

CALIFORNIA LEGISLATURE
2017–18 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, January 23, 2017

TWELFTH SESSION DAY

FIFTIETH 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 23, 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.
Reading Clerk Kathleen M. Lewis reading.

ROLLCALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Holden moved a quorum call of the Assembly.
Motion carried. Time, 1:03 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 1:07 p.m., Speaker pro Tempore Mullin declared a quorum of the
Assembly present.

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

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

PRAYER

Upon invitation of Speaker pro Tempore Mullin, the following prayer was offered by Guest Chaplain Imam Mohamed Abdul-Azeez, of the Tarbiya Institute in Roseville:

Almighty God, We stand here as Your humble worshipers. We mention Your name and celebrate Your praises, our leaders, and our community. We thank You for the grace that You have bestowed upon us. We express to You our utmost gratitude for the blessings we know and the blessings we know not.

On this day, we ask You to bring us closer to each other as one community, to strengthen us and unite us, to make us stronger with our diversity and variations. On this day, we ask You, Lord, to strengthen our leaders, to inspire their hearts, and to increase their resolve to do good by us and the world!

Lord, help our elected leaders, right here at the California Assembly, to be the leaders that we need at this crossroads of our history—inspiring, empathetic, wise, able, and strong—to help us stay together as one community in the face of adversity; to help us grow and thrive; to protect our civil liberties and our freedoms; to enable our families and our institutions; to empower the weak and aid the disenfranchised; to stand up against the tyranny of the powerful and the overreaching of the privileged; to be a voice for the voiceless and a source of hope for the hopeless.

Almighty God, despite the terrifying challenges that we face in our world today, we ask You to keep our hearts strong so that we never despair, to keep our bonds of brotherhood and sisterhood intact so that they never break. Make us catalysts of good, and allow us to be the change that we want to see in the world around us.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Mullin, Assembly Member Chu 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 Bonta, seconded by Assembly Member Mayes.

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 Member Steinorth.

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

Because of illness: Assembly Members Quirk and Waldron.

Because of a travel delay: Assembly Member Burke.

EXPLANATIONS OF ABSENCE

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

January 10, 2017

*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 Monday, January 23, 2017, to remain in my district for legislative business, and to return to Sacramento that evening. I plan to speak with community groups pertaining to legislation, and discuss my role in the Assembly. Thank you for your assistance. Please contact my office at (916) 319-2040 should any questions arise.

Sincerely,

MARC STEINORTH, Assembly Member
Fortieth District

SPECIAL COMMITTEE MEETINGS

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

Revenue and Taxation, on Monday, January 30, 2017, at 2 p.m., in Room 126;

Governmental Organization, on Wednesday, February 1, 2017, at 1:30 p.m., in Room 4202;

Judiciary, on Tuesday, February 14, 2017, at 9:00 a.m., in Room 447;

Health, on Tuesday, February 14, 2017, at 1:30 p.m., in Room 4202;

Transportation, to convene jointly with the Committee on Privacy and Consumer Protection, on Monday, February 27, 2017, at 2:30 p.m., or upon adjournment of Floor Session, in Room 4202.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 23, 2017

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

Assembly Concurrent Resolution No. 4

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered on file.

REFERRAL OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to committee:

Assembly Concurrent

<i>Resolution No.</i>	<i>Committee</i>
11 -----	Rls.
13 -----	Rls.

House

<i>Resolution No.</i>	<i>Committee</i>
6 -----	Jud.
8 -----	Rls.

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

Speaker Rendon 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, on the Assembly Floor, and at the Rostrum.

RECESS

By unanimous consent, at 1:15 p.m., Speaker pro Tempore Mullin declared the Assembly recessed to permit the introduction of special guests.

Speaker Rendon recognized Timothy P. White, Chancellor of the California State University system and the following California State University Presidents: Jeffrey D. Armstrong, President, California Polytechnic State University, San Luis Obispo; Erika D. Beck, President, California State University, Channel Islands; Joseph I. Castro, President, California State University, Fresno; Soraya M. Coley, President, California Polytechnic State University, Pomona; Jane Close Conoley, President, California State University, Long Beach; William A. Covino, President, California State University, Los Angeles; Thomas A. Cropper, President, California State University, Maritime Academy; Willie J. Hagan, President, California State University, Dominguez Hills; Gayle E. Hutchinson, President, California State University, Chico; Ellen N. Junn, President, California State University, Stanislaus; Horace Mitchell, President, California State University, Bakersfield; Tomás D. Morales, President, California State University, San Bernardino; Leroy M. Morishita, President, California State University, East Bay; Mary Papazian, President, California State University, San Jose; Lisa A. Rossbacher, President, California State University, Humboldt; Dr. Judy K. Sakaki, President, California State University, Sonoma; and Leslie E. Wong, President, California State University, San Francisco.

RECONVENED

At 1:18 p.m., the Assembly reconvened.

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

ADJOURN IN MEMORY

Assembly Member Eggman was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Esther Fong of Stockton.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Members Gloria, Weber, and Cooley were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of the Honorable Lucy Killea, San Diego City Council Member from 1978–82, Member of the Assembly from 1982–89, and State Senator from 1989–96, resident of San Diego.

