

CALIFORNIA LEGISLATURE  
2013–14 REGULAR SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, February 6, 2014**

**ONE HUNDRED FORTY-EIGHTH SESSION DAY  
FOUR HUNDRED THIRTY-FIRST CALENDAR DAY  
AT SACRAMENTO, CALIFORNIA**



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NOTE: Official record of roll call 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 6, 2014

The Assembly met at 9 a.m.  
Hon. Nora Campos, Speaker pro Tempore of the Assembly,  
presiding.  
Chief Clerk E. Dotson Wilson at the Desk.  
Reading Clerk Timothy Morland reading.

#### ROLL CALL

The roll was called.

#### Quorum Call of the Assembly

Assembly Member Atkins moved a quorum call of the Assembly.  
Motion carried. Time, 9:01 a.m.  
The Speaker pro Tempore directed the Sergeant at Arms to close the  
doors, and to bring in the absent Members.

#### Quorum Present

At 9:03 a.m., Speaker pro Tempore Campos declared a quorum of the  
Assembly present.

The roll call was completed, and the following answered to their  
names—76:

|           |           |              |                  |
|-----------|-----------|--------------|------------------|
| Achadjian | Cooley    | Hernández    | Perea            |
| Alejo     | Dababneh  | Holden       | Pérez, V. Manuel |
| Allen     | Dahle     | Jones        | Quirk            |
| Ammiano   | Daly      | Jones-Sawyer | Quirk-Silva      |
| Atkins    | Dickinson | Levine       | Rendon           |
| Bigelow   | Donnelly  | Linder       | Ridley-Thomas    |
| Bloom     | Eggman    | Logue        | Rodriguez        |
| Bocanegra | Fong      | Lowenthal    | Salas            |
| Bonilla   | Fox       | Maienschein  | Skinner          |
| Bonta     | Frazier   | Mansoor      | Stone            |
| Bradford  | Gaines    | Melendez     | Ting             |
| Brown     | Garcia    | Morrell      | Wagner           |
| Buchanan  | Gatto     | Mullin       | Waldron          |
| Calderon  | Gomez     | Muratsuchi   | Weber            |
| Campos    | Gonzalez  | Nazarian     | Wieckowski       |
| Chau      | Gordon    | Nestande     | Wilk             |
| Chávez    | Gray      | Olsen        | Williams         |
| Chesbro   | Hagman    | Pan          | Yamada           |
| Conway    | Harkey    | Patterson    | Mr. Speaker      |

**PRAYER**

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

*O Creator, You want to help us in life. The key, however, is that You will only be involved as much as we allow You to be. Teach us, Lord, to hear You in both the big and the little things of our everyday life. For when we acknowledge You in all of our endeavors, You will crown us with success.—AMEN.*

**PLEDGE OF ALLEGIANCE TO THE FLAG**

Upon request of Speaker pro Tempore Campos, Assembly Member Waldron 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 Atkins, seconded by Assembly Member V. Manuel Pérez.

**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 Hall and Medina.*

*On personal business, and waiving per diem: Assembly Members Gorell and Grove.*

**EXPLANATIONS OF ABSENCE**

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

January 29, 2014

*The Honorable John A. Pérez  
Speaker of the Assembly  
State Capitol, Room 219  
Sacramento, California*

Dear Speaker Pérez: I am writing to respectfully request to be excused from Floor Session on Thursday, February 6, 2014, to attend to legislative business. Thank you for your prompt attention to this matter.

Sincerely,

ISADORE HALL, III, Assembly Member  
Sixty-fourth District

January 8, 2014

*The Honorable John A. Pérez  
Speaker of the Assembly  
State Capitol, Room 219  
Sacramento, California*

Dear Mr. Speaker: I respectfully request permission to be excused from Session on Thursday, February 6, 2014, due to legislative business in my district. Thank you for your assistance. Please contact my office should any questions arise.

Sincerely,

JOSE MEDINA, Assembly Member  
Sixty-first District

**COMMUNICATIONS**

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

January 29, 2014

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

RE: Reappointment of Morris Goldman to  
California Film Commission

Dear Mr. Wilson: Please be advised that I have reappointed Mr. Morris Goldman to the California Film Commission. This is a term appointment starting February 13, 2014, and the expiration date is February 13, 2016.

Sincerely,

JOHN A. PÉREZ  
Speaker of the Assembly

**SPECIAL COMMITTEE MEETINGS**

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

Agriculture, on Wednesday, February 19, 2014, at 2 p.m.;  
Public Employees, Retirement and Social Security, on Wednesday, February 19, 2014, at 10:30 a.m., in Room 444.

