

CALIFORNIA LEGISLATURE
2017–18 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, May 2, 2018

**ONE HUNDRED NINETY-THIRD SESSION DAY
FIVE HUNDRED FOURTEENTH 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)

(Corrected 6-5-18)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, May 2, 2018

The Assembly met at 7 a.m.

Hon. Tony Thurmond, Assembly Member, 15th District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Reading Clerk Kathleen M. Lewis reading.

ROLLCALL

The following were placed upon the morning rollcall—75:

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

Quorum present.

At 10:52 a.m., Hon. Ken Cooley, 8th 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 Member Santiago.

On personal business, and waiving per diem: Assembly Member Quirk-Silva.

On leave of absence, and waiving per diem: Assembly Member Cristina Garcia.

Assembly Chamber, May 2, 2018

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

Assembly Bill No. 3085

Assembly Bill No. 3201

Assembly Bill No. 3096

Assembly Bill No. 3223

Assembly Bill No. 3110

Assembly Bill No. 3228

Assembly Bill No. 3111

Assembly Bill No. 3232

Assembly Bill No. 3149

Assembly Bill No. 3233

Assembly Bill No. 3187

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 231—Chiu (Coauthors: Bonta, Chau, Chen, Choi, Chu, Fong, Gloria, Kalra, Low, Muratsuchi, Nazarian, and Ting) (Coauthors: Senators De León, Nguyen, and Pan). Relative to Asian and Pacific Islander American Heritage Month.

ASSEMBLY CONCURRENT RESOLUTION NO. 232—Baker. Relative to Food Allergy Awareness Week.

ASSEMBLY CONCURRENT RESOLUTION NO. 233—Reyes and Arambula (Coauthors: Cervantes, Limón, and Mullin) (Coauthor: Senator Newman). Relative to Ramadan.

AUTHOR'S AMENDMENTS Committee on Appropriations

May 2, 2018

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

Assembly Bill No. 2115

Assembly Bill No. 2942

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

GONZALEZ FLETCHER, Chair

ASSEMBLY BILL NO. 2115—An act to add Section 21761 to the Vehicle Code, relating to vehicles.

Bill read second time.

ASSEMBLY BILL NO. 2942—An act to amend Section 1170 of the Penal Code, relating to recall of sentencing.

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.

May 2, 2018

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

Assembly Bill No. 1974

Assembly Bill No. 2573

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

GONZALEZ FLETCHER, Chair

ASSEMBLY BILL NO. 1974—An act to add Section 49014 to the Education Code, relating to pupils.

Bill read second time.

ASSEMBLY BILL NO. 2573—An act to add Section 25600.05 to the Business and Professions Code, relating to alcoholic beverages.

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.

May 2, 2018

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

Assembly Bill No. 2726

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

GONZALEZ FLETCHER, Chair

ASSEMBLY BILL NO. 2726—An act to add Section 38511 to the Health and Safety Code, relating to greenhouse gases.

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 Business and Professions

May 2, 2018

Mr. Speaker: The Chair of your Committee on Business and Professions reports:

Assembly Bill No. 2445

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

LOW, Chair

ASSEMBLY BILL NO. 2445—An act to amend Section 122354.5 of the Health and Safety Code, relating to public health.

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.

May 2, 2018

Mr. Speaker: The Chair of your Committee on Business and Professions reports:

Assembly Bill No. 3261

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

LOW, Chair

ASSEMBLY BILL NO. 3261—An act to amend Sections 26001, 26067, 26068, 26161, and 26211 of the Business and Professions Code, relating to cannabis.

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 Elections and Redistricting

May 2, 2018

Mr. Speaker: The Chair of your Committee on Elections and Redistricting reports:
Assembly Bill No. 2848

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

BERMAN, Chair

ASSEMBLY BILL NO. 2848—An act to amend Section 13119 of the Elections Code, relating to elections.

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

May 2, 2018

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

Assembly Bill No. 3109

Assembly Bill No. 3138

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

MARK STONE, Chair

ASSEMBLY BILL NO. 3109—An act to add Section 1670.11 to the Civil Code, relating to contracts.

Bill read second time.

ASSEMBLY BILL NO. 3138—An act to amend Section 25540 of the Health and Safety Code, relating to hazardous materials.

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 Revenue and Taxation

May 2, 2018

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

Assembly Bill No. 2217

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

BURKE, Chair

ASSEMBLY BILL NO. 2217—An act to add Part 10.4 (commencing with Section 20400) to Division 2 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; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES
Committee on Privacy and Consumer Protection

Date of Hearing: May 1, 2018

Mr. Speaker: Your Committee on Privacy and Consumer Protection reports:
Assembly Bill No. 2935

With the recommendation: Do pass.

