

CALIFORNIA LEGISLATURE
2015–16 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, May 3, 2016

ONE HUNDRED NINETY-THIRD SESSION DAY

FIVE HUNDRED TWENTIETH 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, May 3, 2016

The Assembly met at 7 a.m.

Hon. Frank Bigelow, Assembly Member, 5th 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—78:

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

Quorum present.

At 1:38 p.m., Hon. Scott Wilk, 38th 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 personal business, per diem waived for the 2015–16 Session (Assembly Journal, page 63): Assembly Member Beth Gaines.

Because of illness: Assembly Member Roger Hernández.

COMMUNICATIONS

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

May 3, 2016

*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 Kevin Mullin to replace Assembly Member Luis Alejo on the Assembly Local Government Committee for the Wednesday, May 4 hearing only.

Sincerely,

ANTHONY RENDON
Speaker of the Assembly

SPECIAL COMMITTEE MEETINGS

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

Environmental Safety and Toxic Materials, on Thursday, June 9, 2016, at 5 p.m.;

Public Employees, Retirement, and Social Security, to convene jointly with the Senate Committee on Public Employment and Retirement, on Wednesday, May 18, 2016, at 10 a.m., in Room 444;

Public Safety, to convene jointly with the Senate Committee on Public Safety, on Wednesday, May 18, 2016, at 9:30 a.m., in Room 126, for an informational hearing relative to the proposed Initiative Statute No. 1781 entitled Criminal Sentences.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, May 3, 2016

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

Assembly Bill No. 1850

Assembly Bill No. 2618

Assembly Bill No. 2362

Assembly Bill No. 2748

Assembly Bill No. 2613

Assembly Bill No. 2819

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

Assembly Chamber, May 3, 2016

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

Assembly Bill No. 2227

Assembly Bill No. 2356

Assembly Bill No. 2625

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, May 3, 2016

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

Assembly Bill No. 1815

Assembly Bill No. 2807

Assembly Bill No. 1888

Assembly Bill No. 2818

Assembly Bill No. 2675

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. 178—Gipson. Relative to the Kevin Burrell and James MacDonald Memorial Highway and the Dess K. Phipps Memorial Highway.

ASSEMBLY CONCURRENT RESOLUTION NO. 179—Cooley. Relative to Foster Care Month.

AUTHOR'S AMENDMENTS
Committee on Appropriations

May 3, 2016

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

Assembly Bill No. 1764

Assembly Bill No. 1868

Assembly Bill No. 2415

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

GONZALEZ, Chair

ASSEMBLY BILL NO. 1764—An act to amend Section 127660 of the Health and Safety Code, relating to health care coverage.

Bill read second time.

ASSEMBLY BILL NO. 1868—An act to amend Section 11346.4 of the Government Code, relating to regulations.

Bill read second time.

ASSEMBLY BILL NO. 2415—An act to amend Section 39719.2 of the Health and Safety Code, relating to greenhouse gases.

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 3, 2016

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

Assembly Bill No. 1568

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

GONZALEZ, Chair

ASSEMBLY BILL NO. 1568—An act to add Section 14086.5 to, and to add Article 5.5 (commencing with Section 14184) to Chapter 7 of Part 3 of Division 9 of, the Welfare and Institutions Code, relating to Medi-Cal, making an appropriation therefor, 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.

May 3, 2016

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

Assembly Bill No. 1940

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

GONZALEZ, Chair

ASSEMBLY BILL NO. 1940—An act to add Section 832.19 to the Penal Code, relating to peace officers.

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 3, 2016

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

Assembly Bill No. 2243

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

GONZALEZ, Chair

ASSEMBLY BILL NO. 2243—An act to add Part 13.5 (commencing with Section 31001) to Division 2 of the Revenue and Taxation Code, relating to medical cannabis, 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.

May 3, 2016

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

Assembly Bill No. 2606

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

GONZALEZ, Chair

ASSEMBLY BILL NO. 2606—An act to add Chapter 14 (commencing with Section 368.7) to Title 9 of Part 1 of the Penal Code, relating to crimes.

