

CALIFORNIA LEGISLATURE

AT SACRAMENTO

2017–18 REGULAR SESSION

**SENATE  
FILE**

**GOVERNOR'S VETOES**

**WEDNESDAY, OCTOBER 3, 2018**

Compiled Under the Direction of

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Secretary of the Senate

By

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Daily File Clerk

(Please report any errors or omissions to Daily File Clerk: Phone 916–651–4171)

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**GOVERNOR'S VETOES**

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**1**

S.B. No. 1451— Fuller.

An act relating to cannabis.

Vote required: 27

To the Members of the California State Senate:

I am returning Senate Bill 1451 without my signature.

This bill adopts mandatory minimum penalties against retailers who sell cannabis to underaged individuals, including revocation of a license for a third violation occurring at the same location within 36 months.

As currently written, this bill restricts the Bureau of Cannabis Control's (Bureau) regulatory discretion and limits its ability to carryout enforcement actions based on the pertinent facts of a violation. This bill is not necessary. The Bureau already has the authority to revoke, suspend, and assess fines if a licensee sells to a minor.

Sincerely,

Edmund G. Brown Jr.

**2018**

Sep. 10—Shall Senate Bill 1451 become a law notwithstanding the objections of the Governor? (Must be considered pursuant to Joint Rule 58.5.)

GOVERNOR'S VETOES—Continued

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**2**

S.B. No. 531— Galgiani.

An act relating to local emergencies.

Vote required: 27

To the Members of the California State Senate:

I am returning Senate Bill 531 without my signature.

This bill adds port districts that are not a department, division, or a subdivision of a city or county to the list of political subdivisions permitted to declare a local emergency under the California Emergency Services Act.

Allowing port districts to declare a local emergency without involving their neighboring cities and counties runs counter to the system of mutual aid which is dependent upon local cooperation. By facilitating the efficient flow of resources and information, local cooperation during an emergency allows the state to determine the proper allocation of emergency support. This bill will disrupt the state's ability to evaluate such resource requests - to the possible detriment of those who need help.

Sincerely,

Edmund G. Brown Jr.

**2018**

Sep. 14— Shall Senate Bill 531 become a law notwithstanding the objections of the Governor? (Must be considered pursuant to Joint Rule 58.5.)

SENATE SUPPLEMENTAL FILE  
GOVERNOR'S VETOES—Continued

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**3**

S.B. No. 947— Jackson et al.  
An act relating to pupil instruction.  
Vote required: 27

To the Members of the California State Senate:

I am returning Senate Bill 947 without my signature.

This bill would require the State Superintendent of Public Instruction to convene a workgroup to develop best practices and recommendations for instruction in digital citizenship and media literacy.

The subject matter of this bill is more properly the responsibility of local school districts. Moreover, the topics covered here are already contained in our state's English Language and Social Science Frameworks or in the K-12 Model Library Standards.

Sincerely,

Edmund G. Brown Jr.

**2018**

Sep. 18—Shall Senate Bill 947 become a law notwithstanding the objections of the Governor? (Must be considered pursuant to Joint Rule 58.5.)

GOVERNOR'S VETOES—Continued

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**4**

S.B. No. 1303— Pan et al.

An act relating to local government.

Vote required: 27

To the Members of the California State Senate:

I am returning Senate Bill 1303 without my signature.

This bill requires certain counties to establish a medical examiner's office in lieu of a sheriff coroner office. In cases where the sheriff-coroner has a potential conflict of interest, this bill requires death investigations to be referred to another county that uses a medical examiner model of investigation.

Counties have several options when delivering coroner services to the public. This decision is best left to the discretion of local elected officials who are in the best position to determine how their county offices are organized.

Sincerely,

Edmund G. Brown Jr.

**2018**

Sep. 18—Shall Senate Bill 1303 become a law notwithstanding the objections of the Governor? (Must be considered pursuant to Joint Rule 58.5.)

SENATE SUPPLEMENTAL FILE  
GOVERNOR'S VETOES—Continued

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**5**

S.B. No. 328— Portantino et al.  
An act relating to pupil attendance.  
Vote required: 27

To the Members of the California State Senate:

I am returning Senate Bill 328 without my signature.

This bill would prohibit middle and high schools from starting earlier than 8:30 in the morning, unless in a rural area.

This is a one-size-fits-all approach that is opposed by teachers and school boards. Several schools have already moved to later start times. Others prefer beginning the school day earlier. These are the types of decisions best handled in the local community.

Sincerely,

Edmund G. Brown Jr.

**2018**

Sep. 20—Shall Senate Bill 328 become a law notwithstanding the objections of the Governor? (Must be considered pursuant to Joint Rule 58.5.)



GOVERNOR'S VETOES—Continued

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**6**

S.B. No. 1424— Pan.

An act relating to the Internet.

Vote required: 27

To the Members of the California State Senate:

I am returning Senate Bill 1424 without my signature.

This bill directs the Attorney General to establish an advisory group to study the problem of the spread of false information through Internet-based social media platforms.

As evidenced by the numerous studies by academic and policy groups on the spread of false information, the creation of a statutory advisory group to examine this issue is not necessary.

Sincerely,

Edmund G. Brown Jr.

**2018**

Sep. 20—Shall Senate Bill 1424 become a law notwithstanding the objections of the Governor? (Must be considered pursuant to Joint Rule 58.5.)

SENATE SUPPLEMENTAL FILE  
GOVERNOR'S VETOES—Continued

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**7**

S.B. No. 819— Hill et al.

An act relating to energy.

Vote required: 27

To the Members of the California State Senate:

I am returning Senate Bill 819 without my signature.