CHAU, Chair

Above bill ordered to second reading.

Date of Hearing: May 1, 2018

Mr. Speaker: Your Committee on Privacy and Consumer Protection reports:
Assembly Bill No. 3067

With the recommendation: Do pass.

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

CHAU, Chair

Above bill ordered to second reading.

Committee on Insurance

Date of Hearing: May 2, 2018

Mr. Speaker: Your Committee on Insurance reports:
Assembly Bill No. 1875

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

DALY, Chair

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: May 2, 2018

Mr. Speaker: Your Committee on Insurance reports:
Assembly Bill No. 2634

With the recommendation: Do pass.

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

DALY, Chair

Above bill ordered to second reading.

Committee on Appropriations

Date of Hearing: April 25, 2018

Mr. Speaker: Your Committee on Appropriations reports:
Assembly Bill No. 3042

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

GONZALEZ FLETCHER, Chair

Above bill ordered to second reading.

Date of Hearing: May 2, 2018

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 1867
Assembly Bill No. 2084
Assembly Bill No. 2316
Assembly Bill No. 2392
Assembly Bill No. 2487
Assembly Bill No. 2636

Assembly Bill No. 2721
Assembly Bill No. 2741
Assembly Bill No. 2799
Assembly Bill No. 3034
Assembly Bill No. 3135

With the recommendation: Do pass.

GONZALEZ FLETCHER, Chair

Above bills ordered to second reading.

Date of Hearing: May 2, 2018

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 1890	Assembly Bill No. 2622
Assembly Bill No. 1891	Assembly Bill No. 2654
Assembly Bill No. 1894	Assembly Bill No. 2656
Assembly Bill No. 1954	Assembly Bill No. 2689
Assembly Bill No. 1986	Assembly Bill No. 2719
Assembly Bill No. 1996	Assembly Bill No. 2720
Assembly Bill No. 2070	Assembly Bill No. 2730
Assembly Bill No. 2096	Assembly Bill No. 2735
Assembly Bill No. 2142	Assembly Bill No. 2750
Assembly Bill No. 2196	Assembly Bill No. 2886
Assembly Bill No. 2238	Assembly Bill No. 2952
Assembly Bill No. 2256	Assembly Bill No. 2983
Assembly Bill No. 2267	Assembly Bill No. 3040
Assembly Bill No. 2291	Assembly Bill No. 3101
Assembly Bill No. 2310	Assembly Bill No. 3164
Assembly Bill No. 2420	Assembly Bill No. 3212
Assembly Bill No. 2475	Assembly Bill No. 3229
Assembly Bill No. 2594	Assembly Bill No. 3246
Assembly Bill No. 2603	

With the recommendation: Do pass.

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

GONZALEZ FLETCHER, Chair

Above bills ordered to second reading.

Date of Hearing: May 2, 2018

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 2167

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

GONZALEZ FLETCHER, Chair

Above bill ordered to second reading.

Date of Hearing: May 2, 2018

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 941

With the recommendation: Do pass.

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

GONZALEZ FLETCHER, Chair

Above bill ordered to second reading.

Committee on Privacy and Consumer Protection

Date of Hearing: May 1, 2018

Mr. Speaker: Your Committee on Privacy and Consumer Protection reports:

Assembly Bill No. 1742

Assembly Bill No. 2678

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

CHAU, Chair

Above bills ordered to second reading.

Committee on Jobs, Economic Development, and the Economy

Date of Hearing: April 26, 2018

Mr. Speaker: Your Committee on Jobs, Economic Development, and the Economy reports:

Assembly Bill No. 2762

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

QUIRK-SILVA, Chair

Above bill ordered to second reading.

Committee on Judiciary

Date of Hearing: May 1, 2018

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 1859

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

MARK STONE, Chair

Above bill ordered to second reading.

Committee on Labor and Employment

Date of Hearing: May 2, 2018

Mr. Speaker: Your Committee on Labor and Employment reports:

Assembly Bill No. 1761

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

THURMOND, Chair

Above bill re-referred to the Committee on Judiciary.

**CONSIDERATION OF DAILY FILE
ASSEMBLY BILLS RETURNED TO SECOND READING FILE
PURSUANT TO THE RULES**

Pursuant to the Assembly Rules, the following Assembly bill was this day on the second reading file:

Assembly Bill No. 1879, ordered to the third reading file.

(NOTE: Later this day, Assembly Bill No. 1879 was re-referred to the Committee on Appropriations pursuant to Joint Rule 10.5.)

