

CALIFORNIA LEGISLATURE

2015–16 REGULAR SESSION

ASSEMBLY JOURNAL

RECESS JOURNAL NO. 11

INTERIM STUDY RECESS

Assembly Chamber, Sacramento
Monday, October 12, 2015

Pursuant to the provisions of Joint Rule 59, the following Assembly Journal for the 2015–16 Regular Session was printed while the Assembly was in Interim Study Recess.

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

September 21, 2015

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

RE: Reappointment of Michael Kleinman to
Scientific Review Panel on Toxic Air Contaminants

Dear Mr. Wilson: Please be advised that I have reappointed Dr. Michael Kleinman to the Scientific Review Panel on Toxic Air Contaminants. This is a term appointment starting September 21, 2015, and the expiration date is January 1, 2018.

Sincerely,

TONI G. ATKINS
Speaker of the Assembly

October 7, 2015

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

RE: Appointment of Debra Maxie to
 California Student Aid Commission

Dear Mr. Wilson: Please be advised that I have appointed Ms. Debra Maxie to the California Student Aid Commission. This is a term appointment starting October 7, 2015, and the expiration date is January 1, 2019. Ms. Maxie will be replacing Brian Conley.

Sincerely,

TONI G. ATKINS
 Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, September 14, 2015

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

Assembly Bill No. 276	Assembly Bill No. 515
Assembly Bill No. 317	Assembly Bill No. 549
Assembly Bill No. 413	Assembly Bill No. 555
Assembly Bill No. 437	Assembly Bill No. 599
Assembly Bill No. 447	Assembly Bill No. 664
Assembly Bill No. 494	Assembly Bill No. 681
Assembly Bill No. 509	Assembly Bill No. 703
Assembly Bill No. 514	Assembly Bill No. 704

And reports the same correctly enrolled, and presented to the Governor on the 14th day of September, 2015, at 4 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 14, 2015

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

Assembly Bill No. 25	Assembly Bill No. 275
Assembly Bill No. 88	Assembly Bill No. 313
Assembly Bill No. 145	Assembly Bill No. 362
Assembly Bill No. 154	Assembly Bill No. 538
Assembly Bill No. 157	Assembly Bill No. 675
Assembly Bill No. 159	Assembly Bill No. 1516
Assembly Bill No. 160	Assembly Bill No. 1542
Assembly Bill No. 254	

And reports the same correctly enrolled, and presented to the Governor on the 14th day of September, 2015, at 4 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 15, 2015

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

Assembly Bill No. 28	Assembly Bill No. 849
Assembly Bill No. 68	Assembly Bill No. 897
Assembly Bill No. 69	Assembly Bill No. 940
Assembly Bill No. 82	Assembly Bill No. 941
Assembly Bill No. 728	Assembly Bill No. 965
Assembly Bill No. 744	Assembly Bill No. 970
Assembly Bill No. 745	Assembly Bill No. 1072

And reports the same correctly enrolled, and presented to the Governor on the 15th day of September, 2015, at 4 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 16, 2015

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

- | | |
|-----------------------|-----------------------|
| Assembly Bill No. 332 | Assembly Bill No. 601 |
| Assembly Bill No. 363 | Assembly Bill No. 614 |
| Assembly Bill No. 384 | Assembly Bill No. 676 |
| Assembly Bill No. 402 | Assembly Bill No. 732 |
| Assembly Bill No. 429 | Assembly Bill No. 827 |
| Assembly Bill No. 446 | Assembly Bill No. 835 |
| Assembly Bill No. 530 | Assembly Bill No. 848 |
| Assembly Bill No. 580 | |

And reports the same correctly enrolled, and presented to the Governor on the 16th day of September, 2015, at 4 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 16, 2015

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

- | | |
|-----------------------|------------------------|
| Assembly Bill No. 90 | Assembly Bill No. 316 |
| Assembly Bill No. 97 | Assembly Bill No. 896 |
| Assembly Bill No. 178 | Assembly Bill No. 1032 |
| Assembly Bill No. 187 | Assembly Bill No. 1056 |
| Assembly Bill No. 231 | Assembly Bill No. 1081 |
| Assembly Bill No. 302 | Assembly Bill No. 1171 |
| Assembly Bill No. 303 | Assembly Bill No. 1223 |

And reports the same correctly enrolled, and presented to the Governor on the 16th day of September, 2015, at 4 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 16, 2015

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

- | | |
|-----------------------|------------------------|
| Assembly Bill No. 622 | Assembly Bill No. 931 |
| Assembly Bill No. 652 | Assembly Bill No. 1031 |
| Assembly Bill No. 706 | Assembly Bill No. 1071 |
| Assembly Bill No. 773 | Assembly Bill No. 1134 |
| Assembly Bill No. 804 | Assembly Bill No. 1156 |
| Assembly Bill No. 808 | Assembly Bill No. 1259 |
| Assembly Bill No. 852 | Assembly Bill No. 1321 |
| Assembly Bill No. 900 | |

And reports the same correctly enrolled, and presented to the Governor on the 16th day of September, 2015, at 4 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 16, 2015

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

- | | |
|------------------------|------------------------|
| Assembly Bill No. 1342 | Assembly Bill No. 1509 |
| Assembly Bill No. 1343 | Assembly Bill No. 1519 |
| Assembly Bill No. 1431 | |

And reports the same correctly enrolled, and presented to the Governor on the 16th day of September, 2015, at 4 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 16, 2015

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

- | | |
|------------------------|------------------------|
| Assembly Bill No. 80 | Assembly Bill No. 1024 |
| Assembly Bill No. 210 | Assembly Bill No. 1077 |
| Assembly Bill No. 219 | Assembly Bill No. 1185 |
| Assembly Bill No. 496 | Assembly Bill No. 1310 |
| Assembly Bill No. 775 | Assembly Bill No. 1369 |
| Assembly Bill No. 963 | Assembly Bill No. 1411 |
| Assembly Bill No. 999 | Assembly Bill No. 1540 |
| Assembly Bill No. 1017 | |

And reports the same correctly enrolled, and presented to the Governor on the 16th day of September, 2015, at 4 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 16, 2015

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

Assembly Bill No. 1293

Assembly Bill No. 1423

Assembly Bill No. 1358

Assembly Bill No. 1534

And reports the same correctly enrolled, and presented to the Governor on the 16th day of September, 2015, at 4 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 16, 2015

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

Assembly Bill No. 96

Assembly Bill No. 571

Assembly Bill No. 146

Assembly Bill No. 793

Assembly Bill No. 161

Assembly Bill No. 913

Assembly Bill No. 256

Assembly Bill No. 1091

Assembly Bill No. 267

Assembly Bill No. 1163

Assembly Bill No. 400

Assembly Bill No. 1301

Assembly Bill No. 404

Assembly Bill No. 1533

Assembly Bill No. 498

And reports the same correctly enrolled, and presented to the Governor on the 16th day of September, 2015, at 4 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 17, 2015

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

Assembly Bill No. 2

Assembly Bill No. 562

Assembly Bill No. 176

Assembly Bill No. 578

Assembly Bill No. 182

Assembly Bill No. 696

Assembly Bill No. 189

Assembly Bill No. 810

Assembly Bill No. 195

Assembly Bill No. 865

Assembly Bill No. 340

Assembly Bill No. 888

Assembly Bill No. 376

Assembly Bill No. 964

Assembly Bill No. 433

Assembly Bill No. 1354

And reports the same correctly enrolled, and presented to the Governor on the 17th day of September, 2015, at 11:30 a.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 17, 2015

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

Assembly Bill No. 15

Assembly Bill No. 221

Assembly Bill No. 40

Assembly Bill No. 224

Assembly Bill No. 44

Assembly Bill No. 375

Assembly Bill No. 71

Assembly Bill No. 561

Assembly Bill No. 74

Assembly Bill No. 610

Assembly Bill No. 144

Assembly Bill No. 1465

Assembly Bill No. 172

Assembly Bill No. 1536

Assembly Bill No. 193

And reports the same correctly enrolled, and presented to the Governor on the 17th day of September, 2015, at 11:30 a.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 17, 2015

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

Assembly Bill No. 1323

Assembly Bill No. 1361

Assembly Bill No. 1391

And reports the same correctly enrolled, and presented to the Governor on the 17th day of September, 2015, at 4 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 17, 2015

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

- | | |
|-----------------------|------------------------|
| Assembly Bill No. 374 | Assembly Bill No. 605 |
| Assembly Bill No. 389 | Assembly Bill No. 662 |
| Assembly Bill No. 401 | Assembly Bill No. 667 |
| Assembly Bill No. 428 | Assembly Bill No. 668 |
| Assembly Bill No. 449 | Assembly Bill No. 764 |
| Assembly Bill No. 483 | Assembly Bill No. 1043 |
| Assembly Bill No. 532 | Assembly Bill No. 1412 |
| Assembly Bill No. 564 | |

And reports the same correctly enrolled, and presented to the Governor on the 17th day of September, 2015, at 4 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 17, 2015

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

- | | |
|------------------------|------------------------|
| Assembly Bill No. 787 | Assembly Bill No. 1150 |
| Assembly Bill No. 861 | Assembly Bill No. 1182 |
| Assembly Bill No. 967 | Assembly Bill No. 1194 |
| Assembly Bill No. 989 | Assembly Bill No. 1204 |
| Assembly Bill No. 1012 | Assembly Bill No. 1236 |
| Assembly Bill No. 1075 | Assembly Bill No. 1287 |
| Assembly Bill No. 1116 | Assembly Bill No. 1303 |
| Assembly Bill No. 1131 | |

And reports the same correctly enrolled, and presented to the Governor on the 17th day of September, 2015, at 4 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 18, 2015

