

CALIFORNIA LEGISLATURE
2013–14 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Friday, February 14, 2014

ONE HUNDRED FIFTY-THIRD SESSION DAY

FOUR HUNDRED THIRTY-NINTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



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
Friday, February 14, 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 Mullin 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 9:04 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—72:

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

PRAYER

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

Lord, Your Saint Valentine, whom we celebrate today, was a third century priest who became known for his efforts to perform weddings for Roman soldiers who were forbidden to marry. Saint Valentine knew that there was a higher love than simple romantic love. He knew of agape love, or the type of selfless benevolence that comes from You. Lord, grant that we may show this selfless type of love to our sweethearts today and to everyone we encounter.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Campos, Assembly Member Wagner 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 Hagman.

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, Morrell, and Quirk-Silva.

On personal business, and waiving per diem: Assembly Members Gorell, V. Manuel Pérez, and Ridley-Thomas.

Because of illness: Assembly Members Logue and Ting.

EXPLANATIONS OF ABSENCE

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

February 3, 2014

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

Dear Mr. Speaker: I would like to respectfully request permission to be excused on legislative business, Friday, February 14, 2014, due to a speaking commitment in my district. Thank you for your attention and consideration to my request. Please feel free to contact me if you have any questions, or call Jalene Romo at (916) 319-2065.

Sincerely,

SHARON QUIRK-SILVA, Assembly Member
Sixty-fifth District

February 6, 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 Session on Friday, February 14, 2014, to attend to legislative business in my district. Thank you for your prompt attention to this matter.

Sincerely,

ISADORE HALL, III, Assembly Member
Sixty-fourth District

February 8, 2014

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

Dear Mr. Speaker: I write to you today to respectfully request that I be excused from Session on Friday, February 14, 2014, as I will be on legislative business in my district for the Unforgettables Heart Awards. Thank you for your consideration of this matter. If there are any questions, please contact Joanne Stacy at (916) 319-2040.

Sincerely,

MIKE MORRELL, Assembly Member
Fortieth District

SPECIAL COMMITTEE MEETINGS

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

Select Committee on Justice Reinvestment, on Wednesday, February 26, 2014, at 10 a.m., in Room 126;

Select Committee on Asia/California Trade and Investment Promotion, on Monday, February 24, 2014, at 1:30 p.m., in Room 437;

Aging and Long-Term Care, on Tuesday, March 4, 2014, at 2 p.m.

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>
1445	W.,P. & W.
1532	Pub. S. and Trans.
1536	P.E.,R. & S.S.
1554	Hum. S. and Aging & L.T.C.
1555	Pub. S.
1566	Trans.
1576	A.,E.,S.,T., & I.M. and L. & E.
1582	L. Gov. and Appr.
1583	A. & A.R.
1585	Pub. S.
1586	A. & A.R.
1588	Pub. S.
1589	E. & R.
1590	Higher Ed.
1591	Pub. S.
1593	L. Gov.
1594	Nat. Res.
1596	E. & R.
1597	Agri.
1600	A. & A.R. and P.E.,R. & S.S.
1601	U. & C.
1602	Hum. S. and Trans.
1603	W.,P. & W.
1606	Higher Ed.
1607	Pub. S.
1608	B.,P. & C.P. and Jud.
1609	Pub. S.
1610	Pub. S.
1611	P.E.,R. & S.S.
1612	A. & A.R.
1613	Hum. S.
1614	Hum. S.
1618	Jud.
1619	Ed.
1620	G.O.
1621	Health

Assembly Concurrent

<i>Resolution No.</i>	<i>Committee</i>
89	Rls.
90	Rls.
91	Rls.
92	Trans.

Senate Joint

<i>Resolution No.</i>	<i>Committee</i>
18	Ins.

REQUEST FOR PHOTOGRAPHER

Assembly Members Cooley and Melendez was granted unanimous consent that photographers be permitted on the Floor of the Assembly.

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

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

Senate Bill No. 339 from the Committee on Local Government to the Committee on Rules.

**NOTICE OF INTENTION TO REMOVE BILLS
FROM INACTIVE FILE**

Pursuant to Assembly Rule 78, Assembly Member Atkins announced her intention to request that Senate Bill No. 2 be removed from the inactive file.