This bill confirms existing rules for the California Public Utilities Commission to allow electric and gas corporations to recover costs from ratepayers and prohibits the recovery of fines and penalties.

I recently signed SB 901, which, among other things, establishes specific cost recovery rules for catastrophic wildfire damages incurred by electric corporations and ensures neither electric corporations nor gas corporations can recover fines and penalties from ratepayers.

This bill is inconsistent with SB 901.

Sincerely,

Edmund G. Brown Jr.

**2018**

Sep. 21—Shall Senate Bill 819 become a law notwithstanding the objections of the Governor? (Must be considered pursuant to Joint Rule 58.5.)

GOVERNOR'S VETOES—Continued

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**8**

S.B. No. 987— Galgiani.

An act relating to organ and tissue donations.

Vote required: 27

To the Members of the California State Senate:

I am returning the following bills without my signature:

AB 1873

AB 2058

AB 2135

SB 987

SB 1455

Each of these bills requires significant information technology programming at the Department of Motor Vehicles.

Reducing wait times in field offices and addressing the urgent needs of customers is the top priority. The programming required to implement these bills will delay the department's ability to fully modernize its aging information technology systems. While these bills may have merit, it would be prudent for the Legislature to pause on additional mandates while the department works to complete programming for prior legislative mandates and system upgrades designed to reduce transaction times and improve customer service.

Sincerely,

Edmund G. Brown Jr.

**2018**

Sep. 21—Shall Senate Bill 987 become a law notwithstanding the objections of the Governor? (Must be considered pursuant to Joint Rule 58.5.)

SENATE SUPPLEMENTAL FILE  
GOVERNOR'S VETOES—Continued

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**9**

S.B. No. 1455— Stern.

An act relating to license plates.

Vote required: 27

To the Members of the California State Senate:

I am returning the following bills without my signature:

AB 1873

AB 2058

AB 2135

SB 987

SB 1455

Each of these bills requires significant information technology programming at the Department of Motor Vehicles.

Reducing wait times in field offices and addressing the urgent needs of customers is the top priority. The programming required to implement these bills will delay the department's ability to fully modernize its aging information technology systems. While these bills may have merit, it would be prudent for the Legislature to pause on additional mandates while the department works to complete programming for prior legislative mandates and system upgrades designed to reduce transaction times and improve customer service.

Sincerely,

Edmund G. Brown Jr.

**2018**

Sep. 21—Shall Senate Bill 1455 become a law notwithstanding the objections of the Governor? (Must be considered pursuant to Joint Rule 58.5.)

**GOVERNOR'S VETOES—Continued**

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**10**

S.B. No. 899— Pan.

An act relating to workers' compensation.

Vote required: 27

To the Members of the California State Senate:

I am returning Senate Bill 899 without my signature.

Consistent with current law, this measure seeks to preclude a physician from using race, gender, or national origin as a basis for apportionment. I am vetoing this bill for many of the same reasons that I returned a similar measure in 2011 - Assembly Bill 1155.

This bill is unnecessary as it would not change existing law and may disturb settled court decisions, which already provide protection from the inappropriate application of the apportionment statutes. Additionally, the proposed wording of the amended statute may create ambiguities in the law, resulting in increased litigation, costs for employers and confusion for injured workers and their representatives.

Sincerely,

Edmund G. Brown Jr.

**2018**

Sep. 23— Shall Senate Bill 899 become a law notwithstanding the objections of the Governor? (Must be considered pursuant to Joint Rule 58.5.)

SENATE SUPPLEMENTAL FILE  
GOVERNOR'S VETOES—Continued

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**11**

S.B. No. 933— Allen et al.

An act relating to visual and performing arts education.

Vote required: 27

To the Members of the California State Senate:

I am returning Senate Bill 933 without my signature.

This bill establishes a competitive grant program for visual and performing arts programs in public schools.

Nurturing creativity is certainly one of the most important responsibilities of teachers and local schools. But under our philosophy of local control, this is a matter best handled by individuals at the school level, not at state headquarters.

Sincerely,

Edmund G. Brown Jr.

**2018**

Sep. 23— Shall Senate Bill 933 become a law notwithstanding the objections of the Governor? (Must be considered pursuant to Joint Rule 58.5.)

GOVERNOR'S VETOES—Continued

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**12**

S.B. No. 968— Pan et al.

An act relating to postsecondary education.

Vote required: 27

To the Members of the California State Senate:

I am returning Senate Bill 968 without my signature. The bill would prescribe a minimum mental health counselor-to-student ratio at all the campuses of the California State University system, and request the University of California to implement the same ratio on its campuses.

Investing greater resources in student mental health is an understandable goal. Such investments, however, should be actively considered and made within the budget process. Moreover, specific ratios should remain within the purview of the boards or with local campuses, rather than dictated by the state.

Sincerely,

Edmund G. Brown Jr.

**2018**

Sep. 23— Shall Senate Bill 968 become a law notwithstanding the objections of the Governor? (Must be considered pursuant to Joint Rule 58.5.)

SENATE SUPPLEMENTAL FILE  
GOVERNOR'S VETOES—Continued

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**13**

S.B. No. 275— Portantino et al.  
An act relating to health care.  
Vote required: 27

To the Members of the California State Senate:

I am returning the following bills without my signature.

AB 180  
SB 275  
SB 707

Each of these bills requires the Department of Health Care Services to establish a stakeholder process to deliberate and advise the department on an issue with Medi-Cal.

Not every problem with Medi-Cal needs or deserves a public stakeholder process. The department regularly collaborates with stakeholders including interested organizations, experts, partners and colleagues. I am confident it will continue to do so.

