

## CALIFORNIA LEGISLATURE

2015–16 REGULAR SESSION

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# SENATE DAILY JOURNAL

ONE HUNDRED SIXTH LEGISLATIVE DAY

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## IN SENATE

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Senate Chamber, Sacramento  
Thursday, July 9, 2015

The Senate met at 9:04 a.m.

Hon. Ricardo Lara, of the 33rd District, presiding.

Secretary Daniel Alvarez at the Desk.

Assistant Secretary Zachary L. Twilla reading.

### QUORUM CALL OF THE SENATE

Without objection, a quorum call was placed upon the Senate.

The President directed the Sergeant at Arms to close the doors and to bring in the absent Members.

### PROCEEDINGS UNDER QUORUM CALL OF THE SENATE

#### ROLL CALL

The roll was called and the following Senators answered to their names:

Allen, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk—39.

Quorum present.

(NOTE: Senator Anderson will be excused this day due to illness.)



**PRAYER**

Prayer was offered by the Chaplain, Sister Michelle Gorman, RSM:

The group Seals and Crofts has a song that begins: *Darling, if you want me to be closer to you, get closer to me.* Can you imagine God singing that to you? It echoes the Book of James where he says: *Draw near to God and God will draw near to you* (James 4:8).

The Sufi poet Abu Sa'id (967–1049) tells us how:

If you wish to draw near to God,

Seek God in the hearts around you.

Speak well of all, present or absent.

If you would be a light for others,

Be like the sun: show the same face to all.

To bring joy to a single heart is better

Than building countless shrines for worship;

To capture one heart through kindness is better

Than setting a thousand free.

This is the true lover of God,

Who lives with others,

Rises and eats and sleeps like others,

Gives and takes in the bazaar,

Yet never forgets God even for a moment.

*Gracious God*, fill us with Your joy as we continue to draw closer to You.—AMEN.

**PLEDGE OF ALLEGIANCE TO THE FLAG**

Senator Vidak led the Senate in the Pledge of Allegiance to the Flag.

**MOTIONS, RESOLUTIONS AND NOTICES****RE-REFERENCE TO COMMITTEE****PURSUANT TO SENATE RULE 29.10(c)**

Pursuant to Senate Rule 29.10(c), the following measure was re-referred to the Committee on Rules:

ACR 12

**UNANIMOUS CONSENT FOR PHOTOGRAPHER**

Without objection, a photographer was permitted on the Floor of the Senate for today's session.

**UNANIMOUS CONSENT TO APPROVE SENATE JOURNALS**

Without objection, the following Senate Journals were approved as corrected by the Minute Clerk:

July 6, 2015      July 7, 2015      July 8, 2015      July 9, 2015



**CONSIDERATION OF DAILY FILE  
SECOND READING OF SENATE BILLS**

**Senate Constitutional Amendment 8**—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Sections 1 and 4 of, and adding Section 4.5 to, Article XI, relating to counties.

Resolution read second time.

The amendments proposed by the Committee on Elections and Constitutional Amendments were read and adopted and the measure ordered printed, engrossed, and re-referred to the Committee on Appropriations.

**SECOND READING OF ASSEMBLY BILLS**

**Assembly Bill 943**—An act to amend Section 47607.3 of the Education Code, relating to charter schools.

Bill read second time.

The amendments proposed by the Committee on Education were read and adopted and the measure ordered printed, and re-referred to the Committee on Appropriations.

**Assembly Bill 208**—An act to amend Section 21656 of the Vehicle Code, relating to vehicles.

Bill read second time.

The amendments proposed by the Committee on Transportation and Housing were read and adopted and the measure ordered printed and to consent calendar.

**Assembly Bill 1236**—An act to add Section 65850.7 to the Government Code, relating to local ordinances.

Bill read second time.

The amendments proposed by the Committee on Transportation and Housing were read and adopted and the measure ordered printed, and re-referred to the Committee on Appropriations.

**Assembly Bill 1358**—An act to repeal, add, and repeal Chapter 2.5 (commencing with Section 17250.10) of Part 10.5 of Division 1 of Title 1 of the Education Code, relating to school facilities.

Bill read second time.

The amendments proposed by the Committee on Education were read and adopted and the measure ordered printed, and re-referred to the Committee on Appropriations.



**Assembly Bill 547**—An act to amend Section 4000.5 of the Elections Code, relating to elections.

Bill read second time and ordered to third reading.

**Assembly Bill 573**—An act to amend Sections 76300, 94923, and 94925 of, and to add Sections 69433.61 and 94926.5 to, the Education Code, relating to higher education, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

The amendments proposed by the Committee on Business, Professions and Economic Development were read and adopted and the measure ordered printed, and re-referred to the Committee on Education.

**Assembly Bill 1097**—An act to add Section 7599.56 to the Business and Professions Code, and to amend Section 1633.3 of the Civil Code, relating to alarm companies.

Bill read second time and ordered to consent calendar.

**Assembly Bill 960**—An act to amend Sections 7613 and 7613.5 of the Family Code, relating to parentage.

Bill read second time and ordered to third reading.

