

CALIFORNIA LEGISLATURE
2017–18 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, May 15, 2018

TWO HUNDREDTH SESSION DAY

FIVE HUNDRED TWENTY-SEVENTH 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.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, May 15, 2018

The Assembly met at 7 a.m.

Hon. Vince Fong, Assembly Member, 34th 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—72:

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

Quorum present.

At 1:14 p.m., Hon. Joaquin Arambula, 31st 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 Gray.

On personal business, and waiving per diem: Assembly Members Brough, Melendez, and Steinorth.

On paternity leave: Assembly Member Nazarian.

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

EXPLANATIONS OF ABSENCE

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

May 10, 2018

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

Honorable Speaker Rendon: I respectfully ask to be excused from Check-in Session on May 15, 2018, for legislative business. I thank you for your consideration of my request. If you have any questions, please contact Geny Baldini at (916) 319-2021.

Sincerely,

ADAM C. GRAY, Assembly Member
Twenty-first District

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, May 15, 2018

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

Assembly Bill No. 1900

Assembly Bill No. 3069

Assembly Bill No. 2071

Assembly Bill No. 3162

Assembly Bill No. 2329

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

Assembly Chamber, May 15, 2018

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

Assembly Bill No. 2932

Assembly Bill No. 2945

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, May 15, 2018

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

House Resolution No. 30

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 240—Kalra (Principal coauthors: Cooper and Kiley). Relative to the 2018 International Day of Yoga.

ASSEMBLY CONCURRENT RESOLUTION NO. 241—Rodriguez. Relative to cardiopulmonary resuscitation.

HOUSE RESOLUTION NO. 109—Low (Principal coauthors: Cervantes, Eggman, and Gloria). Relative to Lesbian, Gay, Bisexual, and Transgender (LGBT) Pride Month.

AUTHOR'S AMENDMENTS
Committee on Appropriations

May 15, 2018

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

Assembly Bill No. 2159

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

GONZALEZ FLETCHER, Chair

ASSEMBLY BILL NO. 2159—An act to amend Section 15630.1 of the Welfare and Institutions Code, relating to elder and dependent adult 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 Education

May 15, 2018

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

Senate Bill No. 972

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

O'DONNELL, Chair

SENATE BILL NO. 972—An act to amend the heading of Article 2.5 (commencing with Section 215) of Chapter 2 of Part 1 of Division 1 of Title 1 of, and to add Section 215.5 to, the Education Code, relating to pupil and student 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.

REPORTS OF STANDING COMMITTEES
Committee on Labor and Employment

Date: May 11, 2018

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

Assembly Bill No. 2907

Assembly Bill No. 3093

Assembly Bill No. 3092

Assembly Bill No. 3094

THURMOND, Chair

Above bills ordered filed with the Chief Clerk.

Committee on Education

Date of Hearing: May 9, 2018

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 3086

Assembly Bill No. 3149

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

O'DONNELL, Chair

Above bills ordered to second reading.

Date of Hearing: May 9, 2018

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 2235

Assembly Bill No. 2826

Assembly Bill No. 3223

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 bills be placed on the Consent Calendar.

O'DONNELL, Chair

Above bills ordered to second reading.

Committee on Revenue and Taxation

Date of Hearing: May 14, 2018

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Assembly Bill No. 1734

Assembly Bill No. 2312

Assembly Bill No. 2217

Assembly Bill No. 2936

Assembly Bill No. 2259

Assembly Bill No. 3197

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

BURKE, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: May 14, 2018

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Assembly Bill No. 2459

Assembly Bill No. 2700

Assembly Bill No. 2574

Assembly Bill No. 3029

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

BURKE, Chair

Above bills ordered to second reading.

Committee on Housing and Community Development

Date of Hearing: May 9, 2018

Mr. Speaker: Your Committee on Housing and Community Development reports:

Assembly Bill No. 2035

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

CHIU, Chair

Above bill ordered to second reading.

Committee on Education

Date of Hearing: May 9, 2018

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 3022

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

O'DONNELL, Chair

Above bill ordered to second reading.

Committee on Revenue and Taxation

Date of Hearing: May 14, 2018

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Assembly Bill No. 3072

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

BURKE, Chair

Above bill ordered to second reading.

AUTHOR'S AMENDMENTS
Committee on Appropriations

May 15, 2018

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

Assembly Bill No. 2312

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

GONZALEZ FLETCHER, Chair

ASSEMBLY BILL NO. 2312—An act to amend Sections 17059.2 and 23689 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.