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

- | | |
|-----------------------|------------------------|
| Assembly Bill No. 177 | Assembly Bill No. 968 |
| Assembly Bill No. 260 | Assembly Bill No. 1305 |
| Assembly Bill No. 277 | Assembly Bill No. 1390 |
| Assembly Bill No. 371 | Assembly Bill No. 1526 |
| Assembly Bill No. 854 | |

And reports the same correctly enrolled, and presented to the Governor on the 18th day of September, 2015, at 4 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 18, 2015

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

- | | |
|-----------------------|------------------------|
| Assembly Bill No. 10 | Assembly Bill No. 192 |
| Assembly Bill No. 30 | Assembly Bill No. 218 |
| Assembly Bill No. 36 | Assembly Bill No. 226 |
| Assembly Bill No. 141 | Assembly Bill No. 288 |
| Assembly Bill No. 142 | Assembly Bill No. 1482 |
| Assembly Bill No. 164 | Assembly Bill No. 1504 |
| Assembly Bill No. 180 | Assembly Bill No. 1506 |
| Assembly Bill No. 181 | |

And reports the same correctly enrolled, and presented to the Governor on the 18th day of September, 2015, at 4 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 18, 2015

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

Assembly Bill No. 833	Assembly Bill No. 1045
Assembly Bill No. 858	Assembly Bill No. 1060
Assembly Bill No. 883	Assembly Bill No. 1073
Assembly Bill No. 921	Assembly Bill No. 1096
Assembly Bill No. 953	Assembly Bill No. 1097
Assembly Bill No. 990	Assembly Bill No. 1157
Assembly Bill No. 1020	Assembly Bill No. 1162
Assembly Bill No. 1042	Assembly Bill No. 1177

And reports the same correctly enrolled, and presented to the Governor on the 18th day of September, 2015, at 4 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 18, 2015

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

Assembly Bill No. 353	Assembly Bill No. 552
Assembly Bill No. 438	Assembly Bill No. 617
Assembly Bill No. 477	Assembly Bill No. 621
Assembly Bill No. 485	Assembly Bill No. 692
Assembly Bill No. 504	Assembly Bill No. 726
Assembly Bill No. 522	Assembly Bill No. 759
Assembly Bill No. 545	Assembly Bill No. 795

And reports the same correctly enrolled, and presented to the Governor on the 18th day of September, 2015, at 4 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 18, 2015

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

Assembly Bill No. 1178	Assembly Bill No. 1448
Assembly Bill No. 1231	Assembly Bill No. 1496
Assembly Bill No. 1320	Assembly Bill No. 1524
Assembly Bill No. 1351	Assembly Bill No. 1535
Assembly Bill No. 1420	

And reports the same correctly enrolled, and presented to the Governor on the 18th day of September, 2015, at 4 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 18, 2015

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

Assembly Bill No. 101	Assembly Bill No. 1228
Assembly Bill No. 305	Assembly Bill No. 1230
Assembly Bill No. 388	Assembly Bill No. 1292
Assembly Bill No. 670	Assembly Bill No. 1307
Assembly Bill No. 807	

And reports the same correctly enrolled, and presented to the Governor on the 18th day of September, 2015, at 4 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 23, 2015

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

Assembly Bill No. 403

And reports the same correctly enrolled, and presented to the Governor on the 23rd day of September, 2015, at 4 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 23, 2015

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

Assembly Bill No. 502	Assembly Bill No. 679
Assembly Bill No. 521	Assembly Bill No. 776
Assembly Bill No. 527	Assembly Bill No. 786
Assembly Bill No. 559	Assembly Bill No. 798
Assembly Bill No. 573	Assembly Bill No. 825
Assembly Bill No. 604	Assembly Bill No. 864
Assembly Bill No. 666	Assembly Bill No. 895
Assembly Bill No. 672	

And reports the same correctly enrolled, and presented to the Governor on the 23rd day of September, 2015, at 4 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 23, 2015

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

Assembly Bill No. 3	Assembly Bill No. 243
Assembly Bill No. 47	Assembly Bill No. 266
Assembly Bill No. 50	Assembly Bill No. 281
Assembly Bill No. 179	Assembly Bill No. 329
Assembly Bill No. 199	Assembly Bill No. 361
Assembly Bill No. 229	Assembly Bill No. 379
Assembly Bill No. 232	Assembly Bill No. 387

And reports the same correctly enrolled, and presented to the Governor on the 23rd day of September, 2015, at 4 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 23, 2015

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

Assembly Bill No. 194	Assembly Bill No. 1387
Assembly Bill No. 234	Assembly Bill No. 1436
Assembly Bill No. 339	Assembly Bill No. 1461
Assembly Bill No. 684	Assembly Bill No. 1492
Assembly Bill No. 693	Assembly Bill No. 1513
Assembly Bill No. 802	Assembly Bill No. 1521
Assembly Bill No. 914	Assembly Bill No. 1544

And reports the same correctly enrolled, and presented to the Governor on the 23rd day of September, 2015, at 4 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 25, 2015

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

Assembly Bill No. 1251	Assembly Bill No. 1295
Assembly Bill No. 1261	Assembly Bill No. 1328
Assembly Bill No. 1266	Assembly Bill No. 1347
Assembly Bill No. 1269	Assembly Bill No. 1352
Assembly Bill No. 1288	Assembly Bill No. 1363

And reports the same correctly enrolled, and presented to the Governor on the 25th day of September, 2015, at 2 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 25, 2015

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

Assembly Bill No. 35	Assembly Bill No. 1124
Assembly Bill No. 901	Assembly Bill No. 1140
Assembly Bill No. 959	Assembly Bill No. 1164
Assembly Bill No. 1023	Assembly Bill No. 1207
Assembly Bill No. 1058	Assembly Bill No. 1250

And reports the same correctly enrolled, and presented to the Governor on the 25th day of September, 2015, at 2 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 21, 2015

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

Assembly Concurrent Resolution No. 56
Assembly Concurrent Resolution No. 86
Assembly Concurrent Resolution No. 88
Assembly Concurrent Resolution No. 89
Assembly Concurrent Resolution No. 92
Assembly Concurrent Resolution No. 97
Assembly Concurrent Resolution No. 99
Assembly Concurrent Resolution No. 101
Assembly Concurrent Resolution No. 102
Assembly Joint Resolution No. 13
Assembly Joint Resolution No. 16
Assembly Joint Resolution No. 22
Assembly Joint Resolution No. 26
Assembly Joint Resolution No. 27

And reports the same correctly enrolled, and presented to the Secretary of State on the 21st day of September, 2015, at 4 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 25, 2015

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

Assembly Concurrent Resolution No. 15
Assembly Concurrent Resolution No. 36
Assembly Concurrent Resolution No. 38
Assembly Concurrent Resolution No. 103
Assembly Joint Resolution No. 25

And reports the same correctly enrolled, and presented to the Secretary of State on the 25th day of September, 2015, at 1:30 p.m.

E. DOTSON WILSON, Chief Clerk

MESSAGES FROM THE GOVERNOR

The following veto messages from the Governor were received and ordered printed in the Journal, and the bills ordered to the unfinished business file:

Veto Message—Assembly Bill No. 362

Governor's Office, Sacramento
September 21, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 362 without my signature.

This bill authorizes the Department of General Services to engage in a demonstration project to use sustainable practices which may include but are not limited to, the use of "process free printing plates."

I support efforts to reduce the water, chemical, and energy use associated with printing, however, the Department currently has sufficient authority to explore new methods of achieving such reductions without this legislation. In fact, the Office of State Publishing is currently prioritizing the procurement and use of new printing technologies that lessen environmental impacts, and continues to seek new methods of conserving water, energy, and paper. A new law authorizing an optional demonstration project is simply unnecessary.

Sincerely,

EDMUND G. BROWN JR.

Receipt of Bills

I acknowledge receipt this 21st day of September, 2015, at 2:48 p.m., of the following Assembly Bill without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Brianna Bruns:

Assembly Bill No. 362.

SUE PARKER

Assistant Chief Clerk of the Assembly

Veto Message—Assembly Bill No. 1412

Governor's Office, Sacramento

September 22, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 1412 without my signature.

This bill establishes a separate process to allow the successor agency to the City of San Joaquin's former redevelopment agency to repay a specific loan owed by the former redevelopment agency to the city.

Today, I have signed SB 107, which provides a more general process to facilitate successor agencies' repayment of loans which cities and counties made to their former redevelopment agencies. I believe this latter process is more appropriate and should be sufficient.

Sincerely,

EDMUND G. BROWN JR.

Receipt of Bills

I acknowledge receipt this 22nd day of September, 2015, at 11:03 a.m., of the following Assembly Bill without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Brianna Bruns:

Assembly Bill No. 1412.

SUE PARKER

Assistant Chief Clerk of the Assembly

Veto Message—Assembly Bill No. 85

Governor's Office, Sacramento

September 28, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 85 without my signature.

This bill expands the Bagley-Keene Open Meeting Act to include state advisory bodies, regardless of their size.

My thinking on this matter has not changed from last year when I vetoed a similar measure, AB 2058. I believe strongly in transparency and openness but the more informal deliberation of advisory bodies is best left to current law.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 161

Governor's Office, Sacramento
September 28, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 161 without my signature.

This bill prohibits a person from using the title of athletic trainer unless they have received a bachelor's degree and are certified by a national certification body. I vetoed a nearly identical measure last year and continue to believe that the conditions set forth in this bill impose unnecessary burdens on athletic trainers without sufficient evidence that changes are needed.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 210

Governor's Office, Sacramento
September 28, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 210 without my signature.

The bill limits the 24/7 carpool lane controls on specified segments of the 134 and 210 freeways in Los Angeles to the hours of heavy commuter traffic.

I vetoed a nearly identical bill last session. I continue to believe that carpool lanes are especially important in Los Angeles County to reduce pollution and maximize the use of freeways. Therefore, we should continue to retain the current 24/7 carpool lane control.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 804

Governor's Office, Sacramento
September 28, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 804 without my signature.

