

CALIFORNIA LEGISLATURE  
2015–16 REGULAR SESSION

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# ASSEMBLY DAILY JOURNAL

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**Monday, February 2, 2015**  
**EIGHTEENTH SESSION DAY**  
**SIXTY-FOURTH CALENDAR DAY**  
**AT SACRAMENTO, CALIFORNIA**



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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, February 2, 2015

The Assembly met at 12 noon.

Hon. David Chiu, Assistant 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, 12 noon.

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

#### Quorum Present

At 12:03 p.m., Assistant Speaker pro Tempore Chiu declared a quorum of the Assembly present.

The rollcall was completed, and the following answered to their names—78:

Achadjian	Dababneh	Irwin	Patterson
Alejo	Dahle	Jones	Perea
Allen	Daly	Jones-Sawyer	Quirk
Baker	Dodd	Kim	Rendon
Bigelow	Eggman	Lackey	Ridley-Thomas
Bloom	Frazier	Levine	Rodriguez
Bonilla	Gaines	Linder	Salas
Bonta	Gallagher	Lopez	Santiago
Brough	Garcia, C.	Low	Steinorth
Brown	Gatto	Maienschein	Stone
Burke	Gipson	Mathis	Thurmond
Calderon	Gomez	Mayes	Ting
Campos	Gonzalez	McCarty	Wagner
Chang	Gordon	Medina	Weber
Chau	Gray	Melendez	Wilk
Chávez	Grove	Mullin	Williams
Chiu	Hadley	Nazarian	Wood
Chu	Harper	Obernolte	Mme. Speaker
Cooley	Hernández	O'Donnell	
Cooper	Holden	Olsen	

**PRAYER**

Upon invitation of Assistant Speaker pro Tempore Chiu, the following prayer was offered by Assembly Chaplain Rev. Constantine C. Pappademos:

*Lord, Yesterday, we saw what it took to win the Super Bowl, but what does it take to win in life? Scripture tells us that “everyone who exalts himself will be humbled, but those who humble themselves will be exalted” (Luke 18:14). In other words, those who live life knowing their faults and limitations, those people who are honest with themselves and others, are the winners. Lord, bless us with a humble heart and let us embrace the sweetness of Your love in everything we do.—AMEN.*

**PLEDGE OF ALLEGIANCE TO THE FLAG**

Upon request of Assistant Speaker pro Tempore Chiu, Assembly Member Chau then led the Assembly in the pledge of allegiance to the Flag.

**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 Eduardo Garcia.*

*Because of illness: Assembly Member Waldron.*

**EXPLANATIONS OF ABSENCE**

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

February 2, 2015

*The Honorable Toni G. Atkins  
Speaker of the Assembly  
State Capitol, Room 219  
Sacramento, California*

Dear Madame Speaker: I respectfully wish to be excused from Floor Session on Monday, February 2, 2015, due to legislative business. If you have any questions or concerns, please contact Suzanne Wierbinski in my office at (916) 319-2056.

Sincerely,

EDUARDO GARCIA, Assembly Member  
Fifty-sixth District

**RECESS**

By unanimous consent, at 12:05 p.m., Assistant Speaker pro Tempore Chiu declared the Assembly recessed.

**RECONVENED**

At 12:28 p.m., the Assembly reconvened.  
Assistant Speaker pro Tempore of the Assembly, David Chiu, 17th District, presiding.

**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 Holden, seconded by Assembly Member Olsen.

**COMMUNICATIONS**

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

January 30, 2015

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

Dear Dotson: Please be advised that I have appointed Assembly Member James Gallagher to replace Assembly Member Devon Mathis on the Assembly Water, Parks and Wildlife Committee for the Tuesday, February 10 hearing only.

Sincerely,

TONI G. ATKINS  
Speaker of the Assembly

**SPECIAL COMMITTEE MEETINGS**

By unanimous consent, the following committee was permitted to meet:

Public Employees, Retirement and Social Security, to convene jointly with the Senate Committee on Public Employment and Retirement on Wednesday, March 4, 2015, at 1:30 p.m., in Room 3191.

