

CALIFORNIA LEGISLATURE
2019–20 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, May 18, 2020

ONE HUNDRED SEVENTY-SIXTH SESSION DAY

FIVE HUNDRED THIRTY-THIRD 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 8-13-20)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, May 18, 2020

The Assembly met at 7 a.m.
Hon. Brian Maienschein, Assembly Member, 77th District,
presiding.

Chief Clerk Sue Parker at the Desk.
Assistant Clerk David A. Bowman reading.

ROLLCALL

The following were placed upon the morning rollcall—71:

Aguiar-Curry	Dahle	Kalra	Quirk-Silva
Arambula	Diep	Kamlager	Ramos
Bauer-Kahan	Eggman	Lackey	Reyes
Berman	Flora	Levine	Rivas, L.
Bigelow	Fong	Limón	Rivas, R.
Bloom	Frazier	Low	Rodriguez
Boerner Horvath	Friedman	Maienschein	Rubio
Bonta	Gallagher	Mathis	Salas
Brough	Garcia, C.	Mayes	Santiago
Burke	Garcia, E.	McCarty	Smith
Calderon	Gipson	Medina	Stone
Carrillo	Gloria	Mullin	Ting
Cervantes	Gonzalez	Muratsuchi	Voepel
Chau	Gray	Nazarian	Waldron
Chiu	Grayson	Obernolte	Weber
Choi	Holden	O'Donnell	Wood
Chu	Irwin	Patterson	Mr. Speaker
Cooley	Jones-Sawyer	Petrie-Norris	

Quorum present.

At 11:55 a.m., Hon. Todd Gloria, 78th 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 2019–20 Session (Assembly Journal, page 66): Assembly Members Cooper and Kiley.

On personal business, and waiving per diem: Assembly Members Chen and Cunningham.

On paternity leave: Assembly Member Gabriel.

On medical leave: Assembly Members Daly, Quirk, and Wicks.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, May 18, 2020

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

Assembly Bill No. 1905

Assembly Bill No. 2704

Assembly Bill No. 2213

Assembly Bill No. 3118

Assembly Bill No. 2512

Assembly Bill No. 3153

Assembly Bill No. 2592

Assembly Bill No. 3169

And reports the same correctly engrossed.

SUE PARKER, Chief Clerk

Above bills re-referred to committee.

COMMUNICATIONS

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

May 15, 2020

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

Dear Mr. Speaker: As a result of my election to the unexpired term of office for the 28th State Senatorial District, I am hereby and respectfully submitting my resignation as State Assemblymember of the 67th State Assembly District. My resignation is effective upon taking the oath of office for the 28th State Senate District on May 18, 2020.

Respectfully,

MELISSA A. MELENDEZ, Assembly Member
Sixty-seventh District

The following communications were presented by the Chief Clerk, and ordered printed in the Journal:

May 18, 2020

*The Honorable Gavin Newsom**Governor, State of California**State Capitol, First Floor**Sacramento, California*

Dear Governor Newsom: Pursuant to the Government Code and on behalf of the Speaker of the Assembly, The Honorable Anthony Rendon, I am forwarding a letter of resignation from Assembly Member Melissa Melendez, effective today May 18, 2020.

Sincerely,

SUE PARKER
Chief Clerk of the Assembly

May 18, 2020

*Sue Parker**Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Ms. Parker: Please be advised that I have made changes to the following committees for the 2019–20 Regular Session:

Banking and Finance

I have removed Assemblymember Melissa Melendez from the Assembly Banking and Finance Committee, creating a Republican vacancy.

Budget Committee

I have removed Assemblymember Melissa Melendez from the Assembly Budget Committee, creating a Republican vacancy.

Budget Subcommittee No. 5 on Public Safety

I have removed Assemblymember Melissa Melendez from Budget Subcommittee No. 5 on Public Safety, creating a Republican vacancy.

Environmental Safety and Toxic Materials

I have removed Assemblymember Melissa Melendez as Vice Chair of the Assembly Environmental Safety and Toxic Materials Committee, creating a vacancy.

Governmental Organization

I have removed Assemblymember Melissa Melendez from the Assembly Governmental Organization Committee, creating a Republican vacancy.

Natural Resources

I have removed Assemblymember Melissa Melendez from the Assembly Natural Resources Committee, creating a Republican vacancy.

Revenue and Taxation

I have removed Assemblymember Melissa Melendez from the Assembly Revenue and Taxation Committee, creating a Republican vacancy.

Joint Legislative Committee on Emergency Management

I have removed Assemblymember Melissa Melendez from the Joint Legislative Committee on Emergency Management, creating a vacancy.