(Assembly Rule 45.5 suspended.)

ANNOUNCEMENTS

Speaker pro Tempore Mullin announced the following session schedule:

Tuesday, January 24, 2017, Joint Convention of the Legislature for the Governor's State of the State Address, 9:30 a.m.;

Wednesday, January 25, 2017, Check-in Session, 7 a.m.–3 p.m.;

Thursday, January 26, 2017, Floor Session, 9 a.m.

ADJOURN IN MEMORY

Assembly Members Arambula, Bigelow, and Patterson were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Roselyn Baker of Fresno.

Assembly Member Chau was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Simone Schaller of Arcadia.

MOTION TO ADJOURN

At 1:38 p.m., Assembly Member Bonta moved that the Assembly do now adjourn.

Assembly Member Brough seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 1:38 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. 198—Patterson (Coauthors: Brough, Gallagher, Lackey, and Steinorth). An act to amend Section 17072 of, and to add Section 17206.2 to, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 199—Chu. An act to amend Section 1720 of the Labor Code, relating to public works.

ASSEMBLY BILL NO. 200—Eggman. An act relating to Reclamation District No. 1614, and making an appropriation therefor.

ASSEMBLY BILL NO. 201—Steinorth. An act to amend Section 18151 of the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 202—Steinorth. An act to amend Section 65915 of the Government Code, relating to housing.

ASSEMBLY BILL NO. 203—O'Donnell. An act to amend Section 17251 of the Education Code, relating to school facilities.

ASSEMBLY BILL NO. 204—Medina. An act to amend Section 76300 of the Education Code, relating to community colleges.

ASSEMBLY BILL NO. 205—Wood (Coauthor: Senator Hernandez). An act to amend Section 10951 of the Welfare and Institutions Code, relating to Medi-Cal.

ASSEMBLY BILL NO. 206—Gonzalez Fletcher (Principal coauthor: Senator Galgiani). An act to amend Sections 3351 and 3352 of the Labor Code, relating to workers' compensation.

ASSEMBLY BILL NO. 207—Arambula. An act relating to public postsecondary education.

ASSEMBLY BILL NO. 208—Eggman. An act to amend Sections 1000, 1000.1, 1000.2, 1000.3, 1000.4, 1000.5, and 1000.6 of, and to add Section 1000.65 to, the Penal Code, relating to deferred entry of judgment.

ASSEMBLY BILL NO. 209—Mathis. An act to add Article 4.8 (commencing with Section 66043) to Chapter 2 of Part 40 of Division 5 of Title 3 of the Education Code, relating to public postsecondary education.

ASSEMBLY BILL NO. 210—Santiago. An act to add Chapter 18 (commencing with Section 18999.8) to Part 6 of Division 9 of the Welfare and Institutions Code, relating to public social services.

ASSEMBLY BILL NO. 211—Bigelow (Principal coauthor: Senator Berryhill) (Coauthors: Obernolte and Patterson). An act to amend Section 4214 of the Public Resources Code, relating to fire prevention.

ASSEMBLY BILL NO. 212—Committee on Appropriations (Assembly Members Gonzalez Fletcher (Chair), Bigelow (Vice Chair), Bloom, Bocanegra, Bonta, Calderon, Chau, Fong, Friedman, Gallagher, Eduardo Garcia, Gray, Muratsuchi, Obernolte, and Reyes). An act relating to the California Victim Compensation Board, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 213—Committee on Appropriations (Assembly Members Gonzalez Fletcher (Chair), Bigelow (Vice Chair), Bloom, Bocanegra, Bonta, Calderon, Chau, Fong, Friedman, Gallagher, Eduardo Garcia, Gray, Muratsuchi, Obernolte, and Reyes). An act relating to the payment of claims against the state, and declaring the urgency thereof, to take effect immediately.

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 14—Nazarian. Relative to Rare Disease Day.

AUTHOR'S AMENDMENTS **Committee on Education**

January 23, 2017

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

Assembly Bill No. 68

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

O'DONNELL, Chair

ASSEMBLY BILL NO. 68—An act to add Section 17225 to the Education Code, relating to school facilities.

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 Rules**

Date of Hearing: January 23, 2017

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 13

With the recommendation: Be adopted.

COOLEY, Chair

Above resolution ordered to third reading.

INTRODUCTION OF GUESTS

Assembly Member Ting, of the 19th Assembly District, introduced 4th-grade students from Star King Elementary School in San Francisco.

Assembly Member Gray, of the 21st Assembly District, introduced his aunt, Virginia Gray.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Bonta, the Assembly adjourned until 7 a.m., Tuesday, January 24, 2017, out of respect to the memory of Esther Fong on motion of Assembly Member Eggman; out of respect to the memory of the Honorable Lucy Killea on motion of Assembly Members Gloria, Weber, and Cooley; out of respect to the memory of Roselyn Baker on motion of Assembly Members Arambula, Bigelow, and Patterson; and out of respect to the memory of Simone Schaller on motion of Assembly Member Chau.

ANTHONY RENDON, Speaker

AMY LEACH, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JANUARY 23, 2017**

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

AB RN
68 1704608

Daily Total: 1
Cumulative Total: 4

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