**REFERRAL OF BILLS TO COMMITTEE**

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

*Assembly*

<i>Bill No.</i>	<i>Committee</i>
43	Rev. & Tax.
149	W.,P. & W.
150	Pub. S.
151	Rev. & Tax.
155	Rev. & Tax.
156	Nat. Res.
157	Trans.
158	Ed.
159	Health and B. & P.
160	Pub. S.
161	B. & P.
162	Trans.
163	Ed.
164	Appr.
165	Appr.
166	A. & A.R. and A.,E.,S.,T. & I.M.
167	G.O.
170	P. & C.P. and Health
171	V.A.
172	Pub. S.

173 ----- Trans.  
 174 ----- Higher Ed.  
 176 ----- Higher Ed. and Health  
 177 ----- B. & P.  
 178 ----- B. & P.  
 179 ----- B. & P.  
 180 ----- B. & P.  
 181 ----- B. & P.  
 182 ----- E. & R. and Jud.  
 184 ----- J., E.D. & E.  
 185 ----- J., E.D. & E. and Rev. & Tax.  
 186 ----- P.E.,R. & S.S.

*Assembly Concurrent*

<i>Resolution No.</i>	<i>Committee</i>
10 -----	Rls.
11 -----	Rls.
12 -----	Rls.

**REQUEST FOR PHOTOGRAPHER**

Assembly Members Cristina Garcia and Beth Gaines were granted unanimous consent that photographers be permitted on the Floor of the Assembly.

**ASSEMBLY RULE 118 SUSPENDED—PRIVILEGES OF THE FLOOR**

Assembly Members Cristina Garcia and Beth Gaines were granted unanimous consent that Assembly Rule 118 be suspended granting the privileges of the Floor and permitting guests in the Assembly Chamber.

**ADJOURN IN MEMORY**

Assembly Member Beth Gaines was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Peter William Schaafsma of Lincoln.

(Assembly Rule 45.5 suspended.)

**COMMITTEE MEETING ANNOUNCEMENTS**

Assistant Speaker pro Tempore Chiu announced that the Committee on Rules would meet today, upon adjournment of Floor Session, in the Tom Bane Rules Committee Room.

**ANNOUNCEMENTS**

Assistant Speaker pro Tempore Chiu announced the following session schedule:

- Tuesday, February 3, 2015, Check-in Session, 7 a.m.–3 p.m.;
- Wednesday, February 4, 2015, Check-in Session, 7 a.m.–3 p.m.;
- Thursday, February 5, 2015, Floor Session, 9 a.m.

**ADJOURN IN MEMORY**

Assembly Member Steinorth was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Frank Annunziato of Rancho Cucamonga.

**MOTION TO ADJOURN**

At 12:36 p.m., Assembly Member Holden moved that the Assembly do now adjourn.

Assembly Member Olsen seconded the motion.

Motion carried.

**QUORUM CALL OF THE ASSEMBLY DISPENSED WITH**

At 12:36 p.m., Assistant Speaker pro Tempore Chiu 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. 209—Patterson, Bigelow, Brough, and Melendez (Coauthors: Travis Allen, Harper, Lackey, and Linder).** An act to add Section 17206.2 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

**ASSEMBLY BILL NO. 210—Gatto.** An act to add and repeal Section 149.2 of the Streets and Highways Code, relating to highways.

**ASSEMBLY BILL NO. 211—Gomez (Principal coauthors: Alejo and Roger Hernández) (Coauthors: Calderon, Chiu, Chu, Gipson, Levine, Medina, Rodriguez, Thurmond, and Weber) (Coauthors: Senators Cannella and Hall).** An act to amend Sections 110003, 110005, 110006, 110007, 110008, 110009, 110011, and 110021 of, and to amend and repeal Section 6253.2 of, the Government Code, to amend Sections 12300.5, 12300.7, 12301.6, and 14186.35 of, to amend and repeal Sections 10101.1, 12306, and 12306.1 of, and to repeal Section 12302.25 of, the Welfare and Institutions Code, and to amend Section 34 of Chapter 37 of the Statutes of 2013, relating to human services.