**Assembly Bill 964**—An act to amend Sections 1798.29 and 1798.82 of the Civil Code, relating to civil law.

Bill read second time and ordered to third reading.

**Assembly Bill 768**—An act to add Article 1.5 (commencing with Section 118916) to Chapter 4 of Part 15 of Division 104 of the Health and Safety Code, relating to tobacco.

Bill read second time and ordered to third reading.

**Assembly Bill 1531**—An act to amend Sections 6103.4 and 53082.5 of the Government Code, to amend Sections 116270, 116275, 116380, 116551, 116552, 116655, 116735, 116751, 116760.20, 116761.65, and 117125 of, to add Sections 116365.03, 116701, and 116760.38 to, to repeal Sections 116293, 116365.5, and 116379 of, and to repeal and add Section 116761.70 of, the Health and Safety Code, and to amend Sections 13176, 13177, 13177.5, 13177.6, 13178, 13181, 13275, 13285, 13304.1, 13392, 13392.5, 13393.5, 13400, 13426, 13476, 13477.6, 13480, and 79702 of, and to repeal Section 13331.2 of, the Water Code, relating to water, and making an appropriation therefor.

Bill read second time.

The amendments proposed by the Committee on Environmental Quality were read and adopted and the measure ordered printed, and re-referred to the Committee on Appropriations.



**Assembly Bill 1482**—An act to amend Section 75125 of, and to add Part 3.7 (commencing with Section 71150) to Division 34 of, the Public Resources Code, relating to climate change.

Bill read second time.

The amendments proposed by the Committee on Environmental Quality were read and adopted and the measure ordered printed, and re-referred to the Committee on Appropriations.

**Assembly Bill 304**—An act to amend Sections 245.5, 246, and 247.5 of the Labor Code, relating to employment, and declaring the urgency thereof, to take effect immediately.

Bill read second time and ordered to third reading.

**Assembly Bill 1147**—An act to amend Sections 1760.2 and 1760.4 of, and to add Sections 1760.7, 1760.9, 1761.85, 1762, 1762.2, 1762.4, 1762.6, 1762.8, 1763, 1763.2, and 1763.4 to, the Health and Safety Code, relating to health facilities, and declaring the urgency thereof, to take effect immediately.

Bill read second time and ordered to third reading.

**Assembly Bill 347**—An act to amend Section 50271 of the Government Code, relating to city selection committees.

Bill read second time and ordered to third reading.

**Assembly Bill 567**—An act to amend Section 481 of the Revenue and Taxation Code, relating to taxation.

Bill read second time and ordered to third reading.

**Assembly Bill 1119**—An act to amend Sections 10103 and 10104 of, and to repeal Section 10105 of, the Public Utilities Code, relating to public utilities.

Bill read second time and ordered to third reading.

**Assembly Bill 747**—An act to amend Section 65962 of the Government Code, relating to land use.

Bill read second time and ordered to consent calendar.

**Assembly Bill 447**—An act to add Section 679.74 to the Insurance Code, relating to insurance.

Bill read second time and ordered to third reading.

**Assembly Bill 401**—An act to add Section 12092 to the Government Code, relating to low-income water assistance.

Bill read second time.

The amendments proposed by the Committee on Energy, Utilities and Communications were read and adopted and the measure ordered printed, and re-referred to the Committee on Appropriations.



**Assembly Bill 1150**—An act to add Section 25404.5 to the Public Resources Code, relating to energy.

Bill read second time.

The amendments proposed by the Committee on Energy, Utilities and Communications were read and adopted and the measure ordered printed, and re-referred to the Committee on Appropriations.

**Assembly Bill 726**—An act to add Section 35400.75 to the Vehicle Code, relating to vehicles.

Bill read second time.

The amendments proposed by the Committee on Transportation and Housing were read and adopted and the measure ordered printed and to consent calendar.

**Assembly Bill 58**—An act to amend Sections 32280, 32281, 32282, 32286, 32288, and 47605 of, and to add Sections 32286.1 and 32288.1 to, the Education Code, relating to school safety.

Bill read second time.

The amendments proposed by the Committee on Education were read and adopted and the measure ordered printed, and re-referred to the Committee on Appropriations.

**Assembly Bill 590**—An act to add Section 16428.81 to the Government Code, relating to greenhouse gases.

Bill read second time.

The amendments proposed by the Committee on Energy, Utilities and Communications were read and adopted and the measure ordered printed, and re-referred to the Committee on Environmental Quality.

**Assembly Bill 678**—An act to add Chapter 4.3 (commencing with Section 39735) to Part 2 of Division 26 of the Health and Safety Code, relating to greenhouse gases.

Bill read second time.

The amendments proposed by the Committee on Energy, Utilities and Communications were read and adopted and the measure ordered printed, and re-referred to the Committee on Environmental Quality.

**Assembly Bill 215**—An act to amend Section 53260 of the Government Code, relating to employment.

Bill read second time and ordered to third reading.



