

CALIFORNIA LEGISLATURE  
2015–16 REGULAR SESSION

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# ASSEMBLY DAILY JOURNAL

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**Tuesday, February 16, 2016**

**ONE HUNDRED FIFTY-THIRD SESSION DAY**

**FOUR HUNDRED FORTY-THIRD CALENDAR DAY**

**AT SACRAMENTO, CALIFORNIA**



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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 16, 2016

The Assembly met at 12 noon.  
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 Holden moved a quorum call of the Assembly.  
Motion carried. Time, 12 noon.  
The Speaker pro Tempore directed the Sergeant at Arms to close the  
doors, and to bring in the absent Members.

#### Quorum Present

At 12:07 p.m., Speaker pro Tempore Mullin declared a quorum of the  
Assembly present.

The rollcall was completed, and the following answered to their  
names—75:

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

**PRAYER**

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

*Lord, When we start feeling a little blue, or we seem to get stuck in a feeling of depression, it can be a signal to us that we are drifting away from You. Lord, You love a cheerful faith—a faith that reflects the light of hope, a faith that can smile, a faith that lights up the gloominess around us. Heavenly Father, draw us back to You and be a source of our outlook and joy.—AMEN.*

**PLEDGE OF ALLEGIANCE TO THE FLAG**

Upon request of Speaker pro Tempore Mullin, Assembly Member Salas 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 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 Member Dababneh.*

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

*Because of illness: Assembly Member Steinorth.*

The following Assembly Member was not excused for the day:

*Not excused, and per diem waived: Assembly Member Travis Allen.*

**EXPLANATIONS OF ABSENCE**

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

February 12, 2016

*The Honorable Toni G. Atkins*

*Speaker of the Assembly*

*State Capitol, Room 219*

*Sacramento, California*

Dear Speaker Atkins: I respectfully request permission to be excused from Session for legislative business on Tuesday, February 16, 2016, to meet with the Secretary of Energy, Ernest Moniz, who will be visiting the Aliso Canyon gas leak site near my district. I plan to return to Sacramento on Wednesday, February 17, 2016, for regular legislative business. Thank you for your consideration of this request.

Sincerely,

MATTHEW DABABNEH, Assembly Member  
Forty-fifth District

**SPECIAL COMMITTEE MEETINGS**

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

Appropriations, to convene jointly with the Senate Committee on Governance and Finance, on Wednesday, March 2, 2016, at 9:30 a.m., in Room 126;

Select Committee on Coastal Protection, on Friday, March 18, 2016, at Moss Landing Marine Laboratories in Moss Landing.

**REQUEST FOR PHOTOGRAPHER**

Assembly Member Williams was granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

**BILLS ORDERED RETURNED TO SENATE**

Assembly Member Holden was granted unanimous consent that Assembly Bill No. 908 be ordered returned to the Senate for further action.

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

Assembly Member Williams was granted unanimous consent that Assembly Rule 118 be suspended granting the privileges of the Floor and permitting a guest to sit at his desk in the Assembly Chamber, whereupon he introduced his five-month-old daughter Ya' Ash Rene Williams.

**ADJOURN IN MEMORY**

Assembly Member Bloom was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Maurice White of Los Angeles.

(Assembly Rule 45.5 suspended.)

**ADJOURN IN MEMORY**

Assembly Members Gordon and Mullin were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Robert "Bob" Newton Arrington of Hillsborough.

(Assembly Rule 45.5 suspended.)

**ADJOURN IN MEMORY**

Assembly Member Wagner was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Ruby Cavanaugh of Tustin.

(Assembly Rule 45.5 suspended.)

**ADJOURN IN MEMORY**

Assembly Member Weber was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Pastor Willie Evet Manley of San Diego.

(Assembly Rule 45.5 suspended.)

**ANNOUNCEMENTS**

Speaker pro Tempore Mullin announced the following session schedule:

Wednesday, February 17, 2016, Check-in Session, 7 a.m.–3 p.m.;

Thursday, February 18, 2016, Floor Session, 9 a.m.