ASSEMBLY RULE 118 SUSPENDED—PRIVILEGES OF THE FLOOR

Assembly Member Cooley was granted unanimous consent that Assembly Rule 118 be suspended granting the privileges of the Floor and permitting a guest on the Assembly Floor.

RECESS

By unanimous consent, at 9:09 a.m., Speaker pro Tempore Campos declared the Assembly recessed to permit the introduction of a special guest.

Assembly Member Cooley recognized Michael Callahan, Engrossing and Enrolling Clerk in the office of the Chief Clerk, for his 31 years of dedicated service to the Assembly and the State of California, and extended the best wishes of the Assembly to Mr. Callahan upon the occasion of his retirement whereupon he was presented a Members' Resolution.

RECONVENED

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

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

ASSEMBLY RULE 118 SUSPENDED—PRIVILEGES OF THE FLOOR

Assembly Member Melendez was granted unanimous consent that Assembly Rule 118 be suspended granting the privileges of the Floor and permitting a guest to sit at her desk, whereupon she introduced her son, Rocco Tomas Melendez.

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

ASSEMBLY CONCURRENT RESOLUTION NO. 88 (Linder)—Relative to Abraham Lincoln's birthday.

Resolution read.

Assembly Rule 112 Suspended

Assembly Member Linder 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. 88**

Assembly Member Linder was granted unanimous consent to suspend the Rules to permit Members to be listed as additional coauthors of Assembly Concurrent Resolution No. 88.

Additional Coauthors

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

Achadjian, Alejo, Allen, Ammiano, 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, Gomez, Gonzalez, Gordon, Grove, Hagman, Harkey, Holden, Jones, Jones-Sawyer, Levine, Lowenthal, Maienschein, Mansoor, Medina, Melendez, Muratsuchi, Nestande, Olsen, Pan, Patterson, Perea, John A. Pérez, Quirk, Rendon, Rodriguez, Salas, Skinner, Stone, Wagner, Waldron, Weber, Wieckowski, Wilk, Williams, and Yamada.

Request for Unanimous Consent

Assembly Member Linder was granted unanimous consent to take up Assembly Concurrent Resolution No. 88, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 88, as Amended

ASSEMBLY CONCURRENT RESOLUTION NO. 88—Relative to Abraham Lincoln's birthday.

Resolution read, as amended, and adopted.

Resolution ordered reprinted and transmitted to the Senate.

ADJOURN IN MEMORY

Assembly Member Frazier was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Reggie Moore of Antioch.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Members Gonzalez and Atkins were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of William N. Stuckey of Ramona.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Gordon was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Shirley Temple Black of Woodside.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Pan was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Dr. Richard M. Ikeda of Sacramento.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Patterson was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Joseph Levy of Fresno.

(Assembly Rule 45.5 suspended.)

SPECIAL RECOGNITION

The Members of the Assembly joined Assembly Member Atkins in extending best wishes to Assembly Member Brown on the occasion of her recent birthday.

ANNOUNCEMENTS

Speaker pro Tempore Campos announced the following session schedule:

Monday, February 17, 2014, Presidents Day Holiday;
Tuesday, February 18, 2014, Floor Session, 12 noon;
Wednesday, February 19, 2014, Check-in Session, 7 a.m.–3 p.m.;
Thursday, February 20, 2014, Floor Session, 9 a.m.;
Friday, February 21, 2014, No session; Last day to introduce bills.

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 Gary Parks of San Diego.

Assembly Member Chesbro was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of John Parducci of Ukiah.

MOTION TO ADJOURN

At 9:35 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 9:35 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. 1723—Nazarian. An act to amend Section 1197.1 of the Labor Code, relating to employment.

ASSEMBLY BILL NO. 1724—Frazier. An act to amend Section 91.5 of the Streets and Highways Code, relating to highways.

ASSEMBLY BILL NO. 1725—Maienschein. An act to amend Sections 5350.2 and 5352 of the Welfare and Institutions Code, relating to mental health.

ASSEMBLY BILL NO. 1726—Bonta and Skinner. An act to amend Section 11 of Chapter 14 of the Statutes of 2003, relating to education finance.

ASSEMBLY BILL NO. 1727—Rodriguez. An act to amend Section 150204 of the Health and Safety Code, relating to pharmaceuticals.

ASSEMBLY BILL NO. 1728—Garcia. An act to amend Section 84308 of the Government Code, relating to the Political Reform Act of 1974.