**Assembly Bill 816**—An act to amend Sections 12200, 12238, 12243, 12253, 12310, 12404, 12420, 12431, 12460, 12461, 12530, 12653, and 25100 of, to amend the heading of Part 2 (commencing with Section 12200) of Division 3 of Title 1 of, and to add Sections 12201.5, 12228.3, 12230.5, 12253.5, 12310.5, 12317, 12404.5, 12454.5, 12460.5, 12530.5, and 12656.5 to, the Corporations Code, relating to cooperative corporations.

Bill read second time and ordered to third reading.

**Assembly Bill 251**—An act to amend Section 1720 of the Labor Code, relating to public works.

Bill read second time and ordered to third reading.

**Assembly Bill 863**—An act to amend Sections 27375 and 34500.4 of the Vehicle Code, relating to modified limousines.

Bill read second time and ordered to third reading.

## REPORTS OF STANDING COMMITTEES

### Committee on Rules

Senate Chamber, July 9, 2015

Mr. President: The Committee on Rules has examined:

SB 304            SB 372            SCA 5            SCR 79

And reports the same correctly engrossed.

DE LEÓN, Chair

## CONSIDERATION OF DAILY FILE (RESUMED)

### UNFINISHED BUSINESS

#### Consideration of Assembly Amendments

**Senate Concurrent Resolution 58**—Relative to Filipino American History Month.

Resolution presented by Senator Pan.

The question being: Shall the Senate concur in the Assembly amendments to SCR 58?

#### Roll Call

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (36)—Senators Allen, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hernandez, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Above resolution ordered enrolled.



**Senate Bill 176**—An act to amend Section 1347 of the Penal Code, relating to crimes.

Bill presented by Senator Mitchell.

The question being: Shall the Senate concur in the Assembly amendments to SB 176?

**Roll Call**

The roll was called and the Senate concurred in Assembly amendments by the following vote:

AYES (35)—Senators Allen, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hernandez, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Above bill ordered enrolled.

**THIRD READING OF SENATE BILLS**

**Senate Concurrent Resolution 8**—Relative to X-linked adrenoleukodystrophy.

Resolution read third time and presented by Senator Fuller.

**Roll Call**

The roll was called and the resolution was adopted by the following vote:

AYES (38)—Senators Allen, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Resolution ordered transmitted to the Assembly.

**Senate Concurrent Resolution 64**—Relative to the Americans with Disabilities Act.

Resolution read third time and presented by Senator Pan.

**Roll Call**

The roll was called and the resolution was adopted by the following vote:

AYES (39)—Senators Allen, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Resolution ordered transmitted to the Assembly.





**MOTIONS, RESOLUTIONS AND NOTICES****CONSENT CALENDAR****Objections Raised**

Senator Hall objected to **AB 355** being on the consent calendar.

The President ordered the above measure to third reading.

Senator Nielsen objected to **AB 1530** being on the consent calendar, and requested the measure be ordered to the inactive file.

The President ordered the above measure to the inactive file.

Senator Nielsen objected to **ACR 53** being on the consent calendar.

The President ordered the above measure to third reading.

**CONSIDERATION OF DAILY FILE (RESUMED)****THIRD READING OF SENATE BILLS (RESUMED)**

**Senate Bill 49**—An act to amend Section 10705 of the Elections Code, relating to elections, and declaring the urgency thereof, to take effect immediately.

Bill read third time and presented by Senator Runner.

**Urgency Clause**

Urgency clause read and adopted by the following vote:

**AYES (38)**—Senators Allen, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

**NOES (0)**—None.

**Roll Call**

The roll was called and the bill was passed by the following vote:

**AYES (38)**—Senators Allen, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

**NOES (0)**—None.

Bill ordered transmitted to the Assembly.

**MOTIONS, RESOLUTIONS AND NOTICES****CONSENT CALENDAR****Objections Raised**

Senator Gaines objected to **AB 232** being on the consent calendar.

The President ordered the above measure to third reading.



**CONSIDERATION OF DAILY FILE (RESUMED)  
THIRD READING OF SENATE BILLS (RESUMED)**

**Senate Resolution 38**—Relative to the 2015 Special Olympics World Games.

Resolution read third time and presented by Senator Mitchell.

**Roll Call**

The roll was called and the resolution was adopted by the following vote:

AYES (39)—Senators Allen, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

**PRIVILEGES OF THE FLOOR  
SPECIAL INTRODUCTIONS**

Senator De León introduced Gregory A. Partch, Executive Director of the California State Pipe Trades Council.

**At 9:39 a.m., Senator Holly J. Mitchell, 30th District, Presiding**

**SPECIAL RECOGNITIONS**

Senator Lara presented a member's resolution to Maureen Ortiz, Senate Appropriations Committee Consultant, in recognition for her service to the Senate.

**SPECIAL INTRODUCTIONS**

Senator De León introduced visitors from the Lincoln Heights Senior Center.

**At 9:43 a.m., Senator Ricardo Lara, 33rd District, Presiding**

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

**Assembly Bill 495**—An act to amend Section 5549 of the Public Resources Code, relating to parks.

Bill read third time and presented by Senator Hancock.

