

CALIFORNIA LEGISLATURE
2019–20 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, February 12, 2019

TWENTY-THIRD SESSION DAY

SEVENTY-SECOND 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.

(Please direct any inquiries and report any omissions or errors to Minute Clerk: Phone 916-319-2360)

(Corrected 3-11-19)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, February 12, 2019

The Assembly met at 10:30 a.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 Blanca Rubio moved a quorum call of the
Assembly.
Motion carried. Time, 10:36 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 10:52 a.m., Speaker pro Tempore Mullin declared a quorum of the
Assembly present.
The rollcall was completed, and the following answered to their
names—71:

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

PRAYER

Upon invitation of Speaker pro Tempore Mullin, the following prayer was offered by Assembly Member Brian Dahle, of the 1st Assembly District:

We ask that You heal our land. We thank You for the opportunity to serve. We ask that You bless every legislator in this Capitol. Give us wisdom, knowledge, discernment, and love to help the people of California for the future and the future generations that come behind us.

We ask that You break the chains of addiction, that You heal the mentally ill Father God, and that You comfort the homeless. Please give a special measure of favor, Father God, to the Speaker, the Pro Tem, and our Governor Gavin Newsom. We ask these things for Your glory, in honor of Your purposes, and according to Your will, we pray.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Mullin, Assembly Member Boerner Horvath 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 Gloria, seconded by Assembly Member Waldron.

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 Bigelow, Bonta, Cristina Garcia, and Mathis.*

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

Because of illness, per diem waived for the 2019–20 Session (Assembly Journal, page 66): Assembly Member Cooper.

Because of illness: Assembly Members Eggman and Quirk.

Because of illness in his family: Assembly Member Calderon.

* (NOTE: This day's Journal corrected to show Assembly Member Bonta excused on this day on legislative business, pursuant to further explanation of absence received February 26, 2019. See Assembly Journal, page 508.)

EXPLANATIONS OF ABSENCE

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

November 30, 2018

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 Floor and Check-in Sessions on Tuesday and Wednesday, February 12 and 13, 2019, due to legislative business, and waive per diem. Thank you for your consideration of this request.

Sincerely,

ROB BONTA, Assembly Member
Eighteenth District

(NOTE: This day's Journal corrected to show Assembly Member Bonta excused on this day on legislative business, pursuant to further explanation of absence received February 26, 2019. See Assembly Journal, page 508.)

January 22, 2019

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

Dear Speaker Rendon: This letter is to respectfully request an excuse from Floor Session on Tuesday, February 12, 2019, to attend World Ag Expo in Tulare. I would leave the afternoon of February 11th and return the morning of February 13th. Thank you for your consideration of this request. If you have any questions, please call Maria Heredia at (916) 319-2005.

Sincerely,

FRANK BIGELOW, Assembly Member
Fifth District

February 1, 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 Floor Session on Tuesday, February 12, 2019, and travel to my district to attend an event honoring Warren High School located in Downey. Warren High School will be honored by Unified Champion Schools and ESPN as one of five "ESPN Top 5" Banner Schools. This prestigious national recognition of social inclusion is based on ten standards of excellence in inclusion. Your favorable attention and consideration of this request is greatly appreciated. Should you have any questions or need additional information, please contact Ashley Labar in my office at (916) 319-2058.

Sincerely,

CRISTINA GARCIA, Assembly Member
Fifty-eighth District

January 24, 2019

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

Dear Speaker Rendon: I respectfully request permission to be excused from my legislative duties, Floor Session, on Tuesday, February 12, 2019. Each year, Tulare County hosts the World Ag Expo; this exposition brings in representatives from all over the globe to participate in a 3-day event promoting agricultural development and modernization. I have been asked to participate within the opening ceremonies, as well as panels all day Tuesday. Due to the importance of this event to my district, and to the state, I respectfully request permission to be excused on February 12th. Please contact my office with any questions.

Sincerely,

DEVON J. MATHIS, Assembly Member
Twenty-sixth District

REQUEST FOR PHOTOGRAPHER

Speaker Rendon was granted unanimous consent that photographers be permitted on the Floor of the Assembly.

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 guests in the Assembly Chamber, on the Assembly Floor, and at the Rostrum for the presentation of the State of the State Address by Governor Gavin Newsom.

**At 10:57 a.m., Speaker of the Assembly, Anthony Rendon,
63rd District, presiding**

RECESS

By unanimous consent, at 10:57 a.m., Speaker Rendon declared the Regular Session of the Assembly recessed.

IN JOINT CONVENTION

At 10:58 a.m., the Senate and Assembly met in Joint Convention.
Hon. Anthony Rendon, Speaker of the Assembly, presiding.