ASSEMBLY BILL NO. 1729—Logue. An act to amend Section 51240 of the Government Code, relating to local government.

ASSEMBLY BILL NO. 1730—Wagner. An act to amend Section 2944.7 of, and to add Sections 2944.8, 2944.9, and 2944.10 to, the Civil Code, relating to mortgages.

ASSEMBLY BILL NO. 1731—Perea. An act to add Section 10544.5 to the Water Code, relating to water resources.

ASSEMBLY BILL NO. 1732—Stone. An act to amend Section 11713 of the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 1733—Quirk-Silva, Atkins, and Maienschein. An act to add Section 103577 to the Health and Safety Code, and to add Section 14903 to the Vehicle Code, relating to public records.

ASSEMBLY BILL NO. 1734—Jones-Sawyer. An act to add Section 14838.8 to the Government Code, to amend Sections 999, 999.1, 999.2, 999.5, 999.12, and 1104 of the Military and Veterans Code, and to amend Sections 10115, 10115.13, and 10115.15 of the Public Contract Code, relating to public contracts.

ASSEMBLY BILL NO. 1735—Hall. An act to add Sections 381d and 381e to the Penal Code, relating to nitrous oxide.

ASSEMBLY BILL NO. 1736—Buchanan. An act to amend Section 739 of the Public Utilities Code, relating to energy.

ASSEMBLY BILL NO. 1737—Chávez. An act to amend Section 974.5 of the Military and Veterans Code, relating to veterans.

ASSEMBLY BILL NO. 1738—Chau. An act to amend Sections 5910 and 5915 of the Civil Code, relating to common interest developments.

ASSEMBLY BILL NO. 1739—Dickinson (Coauthor: Rendon). An act to add Section 10750.3 to the Water Code, relating to groundwater.

ASSEMBLY BILL NO. 1740—Bigelow. An act to amend Section 4584 of the Public Resources Code, relating to forestry.

ASSEMBLY BILL NO. 1741—Frazier. An act to amend Section 1742.1 of the Labor Code, relating to public works.

ASSEMBLY BILL NO. 1742—Maienschein. An act to amend Section 77003 of the Government Code, relating to courts.

ASSEMBLY BILL NO. 1743—Ting. An act to amend Sections 4144.5, 4145.5, and 4148.5 of, and to repeal Sections 4144, 4145, 4148, and 4149.5 of, the Business and Professions Code, and to amend Section 11364.1 of, and to repeal Section 11364 of, the Health and Safety Code, relating to public health.

ASSEMBLY BILL NO. 1744—Brown (Principal coauthor: Atkins). An act to amend Section 9100 of the Welfare and Institutions Code, relating to aging.

ASSEMBLY BILL NO. 1745—Morrell. An act to add Section 17052.7 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 1746—Alejo. An act to amend Section 2923 of the Labor Code, relating to employment.

ASSEMBLY BILL NO. 1747—Holden. An act relating to human trafficking.

ASSEMBLY BILL NO. 1748—Hagman. An act to amend Section 739.12 of the Insurance Code, relating to insurance.

ASSEMBLY BILL NO. 1749—Hagman. An act to amend Section 4658.7 of the Labor Code, relating to workers' compensation.

ASSEMBLY BILL NO. 1750—Alejo. An act relating to pupil instruction, and making an appropriation therefor.

ASSEMBLY BILL NO. 1751—Bloom. An act to amend Section 1771.8 of the Health and Safety Code, relating to continuing care.

ASSEMBLY BILL NO. 1752—Fong. An act to amend Section 13108 of the Elections Code, relating to elections.

ASSEMBLY BILL NO. 1753—Holden. An act to amend Sections 4629.5 and 4648 of the Welfare and Institutions Code, relating to developmental services.

ASSEMBLY BILL NO. 1754—Hagman. An act to add Section 15267 to the Education Code, relating to school bonds.

ASSEMBLY BILL NO. 1755—Gomez. An act to amend Section 1280.15 of the Health and Safety Code, relating to public health.

ASSEMBLY BILL NO. 1756—Skinner (Coauthors: Brown, Jones-Sawyer, and Weber). An act to amend Section 1203.45 of the Penal Code, and to amend Section 903.3 of the Welfare and Institutions Code, relating to court records.

ASSEMBLY BILL NO. 1757—Waldron. An act to amend Section 8751 of the Government Code, relating to state government.

