduced and read the first time:

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 4—Mullin. A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 2 of Article II thereof, relating to elections.

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 5—Quirk-Silva. A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 9 of Article IX thereof, relating to the University of California.

The following resolution was offered:

HOUSE RESOLUTION NO. 8—Voepel. Relative to German American Heritage Day and Month.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

Date of Hearing: January 18, 2019

Mr. Speaker: Your Committee on Judiciary reports:

House Resolution No. 6

With the recommendation: Be adopted.

MARK STONE, Chair

Above resolution ordered to third reading.

MESSAGES FROM THE SENATE

Senate Chamber, January 18, 2019

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

Senate Concurrent Resolution No. 3

Senate Concurrent Resolution No. 5

ERIKA CONTRERAS, Secretary of the Senate

By Bernadette McNulty, Assistant Secretary

FIRST READING OF SENATE BILLS

The following resolutions were read:

SENATE CONCURRENT RESOLUTION NO. 3—Relative to President George H.W. Bush Day.

SENATE CONCURRENT RESOLUTION NO. 5—Relative to the Reverend Dr. Martin Luther King, Jr.

ADJOURNMENT

At 10:06 a.m., pursuant to the motion by Assembly Member Chiu, the Assembly adjourned until 1 p.m., Tuesday, January 22, 2019, out of respect to the memory of Lawrence “Larry” Weinberg on motion of Assembly Members Bloom and Gabriel; out of respect to the memory of Robert “Bob” John Melsh on motion of Assembly Member Medina; and out of respect to the memory of Edward “Eamon” Joseph Murphy on motion of Assembly Member Chiu.

ANTHONY RENDON, Speaker

TAMMY WEIS, Index Clerk

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