APPOINTMENT OF JOINT COMMITTEE ON ESCORT

Speaker Rendon appointed Assembly Members Smith, Ramos, Salas, Grayson, Kamlager-Dove, and Low, and Senators Hertzberg, Leyva, Hurtado, Bradford, Pan, and Bates as a Joint Committee on Escort to escort the Honorable Gavin Newsom, 40th Governor of the State of California, to the Joint Convention.

INTRODUCTION OF FIRST PARTNER OF CALIFORNIA

Speaker Rendon introduced the First Partner of California, Jennifer Siebel Newsom, to the Joint Convention.

INTRODUCTION OF CONSTITUTIONAL OFFICERS

Speaker Rendon introduced Hon. Eleni Kounalakis, Lieutenant Governor; Hon. Xavier Becerra, Attorney General; Hon. Betty T. Yee, Controller; Hon. Tony Thurmond, Superintendent of Public Instruction; and Hon. Ricardo Lara, Insurance Commissioner; and Board of Equalization Members: Hon. Ted Gaines (District 1); Hon. Malia Cohen (Chair and District 2); Hon. Antonio Vazquez (Vice Chair and District 3); and Hon. Mike Schaefer (District 4).

INTRODUCTION OF SUPREME COURT JUSTICES

Speaker Rendon introduced Hon. Tani G. Cantil-Sakauye, Chief Justice of California; and Associate Justices: Hon. Ming W. Chin, Hon. Carol A. Corrigan, Hon. Goodwin H. Liu, Hon. Mariano-Florentino Cuéllar, Hon. Leondra R. Kruger, and Hon. Joshua Groban.

**PRESENTATION OF CALIFORNIA DIPLOMATIC AND CONSULAR CORPS
AND SPECIAL GUESTS**

Speaker Rendon welcomed the California Diplomatic and Consular Corps, distinguished public officials, and special guests seated in the Assembly Gallery.

PRESENTATION OF PRESIDENT PRO TEMPORE OF THE SENATE

Speaker Rendon then presented the Honorable Toni Atkins, President pro Tempore of the Senate, whereupon she addressed the assemblage.

PRESENTATION OF LIEUTENANT GOVERNOR

President pro Tempore Atkins then presented the Honorable Eleni Kounalakis, Lieutenant Governor and President of the Senate, whereupon she addressed the assemblage.

PRESENTATION OF GOVERNOR

Lieutenant Governor Kounalakis then presented the Honorable Gavin Newsom, 40th Governor of the State of California, to the Joint Convention.

ADDRESS BY GOVERNOR

Governor Newsom then addressed the Joint Convention.

(NOTE: For the text of the State of the State Address by the Honorable Gavin Newsom, 40th Governor of the State of California, see the Appendix to the Assembly Journal for February 12, 2019.)

ADJOURNMENT OF JOINT CONVENTION

At 11:56 a.m., there being no further business, Speaker Rendon declared the Joint Convention adjourned *sine die*.

IN ASSEMBLY

At 11:56 a.m., the Assembly reconvened.

Hon. Anthony Rendon, Speaker of the Assembly, presiding.

UNANIMOUS CONSENT GRANTED TO PRINT IN JOURNAL

Speaker Rendon was granted unanimous consent that the State of the State Address by the Honorable Gavin Newsom, 40th Governor of the State of California, be printed as a separate appendix to the Assembly Journal.

ANNOUNCEMENTS

Speaker Rendon announced the following session schedule:

Wednesday, February 13, 2019, Check-in Session, 7 a.m.–3 p.m.;

Thursday, February 14, 2019, Check-in Session, 7 a.m.–3 p.m.;

Friday, February 15, 2019, Floor Session, 9 a.m.

MOTION TO ADJOURN

At 11:59 a.m., Assembly Member Gloria moved that the Assembly do now adjourn.

Assembly Member Waldron seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 11:59 a.m., Speaker Rendon 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. 474—Reyes (Coauthors: Carrillo, Petrie-Norris, Luz Rivas, Smith, and Wicks). An act to amend Sections 63089.1, 63089.4, 63089.5, and 63089.98 of, to add Sections 63089.642 and 63089.644 to, and to add Article 12 (commencing with Section 63090) and Article 13 (commencing with Section 63095) to, Chapter 6 of Division 1 of Title 6.7 of, the Government Code, relating to the Capital Access Loan Program, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 475—Kiley. An act to add Section 23396.4 to the Business and Professions Code, relating to alcoholic beverages.

ASSEMBLY BILL NO. 476—Blanca Rubio. An act to add Section 110.5 to the Business and Professions Code, relating to professions and vocations.

