

CALIFORNIA LEGISLATURE
2015–16 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, February 5, 2015
TWENTY-FIRST SESSION DAY
SIXTY-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
Thursday, February 5, 2015

The Assembly met at 9 a.m.
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, 9 a.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 9:02 a.m., Assistant Speaker pro Tempore Chiu declared a quorum
of the Assembly present.

The rollcall was completed, and the following answered to their
names—77:

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

PRAYER

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

Lord, So many people today are looking for answers. They look for direction and tune in to different voices around them. But we, Lord, should never settle for second best. We should not look to a higher power, we should look to You, the Highest Power, the creator of the universe. You are good and have a good plan for our lives. Show us Your way so that we can walk with You all the days of our lives.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Assistant Speaker pro Tempore Chiu, Assembly Member Achadjian 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 Holden, seconded by Assembly Member Olsen.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

Because of illness, per diem waived for the 2015–16 Session (Assembly Journal, page 63): Assembly Member Beth Gaines.

Because of illness: Assembly Members Dababneh and Waldron.

COMMUNICATIONS

The following communications were 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*

RE: Appointment of Michael Sweet as Alternate to
San Francisco Bay Conservation and
Development Commission

Dear Mr. Wilson: Please be advised that I have appointed Mr. Michael Sweet to the San Francisco Bay Conservation and Development Commission. Mr. Sweet will serve as an alternate to Assembly Member Philip Ting. This is a pleasure appointment starting January 30, 2015.

Sincerely,

TONI G. ATKINS
Speaker of the Assembly

February 2, 2015

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

RE: Reappointment of John W. Frierson to
 State Athletic Commission

Dear Mr. Wilson: Please be advised that I have appointed Mr. John W. Frierson to the State Athletic Commission. This is a term appointment starting February 2, 2015, and the expiration date is January 1, 2019.

Sincerely,

TONI G. ATKINS
 Speaker of the Assembly

February 4, 2015

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

RE: Appointment of Jose Medina to
 Private Postsecondary Education Advisory Committee

Dear Mr. Wilson: Please be advised that I have appointed Assembly Member Jose Medina to the Private Postsecondary Education Advisory Committee. This is a pleasure appointment starting February 4, 2015.

Sincerely,

TONI G. ATKINS
 Speaker of the Assembly

SPECIAL COMMITTEE MEETINGS

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

Budget Subcommittee No. 1 on Health and Human Services, to meet on Wednesday, February 25, 2015, at 1 p.m., instead of 3 p.m.; to meet on Wednesday, March 4, 2015, at 1:30 p.m. in Room 4202, instead of 3 p.m. in Room 444; and to convene jointly with Budget Subcommittee No. 2 on Education Finance, on Tuesday, April 14, 2015, at 9 a.m., in Room 444;

Local Government, to convene jointly with Revenue and Taxation, on Wednesday, March 18, 2015, at 1:30 p.m., in Room 4202.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, February 5, 2015

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
 Assembly Bill No. 43

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

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

ASSEMBLY CONCURRENT RESOLUTION NO. 12 (Wilk)—Relative to Ronald Reagan Day.

Resolution read.

**Members Made Coauthors of
Assembly Concurrent Resolution No. 12**

Assembly Member Wilk was granted unanimous consent to suspend the Rules to permit Members to be listed as additional coauthors of Assembly Concurrent Resolution No. 12.

Additional Coauthors

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

Achadjian, Atkins, Baker, Bigelow, Bloom, Bonilla, Bonta, Brough, Brown, Burke, Calderon, Campos, Chang, Chau, Chávez, Chiu, Chu, Cooley, Cooper, Dahle, Daly, Dodd, Eggman, Frazier, Gallagher, Cristina Garcia, Eduardo Garcia, Gatto, Gipson, Gomez, Gordon, Gray, Grove, Hadley, Harper, Holden, Irwin, Jones, Jones-Sawyer, Kim, Lackey, Levine, Linder, Lopez, Low, Maienschein, Mathis, Mayes, McCarty, Medina, Melendez, Mullin, Nazarian, Obernolte, O'Donnell, Olsen, Patterson, Perea, Rodriguez, Salas, Santiago, Steinorth, Mark Stone, Thurmond, Ting, Wagner, Weber, Williams, and Wood.

