

CALIFORNIA LEGISLATURE

2015–16 REGULAR SESSION

SENATE DAILY JOURNAL

ONE HUNDRED FIFTIETH LEGISLATIVE DAY

IN SENATE

Senate Chamber, Sacramento
Thursday, February 11, 2016

The Senate met at 9 a.m.

Hon. Holly J. Mitchell, of the 30th District, presiding.

Secretary Daniel Alvarez at the Desk.

Assistant Secretary Zachary L. Twilla reading.

ROLL CALL

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

Allen, Anderson, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Glazer, Hall, Hancock, Hernandez, Hertzberg, Hueso, Huff, Jackson, Lara, Leno, Leyva, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Roth, Runner, Stone, Wieckowski, and Wolk—35.

Quorum present.

(NOTE: Senator Bates will be excused this day due to illness. Senators Hill, Pavley, and Vidak will be excused this day on legislative business. Senator Liu will be excused this day on personal business.)



MESSAGES FROM THE GOVERNOR

Governor's Office, State Capitol

February 11, 2016

To the Senate of the State of California:

I have the honor to transmit to you herewith the following appointments and reappointments heretofore made by me to offices which by law are to be filled by the Governor. These appointments and reappointments are subject to Senate confirmation and consent. I hereby nominate these appointees and re-appointees to you and request your confirmation and consent.

Sincerely,

EDMUND G. BROWN JR., Governor

JAMES W. BARTHMAN, has been reappointed to the California Building Standards Commission, where he has served since 2000. Barthman held several positions at Underwriters Laboratories Inc. from 1990 to 2000, including senior staff engineer, building and electrical code consultant, and regional supervisor of codes and technical services. Barthman served in several positions for the City of Oakland from 1965 to 1990, including building official, chief electrical inspector, and electrical inspector. Reappointed 01/08/2016. Effective 02/01/2016.

Member, California Building Standards Commission, vice, self, reappointed. Term ending 01/01/2020.

RAJESH PATEL, has been reappointed to the California Building Standards Commission, where he has served since 2015. Patel has been assistant director of community development and a city building official for the City of Beverly Hills since 2014. He served in several positions for Los Angeles County from 1985 to 2014, including assistant deputy director at the Consolidated Sewer Management District, superintendent of building, assistant superintendent of building, and chief mechanical and plumbing engineer. Reappointed 01/08/2016. Effective 02/01/2016.

Member, California Building Standards Commission, vice, self, reappointed. Term ending 01/01/2020.



BETTY R. WILSON, has been reappointed to the California Commission on Disability Access, where she has served since 2010. Wilson has been owner and consultant at Betty R. Wilson and Associates since 2012. She held several positions at the Los Angeles Department on Disability from 1989 to 2012, including director of community services, assistant director, and administrative coordinator. Wilson was executive director at the Los Angeles Mayor's Office for the Disabled from 1981 to 1989 and senior research associate at the University of California, Los Angeles Neuropsychiatric Institute's Socio-Behavioral Research Group from 1979 to 1981. Wilson earned a Master of Arts degree in psychology from California State University, Los Angeles. Reappointed 01/04/2016. Effective 01/27/2016.

Member, California Commission on Disability Access, vice, self, reappointed. Term ending 01/01/2019.

NICOLASA I. SANDOVAL, PH.D., has been reappointed to the California State Board of Education, where she has served since 2013. Sandoval has been education director for the Santa Ynez Band of Chumash Indians since 2009 and a lecturer at the University of California, Santa Barbara since 2007. She was a consulting manager at the Nonprofit Support Center from 2008 to 2009, where she was a community outreach specialist from 2007 to 2008. Sandoval was project evaluator at the University of California, Santa Barbara from 2004 to 2006 and served in several positions at the Smithsonian's National Museum of the American Indian from 1995 to 2002, including assistant director of community services, training coordinator, and special assistant for external affairs. Sandoval was a public affairs assistant at the Smithsonian's National Museum of Natural History from 1994 to 1995 and a press assistant at the J. Paul Getty Museum from 1991 to 1993. Sandoval earned a Doctor of Education from the University of California, Santa Barbara and a Master of Arts degree in museum studies from George Washington University. Reappointed 01/18/2016. Effective 01/21/2016.

