

CALIFORNIA LEGISLATURE
2013–14 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, March 27, 2014

ONE HUNDRED SEVENTY-SIXTH SESSION DAY

FOUR HUNDRED EIGHTIETH 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
Thursday, March 27, 2014

The Assembly met at 7 a.m.

Hon. Jim Frazier, Assembly Member, 11th District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Kathleen M. Lewis reading.

ROLL CALL

The following were placed upon the morning roll call—68:

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

Quorum present.

At 12:09 p.m., Hon. Adam C. Gray, 21st District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Allen, Ian Calderon, Levine, Melendez, Mullin, and Ting.

On personal business, per diem waived for the 2013–14 Session (Assembly Journal, page 69): Assembly Member Yamada.

On personal business, and waiving per diem: Assembly Members Jones, Lowenthal, Morrell, and V. Manuel Pérez.

Because of illness: Assembly Member Bigelow.

EXPLANATIONS OF ABSENCE

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

March 27, 2014

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

Dear Mr. Speaker: This letter is to respectfully request that I be excused from Check-in Session on Thursday, March 27, 2014, due to legislative meetings in the district. Thank you for understanding.

Sincerely,

TRAVIS ALLEN, Assembly Member
Seventy-second District

March 4, 2014

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

Dear Speaker Pérez: I respectfully request to be excused from Check-in Session on Thursday, March 27, 2014, due to legislative business in my district. Thank you for your consideration of this request.

Sincerely,

IAN C. CALDERON, Assembly Member
Fifty-seventh District

March 17, 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 that I be excused from Check-in Session on Thursday, March 27, 2014. I will be in my district on legislative business, touring the Regional Wastewater Treatment Plant in Santa Rosa and the Sonoma County Waste Management Agency/Sonoma Compost in Petaluma. Thank you for your consideration of this request.

Sincerely,

MARC LEVINE, Assembly Member
Tenth District

March 21, 2014

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

Dear Mr. Speaker: I am writing to request approval for an excused absence from Check-in Session on Thursday, March 27, 2014, due to legislative business in my district. Thank you for your consideration of my request.

Sincerely,

PHIL TING, Assembly Member
 Nineteenth District

(NOTE: For letters explaining the absences of Assembly Members Melendez and Mullin on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for March 26, 2014.)

COMMUNICATIONS

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

March 27, 2014

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

Dear Dotson: Please be advised that I have appointed Assembly Member Raul Bocanegra to fill the Democratic vacancy on the Assembly Health Committee for the Tuesday, April 1 hearing only.

Sincerely,

JOHN A. PÉREZ
 Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, March 27, 2014

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
 Assembly Bill No. 1772

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to the Consent Calendar.

Assembly Chamber, March 27, 2014

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
 Assembly Bill No. 1686
 Assembly Bill No. 1743

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading file.

Assembly Chamber, March 27, 2014

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

- Assembly Bill No. 1538
- Assembly Bill No. 1576
- Assembly Bill No. 1687
- Assembly Bill No. 1688
- Assembly Bill No. 1751
- Assembly Bill No. 1874
- Assembly Bill No. 1918
- Assembly Bill No. 1928

- Assembly Bill No. 1934
- Assembly Bill No. 2050
- Assembly Bill No. 2070
- Assembly Bill No. 2096
- Assembly Bill No. 2126
- Assembly Bill No. 2227
- Assembly Bill No. 2244

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, March 27, 2014

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

- Assembly Bill No. 2364
- Assembly Bill No. 2560

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bill was introduced and read the first time:

ASSEMBLY BILL NO. 2764—Committee on Natural Resources (Assembly Members Chesbro (Chair), Grove, (Vice Chair), Garcia, Muratsuchi, Skinner, Stone, and Williams). An act to amend Sections 6306 and 8750 of the Public Resources Code, relating to state lands.

The following resolution was offered:

HOUSE RESOLUTION NO. 36—Quirk-Silva. Relative to the 4th of July.

**AUTHOR’S AMENDMENTS
Committee on Natural Resources**

March 27, 2014

Mr. Speaker: The Chair of your Committee on Natural Resources reports:

Assembly Bill No. 2284

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

CHESBRO, Chair

ASSEMBLY BILL NO. 2284—An act to add Section 42450.5 to the Public Resources Code, relating to recycling.

