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ONE HUNDRED NINETY-SEVENTH LEGISLATIVE DAY

IN SENATE

Senate Chamber, Sacramento
Wednesday, May 11, 2016

The Senate met at 9 a.m.

Hon. Hannah-Beth Jackson, of the 19th 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, Bates, Beall, Berryhill, Block, Cannella, De León, Fuller, Gaines, Galgiani, Hall, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Stone, Vidak, Wieckowski, and Wolk—38.

Quorum present.

*(NOTE: Senator Glazer will be excused this day on legislative business.
Senator Runner will be excused this day due to illness.)*



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

Senate Bill 1104—An act to amend Sections 51 and 205.5 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time.

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

Senate Bill 1148—An act to repeal and add Section 17204.7 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time.

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

Senate Bill 1078—An act to amend Sections 1281.85 and 1281.9 of, and to add Section 1281.65 to, the Code of Civil Procedure, relating to arbitration.

Bill read second time and ordered to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill 1906—An act to amend Section 6601 of the Welfare and Institutions Code, relating to mental health.

Bill read second time and ordered to consent calendar.

Assembly Bill 1597—An act to amend Section 4019.4 of the Penal Code, relating to county jails.

Bill read second time and ordered to third reading.

Assembly Bill 2295—An act to amend Sections 186.11, 186.12, and 1202.4 of the Penal Code, relating to restitution.

Bill read second time and ordered to third reading.



Assembly Bill 2448—An act to amend Sections 11320.1, 11322.6, and 11322.85 of, and to add Section 11325.3 to, the Welfare and Institutions Code, relating to CalWORKs.

Bill read second time.

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

Assembly Bill 1067—An act to amend Sections 366.1, 366.35, and 16501.1 of, and to add Section 16001.8 to, the Welfare and Institutions Code, relating to foster children.

Bill read second time.

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

Assembly Bill 1001—An act to amend Section 1558 of, and to add Section 1556.5 to, the Health and Safety Code, and to amend Section 10605.5 of the Welfare and Institutions Code, relating to child abuse.

Bill read second time.

The amendments proposed by the Committee on Human Services were read and adopted and the measure ordered printed and re-referred to the Committee on Public Safety.

REPORTS OF STANDING COMMITTEES

Committee on Rules

Senate Chamber, May 11, 2016

Madam President: The Committee on Rules has examined:

SB 885	SB 918	SB 1051	SB 1078
SB 1150	SB 1161	SB 1305	SB 1428

And reports the same correctly engrossed.

DE LEÓN, Chair

Senate Chamber, May 11, 2016

Madam President: The Committee on Rules has examined:

SB 970	SB 1033	SB 1050	SB 1183
SB 1317	SB 1350	SB 1406	SB 1413

And reports the same correctly engrossed.

DE LEÓN, Chair



Committee on Appropriations

Senate Chamber, May 11, 2016

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

SB 888

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

LARA, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 888—An act to add Section 8585.01 to the Government Code, and to add Section 972 to the Public Utilities Code, relating to gas corporations.

Bill read second time.

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

Committee on Natural Resources and Water

Senate Chamber, May 11, 2016

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

AB 1845

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 1845—An act to amend Section 5515 of, and to add Section 2081.4 to, the Fish and Game Code, relating to fish.

Bill read second time.

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

Committee on Appropriations

Senate Chamber, May 11, 2016

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

AB 1135

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

LARA, Chair



Second Reading of Bills—Author's Amendments

Assembly Bill 1135—An act to amend Sections 30515 and 30900 of, and to add Section 30680 to, the Penal Code, relating to firearms.

Bill read second time.

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

Committee on Environmental Quality

Senate Chamber, May 11, 2016

Madam President: The Chair of the Committee on Environmental Quality, to which was referred:

AB 1103

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

WIECKOWSKI, Chair

Second Reading of Bills—Author's Amendments

Assembly Bill 1103—An act to amend Section 42649.8 of, and to add Sections 42649.88, 42649.89, 42649.9, 42649.91, and 42649.92 to, the Public Resources Code, relating to solid waste.

Bill read second time.

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

Committee on Governance and Finance

Date of Hearing, May 11, 2016

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

AB 1817

Reports the same back with the recommendation: Do pass.

HERTZBERG, Chair

Above bill ordered to second reading.

Committee on Human Services

Date of Hearing, May 10, 2016

Madam President: The Committee on Human Services, to which was referred:

AB 885

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

MCGUIRE, Chair

Above bill ordered to second reading.



Committee on Governance and Finance

Date of Hearing, May 11, 2016

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

SB 879

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

HERTZBERG, Chair

Above bill re-referred to the Committee on Appropriations.

Date of Hearing, May 11, 2016

Madam President: The Committee on Governance and Finance, to which were referred:

AB 717

AB 821

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

HERTZBERG, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing, May 11, 2016

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

SB 1304

Reports the same back with the recommendation: Do pass.

HERTZBERG, Chair

Above bill ordered to second reading.

Committee on Governmental Organization

Date of Hearing, May 10, 2016

Madam President: The Committee on Governmental Organization, to which was referred:

AB 866

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

HALL, Chair

Above bill ordered to second reading.