This bill would require the Court Reporters Board to establish continuing education requirements for renewal of a shorthand reporter certificate.

This measure is very similar to SB 671, which I vetoed in 2011. My view then was that, "the whole idea of legally mandated continuing education is suspect in my mind." My thinking hasn't changed.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 943

Governor's Office, Sacramento
September 28, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 943 without my signature.

This bill explicitly directs the California Collaborative for Educational Excellence to contract with a fiscal entity that has a “record of success” in working with charter schools to improve pupil outcomes.

The Collaborative is already directed under current law to contract with individuals with expertise, experience and a record of success. I am confident that the Collaborative, which began meeting in February and is composed of five appointees including two appointees from the Legislature, can handle it. Moreover, this bill strikes me as a bit of micromanagement that might well constrain the Collaborative in the exercise of its responsibilities.

Sincerely,

EDMUND G. BROWN JR.

Receipt of Bills

I acknowledge receipt this 28th day of September, 2015, at 2:27 p.m., of the following Assembly Bills without the Governor's signature, together with statements of his objections thereto, signed by the Governor, delivered to me personally by Brianna Bruns:

Assembly Bills Nos. 85, 161, 210, 804, and 943.

SUE PARKER

Assistant Chief Clerk of the Assembly

Veto Message—Assembly Bill No. 74

Governor's Office, Sacramento
September 30, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 74 without my signature.

This bill would require the Department of Social Services to inspect licensed child care facilities once a year beginning January 1, 2019.

Earlier this year, the 2015–16 Budget Act increased the frequency of inspections of licensed child care facilities to once every three years. Further increasing the frequency of these inspections may be a worthy goal, but the cost of this change should be considered in the budget process.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 757

Governor's Office, Sacramento
September 30, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 757 without my signature.

This bill would allow unlicensed personnel to perform a total protein refractometer test designed to monitor the protein level of plasma donors.

Failure to perform and report this test accurately could lead to serious health consequences for the donor. The California Department of Public Health does not believe that the standards outlined in the bill for persons to perform this test ensure the health and safety of plasma donors.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 1232

Governor's Office, Sacramento
September 30, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 1232 without my signature.

This bill provides a person who has been denied a license as an insurance agent, broker, or solicitor an additional option to request a hearing from the Department of Insurance Administrative Hearing Bureau.

This bill would create a redundancy in government and removes an impartial body from the appeal process when no demonstrable problem has been proven to exist. The current process, which allows an applicant to request a specific hearing date from the Office of Administrative Hearings, appears to be sufficient.

Sincerely,

EDMUND G. BROWN JR.

Receipt of Bills

I acknowledge receipt this 30th day of September, 2015, at 2:35 p.m., of the following Assembly Bills without the Governor's signature, together with statements of his objections thereto, signed by the Governor, delivered to me personally by Brianna Bruns:

Assembly Bills Nos. 74, 757, and 1232.

SUE PARKER

Assistant Chief Clerk of the Assembly

Veto Message—Assembly Bill No. 254

Governor's Office, Sacramento
October 1, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 254 without my signature.

This bill would eliminate two currently authorized off-cycle election dates from state law.

Earlier this year I signed SB 415 which will consolidate most off-cycle local elections with established statewide elections, with certain exceptions.

While I share the author's desire to boost turnout in local elections, I am hesitant to restrict local governments from availing themselves of the full election authority contained in SB 415.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 267

Governor's Office, Sacramento
October 1, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 267 without my signature.

This bill requires the court to provide a criminal defendant with information about a wide array of potential consequences of a guilty plea.

I believe ensuring adequate consideration of the various consequences of a criminal conviction prior to a guilty plea is the responsibility of the defendant's counsel, who is best situated to determine which advisements are appropriate and meaningful to the defendant.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 410

Governor's Office, Sacramento
October 1, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 410 without my signature.

This bill requires the Department of Finance to post on its website all approved Budget Change Proposals and requires all state agencies to post on their website any report it submits to a committee of the legislature.

I share the author's belief in governmental transparency, but existing law already requires departments to post legislatively mandated reports online. Moreover, in January, the Department of Finance will have up and running a dedicated website for all approved Budget Change Proposals.

Sincerely,

EDMUND G. BROWN JR.

Receipt of Bills

I acknowledge receipt this 1st day of October, 2015, at 3:20 p.m., of the following Assembly Bills without the Governor's signature, together with statements of his objections thereto, signed by the Governor, delivered to me personally by Michael Mullaney:

Assembly Bills Nos. 254, 267, and 410.

E. DOTSON WILSON
Chief Clerk of the Assembly

Veto Message—Assembly Bill No. 1378

Governor's Office, Sacramento
October 2, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 1378 without my signature.

This bill would allow each spouse in a marriage to submit a separate base-year property tax valuation transfer claim.

I think this bill is too broad and allows an already generous property tax benefit to be allowed a second time on a larger scale.

I do not believe that it would be prudent to authorize legislation such as this that would result in significant long-term costs to the General Fund.

Sincerely,

EDMUND G. BROWN JR.

Receipt of Bills

I acknowledge receipt this 2nd day of October, 2015, at 12:05 p.m., of the following Assembly Bill without the Governor's signature, together with statements of his objections thereto, signed by the Governor, delivered to me personally by Brianna Bruns:

Assembly Bill No. 1378.

E. DOTSON WILSON
Chief Clerk of the Assembly

Veto Message—Assembly Bill No. 144

Governor's Office, Sacramento
October 3, 2015

To the Members of the California State Assembly:

I am returning the following nine bills without my signature:

Assembly Bill 144
Assembly Bill 849
Senate Bill 168
Senate Bill 170
Senate Bill 271
Senate Bill 333
Senate Bill 347
Senate Bill 716
Senate Bill 722

Each of these bills creates a new crime—usually by finding a novel way to characterize and criminalize conduct that is already proscribed. This multiplication and particularization of criminal behavior creates increasing complexity without commensurate benefit.

Over the last several decades, California's criminal code has grown to more than 5,000 separate provisions, covering almost every conceivable form of human misbehavior. During the same period, our jail and prison populations have exploded.

Before we keep going down this road, I think we should pause and reflect on how our system of criminal justice could be made more human, more just and more cost-effective.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 487

Governor's Office, Sacramento
October 3, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 487 without my signature.

This bill would require the state parole board to notify the district attorney whenever an inmate makes a request to advance a parole hearing date and would allow district attorneys to offer their views on whether a date should in fact be advanced.

District attorneys have been participating in parole hearings at least since 1978. This is appropriate given the district attorney's unique perspective. The timing of hearings, however, is best left to the wise discretion of the parole board, as articulated in the unanimous 2013 California Supreme Court decision in *In re Vicks* (2013), 56 Cal.4th 274.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 849

Governor's Office, Sacramento
October 3, 2015

To the Members of the California State Assembly:

I am returning the following nine bills without my signature:

Assembly Bill 144
Assembly Bill 849
Senate Bill 168
Senate Bill 170
Senate Bill 271
Senate Bill 333
Senate Bill 347
Senate Bill 716
Senate Bill 722

Each of these bills creates a new crime—usually by finding a novel way to characterize and criminalize conduct that is already proscribed. This multiplication and particularization of criminal behavior creates increasing complexity without commensurate benefit.

Over the last several decades, California's criminal code has grown to more than 5,000 separate provisions, covering almost every conceivable form of human misbehavior. During the same period, our jail and prison populations have exploded.

Before we keep going down this road, I think we should pause and reflect on how our system of criminal justice could be made more human, more just and more cost-effective.

Sincerely,

EDMUND G. BROWN JR.

Receipt of Bills

I acknowledge receipt this 3rd day of October, 2015, at 1:20 p.m., of the following Assembly Bills without the Governor's signature, together with statements of his objections thereto, signed by the Governor, delivered to me personally by Brianna Bruns:

Assembly Bills Nos. 144, 487, and 849.

SUE PARKER
Assistant Chief Clerk of the Assembly

Veto Message—Assembly Bill No. 429

Governor's Office, Sacramento
October 5, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 429 without my signature.

This bill requires state agencies to provide a bid preference for California products when contracting for lumber and solid wood products.

In recent years I have signed sweeping reforms into law that have reduced fees and regulatory burdens on California's forestry industry. These reforms have helped the industry compete on a level playing field.

While I encourage the purchase of California products, especially when price and quality are equal, this bill could invite costly legal challenges for little benefit. For this reason I cannot sign it.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 514

Governor's Office, Sacramento
October 5, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 514 without my signature.

This bill increases the maximum amount of administrative fines and penalties that counties can impose for violations of certain local ordinances.

The public's health and safety is compromised when people willfully violate county ordinances. Deterring such behavior is a worthwhile goal. This bill, however, lacks the balance needed to prevent unintended consequences, especially on those with modest means and those who are unfamiliar with their local ordinances.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 1060

Governor's Office, Sacramento
October 5, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 1060 without my signature.

This bill would direct the California Health and Human Services Agency to create a non-profit foundation to solicit donations to fund participation in cancer clinical trials.

Numerous private organizations already perform this fundraising function. While I support eliminating barriers to take part in clinical trials, I am hesitate to place this new burden on the Health and Human Services Agency which is managing a huge expansion of our health care system.

Sincerely,

EDMUND G. BROWN JR.

Receipt of Bills

I acknowledge receipt this 5th day of October, 2015, at 12:20 p.m., of the following Assembly Bills without the Governor's signature, together with statements of his objections thereto, signed by the Governor, delivered to me personally by Brianna Bruns:

Assembly Bills Nos. 429, 514, and 1060.

SUE PARKER

Assistant Chief Clerk of the Assembly

Veto Message—Assembly Bill No. 305

Governor's Office, Sacramento

October 6, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 305 without my signature.

This bill prohibits the use of certain gender-related characteristics in the calculation of permanent disability benefits for injuries occurring on or after January 1, 2016.