MESSAGES FROM THE SENATE

Senate Chamber, May 14, 2018

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

Assembly Bill No. 1668

And respectfully requests the Assembly to concur in said amendments.

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

Above bill ordered to unfinished business file.

Senate Chamber, May 14, 2018

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

Senate Bill No. 1393

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

Senate Chamber, May 14, 2018

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

Senate Concurrent Resolution No. 131

Senate Joint Resolution No. 25

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

FIRST READING OF SENATE BILLS

The following bill was read the first time:

SENATE BILL NO. 1393—An act to amend Sections 667 and 1385 of the Penal Code, relating to sentencing.

The following resolutions were read:

SENATE CONCURRENT RESOLUTION NO. 131—Relative to CASA Appreciation Day.

SENATE JOINT RESOLUTION NO. 25—Relative to Batten Disease Awareness Weekend.

MESSAGES FROM THE GOVERNOR

The following veto messages from the Governor were received and ordered printed in the Journal:

Veto Message—Assembly Bill No. 1337

Governor's Office, Sacramento
May 14, 2018

To the Members of the California State Assembly:

I am returning Assembly Bill 1337 without my signature.

This bill requires the Fish and Game Commission to provide a live video broadcast of its public meetings, including meetings of the Marine Resource Committee, the Wildlife Resources Committee and the Tribal Committee.

Public meetings of the full Commission, where official actions are taken, are already live broadcast. I believe broadcasts of committee level meetings should be reserved only for those times when there is extraordinary interest by the public. This is a matter which properly resides within the sound discretion of the Commission.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 1292

Governor's Office, Sacramento
May 14, 2018

To the Members of the California State Assembly:

I am returning Assembly Bill 1292 without my signature.

While the issue this bill seeks to address is important, the bill is premature. The California Public Utilities Commission has existing authority to exclude customers with onsite generation when it computes the average residential consumption of electricity. The Commission will determine whether or not to exclude customers with onsite generation through the General Rate Case process, weighing the impact among all rate payers. I believe the Commission will act to ensure that energy costs to ratepayers are fair and equitable.

Sincerely,

EDMUND G. BROWN JR.

Receipt of Bills

I acknowledge receipt this 14th day of May, 2018, at 7:15 p.m., of the following Assembly bills without the Governor's signature, together with statements of his objections thereto, signed by the Governor, delivered to me personally by Nathan Bentham:

Assembly Bills Nos. 1337 and 1292.

BRENDA T. HARRIS

Executive Secretary to the Chief Clerk of the Assembly

**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. 1900, 2329, 3069, 3162, and 2071, ordered to the third reading file.

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 3259—An act to amend Sections 1500, 2155, 6321, 6405, 6541, 6567, 6598, 6768, 8083, 9210, 10602, 11222, 12102, and 12104 of 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, and to be placed upon the Consent Calendar.

ASSEMBLY BILL NO. 2066—An act to amend Section 17052 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 Appropriations.

ASSEMBLY BILL NO. 2746—An act to amend Section 3707 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 re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 1765—An act to amend Section 27388.1 of the Government Code, relating to taxation, to take effect immediately, tax levy.

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

ASSEMBLY BILL NO. 2199—An act to add Section 13308.10 to the Government Code, relating to the state budget.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2913—An act to amend Section 18938.5 of, and to add Section 18938.6 to, the Health and Safety Code, relating to building permits.

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.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, May 15, 2018

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

Assembly Concurrent Resolution No. 216

Assembly Concurrent Resolution No. 221

Assembly Concurrent Resolution No. 233

Assembly Concurrent Resolution No. 237

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolutions ordered on file.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 7 a.m., Wednesday, May 16, 2018.

ANTHONY RENDON, Speaker

TAMMY WEIS, Index Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON MAY 15, 2018

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

AB	RN
1765	1812643
2066	1812528
2159	1812787
2312	1812479
2746	1812527
2913	1812642
3259	1812663

SB	RN
972	1812511

Daily Total:	8
Cumulative Total:	4446

INDEX—MESSAGES FROM THE GOVERNOR

Messages from the Governor were printed on this day relative to the following bills:

<i>Assembly Bill</i>	<i>Journal Page</i>
1292 Veto	5181
1337 Veto	5181