

CALIFORNIA LEGISLATURE

2015–16 REGULAR SESSION

SENATE DAILY JOURNAL

ONE HUNDRED SIXTY-THIRD LEGISLATIVE DAY

IN SENATE

Senate Chamber, Sacramento
Monday, March 7, 2016

The Senate met at 2:05 p.m.

Hon. Connie M. Leyva, of the 20th 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, Anderson, 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—40.

Quorum present.



PRAYER

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

On an ordinary day in 1958, the monk Thomas Merton was running errands for the monastery in Louisville, Kentucky when he was suddenly overwhelmed with the realization that he loved all those busy people on the street; that even though they were total strangers, he felt liberated from the illusory idea that they were separate. He wished that everyone could have that experience, but, he said, “there is no way of telling people that they are all walking around shining like the sun.”

Divine Mystery, as we proceed with our work this week, we ask you

—to focus our vision to see each person bathed in your light and love;

—to sharpen our hearing to listen for words that offer solutions and hope;

—and to quicken our steps to move with patient expectation toward voices that challenge.

May we be alert to seeing each other “shining like the sun.”—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

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

PRIVILEGES OF THE FLOOR**SPECIAL INTRODUCTIONS**

Senator Fuller introduced the 2016 recipients of the California Ambulance Association’s, Stars of Life Award.

Senator Pan introduced the Minister for Economic Affairs, Embassy of Japan in Washington, D.C., Kanji Yamanouchi.

MOTIONS, RESOLUTIONS AND NOTICES**MOTION TO REFER MEASURES TO INACTIVE FILE**

Senator Leno moved that **SB 86** be ordered to the inactive file.

Motion carried.

PRIVILEGES OF THE FLOOR**SPECIAL INTRODUCTIONS**

Senator Hall introduced the First Secretary, Embassy of Cuba in Washington, D.C., Miguel Fraga.

MESSAGES FROM THE ASSEMBLY

Assembly Chamber, March 3, 2016

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

SCR 99

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

E. DOTSON WILSON, Chief Clerk of the Assembly

Above resolution ordered to unfinished business.



REPORTS OF STANDING COMMITTEES**Committee on Business, Professions and Economic Development**

Senate Chamber, March 7, 2016

Madam President: The Chair of the Committee on Business, Professions and Economic Development, to which was referred:

SB 945

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

HILL, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 945—An act to add Chapter 11 (commencing with Section 122380) to Part 6 of Division 105 of the Health and Safety Code, relating to pet boarding facilities.

Bill read second time.

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

Senate Chamber, March 7, 2016

Madam President: The Chair of the Committee on Business, Professions and Economic Development, to which was referred:

AB 1174

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

HILL, Chair

Second Reading of Bills—Author's Amendments

Assembly Bill 1174—An act to amend Section 800 of the Business and Professions Code, relating to healing arts.

Bill read second time.

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

Committee on Transportation and Housing

Senate Chamber, March 7, 2016

Madam President: The Chair of the Committee on Transportation and Housing, to which was referred:

SB 876

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

BEALL, Chair



Second Reading of Bills—Author's Amendments

Senate Bill 876—An act to add Part 2.2 (commencing with Section 53.8) to Division 1 of the Civil Code, and to add Section 11139.2 to, the Government Code, relating to homelessness.

Bill read second time.

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

Senate Chamber, March 7, 2016

Madam President: The Chair of the Committee on Transportation and Housing, to which was referred:

SCR 102

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

BEALL, Chair

Second Reading of Bills—Author's Amendments

Senate Concurrent Resolution 102—Relative to the Joan Lind Van Blom Memorial Bridge.

Resolution read second time.

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

Committee on Energy, Utilities and Communications

Senate Chamber, March 7, 2016

Madam President: The Chair of the Committee on Energy, Utilities and Communications, to which was referred:

SB 919

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

HUESO, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 919—An act to add Section 711 to the Public Utilities Code, relating to water supply.

Bill read second time.

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

Committee on Rules

Senate Chamber, March 7, 2016

Madam President: The Committee on Rules has examined:

SCR 112

And reports the same correctly engrossed.

DE LEÓN, Chair



INTRODUCTION AND FIRST READING OF SENATE MEASURES

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

Senate Bill 1475: By the Committee on Governmental Organization (Senators Hall (Chair), Berryhill, Block, Gaines, Galgiani, Glazer, Hernandez, Hill, Hueso, Lara, McGuire, Runner, and Vidak)—An act to amend Section 17071 of the Government Code, relating to state government.

**CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS****Consideration of Governor's Appointments**

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

GENOVEVA ISLAS, Member, California Health Benefit Exchange Board.

MARTIN W. MORGENSTERN, Member, California Health Benefit Exchange Board.

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

Roll Call

The roll was called and the appointments were confirmed by the following vote:

AYES (39)—Senators Allen, Anderson, Bates, Beall, Berryhill, Block, 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.

Consideration of Governor's Appointments

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

VAN GORDON SAUTER, Member, State Athletic Commission.

VERNON B. WILLIAMS, M.D., Member, State Athletic Commission.

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



Roll Call

The roll was called and the appointments were confirmed by the following vote:

AYES (39)—Senators Allen, Anderson, Bates, Beall, 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 former Speaker of the California State Assembly and former Mayor of the City of Los Angeles, the Honorable Antonio Villaraigosa.

Senator Lara introduced the Honorable Lucille Roybal-Allard, United States House of Representatives.

**CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
Consideration of Assembly Amendments**

Senate Concurrent Resolution 95—Relative to the Lunar New Year Celebration.

Resolution presented by Senator Pan.

The question being: Shall the Senate concur in the Assembly amendments to SCR 95?

Roll Call

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

AYES (40)—Senators Allen, Anderson, 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.

Above resolution ordered enrolled.

RECESS TO CONVENE SECOND EXTRAORDINARY SESSION

At 2:33 p.m., on motion of Senator Leyva, the Senate recessed in order to convene the Second Extraordinary Session.

RECONVENED

At 2:34 p.m., the Senate reconvened.

Hon. Connie M. Leyva, of the 20th District, presiding.



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

At 2:36 p.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 Tuesday, March 8, 2016.

Motion carried.

REPORTS OF STANDING COMMITTEES**Committee on Appropriations**

Date of Hearing, March 7, 2016

Madam President: The Committee on Appropriations, to which was referred:

AB 847

Reports the same back with the recommendation: Do pass.

LARA, Chair

Above bill ordered to second reading.

**INTRODUCTION AND FIRST READING OF SENATE MEASURES
(RESUMED)**

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

Senate Bill 1476: By the Committee on Governance and Finance (Senators Hertzberg (Chair), Beall, Hernandez, Lara, Moorlach, Nguyen, and Pavley)—An act to add Section 18410.3 to the Revenue and Taxation Code, relating to taxation.

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

Senate Concurrent Resolution 117: By Senator Pan—Relative to palliative care.

SENATE COMMITTEE ROLL CALLS**Committee on Appropriations**

AB 847—Do pass

AYES (7)—Senators Bates, Beall, De León, Hill, Lara, Mendoza, and Nielsen.

NOES (0)—None.

Date of Hearing: 3/7/2016

Lara, Chair



REQUESTS TO ADJOURN IN MEMORIAM

Senator Monning requested that when the Senate adjourns this day it do so in memory of Miguel Valdez of Denver, CO.

ADJOURNMENT

At 3:30 p.m., on motion of Senator De León, the Senate adjourned pursuant to the Senator's request until 3:30 p.m., Tuesday, March 8, 2016.

NEVA MARIE PARKER, Minute Clerk

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