Request for Unanimous Consent

Assembly Member Wilk was granted unanimous consent to take up Assembly Concurrent Resolution No. 12, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 12, as Amended
ASSEMBLY CONCURRENT RESOLUTION NO. 12—Relative to Ronald Reagan Day.

Resolution read, as amended, and adopted.

Resolution ordered reprinted and transmitted to the Senate.

ADJOURN IN MEMORY

Assembly Members Baker and Quirk were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Bret E. Knapp of Livermore.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

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 Abel Castellanos of Monterey Park.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Members Gordon and Chiu were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Carl Djerassi of San Francisco.

(Assembly Rule 45.5 suspended.)

ANNOUNCEMENTS

Assembly Member Cristina Garcia arose in recognition of the month of February as “American Heart Month” and today, Thursday, February 5, 2015, as “Wear Red Day in California” to bring awareness to Californians concerning heart disease and stroke risk in women.

SPECIAL RECOGNITION

The Members of the Assembly joined Assistant Speaker pro Tempore Chiu in extending best wishes to Assembly Member Eduardo Garcia upon the occasion of his birthday.

ANNOUNCEMENTS

Assistant Speaker pro Tempore Chiu announced the following session schedule:

Friday, February 6, 2015, No session;

Monday, February 9, 2015, Floor Session, 12 noon.

MOTION TO ADJOURN

At 9:21 a.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 9:21 a.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. 235—Frazier. An act to amend Section 12814.6 of the Vehicle Code, relating to driver’s licenses.

ASSEMBLY BILL NO. 236—Lackey. An act to amend Section 12701 of the Business and Professions Code, relating to weighmasters.

ASSEMBLY BILL NO. 237—Daly. An act to add Chapter 8.5 (commencing with Section 54930) to Part 1 of Division 2 of Title 5 of the Government Code, relating to local governments.

ASSEMBLY BILL NO. 238—Mark Stone. An act to amend Section 281 of the Public Utilities Code, relating to telecommunications.

ASSEMBLY BILL NO. 239—Gallagher (Coauthors: Achadjian, Bigelow, Brough, Chang, Grove, Patterson, Steinorth, Wagner, and Wilk) (Coauthors: Senators Anderson, Fuller, Morrell, and Nielsen). An act to add Section 38511 to the Health and Safety Code, relating to greenhouse gases.

ASSEMBLY BILL NO. 240—Wilk (Coauthors: Bigelow and Olsen). An act to amend Section 5011.5 of the Public Resources Code, relating to parks and recreation.

ASSEMBLY BILL NO. 241—Gordon. An act to add Section 53760.9 to the Government Code, relating to local government.

ASSEMBLY BILL NO. 242—Salas. An act to amend Section 422.55 of the Penal Code, relating to hate crimes.

ASSEMBLY BILL NO. 243—Wood. An act to add Section 11362.769 to the Health and Safety Code, and to add Section 13276 to the Water Code, relating to medical marijuana.

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 19—Low (Coauthors: Bonta, Chang, Chau, Chiu, Chu, Kim, Ting, and Williams) (Coauthors: Senators Liu, Nguyen, and Pan). Relative to Lunar New Year celebration.

MESSAGES FROM THE SENATE

Senate Chamber, February 5, 2015

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

Senate Concurrent Resolution No. 13

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

SENATE CONCURRENT RESOLUTION NO. 13—Relative to American Heart Month and Wear Red Day in California.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Holden, the Assembly adjourned until 12 noon, Monday, February 9, 2015, out of respect to the memory of Bret E. Knapp on motion of Assembly Members Baker and Quirk; out of respect to the memory of Abel Castellanos on motion of Assembly Member Chau; and out of respect to the memory of Carl Djerassi on motion of Assembly Members Gordon and Chiu.

TONI G. ATKINS, Speaker

AMY LEACH, Minute Clerk