**Roll Call**

The roll was called and the bill was passed by the following vote:

AYES (39)—Senators Allen, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Bill ordered transmitted to the Assembly.



**Assembly Bill 554**—An act to amend Section 12302 of the Elections Code, relating to elections.

Bill read third time and presented by Senator Allen.

**Roll Call**

The roll was called and the bill was passed by the following vote:

AYES (28)—Senators Allen, Beall, Block, Cannella, De León, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Pan, Pavley, Roth, Vidak, Wieckowski, and Wolk.

NOES (11)—Senators Bates, Berryhill, Fuller, Gaines, Huff, Moorlach, Morrell, Nguyen, Nielsen, Runner, and Stone.

Bill ordered transmitted to the Assembly.

**Assembly Bill 166**—An act to add Section 14672.54 to the Government Code, relating to state government.

Bill read third time and presented by Senator Gaines.

**Roll Call**

The roll was called and the bill was passed by the following vote:

AYES (39)—Senators Allen, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

**Assembly Bill 394**—An act to add Section 25247 to the Business and Professions Code, relating to alcoholic beverage control.

Bill read third time and presented by Senator Monning.

**Roll Call**

The roll was called and the bill was passed by the following vote:

AYES (39)—Senators Allen, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Bill ordered transmitted to the Assembly.



**Assembly Bill 461**—An act to amend Section 14132.275 of the Welfare and Institutions Code, relating to Medi-Cal.

Bill read third time and presented by Senator Hill.

**Roll Call**

The roll was called and the bill was passed by the following vote:

AYES (39)—Senators Allen, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

**Assembly Bill 830**—An act to amend Section 52.4 of, and to add Section 52.45 to, the Civil Code, relating to civil actions.

Bill read third time and presented by Senator Leno.

**Roll Call**

The roll was called and the bill was passed by the following vote:

AYES (37)—Senators Allen, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

**Assembly Bill 1175**—An act to amend Sections 9873 and 19170 of the Business and Professions Code, relating to consumer affairs.

Bill read third time and presented by Senator Hill.

**Roll Call**

The roll was called and the bill was passed by the following vote:

AYES (25)—Senators Allen, Beall, Block, De León, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Monning, Pan, Pavley, Roth, Wieckowski, and Wolk.

NOES (12)—Senators Bates, Berryhill, Cannella, Gaines, Huff, Moorlach, Morrell, Nguyen, Nielsen, Runner, Stone, and Vidak.

Bill ordered transmitted to the Assembly.



**Assembly Bill 279**—An act to amend Sections 19551.1 and 19551.5 of the Revenue and Taxation Code, relating to taxation.

Bill read third time and presented by Senator Beall.

**Roll Call**

The roll was called and the bill was passed by the following vote:

AYES (33)—Senators Allen, Bates, Beall, Berryhill, Block, Cannella, De León, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Pan, Pavley, Roth, Stone, Vidak, Wieckowski, and Wolk.

NOES (6)—Senators Fuller, Gaines, Morrell, Nguyen, Nielsen, and Runner.

Bill ordered transmitted to the Assembly.

**Assembly Bill 223**—An act to amend Section 101.7 of the Streets and Highways Code, relating to highways.

Bill read third time and presented by Senator Gaines.

**Roll Call**

The roll was called and the bill was passed by the following vote:

AYES (39)—Senators Allen, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

**Assembly Bill 604**—An act to amend Sections 21113, 21967, and 21968 of, and to add Section 313.5 to, and to add Article 7 (commencing with Section 21290) to Chapter 1 of Division 11 of, the Vehicle Code, relating to vehicles.

Bill read third time and presented by Senator Beall.

**Roll Call**

The roll was called and the bill was passed by the following vote:

AYES (32)—Senators Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Lara, Leno, Leyva, McGuire, Mendoza, Mitchell, Moorlach, Nguyen, Nielsen, Pavley, Roth, Runner, Vidak, Wieckowski, and Wolk.

NOES (1)—Senator Stone.

Bill ordered transmitted to the Assembly.



**Assembly Bill 607**—An act to amend Section 10145 of the Business and Professions Code, relating to real estate brokers.

Bill read third time and presented by Senator McGuire.

**Roll Call**

The roll was called and the bill was passed by the following vote:

AYES (39)—Senators Allen, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

Bill ordered transmitted to the Assembly.

**CONSENT CALENDAR**

**Assembly Bill 728**—An act to amend Section 13405 of the Government Code, relating to state government.

Bill read third time, passed, and ordered transmitted to the Assembly.

*(NOTE: See Consent Calendar Roll Call)*

*(NOTE: On August 20, 2015, action rescinded, on motion of Senator Morrell, whereby AB 728 was read third time, passed, and ordered transmitted to the Assembly. Senate Journal, page 3003.)*

**Assembly Bill 283**—An act to amend Sections 53601.8 and 53635.8 of the Government Code, relating to local government.

Bill read third time, passed, and ordered transmitted to the Assembly.