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 3, 2016

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

Assembly Bill No. 2749

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

GONZALEZ, Chair

ASSEMBLY BILL NO. 2749—An act to add Section 1656.5 to the Civil Code, relating to heavy equipment rentals.

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

May 3, 2016

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

Senate Bill No. 869

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

JONES-SAWYER, Chair

SENATE BILL NO. 869—An act to add Section 25452 to the Penal Code, relating to firearms.

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 Revenue and Taxation

May 3, 2016

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

Assembly Bill No. 1736

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

RIDLEY-THOMAS, Chair

ASSEMBLY BILL NO. 1736—An act to add Sections 17141.5 and 17204.5 to 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 Arts, Entertainment, Sports, Tourism, and Internet Media

Date of Hearing: May 3, 2016

Mr. Speaker: Your Committee on Arts, Entertainment, Sports, Tourism, and Internet Media reports:

Assembly Bill No. 2007

With the recommendation: Do pass.

CHU, Chair

Above bill ordered to second reading.

Date of Hearing: May 3, 2016

Mr. Speaker: Your Committee on Arts, Entertainment, Sports, Tourism, and Internet Media reports:

Assembly Bill No. 2138

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.

CHU, Chair

Above bill ordered to second reading.

Date of Hearing: May 3, 2016

Mr. Speaker: Your Committee on Arts, Entertainment, Sports, Tourism, and Internet Media reports:

Assembly Concurrent Resolution No. 166

With the recommendation: Be adopted

CHU, Chair

Above resolution ordered to third reading.

Date of Hearing: May 3, 2016

Mr. Speaker: Your Committee on Arts, Entertainment, Sports, Tourism, and Internet Media reports:

Assembly Concurrent Resolution No. 124

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.

CHU, Chair

Above resolution ordered to Consent Calendar.

Committee on Judiciary

Date of Hearing: May 3, 2016

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 2584

Assembly Bill No. 2723

With the recommendation: Do pass.

MARK STONE, Chair

Above bills ordered to second reading.

Date of Hearing: May 3, 2016

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 1709

Assembly Bill No. 2761

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.

MARK STONE, Chair

Above bills ordered to second reading.

Date of Hearing: May 3, 2016

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 2427

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

MARK STONE, Chair

Above bill ordered to second reading.

Date of Hearing: May 3, 2016

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 1779

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

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.

MARK STONE, Chair

Above bill ordered to second reading.

Date of Hearing: May 3, 2016

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 2827

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

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.

MARK STONE, Chair

Above bill ordered to second reading.

Date: May 3, 2016

Mr. Speaker: Your Committee on Judiciary reports the following bill pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 2760

MARK STONE, Chair

Above bill ordered filed with the Chief Clerk.

Committee on Public Safety

Date: May 3, 2016

Mr. Speaker: Your Committee on Public Safety reports the following bills pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 2008

Assembly Bill No. 2369

JONES-SAWYER, Chair

Above bills ordered filed with the Chief Clerk.

Committee on Judiciary

Date of Hearing: May 3, 2016

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 1793

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

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.

MARK STONE, Chair

Above bill ordered to second reading.

Date of Hearing: May 3, 2016

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 1743

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

MARK STONE, Chair

Above bill ordered to second reading.

Committee on Human Services

Date of Hearing: April 26, 2016

Mr. Speaker: Your Committee on Human Services reports:

Assembly Bill No. 2809

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

BONILLA, Chair

Above bill ordered to second reading.

Committee on Health

Date of Hearing: May 3, 2016

Mr. Speaker: Your Committee on Health reports:

Assembly Bill No. 1977

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.

WOOD, Chair

Above bill ordered to second reading.

Date of Hearing: May 3, 2016

Mr. Speaker: Your Committee on Health reports:

Senate Joint Resolution No. 19

With the recommendation: Be adopted.

WOOD, Chair

Above resolution ordered to third reading.

