

CALIFORNIA LEGISLATURE
2019–20 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, August 21, 2019

ONE HUNDRED TWELFTH SESSION DAY

TWO HUNDRED SIXTY-SECOND 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.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, August 21, 2019

The Assembly met at 7 a.m.

Hon. Jim Patterson, Assembly Member, 23rd 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	Cooper	Kamlager-Dove	Quirk-Silva
Arambula	Daly	Kiley	Ramos
Bauer-Kahan	Diep	Lackey	Reyes
Berman	Eggman	Levine	Rivas, L.
Bigelow	Flora	Limón	Rivas, R.
Bloom	Fong	Low	Rodriguez
Boerner Horvath	Friedman	Maienschein	Rubio
Bonta	Gabriel	Mathis	Salas
Brough	Gallagher	Mayes	Smith
Burke	Garcia, C.	McCarty	Stone
Calderon	Garcia, E.	Medina	Ting
Carrillo	Gipson	Mullin	Voepel
Cervantes	Gonzalez	Muratsuchi	Waldron
Chau	Gray	Nazarian	Weber
Chen	Grayson	Obernolte	Wicks
Chiu	Holden	O'Donnell	Wood
Choi	Irwin	Patterson	Mr. Speaker
Chu	Jones-Sawyer	Petrie-Norris	
Cooley	Kalra	Quirk	

Quorum present.

At 12:56 p.m., Hon. Timothy S. Grayson, 14th 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 Cunningham, Gloria, and Santiago.

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

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 14, 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 August 21, 2019, due to legislative business. The Secretary of Defense for Sustainment and the Bureau of Ocean Energy Management will be having a meeting surrounding offshore wind off the Central Coast that I have been invited to participate in. Thank you for your consideration of this request. Please contact Gianna Rogers in my office at (916) 319-2035 should any questions arise.

Sincerely,

JORDAN CUNNINGHAM, Assembly Member
Thirty-fifth District

August 6, 2019

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

Dear Mr. Speaker: I respectfully request to be excused from Check-in Session on Wednesday, August 21, 2019. I have meetings and other legislative business to attend to in the district. Thank you for your assistance with this request. Please contact my Chief of Staff, Eduardo Martinez, at (916) 319-2078 should any questions arise.

Sincerely,

TODD GLORIA, Assembly Member
Seventy-eighth District

August 19, 2019

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, August 21, 2019 to attend legislative meetings in my District. Thank you for your attention to this request. If you have any questions, please contact me or Kitty Barowitz at (916) 319-2053.

Sincerely,

MIGUEL SANTIAGO, Assembly Member
Fifty-third District

COMMUNICATIONS

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

August 20, 2019

The Honorable Toni G. Atkins
President pro Tempore
California State Senate
State Capitol, Room 205
Sacramento, California

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

The Honorable Shannon Grove
Minority Leader
California State Senate
State Capitol, Room 305
Sacramento, California

The Honorable Marie Waldron
Minority Leader
California State Assembly
State Capitol, Room 3104
Sacramento, California

RE: Tentative Agreement/Memorandum of Understanding (MOU) for Bargaining Unit (BU) 13, the International Union of Operating Engineers (IUOE)

Dear Senators Atkins and Grove, and Assembly Members Rendon and Waldron: Recently, the California Department of Human Resources reached a new Tentative Agreement/MOU with the union representing BU 13, IUOE. Upon approval of the Legislature and the Governor, and ratification by the membership, this agreement will be effective July 1, 2019, through June 30, 2022.

This agreement will roll over language from past agreements and the attached summary highlights provisions with significant changes. In addition, the maximum salary ranges of BU 13 members will be increased as follows: effective July 1, 2019, a 2.75 percent increase, effective July 1, 2020, a 3.0 percent increase, and effective July 1, 2021, a 2.75 percent increase.

In accordance with Government Code sections 3517.5, 19829.5, and Senate Rule 29.4, I am forwarding copies of this Tentative Agreement/MOU, including legislative and fiscal summaries. The Legislative Analyst will be forwarded a copy for analysis, and the Secretary of the Senate and the Clerk of the Assembly will be forwarded copies to note them as available for review in the Daily Journals.

