

CALIFORNIA LEGISLATURE
2017–18 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, February 21, 2017
TWENTY-NINTH SESSION DAY
SEVENTY-NINTH 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, February 21, 2017

The Assembly met at 1 p.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 Baker moved a quorum call of the Assembly.
Motion carried. Time, 1:03 p.m.
The Speaker pro Tempore directed the Sergeant at Arms to close the
doors, and to bring in the absent Members.

Quorum Present

At 1:08 p.m., Speaker pro Tempore Mullin declared a quorum of the
Assembly present.

The rollcall was completed, and the following answered to their
names—79:

Acosta	Chu	Harper	O'Donnell
Aguiar-Curry	Cooley	Holden	Patterson
Allen	Cooper	Irwin	Quirk
Arambula	Cunningham	Jones-Sawyer	Quirk-Silva
Baker	Dababneh	Kalra	Reyes
Berman	Dahle	Kiley	Ridley-Thomas
Bigelow	Daly	Lackey	Rodriguez
Bloom	Eggman	Levine	Rubio
Bocanegra	Flora	Limón	Salas
Bonta	Frazier	Low	Santiago
Brough	Friedman	Maienschein	Steinorth
Burke	Gallagher	Mathis	Stone
Caballero	Garcia, C.	Mayes	Thurmond
Calderon	Garcia, E.	McCarty	Ting
Cervantes	Gipson	Medina	Voepel
Chau	Gloria	Melendez	Waldron
Chávez	Gomez	Mullin	Weber
Chen	Gonzalez Fletcher	Muratsuchi	Wood
Chiu	Gray	Nazarian	Mr. Speaker
Choi	Grayson	Obernolte	

PRAYER

Upon invitation of Speaker pro Tempore Mullin, the following prayer was offered by Assembly Chaplain Rev. Bob Oshita:

Please join me in a moment of reflection.

One week ago Sunday, we lost a great vocalist, Al Jarreau. I will always remember watching him accept his first Grammy Award in 1978. So overwhelmed, he was at first unable to express the depth of his gratitude. He just stood there smiling deeply with eyes closed and humming. His presence seemed to beam complete contentment. What he said next has never left me.

He said, "All we can do is our very best. Most times, no one even notices. But that's all we can do. If we're lucky and our best is recognized . . . it feels so nice."

Al Jarreau pursued and fulfilled his dream; and has left the world a legacy of inspired music and inspiring words of encouragement—regardless of what our dreams and goals in life might be: "All we can do is our very best. Most times, no one even notices. But that's all we can do."

—Namo Amida Butsu, with kindness and gratitude beyond words.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Mullin, Assembly Member Baker 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 Gipson, seconded by Assembly Member Waldron.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Member was granted leave of absence for the day:

On legislative business: Assembly Member Fong.

EXPLANATIONS OF ABSENCE

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

February 14, 2017

*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 Floor Session on Tuesday, February 21, 2017, on legislative business due to district business. Thank you for your consideration of this request.

Sincerely,

VINCE FONG, Assembly Member
Thirty-fourth District

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, February 21, 2017

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

Assembly Bill No. 3

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

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>
207 -----	Higher Ed.
308 -----	Jud.
309 -----	Jud.
310 -----	Higher Ed.
313 -----	W.,P., & W.
314 -----	P. & C.P.
315 -----	B. & P.
316 -----	J., E.D., & E. and L. & E.
317 -----	H. & C.D.
318 -----	Ed.
319 -----	Nat. Res.
320 -----	Pub. S. and Hum. S.
321 -----	W.,P., & W.
323 -----	Hum. S.
324 -----	Pub. S.
326 -----	B. & P. and Jud.
327 -----	Rev. & Tax.
328 -----	Pub. S.
330 -----	Trans. and Pub. S.
332 -----	L. Gov.
333 -----	Trans.
334 -----	Pub. S. and Jud.
335 -----	Pub. S.
340 -----	Health
341 -----	Ed.
342 -----	Trans. and P. & C.P.
343 -----	Higher Ed.
344 -----	Trans.
346 -----	H. & C.D. and L. Gov.
347 -----	P. & C.P.
349 -----	B. & P.
351 -----	Trans.
352 -----	H. & C.D. and L. Gov.
353 -----	V.A. and L. & E.
355 -----	E.S. & T.M.
356 -----	Pub. S.
359 -----	Pub. S.
362 -----	Nat. Res.
363 -----	Trans. and V.A.
364 -----	P. & C.P.
366 -----	W.,P., & W.

