

CALIFORNIA LEGISLATURE
2013–14 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, January 21, 2014

ONE HUNDRED THIRTY-EIGHTH SESSION DAY

FOUR HUNDRED FIFTEENTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call 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 21, 2014

The Assembly met at 12 noon.
Hon. Nora Campos, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Reading Clerk Timothy Morland reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Bradford 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 12:06 p.m., Speaker pro Tempore Campos declared a quorum of
the Assembly present.

The roll call was completed, and the following answered to their
names—75:

Achadjian	Dababneh	Hernández	Patterson
Alejo	Dahle	Holden	Perea
Allen	Daly	Jones	Pérez, V. Manuel
Atkins	Dickinson	Jones-Sawyer	Quirk
Bigelow	Donnelly	Levine	Quirk-Silva
Bloom	Eggman	Linder	Rendon
Bocanegra	Fong	Logue	Rodriguez
Bonilla	Fox	Lowenthal	Salas
Bonta	Frazier	Maienschein	Skinner
Bradford	Garcia	Mansoor	Stone
Brown	Gatto	Medina	Ting
Buchanan	Gomez	Melendez	Wagner
Calderon	Gonzalez	Morrell	Waldron
Campos	Gordon	Mullin	Weber
Chau	Gorell	Muratsuchi	Wieckowski
Chávez	Gray	Nazarian	Wilk
Chesbro	Hagman	Nestande	Yamada
Conway	Hall	Olsen	Mr. Speaker
Cooley	Harkey	Pan	

PRAYER

Upon invitation of Speaker pro Tempore Campos, the following prayer was offered by Assembly Member Isadore Hall, III, of the 64th Assembly District:

Lord, Thank You for blessing us this day with health, with hope, and with unity. We thank You for the opportunity to stand before You and the people of this great state in honoring one of our nation's greatest sons, Dr. Martin Luther King, Jr. Thank You, Lord, for our shared history and our shared commitment to protect and defend all Californians.

Lord, I was standing in a family friend's kitchen this weekend, and upon their wall was a faded picture of a modest wedding ceremony from the middle half of the last century. The picture showed the young parents of my close friends standing, not in a grand hall, but in what appeared to be someone's living room. Their faces filled with love, in spite of the unrest and uncertainty of the times they lived in. To the left was the profile of the wedding's officiant, Dr. Martin Luther King, Jr. The picture struck me because it showed a side of Dr. King that few history books will ever record.

Today, we remember Dr. King as a man cast in stone for the ages, a man who started a non-violent revolution that opened the doors of opportunity for millions that had been put down, shut out, and sent away. Yet Dr. King was also a man grounded in the most simple and unifying of emotions—love.

That picture, taken at a time of great unrest for our nation, showed that even in the most trying of times, Dr. King saw great hope in unifying a young couple through the eternal power of love. For that I am thankful, Lord. For that I am grateful, Lord. For that, we stand today and remember, and work to fill our lives with love through these trying times.

In Your name we pray.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Campos, Assembly Member Weber 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 Atkins, seconded by Assembly Member Hagman.

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 Ridley-Thomas and Williams.

Because of illness, per diem waived for the 2013–14 Session (Assembly Journal, page 69): Assembly Member Beth Gaines.

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

Because of illness: Assembly Member Ammiano.

EXPLANATIONS OF ABSENCE

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

January 14, 2014

The Honorable John A. Pérez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Pérez: I write to request permission to be excused from Session on Tuesday, January 21, 2014, due to pressing legislative business in my district. Thank you for your assistance in this matter. If you have questions or need more information, please call my executive assistant, Lourdes Machado, at (916) 319-2054.

Respectfully,
 SEBASTIAN RIDLEY-THOMAS, Assembly Member
 Fifty-fourth District

January 8, 2014

The Honorable John A. Pérez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I respectfully request permission to be excused from Session on Tuesday, January 21, 2014, on legislative business, due to a speaking engagement in the district. Your consideration of this request is greatly appreciated.