The above mentioned Tentative Agreement and summaries can also be found by going to the following link: <https://www.calhr.ca.gov/labor-relations/Pages/Unit-13-Stationary-Engineers.aspx>.

Respectfully,

ERAINA ORTEGA, Director
 California Department of Human Resources

Above Tentative Agreement/Memorandum of Understanding referred to the Committee on Public Employment and Retirement.

Receipt of Memoranda of Understanding

I acknowledge receipt this August 20, 2019, of the Memorandum of Understanding for Bargaining Unit 13, represented by the International Union of Operating Engineers, effective, July 1, 2019 through June 30, 2022, delivered to me personally by Jodi LeFebre.

BRENDA T. HARRIS
 Executive Secretary to the Chief Clerk of the Assembly

MEMORANDA OF UNDERSTANDING

Tentative Agreement/Memorandum of Understanding (MOU) with Bargaining Unit 13, dated August 20, 2019, was received in the Senate from the California Department of Human Resources (CalHR) and filed pursuant to Senate Rule 29.4, and is hereby noted in the Assembly Journal. (See Senate Journal for August 20, 2019, page 2210.)

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 21, 2019

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
House Resolution No. 10

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 134—Chu (Principal coauthor: Senator Allen) (Coauthors: Bloom, Chiu, Choi, Diep, Friedman, Kamlager-Dove, Medina, Nazarian, and Waldron) (Coauthors: Senators Pan, Stern, and Wilk). Relative to the 50th anniversary of the Association of California Symphony Orchestras.

AUTHOR'S AMENDMENTS
Committee on Appropriations

August 21, 2019

Mr. Speaker: The Chair of your Committee on Appropriations reports:
Assembly Bill No. 1639

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

GONZALEZ, Chair

ASSEMBLY BILL NO. 1639—An act to amend Sections 22952, 22956, 22958, and 22962 of, and to add Section 22964.5 to, the Business and Professions Code, to add Section 119408 to, and to add and repeal Sections 119409 and 119410 of, the Health and Safety Code, and to amend Section 308 of the Penal Code, relating to tobacco products, and declaring the urgency thereof, to take effect immediately.

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 21, 2019

Mr. Speaker: The Chair of your Committee on Appropriations reports:
Senate Bill No. 647

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

GONZALEZ, Chair

SENATE BILL NO. 647—An act to amend Sections 25214.1, 25214.2, 25214.3.1, 25214.4, and 25214.4.1 of the Health and Safety Code, relating to hazardous substances.

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 Appropriations

Date of Hearing: August 21, 2019

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Concurrent Resolution No. 28

Assembly Concurrent Resolution No. 98

With the recommendation: Be adopted.

GONZALEZ, Chair

Above resolutions ordered to third reading.

Date of Hearing: August 21, 2019

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 1831

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.

GONZALEZ, Chair

Above bill ordered to second reading.

Date of Hearing: August 21, 2019

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 229

Senate Bill No. 625

Senate Bill No. 450

Senate Bill No. 639

Senate Bill No. 523

Senate Bill No. 690

Senate Bill No. 550

Senate Bill No. 742

Senate Bill No. 616

With the recommendation: Do pass.

GONZALEZ, Chair

Above bills ordered to second reading.

Committee on Insurance

Date of Hearing: August 21, 2019

Mr. Speaker: Your Committee on Insurance reports:

Assembly Bill No. 295

With the recommendation: That Senate amendments be concurred in.

DALY, Chair

Above bill ordered to unfinished business file.

Committee on Appropriations

Date of Hearing: August 21, 2019

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 167

Senate Bill No. 601

Senate Bill No. 439

Senate Bill No. 656

Senate Bill No. 507

Senate Bill No. 676

Senate Bill No. 552

Senate Bill No. 726

Senate Bill No. 560

Senate Bill No. 780

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 bills be placed on the Consent Calendar.

GONZALEZ, Chair

Above bills 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 bill was this day on the second reading file:

Senate Bill No. 64, ordered to the third reading file.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 9 a.m., Thursday, August 22, 2019.

ANTHONY RENDON, Speaker

TAMMY WEIS, Assistant Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON AUGUST 21, 2019**

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

AB	RN
1639	1920383

SB	RN
647	1920218

Daily Total:	2
Cumulative Total:	2562

O