

CALIFORNIA LEGISLATURE

2015–16 REGULAR SESSION

SENATE DAILY JOURNAL

TWO HUNDRED TWENTY-EIGHTH LEGISLATIVE DAY

IN SENATE

Senate Chamber, Sacramento
Wednesday, August 3, 2016

The Senate met at 9 a.m.

Hon. Jim Beall, of the 15th 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.)



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

Assembly Bill 2859—An act to add Section 463 to the Business and Professions Code, relating to professions and vocations.

Bill read second time.

The amendments proposed by the Committee on Appropriations were read and adopted and the measure ordered printed and to third reading.

Assembly Bill 620—An act to amend Section 149.9 of the Streets and Highways Code, relating to transportation.

Bill read second time and ordered to third reading.

Assembly Bill 1419—An act to add Section 25143.2.5 to the Health and Safety Code, relating to hazardous waste.

Bill read second time and ordered to third reading.

Assembly Bill 1640—An act to amend Section 7522.02 of the Government Code, relating to retirement.

Bill read second time and ordered to third reading.

Assembly Bill 1789—An act to amend Sections 18897 and 18898 of the Revenue and Taxation Code, relating to taxation.

Bill read second time and ordered to third reading.

Assembly Bill 1849—An act to amend Sections 391 and 16501.1 of the Welfare and Institutions Code, relating to foster youth.

Bill read second time and ordered to third reading.

Assembly Bill 1901—An act to amend Section 30473.5 of the Revenue and Taxation Code, relating to taxation.

Bill read second time and ordered to third reading.

Assembly Bill 1920—An act to amend Section 50199.10 of the Health and Safety Code, relating to housing, and making an appropriation therefor.

Bill read second time and ordered to third reading.

Assembly Bill 1937—An act to amend Sections 399.13 and 454.5 of the Public Utilities Code, relating to electricity.

Bill read second time and ordered to third reading.

Assembly Bill 2022—An act to add Section 13570 to the Water Code, relating to water.

Bill read second time and ordered to third reading.

Assembly Bill 2053—An act to amend Section 1212 of the Health and Safety Code, relating to clinics.

Bill read second time and ordered to third reading.



Assembly Bill 2088—An act to add Section 13211 to the Vehicle Code, relating to vehicles.

Bill read second time and ordered to third reading.

Assembly Bill 2126—An act to amend Section 6701 of the Public Contract Code, relating to public contracts.

Bill read second time and ordered to third reading.

Assembly Bill 2127—An act to amend, repeal, and add Sections 7318 and 8651.8 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time and ordered to third reading.

Assembly Bill 2247—An act relating to armories.

Bill read second time and ordered to third reading.

Assembly Bill 2288—An act to amend Section 14230 of the Unemployment Insurance Code, relating to workforce development.

Bill read second time and ordered to third reading.

Assembly Bill 2330—An act to amend Sections 10083.2 and 10161.8 of the Business and Professions Code, relating to real estate licensees.

Bill read second time and ordered to third reading.

Assembly Bill 2331—An act to amend Section 1632 of, and to add Sections 1632.55 and 1632.7 to, the Business and Professions Code, relating to dentistry, and making an appropriation therefor.

Bill read second time and ordered to third reading.

Assembly Bill 2350—An act to amend Section 44253.2 of, and to add Sections 60811.6 and 60811.8 to, the Education Code, relating to English learners.

Bill read second time and ordered to third reading.

Assembly Bill 2371—An act to add and repeal Article 2 (commencing with Section 18706) of Chapter 3 of Part 10.2 of Division 2 of the Revenue and Taxation Code, relating to taxation.

Bill read second time and ordered to third reading.

Assembly Bill 2417—An act to amend Section 11105.04 of the Penal Code, relating to child abuse.

Bill read second time and ordered to third reading.

Assembly Bill 2430—An act to add and repeal Article 7.5 (commencing with Section 18781) of Chapter 3 of Part 10.2 of Division 2 of the Revenue and Taxation Code, relating to taxation.

Bill read second time and ordered to third reading.



Assembly Bill 2455—An act to add Section 2147 to the Elections Code, relating to voter registration.

Bill read second time and ordered to third reading.

Assembly Bill 2486—An act to add Section 7018 to the Business and Professions Code, relating to contractors.

Bill read second time and ordered to third reading.

Assembly Bill 2530—An act to add Section 14549.3 to the Public Resources Code, relating to recycling.

Bill read second time and ordered to third reading.

Assembly Bill 2542—An act to add Section 100.15 to the Streets and Highways Code, relating to streets and highways.

Bill read second time and ordered to third reading.

Assembly Bill 2546—An act to add Section 51284.5 to the Education Code, relating to pupil instruction.

Bill read second time and ordered to third reading.

Assembly Bill 2561—An act to amend Section 1457 of the Military and Veterans Code, relating to military and veterans, and making an appropriation therefor.

Bill read second time and ordered to third reading.

Assembly Bill 2623—An act to amend Section 11546.2 of the Government Code, relating to state government.

