

CALIFORNIA LEGISLATURE  
2015–16 REGULAR SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, May 26, 2016**

**TWO HUNDRED SEVENTH SESSION DAY  
FIVE HUNDRED FORTY-THIRD CALENDAR DAY  
AT SACRAMENTO, CALIFORNIA**



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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  
Thursday, May 26, 2016

The Assembly met at 7 a.m.  
Hon. Shannon L. Grove, 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:

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

Quorum present.

**At 12 noon, Hon. Philip Y. Ting, 19th 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 Low, O'Donnell, and Santiago.*

*On legislative business, per diem waived for the 2015–16 Session (Assembly Journal, page 63): Assembly Member Eggman.*

*On legislative business, per diem waived for the 2015–16 Session (Assembly Journal, page 70): Assembly Member Baker.*

*Because of illness: Assembly Members Brough and Roger Hernández.*

*Because of illness in his family: Assembly Member Gray.*

**EXPLANATIONS OF ABSENCE**

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

May 26, 2016

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

Dear Mr. Speaker: This letter is to respectfully request an excuse from Check-in Session on May 26, 2016. I will be taking legislative meetings in my district. If you have any questions, please call me or my Chief of Staff, Nanette Farag at (916) 319-2016. Thank you for your prompt attention.

Warm regards,

CATHARINE B. BAKER, Assembly Member  
Sixteenth District

May 6, 2016

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

Dear Speaker Rendon: If either Session or Check-in takes place on Thursday, May 26, 2016, I would like permission to be excused from Check-in on legislative business. I have been asked to be the Keynote Speaker at the University Park World Peace Rose Garden Dedication, in my district. Thank you for your attention to this matter. If you have any questions, please feel free to contact me at (916) 319-2013.

Sincerely,

SUSAN TALAMANTES EGGMAN, Assembly Member  
Thirteenth District

May 25, 2016

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

Dear Speaker Rendon: I respectfully request permission to be excused from Check-in Session on Thursday, May 26, 2016, due to a legislative meeting in my district. Please feel free to contact my chief of staff, Ben Golombek, if you have any additional questions.

Sincerely,

EVAN LOW, Assembly Member  
Twenty-eighth District

March 28, 2016

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

Dear Mr. Speaker: I am writing to respectfully request to be excused from Check-in Session on Thursday, May 26, 2016, for legislative business: to speak and present certificates at the Cottonwood Award Luncheon, and attend/speak at the Boys and Girls Clubs College Bound program. If you have any questions regarding this request, please feel free to call Jeanette Garcia in my Capitol office at (916) 319-2070.

Sincerely,

PATRICK O'DONNELL, Assembly Member  
 Seventieth District

May 18, 2016

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

Dear Mr. Speaker: I respectfully request permission to be excused from Floor Session and Check-in on Thursday, May 26, 2016, to return to my district to hold legislative meetings. Thank you for your attention to this request. If you have any questions, please contact me or Deborah Zavala at (916) 319-2053.

Sincerely,

MIGUEL SANTIAGO, Assembly Member  
 Fifty-third District

#### **RESOLUTIONS**

The following resolutions were offered:

**ASSEMBLY CONCURRENT RESOLUTION NO. 190**—Waldron and Gipson. Relative to HIV Testing Day.

**ASSEMBLY JOINT RESOLUTION NO. 41**—Kim (Principal coauthor: Chang) (Principal coauthor: Senator Nguyen) (Coauthor: Chu). Relative to Vietnam.

#### **AUTHOR'S AMENDMENTS** **Committee on Judiciary**

May 26, 2016

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

Assembly Concurrent Resolution No. 176

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

MARK STONE, Chair

**ASSEMBLY CONCURRENT RESOLUTION NO. 176**—Relative to the Girl Scouts of America Gold Award.

Resolution read.

