

CALIFORNIA LEGISLATURE
2019–20 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, January 21, 2020

ONE HUNDRED THIRTY-SEVENTH SESSION DAY

FOUR HUNDRED FIFTEENTH 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.

(Please direct any inquiries and report any omissions or errors to Minute Clerk: Phone 916-319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, January 21, 2020

The Assembly met at 1 p.m.
Hon. Rebecca Bauer-Kahan, Assistant Speaker pro Tempore of the Assembly, presiding.
Chief Clerk Sue Parker at the Desk.
Principal Clerk David A. Bowman reading.

ROLLCALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Luz Rivas moved a quorum call of the Assembly.
Motion carried. Time, 1:03 p.m.
The Assistant Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

Quorum Present

At 1:22 p.m., Assistant Speaker pro Tempore Bauer-Kahan declared a quorum of the Assembly present.

The rollcall was completed, and the following answered to their names—72:

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

PRAYER

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

Please join me in a moment of reflection.

Every single day, each of us, our lives are creating ripples that touch and impact the lives of others. We create ripples with every word spoken, with every decision we make and every action that we take. But ripples affecting others are also created by what we do not do and what we do not say; for even our inaction is an action and even our silence will ripple and have consequences.

As Reverend Doctor Martin Luther King would say,

“Our lives begin to end, the day we become *silent* about things that matter. In the end, we will remember not the words of our enemies, but the *silence* of our friends.”

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

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Assistant Speaker pro Tempore Bauer-Kahan, Assembly Member Rubio 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 Choi.

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 Mullin and Quirk-Silva.

Because of a travel delay, and waiving per diem: Assembly Member Diep.

Because of a travel delay: Assembly Members Brough, Chen, Daly, and Petrie-Norris.

On maternity leave: Assembly Member Cervantes.

EXPLANATIONS OF ABSENCE

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

January 14, 2020

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

Dear Mr. Speaker: I respectfully request to be excused from Floor Session on Tuesday, January 21st, for legislative business. That afternoon I will attend the funeral of Jim Fox, former district attorney of San Mateo County. Thank you for your consideration of this request and please contact Miriam Farouk in my Capitol office at (916) 319-2022 should any questions arise.

Sincerely,

KEVIN MULLIN, Assembly Member
Twenty-second District

December 18, 2019

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

Dear Mr. Speaker: This letter is to request your approval for an excused absence from Session on January 21, 2020. I have been invited to participate at the Assistance League of Fullerton 80th birthday luncheon and program. Thank you in advance for your kind consideration of this request. If you have any questions, please do not hesitate to contact my Scheduler, Patty Schapiro, at (916) 319-2065.

Sincerely,

SHARON QUIRK-SILVA, Assembly Member
 Sixty-fifth District

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 21, 2020

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

Assembly Concurrent Resolution No. 141

And reports the same correctly engrossed.

SUE PARKER, Chief Clerk

Above resolution ordered on file.

NOTICE OF INTENTION TO REMOVE BILLS FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Ting announced his intention to request that Assembly Bill No. 1356 be removed from the inactive file.

GOVERNOR'S VETOES STRICKEN FROM FILE

Assembly Member Calderon was granted unanimous consent that the Governor's vetoes of Assembly Bills Nos. 449, 776, 1093, 1227, 1249, 1658, 394, 594, 773, 967, 1085, 372, 524, 869, 803, 927, 1212, 1558, 556, 1086, 1195, 1322, 1407, 1578, 1718, 23, 28, 171, 258, 314, 340, 354, 403, 417, 476, 506, 550, 589, 624, 684, 733, 751, 774, 792, 852, 859, 891, 899, 920, 993, 1009, 1014, 1084, 1181, 1233, 1252, 1282, 1382, 1393, 1440, 1466, 1477, 1478, 1605, 1677, 1732, 16, 166, 197, 211, 283, 294, 318, 344, 346, 357, 386, 411, 500, 512, 520, 625, 638, 681, 734, 842, 848, 885, 914, 944, 970, 1036, 1075, 1092, 1153, 1175, 1184, 1214, 1307, 1391, 1437, 1516, 1590, 1613, 1681, 1688, 1702, 1727, and 1736 be stricken from file.

CONSIDERATION OF DAILY FILE SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 325—An act to amend and repeal Sections 21701, 21703, 21705, and 21712 of the Business and Professions Code, relating to self-service storage facilities.

Bill read second time; amendments proposed by the Committee on Privacy and Consumer Protection read and adopted; bill ordered reprinted and to be returned to the second reading file, and to be placed upon the Consent Calendar.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 21, 2020

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

Assembly Concurrent Resolution No. 145

And reports the same correctly engrossed.