Member, California State Board of Education, vice, self, reappointed. Term ending 01/15/2020.

JOSEPH D. COUNTRYMAN, has been reappointed to the Central Valley Flood Protection Board, where he has served since 2012. Countryman has been an engineering consultant in private practice since 2011. He was an engineer at MBK Engineers from 1987 to 2010 and served in several positions in the U.S. Army Corps of Engineers from 1966 to 1987, including chief of the Civil Design Branch and junior engineer. Reappointed 01/27/2016. Effective 02/08/2016.

Member, Central Valley Flood Protection Board, vice, self, reappointed. Term ending 01/01/2020.



KATHERINE FEINSTEIN, has been appointed to the Medical Board of California. Feinstein served in several positions at the San Francisco County Superior Court from 2000 to 2013, including presiding judge, assistant presiding judge, supervising judge for the Unified Family Court, and trial judge for the criminal, civil, family law, and juvenile delinquency divisions. She was supervising attorney for family and children's services at the San Francisco City Attorney's Office from 1998 to 2000, director at the San Francisco Mayor's Office of Criminal Justice from 1994 to 1996, an attorney in private practice from 1991 to 1994, and an associate at Carroll, Burdick and McDonough LLP in 1989. Feinstein served as an assistant district attorney at the San Francisco District Attorney's Office from 1985 to 1988. She is a member of the Edgewood Center for Children and Families Board of Directors. Feinstein earned a Juris Doctor degree from the University of California, Hastings College of the Law. Appointed 01/12/2016. Effective 01/21/2016.

Member, Medical Board of California, vice, Elwood Gon Ho Lui, resigned 05/22/2015. Term ending 06/01/2016.

RINA V. DIMARE, has been reappointed to the California Exposition and State Fair Board of Directors, where she has served since 2015. DiMare has been a proprietor at Elevation Ten Winery since 2011. She held several positions at Government Strategies Inc. from 2009 to 2014, including president and senior partner. DiMare is vice president of the Clarksburg Wine Grape Growers and Vintners Association. Reappointed 01/21/2016. Effective 01/29/2016.

Member, California Exposition and State Fair Board of Directors, vice, self, reappointed. Term ending 01/01/2020.

DAVID I. MALLEL, has been reappointed to the California Exposition and State Fair Board of Directors, where he has served since 2012. Mallel has been senior vice president of commercial lending at Patch of Land since 2015 and president at LCC Investments since 1996. He was regional manager at Moore Maintenance and Property Management from 1994 to 1996. Reappointed 01/21/2016. Effective 01/29/2016.

Member, California Exposition and State Fair Board of Directors, vice, self, reappointed. Term ending 01/01/2020.



NORA E. VARGAS, has been reappointed to the California State Teachers' Retirement Board, where she has served since 2015. Vargas has been vice president of community and government relations at Planned Parenthood of the Pacific Southwest since 2009. She was executive director at the Latino Issues Forum from 2007 to 2009, a consultant at Nora Vargas Consulting from 2005 to 2007, founding director at the Los Angeles Mayor's Office of Immigrant Affairs from 2004 to 2005, and vice president of governmental and political affairs at Planned Parenthood of Orange and San Bernardino Counties from 2001 to 2004. She was a legislative relations specialist at San Diego State University from 2000 to 2001, a consultant at Kaufman Campaign Consultants from 1998 to 1999, and a confidential assistant at the U.S. Selective Service System from 1997 to 1998. Vargas is president of the Southwestern Community College District Governing Board and chair of the Hispanas Organized for Political Equality Board of Directors. Reappointed 01/04/2016. Effective 01/11/2016.

Member, California State Teachers' Retirement Board, vice, self, reappointed. Term ending 12/31/2019.

Above appointments and reappointments referred to the Committee on Rules.