Sincerely,

Edmund G. Brown Jr.

**2018**

Sep. 26— Shall Senate Bill 275 become a law notwithstanding the objections of the Governor? (Must be considered pursuant to Joint Rule 58.5.)



GOVERNOR'S VETOES—Continued

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**14**

S.B. No. 354— Portantino et al.  
An act relating to special education.  
Vote required: 27

To the Members of the California State Senate:

I am returning Senate Bill 354 without my signature.

This bill requires local schools, upon a parent's request, to translate a student's individualized education program (IEP) and other related documents prepared as part of their special education services in the native language of the parent within 30 days of the IEP meeting.

I cannot support this bill. Current law requires that non-English speaking parents understand their child's IEP, and in fact gives parents the right to have an interpreter present at their child's IEP meetings. To the extent that this is not sufficient, I think the remedy is best handled at the local school district.

Sincerely,

Edmund G. Brown Jr.

**2018**

Sep. 26— Shall Senate Bill 354 become a law notwithstanding the objections of the Governor? (Must be considered pursuant to Joint Rule 58.5.)

SENATE SUPPLEMENTAL FILE  
GOVERNOR'S VETOES—Continued

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**15**

S.B. No. 707— Cannella et al.  
An act relating to Medi-Cal.  
Vote required: 27

To the Members of the California State Senate:

I am returning the following bills without my signature.

AB 180  
SB 275  
SB 707

Each of these bills requires the Department of Health Care Services to establish a stakeholder process to deliberate and advise the department on an issue with Medi-Cal.

Not every problem with Medi-Cal needs or deserves a public stakeholder process. The department regularly collaborates with stakeholders including interested organizations, experts, partners and colleagues. I am confident it will continue to do so.

Sincerely,

Edmund G. Brown Jr.

**2018**

Sep. 26— Shall Senate Bill 707 become a law notwithstanding the objections of the Governor? (Must be considered pursuant to Joint Rule 58.5.)

GOVERNOR'S VETOES—Continued

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**16**

S.B. No. 1416— McGuire.

An act relating to local government.

Vote required: 27

To the Members of the California State Senate:

I am returning Senate Bill 1416 without my signature.

This bill allows, until January 1, 2024, cities and counties to recover fines related to nuisance abatement through liens and special assessments.

I vetoed a similar bill in 2011 because I was concerned that allowing local governments to collect fines by assessing them against an owner's property reduced important due process protections. My thoughts on the matter have not changed.

Sincerely,

Edmund G. Brown Jr.

**2018**

Sep. 26— Shall Senate Bill 1416 become a law notwithstanding the objections of the Governor? (Must be considered pursuant to Joint Rule 58.5.)

SENATE SUPPLEMENTAL FILE  
GOVERNOR'S VETOES—Continued

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**17**

S.B. No. 174—Lara et al.

An act relating to citizens of the state.

Vote required: 27

To the Members of the California State Senate:

I am returning Senate Bill 174 without my signature.

This bill would open up all boards and commissions to non-citizens. I believe existing law—which requires citizenship for these forms of public service—is the better path.

Sincerely,

Edmund G. Brown Jr.

**2018**

Sep. 27—Shall Senate Bill 174 become a law notwithstanding the objections of the Governor? (Must be considered pursuant to Joint Rule 58.5.)

GOVERNOR'S VETOES—Continued

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**18**

S.B. No. 349—Lara et al.  
An act relating to courthouses.  
Vote required: 27

To the Members of the California State Senate:

I am returning Senate Bill 349 without my signature.

This bill would protect individuals against civil arrest of any kind while attending a judicial proceeding in a courthouse.

I support the underlying intent of this measure, but I am concerned that it may have unintended consequences. Last year I signed SB 54 (De Leon), a provision of which tasked the Attorney General with publishing model policies limiting assistance with immigration enforcement to the fullest extent possible at courthouses and other public facilities to ensure that they remain safe and accessible to all California residents, regardless of immigration status. I believe the prudent path is to allow for that guidance to be released before enacting new laws in this area.

Sincerely,

Edmund G. Brown Jr.

**2018**

Sep. 27—Shall Senate Bill 349 become a law notwithstanding the objections of the Governor? (Must be considered pursuant to Joint Rule 58.5.)

SENATE SUPPLEMENTAL FILE  
GOVERNOR'S VETOES—Continued

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**19**

S.B. No. 1125— Atkins et al.  
An act relating to Medi-Cal.  
Vote required: 27

To the Members of the California State Senate:

I am returning the following five bills without my signature:

AB 2043  
AB 2342  
AB 2593  
SB 1125  
SB 1148

Each of these bills require significant, ongoing general fund commitments. As such, I believe they should be considered as part of the budget process.

Sincerely,

Edmund G. Brown Jr.

**2018**

Sep. 27—Shall Senate Bill 1125 become a law notwithstanding the objections of the Governor? (Must be considered pursuant to Joint Rule 58.5.)

GOVERNOR'S VETOES—Continued

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**20**

S.B. No. 1148— Pan.

An act relating to Medi-Cal.

Vote required: 27

To the Members of the California State Senate:

I am returning the following five bills without my signature:

AB 2043

AB 2342

AB 2593

SB 1125

SB 1148

Each of these bills require significant, ongoing general fund commitments. As such, I believe they should be considered as part of the budget process.

Sincerely,

Edmund G. Brown Jr.

**2018**

Sep. 27—Shall Senate Bill 1148 become a law notwithstanding the objections of the Governor? (Must be considered pursuant to Joint Rule 58.5.)

SENATE SUPPLEMENTAL FILE  
GOVERNOR'S VETOES—Continued

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## 21

S.B. No. 221— Wiener et al.