**CONSIDERATION OF DAILY FILE  
UNFINISHED BUSINESS  
MOTIONS TO RECONSIDER BILLS CONTINUED**

By unanimous consent, the motions to reconsider the votes on Assembly Bill No. 533 and Senate Bill No. 7 were continued until Thursday, February 18, 2016.

**ADJOURN IN MEMORY**

Assembly Member Bloom was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Alan Geoffrey Fine of Beverly Hills.

Assembly Member Gatto was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Barbara Sykes of Burbank.

Assembly Member Gipson was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jacqueline Sarah Dickerson Hutt Hickman of Los Angeles.

Assembly Member Harper was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Stacy Margolin of Garden Grove.

Assembly Member Santiago was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Luis "Louie" Manuel Moreno of Boyle Heights.

**MOTION TO ADJOURN**

At 12:27 p.m., Assembly Member Holden moved that the Assembly do now adjourn.

Assembly Member Waldron seconded the motion.

Motion carried.

**QUORUM CALL OF THE ASSEMBLY DISPENSED WITH**

At 12:27 p.m., Speaker pro Tempore Mullin 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. 1968—Steinorth.** An act to amend Section 5541.1 of the Public Resources Code, relating to parks.

**ASSEMBLY BILL NO. 1969—Steinorth.** An act to amend Section 33334.4 of the Health and Safety Code, relating to redevelopment.

**ASSEMBLY BILL NO. 1970—Low (Coauthor: Mullin).** An act to add Sections 3026 and 14314 to the Elections Code, relating to elections.

**ASSEMBLY BILL NO. 1971—Cooper.** An act to add Section 25503.61 to the Business and Professions Code, relating to alcoholic beverages.

**ASSEMBLY BILL NO. 1972—Chau (Coauthors: Alejo, Brough, Brown, Dodd, Cristina Garcia, and Mathis) (Coauthors: Senators Allen, Anderson, Hertzberg, Hueso, Nguyen, Nielsen, and Roth).** An act to amend Section 5011.5 of the Public Resources Code, relating to veterans.

**ASSEMBLY BILL NO. 1973—Campos.** An act relating to greenhouse gases.

**ASSEMBLY BILL NO. 1974—Gallagher.** An act to amend Sections 27201 and 27288.1 of the Government Code, relating to the county recorder.

**ASSEMBLY BILL NO. 1975—Waldron.** An act relating to driving under the influence.

**ASSEMBLY BILL NO. 1976—Irwin.** An act to amend Sections 67051, 67052, 67052.3, 67059, 67081, and 67132 of the Food and Agriculture Code, relating to avocados.

**ASSEMBLY BILL NO. 1977—Wood and Waldron.** An act to add Section 1367.217 to the Health and Safety Code, and to add Section 10123.203 to the Insurance Code, relating to health coverage.

**ASSEMBLY BILL NO. 1978—Gonzalez.** An act to amend Section 2802 of the Labor Code, relating to employment.

**ASSEMBLY BILL NO. 1979—Bigelow.** An act to amend Section 10610 of the Water Code, relating to water management.

**ASSEMBLY BILL NO. 1980—Irwin.** An act to amend Section 13083 of the Health and Safety Code, relating to fire protection.

**ASSEMBLY BILL NO. 1981—Mayes.** An act to amend Section 21082.2 of the Public Resources Code, relating to environmental quality.

**ASSEMBLY BILL NO. 1982—Bloom.** An act to amend Section 2581 of the Streets and Highways Code, relating to greenhouse gases.

**ASSEMBLY BILL NO. 1983—Lackey.** An act to add Section 3534.5 to the Government Code, relating to public employees.

**ASSEMBLY BILL NO. 1984—Linder.** An act to add Section 16007 to the Welfare and Institutions Code, relating to foster youth.

**ASSEMBLY BILL NO. 1985—Williams.** An act to add Article 9 (commencing with Section 79500) to Chapter 9 of Part 48 of Division 7 of Title 3 of the Education Code, relating to Advanced Placement credit.