Select Committee on Foster Care

I have removed Assemblymember Melissa Melendez from the Assembly Select Committee on Foster Care.

Sincerely,

ANTHONY RENDON
Speaker of the Assembly

May 18, 2020

*Sue Parker**Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Ms. Parker: Please be advised that I have removed Assemblymember Melissa Melendez from the Joint Legislative Budget Committee for the remainder of the 2019–20 Regular Session.

Sincerely,

ANTHONY RENDON
Speaker of the Assembly

AUTHOR'S AMENDMENTS
Committee on Business and Professions

May 18, 2020

Mr. Speaker: The Chair of your Committee on Business and Professions reports:
Assembly Bill No. 2273

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

LOW, Chair

ASSEMBLY BILL NO. 2273—An act to amend Sections 2168 and 2168.1 of the Business and Professions Code, relating to healing arts.

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 18, 2020

Mr. Speaker: The Chair of your Committee on Business and Professions reports:
Assembly Bill No. 2460

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

LOW, Chair

ASSEMBLY BILL NO. 2460—An act to amend Section 19225.5 of the Business and Professions Code, relating to professions and vocations.

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 18, 2020

Mr. Speaker: The Chair of your Committee on Business and Professions reports:
Assembly Bill No. 2549

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

LOW, Chair

ASSEMBLY BILL NO. 2549—An act to amend Sections 115.6 and 5132 of the Business and Professions Code, relating to professions and vocations, 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 18, 2020

Mr. Speaker: The Chair of your Committee on Business and Professions reports:
Assembly Bill No. 2152

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

LOW, Chair

ASSEMBLY BILL NO. 2152—An act to repeal and add Sections 122354.5 and 122357 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 18, 2020

Mr. Speaker: The Chair of your Committee on Business and Professions reports:
Assembly Bill No. 2199

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

LOW, Chair

ASSEMBLY BILL NO. 2199—An act to amend Section 1246.7 of the Business and Professions Code, relating to clinical laboratories.

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 18, 2020

Mr. Speaker: The Chair of your Committee on Business and Professions reports:
Assembly Bill No. 2288

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

LOW, Chair

ASSEMBLY BILL NO. 2288—An act to add Section 4052.11 to the Business and Professions Code, relating to pharmacy.

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 18, 2020

Mr. Speaker: The Chair of your Committee on Business and Professions reports:
Assembly Bill No. 3235

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

LOW, Chair

ASSEMBLY BILL NO. 3235—An act to add Section 17568.6 to the Business and Professions Code, relating to advertising.

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 Environmental Safety and Toxic Materials

May 18, 2020

Mr. Speaker: The Chair of your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 86

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

QUIRK, Chair

SENATE BILL NO. 86—An act to add Chapter 3.5 (commencing with Section 105240) to Part 5 of Division 103 of the Health and Safety Code, relating to pesticides.

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 18, 2020

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

Assembly Bill No. 3271

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

MARK STONE, Chair

ASSEMBLY BILL NO. 3271—An act to add Chapter 3.7 (commencing with Section 1002.7) to Title 14 of Part 2 of the Code of Civil Procedure, relating to enrollment agreements.

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.

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

ASSEMBLY BILL NO. 1930—An act to add Section 66205.4 to the Education Code, relating to public postsecondary education, and declaring the urgency thereof, to take effect immediately.

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

ASSEMBLY BILL NO. 2019—An act to amend Section 76004 of the Education Code, relating to pupil instruction.

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

ASSEMBLY BILL NO. 2416—An act to amend Sections 69432.7, 69519, 69731, 69956, 70032, 78220, and 88931 of the Education Code, relating to postsecondary education.

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

ASSEMBLY BILL NO. 2884—An act to amend Section 8880.4 of the Government Code, relating to the California State Lottery, and making an appropriation therefor.

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

ASSEMBLY BILL NO. 3137—An act to amend Section 76396.3 of the Education Code, relating to community colleges.

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

ASSEMBLY BILL NO. 2190—An act to amend Section 71000 of the Education Code, relating to community colleges.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 3234—An act to amend Sections 66411.1, 66426, 66428, and 66474 of, and to add Sections 66462.1 and 66474.11 to, the Government Code, and to add Section 21080.17.5 to the Public Resources Code, relating to land use.

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

ASSEMBLY BILL NO. 2459—An act to add Section 23826.15 to the Business and Professions Code, relating to alcoholic beverages.