An act relating to agricultural districts.

Vote required: 27

To the Members of the California State Senate:

I am returning Senate Bill 221 without my signature.

This bill would prohibit the sale of firearms and ammunition at the District Agricultural Association 1A, commonly known as the Cow Palace.

This bill has been vetoed twice over the last ten years, once by myself, and once by Governor Schwarzenegger.

The decision on what kind of shows occur at the Cow Palace rests with the local board of directors which, incidentally, represents a broad cross section of the community. They are in the best position to make these decisions.

Sincerely,

Edmund G. Brown Jr.

**2018**

Sep. 28— Shall Senate Bill 221 become a law notwithstanding the objections of the Governor? (Must be considered pursuant to Joint Rule 58.5.)



GOVERNOR'S VETOES—Continued

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**22**

S.B. No. 905— Wiener et al.

An act relating to alcoholic beverages.

Vote required: 27

To the Members of the California State Senate:

I am returning Senate Bill 905 without my signature.

This bill would authorize nine California cities to extend the hours businesses can serve alcohol from 2 a.m. to 4 a.m.

Without question, these two extra hours will result in more drinking. The businesses and cities in support of this bill see that as a good source of revenue. The California Highway Patrol, however, strongly believes that this increased drinking will lead to more drunk driving.

California's laws regulating late night drinking have been on the books since 1913. I believe we have enough mischief from midnight to 2 without adding two more hours of mayhem.

Sincerely,

Edmund G. Brown Jr.

**2018**

Sep. 28— Shall Senate Bill 905 become a law notwithstanding the objections of the Governor? (Must be considered pursuant to Joint Rule 58.5.)

SENATE SUPPLEMENTAL FILE  
GOVERNOR'S VETOES—Continued

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**23**

S.B. No. 1005— Atkins et al.

An act relating to crime victims, and making an appropriation therefor.

Vote required: 27

To the Members of the California State Senate:

I am returning Senate Bill 1005 without my signature.

This bill would require that compensation provided by the California Victims Compensation Board for relocation expenses include pet deposits and additional rent if the victim has a pet.

The Board currently provides compensation for these purposes. Other specific costs that are included within compensable relocation expenses are not individually enumerated in the authorizing statute. I don't see any need to do so now.

Sincerely,

Edmund G. Brown Jr.

**2018**

Sep. 28— Shall Senate Bill 1005 become a law notwithstanding the objections of the Governor? (Must be considered pursuant to Joint Rule 58.5.)

GOVERNOR'S VETOES—Continued

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**24**

S.B. No. 1127— Hill et al.

An act relating to pupil health.

Vote required: 27

To the Members of the California State Senate:

I am returning Senate Bill 1127 without my signature.

This bill permits local schools to adopt policies regarding the use of medical marijuana by students on school grounds.

This bill is overly broad as it applies to all students instead of limited cases where a doctor recommends medical marijuana for a student in order to prevent or reduce the effects of a seizure. Generally, I remain concerned about the exposure of marijuana on youth and am dubious of its use for youth for all ailments. This bill goes too far -- further than some research has -- to allow use of medical marijuana for youth. I think we should pause before going much further down this path.

Sincerely,

Edmund G. Brown Jr.

**2018**

Sep. 28— Shall Senate Bill 1127 become a law notwithstanding the objections of the Governor? (Must be considered pursuant to Joint Rule 58.5.)

SENATE SUPPLEMENTAL FILE  
GOVERNOR'S VETOES—Continued

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**25**

S.B. No. 1177— Portantino.

An act relating to firearms.

Vote required: 27

To the Members of the California State Senate:

I am returning Senate Bill 1177 without my signature.

This bill prohibits any person from purchasing more than one long-gun per month.

I vetoed a substantially similar bill in 2016, and my views have not changed.

Sincerely,

Edmund G. Brown Jr.

**2018**

Sep. 28— Shall Senate Bill 1177 become a law notwithstanding the objections of the Governor? (Must be considered pursuant to Joint Rule 58.5.)

GOVERNOR'S VETOES—Continued

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**26**

S.B. No. 1301— Beall et al.

An act relating to environmental permitting, and making an appropriation therefor.

Vote required: 27

To the Members of the California State Senate:

I am returning Senate Bill 1301 without my signature.

This bill requires state agencies involved in permitting dam safety and flood mitigation projects to provide project applicants quarterly supplemental consultation to those applicants who agree to pay the costs of the consultation.

Under this measure, state agencies must prioritize their limited resources on projects that have applicants willing to pay a “supplemental consultation” fee. Consequently, these agencies may be required to fast-track work on permits for minor projects at the expense of other projects that directly impact the public’s health and safety.

This bill attempts to address a perceived shortfall in funding and staffing at the permitting agencies. The proper balance of state agency resources is deliberated in the annual budget process. I suggest the author propose this issue during next year’s budget discussion.

Sincerely,

Edmund G. Brown Jr.

**2018**

Sep. 28— Shall Senate Bill 1301 become a law notwithstanding the objections of the Governor? (Must be considered pursuant to Joint Rule 58.5.)

SENATE SUPPLEMENTAL FILE  
GOVERNOR'S VETOES—Continued

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**27**

S.B. No. 399— Portantino et al.  
An act relating to health care coverage.  
Vote required: 27

To the Members of the California State Senate:

I am returning Senate Bill 399 without my signature.

This bill would revise qualification standards for providers of behavioral health treatment for individuals with autism.

Standards for autism providers were updated last year. I'm not inclined to revise them again.

Sincerely,

Edmund G. Brown Jr.

