

CALIFORNIA LEGISLATURE
2017–18 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, February 23, 2017

THIRTY-FIRST SESSION DAY

EIGHTY-FIRST 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
Thursday, February 23, 2017

The Assembly met at 9 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 Mayes moved a quorum call of the Assembly.
Motion carried. Time, 9:04 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 9:14 a.m., Speaker pro Tempore Mullin declared a quorum of the
Assembly present.

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

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

PRAYER

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

Almighty God, We pray this day for Your ever-enduring guidance. We ask You to cloak us in wisdom and fortitude that we may disperse our knowledge and facts intelligently among all humanity of whom we serve. In love.—AMEN.*

**Prayer written by Violet D. Stout, Lassen County Poet Laureate*

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Mullin, Assembly Member Steinorth 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 Calderon, 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 Caballero and Dababneh.

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

Because of illness in his family: Assembly Member Gallagher.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were 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 Thursday, February 23, 2017, due to a legislative event I will be attending—the Salinas Chamber of Commerce Annual Awards Luncheon. Thank you for your consideration of this request. If you have any questions, please call Reginald Fair, my Chief of Staff, at (916) 319-2030.

Sincerely,

ANNA M. CABALLERO, Assembly Member
Thirtieth District

February 21, 2017

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

Dear Speaker Rendon: I respectfully request to be excused from Floor Session, Thursday, February 23, 2017, due to legislative business in my district. Thank you for your attention to this matter.

Sincerely,

MATTHEW DABABNEH, Assembly Member
 Forty-fifth District

COMMUNICATIONS

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

February 22, 2017

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

RE: Appointment of Jeffrey Wood to
 California Earthquake Insurance Authority
 Governing Board and Advisory Panel

Dear Mr. Wilson: Please be advised that I have appointed Mr. Jeffrey Wood to the California Earthquake Insurance Authority Governing Board and Advisory Panel. This is a pleasure appointment starting February 22, 2017.

Sincerely,

ANTHONY RENDON
 Speaker of the Assembly

SPECIAL COMMITTEE MEETINGS

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

Budget, on Thursday, March 2, 2017, upon adjournment of Floor Session, in Room 4202;

Joint Legislative Audit Committee, on Tuesday, March 28, 2017, at 1:30 p.m., in Room 444;

Budget Subcommittee No. 6 on Budget Process Oversight and Program Evaluation, on Wednesday, April 5, 2017, at 4 p.m., in Room 127.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, February 23, 2017

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

- Assembly Bill No. 6
- Assembly Bill No. 207

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, February 23, 2017

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

- Assembly Concurrent Resolution No. 12

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution 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>
7 -----	Pub. S.
293 -----	B. & P.

Assembly Concurrent

<i>Resolution No.</i>	<i>Committee</i>
22 -----	Trans.
23 -----	Trans.
24 -----	Trans.
25 -----	Rls.
26 -----	Rls.
27 -----	Rls.

House

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

Senate

<i>Bill No.</i>	<i>Committee</i>
28 -----	Budget
47 -----	Budget
48 -----	Budget

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 18—An act to add Chapter 14 (commencing with Section 5880) to Division 5 of the Public Resources Code, relating to a clean water, climate, and coastal protection and outdoor access for all 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; amendments proposed by the Committee on Appropriations read and adopted; bill ordered reprinted and to be returned to the second reading file.

**REQUEST FOR UNANIMOUS CONSENT TO SUSPEND
ASSEMBLY RULE 63**

Assembly Member Calderon requested unanimous consent that Assembly Rule 63 be suspended to permit consideration of House Resolution No. 20 without reference to committee or file.

Assembly Member Waldron withheld unanimous consent.

Motion to Suspend Assembly Rule 63

Assembly Member Calderon moved that Assembly Rule 63 be suspended to permit consideration of House Resolution No. 20 without reference to committee or file.

Assembly Member Bonta seconded the motion.