*(NOTE: See Consent Calendar Roll Call)*

**Assembly Bill 1403**—An act to amend Sections 65582 and 65583 of, and to add and repeal Section 6538 of, the Government Code, relating to housing.

Bill read third time, passed, and ordered transmitted to the Assembly.

*(NOTE: See Consent Calendar Roll Call)*

**Assembly Bill 553**—An act to amend Sections 1215, 1215.1, 1215.2, 1215.5, 1215.6, and 1215.8 of, to add Section 1215.75 to, and to add Article 10.8 (commencing with Section 936.1) to Chapter 1 of Part 2 of Division 1 of, the Insurance Code, relating to insurance, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency clause read and adopted, bill passed, and ordered transmitted to the Assembly.

*(NOTE: See Consent Calendar Roll Call)*



**Assembly Bill 592**—An act to add Section 826.8 to the Welfare and Institutions Code, relating to juveniles, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency clause read and adopted, bill passed, and ordered transmitted to the Assembly.

*(NOTE: See Consent Calendar Roll Call)*

**Assembly Bill 625**—An act to amend Section 41320.1 of the Education Code, relating to school finance.

Bill read third time, passed, and ordered transmitted to the Assembly.

*(NOTE: See Consent Calendar Roll Call)*

**Assembly Bill 1004**—An act to amend Section 66907.8 of the Government Code, relating to the California Tahoe Conservancy.

Bill read third time, passed, and ordered transmitted to the Assembly.

*(NOTE: See Consent Calendar Roll Call)*

**Assembly Bill 1284**—An act to amend Section 30952.1 of the Streets and Highways Code, relating to toll bridges.

Bill read third time, passed, and ordered transmitted to the Assembly.

*(NOTE: See Consent Calendar Roll Call)*

**Assembly Bill 1527**—An act to amend Sections of 7, 22, 27, 29, 45, 54, 57, 210, 240, 300, 301, 307, 312, 326, 330, 393, 400, 401, 706, 711.2, 716.3, 853, 854, 857, 1000, 1003, 1014, 1053.5, 1055.3, 1058, 1061, 1227, 1348.3, 1505, 1930, 1932, 1940, 2000, 2001, 2002, 2003, 2005, 2010, 2013, 2015, 2016, 2069, 2119, 2348, 2350, 2363, 2400, 2701, 2729, 2805, 3003, 3004, 3006, 3007, 3033, 3039, 3051, 3052, 3080, 3240.5, 3243.5, 3504, 3511, 4150, 4155, 4700, 4800, 4810, 5000, 5002, 5050, 5515, 6440, 6901, 7183, 7183.1, 7370, 7704, 7856, 7880, 8079.1, 8182, 8281, 8371, 8393, 8563, 10500, 10502, 10503, 10507, 10510, 10513, 10514, 10653, 11020, 11032, 12002.9, 12012, 12013.3, 12151.5, 12155, 12162, 12163, 12164, 12300, 13200, 13220, 14102, 16500, 16520 of, to amend the heading of Division 2 (commencing with Section 700) of, and to add Sections 80 and 89.5 to, the Fish and Game Code, relating to fish and wildlife.

Bill read third time, passed, and ordered transmitted to the Assembly.

*(NOTE: See Consent Calendar Roll Call)*



**Assembly Bill 1537**—An act to amend Sections 63089.97 and 63089.98 of the Government Code, relating to business, and making an appropriation therefor.

Bill read third time, passed, and ordered transmitted to the Assembly.

*(NOTE: See Consent Calendar Roll Call)*

**Assembly Concurrent Resolution 8**—Relative to the Jesse D. Pittman SO1 Navy SEAL Memorial Bridge.

Resolution read third time, adopted, and ordered transmitted to the Assembly.

*(NOTE: See Consent Calendar Roll Call)*

### **Consent Calendar Roll Call**

The roll was called and the above measures on the consent calendar passed by the following vote:

AYES (39)—Senators Allen, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Runner, Stone, Vidak, Wieckowski, and Wolk.

NOES (0)—None.

### **UNFINISHED BUSINESS (RESUMED)**

#### **Consideration of Governor's Appointments**

Senator De León placed the following Governor's appointment before the Senate:

ERIC R. BANKS, Member, Public Employment Relations Board.

The President put the question: "Will the Senate advise and consent to the appointment by the Governor?"

#### **Roll Call**

The roll was called and the appointment was confirmed by the following vote:

AYES (27)—Senators Allen, Beall, Block, Cannella, De León, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Pan, Pavley, Roth, Wieckowski, and Wolk.

NOES (6)—Senators Gaines, Moorlach, Morrell, Nielsen, Stone, and Vidak.

### **MOTIONS, RESOLUTIONS AND NOTICES**

#### **UNANIMOUS CONSENT TO SUSPEND JOINT RULE 62(a)**

Without objection, Joint Rule 62(a) was suspended for the purpose of allowing the Committee on Budget and Fiscal Review to meet and hear **AB 113** without four days' notice in the Daily File.