The workers compensation system must be free of gender-bias. No group should receive less in benefits because of an immutable characteristic. However, this bill is based on a misunderstanding of the American Medical Association's evidence-based standard, which is the foundation of the permanent disability ratings, and replaces it with an ill-defined and unscientific standard.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 764

Governor's Office, Sacramento

October 6, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 764 without my signature.

This bill would require the Building Standards Commission to consider standards for installation of vehicle barriers in the design of any new building.

Local governments have jurisdiction over local commercial buildings and may impose additional building standards. I believe it would be more prudent to leave the matter of vehicle barrier installation to the building owners and local authorities.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 1542

Governor's Office, Sacramento
October 6, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 1542 without my signature.

This bill requires the Division of Workers' Compensation to appoint qualified clinical neuropsychologists as Qualified Medical Examiners.

This bill undermines the Division of Workers' Compensation's authority to apply consistent standards when it determines eligible medical specialties for the Qualified Medical Evaluator panel. The Division is not in the position to determine the validity of a physician's qualifications. That power resides with the physician's licensing board. If the Board of Psychology believes there is value in recognizing neuropsychology as a subspecialty, it should do so.

Sincerely,

EDMUND G. BROWN JR.

Receipt of Bills

I acknowledge receipt this 6th day of October, 2015, at 2:15 p.m., of the following Assembly Bills without the Governor's signature, together with statements of his objections thereto, signed by the Governor, delivered to me personally by Brianna Bruns:

Assembly Bills Nos. 305, 764, and 1542.

SUE PARKER

Assistant Chief Clerk of the Assembly

Veto Message—Assembly Bill No. 36

Governor's Office, Sacramento
October 7, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 36 without my signature.

This bill requires a local agency governing body to hold a public meeting prior to the acquisition of certain surplus military equipment.

Transparency is important between law enforcement and the communities they serve, but it must be tempered by security considerations before revealing law enforcement equipment shortages in a public hearing. This bill fails to strike the proper balance.

Moreover, the bill is unnecessary, as President Obama's Executive Order 13688 will implement a similar requirement for governing bodies to grant approval of surplus military equipment.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 176

Governor's Office, Sacramento
October 7, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 176 without my signature.

Assembly Bill 176 would require the Regents of the University of California, the Trustees of the California State University, the Board of Governors of the California Community Colleges and the Department of Managed Health Care to collect and report demographic information for Asians, Native Hawaiians and Pacific Islanders by specified ethnic categories after the next census.

To be sure, there is value in understanding data on race, ethnicity, gender and other aspects of identity. On a broad level, these demographic data can signal important changes in society. On a practical level, they can help elucidate how our laws and programs can be shaped to reflect a changing population.

Despite this utility, I am wary of the ever growing desire to stratify. Dividing people into ethnic or other subcategories may yield more information, but not necessarily greater wisdom about what actions should follow. To focus just on ethnic identity may not be enough.

CSU, community colleges, and UC already provide many ways in which to self-identify, including choosing among several ethnic identities. In the case of CSU, there are 50 choices for API applicants alone. Codifying the collection and reporting of at least 12 API groups several years into the future appears unnecessary, or at least premature.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 317

Governor's Office, Sacramento
October 7, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 317 without my signature.

This bill would exempt a temporary animal shelter from certain provisions of state laws during a declared state of emergency.

While this bill is well-intentioned, the Department of Food and Agriculture and the Office of Emergency Services are concerned it could lead to confusion during a disaster. I am directing both offices to work with the author to identify possible ways to achieve the objectives of this bill in ways that are consistent with California's Standardized Emergency Management System.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 522

Governor's Office, Sacramento
October 7, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 522 without my signature.

This bill requires the Director of Technology to develop a standardized performance assessment system for information technology contracts.

While holding technology contractors accountable for their performance is important, this bill is not necessary because it duplicates what the Department of Technology is already doing.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 580

Governor's Office, Sacramento
October 7, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 580 without my signature.

This bill requires the California Department of Education to develop model referral protocols to address the appropriate and timely referral by school staff of students with mental health concerns.

California does not currently have specific model referral protocols for addressing student mental health as outlined by this bill. However, the California Department of Education recently received a grant from the federal Department of Health and Human Services, Substance Abuse and Mental Health Services Administration to identify and address critical student and family mental health needs.

It's premature to impose an additional and overly prescriptive requirement until the current efforts are completed and we can strategically target resources to best address student mental health.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 1526

Governor's Office, Sacramento
October 7, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 1526 without my signature.

This bill would require the California Department of Public Health to include questions from the federal Centers for Disease Control and Prevention's Caregiver Module in its annual public health survey.

The department already has a process to determine the questions to be included in the survey each year. This law bypassed that process, and for that reason I am vetoing it.

Sincerely,

EDMUND G. BROWN JR.

Receipt of Bills

I acknowledge receipt this 7th day of October, 2015, at 2:50 p.m., of the following Assembly Bills without the Governor's signature, together with statements of his objections thereto, signed by the Governor, delivered to me personally by Brianna Bruns:

Assembly Bills Nos. 36, 176, 317, 522, 580, and 1526.

SUE PARKER

Assistant Chief Clerk of the Assembly

Veto Message—Assembly Bill No. 504

Governor's Office, Sacramento

October 8, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 504 without my signature.

This bill authorizes a city to contract with a nonprofit public benefit corporation to perform ministerial planning functions and requires the city to retain all other planning functions.

This legislation imposes statewide rules on local land use planning that are intended to address a dispute in one jurisdiction. These are issues that should be determined at the local level.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 573

Governor's Office, Sacramento

October 8, 2015

To the Members of the California State Assembly:

Assembly Bill 573 would extend Cal Grant eligibility for former students of Heald College and create a grant program within the Attorney General's office to fund nonprofit organizations providing free legal services to former students of Corinthian Colleges.

I am sympathetic to the many students who were enrolled at Corinthian Colleges when the company abruptly shuttered its doors earlier this year. I signed SB 150, which prevents students whose loans have been discharged from being penalized a second time with a significant tax bill on the value of the loan discharge, which they can ill afford to pay.

The U.S. Department of Education has taken the matter of loan discharge seriously. In recent months, it has greatly eased the burden of filings for many students, and its work to provide a simple, swift and fair process for students continues. As such, it appears premature to create an attorney grant program, especially one that provides little direction on how funds should be used.

While the bill's provisions to extend Cal Grant eligibility for Heald students are well-intentioned, I am not comfortable creating new General Fund costs outside of the budget process, particularly given the Cal Grant augmentations already included in this year's budget. For these reasons, I am returning this bill without my signature.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 696

Governor's Office, Sacramento
October 8, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 696 without my signature.

This bill would allow an out-of-custody misdemeanor defendant to ask the court at arraignment rather than at trial to determine whether or not probable cause exists.

I understand the potential benefits to a defendant in having the court make this determination earlier in the process. However, the impact on the courts is unclear and could well be significant. I would welcome a small, carefully crafted pilot to assess the impact of this proposal.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 1042

Governor's Office, Sacramento
October 8, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 1042 without my signature.

This bill expands the definition of a proprietary private security officer to include either a person who wears a security uniform or provides a security function. Under this new definition more people would need to register with the Bureau of Security and Investigative Services.

Registration and licensing can help protect consumers and the public, but they can also create barriers to entry. I am not convinced that enough evidence currently exists to justify expanding the definition of a proprietary private security officer to include bouncers who work at nightclubs and bars.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 1351

Governor's Office, Sacramento
October 8, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 1351 without my signature.

AB 1351 would transform the existing deferred entry of judgment program available to low level drug offenders to one that does not require a guilty plea. Instead, the offender would plead not guilty and when the program is completed, the charges would be dropped. If the offender fails to complete the program, the prosecutor would proceed with the charges at that time.

While I support the goal of giving low-level offenders a second chance, I am concerned that the bill eliminates the most powerful incentive to stay in treatment—the knowledge that judgment will be entered for failure to do so. The bill goes too far.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 1361

Governor's Office, Sacramento
October 8, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 1361 without my signature.

This bill authorizes a current or former member of the United States Armed Forces to receive a California Community College Transfer Cal Grant entitlement award, even if the student is over 28 years of age unless the student received a dishonorable discharge.

While the bill is well-intentioned, our California veterans are provided with many different educational benefits including federal Montgomery GI benefits and eligibility to pay California residence fees for both themselves and their dependents at the University of California, the California State University and California Community Colleges. I am not comfortable creating new General Fund costs outside of the budget process, particularly given the Cal Grant augmentations already included in this year's budget.

Sincerely,

EDMUND G. BROWN JR.

Receipt of Bills

I acknowledge receipt this 8th day of October, 2015 at 4:40 p.m., of the following Assembly Bills without the Governor's signature, together with statements of his objections thereto, signed by the Governor, delivered to me personally by Brianna Bruns:

Assembly Bills Nos. 504, 573, 696, 1042, 1351, and 1361.

SUE PARKER

Assistant Chief Clerk of the Assembly

Veto Message—Assembly Bill No. 47

Governor's Office, Sacramento
October 9, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 47 without my signature.

The bill would require state preschool programs to be available to all children, who are not already in transitional kindergarten and are eligible for subsidies, by June 30, 2018, contingent on a sufficient appropriation.

Last year's education omnibus trailer bill already codified the intent to make preschool and other full-day, full year early education and care opportunities available to all low-income children. The discussion on expanding state preschool—which takes into account rates paid to providers as well as access and availability for families—should be considered in the budget process, as it is every year. A bill that sets an arbitrary deadline, contingent on a sufficient appropriation, is unnecessary.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 82

Governor's Office, Sacramento
October 9, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 82 without my signature.

This bill requires the Department of Motor Vehicles to provide men with the option to register with the U.S. Selective Service System when applying for an original driver's license.

In view of the relatively easy ways that young men can register for the U.S. Selective Service System such as registering online, at their high school, or at a local post office, I don't think this new responsibility for the Department of Motor Vehicles is advisable.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 97

Governor's Office, Sacramento
October 9, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 97 without my signature.