Sincerely,
 DAS WILLIAMS, Assembly Member
 Thirty-seventh District

COMMUNICATIONS

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

January 14, 2014

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

RE: Appointment of George Wiley to California Earthquake Insurance Authority Governing Board and Advisory Panel

Dear Mr. Wilson: Please be advised I have appointed Mr. George Wiley to the California Earthquake Insurance Authority Governing Board and Advisory Panel. This is a pleasure appointment starting January 14, 2014.

Sincerely,
 JOHN A. PÉREZ
 Speaker of the Assembly

January 13, 2014

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

RE: Reappointment of Sarjeet Gill to
Scientific Review Panel on Toxic Air Contaminants

Dear Mr. Wilson: Please be advised I have reappointed Dr. Sarjeet Gill to the Scientific Review Panel on Toxic Air Contaminants. This is a term appointment starting January 13, 2014, and the expiration date is January 1, 2017.

Sincerely,

JOHN A. PÉREZ
Speaker of the Assembly

January 14, 2014

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

RE: Appointment of Sharon Quirk-Silva to
California Interagency Council on Veterans

Dear Mr. Wilson: Please be advised I have appointed Assemblymember Sharon Quirk-Silva to the California Interagency Council on Veterans. This is a pleasure appointment starting January 14, 2014. Assemblymember Quirk-Silva will be replacing Assemblymember Muratsuchi.

Sincerely,

JOHN A. PÉREZ
Speaker of the Assembly

January 13, 2014

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

RE: Appointment of Rigoberto Reyes to Consumer Motor Vehicle
Recovery Corporation, Board of Directors

Dear Mr. Wilson: Please be advised I have appointed Mr. Rigoberto Reyes to the Consumer Motor Vehicle Recovery Corporation, Board of Directors. This is a term appointment starting January 13, 2014, and the expiration date is January 1, 2016.

Sincerely,

JOHN A. PÉREZ
Speaker of the Assembly

January 13, 2014

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

RE: Appointment of Hang Le To to
Professional Fiduciaries Advisory Committee

Dear Mr. Wilson: Please be advised I have appointed Ms. Hang Le To to the Professional Fiduciaries Advisory Committee. This is a term appointment starting January 13, 2014, and the expiration date is January 1, 2015.

Sincerely,

JOHN A. PÉREZ
Speaker of the Assembly

January 13, 2014

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

RE: Appointment of Jeffrey Ferro to
California Board of Occupational Therapy

Dear Mr. Wilson: Please be advised I have appointed Mr. Jeffrey Ferro to the California Board of Occupational Therapy. This is a term appointment starting January 13, 2014, and the expiration date is December 31, 2016.

Sincerely,

JOHN A. PÉREZ
Speaker of the Assembly

SPECIAL COMMITTEE MEETINGS

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

Higher Education, on Tuesday April 1, 2014;

Water, Parks and Wildlife, on Friday, March 14, 2014, in Monterey Park.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 21, 2014

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

Assembly Bill No. 1234

Assembly Bill No. 1356

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

Assembly Chamber, January 21, 2014

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

Assembly Bill No. 876

Assembly Bill No. 1102

Assembly Bill No. 919

Assembly Bill No. 1104

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

ASSEMBLY RULE 118 SUSPENDED—PRIVILEGES OF THE FLOOR

Assembly Member Jones-Sawyer was granted unanimous consent that Assembly Rule 118 be suspended granting the privileges of the Floor and permitting guests in the Assembly Chamber, in recognition of Martin Luther King, Jr. Day.

JOINT RULE 62(a) SUSPENDED BY UNANIMOUS CONSENT

Assembly Member Atkins was granted unanimous consent that Joint Rule 62(a) be suspended to permit the Committee on Appropriations to hear Assembly Bill No. 585 on Thursday, January 23, 2014, upon adjournment of Floor Session, in Room 4202.