**REQUESTS TO BE ADDED TO ROLL CALL**

July 9, 2015

Mr. Secretary: Pursuant to the provisions of Senate Rule 44, I request to be recorded as voting on the following measure taken up on this day:

SB 176—Aye

KEVIN DE LEÓN, President pro Tempore

July 9, 2015

Mr. Secretary: Pursuant to the provisions of Senate Rule 44, I request to be recorded as voting on the following measures taken up on this day:

SB 176—Aye

SCR 8—Aye

BOB HUFF, Minority Floor Leader

**LEAVES OF ABSENCE**

The following Senator was granted leave of absence for the day due to illness: Senator Anderson.

**FURTHER PROCEEDINGS UNDER QUORUM CALL OF THE  
SENATE DISPENSED WITH**

At 10:22 a.m., on motion of Senator De León, further proceedings under the quorum call of the Senate were dispensed with.

**MOTION TO ADJOURN**

Senator De León moved that the Senate stand in recess until the hour of 3:30 p.m. The Desk shall remain open to receive communications and to conduct the business of the day. At 3:30 p.m., the Senate will adjourn until Monday, July 13, 2015.

Motion carried.

**MESSAGES FROM THE ASSEMBLY**

Assembly Chamber, July 9, 2015

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

SB 244

SB 366

SB 411

SB 432

SB 770

Above bills ordered enrolled.

Assembly Chamber, July 9, 2015

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

SCR 34

SCR 63

SCR 66

SCR 67

SCR 72

Above resolutions ordered enrolled.



Assembly Chamber, July 9, 2015

Mr. President: I am directed to inform your honorable body that the Assembly amended, and on this day passed, as amended:

SB 212

And respectfully requests your honorable body to concur in said amendments.

Above bill ordered to unfinished business.

Assembly Chamber, July 9, 2015

Mr. President: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

AB 293	AB 380	AB 444	AB 451
AB 596	AB 929	AB 950	AB 1166
AB 1168	AB 1291		

Assembly Chamber, July 9, 2015

Mr. President: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

ACR 14

E. DOTSON WILSON, Chief Clerk of the Assembly

July 9, 2015

*Mr. Daniel Alvarez*

*Secretary of the Senate*

Dear Daniel: The Assembly on this day withdrew Assembly Bill No. 1204 from enrollment, and pursuant to the instructions of the Assembly, I am herewith returning the bill to the Senate for further action.

Sincerely,

E. DOTSON WILSON, Chief Clerk of the Assembly

Above bill ordered held at Desk.

**REPORTS OF STANDING COMMITTEES**  
**Committee on Budget and Fiscal Review**

Senate Chamber, July 9, 2015

Mr. President: The Chair of the Committee on Budget and Fiscal Review, to which was referred:

AB 113

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

LENO, Chair



**Second Reading of Bills—Author's Amendments**

**Assembly Bill 113**—An act to amend Sections 34171, 34173, 34176, 34176.1, 34177, 34177.3, 34177.5, 34178, 34179, 34179.7, 34180, 34181, 34183, 34186, 34187, 34189, 34191.3, 34191.4, and 34191.5 of, and to add Sections 34170.1, 34177.7, 34179.9, and 34191.6 to, the Health and Safety Code, and to amend Sections 96.11 and 98 of, and to add Section 96.24 to, the Revenue and Taxation Code, relating to local government, and making an appropriation therefor, to take effect immediately, bill related to the budget.

Bill read second time.

The amendments were read and adopted and the measure ordered printed and re-referred to the committee.

**Committee on Rules**

State Capitol, July 9, 2015

The Committee on Rules has re-referred the following measures to committee:

**Education**—AB 340.

**Transportation and Housing**—ACR 12.

**Committee on Health**

Date of Hearing, July 8, 2015

Mr. President: The Committee on Health, to which was referred:

AB 918

Reports the same back with the recommendation: Do pass, but first be re-referred to the Committee on Human Services.

HERNANDEZ, Chair

Above bill re-referred to the Committee on Human Services.

Date of Hearing, July 8, 2015

Mr. President: The Committee on Health, to which was referred:

AB 580

Reports the same back with the recommendation: Do pass, but first be re-referred to the Committee on Appropriations with the recommendation: To consent calendar.

HERNANDEZ, Chair

Above bill re-referred to the Committee on Appropriations.



Date of Hearing, July 8, 2015

Mr. President: The Committee on Health, to which were referred:

AB 521

AB 1337

Reports the same back with the recommendation: Do pass, but first be re-referred to the Committee on Judiciary.

HERNANDEZ, Chair

Above bills re-referred to the Committee on Judiciary.

Date of Hearing, July 8, 2015

Mr. President: The Committee on Health, to which were referred:

AB 50

AB 187

AB 384

AB 664

AB 1223

AB 1319

Reports the same back with the recommendation: Do pass, but first be re-referred to the Committee on Appropriations.

HERNANDEZ, Chair

Above bills re-referred to the Committee on Appropriations.