**ASSEMBLY BILL NO. 212—Achadjian.** An act to amend Section 90 of the Streets and Highways Code, relating to transportation.

**ASSEMBLY BILL NO. 213—Ridley-Thomas.** An act to add Section 25402.12 to the Public Resources Code, relating to energy.

**ASSEMBLY BILL NO. 214—Beth Gaines.** An act to amend Section 29632 of the Government Code, relating to local government.

**ASSEMBLY BILL NO. 215—Alejo.** An act to amend Section 53260 of the Government Code, relating to employment.

**ASSEMBLY BILL NO. 216—Cristina Garcia.** An act to add Chapter 5 (commencing with Section 24600) to Division 20 of the Health and Safety Code, relating to product sales to minors.

**ASSEMBLY BILL NO. 217—Maienschein.** An act to amend Section 349 of the Welfare and Institutions Code, relating to juvenile law.

**ASSEMBLY BILL NO. 218—Melendez.** An act to amend Section 374 of the Streets and Highways Code, relating to state highways.

**ASSEMBLY BILL NO. 219—Daly.** An act to amend Section 1720.3 of the Labor Code, relating to public works.

The following resolutions were offered:

**ASSEMBLY CONCURRENT RESOLUTION NO. 17—Chang.** Relative to Women and Girls in STEM Week.

**HOUSE RESOLUTION NO. 6—Achadjian (Coauthor: Mullin).** Relative to Rare Disease Day.

**REPORTS OF STANDING COMMITTEES**  
**Committee on Rules**

Date of Hearing: February 2, 2015

Mme. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 6

Assembly Concurrent Resolution No. 12

With the recommendation: Be adopted.

GORDON, Chair

Above resolutions ordered to third reading.

**MESSAGES FROM THE GOVERNOR**

The following message from the Governor was received and ordered printed in the Journal:

Governor's Office, Sacramento  
February 2, 2015

*The Honorable Kevin de León*  
*President pro Tempore*  
*California State Senate*  
*State Capitol, Room 205*  
*Sacramento, California*

*The Honorable Toni G. Atkins*  
*Speaker*  
*California State Assembly*  
*State Capitol, Room 219*  
*Sacramento, California*

*Dear Members of the California State Legislature:*

I have executed a tribal-state gaming compact between the State of California and the Jackson Rancheria Band of Miwuk Indians, a federally recognized Indian tribe, located in the State of California. I am forwarding copies of this tribal-state gaming compact for consideration by the Legislature.

Sincerely,

EDMUND G. BROWN JR.

Receipt

I acknowledge receipt this 2nd day of February, 2015, at 1:07 p.m., of the Governor's Tribal-State Gaming Compact between the State of California and the Jackson Rancheria Band of Miwuk Indians delivered to me by Michael Mullaney.

SUE PARKER

Assistant Chief Clerk of the Assembly

Above tribal-gaming compact and accompanying documents referred to the Committee on Governmental Organization.

**MESSAGES FROM THE SENATE**

Senate Chamber, February 2, 2015

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

Senate Concurrent Resolution No. 9

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

**FIRST READING OF SENATE BILLS**

The following resolution was read:

**SENATE CONCURRENT RESOLUTION NO. 9**—Relative to Girls and Women in Sports Week.

**INTRODUCTION OF GUESTS**

Assembly Member Thurmond, of the 15th Assembly District, introduced students from Longfellow Middle School in Berkeley.

Assembly Member Cristina Garcia, of the 58th Assembly District, introduced Dan and Jay Kim and their children Caleb and Megan.

**ADJOURNMENT**

At 3 p.m., pursuant to the motion by Assembly Member Holden, the Assembly adjourned until 7 a.m., Tuesday, February 3, 2015, out of respect to the memory of Peter William Schaafsma on motion of Assembly Member Beth Gaines; and out of respect to the memory of Frank Annunziato on motion of Assembly Member Steinorth.

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TONI G. ATKINS, Speaker

AMY LEACH, Minute Clerk

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