Motion to suspend Assembly Rule 63 carried by the following vote:

AYES—51

Aguiar-Curry	Eggman	Jones-Sawyer	Reyes
Berman	Frazier	Kalra	Ridley-Thomas
Bloom	Friedman	Levine	Rodriguez
Bocanegra	Garcia, C.	Limón	Rubio
Bonta	Garcia, E.	Low	Salas
Calderon	Gipson	McCarty	Santiago
Cervantes	Gloria	Medina	Stone
Chau	Gomez	Mullin	Thurmond
Chiu	Gonzalez Fletcher	Muratsuchi	Ting
Chu	Gray	Nazarian	Weber
Cooley	Grayson	O'Donnell	Wood
Cooper	Holden	Quirk	Mr. Speaker
Daly	Irwin	Quirk-Silva	

NOES—23

Acosta	Chen	Kiley	Oberholte
Allen	Choi	Lackey	Patterson
Baker	Dahle	Maienschein	Steinorth
Bigelow	Flora	Mathis	Voepel
Brough	Fong	Mayes	Waldron
Chávez	Harper	Melendez	

**CONSIDERATION OF HOUSE RESOLUTION NO. 20
WITHOUT REFERENCE TO FILE**

Pursuant to the motion by Assembly Member Calderon and a rollcall vote taken, Assembly Member Medina was permitted to take up House Resolution No. 20 without reference to committee or file, for purpose of consideration.

HOUSE RESOLUTION NO. 20 (Medina)—Relative to the California Dream Act of 2011.

Resolution read.

Debate and Decorum

Speaker pro Tempore Mullin advised the Body that applause during debate on the Floor is not in order.

**Members Made Coauthors of
House Resolution No. 20**

Upon request of Assembly Member Medina, the following Members were permitted to be listed as additional coauthors of House Resolution No. 20.

Additional Coauthors

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

Aguiar-Curry, Berman, Bloom, Bocanegra, Burke, Calderon, Chau, Chiu, Chu, Cooley, Cooper, Daly, Eggman, Flora, Frazier, Friedman, Cristina Garcia, Eduardo Garcia, Gipson, Gloria, Gomez, Gray, Grayson, Holden, Irwin, Jones-Sawyer, Kalra, Levine, Limón, Low, Mathis, McCarty, Mullin, Muratsuchi, Nazarian, O'Donnell, Quirk, Quirk-Silva, Rendon, Reyes, Ridley-Thomas, Rodriguez, Rubio, Salas, Santiago, Mark Stone, Thurmond, Ting, Weber, and Wood.

Request for Unanimous Consent

Assembly Member Medina was granted unanimous consent to take up House Resolution No. 20, as revised, without reference to print or file, and that the same be considered engrossed.

Consideration of House Resolution No. 20, as Revised

HOUSE RESOLUTION NO. 20—Relative to the California Dream Act of 2011.

Resolution read, as amended, and adopted by the following vote:

AYES—58

Aguiar-Curry	Daly	Jones-Sawyer	Reyes
Baker	Eggman	Kalra	Ridley-Thomas
Berman	Flora	Lackey	Rodriguez
Bloom	Frazier	Levine	Rubio
Bocanegra	Friedman	Limón	Salas
Bonta	Garcia, C.	Low	Santiago
Burke	Garcia, E.	Mathis	Steinorth
Calderon	Gipson	McCarty	Stone
Cervantes	Gloria	Medina	Thurmond
Chau	Gomez	Mullin	Ting
Chiu	Gonzalez Fletcher	Muratsuchi	Weber
Chu	Gray	Nazarian	Wood
Cooley	Grayson	O'Donnell	Mr. Speaker
Cooper	Holden	Quirk	
Cunningham	Irwin	Quirk-Silva	

NOES—7

Allen	Chen	Harper	Voepel
Brough	Fong	Melendez	

MOMENT OF SILENCE OBSERVED

At the request of Assembly Member Lackey, the Assembly observed a moment of silence out of respect to the memory of California Highway Patrol Officer Lucas F. Chellew who was killed in the line of duty on Wednesday, February 22, 2017.

ADJOURN IN MEMORY

Assembly Members Fong and Salas were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Hon. Trice Harvey, former Member of the Assembly, resident of Bakersfield.

(Assembly Rule 45.5 suspended.)

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 9:41 a.m., without objection, Speaker pro Tempore Mullin declared the quorum call of the Assembly dispensed with.

ADJOURN IN MEMORY

Assembly Member McCarty was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Randall Koroush of Sacramento.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Calderon was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Ted Snyder of Whittier.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Thurmond was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Landrin Ray Kelly of Richmond.

(Assembly Rule 45.5 suspended.)

ANNOUNCEMENTS

Speaker pro Tempore Mullin announced the following session schedule:

Friday, February 24, 2017, No session;

Monday, February 27, 2017, Floor Session, 1 p.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 Wood was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Nancy Kirkland Salisbury of Beverly Hills.

Assembly Member Levine was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Liz Basile of Santa Rosa.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

House Resolution No. 20, Calderon Motion to Suspend the Rules: Cervantes, Gomez, and Ridley-Thomas—Aye; Travis Allen—No.