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 2237—An act to amend Section 1601 of the Corporations Code, relating to corporations.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 3087—An act to add Title 23 (commencing with Section 100600) to the Government Code, relating to health care coverage.

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

ASSEMBLY BILL NO. 2073—An act to add Section 3494.5 to the Civil Code, relating to nuisance.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2074—An act to add Chapter 3 (commencing with Section 3362) to Title 2 of Part 1 of Division 4 of the Civil Code, relating to damages.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2642—An act to add and repeal Section 2104.1 of the Probate Code, relating to guardianship.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2803—An act to add Section 3497 to the Civil Code, relating to public nuisance.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 3041—An act to add Section 1098.6 to the Civil Code, relating to real estate transfer fees.

Bill read second time, and ordered to third reading.

ASSEMBLY JOINT RESOLUTION NO. 36—Relative to the 136th anniversary of the Chinese Exclusion Act.

Resolution read; amendments proposed by the Committee on Judiciary read and adopted; resolution ordered reprinted and to be placed upon the third reading file.

ASSEMBLY BILL NO. 2664—An act to amend Section 70044 of the Government Code, relating to court reporters.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2770—An act to amend Section 47 of the Civil Code, relating to privileged communications.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2780—An act to amend Sections 4058 and 4331 of, and to add Section 4100 to, the Family Code, relating to family law.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2792—An act to amend Section 7823 of the Family Code, relating to parent and child relationship.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 3066—An act to amend Section 754 of the Evidence Code, relating to interpreters.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 3248—An act to repeal Section 630.30 of the Code of Civil Procedure, relating to civil actions.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2168—An act to add Chapter 3.9 (commencing with Section 44790) to Part 25 of Division 3 of Title 2 of the Education Code, relating to special education, and making an appropriation therefor.

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

ASSEMBLY BILL NO. 2186—An act to add and repeal Article 3.2 (commencing with Section 44480) of Chapter 3 of Part 25 of Division 3 of Title 2 of the Education Code, relating to education finance, and making an appropriation therefor.

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

ASSEMBLY BILL NO. 2657—An act to add Article 5.2 (commencing with Section 49005) to Chapter 6 of Part 27 of Division 4 of Title 2 of the Education Code, relating to pupil discipline.

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

ASSEMBLY BILL NO. 2425—An act to amend Sections 441 and 470 of the Revenue and Taxation Code, relating to taxation.

Bill read second time; amendments proposed by the Committee on Revenue and Taxation read and adopted; bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 2979—An act to add Article 9 (commencing with Section 51490) to Chapter 3 of Part 28 of Division 4 of Title 2 of the Education Code, relating to career technical education.

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

ASSEMBLY BILL NO. 3048—An act to amend Sections 44225.6 and 44230.5 of, and to repeal and add Section 44258.9 of, the Education Code, relating to teachers.

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

ASSEMBLY BILL NO. 2922—An act to add and repeal Sections 17053.80 and 23680 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time; amendments proposed by the Committee on Revenue and Taxation read and adopted; bill ordered reprinted and to be re-referred to the Committee on Housing and Community Development.

ASSEMBLY BILL NO. 2995—An act to add Sections 28.1 and 338.2 to the Code of Civil Procedure, relating to civil actions.

Bill read second time; amendments proposed by the Committee on Judiciary read and adopted; bill ordered reprinted and to be returned to the second reading file.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, May 2, 2018

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

Assembly Bill No. 2237

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to third reading file.

Assembly Chamber, May 2, 2018

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

Assembly Bill No. 2664

Assembly Bill No. 3248

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to the Consent Calendar.

RE-REFERENCE OF BILLS PURSUANT TO THE RULES

On advice of the Legislative Counsel, and pursuant to the provisions of Joint Rule 10.5, the following bill was ordered re-referred to the Committee on Appropriations:

Assembly Bill No. 1879.

ADJOURNMENT

At 3:20 p.m., the Assembly adjourned until 9 a.m., Thursday, May 3, 2018.

ANTHONY RENDON, Speaker

AMY LEACH, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON MAY 2, 2018

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

AB	RN
1974	1812101
2115	1812177
2168	1811760
2186	1812020
2217	1812081
2425	1811548
2445	1812142
2573	1812079
2657	1812021
2726	1811971
2848	1811961
2922	1812100
2942	1812260
2979	1812189
2995	1812181
3048	1812031
3087	1812173
3109	1812013
3138	1811906
3261	1812232

AJR	RN
36	1812124

Daily Total:	21
Cumulative Total:	4345

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