This bill would require the California Department of Social Services to reprogram the In-Home Supportive Services (IHSS) payroll system so that paychecks issued by the system would include payment for home care service hours authorized by both IHSS and managed health care plans.

While I support streamlining the payment system for home care service workers, we have yet to find a permanent fund source to restore the seven percent reduction in recipients' authorized hours. When that fiscal uncertainty has been resolved, I would be open to reconsidering the policy in this bill.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 101

Governor's Office, Sacramento
October 9, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 101 without my signature.

This bill would require the Superintendent of Public Instruction to oversee the development of a model curriculum in ethnic studies for adoption by the State Board of Education.

This bill creates what is essentially a redundant process. The Instructional Quality Commission is in the midst of revising the History-Social Science Framework, which includes guidance on ethnic studies courses.

Creating yet another advisory body specific to ethnic studies would be duplicative and undermine our current curriculum process.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 221

Governor's Office, Sacramento
October 9, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 221 without my signature.

This bill requires the Department of Motor Vehicles to study the feasibility of creating a “digital driver license” for smartphones and report the results to the Legislature no later than December 1, 2016.

While the idea of a digital license sounds innovative, it poses numerous technical difficulties. Given the many new responsibilities that the Department of Motor Vehicles is already dealing with, I don't believe this bill is advisable.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 561

Governor's Office, Sacramento
October 9, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 561 without my signature.

This bill requires the Agricultural Labor Relation's Board to process all decision orders within one year upon finding an employer liable for benefits due to unfair labor practices. This bill also requires employers who appeal a Board order to post a bond in the amount of the entire economic value of the order.

While I support the overall goal of this bill, I am concerned that the timeline proposed does not provide for unexpected delays or litigation. In most cases the Board is able to expedite final adjudication of monetary awards within 18 months.

As I stated in my veto message on SB 25 last year, I believe what is needed is a balanced approach to resolving issues concerning the fair and effective enforcement of the Agricultural Labor Relations Act. As such, I am directing the Board to examine the current process and make the necessary internal reforms to provide for more timely orders.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 825

Governor's Office, Sacramento
October 9, 2015

To the Members of the California State Assembly:

I am returning Senate Bill 18, Senate Bill 48 and Assembly Bill 825 without my signature.

These bills include various provisions to increase transparency and accessibility to the Public Utilities Commission. I support the intent of these bills and many of their proposed reforms, however some additional work is needed to ensure that they achieve their intended purposes and can be effectively implemented.

Allowing Bagley-Keene and Public Records Act lawsuits to be brought against the Commission by any interested party in Superior Court, rather than exclusively in the Courts of Appeal and the California Supreme Court, will only result in increased litigation and likely delay Commission decision-making. It will not improve public access to critical information about the actions of regulated entities. Amending Section 583 of the Public Utilities Code to require more information to be publicly available is a much better way to ensure that the public is provided with this information.

Moreover, the Commission needs sufficient funds to fully accomplish some of these reforms, such as holding more public meetings outside of San Francisco, shortening the timeframe for concluding formal ratesetting and quasi-legislative proceedings and expanding the scope of the information required to be posted on the CPUC's web site. I am directing the Commission to work with the Legislature through the budget process to ensure the necessary funds are dedicated to accomplish these needed reforms.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 895

Governor's Office, Sacramento
October 9, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 895 without my signature.

This bill requires all energy crisis settlement agreements entered into by the Attorney General and Public Utilities Commission to be monetary, and specifies that the priority use of settlement funds is to reduce ratepayer rates.

Although I agree with the intent to maximize ratepayer benefits from energy crisis settlements, this bill unreasonably limits the range of solutions that may well serve the public interest.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 968

Governor's Office, Sacramento
October 9, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 968 without my signature.

The bill would require all public and private postsecondary educational institutions to note suspension or expulsion on a student's transcript for the period of time the student is ineligible to reenroll at the institution.

Colleges currently have the ability to make a notation if a student is suspended or expelled, and community colleges already may deny or conditionally admit a student who has previously been expelled or is under expulsion proceedings. If further protection is needed to screen transfer applications, that is something best left to individual colleges themselves.

Campus safety is a serious issue—one that has received much attention and led to several changes in law and policy. Increased vigilance may still be necessary, but I would caution against overcorrections that could result in some individuals being marked for the rest of their lives.

While the desire to provide students with safe campuses is well-intentioned, I am not prepared to support this mandate.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 1023

Governor's Office, Sacramento
October 9, 2015

To the Members of the California State Assembly:

I am returning Senate Bill 660 and Assembly Bill 1023 without my signature.

These bills aim to improve the public accessibility and transparency in decision-making at the Public Utilities Commission.

There are many important and needed reforms in this package of bills. Unfortunately, taken together there are various technical and conflicting issues that make the over fifty proposed reforms unworkable. Some prudent prioritization is needed.

These reforms should include greater public access through technology improvements, incorporating public comments into the record, more Commission meetings outside of San Francisco, amending Section 583 of the Public Utilities Code to require more information to be publicly available, facilitating greater deliberation among Commissioners through Bagley-Keene reform to improve decisionmaking and some tightening the rules on certain ex-parte communications.

I am directing my office to work with the authors on drafting these reforms and to ensure the Commission receives the necessary resources to implement them swiftly and effectively.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 1043

Governor's Office, Sacramento

October 9, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 1043 without my signature.

This bill adds State Route 43 to the list of interregional routes, thereby making it eligible to compete for state interregional funds to cover the costs of capital improvement projects.

However, Caltrans has determined that State Route 43 is not an interregional route eligible for this funding. Therefore, I cannot sign this bill.

A better alternative to funding improvements to State Route 43 is to enact a long-term, sustainable transportation funding solution in the current special session.

Sincerely,

EDMUND G. BROWN JR.

Receipt of Bills

I acknowledge receipt this 9th day of October, 2015 at 2:35 p.m., of the following Assembly Bills without the Governor's signature, together with statements of his objections thereto, signed by the Governor, delivered to me personally by Brianna Bruns:

Assembly Bills Nos. 47, 82, 97, 101, 221, 561, 825, 895, 968, 1023, and 1043.

SUE PARKER

Assistant Chief Clerk of the Assembly

Veto Message—Assembly Bill No. 35

Governor's Office, Sacramento

October 10, 2015

To the Members of the California State Assembly:

I am returning the following nine bills without my signature:

Assembly Bill 35
Assembly Bill 88
Assembly Bill 99
Assembly Bill 428
Assembly Bill 437
Assembly Bill 515
Assembly Bill 931
Senate Bill 251
Senate Bill 377

Each of these bills creates a new tax credit or expands an existing tax credit.

Despite strong revenue performance over the past few years, the state's budget has remained precariously balanced due to unexpected costs and the provision of new services. Now, without the extension of the managed care organization tax that I called for in special session, next year's budget faces the prospect of over \$1 billion in cuts.

Given these financial uncertainties, I cannot support providing additional tax credits that will make balancing the state's budget even more difficult. Tax credits, like new spending on programs, need to be considered comprehensively as part of the budget deliberations.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 88

Governor's Office, Sacramento

October 10, 2015

To the Members of the California State Assembly:

I am returning the following nine bills without my signature:

Assembly Bill 35
Assembly Bill 88
Assembly Bill 99
Assembly Bill 428
Assembly Bill 437
Assembly Bill 515
Assembly Bill 931
Senate Bill 251
Senate Bill 377

Each of these bills creates a new tax credit or expands an existing tax credit.

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Given these financial uncertainties, I cannot support providing additional tax credits that will make balancing the state's budget even more difficult. Tax credits, like new spending on programs, need to be considered comprehensively as part of the budget deliberations.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 99

Governor's Office, Sacramento

October 10, 2015

To the Members of the California State Assembly:

I am returning the following nine bills without my signature:

Assembly Bill 35
Assembly Bill 88
Assembly Bill 99
Assembly Bill 428
Assembly Bill 437
Assembly Bill 515
Assembly Bill 931
Senate Bill 251
Senate Bill 377

Each of these bills creates a new tax credit or expands an existing tax credit.

Despite strong revenue performance over the past few years, the state's budget has remained precariously balanced due to unexpected costs and the provision of new services. Now, without the extension of the managed care organization tax that I called for in special session, next year's budget faces the prospect of over \$1 billion in cuts.

Given these financial uncertainties, I cannot support providing additional tax credits that will make balancing the state's budget even more difficult. Tax credits, like new spending on programs, need to be considered comprehensively as part of the budget deliberations.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 428

Governor's Office, Sacramento

October 10, 2015

To the Members of the California State Assembly:

I am returning the following nine bills without my signature:

Assembly Bill 35
Assembly Bill 88
Assembly Bill 99
Assembly Bill 428
Assembly Bill 437
Assembly Bill 515
Assembly Bill 931
Senate Bill 251
Senate Bill 377

Each of these bills creates a new tax credit or expands an existing tax credit.

Despite strong revenue performance over the past few years, the state's budget has remained precariously balanced due to unexpected costs and the provision of new services. Now, without the extension of the managed care organization tax that I called for in special session, next year's budget faces the prospect of over \$1 billion in cuts.

Given these financial uncertainties, I cannot support providing additional tax credits that will make balancing the state's budget even more difficult. Tax credits, like new spending on programs, need to be considered comprehensively as part of the budget deliberations.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 437

Governor's Office, Sacramento

October 10, 2015

To the Members of the California State Assembly:

I am returning the following nine bills without my signature:

Assembly Bill 35
Assembly Bill 88
Assembly Bill 99
Assembly Bill 428
Assembly Bill 437
Assembly Bill 515
Assembly Bill 931
Senate Bill 251
Senate Bill 377

Each of these bills creates a new tax credit or expands an existing tax credit.

