

CALIFORNIA LEGISLATURE  
2019–20 REGULAR SESSION

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# ASSEMBLY DAILY JOURNAL

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**Tuesday, August 20, 2019**

**ONE HUNDRED ELEVENTH SESSION DAY  
TWO HUNDRED SIXTY-FIRST 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  
Tuesday, August 20, 2019

The Assembly met at 7 a.m.

Hon. Phillip Chen, Assembly Member, 55th 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—74:

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

Quorum present.

**At 1:51 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 Members Cervantes, Kamlager-Dove, and Medina.*

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

*Because of illness: Assembly Member Frazier.*

**EXPLANATIONS OF ABSENCE**

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

August 19, 2019

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

Dear Speaker Rendon: I respectfully request to be excused from Check-In Session on August 20, 2019, on Legislative business, to attend the funeral services for California Highway Patrol Officer Moye in Riverside. Thank you for your attention and consideration to this request. Should you have any questions or need any additional information, please contact my scheduler, Cierra Fischer, in my office.

Sincerely,

SABRINA CERVANTES, Assembly Member  
Sixtieth District

August 16, 2019

*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 20, 2019, due to legislative business in my district. Thank you for your assistance in this matter. Please contact Megan Garrison in my office at (916) 319-2054 with any questions.

Sincerely,

SYDNEY KAMLAGER-DOVE, Assembly Member  
Fifty-fourth District

August 16, 2019

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

Dear Mr. Speaker: I am requesting permission to be excused from Check-in Session on August 20, 2019 for legislative business related to fallen CHP Officer Andre Moye of Riverside. Thank you for your assistance. Please contact my office should any questions arise.

Sincerely,

JOSE MEDINA, Assembly Member  
Sixty-first District

**REPORTS**

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

**California State Auditor**

I2019-4

August 20, 2019

*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: In addition to the financial, performance, and high risk audits that my office performs, we administer the statutory provisions of the California Whistleblower Protection Act. We receive, review, and investigate allegations of state employees committing improper governmental activities. When an investigation substantiates improper governmental activities, my office may issue public reports summarizing our investigative work, but we do so only after carefully weighing the interests of the State and our obligation to keep confidential the identities of the whistleblowers and the employees involved. This report details the results of an investigation of one district agricultural association (association), which operates under the fiscal and policy oversight of the California Department of Food and Agriculture (CDFA).

We found that the association's chief executive officer and maintenance supervisor grossly mismanaged state resources and neglected their duties to ensure that employees comply with state laws governing supervision and time and attendance reporting. Examples of the improper acts we found include employees taking home state property and misusing state resources, drinking alcohol on state grounds, a lack of critical internal controls to prevent inappropriate and excessive travel-related purchases, unnecessary charges for interest and late fees, and a waste of state funds. The association's board of directors further exacerbated this gross mismanagement by failing to fulfill its legal responsibilities—to ensure that the association followed state requirements, protected its accumulated assets, properly managed its current income, and made good purchasing decisions. CDFA also failed to adequately exercise its oversight responsibilities: it did not perform biannual compliance audits of the association, which could have discovered and addressed many of these improper governmental activities.

When we issue investigative findings to state agencies, they must respond to us within 60 days and thereafter report monthly any corrective or disciplinary actions they are taking to address our recommendations. We received initial responses from CDFA and the association in June 2019 and have summarized them in this report.

Respectfully submitted,

ELAINE M. HOWLE, CPA  
California State Auditor

Above report referred to the Committee on Agriculture and the Committee on Business and Professions.

**ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, August 20, 2019

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

House Resolution No. 44

House Resolution No. 54

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolutions re-referred to committee.

**AUTHOR'S AMENDMENTS**

**Committee on Rules**

August 20, 2019

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

House Resolution No. 10

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

COOLEY, Chair

**HOUSE RESOLUTION NO. 10**—Relative to Military and Veteran 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 Health**

Date of Hearing: August 20, 2019

Mr. Speaker: Your Committee on Health reports:

Assembly Bill No. 1639

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

WOOD, Chair

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: August 20, 2019

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 538

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

WOOD, Chair

Above bill re-referred to the Committee on Appropriations.

**CONSIDERATION OF DAILY FILE**

**SENATE BILLS RETURNED TO SECOND READING FILE  
PURSUANT TO THE RULES**

Pursuant to the Assembly Rules, the following Senate bill was this day on the second reading file:

Senate Bill No. 70, ordered to the third reading file.

**SECOND READING OF SENATE BILLS**

**SENATE BILL NO. 674**—An act to add Section 12012.100 to the Government Code, relating to tribal gaming, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

**SENATE BILL NO. 64**—An act to add Sections 31108.3 and 31752.1 to the Food and Agricultural Code, relating to animals.

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

**ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, August 20, 2019

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

Assembly Concurrent Resolution No. 117

Assembly Concurrent Resolution No. 118

Assembly Concurrent Resolution No. 126

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolutions ordered to the Consent Calendar.

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned until 7 a.m., Wednesday, August 21, 2019.

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ANTHONY RENDON, Speaker

TAMMY WEIS, Assistant Minute Clerk

**AMENDMENTS CONSIDERED BY THE  
ASSEMBLY ON AUGUST 20, 2019**

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

**HR RN**  
10 1920224

**SB RN**  
64 1920096

**Daily Total: 2**  
**Cumulative Total: 2560**

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