**ASSEMBLY BILL NO. 1986—Wilk.** An act to add Chapter 5.5 (commencing with Section 1355) to Part 2 of Division 2 of the Water Code, relating to water resources.

**ASSEMBLY BILL NO. 1987—Rodriguez.** An act to amend Section 94 of the Streets and Highways Code, relating to transportation.

**ASSEMBLY BILL NO. 1988—Jones.** An act to add Section 54956.77 to the Government Code, relating to local government.

**ASSEMBLY BILL NO. 1989—Jones.** An act to add Section 1061 to the Water Code, relating to water.

**ASSEMBLY BILL NO. 1990—Jones.** An act to amend Section 13300.5 of the Government Code, relating to state government.

**ASSEMBLY BILL NO. 1991—Jones.** An act to amend Section 10101 of the Public Contract Code, relating to public contracts.

**ASSEMBLY BILL NO. 1992—Jones.** An act to amend Section 49458 of the Education Code, relating to pupil health.

**ASSEMBLY BILL NO. 1993—Irwin.** An act to add Section 1502.7 to the Corporations Code, and to add Section 1524.4 to the Penal Code, relating to law enforcement.

**ASSEMBLY BILL NO. 1994—Lopez.** An act to add Article 3.7 (commencing with Section 11340) to Chapter 2 of Part 3 of Division 9 of the Welfare and Institutions Code, relating to CalWORKs.

**ASSEMBLY BILL NO. 1995—Williams.** An act to amend Sections 76300 and 78212 of, and to add Section 76011 to, the Education Code, relating to community colleges.

**ASSEMBLY BILL NO. 1996—Gordon.** An act to amend Section 94874 of the Education Code, relating to private postsecondary education.

**ASSEMBLY BILL NO. 1997—Mark Stone.** An act to amend Sections 1501.1, 1502, 1517, 1520.1, 1525.5, and 1562.01 of the Health and Safety Code, and to amend Sections 4094.2, 11462, 11466, and 16519.5, of the Welfare and Institutions Code, relating to foster care.

**ASSEMBLY BILL NO. 1998—Campos.** An act to add Section 224.7 to the Welfare and Institutions Code, relating to juveniles.

**ASSEMBLY BILL NO. 1999—Achadjian.** An act relating to firearms.

**ASSEMBLY BILL NO. 2000—Campos.** An act to add Section 607.6 to the Welfare and Institutions Code, relating to juveniles.

**ASSEMBLY BILL NO. 2001—Mathis.** An act to amend Section 5515 of the Fish and Game Code, relating to fish.

**ASSEMBLY BILL NO. 2002—Mark Stone, Atkins, and Levine (Principal coauthor: Gordon) (Principal coauthor: Senator Jackson) (Coauthors: Bloom, Chiu, Gonzalez, Jones-Sawyer, McCarty, O'Donnell, Rendon, Thurmond, Ting, Weber, Williams, and Wood) (Coauthors: Senators Allen, Block, Pavley, and Wolk).** An act to amend Sections 82002, 82039, and 86300 of the Government Code, and to amend Section 30325 of the Public Resources Code, relating to the Political Reform Act of 1974.

**ASSEMBLY BILL NO. 2003—Lackey (Coauthors: Gallagher and Wagner).** An act to add Section 1168 to the Code of Civil Procedure, relating to unlawful detainer proceedings.

**ASSEMBLY BILL NO. 2004—Bloom.** An act to add Section 1367.72 to the Health and Safety Code, and to add Section 10123.72 to the Insurance Code, relating to health care coverage.

**ASSEMBLY BILL NO. 2005—Ridley-Thomas.** An act to amend Section 201 of the Welfare and Institutions Code, relating to juveniles.

**ASSEMBLY BILL NO. 2006—Mullin.** An act to add Section 15624.1 to the Government Code, relating to local tax collection.