Bill read second time and ordered to third reading.

Assembly Bill 2716—An act to amend Sections 18980, 18981, 19010, 19011, 24744, 25053, 25055, and 25056 of, and to repeal and amend Section 24745 of, the Food and Agricultural Code, relating to meat.

Bill read second time and ordered to third reading.

Assembly Bill 2886—An act to amend, repeal, and add Sections 2707.2, 2707.4, and 2737 of, to add Section 2707.8 to, and to add and repeal Sections 2707.7 and 2737.5 of, the Unemployment Insurance Code, relating to disability compensation.

Bill read second time and ordered to third reading.

Assembly Bill 470—An act to amend Section 7195 of the Business and Professions Code, and to amend Sections 115922 and 115925 of the Health and Safety Code, relating to public health.

Bill read second time and ordered to third reading.

Assembly Bill 1001—An act to amend Section 1558 of, and to add Sections 1522.09 and 1556.5 to, the Health and Safety Code, and to amend Sections 11165.7 and 11166 of the Penal Code, relating to child abuse.

Bill read second time and ordered to third reading.



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 and ordered to third reading.

Assembly Bill 2001—An act to amend Section 5515 of, and to add Section 2089.7 to, the Fish and Game Code, relating to fish.

Bill read second time and ordered to third reading.

Assembly Bill 2897—An act to add Section 2066.5 to the Labor Code, relating to car washes.

Bill read second time and ordered to third reading.

Assembly Bill 2896—An act to amend Section 1684 of the Labor Code, relating to private employment.

Bill read second time and ordered to third reading.

Assembly Bill 488—An act to amend Section 12926 of, and to add Section 12926.05 to, the Government Code, relating to employment discrimination.

Bill read second time and ordered to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Rules

Senate Chamber, August 3, 2016

Mr. President: The Committee on Rules has examined:

SCR 144

SCR 147

And reports the same correctly engrossed.

DE LEÓN, Chair

State Capitol, August 3, 2016

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

Education—ACR 158.

Transportation and Housing—ACR 174, ACR 177, ACR 178, ACR 180, ACR 197.

State Capitol, August 3, 2016

Mr. President: The Committee on Rules has ordered the following measures to third reading:

SCR 159

SCR 160

SR 83

ACR 198

AJR 44

MOTIONS, RESOLUTIONS AND NOTICES

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 2724



REPORTS OF STANDING COMMITTEES**Committee on Appropriations**

Senate Chamber, August 3, 2016

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

AB 1691 AB 1802 AB 1997 AB 2792

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 1691—An act to add and repeal Sections 44125.5 and 44274.1 of the Health and Safety Code, relating to vehicular air pollution.

Bill read second time.

Assembly Bill 1802—An act to amend Sections 13901 and 13902 of the Government Code, relating to state government.

Bill read second time.

Assembly Bill 1997—An act to amend Sections 48204, 48853, 56155.5, and 79420 of the Education Code, to amend Sections 6552 and 7911.1 of the Family Code, to amend Section 30029.7 of the Government Code, to amend Sections 1501.1, 1502, 1502.4, 1506, 1506.1, 1506.3, 1506.5, 1506.6, 1506.7, 1506.8, 1517, 1520.1, 1522.44, 1523.1, 1525.5, 1536, 1538.8, 1538.9, and 1562.01 of, and to add Sections 1517.1, 1517.2, and 1517.3 to, the Health and Safety Code, to amend Section 676.7 of the Insurance Code, to amend Section 11165.7 of the Penal Code, to amend Sections 1541 and 1543 of the Probate Code, and to amend Sections 291, 293, 294, 295, 309, 361.2, 361.3, 361.4, 361.45, 361.5, 366.26, 727, 727.4, 4094.2, 4096, 4096.5, 11400, 11402, 11460, 11461, 11462, 11462.01, 11462.04, 11463, 11466, 11466.2, 11466.21, 11466.22, 11466.24, 11466.25, 11466.31, 11466.32, 11469, 16504.5, 16514, 16519.5, 16519.55, 16519.6, and 18358.30 of, to amend, repeal, and add Section 11462.06 of, to add Sections 11466.01, 16519.61, and 16519.62 to, to add the heading of Article 2 (commencing with Section 16519.5) to Chapter 5 of Part 4 of Division 9 of, to add the heading of Article 3 (commencing with Section 16520) to Chapter 5 of Part 4 of Division 9 of, to repeal Sections 11463.01 and 11463.1 of, and to repeal and add Sections 11402.01 and 16519.51 of, the Welfare and Institutions Code, relating to foster care.

Bill read second time.

Assembly Bill 2792—An act to add Chapter 17.2 (commencing with Section 7283) to Division 7 of Title 1 of the Government Code, relating to local government.

Bill read second time.

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



Senate Chamber, August 3, 2016

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

AB 779

AB 2551

AB 2822

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 779—An act to add Section 53909 to the Government Code, relating to local government.

Bill read second time.

Assembly Bill 2551—An act to add Article 60.6 (commencing with Section 20928) to Chapter 1 of Part 3 of Division 2 of the Public Contract Code, relating to water.