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

ASSEMBLY BILL NO. 2959—An act to amend Section 40059.4 of the Public Resources Code, relating to solid waste.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2809—An act to amend Sections 66641.6 and 66647 of, and to add Section 66640.1 to, the Government Code, and to amend Section 29422 of the Public Resources Code, relating to conservation.

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

ASSEMBLY BILL NO. 2756—An act to amend Section 678 of, and to add Section 10103.6 to, the Insurance Code, relating to insurance.

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

ASSEMBLY BILL NO. 3256—An act to add Division 47 (commencing with Section 80200) to the Public Resources Code, relating to a wildfire prevention, safe drinking water, climate resilience, drought preparation, and flood protection program, by providing the funds necessary therefor through an election of the issuance and sale of bonds of the State of California and for the handling and disposition of those funds.

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

ASSEMBLY BILL NO. 2736—An act to add Part 2.77 (commencing with Section 10790) to Division 6 of the Water Code, relating to groundwater.

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

ASSEMBLY BILL NO. 2076—An act to add Chapter 2.3 (commencing with Section 5390) to Division 5 of the Public Resources Code, relating to public lands.

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

ASSEMBLY BILL NO. 1989—An act to add Chapter 7.5 (commencing with Section 111822) to Part 5 of Division 104 of the Health and Safety Code, relating to menstrual products.

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

ASSEMBLY BILL NO. 2762—An act to add Sections 111673 and 111794 to the Health and Safety Code, relating to cosmetics.

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

ASSEMBLY BILL NO. 2300—An act to amend Section 124241 of the Health and Safety Code, relating to public health.

Bill read second time; amendments proposed by the Committee on Arts, Entertainment, Sports, Tourism, and Internet Media read and adopted; bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 2410—An act to add Chapter 2.6 (commencing with Section 18898) to Division 8 of the Business and Professions Code, relating to athletic trainers, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

UNFINISHED BUSINESS

MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bill No. 1138, Assembly Constitutional Amendment No. 1, and Senate Bill No. 58 were continued until the next legislative day.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, May 18, 2020

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

Assembly Bill No. 2190

Assembly Bill No. 2410

And reports the same correctly engrossed.

SUE PARKER, Chief Clerk

Above bills ordered to third reading file.

REPORTS OF STANDING COMMITTEES

Committee on Jobs, Economic Development, and the Economy

Date of Hearing: May 12, 2020

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

Assembly Bill No. 3101

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

CUNNINGHAM, Vice Chair

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: May 12, 2020

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

Assembly Bill No. 3368

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

CUNNINGHAM, Vice Chair

Above bill ordered to second reading.

Committee on Natural Resources

Date of Hearing: May 13, 2020

Mr. Speaker: Your Committee on Natural Resources reports:

Assembly Bill No. 2991

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

FRIEDMAN, Chair

Above bill ordered to second reading.

Committee on Insurance

Date of Hearing: May 7, 2020

Mr. Speaker: Your Committee on Insurance reports:

Assembly Bill No. 2436

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

DALY, Chair

Above bill ordered to second reading.

Committee on Jobs, Economic Development, and the Economy

Date of Hearing: May 12, 2020

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

Assembly Bill No. 3205

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

CUNNINGHAM, Vice Chair

Above bill ordered to second reading.

Committee on Revenue and Taxation

Date of Hearing: May 18, 2020

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

Assembly Bill No. 2013

Assembly Bill No. 2626

Assembly Bill No. 2058

Assembly Bill No. 2660

Assembly Bill No. 2247

Assembly Bill No. 2989

Assembly Bill No. 2528

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 18, 2020

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

Assembly Bill No. 3372

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

BURKE, Chair

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: May 18, 2020

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

Assembly Bill No. 3373

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.

BURKE, Chair

Above bill ordered to second reading.

Committee on Jobs, Economic Development, and the Economy

Date of Hearing: May 12, 2020

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

Assembly Bill No. 3307

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

CUNNINGHAM, Vice Chair

Above bill ordered to second reading.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 7 a.m., Tuesday, May 19, 2020.

ANTHONY RENDON, Speaker

AMY LEACH, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON MAY 18, 2020

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

AB	RN
1930	2010619
1989	2011801
2019	2011805
2076	2010247
2152	2012080
2199	2012053
2273	2011701
2288	2012102
2300	2011421
2416	2011748
2459	2011947
2460	2012092
2549	2011989
2736	2011736
2756	2011937
2762	2012010
2809	2011764
2884	2011829
3137	2011804
3234	2011755
3235	2012148
3256	2011875
3271	2012024

SB	RN
86	2011733

Daily Total:	24
Cumulative Total:	6873