**2018**

Sep. 29— Shall Senate Bill 399 become a law notwithstanding the objections of the Governor? (Must be considered pursuant to Joint Rule 58.5.)

GOVERNOR'S VETOES—Continued

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**28**

S.B. No. 539— De León et al.

An act relating to education finance, to take effect immediately, tax levy.

Vote required: 27

To the Members of the California State Senate:

I am returning SB 539 without my signature.

This bill would increase the amount of tax credit that taxpayers can claim when paying into the College Access Tax Credit Fund, as well as increase the total aggregate amount of credits that can be claimed.

This measure started as a bold idea but because of adverse changes in the federal tax law, it now confuses an already complicated scheme and could invite intervention by the Internal Revenue Service.

Sincerely,

Edmund G. Brown Jr.

**2018**

Sep. 29— Shall Senate Bill 539 become a law notwithstanding the objections of the Governor? (Must be considered pursuant to Joint Rule 58.5.)

SENATE SUPPLEMENTAL FILE  
GOVERNOR'S VETOES—Continued

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**29**

S.B. No. 774—Leyva et al.

An act relating to postsecondary education, and making an appropriation therefor.

Vote required: 27

To the Members of the California State Senate:

I am returning SB 774 without my signature.

This bill would create a research program within the California State University system that focuses on studying firefighting in the wildland-urban interface.

This is a well-intentioned and important proposal, but as a General Fund expenditure, it should be considered during the budget process.

Sincerely,

Edmund G. Brown Jr.

**2018**

Sep. 29— Shall Senate Bill 774 become a law notwithstanding the objections of the Governor? (Must be considered pursuant to Joint Rule 58.5.)



GOVERNOR'S VETOES—Continued

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**30**

S.B. No. 835— Glazer et al.  
An act relating to parks.  
Vote required: 27

To the Members of the California State Senate:

I am returning the following bills without my signature:

Assembly Bill 1097  
Senate Bill 835  
Senate Bill 836

These bills prohibit smoking in state parks, on state beaches, and at any picnic area on a state beach and require the Department of Parks and Recreation to post signs to notify the public of the smoking ban.

I have vetoed similar measures in each of the last two years. Third time is not always a charm. My opinion on the matter has not changed. We have many rules telling us what we can't do and these are wide open spaces.

Sincerely,

Edmund G. Brown Jr.

**2018**

Sep. 29— Shall Senate Bill 835 become a law notwithstanding the objections of the Governor? (Must be considered pursuant to Joint Rule 58.5.)

SENATE SUPPLEMENTAL FILE  
GOVERNOR'S VETOES—Continued

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**31**

S.B. No. 836— Glazer et al.  
An act relating to state beaches.  
Vote required: 27

To the Members of the California State Senate:

I am returning the following bills without my signature:

Assembly Bill 1097  
Senate Bill 835  
Senate Bill 836

These bills prohibit smoking in state parks, on state beaches, and at any picnic area on a state beach and require the Department of Parks and Recreation to post signs to notify the public of the smoking ban.

I have vetoed similar measures in each of the last two years. Third time is not always a charm. My opinion on the matter has not changed. We have many rules telling us what we can't do and these are wide open spaces.

Sincerely,

Edmund G. Brown Jr.

**2018**

Sep. 29— Shall Senate Bill 836 become a law notwithstanding the objections of the Governor? (Must be considered pursuant to Joint Rule 58.5.)

GOVERNOR'S VETOES—Continued

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**32**

S.B. No. 906— Beall et al.  
An act relating to mental health.  
Vote required: 27

To the Members of the California State Senate:

I am returning Senate Bill 906 without my signature.

This bill requires the Department of Health Care Services to establish a certificate program for peer support specialists in Medi-Cal.

Currently, peer support specialists are used as providers in Medi-Cal without a state certificate. This bill imposes a costly new program which will permit some of these individuals to continue providing services but shut others out. I urge the stakeholders and the department to improve upon the existing framework while allowing all peer support specialists to continue to work.

Sincerely,

Edmund G. Brown Jr.

**2018**

Sep. 29— Shall Senate Bill 906 become a law notwithstanding the objections of the Governor? (Must be considered pursuant to Joint Rule 58.5.)

SENATE SUPPLEMENTAL FILE  
GOVERNOR'S VETOES—Continued

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**33**

S.B. No. 926— Skinner.

An act relating to public social services.

Vote required: 27

To the Members of the California State Senate:

I am returning Senate Bill 926 without my signature.

This bill defines certain good cause exemptions for CalWORKs and CalFresh recipients who could otherwise be sanctioned for failing to work.

This bill is unnecessary because existing law provides county welfare departments with broad authority to grant good cause exemptions from work requirements to ensure recipients are not unjustly penalized.

Sincerely,

Edmund G. Brown Jr.

**2018**

Sep. 29— Shall Senate Bill 926 become a law notwithstanding the objections of the Governor? (Must be considered pursuant to Joint Rule 58.5.)

GOVERNOR'S VETOES—Continued

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**34**

S.B. No. 1019— Beall et al.

An act relating to youth mental health.

Vote required: 27

To the Members of the California State Senate:

I am returning Senate Bill 1019 without my signature.

This bill would require the Mental Health Services Oversight and Accountability Commission to allocate at least half of its triage grant funds to local education and mental health partnerships.

The bill as written would limit the Commission's authority to exercise its judgment in the distribution of these grants. I believe the better practice would be to leave this matter to the Commission.

Sincerely,

Edmund G. Brown Jr.

**2018**

Sep. 29— Shall Senate Bill 1019 become a law notwithstanding the objections of the Governor? (Must be considered pursuant to Joint Rule 58.5.)