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

Pursuant to the Assembly Rules, the following Assembly bills were this day on the second reading file:

Assembly Bills Nos. 2618, 2362, 2819, 2613, 2748, 1816, and 2380, ordered to the third reading file;

Assembly Bill No. 1850, ordered to the Consent Calendar.

SECOND READING OF ASSEMBLY BILLS**ASSEMBLY BILL NO. 1799**—An act to amend Sections 5100, 5105, and 5145 of the Civil Code, relating to common interest developments.

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

ASSEMBLY BILL NO. 2455—An act to add Section 2197.5 to the Elections Code, relating to voter registration.

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.

ASSEMBLY BILL NO. 2466—An act to amend Sections 2101, 2106, and 2212 of the Elections Code, relating to voting.

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.

ASSEMBLY BILL NO. 2686—An act to amend Section 4000.5 of, and to add Section 4001.5 to, the Elections Code, relating to elections.

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

ASSEMBLY JOINT RESOLUTION NO. 28—Relative to daylight saving time.

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

ASSEMBLY BILL NO. 2867—An act to add Section 1726 to the Civil Code, relating to contracts.

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

ASSEMBLY BILL NO. 2059—An act to amend Section 21608.5 of the Business and Professions Code, relating to business.

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

MESSAGES FROM THE SENATE

Senate Chamber, May 2, 2016

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

Assembly Concurrent Resolution No. 146

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

Above resolution ordered enrolled.

Senate Chamber, May 2, 2016

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 380

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

Senate Chamber, May 2, 2016

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

Senate Bill No. 923
Senate Bill No. 929
Senate Bill No. 1036
Senate Bill No. 1065
Senate Bill No. 1129

Senate Bill No. 1285
Senate Bill No. 1342
Senate Bill No. 1367
Senate Bill No. 1455

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

Senate Chamber, May 2, 2016

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

Senate Concurrent Resolution No. 128
Senate Concurrent Resolution No. 130
Senate Concurrent Resolution No. 133

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

FIRST READING OF SENATE BILLS

The following bills were read the first time:

SENATE BILL NO. 923—An act to add Section 1374.255 to the Health and Safety Code, and to add Section 10199.49 to the Insurance Code, relating to health care coverage.

SENATE BILL NO. 929—An act to add Section 2640.2 to the Probate Code, relating to conservatorship.

SENATE BILL NO. 1036—An act to amend Sections 11400 and 11401 of the Health and Safety Code, relating to controlled substances.

SENATE BILL NO. 1065—An act to amend Sections 36 and 1294 of the Code of Civil Procedure, relating to arbitration.

SENATE BILL NO. 1129—An act to amend Section 647 of the Penal Code, and to repeal Section 13201.5 of the Vehicle Code, relating to crimes.

SENATE BILL NO. 1285—An act to add Section 23826.13 to the Business and Professions Code, relating to alcoholic beverages.

SENATE BILL NO. 1342—An act to add Section 53060.4 to the Government Code, relating to wages.

SENATE BILL NO. 1367—An act to add Section 11364.6 to the Health and Safety Code, relating to harmful substances.

SENATE BILL NO. 1455—An act to add Section 48204.3 to the Education Code, relating to pupil enrollment.

The following resolutions were read:

SENATE CONCURRENT RESOLUTION NO. 128—Relative to the Buffalo Soldiers.

SENATE CONCURRENT RESOLUTION NO. 130—Relative to Portugal Day.

SENATE CONCURRENT RESOLUTION NO. 133—Relative to Gastroschisis Awareness Day.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 7 a.m., Wednesday, May 4, 2016.

ANTHONY RENDON, Speaker

AMY LEACH, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON MAY 3, 2016**

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

AB	RN
1568	1612745
1736	1612660
1764	1613073
1799	1612972
1868	1612825
1940	1613164
2059	1612729
2243	1613191
2415	1612937
2455	1612920
2466	1612918
2606	1613234
2686	1612940
2749	1612770
2867	1612985

AJR	RN
28	1612989

SB	RN
869	1611982

Daily Total:	17
Cumulative Total:	4154