**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>          |
|-----------------|---------------------------|
| 1454 -----      | Hum. S.                   |
| 1456 -----      | Higher Ed.                |
| 1503 -----      | A. & A.R. and Nat. Res.   |
| 1521 -----      | L. Gov.                   |
| 1523 -----      | Hum. S.                   |
| 1527 -----      | E.S. & T.M.               |
| 1528 -----      | L. Gov.                   |
| 1543 -----      | L. & E.                   |
| 1548 -----      | Higher Ed.                |
| 1549 -----      | Higher Ed.                |
| 1550 -----      | P.E.,R. & S.S.            |
| 1551 -----      | B.,P. & C.P.              |
| 1552 -----      | Health and Aging & L.T.C. |
| 1553 -----      | Ins.                      |
| 1556 -----      | Ins.                      |
| 1557 -----      | Higher Ed.                |
| 1558 -----      | Health                    |
| 1559 -----      | Health                    |
| 1560 -----      | Health                    |

|      |       |                                |
|------|-------|--------------------------------|
| 1561 | ----- | Rev. & Tax.                    |
| 1562 | ----- | L. & E.                        |
| 1564 | ----- | Rev. & Tax. and J., E.D., & E. |
| 1565 | ----- | V.A.                           |
| 1568 | ----- | A. & A.R.                      |
| 1569 | ----- | Rev. & Tax.                    |
| 1570 | ----- | Hum. S.                        |
| 1572 | ----- | Aging & L.T.C.                 |
| 1573 | ----- | Ed.                            |
| 1574 | ----- | A. & A.R.                      |
| 1575 | ----- | A. & A.R.                      |
| 1577 | ----- | Health                         |
| 1578 | ----- | A. & A.R.                      |
| 1579 | ----- | Hum. S.                        |
| 1580 | ----- | V.A.                           |

*Assembly Joint*

|                       |       |                  |
|-----------------------|-------|------------------|
| <i>Resolution No.</i> |       | <i>Committee</i> |
| 33                    | ----- | V.A.             |

**REQUEST FOR PHOTOGRAPHER**

Assembly Members Bonta, Buchanan, and Speaker Pérez were granted unanimous consent that photographers be permitted on the Floor of the Assembly.

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

Assembly Members Bonta, Buchanan, and Speaker Pérez were granted unanimous consent that Assembly Rule 118 be suspended granting the privileges of the Floor and permitting guests in the Assembly Chamber and on the Assembly Floor.

**RE-REFERENCE OF BILLS  
PURSUANT TO ASSEMBLY RULE 96(a)**

Assembly Member V. Manuel Pérez was granted unanimous consent that the following bill be re-referred as noted pursuant to Assembly Rule 96(a):

Senate Bill No. 777 from the Committee on Governmental Organization to the Committee on Rules.

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

**ASSEMBLY CONCURRENT RESOLUTION NO. 86 (Buchanan)**—Relative to American Heart Month and Wear Red Day.

Resolution read.

**Members Made Coauthors of  
Assembly Concurrent Resolution No. 86**

Assembly Member Buchanan was granted unanimous consent to suspend the Rules to permit Members to be listed as additional coauthors of Assembly Concurrent Resolution No. 86.

**Additional Coauthors**

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

Achadjian, Alejo, Ammiano, Atkins, Bigelow, Bloom, Bocanegra, Bonilla, Bonta, Bradford, Brown, Ian Calderon, Campos, Chau, Chávez, Chesbro, Conway, Cooley, Dababneh, Dahle, Daly, Dickinson, Donnelly, Fong, Fox, Frazier, Beth Gaines, Garcia, Gatto, Gomez, Gonzalez, Gordon, Gray, Hagman, Harkey, Roger Hernández, Holden, Jones, Jones-Sawyer, Levine, Linder, Logue, Lowenthal, Maienschein, Mansoor, Melendez, Morrell, Mullin, Muratsuchi, Nazarian, Nestande, Olsen, Pan, Patterson, Perea, John A. Pérez, V. Manuel Pérez, Quirk, Quirk-Silva, Rendon, Ridley-Thomas, Rodriguez, Salas, Stone, Ting, Wagner, Waldron, Weber, Wieckowski, Wilk, Williams, and Yamada.

**Request for Unanimous Consent**

Assembly Member Buchanan was granted unanimous consent to take up Assembly Concurrent Resolution No. 86, as amended, without reference to print or file, and that the same be considered engrossed.

**Consideration of Assembly Concurrent Resolution No. 86, as Amended**  
**ASSEMBLY CONCURRENT RESOLUTION NO. 86**—Relative to American Heart Month and Wear Red Day.

Resolution read, as amended, and adopted.

Resolution ordered reprinted and transmitted to the Senate.

