

CALIFORNIA LEGISLATURE

2015–16 REGULAR SESSION

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# SENATE DAILY JOURNAL

TWO HUNDRED THIRTY-SECOND LEGISLATIVE DAY

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## IN SENATE

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Senate Chamber, Sacramento  
Wednesday, August 10, 2016

The Senate met at 9 a.m.

Hon. Richard D. Roth, of the 31st 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, Hancock, Hernandez, Hertzberg, Hill, Hueso, Huff, Jackson, Lara, Leno, Leyva, Liu, McGuire, Mendoza, Mitchell, Monning, Moorlach, Morrell, Nguyen, Nielsen, Pan, Pavley, Roth, Vidak, Wieckowski, and Wolk—36.

Quorum present.

*(NOTE: Senators Glazer and Stone will be excused this day on legislative business. Senator Hall will be excused this day on personal business.)*



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

**Senate Joint Resolution 26**—Relative to blood donations.

Resolution read second time and ordered to third reading.

**SECOND READING OF ASSEMBLY BILLS**

**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 2396**—An act to amend Section 42926 of the Public Resources Code, relating to solid waste.

Bill read second time and ordered to third reading.

**Assembly Bill 1169**—An act to amend Sections 44548, 44559.13, and 44559.14 of the Health and Safety Code, relating to economic development, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time and ordered to third reading.

**Assembly Concurrent Resolution 138**—Relative to the Senator Sharon Runner Memorial Highway and the Larry Chimbole Memorial Highway.

Resolution read second time and ordered to third reading.

**Assembly Bill 2406**—An act to amend Section 65852.2 of, and to add Section 65852.22 to, the Government Code, relating to housing, and declaring the urgency thereof, to take effect immediately.

Bill read second time and ordered to third reading.

**REPORTS OF STANDING COMMITTEES**

**Committee on Rules**

Senate Chamber, August 10, 2016

Mr. President: The Committee on Rules has examined:

SB 514	SB 820	SB 867	SB 882
SB 924	SB 927	SB 930	SB 940
SB 952	SB 983	SB 1030	SB 1178
SB 1209	SB 1211	SB 1260	SB 1266
SB 1343	SB 1348	SB 1399	SB 1422
SB 1429	SB 1436	SB 1475	

And reports the same have been correctly enrolled, and presented to the Governor on the 10th day of August, 2016, at 10 a.m.

DE LEÓN, Chair

Senate Chamber, August 10, 2016

Mr. President: The Committee on Rules has examined:

SCR 150	SCR 161	SCR 162	SCR 163
SCR 164	SJR 24	SJR 25	SJR 26

And reports the same correctly engrossed.

DE LEÓN, Chair

**Committee on Governance and Finance**

Date of Hearing, August 10, 2016

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

AJR 43

Reports the same back with the recommendation: Be adopted.

HERTZBERG, Chair

Above resolution ordered to third reading.

**Committee on Natural Resources and Water**

Date of Hearing, August 10, 2016

Mr. President: The Committee on Natural Resources and Water, to which was referred:

SB 814

Reports the same back with the recommendation: That the Assembly amendments be concurred in.

PAVLEY, Chair

Above bill ordered returned to unfinished business.

**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 11, 2016:

SB 875	SB 1044	SB 1067	SB 1133
SB 1165	SB 1175	SB 1229	SB 1352
SJR 22			

**REPORTS OF STANDING COMMITTEES**

**Committee on Energy, Utilities and Communications**

Senate Chamber, August 10, 2016

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

AB 1453

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**

**Assembly Bill 1453**—An act to add Section 768.3 to the Public Utilities Code, relating to public utilities.

Bill read second time.

**Request to Add Urgency Section**

To the Committee on Rules: I request permission to add an urgency section to AB 1453 pursuant to Joint Rule 58.

ASSEMBLY MEMBER RENDON

**Permission of Rules Committee**

Senate Chamber, August 10, 2016

The Committee on Rules grants permission to offer amendments which would add an urgency section to AB 1453.

DE LEÓN, Chair

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

**Committee on Environmental Quality**

Date of Hearing, August 10, 2016

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

SB 734

Reports the same back with the recommendation: That the Assembly amendments be concurred in.

WIECKOWSKI, Chair

Above bill ordered returned to unfinished business.

Date of Hearing, August 10, 2016

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

AB 1749

Reports the same back with the recommendation: Do pass.

WIECKOWSKI, Chair

Above bill ordered to second reading.

**Committee on Budget and Fiscal Review**

Senate Chamber, August 10, 2016

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

AB 1623

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 1623**—An act to amend the Budget Act of 2016 (Chapter 23 of the Statutes of 2016) by amending Items 0250-101-0932, 0250-112-0001, 0820-001-0001, 0820-001-3297, 2720-301-0044, 3100-003-0001, 3360-101-0890, 3860-001-6051, 3860-101-0001, 5180-151-0001, 5180-151-0890, 6100-182-0001, 6100-195-0890, 6100-196-0001, 6100-403, 6100-485, 6100-488, 6100-497, 6440-001-0001, 6870-403, and 8855-001-0001 of, and repealing Item 5160-101-0001 of, Section 2.00 of, amending Sections 39.00 and 99.50 of, adding Section 25.30 to, and repealing Section 4.70 of, that act, relating to the state budget, and making an appropriation therefor, to take effect immediately, budget bill.

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 RE-REFERRED TO COMMITTEE**

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

AB 2915

**MEASURES WITHDRAWN AND RE-REFERRED TO COMMITTEE**

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

AB 2153

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

**Assembly Bill 1553**—An act to amend Sections 4875 and 4877 of the Welfare and Institutions Code, relating to taxation.