**ASSEMBLY BILL NO. 2007—McCarty.** An act to add Article 2.5 (commencing with Section 124235) to Chapter 4 of Part 2 of Division 106 of the Health and Safety Code, relating to youth athletics.

**ASSEMBLY BILL NO. 2008—Wagner.** An act to amend Section 290.017 of the Penal Code, relating to crimes.

**ASSEMBLY BILL NO. 2009—Lopez.** An act to add Section 68130.6 to, and to add Chapter 3.67 (commencing with Section 44778) to Part 25 of Division 3 of Title 2 of, the Education Code, relating to student support services.

**ASSEMBLY BILL NO. 2010—Ridley-Thomas.** An act to amend Sections 13307 and 13312 of the Elections Code, relating to elections.

**ASSEMBLY BILL NO. 2011—Cooper.** An act to amend Sections 19607.2 and 19607.3 of the Business and Professions Code, relating to horse racing.

**ASSEMBLY BILL NO. 2012—Bigelow, Wilk, Cooper, and Jones-Sawyer (Principal coauthor: Hadley) (Coauthor: Santiago).** An act to amend Section 4327 of, to amend the heading of Chapter 2.5 (commencing with Section 4325) of Title 4 of Part 3 of, to repeal Sections 4326 and 4329 of, and to repeal and add Section 4325 of, the Penal Code, relating to jails.

**ASSEMBLY BILL NO. 2013—Jones-Sawyer.** An act to add and repeal Section 991.5 of the Penal Code, relating to criminal procedure.

**ASSEMBLY BILL NO. 2014—Melendez.** An act to add Section 2566 to the Streets and Highways Code, relating to transportation.

**ASSEMBLY BILL NO. 2015—McCarty.** An act to amend Section 10104 of the Welfare and Institutions Code, relating to public social services.

**ASSEMBLY BILL NO. 2016—Alejo, Jones-Sawyer, Chiu, and Achadjian (Principal coauthors: Bonta, Eduardo Garcia, Holden, and Nazarian) (Principal coauthor: Senator Block) (Coauthors: Ting and Williams).** An act to add Section 51226.7 to the Education Code, relating to pupil instruction.

**ASSEMBLY BILL NO. 2017—McCarty.** An act to add Part 3.3 (commencing with Section 5832) to Division 5 of the Welfare and Institutions Code, relating to mental health, and making an appropriation therefor.

**ASSEMBLY BILL NO. 2018—Ridley-Thomas.** An act to add Article 7 (commencing with Section 87200) to Chapter 1 of Part 51 of Division 7 of Title 3 of the Education Code, and to amend Section 11165.7 of the Penal Code, relating to community colleges.

**ASSEMBLY BILL NO. 2019—Santiago.** An act to add Section 19829.2 to the Government Code, relating to public employment.

**ASSEMBLY BILL NO. 2020—Obernalte.** An act to amend Section 2025.270 of the Code of Civil Procedure, relating to depositions.

**ASSEMBLY BILL NO. 2021—Ridley-Thomas.** An act relating to equal opportunities.

**ASSEMBLY BILL NO. 2022—Gordon.** An act to add Section 13570 to the Water Code, relating to water.

**ASSEMBLY BILL NO. 2023—Gray.** An act to amend Section 35400.5 of the Vehicle Code, relating to vehicles.

**ASSEMBLY BILL NO. 2024—Wood (Coauthors: Bigelow, Dahle, Gallagher, and Obernalte).** An act to amend Section 2401 of the Business and Professions Code, relating to healing arts.

**ASSEMBLY BILL NO. 2025—Gonzalez.** An act to amend Section 7347 of the Business and Professions Code, relating to professions and vocations.

**ASSEMBLY BILL NO. 2026—Hadley.** An act to amend Section 21001.1 of the Public Resources Code, relating to environmental quality.

**ASSEMBLY BILL NO. 2027—Quirk.** An act to add Section 679.11 to the Penal Code, relating to victims of crime.

**ASSEMBLY BILL NO. 2028—Cooper.** An act to add Section 20969.3 to the Government Code, relating to public employees' retirement.