SUE PARKER, Chief Clerk

Above resolution ordered on file.

CONSIDERATION OF DAILY FILE (RESUMED)**THIRD READING OF ASSEMBLY BILLS****HOUSE RESOLUTION NO. 69 (Limón)**—Relative to reproductive health.

Resolution read.

At 1:32 p.m., Hon. Todd Gloria, 78th District, presiding**At 1:37 p.m., Assistant Speaker pro Tempore of the Assembly,
Rebecca Bauer-Kahan, 16th District, presiding****Members Made Coauthors of
House Resolution No. 69**

Upon request of Assembly Member Limón, the following Members were permitted to be listed as additional coauthors of House Resolution No. 69.

Additional Coauthors

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

Aguiar-Curry, Arambula, Bauer-Kahan, Berman, Bloom, Boerner Horvath, Bonta, Burke, Calderon, Carrillo, Chau, Chiu, Chu, Cooper, Eggman, Frazier, Friedman, Gabriel, Cristina Garcia, Eduardo Garcia, Gipson, Gloria, Gonzalez, Gray, Holden, Irwin, Jones-Sawyer, Kalra, Kamlager, Levine, Low, Maienschein, McCarty, Medina, Muratsuchi, Nazarian, O'Donnell, Quirk, Ramos, Rendon, Reyes, Luz Rivas, Robert Rivas, Rodriguez, Blanca Rubio, Salas, Santiago, Smith, Mark Stone, Ting, Weber, Wicks, and Wood.

Request for Unanimous Consent

Assembly Member Limón was granted unanimous consent to take up House Resolution No. 69, as revised, without reference to print or file, and that the same be considered engrossed.

Consideration of House Resolution No. 69, as Revised**HOUSE RESOLUTION NO. 69**—Relative to reproductive health.

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

AYES—55

Aguiar-Curry	Cooper	Kalra	Rivas, L.
Arambula	Eggman	Kamlager	Rivas, R.
Bauer-Kahan	Frazier	Levine	Rodriguez
Berman	Friedman	Limón	Rubio
Bloom	Gabriel	Low	Salas
Boerner Horvath	Garcia, C.	Maienschein	Santiago
Bonta	Garcia, E.	McCarty	Smith
Burke	Gipson	Medina	Stone
Calderon	Gloria	Muratsuchi	Ting
Carrillo	Gonzalez	Nazarian	Weber
Chau	Gray	O'Donnell	Wicks
Chiu	Holden	Quirk	Wood
Chu	Irwin	Ramos	Mr. Speaker
Cooley	Jones-Sawyer	Reyes	

NOES—14

Bigelow	Fong	Mathis	Voepel
Choi	Gallagher	Melendez	Waldron
Dahle	Kiley	Obermolte	
Flora	Lackey	Patterson	

ASSEMBLY BILL NO. 1635 (Gray)—An act to amend Section 19596.2 of the Business and Professions Code, relating to horse racing.

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

AYES—70

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

NOES—None**Vote Changes**

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1635: Assembly Member Bloom from "Aye" to "Not Voting".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1506 (McCarty)—An act to amend Sections 42649.1, 42649.2, 42649.8, 42649.81, and 42649.82 of the Public Resources Code, relating to solid waste, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—71

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

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—71

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

NOES—None

Bill ordered transmitted to the Senate.

SPECIAL RECOGNITION

The Members of the Assembly joined Assistant Speaker pro Tempore Bauer-Kahan in extending best wishes to Assembly Member Kalra upon the occasion of his birthday today.

ANNOUNCEMENTS

Assistant Speaker pro Tempore Bauer-Kahan announced the following session schedule:

Wednesday, January 22, 2020, Check-in Session, 7 a.m.–3 p.m.;

Thursday, January 23, 2020, Floor Session, 9 a.m.

CONSIDERATION OF DAILY FILE (RESUMED)**UNFINISHED BUSINESS****MOTIONS TO RECONSIDER BILLS CONTINUED**

By unanimous consent, the motions to reconsider the votes on Assembly Bills Nos. 162, 628, and 1138, Assembly Constitutional Amendment No. 1, and Senate Bill No. 58 were continued until Thursday, January 23, 2020.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 1:50 p.m., without objection, Assistant Speaker pro Tempore Bauer-Kahan declared the quorum call of the Assembly dispensed with.

ADJOURN IN MEMORY

Assembly Member Mayes was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Richard Roy Oliphant II of Indio.

(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 Melba Dunlap of Riverside.

(Assembly Rule 45.5 suspended.)

VOTE ADDS

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

House Resolution No. 69: Jones-Sawyer—Aye; Patterson—No.

