

CALIFORNIA LEGISLATURE
2019–20 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, February 5, 2019
NINETEENTH SESSION DAY
SIXTY-FIFTH 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
Tuesday, February 5, 2019

The Assembly met at 7 a.m.
Hon. William P. Brough, Assembly Member, 73rd District,
presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Reading Clerk Kathleen M. Lewis reading.

ROLLCALL

The following were placed upon the morning rollcall—71:

Aguiar-Curry	Dahle	Kalra	Quirk
Arambula	Daly	Kamlager-Dove	Quirk-Silva
Bauer-Kahan	Eggman	Lackey	Ramos
Berman	Flora	Levine	Reyes
Bigelow	Fong	Limón	Rivas, L.
Bloom	Frazier	Low	Rivas, R.
Boerner Horvath	Friedman	Maienschein	Rubio
Bonta	Gabriel	Mathis	Salas
Brough	Gallagher	Mayes	Santiago
Burke	Garcia, C.	McCarty	Smith
Carrillo	Garcia, E.	Medina	Stone
Cervantes	Gipson	Mullin	Ting
Chau	Gloria	Muratsuchi	Voepel
Chen	Gonzalez	Nazarian	Waldron
Choi	Grayson	Oberholte	Wicks
Chu	Holden	O'Donnell	Wood
Cooley	Irwin	Patterson	Mr. Speaker
Cooper	Jones-Sawyer	Petrie-Norris	

Quorum present.

At 2:54 p.m., Hon. Jim Frazier, 11th District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Chiu, Cunningham, Diep, and Gray.

On personal business, per diem waived for the 2019–20 Session (Assembly Journal, page 66): Assembly Member Kiley.

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

Because of illness: Assembly Member Weber.

Because of illness in his family: Assembly Member Calderon.

Because of a death in his family: Assembly Member Rodriguez.

EXPLANATIONS OF ABSENCE

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

January 4, 2019

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

Dear Speaker Rendon: I write to request permission to be excused from Check-in Session on Tuesday, February 5, 2019. I have several legislative events in my district that I would like to attend. Thank you for your assistance in this matter. If you have questions or need more information, please contact Lourdes Machado.

Sincerely,

DAVID CHIU, Assembly Member
 Seventeenth District

January 2, 2019

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

Dear Mr. Speaker: I respectfully request permission to be excused from Check-in Session for Tuesday, February 5, 2019, due to legislative business in my district. Thank you for your assistance in this matter and please contact my Chief of Staff, Peter Kim at (714) 293-7536 or Peter.Kim@asm.ca.gov if you have any questions.

Sincerely,

TYLER DIEP, Assembly Member
 Seventy-second District

February 5, 2019

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

Honorable Speaker Rendon: I respectfully ask to be excused from Check-in Session on Tuesday, February 5, 2019. I will be working in my district as I have legislative business to conduct. I thank you for your consideration of my request. If you have any questions, please contact Geny Baldini at (916) 319-2021.

Sincerely,

ADAM C. GRAY, Assembly Member
 Twenty-first District

(NOTE: For letter explaining the absence of Assembly Member Cunningham on this day on legislative business, pursuant to the Assembly Rules, see Assembly Journal for February 4, 2019.)

SPECIAL COMMITTEE MEETINGS

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

Budget Subcommittee No. 3 on Resources and Transportation, to convene jointly with Natural Resources, on Wednesday, February 13, 2019, at 9:30 a.m., in Room 444;

Business and Professions, to convene jointly with Arts, Entertainment, Sports, Tourism, and Internet Media and the Senate Committee on Business, Professions and Economic Development, on Tuesday, February 26, 2019, at 9 a.m., in Room 4202;

Human Services, on Tuesday, April 23, 2019, at 1:30 p.m., in Room 444;

Housing and Community Development, on Wednesday, April 24, 2019, at 9:30 a.m., in Room 126.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, February 5, 2019

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

Assembly Bill No. 175

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 368—Quirk-Silva. An act to amend Section 1410 of the Military and Veterans Code, relating to veterans cemeteries.

ASSEMBLY BILL NO. 369—Weber. An act to add and repeal Section 89509 of the Education Code, relating to public postsecondary education.