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

May 26, 2016

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

Senate Bill No. 1087

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

MARK STONE, Chair

**SENATE BILL NO. 1087**—An act to amend Sections 1560, 1561, and 1563 of the Evidence Code, relating to evidence.

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 26, 2016

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

Senate Bill No. 1342

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

MARK STONE, Chair

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

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**

May 26, 2016

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

Senate Bill No. 1133

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

WILLIAMS, Chair

**SENATE BILL NO. 1133**—An act to amend Section 2715.5 of the Public Resources Code, relating to surface mining.

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**

May 26, 2016

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

Assembly Concurrent Resolution No. 180

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

FRAZIER, Chair

**ASSEMBLY CONCURRENT RESOLUTION NO. 180**—Relative to the Sergeant Brian Walker Memorial Highway.

Resolution read.

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

May 26, 2016

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

Senate Bill No. 247

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

FRAZIER, Chair

**SENATE BILL NO. 247**—An act to add Section 34505.8 to, and to add Article 3.6 (commencing with Section 27425) to Chapter 5 of Division 12 of, the Vehicle Code, relating to transportation safety.

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**

May 26, 2016

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

Senate Bill No. 1062

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

LEVINE, Chair

**SENATE BILL NO. 1062**—An act to add Section 2128 to the Fish and Game Code, relating to elephants.

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: May 26, 2016

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

Assembly Joint Resolution No. 30

MARK STONE, Chair

Above resolution ordered filed with the Chief Clerk.

### **MESSAGES FROM THE SENATE**

Senate Chamber, May 26, 2016

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

Assembly Bill No. 1817

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

Above bill ordered enrolled.

Senate Chamber, May 26, 2016

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

Assembly Concurrent Resolution No. 124

Assembly Concurrent Resolution No. 156

Assembly Concurrent Resolution No. 161

Assembly Concurrent Resolution No. 172

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

Above resolutions ordered enrolled.

Senate Chamber, May 26, 2016

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

Assembly Bill No. 1432

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 26, 2016

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

Senate Concurrent Resolution No. 103  
Senate Joint Resolution No. 19

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

Senate Chamber, May 26, 2016

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

Senate Bill No. 1032

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

Senate Chamber, May 26, 2016

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

Senate Bill No. 896  
Senate Bill No. 899  
Senate Bill No. 977  
Senate Bill No. 983  
Senate Bill No. 1055  
Senate Bill No. 1084  
Senate Bill No. 1112  
Senate Bill No. 1146  
Senate Bill No. 1186  
Senate Bill No. 1233

Senate Bill No. 1238  
Senate Bill No. 1262  
Senate Bill No. 1298  
Senate Bill No. 1302  
Senate Bill No. 1331  
Senate Bill No. 1347  
Senate Bill No. 1429  
Senate Bill No. 1442  
Senate Bill No. 1453

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

Senate Chamber, May 26, 2016

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

Senate Concurrent Resolution No. 113  
Senate Concurrent Resolution No. 141  
Senate Concurrent Resolution No. 143

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. 1032**—An act to amend Section 25600.3 of the Business and Professions Code, relating to alcoholic beverages.

**SENATE BILL NO. 896**—An act to add Section 7353.5 to the Business and Professions Code, relating to professions and vocations.

**SENATE BILL NO. 899**—An act to amend Section 51.6 of the Civil Code, relating to civil rights.

**SENATE BILL NO. 977**—An act to amend Section 104495 of the Health and Safety Code, relating to tobacco.

**SENATE BILL NO. 983**—An act to amend Sections 2924c and 2924d of, and to amend and repeal Section 2924.11 of, the Civil Code, relating to mortgages.

**SENATE BILL NO. 1055**—An act to amend Section 270 of, and to repeal Section 279 of, the Public Utilities Code, relating to telecommunications.

**SENATE BILL NO. 1084**—An act to amend Section 1170 of the Penal Code, relating to sentencing.

**SENATE BILL NO. 1112**—An act to add Section 853.2 to the Public Utilities Code, relating to utilities.

**SENATE BILL NO. 1146**—An act to amend Section 66271 of, and to add Sections 66290.1, 66290.2, and 66292.8 to, the Education Code, relating to postsecondary education.

**SENATE BILL NO. 1186**—An act relating to state claims, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

**SENATE BILL NO. 1233**—An act to add Section 6588.8 to, and to repeal and amend Section 6586.7 of, the Government Code, relating to water.

**SENATE BILL NO. 1238**—An act to amend Sections 3500 and 3502 of the Penal Code, relating to prisons.

**SENATE BILL NO. 1262**—An act to amend Section 66473.7 of the Government Code, and to amend Section 10910 of the Water Code, relating to land use.