**NOTICE OF INTENTION TO REMOVE BILLS
FROM INACTIVE FILE**

Pursuant to Assembly Rule 78, Assembly Member Wieckowski announced his intention to request that Assembly Bill No. 802 be removed from the inactive file.

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

SENATE CONCURRENT RESOLUTION NO. 73 (Mitchell)—Relative to Martin Luther King, Jr. Day.

Resolution presented by Assembly Member Jones-Sawyer.

Resolution read.

Assembly Rule 112 Suspended

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

Request for Use of Visual Aids

Assembly Member John A. Pérez was granted unanimous consent to use visual aids on the Floor.

**Members Made Coauthors of
Senate Concurrent Resolution No. 73**

Assembly Member Jones-Sawyer was granted unanimous consent to suspend the Rules to permit Members to be listed as additional coauthors of Senate Concurrent Resolution No. 73.

Additional Coauthors

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

Achadjian, Alejo, Allen, Atkins, Bigelow, Bloom, Bocanegra, Bonilla, Bonta, Bradford, Brown, Buchanan, Ian Calderon, Campos, Chau, Chávez, Chesbro, Conway, Cooley, Dababneh, Dahle, Daly, Dickinson, Donnelly, Eggman, Fong, Fox, Frazier, Garcia, Gatto, Gomez, Gonzalez, Gordon, Gorell, Gray, Hagman, Hall, Harkey, Roger Hernández, Holden, Jones, Jones-Sawyer, Levine, Linder, Logue, Lowenthal, Maienschein, Mansoor, Medina, Melendez, Morrell, Mullin, Muratsuchi, Nazarian, Nestande, Olsen, Pan, Patterson, Perea, John A. Pérez, V. Manuel Pérez, Quirk, Quirk-Silva, Rendon, Rodriguez, Salas, Skinner, Stone, Ting, Wagner, Waldron, Weber, Wieckowski, Wilk, and Yamada.

Request for Unanimous Consent

Assembly Member Jones-Sawyer was granted unanimous consent to take up Senate Concurrent Resolution No. 73, as amended, without reference to print or file.

Consideration of Senate Concurrent Resolution No. 73, as Amended
SENATE CONCURRENT RESOLUTION NO. 73—Relative to Martin Luther King, Jr. Day.

Resolution read, as amended, and adopted.

Resolution ordered reprinted and transmitted to the Senate.

**ASSEMBLY BILLS RETURNED TO SECOND READING FILE
 PURSUANT TO THE RULES**

Pursuant to the Assembly Rules, the following Assembly bills were this day on the second reading file:

Assembly Bill No. 1356, ordered to third reading.

Assembly Bill No. 1234, ordered to the Consent Calendar.

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 585—An act to add Section 713 to the Military and Veterans Code, relating to veterans.

Bill read second time; amendments proposed by the Committee on Veterans Affairs read and adopted; bill ordered reprinted and to be re-referred to the Committee on Appropriations.

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 674 (Quirk-Silva)—An act to amend Section 18000 of the Business and Professions Code, relating to small business regulations.

Bill read third time, and passed by the following vote:

AYES—75

Achadjian	Dababneh	Hernández	Patterson
Alejo	Dahle	Holden	Perea
Allen	Daly	Jones	Pérez, V.M.
Atkins	Dickinson	Jones-Sawyer	Quirk
Bigelow	Donnelly	Levine	Quirk-Silva
Bloom	Eggman	Linder	Rendon
Bocanegra	Fong	Logue	Rodriguez
Bonilla	Fox	Lowenthal	Salas
Bonta	Frazier	Maienschein	Skinner
Bradford	Garcia	Mansoor	Stone
Brown	Gatto	Medina	Ting
Buchanan	Gomez	Melendez	Wagner
Calderon	Gonzalez	Morrell	Waldron
Campos	Gordon	Mullin	Weber
Chau	Gorell	Muratsuchi	Wieckowski
Chávez	Gray	Nazarian	Wilk
Chesbro	Hagman	Nestande	Yamada
Conway	Hall	Olsen	Mr. Speaker
Cooley	Harkey	Pan	

NOES—None

Bill ordered transmitted to the Senate.

CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the Consent Calendar.

Consent Calendar—Assembly Bills

ASSEMBLY BILL NO. 414 (Fox)—An act to add Section 4326 to the Family Code, relating to spousal support.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day’s
Consent Calendar roll call.)*

ASSEMBLY BILL NO. 579 (Melendez)—An act to amend Section 1170 of the Penal Code, relating to mandatory supervision, and declaring the urgency thereof, to take effect immediately.

Bill read third time, urgency clause adopted, bill passed, and ordered transmitted to the Senate.

*(For the vote on the above bill and urgency clause, see this day’s
Consent Calendar roll call.)*

ASSEMBLY BILL NO. 745 (Levine)—An act to amend Section 5549 of the Public Resources Code, relating to parks.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day’s
Consent Calendar roll call.)*

Consent Calendar Roll Call

The roll was called, and the above bills on the Consent Calendar passed, and any urgency clauses to the bills adopted, by the following vote:

AYES—75

Achadjian	Dababneh	Hernández	Patterson
Alejo	Dahle	Holden	Perea
Allen	Daly	Jones	Pérez, V.M.
Atkins	Dickinson	Jones-Sawyer	Quirk
Bigelow	Donnelly	Levine	Quirk-Silva
Bloom	Eggman	Linder	Rendon
Bocanegra	Fong	Logue	Rodriguez
Bonilla	Fox	Lowenthal	Salas
Bonta	Frazier	Maienschein	Skinner
Bradford	Garcia	Mansoor	Stone
Brown	Gatto	Medina	Ting
Buchanan	Gomez	Melendez	Wagner
Calderon	Gonzalez	Morrell	Waldron
Campos	Gordon	Mullin	Weber
Chau	Gorell	Muratsuchi	Wieckowski
Chávez	Gray	Nazarian	Wilk
Chesbro	Hagman	Nestande	Yamada
Conway	Hall	Olsen	Mr. Speaker
Cooley	Harkey	Pan	

NOES—None

ADJOURN IN MEMORY

Assembly Member Roger Hernández was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Alice Contreras Baca of Baldwin Park.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Members Nazarian and Dababneh were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Arthur Harold Hirshberg of Los Angeles.

(Assembly Rule 45.5 suspended.)

ANNOUNCEMENTS

Speaker pro Tempore Campos announced the following session schedule:

Wednesday, January 22, 2014, Floor Session, 8:45 a.m., for the Governor's State of the State Address;

Thursday, January 23, 2014, Floor Session, 9 a.m.;

Friday, January 24, 2014, No session;

Monday, January 27, 2014, Floor Session, 12 noon;

Tuesday, January 28, 2014, Floor Session, 9 a.m.;

Wednesday, January 29, 2014, Floor Session, 9 a.m.;

Thursday, January 30, 2014, Floor Session, 9 a.m.;

Friday, January 31, 2014, Floor Session, 9 a.m.

ADJOURN IN MEMORY

Assembly Member Conway was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Hon. Elisabeth Krant-Latronico, former Tulare County Superior Court Judge, resident of Exeter.

Assembly Member Gordon was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Leonard Herzenberg of Stanford.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items (shown in sequential order):

Assembly Bill No. 674: Gray and Wieckowski—Aye.

Consent Calendar: Gray—Aye.

MOTION TO ADJOURN

At 1:08 p.m., Assembly Member Atkins moved that the Assembly do now adjourn.

Assembly Member Conway seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 1:08 p.m., Speaker pro Tempore Campos 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. 1531—Chau. An act to amend Sections 47604 and 47605 of the Education Code, relating to charter schools.