### **Committee on Elections and Constitutional Amendments**

Date of Hearing, July 7, 2015

Mr. President: The Committee on Elections and Constitutional Amendments, to which was referred:

AB 1535

Reports the same back with the recommendation: Do pass as amended.

ALLEN, Chair

Above bill ordered to second reading.

### **Committee on Rules**

Senate Chamber, July 9, 2015

Mr. President: The Chair of the Committee on Rules, to which was referred:

AB 507

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

DE LEÓN, Chair

### **Second Reading of Bills—Author's Amendments**

**Assembly Bill 507**—An act to add Section 210.5 to the Business and Professions Code, relating to the Department of Consumer Affairs, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

The amendments were read and adopted and the measure ordered printed and re-referred to the committee.



**Committee on Education**

Senate Chamber, July 9, 2015

Mr. President: The Chair of the Committee on Education, to which was referred:

AB 141

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

LIU, Chair

**Second Reading of Bills—Author's Amendments**

**Assembly Bill 141**—An act to amend Section 44259 of the Education Code, relating to teacher credentialing.

Bill read second time.

The amendments were read and adopted and the measure ordered printed and re-referred to the committee.

Date of Hearing, July 1, 2015

Mr. President: The Committee on Education, to which was referred:

AB 288

Reports the same back with the recommendation: Do pass as amended, but first amend, and re-refer to the Committee on Appropriations.

LIU, Chair

Above bill ordered to second reading.

**Committee on Elections and Constitutional Amendments**

Date of Hearing, July 7, 2015

Mr. President: The Committee on Elections and Constitutional Amendments, to which was referred:

AB 609

Reports the same back with the recommendation: Do pass as amended, but first amend, and re-refer to the Committee on Appropriations.

ALLEN, Chair

Above bill ordered to second reading.

**Committee on Rules**

Senate Chamber, July 8, 2015

Mr. President: The Committee on Rules has examined:

SB 14	SB 146	SB 351	SB 422
SB 426	SB 594	SB 651	SB 738

And reports the same have been correctly enrolled, and presented to the Governor on the 8th day of July, 2015, at 4:30 p.m.

DE LEÓN, Chair



**Committee on Health**

Senate Chamber, July 9, 2015

Mr. President: The Chair of the Committee on Health, to which was referred:

AB 1102

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

HERNANDEZ, Chair

**Second Reading of Bills—Author's Amendments**

**Assembly Bill 1102**—An act to amend Section 1399.849 of the Health and Safety Code, and to amend Section 10965.3 of the Insurance Code, relating to health care coverage.

Bill read second time.

The amendments were read and adopted and the measure ordered printed and re-referred to the committee.

**Committee on Rules**

Senate Chamber, July 9, 2015

Mr. President: The Committee on Rules has examined:

SCR 57

And reports the same has been correctly enrolled and presented to the Secretary of State on the 9th day of July, 2015, at 2:30 p.m.

DE LEÓN, Chair

**Committee on Governance and Finance**

Date of Hearing, July 8, 2015

Mr. President: The Committee on Governance and Finance, to which was referred:

AB 437

Reports the same back with the recommendation: Do pass as amended, but first amend, and re-refer to the Committee on Appropriations.

HERTZBERG, Chair

Above bill ordered to second reading.

**Committee on Appropriations**

Senate Chamber, June 29, 2015

Mr. President: The Chair of the Committee on Appropriations, to which was referred:

AB 275

Reports the same back with the recommendation: That the above bill be ordered to second reading pursuant to Senate Rule 28.8 and amended.

LARA, Chair

Above bill ordered to second reading.



**Committee on Education**

Senate Chamber, July 9, 2015

Mr. President: The Chair of the Committee on Education, to which was referred:

AB 854

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

LIU, Chair

**Second Reading of Bills—Author's Amendments**

**Assembly Bill 854**—An act to amend Sections 42920.5, 42921, 42922, 42923, and 42924 of, to add Sections 42926 and 42927 to, and to repeal and add Sections 42920 and 42925 of, the Education Code, relating to educational services.

Bill read second time.

The amendments were read and adopted and the measure ordered printed and re-referred to the committee.

**MOTIONS, RESOLUTIONS AND NOTICES****MEASURES WITHDRAWN AND RE-REFERRED TO COMMITTEE**

Without objection, the following measure was withdrawn from the Committee on Elections and Constitutional Amendments and re-referred to the Committee on Rules:

AB 646

Without objection, the following measures were withdrawn from the Committee on Judiciary and re-referred to the Committee on Appropriations:

AB 825

AB 1073

AB 521

Without objection, the following measure was withdrawn from the Committee on Appropriations and re-referred to the Committee on Rules:

SB 372

**MEASURES WITHDRAWN AND PLACED ON FILE**

Without objection, the following measure was withdrawn from the Committee on Appropriations and ordered to second reading:

AB 306

**RE-REFERENCE TO COMMITTEE PURSUANT TO JOINT RULE 10.5**

Pursuant to Joint Rule 10.5, the following measure was re-referred to the Committee on Appropriations:

AB 863



**INTRODUCTION AND FIRST READING OF SENATE MEASURES**

The following measure was offered and referred to the Committee on Rules:

**Senate Joint Resolution 16:** By Senator De León—Relative to AmeriCorps.

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

**Assembly Bill 1100**—An act to amend Section 9001 of the Elections Code, relating to ballot initiatives.

Bill read third time.