Assembly Bill No. 1635: Cunningham, Jones-Sawyer, Mayes, and Robert Rivas—Aye.

Assembly Bill No. 1506 and Urgency: Cunningham, Jones-Sawyer, Mayes, and Obernolte—Aye.

MOTION TO ADJOURN

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

Assembly Member Cunningham 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. 1959—Mayes. An act to amend Sections 2605, 2606, 4833.1, and 4985.3 of, and to add Section 2606.5 to, the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 1960—Mayes (Coauthor: Ramos). An act relating to tribal gaming, and making an appropriation therefor.

ASSEMBLY BILL NO. 1961—Patterson (Coauthors: Bigelow, Flora, and Mathis) (Coauthor: Senator Bates). An act to amend Section 8547.2 of the Government Code, relating to whistleblowers: protected disclosures.

ASSEMBLY BILL NO. 1962—Voepel. An act to add Section 6369.8 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 1963—Chu. An act to amend Section 11165.7 of the Penal Code, relating to child abuse or neglect.

ASSEMBLY BILL NO. 1964—Frazier. An act to amend Section 38750 of the Vehicle Code, relating to autonomous vehicles.

ASSEMBLY BILL NO. 1965—Aguiar-Curry (Coauthors: Bauer-Kahan, Burke, Carrillo, Eggman, Friedman, Cristina Garcia, Kalra, Kamlager, McCarty, Quirk-Silva, Blanca Rubio, Weber, and Wicks) (Coauthors: Senators Durazo, Jackson, Leyva, Pan, and Wiener). An act to amend Section 14132 of the Welfare and Institutions Code, relating to Medi-Cal.

ASSEMBLY BILL NO. 1966—Salas. An act to add Chapter 1.5 (commencing with Section 24200) to Division 20 of the Health and Safety Code, relating to gene synthesis.

ASSEMBLY BILL NO. 1967—Luz Rivas. An act to amend Section 99201 of the Education Code, relating to public postsecondary education.

ASSEMBLY BILL NO. 1968—Ramos (Coauthors: Carrillo and Eduardo Garcia). An act to add Chapter 1.72 (commencing with Section 5097.8) to Division 5 of the Public Resources Code, relating to tribal land acknowledgment.

ASSEMBLY BILL NO. 1969—Blanca Rubio (Coauthors: Aguiar-Curry, Carrillo, Cristina Garcia, Low, Medina, and Rodriguez) (Coauthors: Senators Bradford and Hueso). An act to amend Section 21628 of the Business and Professions Code, relating to secondhand goods, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 1970—Jones-Sawyer. An act to add Section 66014.1 to the Education Code, relating to postsecondary education.

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 150—Salas. Relative to Gold Star Mothers' and Families' Day.

ASSEMBLY CONCURRENT RESOLUTION NO. 151—Salas. Relative to Blue Star Mothers of America Month.

HOUSE RESOLUTION NO. 74—Bloom. Relative to Major League Baseball.

MESSAGES FROM THE SENATE

Senate Chamber, January 21, 2020

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

Assembly Concurrent Resolution No. 101

ERIKA CONTRERAS, Secretary of the Senate
By Bernadette McNulty, Assistant Secretary

Above resolution ordered enrolled.

Senate Chamber, January 21, 2020

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

Senate Bill No. 723

ERIKA CONTRERAS, Secretary of the Senate
By Bernadette McNulty, Assistant Secretary

Senate Chamber, January 21, 2020

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Concurrent Resolution No. 31

ERIKA CONTRERAS, Secretary of the Senate
By Bernadette McNulty, Assistant Secretary

Senate Chamber, January 21, 2020

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

Senate Joint Resolution No. 10

ERIKA CONTRERAS, Secretary of the Senate
By Bernadette McNulty, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bill was read the first time:

SENATE BILL NO. 723—An act to amend Sections 29800 and 29805 of, and to repeal Section 29851 of, the Penal Code, relating to firearms.

The following resolution was read:

SENATE JOINT RESOLUTION NO. 10—Relative to cannabis.

INTRODUCTION OF GUESTS

Assistant Speaker pro Tempore Bauer-Kahan, of the 16th Assembly District, introduced United States Representative Jimmy Gomez, representing California's 34th Congressional District, and former Member of the Assembly.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Bonta, the Assembly adjourned until 7 a.m., Wednesday, January 22, 2020, out of respect to the memory of Richard Roy Oliphant II on motion of Assembly Member Mayes; and out of respect to the memory of Melba Dunlap on motion of Assembly Member Medina.

ANTHONY RENDON, Speaker

AMY LEACH, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JANUARY 21, 2020**

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

AB RN
325 2003400

Daily Total: 1
Cumulative Total: 2886

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