

CALIFORNIA LEGISLATURE  
2017–18 REGULAR SESSION

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# ASSEMBLY DAILY JOURNAL

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**Wednesday, June 6, 2018**

**TWO HUNDRED TWELFTH SESSION DAY  
FIVE HUNDRED FORTY-NINTH 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  
Wednesday, June 6, 2018

The Assembly met at 7 a.m.

Hon. Brian Dahle, Assembly Member, 1st 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—68:

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

Quorum present.

**At 11:28 a.m., Hon. Mike A. Gipson, 64th 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 Limón and Santiago.*

*On personal business, and waiving per diem: Assembly Members Travis Allen, Cunningham, Gonzalez Fletcher, Lackey, Melendez, Quirk, and Steinorth.*

*On paternity leave: Assembly Member Mullin.*

**EXPLANATIONS OF ABSENCE**

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

March 28, 2018

*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 Wednesday, June 6, 2018, and Floor Session on Thursday, June 7, 2018, for legislative purposes. I will be giving a graduation speech at a school in my district and taking meetings in my district office. Should you have any questions or need additional information, please contact myself or my Scheduler, Elena Garduño, in my Capitol Office. Thank you for your consideration of this request.

Sincerely,

MONIQUE LIMÓN, Assembly Member  
Thirty-seventh District

May 25, 2018

*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 Check-in Session on Wednesday, June 6, 2018, for legislative business in my district. 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

**REPORTS**

The following letter of transmittal was presented by the Speaker and ordered printed in the Journal:

California State Auditor

2017-131  
May 31, 2018

*The Honorable Speaker of the Assembly  
The Honorable Members of the Assembly  
of the Legislature of California  
State Capitol, Room 3196  
Sacramento, California*

Members of the Assembly: As requested by the Joint Legislative Audit Committee, the California State Auditor presents this audit report concerning the implementation of hate crime law in California. This report concludes that although reported hate crimes have increased by more than 20 percent from 2014 to 2016, law enforcement has not been doing enough to identify, report, and respond to these crimes. State law defines hate crimes as criminal acts committed, in whole or in part, based on certain actual or perceived characteristics of the victim, referred to as protected characteristics.

Of the four law enforcement agencies we reviewed, three—the Los Angeles Police Department (LA Police), the San Francisco State University Police Department (SFSU Police), and the Orange County Sheriff's Department—failed to properly identify some hate crimes. For example, from 2014 through 2016, LA Police and SFSU Police failed to correctly identify 11 of the 30 cases we reviewed as hate crimes, even though they met the elements of those crimes. Officers at these law enforcement agencies may have been better equipped to identify hate crimes if their agencies had adequate policies and methods in place to identify hate crimes.

In addition to misidentifying hate crimes, we found underreporting and misreporting of hate crimes among law enforcement agencies. The California Department of Justice (DOJ) requires law enforcement agencies with peace officer powers, such as sheriff's departments and police departments, to submit information on all hate crimes occurring in their jurisdictions on a monthly basis. DOJ then transmits these data to the Federal Bureau of Investigation. However, we found that law enforcement agencies failed to report some hate crimes to DOJ. We found 97 instances of hate crimes that the agencies failed to report to DOJ, or roughly 14 percent of all hate crimes identified by the four law enforcement agencies we reviewed. Correct reporting to DOJ is essential to raising awareness about the occurrence of bias-motivated offenses nationwide, and to understanding the nature and magnitude of hate crimes in the State.

Finally, we found that while outreach by law enforcement agencies is seen as an important factor in encouraging individuals from vulnerable communities to report hate crimes to the police, over 30 percent of the law enforcement agencies who responded to our survey stated that they

do not use any method to encourage the public to report hate crimes. We have made recommendations to the Legislature and DOJ to address the increases in reported hate crimes, including requiring DOJ to create and disseminate outreach materials so law enforcement agencies throughout the State can better engage with their communities.

Respectfully submitted,

ELAINE M. HOWLE, CPA  
State Auditor

Above report referred to the Committee on Public Safety.

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

Assembly Chamber, June 6, 2018

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

Assembly Concurrent Resolution No. 246

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered on file.

Assembly Chamber, June 6, 2018

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

Assembly Concurrent Resolution No. 230

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

#### **RESOLUTIONS**

The following resolution was offered:

**HOUSE RESOLUTION NO. 112—Chiu.** Relative to Immigrant Heritage Month.

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

June 6, 2018

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

House Resolution No. 30

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

O'DONNELL, Chair

**HOUSE RESOLUTION NO. 30**—Relative to the California Career Resource Network.

Resolution read.

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

June 6, 2018

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

Senate Bill No. 720

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

O'DONNELL, Chair

**SENATE BILL NO. 720**—An act to amend Sections 47607.3, 52064, 52064.5, 52071, 52071.5, 52072, and 52072.5, of the Education Code, relating to school accountability.

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 Rules

June 6, 2018

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

Assembly Concurrent Resolution No. 238

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

COOLEY, Chair

**ASSEMBLY CONCURRENT RESOLUTION NO. 238**—Relative to Elder and Dependent Adult Abuse Awareness Month.

Resolution read.

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

June 6, 2018

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

House Resolution No. 91

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

COOLEY, Chair

**HOUSE RESOLUTION NO. 91**—Relative to World Refugee Day.

Resolution read.