**Amendments Adopted**

Amendments to **AB 1100** proposed by Senator Lara were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 1507**—An act to amend Sections 47605.1, 47612.1, 52052.3, 52302.8, 52520, 53082, 69439, 84830, and 88640 of the Education Code, to amend Sections 1091.2, 12803.6, and 95501 of the Government Code, to amend Section 4658.7 of the Labor Code, to amend Section 999.80 of the Military and Veterans Code, to amend Section 14403 of the Public Resources Code, to amend Sections 320.5, 325.6, 1177.5, 1269, 1279.5, 2051, 9809.5, 10200, 10204, 10205, 11024, 18002, and 18008 of the Unemployment Insurance Code, and to amend Section 16522.1 of the Welfare and Institutions Code, relating to job training.

Bill read third time.

**Amendments Adopted**

Amendments to **AB 1507** proposed by Senator Mendoza were read and adopted and the measure ordered printed and to second reading.

**SENATE COMMITTEE ROLL CALLS****Committee on Health**

**AB 50**—Do pass and re-refer to the Committee on Appropriations

AYES (8)—Senators Hall, Hernandez, Monning, Nguyen, Nielsen, Pan, Roth, and Wolk.

NOES (0)—None.

**AB 176**—Do pass as amended and re-refer to the Committee on Appropriations

AYES (8)—Senators Hall, Hernandez, Monning, Nguyen, Nielsen, Pan, Roth, and Wolk.

NOES (0)—None.

**AB 187**—Do pass and re-refer to the Committee on Appropriations

AYES (8)—Senators Hall, Hernandez, Monning, Nguyen, Nielsen, Pan, Roth, and Wolk.

NOES (0)—None.





**AB 384**—Do pass and re-refer to the Committee on Appropriations

AYES (7)—Senators Hall, Hernandez, Monning, Nielsen, Pan, Roth, and Wolk.

NOES (1)—Senator Nguyen.

**AB 521**—Do pass and re-refer to the Committee on Judiciary

AYES (6)—Senators Hall, Hernandez, Monning, Pan, Roth, and Wolk.

NOES (2)—Senators Nguyen and Nielsen.

**AB 580**—Do pass and re-refer to the Committee on Appropriations with the recommendation: To consent calendar

AYES (7)—Senators Hall, Hernandez, Monning, Nguyen, Nielsen, Pan, and Wolk.

NOES (0)—None.

**AB 664**—Do pass and re-refer to the Committee on Appropriations

AYES (8)—Senators Hall, Hernandez, Monning, Nguyen, Nielsen, Pan, Roth, and Wolk.

NOES (0)—None.

**AB 918**—Do pass and re-refer to the Committee on Human Services

AYES (8)—Senators Hall, Hernandez, Monning, Nguyen, Nielsen, Pan, Roth, and Wolk.

NOES (0)—None.

**AB 1162**—Do pass as amended and re-refer to the Committee on Appropriations

AYES (8)—Senators Hall, Hernandez, Monning, Nguyen, Nielsen, Pan, Roth, and Wolk.

NOES (0)—None.

**AB 1163**—Do pass as amended

AYES (8)—Senators Hall, Hernandez, Monning, Nguyen, Nielsen, Pan, Roth, and Wolk.

NOES (0)—None.

**AB 1223**—Do pass and re-refer to the Committee on Appropriations

AYES (6)—Senators Hall, Hernandez, Monning, Pan, Roth, and Wolk.

NOES (0)—None.

**AB 1319**—Do pass and re-refer to the Committee on Appropriations

AYES (8)—Senators Hall, Hernandez, Monning, Nguyen, Nielsen, Pan, Roth, and Wolk.

NOES (0)—None.

**AB 1337**—Do pass and re-refer to the Committee on Judiciary

AYES (8)—Senators Hall, Hernandez, Monning, Nguyen, Nielsen, Pan, Roth, and Wolk.

NOES (0)—None.

Date of Hearing: 7/8/2015

Hernandez, Chair



**REQUESTS TO ADJOURN IN MEMORIAM**

Senator Allen requested that when the Senate adjourns this day it do so in memory of Judge David Finkel of Santa Monica.

Senators Glazer and Leno requested that when the Senate adjourns this day it do so in memory of Kate Steinle of Pleasanton.

Senator Stone requested that when the Senate adjourns this day it do so in memory of Barbara Ann Roberts-Keys-Stewart of Riverside.

**ADJOURNMENT**

At 3:30 p.m., on motion of Senator De León, the Senate adjourned pursuant to the Senators' requests until 12 p.m., Monday, July 13, 2015.

NEVA MARIE PARKER, Minute Clerk

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