Despite strong revenue performance over the past few years, the state's budget has remained precariously balanced due to unexpected costs and the provision of new services. Now, without the extension of the managed care organization tax that I called for in special session, next year's budget faces the prospect of over \$1 billion in cuts.

Given these financial uncertainties, I cannot support providing additional tax credits that will make balancing the state's budget even more difficult. Tax credits, like new spending on programs, need to be considered comprehensively as part of the budget deliberations.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 515

Governor's Office, Sacramento

October 10, 2015

To the Members of the California State Assembly:

I am returning the following nine bills without my signature:

Assembly Bill 35
Assembly Bill 88
Assembly Bill 99
Assembly Bill 428
Assembly Bill 437
Assembly Bill 515
Assembly Bill 931
Senate Bill 251
Senate Bill 377

Each of these bills creates a new tax credit or expands an existing tax credit.

Despite strong revenue performance over the past few years, the state's budget has remained precariously balanced due to unexpected costs and the provision of new services. Now, without the extension of the managed care organization tax that I called for in special session, next year's budget faces the prospect of over \$1 billion in cuts.

Given these financial uncertainties, I cannot support providing additional tax credits that will make balancing the state's budget even more difficult. Tax credits, like new spending on programs, need to be considered comprehensively as part of the budget deliberations.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 931

Governor's Office, Sacramento

October 10, 2015

To the Members of the California State Assembly:

I am returning the following nine bills without my signature:

Assembly Bill 35
Assembly Bill 88
Assembly Bill 99
Assembly Bill 428
Assembly Bill 437
Assembly Bill 515
Assembly Bill 931
Senate Bill 251
Senate Bill 377

Each of these bills creates a new tax credit or expands an existing tax credit.

Despite strong revenue performance over the past few years, the state's budget has remained precariously balanced due to unexpected costs and the provision of new services. Now, without the extension of the managed care organization tax that I called for in special session, next year's budget faces the prospect of over \$1 billion in cuts.

Given these financial uncertainties, I cannot support providing additional tax credits that will make balancing the state's budget even more difficult. Tax credits, like new spending on programs, need to be considered comprehensively as part of the budget deliberations.

Sincerely,

EDMUND G. BROWN JR.

Receipt of Bills

I acknowledge receipt this 10th day of October, 2015, at 11 a.m., of the following Assembly Bills without the Governor's signature, together with statements of his objections thereto, signed by the Governor, delivered to me personally by Brianna Bruns:

Assembly Bills Nos. 35, 88, 99, 428, 437, 515, and 931.

SUE PARKER

Assistant Chief Clerk of the Assembly

Veto Message—Assembly Bill No. 10

Governor's Office, Sacramento
October 10, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 10 without my signature.

This bill makes several changes to the Political Reform Act of 1974, including significant changes to reporting requirements on statements of economic interests.

The Political Reform Act already requires public officials to disclose their income, investments and business activities with enough particularity so that conflicts of interest can be identified. This bill adds yet more complexity to existing reporting requirements without commensurate benefit, and I am not convinced that this bill will provide more useful information to the public.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 50

Governor's Office, Sacramento
October 10, 2015

To the Members of the California State Assembly:

I am returning the following six bills without my signature:

Assembly Bill 50
Assembly Bill 858
Assembly Bill 1162
Assembly Bill 1231
Assembly Bill 1261
Senate Bill 610

These bills unnecessarily codify certain existing health care benefits or require the expansion or development of new benefits and procedures in the Medi-Cal program.

Taken together, these bills would require new spending at a time when there is considerable uncertainty in the funding of this program. Until the fiscal outlook for Medi-Cal is stabilized, I cannot support any of these measures.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 68

Governor's Office, Sacramento
October 10, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 68 without my signature.

This bill would grant a Medi-Cal beneficiary the right to an urgent appeal when a Medi-Cal managed care plan denies coverage for a drug prescribed for the treatment of epilepsy.

The health plans are already required to have effective up-to-date drug formularies and expedited appeal processes to cover situations when health care services, including epilepsy drugs, are denied. I believe establishing a separate urgent appeal for this specific medical condition is unnecessary.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 80

Governor's Office, Sacramento
October 10, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 80 without my signature.

This bill would establish the Interagency Task Force on the Status of Boys and Men of Color.

How state policy can be tailored to promote the well-being of boys and men of color is profoundly important. These issues, however, are best addressed through concrete actions, not another non-binding commission. The Legislature and the Administration are working on the critical issues raised by this bill, such as the Local Control Funding Formula, healthcare expansion and criminal justice reform. Much more can be done, and I am committed to advancing this work.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 141

Governor's Office, Sacramento
October 10, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 141 without my signature.

This bill prohibits a local educational agency from charging a teacher to complete a beginning teacher induction program. This prohibition will create a reimbursable mandate estimated to cost over \$100 million annually.

The vast majority of local educational agencies provide induction and support to beginning teachers free of charge. I commend these entities for recognizing the importance of supporting and retaining new teachers.

In addition to funding allocated through the Local Control Funding Formula, the state has provided \$490 million in this year's budget to promote educator quality over the next three years. Part of this funding should be used to support new teachers. Creating a new mandate, however, is not the answer.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 172

Governor's Office, Sacramento
October 10, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 172 without my signature.

This bill would increase from six months to one year in county jail the maximum punishment for assault or battery of a healthcare worker inside an emergency department.

Emergency rooms are overcrowded and often chaotic. I have great respect for the work done by emergency room staff and I recognize the daunting challenges they face every day. If there were evidence that an additional six months in county jail (three months, once good-time credits are applied) would enhance the safety of these workers or serve as a deterrent, I would sign this bill. I doubt that it would do either.

We need to find more creative ways to protect the safety of these critical workers. This bill isn't the answer.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 182

Governor's Office, Sacramento
October 10, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 182 without my signature.

This bill would apply the rules governing at-large elections in the California Voting Rights Act to challenges related to district-based elections.

I vetoed a similar bill last year, SB 1365 (Padilla), and my views have not changed. I believe the federal Voting Rights Act and the California Voting Rights Act provide important and sufficient safeguards to ensure that the electoral strength of minority voters is protected.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 483

Governor's Office, Sacramento
October 10, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 483 without my signature.

This bill would require various programs—but not all—within the Department of Consumer Affairs to prorate license fees, based on how many months have elapsed between the initial issuance of a license and time of renewal.

Creating an equitable licensing fee is a policy I support. Such an endeavor, however, can be crafted more carefully and thoughtfully through regulation.

I am directing the Department of Consumer Affairs to work with each board, bureau, and commission to devise a sound approach to guarantee that each licensee pays a fair amount.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 562

Governor's Office, Sacramento
October 10, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 562 without my signature.

This bill would move the Superintendent of Public Instruction to a new stand-alone category entitled "STATEWIDE EDUCATION" near the top of statewide ballots, instead of under the current heading of "SCHOOL," along with other education officials.

Just as the Chief Justice is placed with all other judicial candidates—both local and regional—on the ballot, it stands to reason that the Superintendent of Public Instruction should be placed with all other educational candidates.

The current ballot order has existed with minimal changes for decades, and I don't think there is a good reason to change it now.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 676

Governor's Office, Sacramento
October 10, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 676 without my signature.

This bill would prohibit an employer from discriminating against job applicants based on the applicant's status as unemployed.

This bill is substantially similar to the bill I vetoed last year. Nothing has changed. I still believe that the author's approach does not provide a proper or even effective path to get unemployed people back to work.

Sincerely,

EDMUND G. BROWN JR.

Receipt of Bills

I acknowledge receipt this 10th day of October, 2015, at 2:30 p.m., of the following Assembly Bills without the Governor's signature, together with statements of his objections thereto, signed by the Governor, delivered to me personally by Brianna Bruns:

Assembly Bills Nos. 10, 50, 68, 80, 141, 172, 182, 483, 562, and 676.

SUE PARKER

Assistant Chief Clerk of the Assembly

Veto Message—Assembly Bill No. 706

Governor's Office, Sacramento
October 10, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 706 without my signature.

This bill establishes the California AmeriCorps STEM program and authorizes CaliforniaVolunteers to form a non-profit foundation for fundraising purposes.

I applaud the author for promoting math and science through volunteerism in California, but without a funding source the program established in this bill would not be viable.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 745

Governor's Office, Sacramento
October 10, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 745 without my signature.

This bill would add an additional member to the Mental Health Services Oversight and Accountability Commission with experience in supportive housing.

While supportive housing can help improve the lives of those with serious mental illness, I believe that the current commission—with sixteen members—is adequate to the task.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 787

Governor's Office, Sacramento
October 10, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 787 without my signature.

Under this bill, beginning January 1, 2017, a charter school could not “operate as” or be “operated by” a for-profit corporation.

I don't believe the case has been made to eliminate for-profit charter schools in California. Moreover, the somewhat ambiguous terms used in this bill could be interpreted to restrict the ability of non-profit charter schools to continue using for-profit vendors.

For these reasons, I am unable to sign AB 787.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 858

Governor's Office, Sacramento
October 10, 2015

To the Members of the California State Assembly:

I am returning the following six bills without my signature:

Assembly Bill 50
Assembly Bill 858
Assembly Bill 1162
Assembly Bill 1231
Assembly Bill 1261
Senate Bill 610

These bills unnecessarily codify certain existing health care benefits or require the expansion or development of new benefits and procedures in the Medi-Cal program.

Taken together, these bills would require new spending at a time when there is considerable uncertainty in the funding of this program. Until the fiscal outlook for Medi-Cal is stabilized, I cannot support any of these measures.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 861

Governor's Office, Sacramento
October 10, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 861 without my signature.

This bill would require the Department of Health Care Services to mandate counties, as a condition of participation in a federal behavioral health demonstration program, to redirect a portion of any local savings to increasing housing opportunities for individuals with severe mental illness.