ASSEMBLY BILL NO. 370—Voepel. An act to add Article 16 (commencing with Section 2380) to Chapter 5 of Division 2 of the Business and Professions Code, relating to healing arts.

ASSEMBLY BILL NO. 371—Frazier. An act to amend Section 13978.8 of, and to add Section 12096.3.5 to, the Government Code, relating to transportation.

ASSEMBLY BILL NO. 372—Voepel. An act to add Chapter 2.7 (commencing with Section 19991.20) to Part 2.6 of Division 5 of Title 2 of the Government Code, relating to state employees.

ASSEMBLY BILL NO. 373—Cunningham. An act to amend Section 27 of the Penal Code, relating to crimes.

ASSEMBLY BILL NO. 374—Cunningham. An act to amend Section 11005.1 of the Government Code, relating to state government.

ASSEMBLY BILL NO. 375—Cunningham. An act to amend Section 51226 of the Education Code, relating to pupil instruction.

ASSEMBLY BILL NO. 376—Mark Stone. An act relating to student loans.

ASSEMBLY BILL NO. 377—Eduardo Garcia. An act to amend Sections 114367.1, 114367.2, 114367.3, 114367.5, and 114367.6 of, to add Section 114367.7 to, and to repeal and add Section 114367 of, the Health and Safety Code, relating to retail food facilities, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 378—Limón (Principal coauthor: Kalra). An act to add Article 19.5 (commencing with Section 8430) to Chapter 2 of Part 6 of Division 1 of Title 1 of the Education Code, relating to childcare.

ASSEMBLY BILL NO. 379—Maienschein. An act to amend Section 124235 of, and to amend the heading of Article 2.5 (commencing with Section 124235) of Chapter 4 of Part 2 of Division 106 of, the Health and Safety Code, relating to youth athletics.

ASSEMBLY BILL NO. 380—Frazier. An act to amend Section 11552 of, to add Part 5.1 (commencing with Section 14460) to Division 3 of Title 2 of, and to repeal Chapter 5 (commencing with Section 14460) of Part 5 of Division 3 of Title 2 of, the Government Code, relating to transportation.

ASSEMBLY BILL NO. 381—Reyes. An act to amend Section 67386 of the Education Code, relating to postsecondary education.

ASSEMBLY BILL NO. 382—Mathis. An act to add Section 10544.1 to the Water Code, relating to water.

ASSEMBLY BILL NO. 383—Mayes and Friedman. An act to add Division 16.2 (commencing with Section 26100) to the Public Resources Code, relating to energy.

ASSEMBLY BILL NO. 384—Chau. An act to amend Sections 56.05 and 56.06 of, and to add Chapter 2.6 (commencing with Section 56.18) to Part 2.6 of Division 1 of, the Civil Code, to amend Section 121010 of the Health and Safety Code, and to amend Section 4903.6 of the Labor Code, relating to privacy.

ASSEMBLY BILL NO. 385—Calderon. An act to amend Section 14707.5 of the Welfare and Institutions Code, relating to Medi-Cal.

ASSEMBLY BILL NO. 386—Eduardo Garcia. An act to add Section 12087.8 to the Government Code, relating to energy efficiency.

ASSEMBLY BILL NO. 387—Gabriel. An act to add Section 2051.1 to the Business and Professions Code, relating to healing arts.

ASSEMBLY BILL NO. 388—Limón (Principal coauthor: Senator Jackson) (Coauthor: Aguiar-Curry). An act to add Section 125284 to the Health and Safety Code, relating to Alzheimer's disease.

ASSEMBLY BILL NO. 389—Arambula and Santiago. An act to add Section 11757 to the Health and Safety Code, relating to health care.

ASSEMBLY BILL NO. 390—Frazier and Grayson. An act to amend Section 40610 of the Vehicle Code, relating to vehicles.

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 22—Fong. Relative to Valley Fever Awareness Month.

CONSIDERATION OF DAILY FILE SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 149—An act to amend Sections 11162.1 and 11164 of, and to add Section 11162.2 to, the Health and Safety Code, relating to controlled substances, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 7 a.m., Wednesday, February 6, 2019.

ANTHONY RENDON, Speaker

TAMMY WEIS, Index Clerk