SENATE SUPPLEMENTAL FILE  
GOVERNOR'S VETOES—Continued

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**35**

S.B. No. 320—Leyva et al.

An act relating to public health, and making an appropriation therefor.

Vote required: 27

To the Members of the California State Senate:

I am returning Senate Bill 320 without my signature.

This bill requires every student health center at University of California and California State University campuses to offer medication abortions beginning January 1, 2022.

Access to reproductive health services, including abortion, is a long-protected right in California. According to a study sponsored by supporters of this legislation, the average distance to abortion providers in campus communities varies from five to seven miles, not an unreasonable distance.

Because the services required by this bill are widely available off-campus, this bill is not necessary.

Sincerely,

Edmund G. Brown Jr.

**2018**

Sep. 30— Shall Senate Bill 320 become a law notwithstanding the objections of the Governor? (Must be considered pursuant to Joint Rule 58.5.)

GOVERNOR'S VETOES—Continued

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**36**

S.B. No. 452— Glazer et al.

An act relating to beverage containers, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Vote required: 27

To the Members of the California State Senate:

I am returning Senate Bill 452 without my signature.

This bill makes various changes to the Beverage Container Recycling Program, which include adjustments to handling fees, processing payments, and convenience zones.

SB 452 is inconsistent with the Administration's principles for reforming and modernizing this program, which was created in 1986. Any legislation to update these statutes should balance three different components: fiscal sustainability, improved collection and incentives for innovative recycling.

This bill does not accomplish any of these goals.

Sincerely,

Edmund G. Brown Jr.

**2018**

Sep. 30— Shall Senate Bill 452 become a law notwithstanding the objections of the Governor? (Must be considered pursuant to Joint Rule 58.5.)

SENATE SUPPLEMENTAL FILE  
GOVERNOR'S VETOES—Continued

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**37**

S.B. No. 607— Skinner et al.

An act relating to pupil discipline.

Vote required: 27

To the Members of the California State Senate:

I am returning Senate Bill 607 without my signature.

This bill would permanently eliminate the authority to suspend or recommend for expulsion a student in grades 4-5 who willfully disrupts school activities or defies the valid authority of school officials, and prohibits -- until July 1, 2023 -- the suspension of a student in grades 6-8 for that same misconduct. These prohibitions would apply to charter schools.

Teachers and principals are on the front lines educating our children and are in the best position to make decisions about order and discipline in the classroom. That's why I vetoed a similar bill in 2012. In addition, I just approved \$15 million in the 2018 Budget Act to help local schools improve their disciplinary practices. Let's give educators a chance to invest that money wisely before issuing any further directives from the state.

Sincerely,

Edmund G. Brown Jr.

**2018**

Sep. 30— Shall Senate Bill 607 become a law notwithstanding the objections of the Governor? (Must be considered pursuant to Joint Rule 58.5.)



GOVERNOR'S VETOES—Continued

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**38**

S.B. No. 656— Moorlach et al.

An act relating to judges' retirement, and making an appropriation therefor.  
Vote required: 27

To the Members of the California State Senate:

I am returning Senate Bill 656 without my signature.

This bill would amend and significantly expand--retroactively--the pension benefits of the Judges' Retirement System II, a program that has been in effect since 1994.

The costs associated with this bill are large and unbudgeted. In addition, the proposed retroactive benefits are contrary to the explicit provisions of the Public Employees Pensions Reform Act of 2013.

Sincerely,

Edmund G. Brown Jr.

**2018**

Sep. 30— Shall Senate Bill 656 become a law notwithstanding the objections of the Governor? (Must be considered pursuant to Joint Rule 58.5.)

SENATE SUPPLEMENTAL FILE  
GOVERNOR'S VETOES—Continued

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**39**

S.B. No. 715— Delgado.

An act relating to vehicular air pollution.

Vote required: 27

To the Members of the California State Senate:

I am returning Senate Bill 715 without my signature.

This bill requires the California Air Resources Board to exempt off-road diesel vehicles owned or operated by state-registered nonprofit apprenticeship training programs from any regulation that reduces emissions of diesel particulate matter, oxides of nitrogen, and other criteria pollutants.

This exemption could cause a shortfall in mandated air pollution emissions reductions, which may require us to revise our State Implementation Plan to remain in Compliance with the federal Clean Air Act. Working with the federal administration to revise our State Implementation Plan in a time of pressing air quality challenges is difficult and unwise. As such, I direct the Board to work with the author and sponsors of this bill on an administrative solution that minimizes adverse impacts on apprenticeship programs, yet also protects air quality.

Sincerely,

Edmund G. Brown Jr.

**2018**

Sep. 30— Shall Senate Bill 715 become a law notwithstanding the objections of the Governor? (Must be considered pursuant to Joint Rule 58.5.)

GOVERNOR'S VETOES—Continued

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**40**

S.B. No. 829— Wiener et al.

An act relating to cannabis, and declaring the urgency thereof, to take effect immediately.

Vote required: 27

To the Members of the California State Senate:

I am returning Senate Bill 829 without my signature.

This bill authorizes retailers to offer free cannabis or cannabis goods to medicinal patients who have a physician's recommendation.

This bill contains provisions that conflict with the strict standards contained in the voter approved Control, Regulate, and Tax Adult Use of Marijuana Act. Providing free cannabis to a person with only a doctor's recommendation undermines these rules and the intent of the voters. For this reason, I cannot sign this bill.

Sincerely,

Edmund G. Brown Jr.

**2018**

Sep. 30— Shall Senate Bill 829 become a law notwithstanding the objections of the Governor? (Must be considered pursuant to Joint Rule 58.5.)