The department has not been awarded the federal grant nor approved as one of eight states to participate in the federal demonstration program. As such, this bill is premature.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 883

Governor's Office, Sacramento
October 10, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 883 without my signature.

This bill seeks to vest in the Division of Labor Standards Enforcement an entirely new responsibility: to enforce a prohibition on job advertisements and communications that relate to a person's prior status as a public employee.

I think I understand what the sponsors intend, but the provisions in this bill could limit legitimate efforts of public jurisdictions to manage their workforce.

For this reason, I am unable to sign the bill.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 1031

Governor's Office, Sacramento
October 10, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 1031 without my signature.

This bill creates ambiguity and could be interpreted to expand retiree health benefits by requiring local governments contracting with the California Public Employees' Retirement System to reimburse retirees' Medicare Part B premiums.

These benefits should continue to be collectively bargained at the local level, not imposed by the state. This is particularly true, given the massive unfunded liability of state and local retiree health plans.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 1162

Governor's Office, Sacramento
October 10, 2015

To the Members of the California State Assembly:

I am returning the following six bills without my signature:

Assembly Bill 50
Assembly Bill 858
Assembly Bill 1162
Assembly Bill 1231
Assembly Bill 1261
Senate Bill 610

These bills unnecessarily codify certain existing health care benefits or require the expansion or development of new benefits and procedures in the Medi-Cal program.

Taken together, these bills would require new spending at a time when there is considerable uncertainty in the funding of this program. Until the fiscal outlook for Medi-Cal is stabilized, I cannot support any of these measures.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 1231

Governor's Office, Sacramento
October 10, 2015

To the Members of the California State Assembly:

I am returning the following six bills without my signature:

Assembly Bill 50
Assembly Bill 858
Assembly Bill 1162
Assembly Bill 1231
Assembly Bill 1261
Senate Bill 610

These bills unnecessarily codify certain existing health care benefits or require the expansion or development of new benefits and procedures in the Medi-Cal program.

Taken together, these bills would require new spending at a time when there is considerable uncertainty in the funding of this program. Until the fiscal outlook for Medi-Cal is stabilized, I cannot support any of these measures.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 1261

Governor's Office, Sacramento
October 10, 2015

To the Members of the California State Assembly:

I am returning the following six bills without my signature:

Assembly Bill 50
Assembly Bill 858
Assembly Bill 1162
Assembly Bill 1231
Assembly Bill 1261
Senate Bill 610

These bills unnecessarily codify certain existing health care benefits or require the expansion or development of new benefits and procedures in the Medi-Cal program.

Taken together, these bills would require new spending at a time when there is considerable uncertainty in the funding of this program. Until the fiscal outlook for Medi-Cal is stabilized, I cannot support any of these measures.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 1301

Governor's Office, Sacramento
October 10, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 1301 without my signature.

This bill would establish a state “pre-clearance” system under which certain political subdivisions are required to obtain approval from the Secretary of State before implementing policy changes related to elections.

While I agree that the impairment of key provisions in the federal Voting Rights Act deserves a national remedy, I am unconvinced that a California-only pre-clearance system is needed.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 1342

Governor's Office, Sacramento
October 10, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 1342 without my signature.

This bill would require a commercial property owner to include in lease forms or rental agreements a statement disclosing if the premises had been inspected by a certified access specialist.

I support the idea of providing owners and tenants the opportunity to address accessibility problems. This bill, however, also establishes two permanent positions funded from the General Fund, something more appropriately addressed in the annual budget process.

Sincerely,

EDMUND G. BROWN JR.

Receipt of Bills

I acknowledge receipt this 10th day of October, 2015, at 2:30 p.m., of the following Assembly Bills without the Governor's signature, together with statements of his objections thereto, signed by the Governor, delivered to me personally by Brianna Bruns:

Assembly Bills Nos. 706, 745, 787, 858, 861, 883, 1031, 1162, 1231, 1261, 1301, and 1342.

SUE PARKER

Assistant Chief Clerk of the Assembly

Veto Message—Assembly Bill No. 159

Governor's Office, Sacramento
October 11, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 159 without my signature.

This bill would permit a pharmaceutical manufacturer to make an investigational drug available to a patient with an immediately life-threatening disease on the recommendation of two physicians.

Patients with life-threatening conditions should be able to try experimental drugs, and the United States Food and Drug Administration's compassionate use program allows this to happen. The proposed changes to this program will streamline access to these drugs. Before authorizing an alternative state pathway, we should give this federal expedited process a chance to work.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 193

Governor's Office, Sacramento
October 11, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 193 without my signature.

This bill would authorize a probate court to order an investigation for a Lanterman-Petris-Short conservatorship for an individual currently under probate conservatorship.

Currently, professionals in charge of county mental health facilities are responsible for recommending an investigation for a Lanterman-Petris-Short conservatorship. This bill bypasses the clinical expertise of these professionals and for that reason I can't support it.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 332

Governor's Office, Sacramento
October 11, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 332 without my signature.

This bill would establish a nine-member task force to explore the design and implementation of a statewide long-term care insurance program.

Since the federal government and a number of private organizations have undertaken essentially the same task, I don't think that this bill is necessary. Moreover, I'm hesitant to start down a path that may lead to a large and potentially costly new mandate.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 340

Governor's Office, Sacramento
October 11, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 340 without my signature.

The bill would require the California State University Trustees and the California Community Colleges Board of Governors to submit a report on campus climate every two years, and would request the University of California to do the same.

While I understand the desire to create a more vibrant, intellectually serious and inclusive campus environment at UC, CSU and the community colleges, each of their governing boards has already taken steps aimed at achieving these important goals. I believe the leaders of these institutions are committed to providing updates on current and future developments.

Codifying a biennial report, as provided in this bill, is not necessary.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 371

Governor's Office, Sacramento
October 11, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 371 without my signature.

This bill would remove “deprivation” as one of the eligibility requirements for families applying to the California Work Opportunity and Responsibility to Kids (CalWORKs) program.

The elimination of this policy and its annual cost should be considered in the budget process.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 376

Governor's Office, Sacramento
October 11, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 376 without my signature.

This bill would allow counties to use the California Immunization Registry to verify that immunization requirements for the California Work Opportunity and Responsibility to Kids program have been met prior to requesting this information from applicants. Counties already have access to this Registry and many already use it. Accordingly, this bill is unnecessary.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 465

Governor's Office, Sacramento

October 11, 2015

To the Members of the California State Assembly:

Assembly Bill 465 would outlaw the use of mandatory arbitration agreements as a condition of employment, making California the only state in the country to have this particular prohibition.

I have reviewed in depth the arguments from both sides about the fairness and utility of mandatory arbitration agreements. While most evidence shows that arbitration is quicker and more cost-effective than litigation, there is significant debate about whether arbitration is less fair to employees. The evidence on actual outcomes in arbitration versus litigation is conflicting and unclear, with some studies showing employees receive more in arbitration while other studies show the opposite.

While I am concerned about ensuring fairness in employment disputes, I am not prepared to take the far-reaching step proposed by this bill for a number of reasons.

California courts have addressed the issue of unfairness by insisting that employment arbitration agreements must include numerous protections to be enforceable, including neutrality of the arbitrator, adequate discovery, no limitation on damages or remedies, a written decision that permits some judicial review, and limitations on the costs of arbitration. See, e.g., *Armendariz v. Foundation Health Psychcare Services, Inc.* 24 Cal. 4th 83 (2000). If abuses remain, they should be specified and solved by targeted legislation, not a blanket prohibition.

In addition, a blanket ban on mandatory arbitration agreements is a far-reaching approach that has been consistently struck down in other states as violating the Federal Arbitration Act ("FAA"). Recent decisions by both the California and United States Supreme Courts have found that state policies which unduly impede arbitration are invalid. Indeed, the U.S. Supreme Court is currently considering two more cases arising out of California courts involving preemption of state arbitration policies under the FAA. Before enacting a law as broad as this, and one that will surely result in years of costly litigation and legal uncertainty, I would prefer to see the outcome of those cases.

For these reasons, I am returning AB 465 without my signature.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 521

Governor's Office, Sacramento
October 11, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 521 without my signature.

This bill would mandate hospitals to offer an HIV test to consenting patients who have blood drawn after being admitted through the emergency department.

This bill is not the best approach to identifying those who are undiagnosed with HIV. The demographics of patients targeted by this bill do not match the demographics of the population at risk for exposure to HIV infection. In addition, hospitals are not appropriately staffed nor are they the place to provide counseling, routine preventive screenings, or follow-up care for sensitive HIV testing. Limited resources would be better spent supporting outreach and education activities by existing providers which have the staff and training for HIV testing and follow-up care.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 578

Governor's Office, Sacramento
October 11, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 578 without my signature.

This bill requires employers who apply for variances of existing occupational safety or health standards to formally notice workers, or representatives of workers, who will be impacted.

While this bill is intended to provide an opportunity for affected workers to be notified of variances and raise concerns during a relevant hearing, it is unclear what workers would be affected, and why the current process at the Occupational Safety and Health Standards Board is not sufficient. In fact the board routinely works with stakeholders to provide timely written notice of variance requests and permits those parties to intervene in the proceedings. I believe that process is one that provides adequate opportunity for interested and affected workers to be heard.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 967

Governor's Office, Sacramento
October 11, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 967 without my signature.

This bill would require public and independent postsecondary institutions that receive student financial aid from the state to adopt and implement uniform disciplinary processes for sexual assault and to apply consistent standards for expulsion, suspension, loss of institutional aid or scholarship, loss of privileges and removal from student housing. Additionally, this bill would require annual reporting of data and recommend a minimum period of suspension, or expulsion, for the most egregious violations of sexual assault policies.

College campuses must deal with sexual assault fairly and with clear standards of process. It is eminently reasonable to expect that discipline shall not vary based on a student's status as an athlete or a declared area of study. This bill, however, could deprive professionals from using their better judgment to discipline according to relevant circumstances. Moreover, it creates an expectation that the state should recommend minimum penalties for violations of specific campus policies.

