

CALIFORNIA LEGISLATURE
2015–16 SECOND EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, September 9, 2015
NINETEENTH SESSION DAY
EIGHTY-THIRD 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

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, September 9, 2015

The Assembly met at 10:30 a.m.

Hon. Kevin Mullin, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Reading Clerk Kathleen M. Lewis reading.

ROLLCALL

The roll was called, and the following answered to their names—80:

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

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

PRAYER

Upon invitation of Speaker pro Tempore Mullin, the following prayer was offered by Assembly Chaplain Rev. Constantine C. Pappademos:

Lord, When we pray to You, we step out of what some have called the “tyranny of time” in this world, and into the timelessness that belongs to You. Every moment that we pray, is a moment that is spent in eternity. And even when we struggle to pray, once we do, we step outside of time to be with You. Lord, help us to pray and worship You, so that we experience a foretaste of heaven where there is no time. For when we pray, we are united with You, and that is the great gift we receive.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Mullin, Assembly Member Gatto then led the Assembly in the pledge of allegiance to the Flag.

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Assembly Member Holden, seconded by Assembly Member Waldron.

REFERRAL OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bill was referred to committee:

Assembly

Bill No.

19

Committee

P.H. & D.S.

**CONSIDERATION OF DAILY FILE
THIRD READING OF ASSEMBLY BILLS**

ASSEMBLY BILL NO. 15 (Eggman)—An act to add and repeal Part 1.85 (commencing with Section 443) of Division 1 of the Health and Safety Code, relating to end of life.

Bill read third time.

Point of Order

Assembly Member Gallagher arose to the following point of order:

That this bill is not properly before this extraordinary session as it is not consistent with the purpose stated of the extraordinary session.

Ruling by Speaker pro Tempore Mullin

The Speaker pro Tempore ruled the point of order not well-taken; the Committee on Rules referred this bill to committee pursuant to the Assembly Rules as it is germane to health care.

Motion to Appeal from the Decision of the Chair

Assembly Member Gallagher moved to appeal from the decision of the Chair.

Assembly Member Wilk seconded the motion.

The question being: Shall the decision of the Chair that the point of order raised by Assembly Member Gallagher was not well-taken be sustained?

The roll was opened and the decision of the Chair sustained by the following vote:

AYES—45

Alejo	Daly	Jones-Sawyer	Rodriguez
Baker	Dodd	Levine	Santiago
Bloom	Eggman	Lopez	Stone
Bonilla	Frazier	Low	Thurmond
Bonta	Garcia, C.	McCarty	Ting
Burke	Garcia, E.	Medina	Weber
Calderon	Gatto	Mullin	Williams
Campos	Gipson	Nazarian	Wood
Chau	Gomez	O'Donnell	Mme. Speaker
Chiu	Hernández	Perea	
Chu	Holden	Quirk	
Cooper	Irwin	Rendon	

NOES—29

Achadjian	Gaines	Linder	Salas
Allen	Gallagher	Maienschein	Steinorth
Bigelow	Grove	Mathis	Wagner
Brough	Hadley	Mayes	Waldron
Brown	Harper	Melendez	Wilk
Chang	Jones	Oberholte	
Chávez	Kim	Olsen	
Dahle	Lackey	Patterson	

Further Consideration of Assembly Bill No. 15

Assembly Rule 112 Suspended

Assembly Member Patterson was granted unanimous consent that Assembly Rule 112 be suspended to permit him to read a paper on the Floor of the Assembly.

Assembly Member Grove was granted unanimous consent that Assembly Rule 112 be suspended to permit her to read a paper on the Floor of the Assembly.

Assembly Member Hadley was granted unanimous consent that Assembly Rule 112 be suspended to permit him to read a paper on the Floor of the Assembly.

Point of Order

Assembly Member Holden arose to the following point of order:

That the appropriateness of the bill being before the Body was previously ruled on by the presiding officer and sustained by the Body; Assembly Member Hadley should focus on the merits of the bill.

Ruling by Speaker pro Tempore Mullin

The Speaker pro Tempore ruled the point of order well-taken.

Point of Order

Assembly Member Holden arose to the following point of order:

That Assembly Member Hadley is arguing the previous point of order which has been ruled on by the presiding officer and sustained by the Body, not on the merits of the bill.

Ruling by Speaker pro Tempore Mullin

The Speaker pro Tempore ruled the point of order well-taken.

Motion to Appeal from the Decision of the Chair

Assembly Member Jones moved to appeal from the decision of the Chair.

Assembly Member Wilk seconded the motion.

The question being: Shall the decision of the Chair that the point of order raised by Assembly Member Holden was well-taken be sustained?

The roll was opened and the decision of the Chair sustained by the following vote:

AYES—43

Alejo	Daly	Irwin	Rendon
Bloom	Dodd	Jones-Sawyer	Rodriguez
Bonilla	Eggman	Levine	Santiago
Bonta	Frazier	Low	Stone
Burke	Garcia, C.	McCarty	Thurmond
Calderon	Garcia, E.	Medina	Ting
Campos	Gatto	Mullin	Weber
Chau	Gomez	Nazarian	Williams
Chiu	Gordon	O'Donnell	Wood
Chu	Hernández	Pera	Mme. Speaker
Cooper	Holden	Quirk	

NOES—29

Achadjian	Gaines	Linder	Salas
Allen	Gallagher	Maienschein	Steinorth
Baker	Grove	Mathis	Wagner
Bigelow	Hadley	Mayes	Waldron
Brough	Harper	Melendez	Wilk
Chang	Jones	Obernolte	
Chávez	Kim	Olsen	
Dahle	Lackey	Patterson	

Further Consideration of Assembly Bill No. 15**Assembly Rule 112 Suspended**

Assembly Member Baker was granted unanimous consent that Assembly Rule 112 be suspended to permit her to read a paper on the Floor of the Assembly.