**SENATE BILL NO. 1298**—An act to amend Section 846 of the Public Utilities Code, relating to electricity.

**SENATE BILL NO. 1302**—An act to amend Section 10095.5 of, and to amend, repeal, and add Section 10095 of, the Insurance Code, relating to insurance, and declaring the urgency thereof, to take effect immediately.

**SENATE BILL NO. 1331**—An act to amend Sections 7200 and 7200.5 of, and to add Section 7215.7 to, the Business and Professions Code, relating to professions and vocations.

**SENATE BILL NO. 1347**—An act to amend Section 4214 of the Public Resources Code, relating to fire prevention.

**SENATE BILL NO. 1429**—An act to amend Section 5004.1 of the Vehicle Code, relating to vehicles.

**SENATE BILL NO. 1442**—An act to repeal Section 261 of the Education Code, and to amend Sections 11135, 11136, 11137, 11139, 12930, and 12935 of, to add Section 12957 to, to add Chapter 18 (commencing with Section 7400) and Chapter 18.1 (commencing with Section 7405) to Division 7 of Title 1 of, and to repeal Sections 11138, 11139.3, 11139.5, 11139.6, and 11139.7 of, the Government Code, relating to discrimination.

**SENATE BILL NO. 1453**—An act to amend Section 8341 of the Public Utilities Code, relating to energy.

The following resolutions were read:

**SENATE CONCURRENT RESOLUTION NO. 113**—Relative to National Military Appreciation Month.

**SENATE CONCURRENT RESOLUTION NO. 141**—Relative to Slavic Heritage Day.

**SENATE CONCURRENT RESOLUTION NO. 143**—Relative to National Bike Month.

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

**HOUSE RESOLUTION NO. 52**—Relative to National Gun Violence Awareness Day.

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

**ASSEMBLY BILL NO. 1944**—An act to add and repeal Section 17132.10 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time, and ordered to Consent Calendar.



**ASSEMBLY BILL NO. 2365**—An act to add and repeal Section 6010.15 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time, and ordered to Consent Calendar.

**ASSEMBLY BILL NO. 1671**—An act to amend Sections 632 and 633.5 of, and to add Section 632.01 to, the Penal Code, relating to confidential communications.

Bill read second time, and ordered to third reading.

**ASSEMBLY BILL NO. 1876**—An act to add Section 51420.5 to the Education Code, relating to pupils.

Bill read second time, and ordered to third reading.

**ASSEMBLY BILL NO. 1957**—An act to add Section 6254.31 to the Government Code, relating to public records.

Bill read second time, and ordered to third reading.

**ASSEMBLY BILL NO. 2280**—An act to add Section 50964 to the Health and Safety Code, relating to housing.

Bill read second time, and ordered to third reading.

**ASSEMBLY BILL NO. 2373**—An act relating to the Merced Irrigation District, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

#### **SECOND READING OF SENATE BILLS**

**SENATE BILL NO. 1408**—An act to amend Section 2221.1 of the Business and Professions Code, and to amend Sections 1621.5, 1635, 1635.1, 1644.5, and 120290 of the Health and Safety Code, relating to public health.

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

#### **ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, May 26, 2016

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

Assembly Bill No. 1927

And reports the same correctly enrolled, and presented to the Governor on the 26th day of May, 2016, at 11:30 a.m.

E. DOTSON WILSON, Chief Clerk

#### **ADJOURNMENT**

At 3 p.m., the Assembly adjourned until 9 a.m., Friday, May 27, 2016.

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ANTHONY RENDON, Speaker

AMY LEACH, Minute Clerk

**AMENDMENTS CONSIDERED BY THE  
ASSEMBLY ON MAY 26, 2016**

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

<b>ACR</b>	<b>RN</b>
176	1617071
180	1614186

<b>HR</b>	<b>RN</b>
52	1617127

<b>SB</b>	<b>RN</b>
247	1614484
1062	1613968
1087	1615688
1133	1616557
1342	1617083
1408	1617128

<b>Daily Total:</b>	<b>9</b>
<b>Cumulative Total:</b>	<b>4354</b>

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