

CALIFORNIA LEGISLATURE
2021–22 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, January 12, 2022
ONE HUNDRED TWENTY-EIGHTH SESSION DAY
FOUR HUNDRED SECOND CALENDAR DAY
AT SACRAMENTO, CALIFORNIA



NOTE: Official record of rollcall votes. All amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. All Senate amendments to Assembly measures considered by the Assembly on this day are on file with the Secretary of the Senate and available on request. A list of all measures amended and on which amendments were offered in the Assembly is shown on the final page of this day's Assembly Journal.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, January 12, 2022

The Assembly met at 7 a.m.

Hon. Jim Wood, Assembly Member, 2nd District, presiding.

Chief Clerk Sue Parker at the Desk.

Reading Clerk David A. Bowman reading.

ROLLCALL

The following were placed upon the morning rollcall—63:

Aguiar-Curry	Daly	Low	Rivas, R.
Arambula	Davies	Maienschein	Rodriguez
Bauer-Kahan	Flora	Mathis	Rubio
Bennett	Fong	McCarty	Salas
Berman	Gabriel	Medina	Seyarto
Bloom	Garcia, C.	Mullin	Smith
Boerner Horvath	Garcia, E.	Muratsuchi	Stone
Bonta, M.	Gipson	Nazarian	Valladares
Bryan	Grayson	O'Donnell	Villapudua
Burke	Irwin	Patterson	Voepel
Carrillo	Jones-Sawyer	Petrie-Norris	Waldron
Cervantes	Kalra	Quirk	Ward
Choi	Kiley	Quirk-Silva	Wicks
Cooley	Lackey	Ramos	Wood
Cooper	Lee	Reyes	Mr. Speaker
Cunningham	Levine	Rivas, L.	

Quorum present.

At 11:54 a.m., Hon. Autumn R. Burke, 62nd District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

On legislative business: Assembly Members Gallagher, Gray, Nguyen, Santiago, Ting, and Akilah Weber.

Because of illness: Assembly Member Holden.

Because of illness in their families: Assembly Members Bigelow and Calderon.

On paternity leave: Assembly Member Mayes.

On medical leave: Assembly Members Chen, Megan Dahle, and Friedman.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

January 11, 2022

The Honorable Anthony Rendon
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I respectfully request to be excused from Check-in Session on January 12, 2022, for legislative business. I will be conducting legislative meetings in my district. Thank you for your assistance. Please contact my office at (916) 319-2003 if you have any additional questions.

Sincerely,

JAMES GALLAGHER, Assembly Member
Third District

January 6, 2022

The Honorable Anthony Rendon
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I'm writing to you today to respectfully request to be excused from Check-in Session on Wednesday, January 12, 2022 for legislative purposes. Should you have any questions, please contact my Chief of Staff, Cheri West at (916) 319-2072.

Sincerely,

JANET NGUYEN, Assembly Member
Seventy-second District

January 6, 2022

The Honorable Anthony Rendon
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I respectfully request permission to be excused from Check-in Session on Wednesday, January 12th to attend legislative meetings in my district. Thank you for your attention to this request. If you have any questions, please contact me or Jaspreet Johl at (916) 319-2053.

Sincerely,

MIGUEL SANTIAGO, Assembly Member
Fifty-third District

January 6, 2022

The Honorable Anthony Rendon
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Rendon: I respectfully request to be excused from Check-in Session on Wednesday, January 12, 2022, due to legislative business. Thank you for your consideration of this request. Please contact me at (916) 319-2019 should you have any questions.

Sincerely,

PHILIP Y. TING, Assembly Member
Nineteenth District

January 6, 2022

The Honorable Anthony Rendon
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Rendon: I respectfully request permission to be excused from Check-in Session on Wednesday, January 12 and Thursday, January 13 for Legislative Business in my District. Thank you for your consideration of this request.

Sincerely,

AKILAH WEBER, Assembly Member
Seventy-ninth District

(NOTE: For letter explaining the absence of Assembly Member Gray on this day on legislative business, pursuant to the Assembly Rules, see Assembly Journal for January 11, 2022.)

COMMUNICATIONS

The following communication was presented by the Chief Clerk, and ordered printed in the Journal:

January 12, 2022

Sue Parker
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Ms. Parker: The Committee on Rules grants permission to invoke Assembly Rule 47.1 as it relates to Assembly Bill 1319 by former Assembly Member Gonzalez to allow Assembly Member Mia Bonta to author the bill.

Sincerely,

KEN COOLEY, Chair
Rules Committee

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committees were permitted to meet:

Select Committee on the Orange County Oil Spill, to convene jointly with Budget Subcommittee No. 3 on Climate Crisis, Resources, Energy and Transportation; and Natural Resources, on Tuesday, January 25, 2022, at 10 a.m., in Room 4202.

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 1633—Seyarto (Principal coauthors: Mathis and Voepel) (Coauthors: Chen, Lackey, Nguyen, and Waldron). An act to add Section 66014.4 to the Education Code, relating to public postsecondary education.