Last year, I signed Senate Bill 967, making California the first state in the country to define the terms of sexual consent for college students, so that our higher education institutions could better prevent sexual violence on campuses. This year, I signed AB 913 to ensure that existing jurisdictional agreements between postsecondary institutions and local law enforcement include responsibility for investigating sexual assaults and hate crimes.

Given these actions, I don't think it is necessary at this point for the state to directly insert itself into the disciplinary and governing processes of all private nonprofit and public colleges in California.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 1017

Governor's Office, Sacramento
October 11, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 1017 without my signature.

This bill would prohibit an employer from seeking salary information from an applicant for employment.

I agree with the sponsors that we must endeavor to ensure that all workers are paid fairly and do not receive a lower wage because of their gender or any other immutable characteristic that has no bearing on how they will perform in their job. This year, I signed SB 358 that gives California the strongest equal pay law in the nation. This bill, however, broadly prohibits employers from obtaining relevant information with little evidence that this would assure more equitable wages. Let's give SB 358 a chance to work before making further changes.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 1279

Governor’s Office, Sacramento
October 11, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 1279 without my signature.

This bill establishes the “Music Therapy Act” and regulates when a person may use the title of “Board Certified Music Therapist.”

Generally, I have been very reluctant to add licensing or title statutes to the laws of California. This bill appears to be unnecessary as the Certification Board for Music Therapists, a private sector group, already has defined standards for board certification.

Why have the state now add another violin to the orchestra?

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 1293

Governor’s Office, Sacramento
October 11, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 1293 without my signature.

This bill would prohibit a personal services contract if it causes layoff, demotion or involuntary transfer to a new classification or location.

Currently, personal service contracts cannot be used in lieu of existing civil service work. Furthermore, before a state agency can enter into a personal services contract, the agency must demonstrate, among other things, that the services cannot be performed by and will not displace civil service employees.

I understand the sponsors have introduced this bill in response to recent action by the federal receiver’s office. As such, I am directing the Department of Corrections to investigate that office’s practices with respect to Government Code Section 19130.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 1347

Governor's Office, Sacramento
October 11, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 1347 without my signature.

This bill creates, for three years, a new dispute resolution process under which contractors could seek public agency review of claims that arise during public works projects.

Contractors who perform work for public agencies should be paid promptly. Swift resolution of payment disputes is in the best interest of contractors, workers, and the public agencies that are charged with efficiently managing taxpayer funds. I'm not convinced, however, that the procedures contemplated by this bill are an improvement over current law.

I am committed, however, to ensuring timely payment for work ordered by public agencies. In the interest of furthering that goal I am directing my departments to immediately work with industry partners and the proponents of this bill on ways of improving our prompt payment policies.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 1354

Governor's Office, Sacramento
October 11, 2015

To the Members of the California State Assembly:

I am returning Assembly Bill 1354 without my signature.

This bill requires an employer with 100 or more employees to submit the details of their nondiscrimination program to the Department of Fair Employment and Housing and to submit periodic reports of its compliance with that program prior to becoming a contractor with the state.

Currently, the department requires all state contractors to develop and implement a nondiscrimination program meeting certain requirements and also certify that they have done so, under penalty of perjury. Furthermore, the department has existing authority to require a contractor to submit this information prior to contracting with the state, if noncompliance is suspected. In light of these factors, I do not believe this bill is necessary at this time.

Sincerely,

EDMUND G. BROWN JR.

Receipt of Bills

I acknowledge receipt this 11th day of October, 2015, at 10:45 a.m., of the following Assembly Bills without the Governor's signature, together with statements of his objections thereto, signed by the Governor, delivered to me personally by Brianna Bruns:

Assembly Bills Nos. 159, 193, 332, 340, 371, 376, 465, 521, 578, 967, 1017, 1279, 1293, 1347, and 1354.

SUE PARKER

Assistant Chief Clerk of the Assembly

Governor's Message—Assembly Bill No. 288

Governor's Office, Sacramento
October 8, 2015

To the Members of the California State Assembly:

Assembly Bill 288 expands opportunities for high school students to be concurrently enrolled at community colleges, pursuant to an agreement by the respective local governing boards.

This bill is an example of how K–12 and higher education institutions can work together on a local level to solve persistent problems—in this case, how to create better pathways to college and career for students who are struggling or are underrepresented in higher education.

I believe these flexible, locally based arrangements will be useful, and I encourage local governing boards to consider these dual enrollment partnerships as they work to improve student success and time to degree.

Sincerely,

EDMUND G. BROWN JR.

Governor's Message—Assembly Bill No. 1000

Governor's Office, Sacramento
October 8, 2015

To the Members of the California State Assembly:

I am signing Assembly Bill 1000 because it gives the students of the California State University system the certainty of process and voice in any proposal to increase student success fees.

The Trustees of the California State University have already acted to support and uphold this process. For the future, not all their actions need to be codified, and the Legislature should allow the Trustees the range of governance that is necessary to balance and achieve the best outcomes for students served by the CSU.

Sincerely,

EDMUND G. BROWN JR.

Governor's Message—Assembly Bill No. 194

Governor's Office, Sacramento
October 9, 2015

To the Members of the California State Assembly:

I am signing Assembly Bill 194, which would allow the California Transportation Commission to grant highway tolling authority to the Department of Transportation and regional transportation agencies.

I believe a spirit of collaboration is important to have between a regional transportation agency choosing to develop and operate a toll facility, and the Department of Transportation. This partnership must extend to toll facility agreements and expenditure plans for excess toll revenue on state highways.

I am directing the Director of the Department of Transportation to ensure that any project agreement with a regional transportation agency contains terms for full reimbursement of state costs for maintenance and operations and full collaboration in an expenditure plan for excess toll revenue.

Sincerely,

EDMUND G. BROWN JR.

Governor's Message—Assembly Bill No. 243

Governor's Office, Sacramento
October 9, 2015

To the Members of the California State Assembly:

Unregulated marijuana cultivation poses one of the greatest threats to our fish and wildlife in the state.

AB 243 sets California on a new path for responsible marijuana cultivation, but the damage to our ecosystem is occurring today. I am directing the Natural Resources Agency to identify projects to begin the restoration of our most impacted areas in the state.

Sincerely,

EDMUND G. BROWN JR.

Governor's Message—Assembly Bill No. 266

Governor's Office, Sacramento
October 9, 2015

To the Members of the California State Assembly:

Assembly Bill 243, Assembly Bill 266, and Senate Bill 643, establish a long-overdue comprehensive regulatory framework for the production, transportation, and sale of medical marijuana.

While many of these new standards take effect in January 1, 2018, state agencies will begin working immediately with experts and stakeholders on crafting clear guidelines, so local government, law enforcement, businesses, patients and health providers can prepare and adapt to the new regulated system.

This new structure will make sure patients have access to medical marijuana, while ensuring a robust tracking system. This sends a clear and certain signal to our federal counterparts that California is implementing robust controls not only on paper, but in practice.

Sincerely,

EDMUND G. BROWN JR.

Governor's Message—Assembly Bill No. 914

Governor's Office, Sacramento
October 9, 2015

To the Members of the California State Assembly:

I am signing Assembly Bill 914 that would give authority to the San Bernardino County Transportation Commission to operate high occupancy toll lanes.

I believe a spirit of collaboration is important to have between the San Bernardino County Transportation Commission, if it chooses to develop and operate toll facilities, and the Department of Transportation. This partnership must extend to toll facility agreements and expenditure plans for excess toll revenue on state highways.

I am directing the Director of the Department of Transportation to ensure that any project agreement with the San Bernardino County Transportation Commission contains terms for full reimbursement of state costs for maintenance and operations and full collaboration in an expenditure plan for excess toll revenue.

Sincerely,

EDMUND G. BROWN JR.

Governor's Message—Assembly Bill No. 187

Governor's Office, Sacramento

October 10, 2015

To the Members of the California State Assembly:

I am signing Assembly Bill 187 to extend the current California Children's Services Program carve-out from Medi-Cal managed care until January 1, 2017, even though the Department of Health Care Services has made clear that no change to this program would occur before that date.

I am signing this bill as an expression of good faith with the families, providers, advocates, counties, and our Medi-Cal managed care plans who must work together with my Administration to thoughtfully, responsibly, and appropriately transform this important health care program.

Sincerely,

EDMUND G. BROWN JR.

SPECIAL COMMITTEE MEETINGS

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

Joint Legislative Committee on Emergency Management, on Tuesday, October 6, 2015, at 10 a.m., at the Ronald Reagan State Office Building in Los Angeles;

Select Committee on Biotechnology, on Tuesday, October 6, 2015, at 2:30 p.m., at the San Diego Marriott Marquis Hotel;

Select Committee on Career Technical Education and Building a 21st Century Workforce, on Wednesday, November 4, 2015, at 10 a.m., at the Lawndale City Hall Council Chambers;

Housing and Community Development, to convene jointly with Veterans Affairs, on Thursday, October 15, 2015, at 1:30 p.m., in Room 126;

Select Committee on Emerging Technologies, on Wednesday, October 28, 2015, at 10 a.m., in Los Angeles;

Public Safety, on Tuesday, October 20, 2015, at 9:30 a.m., in Room 126;

Select Committee on California-Mexico Bi-National Affairs, on Wednesday, October 7, 2015, at 10 a.m., in the Riverside City Hall in Riverside;

Select Committee on Women in the Workplace, on Wednesday, October 21, 2015, at 10 a.m., in the State of California Office Building in San Francisco;

Budget Subcommittee No. 4 on State Administration, on Wednesday, October 21, 2015, at 10 a.m.;

Business and Professions, to convene jointly with the Senate Business, Professions and Economic Development, on Thursday, October 22, 2015, at 1 p.m., in Room 112.

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TONI G. ATKINS, Speaker

AMY LEACH, Minute Clerk

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