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 Judiciary

March 27, 2014

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

Assembly Bill No. 2332
Assembly Bill No. 2667

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

WIECKOWSKI, Chair

ASSEMBLY BILL NO. 2332—An act to add Section 71621 to the Government Code, relating to courts.

Bill read second time.

ASSEMBLY BILL NO. 2667—An act to add Section 1802.22, 1802.23, 1802.24, 1802.25, 1803.12, and 1803.13 to the Civil Code, relating to electronic devices.

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.

Committee on Rules

March 27, 2014

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

Assembly Concurrent Resolution No. 106

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

GORDON, Chair

ASSEMBLY CONCURRENT RESOLUTION NO. 106—Relative to the 26th Annual State Scientist Day.

Resolution read.

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

Committee on Revenue and Taxation

March 27, 2014

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Assembly Bill No. 2009

Assembly Bill No. 2323

Assembly Bill No. 2466

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

BOCANEGRA, Chair

ASSEMBLY BILL NO. 2009—An act to add Sections 8258, 8258.1, 8258.2, 8258.3, 9259, 9259.1, 9259.2, 9259.3., 30457, 30457.1, 30457.2, 30457.3, 32458, 32458.1, 32458.2, 32458.3, 43507, 43507.1, 43507.2, 43507.3, 45855.6, 45855.61, 45855.62, 45855.63, 46607, 46607.1, 46607.2, 46607.3, 50155.6, 50155.61, 50155.62, 50155.63, 55306, 55306.1, 55306.2, 55306.3, 60611, 60611.1, 60611.2, and 60611.3 to, to add Article 4.5 (commencing with Section 40192) to Chapter 7 of Part 19 of, and to add Article 4.5 (commencing with Section 41153) to Chapter 7 of Part 20 of, Division 2 of, the Revenue and Taxation Code, relating to taxation.

Bill read second time.

ASSEMBLY BILL NO. 2323—An act to add Section 17132.10 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time.

ASSEMBLY BILL NO. 2466—An act to amend Section 23153 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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.

Committee on Rules

March 27, 2014

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

Senate Bill No. 270

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

GORDON, Chair

SENATE BILL NO. 270—An act to add Chapter 5.3 (commencing with Section 42280) to Part 3 of Division 30 of the Public Resources Code, relating to solid waste, 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 Public Safety

March 27, 2014

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

Assembly Bill No. 2623

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

AMMIANO, Chair

ASSEMBLY BILL NO. 2623—An act to amend Section 13515 of, and to add Section 368.7 to, the Penal Code, relating to elder abuse.

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 Employees, Retirement and Social Security

March 27, 2014

Mr. Speaker: The Chair of your Committee on Public Employees, Retirement and Social Security reports:

Assembly Bill No. 2472

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

BONTA, Chair

ASSEMBLY BILL NO. 2472—An act to amend Sections 20533, 21453, 21499, 22775, and 75552 of, to add Section 75580.5 to, and to repeal Sections 20237 and 22849 of, the Government Code, relating to public employee benefits.

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

March 27, 2014

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

Assembly Bill No. 2684

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

RENDON, Chair

ASSEMBLY BILL NO. 2684—An act to add Section 1120.5 to the Fish and Game Code, relating to fish.

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 Transportation

March 27, 2014

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

Assembly Bill No. 2687

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

LOWENTHAL, Chair

ASSEMBLY BILL NO. 2687—An act to amend Section 1808.4 of the Vehicle Code, relating to vehicles.

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 Insurance

March 27, 2014

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

Assembly Bill No. 2735

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

PEREA, Chair

ASSEMBLY BILL NO. 2735—An act to amend Section 10086 of the Insurance Code, relating to earthquake insurance.

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 Natural Resources

March 27, 2014

Mr. Speaker: The Chair of your Committee on Natural Resources reports:

Senate Bill No. 767

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

CHESBRO, Chair

SENATE BILL NO. 767—An act to amend Section 399.12.6 of the Public Utilities Code, relating to public utilities.

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

March 27, 2014

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

Assembly Bill No. 1888

Assembly Bill No. 2412

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

ACHADJIAN, Chair

ASSEMBLY BILL NO. 1888—An act to amend Section 11932 of the Revenue and Taxation Code, relating to taxation.

Bill read second time.