ASSEMBLY BILL NO. 1634—Boerner Horvath. An act relating to employment.

ASSEMBLY BILL NO. 1635—Nguyen. An act to add Section 128457 to the Health and Safety Code, relating to suicide prevention.

ASSEMBLY BILL NO. 1636—Akilah Weber (Principal coauthor: Muratsuchi) (Coauthor: Senator Hurtado). An act to amend Sections 2221, 2232, and 2307 of the Business and Professions Code, relating to healing arts.

ASSEMBLY BILL NO. 1637—Cooper. An act to amend Section 186.2 of the Penal Code, relating to criminal profiteering, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 1638—Kiley. An act to amend Sections 7360, 7362, 7363, and 7364 of, and to add Section 7374 to, the Revenue and Taxation Code, relating to taxation, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 1639—Voepel. An act to amend Section 32000 of the Penal Code, relating to firearms.

ASSEMBLY BILL NO. 1640—Ward, Bennett, Mullin, and Quirk (Coauthors: Berman and Eduardo Garcia). An act to add Sections 71133, 71134, 71135, and 71136 to the Public Resources Code, relating to climate change.

ASSEMBLY BILL NO. 1641—Maienschein. An act to amend Section 1606 of the Penal Code, and to amend Sections 6602, 6608, and 6608.5 of, and to add Sections 6608.6 and 6609.4 to, the Welfare and Institutions Code, relating to sexually violent predators.

ASSEMBLY BILL NO. 1642—Salas. An act to add Section 21080.31 to the Public Resources Code, relating to environmental quality.

ASSEMBLY BILL NO. 1643—Robert Rivas. An act to amend Section 53 of the Labor Code, relating to employment.

ASSEMBLY BILL NO. 1644—Burke (Principal coauthor: Senator Dodd). An act to amend Section 38599.11 of the Health and Safety Code, relating to the Greenhouse Gas Reduction Fund, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 1645—Petrie-Norris. An act to amend Section 5080.18 of the Public Resources Code, relating to state parks, and declaring the urgency thereof, to take effect immediately.

The following resolution was offered:

ASSEMBLY JOINT RESOLUTION NO. 23—Boerner Horvath. Relative to Title IX.

AUTHOR'S AMENDMENTS
Committee on Appropriations

January 12, 2022

Mr. Speaker: The Chair of your Committee on Appropriations reports:
Assembly Bill No. 93

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

HOLDEN, Chair

ASSEMBLY BILL NO. 93—An act to add Part 7.1 (commencing with Section 122446) to Division 105 of the Health and Safety Code, relating to public health.

Bill read second time.

Author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES
Committee on Higher Education

Date of Hearing: January 11, 2022

Mr. Speaker: Your Committee on Higher Education reports:

Assembly Bill No. 295

Assembly Bill No. 1232

Assembly Bill No. 1187

Assembly Bill No. 1505

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

MEDINA, Chair

Above bills re-referred to the Committee on Appropriations.

Committee on Environmental Safety and Toxic Materials

Date of Hearing: January 11, 2022

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:
Assembly Bill No. 732

With the recommendation: Do pass.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above bill be placed on the Consent Calendar.

QUIRK, Chair

Above bill ordered to second reading.

Date of Hearing: January 11, 2022

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:
Assembly Bill No. 1553

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

QUIRK, Chair

Above bill re-referred to the Committee on Appropriations.

Committee on Health

Date of Hearing: January 11, 2022

Mr. Speaker: Your Committee on Health reports:
Assembly Bill No. 93

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations with the recommendation: To Consent Calendar.

WOOD, Chair

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: January 11, 2022

Mr. Speaker: Your Committee on Health reports:
Assembly Bill No. 552
Assembly Bill No. 686
Assembly Bill No. 1355

Assembly Bill No. 1394
Assembly Bill No. 1400

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

WOOD, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: January 11, 2022

Mr. Speaker: Your Committee on Health reports:
Assembly Bill No. 895

With the recommendation: Amend, and do pass as amended, and be re-referred to the Committee on Appropriations with the recommendation: To Consent Calendar.

WOOD, Chair

Above bill ordered to second reading.

Date of Hearing: January 11, 2022

Mr. Speaker: Your Committee on Health reports:
Assembly Bill No. 738

With the recommendation: Amend, and do pass as amended, and be re-referred to the Committee on Appropriations.

WOOD, Chair

Above bill ordered to second reading.

Date of Hearing: January 11, 2022

Mr. Speaker: Your Committee on Health reports:
Assembly Bill No. 681
Assembly Bill No. 1502

With the recommendation: Amend, and do pass as amended, and be re-referred to the Committee on Appropriations.

WOOD, Chair

Above bills ordered to second reading.

Committee on Elections

Date of Hearing: January 12, 2022

Mr. Speaker: Your Committee on Elections reports:

Assembly Bill No. 972

With the recommendation: Do pass.

BRYAN, Chair

Above bill ordered to second reading.