ASSEMBLY BILL NO. 477—Cervantes. An act relating to emergency services.

ASSEMBLY BILL NO. 478—Kiley. An act relating to the Legislature.

ASSEMBLY BILL NO. 479—Nazarian and Kalra (Coauthors: Bloom, Levine, Blanca Rubio, and Voepel). An act to add Article 11.9 (commencing with Section 49569) to Chapter 9 of Part 27 of Division 4 of Title 2 of the Education Code, relating to school meals.

ASSEMBLY BILL NO. 480—Salas. An act to add Article 5 (commencing with Section 5816) to Part 3 of Division 5 of the Welfare and Institutions Code, relating to mental health.

ASSEMBLY BILL NO. 481—Lackey. An act to amend Section 40206.5 of the Vehicle Code, relating to parking violations.

ASSEMBLY BILL NO. 482—Arambula. An act to amend Sections 19401, 19422, 19531, and 19596.2 of, and to add Sections 19530.1 and 19536 to, the Business and Professions Code, relating to horse racing.

ASSEMBLY BILL NO. 483—Mayes. An act to amend Section 2070 of the Insurance Code, relating to insurance.

ASSEMBLY BILL NO. 484—Jones-Sawyer. An act to amend Section 1203.076 of the Penal Code, relating to crimes.

ASSEMBLY BILL NO. 485—Medina. An act to add Section 53083.1 to the Government Code, relating to local government.

ASSEMBLY BILL NO. 486—Limón. An act to add Section 8608.1 to the Government Code, relating to disaster preparedness.

ASSEMBLY BILL NO. 487—Gallagher. An act to amend Section 6267 of the Water Code, relating to dams and reservoirs.

ASSEMBLY BILL NO. 488—Aguiar-Curry (Principal coauthor: Senator McGuire). An act to amend Section 8886 of the Government Code, relating to communications.

ASSEMBLY BILL NO. 489—Mark Stone. An act to amend Section 12585.7 of the Water Code, relating to water.

ASSEMBLY BILL NO. 490—Salas. An act to amend Section 21050 of the Public Resources Code, relating to environmental quality.

ASSEMBLY BILL NO. 491—Blanca Rubio (Coauthors: O'Donnell and Quirk). An act to add Section 784.5 to the Public Utilities Code, relating to energy.

ASSEMBLY BILL NO. 492—Nazarian. An act to amend Sections 20501 and 20505 of, to amend the heading of Chapter 1 (commencing with Section 20501) of Part 10.5 of Division 2 of, and to repeal and add Sections 20514, 20543, and 20544 of, the Revenue and Taxation Code, relating to property tax assistance.

ASSEMBLY BILL NO. 493—Gloria (Coauthors: Cervantes, Eggman, and Low) (Coauthors: Senators Galgiani and Wiener). An act to add Article 2.7 (commencing with Section 218) to Chapter 2 of Part 1 of Division 1 of Title 1 of the Education Code, relating to teachers.

ASSEMBLY BILL NO. 494—Berman. An act to add Section 18901.15 to the Welfare and Institutions Code, relating to public social services, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 495—Muratsuchi. An act relating to cosmetics.

ASSEMBLY BILL NO. 496—Low. An act to amend Sections 23.8, 23.9, 25, 27, 28, 30, 31, 101, 101.7, 102.3, 103, 105.5, 106, 107, 108.5, 111, 114, 114.3, 115.5, 115.6, 116, 119, 120, 121, 124, 125, 125.3, 125.6, 125.9, 127, 129, 130, 132, 136, 137, 138, and 144 of the Business and Professions Code, relating to business and professions.

ASSEMBLY BILL NO. 497—Santiago. An act to amend Section 2881 of the Public Utilities Code, relating to communications, and declaring the urgency thereof, to take effect immediately.

AUTHOR'S AMENDMENTS **Committee on Transportation**

February 12, 2019

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

Assembly Bill No. 210

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

FRAZIER, Chair

ASSEMBLY BILL NO. 210—An act to amend Section 44011 of the Health and Safety Code, relating to vehicular air pollution.

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.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, February 12, 2019

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

Assembly Bill No. 72

Assembly Bill No. 73

And reports the same correctly enrolled, and presented to the Governor on the 12th day of February, 2019, at 11:45 a.m.

E. DOTSON WILSON, Chief Clerk

ADJOURNMENT

At 11:59 a.m., pursuant to the motion by Assembly Member Gloria, the Assembly adjourned until 7 a.m., Wednesday, February 13, 2019.

ANTHONY RENDON, Speaker

TAMMY WEIS, Index Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON FEBRUARY 12, 2019**

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

AB	RN
210	1904868

Daily Total:	1
Cumulative Total:	13

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