ASSEMBLY BILL NO. 2412—An act to add Chapter 9 (commencing with Section 51299) to Part 1 of Division 1 of Title 5 of the Government Code, relating to local government.

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.

Committee on Public Safety

March 27, 2014

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

Assembly Bill No. 1960

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

AMMIANO, Chair

ASSEMBLY BILL NO. 1960—An act to amend Section 11105.1 of the Penal Code, relating to criminal history information.

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 Accountability and Administrative Review

March 27, 2014

Mr. Speaker: The Chair of your Committee on Accountability and Administrative Review reports:

Assembly Bill No. 2728

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

FRAZIER, Chair

ASSEMBLY BILL NO. 2728—An act to add Section 10170 to the Public Contract Code, relating to public contracts.

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 Judiciary

March 27, 2014

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

Assembly Bill No. 2042

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

WIECKOWSKI, Chair

ASSEMBLY BILL NO. 2042—An act to amend Section 2989.8 of, and to add Section 2986.55 to, the Civil Code, relating to motor vehicle leases.

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 Judiciary**

Date of Hearing: March 25, 2014

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 2034

With amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Appropriations.

WIECKOWSKI, Chair

Above bill ordered to second reading.

Date of Hearing: March 25, 2014

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 2256

With amendments with the recommendation: Amend, and do pass as amended.

WIECKOWSKI, Chair

Above bill ordered to second reading.

Date of Hearing: March 25, 2014

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 1522

With amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Appropriations.

WIECKOWSKI, Chair

Above bill ordered to second reading.

Committee on Transportation

Date of Hearing: March 24, 2014

Mr. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 1857

With amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Appropriations.

LOWENTHAL, Chair

Above bill ordered to second reading.

Committee on Education

Date of Hearing: March 26, 2014

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 1432

With the recommendation: Do pass, and be re-referred to the Committee on Public Safety.

BUCHANAN, Chair

Above bill re-referred to the Committee on Public Safety.

Date of Hearing: March 26, 2014

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 1450

With the recommendation: Do pass.

BUCHANAN, Chair

Above bill ordered to second reading.

Date of Hearing: March 26, 2014

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 1866

Assembly Bill No. 2167

Assembly Bill No. 1944

Assembly Bill No. 2449

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

BUCHANAN, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: March 26, 2014

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 1441

Assembly Bill No. 1825

Assembly Bill No. 1806

Assembly Bill No. 1912

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations with recommendation: To Consent Calendar.

BUCHANAN, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: March 26, 2014

Mr. Speaker: Your Committee on Education reports:

Assembly Joint Resolution No. 31

With the recommendation: Be adopted.

BUCHANAN, Chair

Above resolution ordered to third reading.

Committee on Judiciary

Date of Hearing: March 25, 2014

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 2310

Assembly Bill No. 2485

With amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Appropriations.

WIECKOWSKI, Chair

Above bills ordered to second reading.

Committee on Health

Date of Hearing: March 25, 2014

Mr. Speaker: Your Committee on Health reports:

Assembly Bill No. 2130

With amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Appropriations.

PAN, Chair

Above bill ordered to second reading.

Date of Hearing: March 25, 2014

Mr. Speaker: Your Committee on Health reports:

Assembly Bill No. 1965

With amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Local Government.

PAN, Chair

Above bill ordered to second reading.

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

ASSEMBLY BILL NO. 1743—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.

Bill read second time, and ordered to third reading.

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

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1686—An act to amend Section 602 of the Penal Code, relating to trespass.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2090—An act to amend Section 149.6 of the Streets and Highways Code, relating to transportation.

Bill read second time; amendments proposed by the Committee on Transportation read and adopted; bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 1900—An act to amend Sections 1346, 1346.1, 1347, and 1347.5 of the Penal Code, relating to testimony.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted; bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 9 a.m., Friday, March 28, 2014.

JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON MARCH 27, 2014**

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

AB RN

1888 1408196
1900 1407882
1960 1408058
2009 1408210
2042 1407410
2090 1407960
2284 1407934
2323 1408140
2332 1408264
2412 1408075
2466 1407969
2472 1407910
2623 1408285
2667 1406922
2684 1408027
2687 1406897
2728 1407501
2735 1408195

ACR RN

106 1407684

SB RN

270 1407461
767 1406686

Daily Total: 21
Cumulative Total: 2931