**RECESS**

By unanimous consent, at 9:11 a.m., Speaker pro Tempore Campos declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Buchanan introduced guests from the American Heart Association in conjunction with American Heart Month and Wear Red Day, whereupon she presented a Members' Resolution.

**RECONVENED**

At 9:12 a.m., the Assembly reconvened.

Speaker pro Tempore of the Assembly, Nora Campos, 27th District, presiding.

**CONSIDERATION OF DAILY FILE (RESUMED)  
THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**ASSEMBLY CONCURRENT RESOLUTION NO. 87 (Wilk)**—Relative to Ronald Reagan Day.

Resolution read.

**Assembly Rule 112 Suspended**

Assembly Member Ting was granted unanimous consent that Assembly Rule 112 be suspended to permit him to read a paper on the Floor of the Assembly.

Assembly Member Jones was granted unanimous consent that Assembly Rule 112 be suspended to permit him to read a paper on the Floor of the Assembly.

Assembly Member Wilk was granted unanimous consent that Assembly Rule 112 be suspended to permit him to read a paper on the Floor of the Assembly.

**Members Made Coauthors of  
Assembly Concurrent Resolution No. 87**

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. 87.

**Additional Coauthors**

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

Achadjian, Allen, Atkins, Bigelow, Bloom, Bocanegra, Bonilla, Bonta, Bradford, Brown, Buchanan, Ian Calderon, Campos, Chau, Chávez, Chesbro, Conway, Cooley, Dababneh, Dahle, Daly, Dickinson, Donnelly, Fong, Fox, Frazier, Beth Gaines, Garcia, Gatto, Gordon, Hagman, Harkey, Holden, Jones, Jones-Sawyer, Levine, Linder, Logue, Lowenthal, Maienschein, Mansoor, Melendez, Morrell, Mullin, Nazarian, Nestande, Olsen, Pan, Patterson, Perea, John A. Pérez, V. Manuel Pérez, Quirk-Silva, Rodriguez, Salas, Wagner, Waldron, Weber, Wieckowski, Williams, and Yamada.

**Request for Unanimous Consent**

Assembly Member Wilk was granted unanimous consent to take up Assembly Concurrent Resolution No. 87, as amended, without reference to print or file, and that the same be considered engrossed.

**Consideration of Assembly Concurrent Resolution No. 87, as Amended**  
**ASSEMBLY CONCURRENT RESOLUTION NO. 87**—Relative to Ronald Reagan Day.

Resolution read, as amended, and adopted.

Resolution ordered reprinted and transmitted to the Senate.

**ADJOURN IN MEMORY**

Assembly Member Bonta was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Joan K. Butkovich Tooker of Sacramento.

(Assembly Rule 45.5 suspended.)

**Introduction of Guests**

Assembly Member Bonta, of the 18th Assembly District, extended his sympathy to the family of Joan K. Butkovich Tooker and introduced her sons, Josh and Jon Tooker, and her daughter-in-law, Shamila Chandra-Tooker.

**ADJOURN IN MEMORY**

Assembly Member Atkins was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Neil Morgan of San Diego.

(Assembly Rule 45.5 suspended.)

**RECESS**

By unanimous consent, at 9:51 a.m., Speaker pro Tempore Campos declared the Assembly recessed to permit the introduction of a special guest.

Speaker Pérez introduced the Honorable Christy Clark, Premier of British Columbia, Canada.

**RECONVENED**

At 9:53 a.m., the Assembly reconvened.

Speaker pro Tempore of the Assembly, Nora Campos, 27th District, presiding.

**ADJOURN IN MEMORY**

Assembly Members Ridley-Thomas and Weber were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Ella Mae Earnest of Los Angeles.

(Assembly Rule 45.5 suspended.)

**ANNOUNCEMENTS**

Speaker pro Tempore Campos announced the following session schedule:

Friday, February 7, 2014, No session;  
Monday, February 10, 2014, Floor Session, 12 noon;  
Tuesday, February 11, 2014, Check-in Session, 7 a.m.–3 p.m.;  
Wednesday, February 12, 2014, Check-in Session, 7 a.m.–3 p.m.;  
Thursday, February 13, 2014, Check-in Session, 7 a.m.–3 p.m.;  
Friday, February 14, 2014, Floor Session, 9 a.m.;  
Monday, February 17, 2014, Presidents' Day Holiday;  
Tuesday, February 18, 2014, Floor Session, 12 noon.

**ADJOURN IN MEMORY**

Assembly Member Holden was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jacqueline Hill Howard of Pasadena.

Assembly Member Dahle was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jim Bickford of Pittville.