SENATE SUPPLEMENTAL FILE  
GOVERNOR'S VETOES—Continued

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**41**

S.B. No. 937— Wiener et al.

An act relating to employment.

Vote required: 27

To the Members of the California State Senate:

I am returning Senate Bill 937 without my signature.

This bill requires employers to provide a space that meets specified standards for employees with a desire to express breast milk in private.

I have signed AB 1976 which furthers the state's ongoing efforts to support working mothers and their families. Therefore, this bill is not necessary.

Sincerely,

Edmund G. Brown Jr.

**2018**

Sep. 30— Shall Senate Bill 937 become a law notwithstanding the objections of the Governor? (Must be considered pursuant to Joint Rule 58.5.)

GOVERNOR'S VETOES—Continued

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**42**

S.B. No. 1124— Leyva.

An act relating to public employees' retirement.

Vote required: 27

To the Members of the California State Senate:

I am returning Senate Bill 1124 without my signature.

This bill would establish a retiree's permanent right to incorrectly calculated pension benefits in cases where an error resulted in paying the retiree higher pension benefits than allowed by law.

I share the author's view that a pension must be correctly calculated according to the law in the first instance so that retirees never find themselves on the hook for overpayments. Clearly, remedies are needed to correct such situations.

But I'm concerned that this bill's broad provisions could be easily abused to circumvent limitations in law intended to protect the government—and ultimately taxpayers—from pension spiking. Indeed, in the case of an error, this bill would effectively perpetuate that error for the rest of a member's life, at substantial taxpayer expense.

Before changing the law in the way that this bill does, I encourage the Legislature to develop policies to prevent such errors in the first place. Such policies might include requiring CalPERS to review and approve any proposals for pensionable compensation in a memorandum of understanding before the memorandum is finalized. Then, if errors still occurred after CalPERS's review, the penalties and ongoing costs in this bill might be warranted.

Sincerely,

Edmund G. Brown Jr.

**2018**

Sep. 30— Shall Senate Bill 1124 become a law notwithstanding the objections of the Governor? (Must be considered pursuant to Joint Rule 58.5.)

SENATE SUPPLEMENTAL FILE  
GOVERNOR'S VETOES—Continued

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**43**

S.B. No. 1128— Roth.

An act relating to common interest developments.

Vote required: 27

To the Members of the California State Senate:

I am returning Senate Bill 1128 without my signature.

This bill makes several changes to the elections process for homeowner associations within common interest developments.

California has over 50,000 common interest developments varying in purpose and size. Each one has governing documents that are tailored specifically for that individual community. This bill takes a once-size-fits-all approach, but not all homeowner associations are alike.

If changes to an election process are needed, they should be resolved by the members of that specific community.

Sincerely,

Edmund G. Brown Jr.

**2018**

Sep. 30— Shall Senate Bill 1128 become a law notwithstanding the objections of the Governor? (Must be considered pursuant to Joint Rule 58.5.)

GOVERNOR'S VETOES—Continued

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**44**

S.B. No. 1156— Leyva.

An act relating to health care coverage.

Vote required: 27

To the Members of the California State Senate:

I am returning Senate Bill 1156 without my signature.

This bill attempts to prohibit the questionable practice of financially interested entities providing premium assistance payments to patients for the purpose of obtaining higher fees for medical services.

I believe, however, that this bill goes too far as it would permit health plans and insurers to refuse premium assistance payments and to choose which patients they will cover. I encourage all stakeholders to continue to work together to find a more narrowly tailored solution that ensures patients' access to coverage.

Sincerely,

Edmund G. Brown Jr.

**2018**

Sep. 30— Shall Senate Bill 1156 become a law notwithstanding the objections of the Governor? (Must be considered pursuant to Joint Rule 58.5.)

SENATE SUPPLEMENTAL FILE  
GOVERNOR'S VETOES—Continued

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**45**

S.B. No. 1223— Galgiani et al.  
An act relating to employment.  
Vote required: 27

To the Members of the California State Senate:

I am returning Senate Bill 1223 without my signature.

This bill would require the Department of Industrial Relations to convene an advisory committee to recommend minimum standards for a harassment and discrimination prevention policy and training program specific to the construction industry, and to provide a report to the Legislature with recommendations for implementation.

The Department of Fair Employment and Housing is charged with enforcing the provisions of the Fair Employment and Housing Act, including those pertaining to preventing and remedying sexual harassment and discrimination. That Department is also charged with enforcing the state's sexual harassment training requirements. As such, this proposal would be better placed at the Department of Fair Employment and Housing and not with the Labor Commissioner.

Sincerely,

Edmund G. Brown Jr.

**2018**

Sep. 30— Shall Senate Bill 1223 become a law notwithstanding the objections of the Governor? (Must be considered pursuant to Joint Rule 58.5.)



GOVERNOR'S VETOES—Continued

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**46**

S.B. No. 1265— Wieckowski.

An act relating to common interest developments.

Vote required: 27

To the Members of the California State Senate:

I am returning Senate Bill 1265 without my signature.

This bill makes several changes to the elections process for homeowner associations within common interest developments.

California has over 50,000 common interest developments varying in purpose and size. Each one has governing documents that are tailored specifically for that individual community. This bill takes a once-size-fits-all approach, but not all homeowner associations are alike.

If changes to an election process are needed, they should be resolved by the members of that specific community.

Sincerely,

Edmund G. Brown Jr.

**2018**

Sep. 30— Shall Senate Bill 1265 become a law notwithstanding the objections of the Governor? (Must be considered pursuant to Joint Rule 58.5.)

