CALIFORNIA LEGISLATURE

2017–18 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, August 7, 2018

TWO HUNDRED THIRTIETH SESSION DAY

SIX HUNDRED ELEVENTH 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

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IN ASSEMBLY

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Assembly Chamber, Sacramento
Tuesday, August 7, 2018

The Assembly met at 7 a.m.
Hon. Rocky J. Chávez, Assembly Member, 76th 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—77:

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

Quorum present.

At 1:46 p.m., Hon. Jesse Gabriel, 45th 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 Rivas.

On personal business, and waiving per diem: Assembly Member Melendez.

Because of illness: Assembly Member Caballero.

EXPLANATIONS OF ABSENCE

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

July 24, 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 Tuesday, August 7, 2018, due to legislative business in my district. Please contact Mercedes Flores in my office at (916) 319-2039 with any questions.

Sincerely,

LUZ RIVAS, Assembly Member
Thirty-ninth District

SPECIAL COMMITTEE MEETINGS

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

Banking and Finance, on Monday, August 13, 2018, upon adjournment of Floor Session, in Room 444;

Joint Legislative Budget Committee, on Tuesday, August 14, 2018, at 1:30 p.m., in Room 4203.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 7, 2018

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

House Resolution No. 113

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

Assembly Chamber, August 7, 2018

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

Assembly Concurrent Resolution No. 253
House Resolution No. 115

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolutions re-referred to committee.

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 276—Salas. Relative to the Harvey L. Hall Memorial Interchange.

ASSEMBLY JOINT RESOLUTION NO. 51—Cooper. Relative to rights of federal employees.

HOUSE RESOLUTION NO. 121—Cooper. Relative to Chiari Malformation Awareness Month.

AUTHOR'S AMENDMENTS
Committee on Appropriations

August 7, 2018

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

Senate Bill No. 822

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

GONZALEZ FLETCHER, Chair

SENATE BILL NO. 822—An act to add Chapter 3.5 (commencing with Section 1775) to Title 1.5 of Part 4 of Division 3 of the Civil Code, and to add Article 2 (commencing with Section 3020) to Chapter 3 of Part 1 of Division 2 of the Public Contract Code, relating to communications.

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.

August 7, 2018

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

Senate Bill No. 1124
Senate Bill No. 1261

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

GONZALEZ FLETCHER, Chair

SENATE BILL NO. 1124—An act to add Section 20164.5 to the Government Code, relating to public employees' retirement.

Bill read second time.

SENATE BILL NO. 1261—An act to amend Section 4114.5 of the Public Resources Code, relating to fire prevention, and declaring the urgency thereof, to take effect immediately.

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 Communications and Conveyance

August 7, 2018

Mr. Speaker: The Chair of your Committee on Communications and Conveyance reports:

Senate Bill No. 460

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

SANTIAGO, Chair

SENATE BILL NO. 460—An act to add Chapter 3.5 (commencing with Section 1775) to Title 1.5 of Part 4 of Division 3 of the Civil Code, and to add Chapter 3.51 (commencing with Section 12121) to Part 2 of Division 2 of the Public Contract Code, relating to the Internet.

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

August 7, 2018

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

Assembly Concurrent Resolution No. 267

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

COOLEY, Chair

ASSEMBLY CONCURRENT RESOLUTION NO. 267—Relative to California's Sikh American Awareness and Appreciation 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.

REPORTS OF STANDING COMMITTEES
Committee on Revenue and Taxation

Date of Hearing: August 6, 2018

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

Senate Bill No. 951

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.

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

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

Senate Bills Nos. 838, 1121, 1194, 183, 100, and 71, ordered to the third reading file.

(NOTE: Later this day, Senate Bills Nos. 183 and 71 were re-referred to the Committee on Appropriations pursuant to Joint Rule 10.5.)

SECOND READING OF SENATE BILLS

SENATE BILL NO. 931—An act to amend Sections 5352 and 5352.5 of the Welfare and Institutions Code, relating to conservatorships.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1484—An act to amend Section 6363.3 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.

SENATE BILL NO. 1128—An act to amend Sections 4040 and 4360 of, and to add Section 5106 to, the Civil Code, and to amend Section 7522 of the Corporations Code, relating to common interest developments.

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

SENATE BILL NO. 1265—An act to amend Sections 5105, 5110, 5125, 5145, and 5200 of, and to add Section 5910.1 to, the Civil Code, relating to common interest developments.

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

SENATE BILL NO. 1056—An act to add Section 214.18 to 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.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 7, 2018

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

Assembly Concurrent Resolution No. 192
Assembly Concurrent Resolution No. 261
Assembly Concurrent Resolution No. 265

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolutions ordered on file.

RE-REFERENCE OF BILLS PURSUANT TO THE RULES

On advice of the Legislative Counsel, and pursuant to the provisions of Joint Rule 10.5, the following bills were ordered re-referred to the Committee on Appropriations:

Senate Bills Nos. 183 and 71.

MESSAGES FROM THE SENATE

Senate Chamber, August 6, 2018

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

Assembly Bill No. 1954	Assembly Bill No. 2541
Assembly Bill No. 1993	Assembly Bill No. 2646
Assembly Bill No. 2095	Assembly Bill No. 2719
Assembly Bill No. 2176	Assembly Bill No. 2791
Assembly Bill No. 2198	Assembly Bill No. 2900
Assembly Bill No. 2310	Assembly Bill No. 3058
Assembly Bill No. 2396	Assembly Bill No. 3260

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

Above bills ordered enrolled.

Senate Chamber, August 6, 2018

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

Assembly Bill No. 282	Assembly Bill No. 2256
Assembly Bill No. 306	Assembly Bill No. 2369
Assembly Bill No. 448	Assembly Bill No. 2413
Assembly Bill No. 664	Assembly Bill No. 2694
Assembly Bill No. 1698	Assembly Bill No. 2745
Assembly Bill No. 1787	Assembly Bill No. 2941
Assembly Bill No. 1887	Assembly Bill No. 3075
Assembly Bill No. 2114	Assembly Bill No. 3246
Assembly Bill No. 2169	Assembly Bill No. 3252

And respectfully requests the Assembly to concur in said amendments.

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

Above bills ordered to unfinished business file.

Senate Chamber, August 6, 2018

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

Senate Concurrent Resolution No. 156

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

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August 6, 2018

The Honorable E. Dotson Wilson
  Chief Clerk of the Assembly
    Assembly Chamber

Dear Dotson: By direction of the Senate, I am ordering that Senate Bill 1227 be returned to the Assembly for further action.

Sincerely,

DANIEL ALVAREZ
Secretary of the Senate

Above bill held at Desk.

FIRST READING OF SENATE BILLS

The following resolution was read:

SENATE CONCURRENT RESOLUTION NO. 156—Relative to Diabetes Awareness Month.

BILLS RETURNED TO THIRD READING FILE

In compliance with a motion given on a previous day pursuant to Assembly Rule 78, the following bills were withdrawn from the inactive file, and placed upon the third reading file:

Senate Bills Nos. 790, 573, and 607, on request of Assembly Member Calderon.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 7 a.m., Wednesday, August 8, 2018.

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ANTHONY RENDON, Speaker

AMY LEACH, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON AUGUST 7, 2018

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

ACR	RN
267	1816554

SB	RN
460	1817293
822	1817401
1056	1816513
1124	1817314
1128	1816363
1261	1815067
1265	1816362
1484	1816304

Daily Total: **9**
Cumulative Total: **5212**

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