ASSEMBLY BILL NO. 1758—Patterson. An act to amend Section 1935 of the Business and Professions Code, relating to healing arts.

ASSEMBLY BILL NO. 1759—Pan. An act to add Section 14105.196 to the Welfare and Institutions Code, relating to health care services.

ASSEMBLY BILL NO. 1760—Chau and Bocanegra. An act to amend Section 214 of the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 1761—Hall. An act relating to sexually exploited minors.

ASSEMBLY BILL NO. 1762—Quirk-Silva. An act to amend Section 78218 of the Education Code, relating to community colleges.

ASSEMBLY BILL NO. 1763—Perea. An act to amend Section 25301 of the Public Resources Code, relating to energy.

ASSEMBLY BILL NO. 1764—Olsen and Buchanan. An act to amend Section 51225.3 of the Education Code, relating to school curriculum.

ASSEMBLY BILL NO. 1765—Jones-Sawyer. An act to add and repeal Article 22 (commencing with Section 18900.20) of Chapter 3 of Part 10.2 of Division 2 of the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 1766—Nazarian. An act to add Section 16523 to the Welfare and Institutions Code, relating to foster care.

ASSEMBLY BILL NO. 1767—Holden. An act to amend Section 33211.6 of the Public Resources Code, relating to the Santa Monica Mountains Conservancy.

ASSEMBLY BILL NO. 1768—Fong. An act to amend Section 8040 of the Elections Code, relating to elections.

ASSEMBLY BILL NO. 1769—Dababneh. An act to amend Section 17942 of the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 1770—Dababneh. An act to amend Section 1624 of the Civil Code, relating to contracts.

ASSEMBLY BILL NO. 1771—V. Manuel Pérez. An act to add Section 1374.14 to the Health and Safety Code, and to add Section 10123.855 to the Insurance Code, relating to health care coverage.

ASSEMBLY BILL NO. 1772—Williams. An act to amend Section 15155 of the Government Code, relating to state government.

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 98—Bigelow (Coauthor: Wagner) (Coauthor: Senator Berryhill). Relative to State Route 132.

HOUSE RESOLUTION NO. 32—Mullin. Relative to Rare Disease Day.

AUTHOR'S AMENDMENTS
Committee on Public Safety

February 14, 2014

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Assembly Bill No. 1588

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

AMMIANO, Chair

ASSEMBLY BILL NO. 1588—An act to amend Sections 11358 and 11362.768 of the Health and Safety Code, relating to marijuana.

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.

Committee on Water, Parks and Wildlife

February 14, 2014

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:

Assembly Bill No. 1445

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

RENDON, Chair

ASSEMBLY BILL NO. 1445—An act to repeal and add Division 26.7 (commencing with Section 79700) of the Water Code, and to repeal Section 2 of Chapter 3 of the Seventh Extraordinary Session of the Statutes of 2009, relating to a public benefits associated with water storage projects program, by providing the funds necessary therefor through an election for the issuance and sale of bonds of the State of California, and for the handling and disposition of those funds, and declaring the urgency thereof, to take effect immediately.

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 14, 2014

Mr. Speaker: Your Committee on Rules reports:

Senate Bill No. 777

With the recommendation: That the bill be re-referred to the Committees on Governmental Organization and Insurance.

GORDON, Chair

Above bill re-referred to the Committee on Governmental Organization.

INTRODUCTION OF GUESTS

Assembly Member Atkins, of the 78th Assembly District, introduced Jack Conca and Jennafer Grace Carter.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Atkins, the Assembly adjourned until 12 noon, Tuesday, February 18, 2014, out of respect to the memory of Reggie Moore on motion of Assembly Member Frazier; out of respect to the memory of William N. Stuckey on motion of Assembly Members Gonzalez and Atkins; out of respect to the memory of Shirley Temple Black on motion of Assembly Member Gordon; out of respect to the memory of Dr. Richard M. Ikeda on motion of Assembly Member Pan; out of respect to the memory of Joseph Levy on motion of Assembly Member Patterson; out of respect to the memory of Gary Parks on motion of Assembly Member Atkins; and out of respect to the memory of John Parducci on motion of Assembly Member Chesbro.

JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON FEBRUARY 14, 2014**

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

AB	RN	
1445	1402958	
1588	1405782	
Daily Total:		2
Cumulative Total:		2673

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