Bill read third time.

**Request to Add Urgency Section**

To the Committee on Rules: I request permission to add an urgency section to AB 1553 pursuant to Joint Rule 58.

ASSEMBLY MEMBER IRWIN

**Permission of Rules Committee**

Senate Chamber, August 10, 2016

The Committee on Rules grants permission to offer amendments which would add an urgency section to AB 1553.

DE LEÓN, Chair

**Amendments Adopted**

Amendments to **AB 1553** proposed by Senator Pavley were read and adopted and the measure ordered printed and to second reading.



**Assembly Bill 2349**—An act to amend Sections 7620 and 7962 of the Family Code, relating to assisted reproduction.

Bill read third time.

**Amendments Adopted**

Amendments to **AB 2349** proposed by Senator Leno were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 1682**—An act to amend Section 1002 of the Code of Civil Procedure, relating to civil procedure.

Bill read third time.

**Amendments Adopted**

Amendments to **AB 1682** proposed by Senator Jackson were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 1577**—An act to amend Section 18995 of, and to amend the heading of Chapter 14.5 (commencing with Section 18995) of Part 6 of Division 9 of, the Welfare and Institutions Code, relating to food banks.

Bill read third time.

**Amendments Adopted**

Amendments to **AB 1577** proposed by Senator Berryhill were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 2105**—An act to amend Section 14017 of the Unemployment Insurance Code, relating to workforce development.

Bill read third time.

**Amendments Adopted**

Amendments to **AB 2105** proposed by Senator Mendoza were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 2536**—An act to amend Sections 234.2 and 48900 of the Education Code, relating to elementary and secondary education.

Bill read third time.

**Amendments Adopted**

Amendments to **AB 2536** proposed by Senator Beall were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 2325**—An act to amend Section 103885 of the Health and Safety Code, relating to cancer.

Bill read third time.

**Amendments Adopted**

Amendments to **AB 2325** proposed by Senator Gaines were read and adopted and the measure ordered printed and to second reading.



**Assembly Bill 2138**—An act to amend Section 17550.20 of the Business and Professions Code, relating to business.

Bill read third time.

**Amendments Adopted**

Amendments to **AB 2138** proposed by Senator Pan were read and adopted and the measure ordered printed and to second reading.

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

Senator Mendoza moved that **AB 1508** be taken from the inactive file and ordered to second reading.

Motion carried.

**Consideration of Assembly Bill 1508**

**Assembly Bill 1508**—An act to add Article 3.5 (commencing with Section 12035) of Chapter 1 of Part 2 of Division 3 of Title 2 of, and to repeal the heading of Article 3.5 (commencing with Section 12035) of Chapter 1 of Part 2 of Division 3 of Title 2 of, the Government Code, relating to the underground economy.

Bill read second time.

**Amendments Adopted**

Amendments to **AB 1508** proposed by Senator Mendoza were read and adopted and the measure ordered printed and to second reading.

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

**Assembly Bill 2274**—An act to amend Sections 14103, 14252, 14453, 14456, 14550, 14804, 14950, 15050, and 15100 of, to add Section 14556 to, and to repeal Section 14951 of, the Financial Code, relating to credit unions.

Bill read third time.

**Amendments Adopted**

Amendments to **AB 2274** proposed by Senator Glazer were read and adopted and the measure ordered printed and to second reading.

**Assembly Bill 2903**—An act to amend Sections 25301, 25302, 25417.5, and 25534 of the Public Resources Code, and to amend Section 343 of, to repeal Sections 619 and 623 of, and to repeal Division 1.5 (commencing with Section 3300) of, the Public Utilities Code, relating to public utilities.

Bill read third time.



**Request to Add Urgency Section**

To the Committee on Rules: I request permission to add an urgency section to AB 2903 pursuant to Joint Rule 58.

ASSEMBLY MEMBER GATTO

**Permission of Rules Committee**

Senate Chamber, August 10, 2016

The Committee on Rules grants permission to offer amendments which would add an urgency section to AB 2903.

DE LEÓN, Chair

**Amendments Adopted**

Amendments to **AB 2903** proposed by Senator Hueso were read and adopted and the measure ordered printed and to second reading.

**SENATE COMMITTEE ROLL CALLS**  
**Committee on Environmental Quality**

**SB 734**—That the Assembly amendments be concurred in

AYES (4)—Senators Gaines, Hill, Leno, and Wieckowski.

NOES (1)—Senator Bates.

**AB 1749**—Do pass

AYES (6)—Senators Bates, Gaines, Hill, Leno, Pavley, and Wieckowski.

NOES (0)—None.

Date of Hearing: 8/10/2016

Wieckowski, Chair

**Committee on Governance and Finance**

**AJR 43**—Be adopted

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

NOES (1)—Senator Nguyen.

Date of Hearing: 8/10/2016

Hertzberg, Chair

**Committee on Natural Resources and Water**

**SB 814**—That the Assembly amendments be concurred in

AYES (6)—Senators Allen, Hertzberg, Jackson, Monning, Pavley, and Wolk.

NOES (1)—Senator Vidak.

Date of Hearing: 8/10/2016

Pavley, Chair

**LEAVES OF ABSENCE**

The following Senators were granted leaves of absence for the day on legislative business: Senators Glazer and Stone.

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





**ADJOURNMENT**

At 3:30 p.m., the Senate adjourned until 9 a.m., Thursday, August 11, 2016.

NEVA MARIE PARKER, Minute Clerk

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