367	-----	W.,P., & W.
368	-----	Pub. S.
369	-----	Jud.
370	-----	Higher Ed.
371	-----	Pub. S.
372	-----	Pub. S.
375	-----	P. & C.P. and C. & C.
376	-----	L. & E. and V.A.
377	-----	Hum. S.
378	-----	Nat. Res.
379	-----	Higher Ed.
380	-----	P. & C.P.
381	-----	Trans.
382	-----	Trans.
383	-----	Jud.
384	-----	Rev. & Tax.
385	-----	Ed.
386	-----	Jud.
387	-----	L. & E.
388	-----	Nat. Res.
390	-----	Trans.
391	-----	Health
392	-----	Pub. S.
393	-----	Higher Ed.
394	-----	Higher Ed.
395	-----	Health
396	-----	Ed.
397	-----	U. & E.
398	-----	Nat. Res.
401	-----	B. & P.
402	-----	L. & E.
403	-----	Jud. and Rls.
404	-----	Hum. S. and Jud.
405	-----	Higher Ed.
407	-----	Ins.
408	-----	Jud.
410	-----	Ed.
411	-----	Pub. S.
412	-----	Pub. S.
413	-----	Pub. S.
414	-----	Jud.
417	-----	Health
418	-----	Ed.
419	-----	Nat. Res.
421	-----	E.S. & T.M. and Jud.
422	-----	Higher Ed.
423	-----	H. & C.D.
424	-----	Pub. S.
425	-----	Nat. Res.
426	-----	B. & P.
427	-----	A.,E.,S.,T., & I.M. and Trans.
428	-----	L. Gov.
430	-----	Jud.
431	-----	V.A.

Assembly Concurrent

<i>Resolution No.</i>	<i>Committee</i>
18 -----	Rls.
21 -----	Jud.

Assembly Joint

<i>Resolution No.</i>	<i>Committee</i>
4 -----	H. & C.D.

House

<i>Resolution No.</i>	<i>Committee</i>
17 -----	Rls.
19 -----	Rls.

Senate Concurrent

<i>Resolution No.</i>	<i>Committee</i>
16 -----	Rls.

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

ASSEMBLY CONCURRENT RESOLUTION NO. 17 (Mark Stone)—Relative to California Court Reporting and Captioning Week.

Resolution read.

**Members Made Coauthors of
Assembly Concurrent Resolution No. 17**

Upon request of Assembly Member Mark Stone, the following Members were permitted to be listed as additional coauthors of Assembly Concurrent Resolution No. 17.

Additional Coauthors

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

Acosta, Aguiar-Curry, Travis Allen, Arambula, Baker, Berman, Bigelow, Bloom, Bocanegra, Bonta, Brough, Burke, Caballero, Calderon, Cervantes, Chau, Chávez, Chen, Chiu, Choi, Chu, Cooley, Cooper, Cunningham, Dababneh, Daly, Eggman, Flora, Frazier, Friedman, Gallagher, Cristina Garcia, Eduardo Garcia, Gipson, Gloria, Gomez, Gonzalez Fletcher, Gray, Grayson, Harper, Holden, Irwin, Jones-Sawyer, Kalra, Kiley, Lackey, Levine, Limón, Low, Maienschein, Mathis, Mayes, McCarty, Medina, Melendez, Mullin, Muratsuchi, Nazarian, Obernolte, O'Donnell, Patterson, Quirk, Quirk-Silva, Rendon, Reyes, Ridley-Thomas, Rodriguez, Rubio, Salas, Santiago, Steinorth, Thurmond, Ting, Voepel, Waldron, and Weber.

Request for Unanimous Consent

Assembly Member Mark Stone was granted unanimous consent to take up Assembly Concurrent Resolution No. 17, as revised, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 17, as Revised

ASSEMBLY CONCURRENT RESOLUTION NO. 17—Relative to California Court Reporting and Captioning Week.

Resolution read, as revised, and adopted.

Resolution ordered reprinted and transmitted to the Senate.

INTRODUCTION OF GUESTS

In conjunction with Assembly Concurrent Resolution No. 17 relative to California Court Reporting and Captioning Week, Assembly Member Mark Stone, of the 29th Assembly District, introduced: Brooke Ryan, President, California Court Reporters Association; and Carrie Nocella, Board Member, California Court Reporters Association.

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 Isadora Caldwell of Pasadena.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Members Calderon and Gipson were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Officer Keith Boyer, Whittier Police Department, resident of Whittier.

(Assembly Rule 45.5 suspended.)

ANNOUNCEMENTS

Speaker pro Tempore Mullin announced the following session schedule:

Wednesday, February 22, 2017, Check-in Session, 7 a.m.–3 p.m.;
Thursday, February 23, 2017, Floor Session, 9 a.m.

DEADLINE ANNOUNCEMENTS

Speaker pro Tempore Mullin announced that Wednesday, March 1, 2017, is the deadline for Members to file their Statements of Economic Interests—Form 700 with the Fair Political Practices Commission. The completed Form 700 must be filed with the Office of the Chief Clerk by 5 p.m.