**MOTION TO ADJOURN**

At 9:58 a.m., Assembly Member Atkins moved that the Assembly do now adjourn.

Assembly Member Hagman seconded the motion.

Motion carried.

**QUORUM CALL OF THE ASSEMBLY DISPENSED WITH**

At 9:58 a.m., Speaker pro Tempore Campos 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. 1609—Alejo.** An act to amend Sections 16520 and 27590 of, and to add Section 27585 to, the Penal Code, relating to firearms.

**ASSEMBLY BILL NO. 1610—Bonta.** An act to amend Section 1336 of the Penal Code, relating to material witnesses.

**ASSEMBLY BILL NO. 1611—Bonta.** An act to amend Section 3543.2 of the Government Code, relating to school employees.

**ASSEMBLY BILL NO. 1612—Donnelly.** An act to amend Section 11344 of the Government Code, relating to state government.

**ASSEMBLY BILL NO. 1613—Stone.** An act to amend Section 11004 of the Welfare and Institutions Code, relating to CalWORKs.

**ASSEMBLY BILL NO. 1614—Stone.** An act to amend Section 123302 of the Health and Safety Code, and to amend Section 10072 of, and to add Section 10072.3 to, the Welfare and Institutions Code, relating to public social services.

**ASSEMBLY BILL NO. 1615—Gatto.** An act relating to the payment of claims against the state, and declaring the urgency thereof, to take effect immediately.

**ASSEMBLY BILL NO. 1616—Buchanan.** An act to amend Section 18100 of the Education Code, relating to school libraries.

**ASSEMBLY BILL NO. 1617—Gatto.** An act relating to state claims, and declaring the urgency thereof, to take effect immediately.

**ASSEMBLY BILL NO. 1618—Chesbro.** An act to amend Section 827 of the Welfare and Institutions Code, relating to juveniles.

**ASSEMBLY BILL NO. 1619—Gonzalez.** An act to amend Sections 1296, 44908, 44910, 44929.21, and 44948.3 of, and to repeal Sections 44929.23, 44948, 44948.2, and 44948.5, of the Education Code, relating to permanent school employees.

**ASSEMBLY BILL NO. 1620—Rodriguez.** An act to add Chapter 15 (commencing with Section 8899.50) to Division 1 of Title 2 of the Government Code, relating to state government.

**ASSEMBLY BILL NO. 1621—Lowenthal and Rodriguez.** An act to add Section 1797.119 to the Health and Safety Code, relating to emergency medical services.

**ASSEMBLY BILL NO. 1622—Bonta.** An act to repeal and add Part 14 (commencing with Section 600) of Division 2 of the Probate Code, relating to the powers of appointment.

**AUTHOR'S AMENDMENTS**  
**Committee on Labor and Employment**

February 6, 2014

Mr. Speaker: The Chair of your Committee on Labor and Employment reports:  
 Senate Bill No. 270

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

ROGER HERNÁNDEZ, Chair

**SENATE BILL NO. 270**—An act to add Section 106.5 to the Labor Code, relating to employment.

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: February 6, 2014

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 85  
 Assembly Concurrent Resolution No. 88  
 House Resolution No. 28

With the recommendation: Be adopted.

GORDON, Chair

Above resolutions ordered to third reading.

**MESSAGES FROM THE SENATE**

Senate Chamber, February 6, 2014

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

Assembly Bill No. 467  
 Assembly Bill No. 471

And respectfully requests the Assembly to concur in said amendments.

GREGORY P. SCHMIDT, Secretary of the Senate  
 By Bernadette McNulty, Assistant Secretary

Above bills ordered to unfinished business file.

**ADJOURNMENT**

At 3 p.m., pursuant to the motion by Assembly Member Atkins, the Assembly adjourned until 12 noon, Monday, February 10, 2014, out of respect to the memory of Joan K. Butkovich Tooker on motion of Assembly Member Bonta; out of respect to the memory of Neil Morgan on motion of Assembly Member Atkins; out of respect to the memory of Ella Mae Earnest on motion of Assembly Members Ridley-Thomas and Weber; out of respect to the memory of Jacqueline Hill Howard on motion of Assembly Member Holden; and out of respect to the memory of Jim Bickford on motion of Assembly Member Dahle.

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JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

**AMENDMENTS CONSIDERED BY THE  
ASSEMBLY ON FEBRUARY 6, 2014**

The following measures were amended in the Assembly on this day:

| <b>SB</b> | <b>RN</b> |
|-----------|-----------|
| 270       | 1405818   |

|                          |             |
|--------------------------|-------------|
| <b>Daily Total:</b>      | <b>1</b>    |
| <b>Cumulative Total:</b> | <b>2669</b> |

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