CONSIDERATION OF DAILY FILE SECOND READING OF ASSEMBLY BILLS

Assembly Bill 1200—An act to amend, add, and repeal Sections 82002 and 82039 of, and to add Section 86207 to, the Government Code, relating to the Political Reform Act of 1974, and declaring the urgency thereof, to take effect immediately.

Bill read second time and ordered to third reading.

Assembly Bill 558—An act to amend Section 19533.5 of the Business and Professions Code, relating to horse racing, and declaring the urgency thereof, to take effect immediately.

Bill read second time and ordered to third reading.

Assembly Bill 1050—An act to amend Section 143.1 of the Labor Code, relating to employment safety.

Bill read second time and ordered to third reading.



REPORTS OF STANDING COMMITTEES
Committee on Natural Resources and Water

Senate Chamber, February 11, 2016

Madam President: The Chair of the Committee on Natural Resources and Water, to which was referred:

AB 938

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

PAVLEY, Chair

Second Reading of Bills—Author's Amendments

Assembly Bill 938—An act to amend Section 10722.4 of the Water Code, relating to groundwater.

Bill read second time.

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

INTRODUCTION AND FIRST READING OF SENATE MEASURES

The following measures were introduced, read the first time and transmitted to the Committee on Rules for assignment:

Senate Bill 1008: By Senator Lara—An act to amend Section 21080.25 of the Public Resources Code, relating to environmental quality.

Senate Bill 1009: By Senator Nielsen—An act to add Section 9063.6 to the Health and Safety Code, relating to public cemeteries.

Senate Bill 1010: By Senator Hernandez—An act to amend Section 1385.03 of the Health and Safety Code, and to amend Section 10181.3 of the Insurance Code, relating to health care coverage.

Senate Bill 1011: By Senator Mendoza—An act to amend, repeal, and add Section 1091 of the Government Code, relating to public officers.

Senate Bill 1012: By Senator Nguyen (Coauthors: Senators Anderson, Bates, Berryhill, Cannella, Fuller, and Nielsen) (Coauthors: Assembly Members Brough and Mathis)—An act to add Section 434.7 to the Government Code, relating to flags.

Senate Bill 1013: By Senator Beall—An act relating to parolees.

Senate Bill 1014: By Senator Liu—An act to amend Sections 48205, 48206.3, and 48208 of, and to add Sections 222.5 and 46015 to, the Education Code, relating to pupil rights.

Senate Bill 1015: By Senator Leyva—An act to repeal Section 1453 of the Labor Code, relating to domestic work employees.

Senate Bill 1016: By Senator Monning—An act to amend Sections 186.22, 186.33, 1170, 1170.1, 1170.3, 12021.5, 12022.2, and 12022.4 of the Penal Code, relating to sentencing.



Senate Bill 1017: By Senator Hill—An act to amend Section 583 of the Public Utilities Code, relating to the Public Utilities Commission.

Senate Bill 1018: By Senator Liu—An act to add Section 54237.9 to the Government Code, relating to environmental quality, and declaring the urgency thereof, to take effect immediately.

Senate Bill 1019: By Senator Berryhill—An act to amend Section 12012.5 of the Government Code, relating to gaming.

Senate Bill 1020: By Senator Wieckowski—An act to amend Section 50280 of the Government Code, relating to historical property.

Senate Bill 1021: By Senator Runner—An act to amend Section 3003.5 of, and to add Section 3003.51 to, the Penal Code, relating to sex offenders, and declaring the urgency thereof, to take effect immediately.

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

Senate Resolution 59: By Senator Nguyen—Relative to the Association of Southeast Asian Nations.

LEAVES OF ABSENCE

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

The following Senators were granted leaves of absence for the day on legislative business: Senators Hill, Pavley, and Vidak.

The following Senator was granted leave of absence for the day on personal business: Senator Liu.

REQUESTS TO ADJOURN IN MEMORIAM

Senator Vidak requested that when the Senate adjourns this day it do so in memory of Joseph Andrew Fischer of Visalia.

ADJOURNMENT

At 3:30 p.m., the Senate adjourned pursuant to the Senator's request until 9 a.m., Friday, February 12, 2016.

NEVA MARIE PARKER, Minute Clerk

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