Bill read second time.

Assembly Bill 2822—An act to add Section 72670.7 to the Education Code, relating to student financial aid.

Bill read second time.

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

Committee on Environmental Quality

Date of Hearing, August 3, 2016

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

AB 1904

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

WIECKOWSKI, Chair

Above bill re-referred to the Committee on Appropriations.

Senate Chamber, August 3, 2016

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

AB 291

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 291—An act to amend Section 21152 of, and to add Section 21152.2 to, the Public Resources Code, relating to environmental quality.

Bill read second time.



Request to Add Urgency Section

To the Committee on Rules: I request permission to add an urgency section to AB 291 pursuant to Joint Rule 58.

ASSEMBLY MEMBER MEDINA

Permission of Rules Committee

Senate Chamber, August 3, 2016

The Committee on Rules grants permission to offer amendments which would add an urgency section to AB 291.

DE LEÓN, Chair

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

MOTIONS, RESOLUTIONS AND NOTICES**MEASURES PLACED ON SPECIAL CONSENT CALENDAR**

Without objection, the following measures were set as a special consent calendar to be taken up on Thursday, August 4, 2016:

AB 701	AB 1766	AB 1276	AJR 37
AB 2083	AB 1793	AB 2051	AB 806
SB 710	SCR 98	SCR 142	SR 82
AJR 29	ACR 183	AB 1891	AB 1798
AB 2750	ACR 149	AB 2317	AB 2071
AB 2167	AB 2380	ACR 112	ACR 176
ACR 186	ACR 188	ACR 189	ACR 190
AB 2810	ACR 193	AJR 42	

CONSENT CALENDAR**Objections Raised**

Senator Cannella objected to **AB 2872** being on the consent calendar.

The President ordered the above measure to third reading.

MEASURES RE-REFERRED TO COMMITTEE

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

AB 648

MEASURES WITHDRAWN AND RE-REFERRED TO COMMITTEE

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

AB 723

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

Assembly Bill 1785—An act to repeal and add Section 23123.5 of the Vehicle Code, relating to vehicles.

Bill read third time.



Amendments Adopted

Amendments to **AB 1785** proposed by Senator Beall were read and adopted and the measure ordered printed and to second reading.

Assembly Bill 2007—An act to add Article 2.5 (commencing with Section 124235) to Chapter 4 of Part 2 of Division 106 of the Health and Safety Code, relating to youth athletics.

Bill read third time.

Amendments Adopted

Amendments to **AB 2007** proposed by Senator Hernandez were read and adopted and the measure ordered printed and to second reading.

Assembly Bill 67—An act to add Section 511.5 to the Labor Code, relating to employment.

Bill read third time.

Amendments Adopted

Amendments to **AB 67** proposed by Senator Allen were read and adopted and the measure ordered printed and to second reading.

Assembly Bill 1932—An act to add Section 11223 to the Vehicle Code, relating to vehicles.

Bill read third time.

Amendments Adopted

Amendments to **AB 1932** proposed by Senator Morrell were read and adopted and the measure ordered printed and to second reading.

Assembly Bill 2176—An act to amend Section 8698 of, and to add and repeal Section 8698.3 of, the Government Code, relating to housing.

Bill read third time.

Amendments Adopted

Amendments to **AB 2176** proposed by Senator Wieckowski were read and adopted and the measure ordered printed and to second reading.

INTRODUCTION AND FIRST READING OF SENATE MEASURES

The following measures were offered and referred to the Committee on Rules:

Senate Concurrent Resolution 162: By Senator Fuller—Relative to X-linked adrenoleukodystrophy.

Senate Concurrent Resolution 163: By Senator Fuller (Coauthor: Senator Bates) (Coauthor: Assembly Member Chávez)—Relative to Chiari Malformation Awareness Month.

Senate Concurrent Resolution 164: By Senator Leyva—Relative to California Firefighters Memorial Day.



Senate Joint Resolution 25: By Senator Wieckowski (Coauthors: Senators Jackson and Leno) (Coauthor: Assembly Member Mark Stone)—Relative to mandatory arbitration clauses.

Senate Joint Resolution 26: By Senator De León (Coauthor: Senator Leno)—Relative to blood donations.

SENATE COMMITTEE ROLL CALLS

Committee on Environmental Quality

AB 1904—Do pass and re-refer to the Committee on Appropriations

AYES (7)—Senators Bates, Gaines, Hill, Jackson, Leno, Pavley, and Wieckowski.

NOES (0)—None.

AB 2153—Do pass as amended and re-refer to the Committee on Judiciary

AYES (5)—Senators Hill, Jackson, Leno, Pavley, and Wieckowski.

NOES (1)—Senator Gaines.

Date of Hearing: 8/3/2016

Wieckowski, Chair

LEAVES OF ABSENCE

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

ADJOURNMENT

At 3:30 p.m., the Senate adjourned until 9 a.m., Thursday, August 4, 2016.

NEVA MARIE PARKER, Minute Clerk

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