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

#### Committee on Judiciary

June 6, 2018

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

Senate Bill No. 481

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

MARK STONE, Chair

**SENATE BILL NO. 481**—An act to amend Section 1418.8 of the Health and Safety Code, relating to health facilities.

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 Human Services**

June 6, 2018

Mr. Speaker: The Chair of your Committee on Human Services reports:

Senate Bill No. 1274

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

RUBIO, Chair

**SENATE BILL NO. 1274**—An act to amend Section 4514 of, and to add Section 10850.6 to, the Welfare and Institutions Code, relating to developmental services.

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 Local Government**

June 6, 2018

Mr. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 914

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

AGUIAR-CURRY, Chair

**SENATE BILL NO. 914**—An act to amend Section 20146 of the Public Contract Code, relating to public contracts.

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**

June 6, 2018

Mr. Speaker: The Chair of your Committee on Elections and Redistricting reports:

Senate Bill No. 1018

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

BERMAN, Chair

**SENATE BILL NO. 1018**—An act to amend Sections 23000, 23001, 23002, and 23003 of, and to add Section 23004 to, 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 Water, Parks, and Wildlife**

June 6, 2018

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

Senate Bill No. 495

Senate Bill No. 518

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

EDUARDO GARCIA, Chair

**SENATE BILL NO. 495**—An act to amend Section 5050 of, and to add Section 2081.12 to, the Fish and Game Code, relating to endangered species.

Bill read second time.

**SENATE BILL NO. 518**—An act to add and repeal Section 7149.06 of the Fish and Game Code, relating to fishing.

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 Environmental Safety and Toxic Materials**

June 6, 2018

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

Senate Bill No. 1133

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

QUIRK, Chair

**SENATE BILL NO. 1133**—An act to add Section 13249 to the Water Code, relating to water quality, 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.

**Committee on Business and Professions**

June 6, 2018

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

Senate Bill No. 1109

Senate Bill No. 1482

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

LOW, Chair

**SENATE BILL NO. 1109**—An act to amend Sections 1645, 2190.5, 2191, 2196.2, 2454.5, 2746.51, 2836.1, 3059, and 3502.1 of, and to add Section 4076.7 to, the Business and Professions Code, to add Section 49476 to the Education Code, and to add Sections 11158.1 and 124236 to the Health and Safety Code, relating to controlled substances.

Bill read second time.

**SENATE BILL NO. 1482**—An act to amend Sections 1901, 1902, 1902.1, 1903, 1905, 1905.2, 1916, 1917, 1936.1, and 1944 of, and to add Sections 1901.5 and 1941.5 to, the Business and Professions Code, relating to healing arts.

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 Public Employees, Retirement, and Social Security**

June 6, 2018

Mr. Speaker: The Chair of your Committee on Public Employees, Retirement, and Social Security reports:

Senate Bill No. 1165

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

RODRIGUEZ, Chair

**SENATE BILL NO. 1165**—An act to amend Sections 22001.5, 22106.5, 22112.6, 22134, 22134.5, 22138.5, 22138.6, 22169, 22501, 22503, 22504, 22508, 22509, 22515, 22601.5, 22602, 22604, 22717, 23802, 23852, 24001, 24101, 24213, 25926, 26107, 26127, and 26401 of, and to repeal and add Section 26400 of, the Education Code, relating to teachers' retirement.

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.

June 6, 2018

Mr. Speaker: The Chair of your Committee on Public Employees, Retirement, and Social Security reports:

Senate Bill No. 1504

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

RODRIGUEZ, Chair

**SENATE BILL NO. 1504**—An act to amend Section 19218 of the Food and Agricultural Code, to amend Sections 6276.14, 6276.34, 19995.4, 20677.5, 20677.6, 20677.7, 20677.71, 20677.8, 20677.9, 20677.91, 20677.95, 20681, and 22877 of the Government Code, to amend Section 12693.63 of the Insurance Code, to amend Section 13600 of the Penal Code, and to amend Section 14021.31 of the Welfare and Institutions Code, relating to state employment.

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**

June 6, 2018

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

Assembly Concurrent Resolution No. 230

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

FRAZIER, Chair

**ASSEMBLY CONCURRENT RESOLUTION NO. 230**—Relative to the Medal of Honor 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.

**Committee on Public Safety**

June 6, 2018

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

Senate Bill No. 439

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

JONES-SAWYER, Chair

**SENATE BILL NO. 439**—An act to amend Sections 601 and 602 of the Welfare and Institutions Code, relating to juveniles.

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.

June 6, 2018

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

Senate Bill No. 1050

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

JONES-SAWYER, Chair

**SENATE BILL NO. 1050**—An act to amend Section 3007.05 of the Penal Code, relating to inmates.

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: June 6, 2018

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

Assembly Bill No. 1760

Assembly Bill No. 2647

MARK STONE, Chair

Above bills ordered filed with the Chief Clerk.

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned until 9 a.m., Thursday, June 7, 2018.

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ANTHONY RENDON, Speaker

AMY LEACH, Minute Clerk

## AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JUNE 6, 2018

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

**ACR RN**

230 1813914  
238 1814033

**HR RN**

30 1814132  
91 1813807

**SB RN**

439 1814070  
481 1813077  
495 1813814  
518 1813917  
720 1814004  
914 1813913  
1018 1813988  
1050 1814039  
1109 1812858  
1133 1814114  
1165 1814190  
1274 1813907  
1482 1812439  
1504 1813662

<b>Daily Total:</b>	<b>18</b>
<b>Cumulative Total:</b>	<b>4724</b>