Committee on Appropriations

Senate Chamber, May 11, 2016

Madam President: The Chair of the Committee on Appropriations, to which were referred:

SB 1084 SB 1114 SB 1396 SB 1407

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

LARA, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 1084—An act to amend Section 1170 of the Penal Code, relating to sentencing.

Bill read second time.

Senate Bill 1114—An act to amend Section 8569 of, to add Section 8570 to, to add Article 16.5 (commencing with Section 8584) to Chapter 2 of Part 3 of Division 6 of, and to amend, repeal, and add Sections 8561.5 and 8567 of, the Fish and Game Code, and to amend Section 35650 of the Public Resources Code, relating to commercial fishing.

Bill read second time.

Senate Bill 1396—An act to add Division 23.4 (commencing with Section 33400) to the Public Resources Code, relating to the Inner Coast Range Conservancy.

Bill read second time.

Senate Bill 1407—An act to amend Sections 11106, 16520, 23910, and 30105 of, and to add Chapter 3 (commencing with Section 29180) to Division 7 of Title 4 of Part 6, of the Penal Code, relating to firearms.

Bill read second time.

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

Senate Chamber, May 11, 2016

Madam President: The Chair of the Committee on Appropriations, to which were referred:

AB 857 AB 1511

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

LARA, Chair



Second Reading of Bills—Author's Amendments

Assembly Bill 857—An act to amend Sections 11106, 16520, 23910, and 30105 of, and to add Chapter 3 (commencing with Section 29180) to Division 7 of Title 4 of Part 6 of, the Penal Code, relating to firearms.

Bill read second time.

Assembly Bill 1511—An act to amend Sections 27880 and 27950 of the Penal Code, relating to firearms.

Bill read second time.

The amendments were read and adopted and the measures 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 Environmental Quality and re-referred to the Committee on Rules:

AB 385

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

AB 1244

MEASURES RE-REFERRED TO COMMITTEE

Without objection, the following measure was re-referred to the Committee on Appropriations:

SB 1304

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

Senate Bill 1262—An act to amend Section 66473.7 of the Government Code, and to amend Section 10910 of the Water Code, relating to land use.

Bill read third time.

Amendments Adopted

Amendments to **SB 1262** proposed by Senator Pavley were read and adopted and the measure ordered printed, engrossed, and to second reading.



MOTIONS, RESOLUTIONS AND NOTICES
MOTION TO TAKE MEASURES FROM INACTIVE FILE

Senator Wieckowski moved that **AB 1432** be taken from the inactive file and ordered to second reading.

Motion carried.

Consideration of Assembly Bill 1432

Assembly Bill 1432—An act to amend Sections 1190 and 1191 of the Harbors and Navigation Code, relating to bar pilots, and making an appropriation therefor.

Bill read second time.

Amendments Adopted

Amendments to **AB 1432** proposed by Senator Wieckowski were read and adopted and the measure ordered printed and to second reading.

MOTION TO TAKE MEASURES FROM INACTIVE FILE

Senator Roth moved that **SB 897** be taken from the inactive file and ordered to second reading.

Motion carried.

Consideration of Senate Bill 897

Senate Bill 897—An act to add Section 4850.1 to the Labor Code, relating to workers' compensation.

Bill read second time.

Amendments Adopted

Amendments to **SB 897** proposed by Senator Roth were read and adopted and the measure ordered printed, engrossed, and to second reading.

SENATE COMMITTEE ROLL CALLS
Committee on Governance and Finance

SB 879—Do pass and re-refer to the Committee on Appropriations

AYES (5)—Senators Beall, Hernandez, Hertzberg, Lara, and Pavley.

NOES (1)—Senator Moorlach.

SB 891—Do pass and re-refer to the Committee on Appropriations

AYES (2)—Senators Moorlach and Nguyen.

NOES (5)—Senators Beall, Hernandez, Hertzberg, Lara, and Pavley.

Failed Passage

SB 891—Reconsideration granted

AYES (7)—Senators Beall, Hernandez, Hertzberg, Lara, Moorlach, Nguyen, and Pavley.

NOES (0)—None.



SB 1304—Do pass

AYES (7)—Senators Beall, Hernandez, Hertzberg, Lara, Moorlach, Nguyen, and Pavley.

NOES (0)—None.

AB 717—Do pass and re-refer to the Committee on Appropriations

AYES (7)—Senators Beall, Hernandez, Hertzberg, Lara, Moorlach, Nguyen, and Pavley.

NOES (0)—None.

AB 821—Do pass and re-refer to the Committee on Appropriations

AYES (6)—Senators Beall, Hernandez, Hertzberg, Lara, Moorlach, and Pavley.

NOES (1)—Senator Nguyen.

AB 1817—Do pass

AYES (6)—Senators Beall, Hernandez, Hertzberg, Lara, Moorlach, and Pavley.

NOES (0)—None.

Date of Hearing: 5/11/2016

Hertzberg, Chair

LEAVES OF ABSENCE

The following Senator was granted leave of absence for the day on legislative business: Senator Glazer.

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

ADJOURNMENT

At 3:30 p.m., the Senate adjourned until 9 a.m., Thursday, May 12, 2016.

NEVA MARIE PARKER, Minute Clerk

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