ADJOURN IN MEMORY

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 Robert Thompson of Hat Creek and Kathleen Ackley of Tulalake.

MOTION TO ADJOURN

At 1:29 p.m., Assembly Member Calderon moved that the Assembly do now adjourn.

Assembly Member Waldron seconded the motion.
Motion carried.

REMARKS ON CONDITION OF THE FILE

Assembly Member Gallagher was granted unanimous consent to speak on the condition of the file.

FURTHER CONSIDERATION OF MOTION TO ADJOURN

The question being on the motion of Assembly Member Calderon that the Assembly do now adjourn.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 1:34 p.m., Speaker pro Tempore Mullin declared the quorum call of the Assembly dispensed with.

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 27—McCarty. Relative to Multiple Sclerosis Awareness Week.

HOUSE RESOLUTION NO. 20—Medina, Gonzalez Fletcher, and Bonta. Relative to the California Dream Act of 2011.

AUTHOR'S AMENDMENTS**Committee on Water, Parks, and Wildlife**

February 21, 2017

Mr. Speaker: The Chair of your Committee on Water, Parks, and Wildlife reports:
Assembly Bill No. 277

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

EDUARDO GARCIA, Chair

ASSEMBLY BILL NO. 277—An act to add Chapter 6.6 (commencing with Section 13486) to Division 7 of the Water Code, relating to water, and making an appropriation therefor.

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 Human Services

February 21, 2017

Mr. Speaker: The Chair of your Committee on Human Services reports:
Assembly Bill No. 231

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

RUBIO, Chair

ASSEMBLY BILL NO. 231—An act to amend Sections 8263.1, 8263.2, and 8354 of, and to add Section 8264.9 to, the Education Code, relating to child care.

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 Housing and Community Development

February 21, 2017

Mr. Speaker: The Chair of your Committee on Housing and Community Development reports:

Assembly Bill No. 45

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

CHIU, Chair

ASSEMBLY BILL NO. 45—An act to add Chapter 12 (commencing with Section 51520) to Part 3 of Division 31 of the Health and Safety Code, relating to housing, and making an appropriation therefor.

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 Education

February 21, 2017

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

Assembly Bill No. 68

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

O'DONNELL, Chair

ASSEMBLY BILL NO. 68—An act to add Section 17225 to the Education Code, relating to school facilities.

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 Public Safety

February 21, 2017

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

Assembly Bill No. 177

Assembly Bill No. 194

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

JONES-SAWYER, Chair

ASSEMBLY BILL NO. 177—An act to add Section 11174.2 to the Penal Code, relating to child abuse and neglect.

Bill read second time.

ASSEMBLY BILL NO. 194—An act to amend Section 1202.46 of the Penal Code, relating to victim restitution.

Bill read second time.

Author's amendments, presented pursuant to Assembly Rules, read and adopted; bills ordered reprinted, and to be re-referred to the committee.

INTRODUCTION OF GUESTS

Speaker pro Tempore Mullin, of the 22nd Assembly District, introduced Hon. Charles Calderon, Member of the Assembly from 1982–1990 and 2006–2012, Majority Floor Leader of the Assembly from 2010–2012, and State Senator from 1990–1998.

Assembly Member Salas, of the 32nd Assembly District, introduced members of the Richland Junior High School Student Council: Nick Aguirre, Tristen Lopez, Ally Galindox, Ariana Gil, Vianissia Ramirez, Maylea Raya, and Ashley Castillo, accompanied by Richland Junior High School Principal, Kenny Wright, and teachers Angelica Martinez, Lauren Borrero, and Dr. David Franz.

Assembly Member Salas also introduced Gilbert Alvarado, Shafter City Council Member.

Assembly Member Gallagher, of the 3rd Assembly District, introduced pastors and guests from the Awake America Program.

Assembly Member Quirk, of the 20th Assembly District, introduced Angela Toledo, student at Chabot-Las Positas Community College and Chair and Regional Affairs Director for the Student Senate of California Community Colleges, Region 4; and foreign exchange students from South Korea, Eunju Oh and Youjung Jho.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Calderon, the Assembly adjourned until 7 a.m., Wednesday, February 22, 2017, out of respect to the memory of Isadora Caldwell on motion of Assembly Member Holden; out of respect to the memory of Officer Keith Boyer, Whittier Police Department, on motion of Assembly Members Calderon and Gipson; and out of respect to the memory of Robert Thompson and Kathleen Ackley on motion of Assembly Member Dahle.

ANTHONY RENDON, Speaker

AMY LEACH, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON FEBRUARY 21, 2017**

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

AB	RN
45	1709393
68	1709370
177	1709920
194	1709631
231	1709767
277	1709888

Daily Total:	6
Cumulative Total:	24

O