ASSEMBLY BILL NO. 1532—Gatto. An act to add Section 20002.5 the Vehicle Code, relating to accidents.

ASSEMBLY BILL NO. 1533—Waldron. An act to amend Sections 12301.6 and 12305.86 of the Welfare and Institutions Code, relating to public social services.

ASSEMBLY BILL NO. 1534—Linder. An act to add Division 11 (commencing with Section 19900) to the Welfare and Institutions Code, relating to social services, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 1535—Bloom. An act to add Section 4052.01 to the Business and Professions Code, relating to pharmacists.

ASSEMBLY BILL NO. 1536—Olsen (Coauthors: Bigelow, Conway, Mansoor, Melendez, Morrell, Patterson, Wagner, Waldron, and Wilk) (Coauthor: Senator Huff). An act to amend Sections 3610 and 3611 of, to amend the heading of Chapter 3 (commencing with Section 3610) of Division 4.5 of Title 1 of, to repeal Section 3616 of, and to repeal and add Sections 3612, 3613, 3614, and 3615 of, the Government Code, relating to public transportation employees.

AUTHOR’S AMENDMENTS

Committee on Business, Professions and Consumer Protection

January 21, 2014

Mr. Speaker: The Chair of your Committee on Business, Professions and Consumer Protection reports:

Senate Bill No. 263

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

BONILLA, Chair

SENATE BILL NO. 263—An act to amend Section 7028 of the Business and Professions Code, relating to contractors.

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.

REPORTS OF STANDING COMMITTEES

Committee on Transportation

January 21, 2014

Mr. Speaker: Your Committee on Transportation reports the following bills pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 281
Assembly Bill No. 842

LOWENTHAL, Chair

Above bills ordered filed with the Chief Clerk.

Committee on Revenue and Taxation

January 21, 2014

Mr. Speaker: Your Committee on Revenue and Taxation reports the following bills pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 132
Assembly Bill No. 943

BOCANEGRA, Chair

Above bills ordered filed with the Chief Clerk.

Committee on Business, Professions and Consumer Protection

Date of Hearing: January 21, 2014

Mr. Speaker: Your Committee on Business, Professions and Consumer Protection reports:

Assembly Bill No. 1147

With the recommendation: Do pass.

BONILLA, Chair

Above bill ordered to second reading.

Committee on Jobs, Economic Development, and the Economy

Date of Hearing: January 15, 2014

Mr. Speaker: Your Committee on Jobs, Economic Development, and the Economy reports:

Assembly Bill No. 690

With amendments with the recommendation: Amend, and do pass as amended.

MEDINA, Chair

Above bill ordered to second reading.

MESSAGES FROM THE SENATE

Senate Chamber, January 21, 2014

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

Senate Bill No. 434

Senate Bill No. 469

Senate Bill No. 803

GREGORY P. SCHMIDT, Secretary of the Senate
By Bernadette McNulty, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bills were read the first time:

SENATE BILL NO. 434—An act to amend Section 854.5 of the Public Utilities Code, relating to the Public Utilities Commission.

SENATE BILL NO. 469—An act to amend Section 35110 of, and to add Section 35405 to, the Vehicle Code, relating to vehicles.

SENATE BILL NO. 803—An act to amend Section 24011 of the Government Code, relating to local government.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Atkins, the Assembly adjourned until 8:45 a.m., Wednesday, January 22, 2014, out of respect to the memory of Alice Contreras Baca on motion of Assembly Member Roger Hernández; out of respect to the memory of Arthur Harold Hirshberg on motion of Assembly Members Nazarian and Dababneh; out of respect to the memory of Hon. Elisabeth Krant-Latronico on motion of Assembly Member Conway; and out of respect to the memory of Leonard Herzenberg on motion of Assembly Member Gordon.

JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JANUARY 21, 2014**

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

AB	RN
585	1400921

SB	RN
263	1400134

Daily Total:	2
Cumulative Total:	2646

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