MOTION TO ADJOURN

At 9:48 a.m., Assembly Member McCarty moved that the Assembly do now adjourn.

Assembly Member Lackey seconded the motion.

Motion carried.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bill was introduced and read the first time:

ASSEMBLY BILL NO. 1689—Committee on Environmental Safety and Toxic Materials (Assembly Members Quirk (Chair), Dahle (Vice Chair), Arambula, Cristina Garcia, Gomez, and Holden). An act to amend Section 25507 of the Health and Safety Code, relating to hazardous materials.

The following resolution was introduced and read the first time:

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 9—Oberholte. A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 12 of Article IV thereof, relating to the Legislature.

The following resolutions were offered:

ASSEMBLY JOINT RESOLUTION NO. 5—Medina (Coauthors: Berman, Bigelow, Bocanegra, Brough, Calderon, Chau, Chávez, Chen, Choi, Cooper, Dababneh, Eggman, Flora, Gipson, Holden, Jones-Sawyer, Lackey, Low, Maienschein, Mullin, Santiago, and Ting) (Coauthors: Senators Anderson, Bates, Cannella, Dodd, Galgiani, Glazer, Hernandez, Hill, Hueso, Lara, McGuire, Mendoza, Nielsen, Stone, Vidak, and Wilk). Relative to the Military Lending Act.

HOUSE RESOLUTION NO. 21—Irwin. Relative to California Women and Girls in STEM week.

**AUTHOR'S AMENDMENTS
Committee on Human Services**

February 23, 2017

Mr. Speaker: The Chair of your Committee on Human Services reports:

Assembly Bill No. 258

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

RUBIO, Chair

ASSEMBLY BILL NO. 258—An act to add and repeal Article 15.4.2 (commencing with Section 8349) of Chapter 2 of Part 6 of Division 1 of Title 1 of the Education Code, relating to child care and development services.

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 Local Government

February 23, 2017

Mr. Speaker: The Chair of your Committee on Local Government reports:

Assembly Bill No. 190

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

AGUIAR-CURRY, Chair

ASSEMBLY BILL NO. 190—An act to add Section 65950.3 to the Government Code, relating to local government.

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 Higher Education

February 23, 2017

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

Assembly Bill No. 80

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

MEDINA, Chair

ASSEMBLY BILL NO. 80—An act to add Article 4.8 (commencing with Section 66043) to Chapter 2 of Part 40 of Division 5 of Title 3 of the Education Code, relating to public postsecondary education.

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 23, 2017

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

Assembly Bill No. 222

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

JONES-SAWYER, Chair

ASSEMBLY BILL NO. 222—An act to amend Section 114 of the Penal Code, relating to false documents.

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 Rules

February 23, 2017

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

House Resolution No. 19

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

COOLEY, Chair

HOUSE RESOLUTION NO. 19—Relative to Earned Income Tax Credit Week.
Resolution read.

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

REPORTS OF STANDING COMMITTEES
Committee on Rules

Date of Hearing: February 23, 2017

Mr. Speaker: Your Committee on Rules reports:

Senate Concurrent Resolution No. 16

With the recommendation: Be adopted.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above resolution be placed on the Consent Calendar.

COOLEY, Chair

Above resolution ordered to Consent Calendar.

MESSAGES FROM THE SENATE

Senate Chamber, February 23, 2017

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

Senate Concurrent Resolution No. 23

DANIEL ALVAREZ, Secretary of the Senate
By Bernadette McNulty, Assistant Secretary

FIRST READING OF SENATE BILLS

The following resolution was read:

SENATE CONCURRENT RESOLUTION NO. 23—Relative to California Wildlife Day.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member McCarty, the Assembly adjourned until 1 p.m., Monday, February 27, 2017, out of respect to the memory of Hon. Trice Harvey on motion of Assembly Members Fong and Salas; out of respect to the memory of Randall Koroush on motion of Assembly Member McCarty; out of respect to the memory of Ted Snyder on motion of Assembly Member Calderon; out of respect to the memory of Landrin Ray Kelly on motion of Assembly Member Thurmond; out of respect to the memory of Nancy Kirkland Salisbury on motion of Assembly Member Wood; and out of respect to the memory of Liz Basile on motion of Assembly Member Levine.

ANTHONY RENDON, Speaker

AMY LEACH, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON FEBRUARY 23, 2017**

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

AB	RN
18	1710005
80	1709525
190	1709502
222	1709448
258	1709836

HR	RN
19	1710024

Daily Total:	6
Cumulative Total:	33

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