SENATE SUPPLEMENTAL FILE  
GOVERNOR'S VETOES—Continued

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**47**

S.B. No. 1288— Leyva et al.

An act relating to health and care facilities.

Vote required: 27

To the Members of the California State Senate:

I am returning Senate Bill 1288 without my signature.

This bill requires the Department of Public Health to issue a specific penalty for violating nurse-to-patient ratio requirements.

California hospitals are regularly inspected to assure patient safety and quality of care. When violations are found, penalties are imposed based on an overall assessment of the severity and duration of the violations, including for any failure to meet the required staffing ratio.

Nurse-to-patient ratios are a vital part of the state's regulatory scheme. Hospitals, however, are best evaluated in a comprehensive manner and I am reluctant to start singling out specific violations for a separate penalty.

Sincerely,

Edmund G. Brown Jr.

**2018**

Sep. 30— Shall Senate Bill 1288 become a law notwithstanding the objections of the Governor? (Must be considered pursuant to Joint Rule 58.5.)

GOVERNOR'S VETOES—Continued

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**48**

S.B. No. 1415— McGuire.

An act relating to housing.

Vote required: 27

To the Members of the California State Senate:

I am returning Senate Bill 1415 without my signature.

This bill would require local building and fire inspectors to inspect all private warehouses located within their jurisdiction at least once every five years.

Local officials can already decide what and when to inspect. Some jurisdictions, such as the City of Sacramento, have established a program to monitor vacant buildings. The City of Oakland has a program to conduct frequent inspections of commercial buildings.

Local governments have a better understanding of the type of local inspections needed in their communities. Let's leave these decisions to the sound discretion of local governments.

Sincerely,

Edmund G. Brown Jr.

**2018**

Sep. 30— Shall Senate Bill 1415 become a law notwithstanding the objections of the Governor? (Must be considered pursuant to Joint Rule 58.5.)

SENATE SUPPLEMENTAL FILE  
GOVERNOR'S VETOES—Continued

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**49**

S.B. No. 1449— Leyva et al.  
An act relating to evidence.  
Vote required: 27

To the Members of the California State Senate:

I am returning Senate Bill 1449 without my signature.

This bill would require the testing of all sexual assault forensic evidence kits within a specified period of time.

The state budget that I signed this year includes a one-time total of \$7.5 million General Fund to test rape kits—\$1 million to begin conducting an audit of untested kits and \$6.5 million to help test the existing known backlog.

While I fully support the goal of this bill, I believe that we should allow for the completion of the audit mandated by AB 3118 (Chiu)—which I am signing today—as well as for the Department of Justice to further reduce the existing backlog using the recently approved significant funding increase. I would like to allow time for this year's legislative actions to take effect so we can gauge the appropriate next steps and budget accordingly.

Sincerely,

Edmund G. Brown Jr.

**2018**

Sep. 30— Shall Senate Bill 1449 become a law notwithstanding the objections of the Governor? (Must be considered pursuant to Joint Rule 58.5.)

GOVERNOR'S VETOES—Continued

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**50**

S.B. No. 1487— Stern.

An act relating to African species.

Vote required: 27

To the Members of the California State Senate:

I am returning Senate Bill 1487 without my signature.

This bill establishes the Iconic African Species Protection Act, prohibiting the possession of dead specimens of several African animal species within California.

SB 1487 imposes a state civil penalty for activities expressly authorized by the U.S. Endangered Species Act.

Even though I share the sentiments of the author, this bill, if enacted, would be unenforceable.

Sincerely,

Edmund G. Brown Jr.

**2018**

Sep. 30— Shall Senate Bill 1487 become a law notwithstanding the objections of the Governor? (Must be considered pursuant to Joint Rule 58.5.)

SENATE SUPPLEMENTAL FILE  
GOVERNOR'S VETOES—Continued

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**51**

S.B. No. 1272— Galgiani et al.  
An act relating to underground economy.  
Vote required: 27

To the Members of the California State Senate:

I am returning Senate Bill 1272 without my signature.

This bill creates the Tax Recovery and Criminal Enforcement Tax Force within the Department of Justice to combat underground economic activities.

I am sympathetic to rooting out businesses that engage in unfair competition and mistreatment of workers. This is an area of great interest to me, and one which I have worked on as Attorney General and as Governor.

This bill, however, codifies a task force that is already operational via MOU and establishes a permanent program within the Department of Justice with an ill-defined and potentially unlimited scope of operations. I am reluctant to do this without additional and more detailed scrutiny through the budget process.

Sincerely,

Edmund G. Brown Jr.

**2018**

Sep. 30— Shall Senate Bill 1272 become a law notwithstanding the objections of the Governor? (Must be considered pursuant to Joint Rule 58.5.)

GOVERNOR'S VETOES—Continued

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**52**

S.B. No. 1427— Hill.

An act relating to discrimination.

Vote required: 27

To the Members of the California State Senate:

I am returning Senate Bill 1427 without my signature.

This bill would add veterans and military personnel as a protected class under the Fair Employment and Housing Act. It also prohibits landlords and property owners from refusing to accept federal Veterans Affairs Supportive Housing vouchers as a source of income for payment of rent.

We should support our veterans and military personnel, but this bill goes too far. Specifically, it forces landlords and property owners to take part in what has always been a voluntary federal program with numerous requirements. These include registration with a local housing authority, participation in training, property inspections and modification of leases to conform with federal standards.

I don't believe a mandate to comply with all these requirements is warranted.

Sincerely,

Edmund G. Brown Jr.

**2018**

Sep. 30— Shall Senate Bill 1427 become a law notwithstanding the objections of the Governor? (Must be considered pursuant to Joint Rule 58.5.)