**ASSEMBLY BILL NO. 2029—Dahle and Gordon.** An act to amend Section 4584 of the Public Resources Code, relating to timber harvesting.

**ASSEMBLY BILL NO. 2030—Mullin (Coauthor: Bonilla).** An act to amend Sections 20221 and 20331 of the Public Contract Code, and to amend Section 103222 of the Public Utilities Code, relating to transportation.

**ASSEMBLY BILL NO. 2031—Bonta and Atkins (Coauthors: Low and Mullin).** An act relating to local government.

**ASSEMBLY BILL NO. 2032—Linder.** An act to amend Section 56770 of the Government Code, relating to local government.

**ASSEMBLY BILL NO. 2033—Wilk.** An act to amend Sections 11343.5 and 26803.5 of the Government Code, relating to regulations.

**ASSEMBLY BILL NO. 2034—Salas.** An act to amend Section 820.1 of the Streets and Highways Code, relating to transportation.

**ASSEMBLY BILL NO. 2035—Bigelow.** An act to amend Section 4171 of the Public Resources Code, relating to forest fires.

**ASSEMBLY BILL NO. 2036—Lopez.** An act to add Chapter 2.3 (commencing with Section 18890) to Division 8 of the Business and Professions Code, relating to business.

**ASSEMBLY BILL NO. 2037—Beth Gaines.** An act to amend Section 96.7 of the Revenue and Taxation Code, relating to local government finance.



**ASSEMBLY BILL NO. 2038—Beth Gaines.** An act to amend Section 21082.2 of the Public Resources Code, relating to environmental quality.

**ASSEMBLY BILL NO. 2039—Ting.** An act to relating to solid waste.

The following resolutions were offered:

**ASSEMBLY CONCURRENT RESOLUTION NO. 138—Lackey (Coauthor: Senator Runner).** Relative to the Larry Chimbole Memorial Highway.

**HOUSE RESOLUTION NO. 38—Ridley-Thomas.** Relative to Season for Nonviolence.

#### **AUTHOR'S AMENDMENTS**

##### **Committee on Utilities and Commerce**

February 16, 2016

Mme. Speaker: The Chair of your Committee on Utilities and Commerce reports:  
Senate Bill No. 380

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

GATTO, Chair

**SENATE BILL NO. 380—**An act to add Section 3217 to the Public Resources Code, and to add Section 713 to the Public Utilities Code, relating to natural gas, 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.

#### **INTRODUCTION OF GUESTS**

Assembly Member Maienschein, of the 77th Assembly District, introduced Troy and Linda Lane and their sons Caden, Drew, and Brady, of San Diego.

#### **ADJOURNMENT**

At 3 p.m., pursuant to the motion by Assembly Member Holden, the Assembly adjourned until 7 a.m., Wednesday, February 17, 2016, out of respect to the memory of Maurice White on motion of Assembly Member Bloom; out of respect to the memory of Robert "Bob" Newton Arrington on motion of Assembly Members Gordon and Mullin; out of respect to the memory of Ruby Cavanaugh on motion of Assembly Member Wagner; out of respect to the memory of Pastor Willie Evet Manley on motion of Assembly Member Weber; out of respect to the memory of Alan Geoffrey Fine on motion of Assembly Member Bloom; out of respect to the memory of Barbara Sykes on motion of Assembly Member Gatto; out of respect to the memory of Jacqueline Sarah Dickerson Hutt Hickman on motion of Assembly Member Gipson; out of respect to the memory of Stacy Margolin on motion of Assembly Member Harper; and out of respect to the memory of Luis "Louie" Manuel Moreno on motion of Assembly Member Santiago.

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TONI G. ATKINS, Speaker

AMY LEACH, Minute Clerk

**AMENDMENTS CONSIDERED BY THE  
ASSEMBLY ON FEBRUARY 16, 2016**

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

**SB RN**

380 1607849

**Daily Total: 1**

**Cumulative Total: 2679**

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