Assembly Member Jones was granted unanimous consent that Assembly Rule 112 be suspended to permit him to read a paper on the Floor of the Assembly.

The question being on the passage of the bill.
Bill passed by the following vote:

AYES—44

Alejo	Cooley	Gray	Nazarian
Baker	Cooper	Hadley	Perea
Bloom	Dababneh	Holden	Quirk
Bonilla	Dodd	Irwin	Rendon
Bonta	Eggman	Jones-Sawyer	Salas
Burke	Frazier	Levine	Stone
Calderon	Garcia, C.	Low	Thurmond
Campos	Garcia, E.	Maienschein	Ting
Chau	Gatto	McCarty	Weber
Chiu	Gomez	Medina	Wood
Chu	Gordon	Mullin	Mme. Speaker

NOES—35

Achadjian	Gallagher	Linder	Ridley-Thomas
Allen	Gipson	Lopez	Rodriguez
Bigelow	Gonzalez	Mathis	Santiago
Brough	Grove	Mayes	Steinorth
Brown	Harper	Melendez	Wagner
Chang	Hernández	Obernolte	Waldron
Chávez	Jones	O'Donnell	Wilk
Dahle	Kim	Olsen	Williams
Gaines	Lackey	Patterson	

Bill ordered transmitted to the Senate.

Debate and Decorum

Speaker pro Tempore Mullin announced that pursuant to the Rules and custom and practice of the House, applause during debate is not in order.

CAUCUS ANNOUNCEMENTS

Speaker pro Tempore Mullin announced that the Democratic Caucus would meet in the Assembly Lounge and the Republican Caucus would meet in the Tom Bane Rules Committee Room, during the recess of Floor Session.

COMMITTEE MEETING ANNOUNCEMENTS

Speaker pro Tempore Mullin announced that the following committees would meet today, during recess of Floor Session:

Governmental Organization, in Room 4202;
Health, in Room 437.

Speaker pro Tempore Mullin also announced that the following committee would meet today, upon adjournment of the Democratic and Republican Caucuses:

Rules, in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 12:22 p.m., Speaker pro Tempore Mullin declared the Assembly recessed.

RECONVENED

At 2:22 p.m., the Assembly reconvened.

Speaker pro Tempore of the Assembly, Kevin Mullin, 22nd District, presiding.

**CONSIDERATION OF DAILY FILE (RESUMED)
SECOND READING OF ASSEMBLY BILLS**

ASSEMBLY BILL NO. 18—An act to add Section 6012.4 to, and to add Part 14.5 (commencing with Section 33001) to Division 2 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 Public Health and Developmental Services read and adopted; bill ordered reprinted and to be re-referred to the Committee on Finance.

THIRD READING OF SENATE BILLS

SENATE BILL NO. 2 (Hernandez)—An act relating to human services financing.

Bill presented by Assembly Member Bonta.

Bill read third time, and passed by the following vote:

AYES—53

Alejo	Dababneh	Holden	Rendon
Bloom	Daly	Irwin	Rodriguez
Bonilla	Dodd	Jones-Sawyer	Salas
Bonta	Eggman	Levine	Santiago
Brown	Frazier	Lopez	Stone
Burke	Garcia, C.	Low	Thurmond
Calderon	Garcia, E.	McCarty	Ting
Campos	Gipson	Medina	Weber
Chau	Gomez	Mullin	Williams
Chávez	Gonzalez	Nazarian	Wood
Chiu	Gordon	O'Donnell	Mme. Speaker
Chu	Gray	Patterson	
Cooley	Grove	Perea	
Cooper	Hernández	Quirk	

NOES—1

Gatto

Bill ordered transmitted to the Senate.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items (shown in sequential order):

Assembly Bill No. 15, Gallagher Motion to Appeal the Decision of the Chair: Bonta, Rodriguez, and Williams—Aye; Salas—No.

Assembly Bill No. 15, Jones Motion to Appeal the Decision of the Chair: Roger Hernández, Rodriguez, and Williams—Aye; Salas—No.

Assembly Bill No. 15: Gatto and Gray—Aye; Achadjian and Travis Allen—No.

Senate Bill No. 2: Atkins, Bonilla, Chávez, Chu, Gomez, Gray, Grove, Roger Hernández, Nazarian, and Salas—Aye; Gatto—No.

RECESS

By unanimous consent, at 2:35 p.m., Speaker pro Tempore Mullin declared the Assembly recessed to reconvene Regular Session.

REPORTS OF STANDING COMMITTEES
Committee on Finance

Date of Hearing: September 8, 2015

Mme. Speaker: Your Committee on Finance reports:

Assembly Bill No. 6

Assembly Bill No. 9

Assembly Bill No. 7

Assembly Bill No. 11

Assembly Bill No. 8

With the recommendation: Do pass.

WEBER, Chair

Above bills ordered to second reading.

MESSAGES FROM THE SENATE

Senate Chamber, September 9, 2015

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

Assembly Bill No. 1

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.

ADJOURNMENT

At 3 p.m., the Assembly adjourned to reconvene upon call of the Speaker.

TONI G. ATKINS, Speaker

AMY LEACH, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON SEPTEMBER 9, 2015**

The following measure was amended in the Assembly on this day:

AB	RN	
18	1527230	
Daily Total:		1
Cumulative Total:		10

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