Date of Hearing: January 12, 2022

Mr. Speaker: Your Committee on Elections reports:

Assembly Bill No. 1307

With the recommendation: Do pass, and be re-referred to the Committee on Local Government.

BRYAN, Chair

Above bill re-referred to the Committee on Local Government.

Date of Hearing: January 12, 2022

Mr. Speaker: Your Committee on Elections reports:

Assembly Bill No. 1416

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

BRYAN, Chair

Above bill re-referred to the Committee on Appropriations.

Committee on Housing and Community Development

Date of Hearing: January 12, 2022

Mr. Speaker: Your Committee on Housing and Community Development reports:

Assembly Bill No. 672

Assembly Bill No. 1445

Assembly Bill No. 682

Assembly Bill No. 1551

Assembly Bill No. 916

With the recommendation: Do pass, and be re-referred to the Committee on Local Government.

WICKS, Chair

Above bills re-referred to the Committee on Local Government.

Committee on Elections

Date of Hearing: January 12, 2022

Mr. Speaker: Your Committee on Elections reports:

Assembly Bill No. 227

With the recommendation: Amend, and do pass as amended, and be re-referred to the Committee on Appropriations.

BRYAN, Chair

Above bill ordered to second reading.

Committee on Housing and Community Development

Date of Hearing: January 12, 2022

Mr. Speaker: Your Committee on Housing and Community Development reports:
Assembly Bill No. 1410

With the recommendation: Do pass, and be re-referred to the Committee on Judiciary.
WICKS, Chair

Above bill re-referred to the Committee on Judiciary.

Date of Hearing: January 12, 2022

Mr. Speaker: Your Committee on Housing and Community Development reports:
Assembly Bill No. 1206

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

WICKS, Chair

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: January 12, 2022

Mr. Speaker: Your Committee on Housing and Community Development reports:
Assembly Bill No. 854

With the recommendation: Amend, and do pass as amended, and be re-referred to the Committee on Appropriations.

WICKS, Chair

Above bill ordered to second reading.

Committee on Local Government

Date of Hearing: January 12, 2022

Mr. Speaker: Your Committee on Local Government reports:

Assembly Bill No. 672

Assembly Bill No. 1307

Assembly Bill No. 682

Assembly Bill No. 1551

With the recommendation: Amend, and do pass as amended, and be re-referred to the Committee on Appropriations.

AGUIAR-CURRY, Chair

Above bills ordered to second reading.

Date of Hearing: January 12, 2022

Mr. Speaker: Your Committee on Local Government reports:

Assembly Bill No. 916

Assembly Bill No. 1445

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

AGUIAR-CURRY, Chair

Above bills re-referred to the Committee on Appropriations.

Committee on Education

Date of Hearing: January 12, 2022

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 58

Assembly Bill No. 902

With the recommendation: Amend, and do pass as amended, and be re-referred to the Committee on Appropriations.

O'DONNELL, Chair

Above bills ordered to second reading.

Date of Hearing: January 12, 2022

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 102

Assembly Bill No. 321

Assembly Bill No. 748

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations with the recommendation: To Consent Calendar.

O'DONNELL, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: January 12, 2022

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 408

Assembly Bill No. 452

Assembly Bill No. 558

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

O'DONNELL, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: January 12, 2022

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 740

With the recommendation: Amend, and do pass as amended, and be re-referred to the Committee on Appropriations with the recommendation: To Consent Calendar.

O'DONNELL, Chair

Above bill ordered to second reading.

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

ASSEMBLY BILL NO. 243—An act to amend Section 17241 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time; amendments proposed by the Committee on Revenue and Taxation read and adopted; bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 365—An act to add and repeal Section 6356.1 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time; amendments proposed by the Committee on Revenue and Taxation read and adopted; bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 704—An act to amend Section 17072 of, and to add and repeal Section 17205 of, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time; amendments proposed by the Committee on Revenue and Taxation read and adopted; bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 820—An act to add and repeal Sections 24313.5 and 25128.1 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time; amendments proposed by the Committee on Revenue and Taxation read and adopted; bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 522—An act to amend Section 4584 of the Public Resources Code, relating to forestry.

Bill read second time; amendments proposed by the Committee on Natural Resources read and adopted; bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 943—An act to add Sections 16428.87 and 16428.88 to the Government Code, and to amend Sections 39712 and 39720 of the Health and Safety Code, relating to greenhouse gases.

Bill read second time; amendments proposed by the Committee on Natural Resources read and adopted; bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 1067—An act to add and repeal Section 14542 of the Public Resources Code, relating to beverage containers.

Bill read second time; amendments proposed by the Committee on Natural Resources read and adopted; bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 1154—An act to add and repeal Section 21080.53 of the Public Resources Code, relating to environmental quality.

Bill read second time; amendments proposed by the Committee on Natural Resources read and adopted; bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 1369—An act to amend Sections 3501 and 3502 of the Public Contract Code, relating to public contracts.

Bill read second time; amendments proposed by the Committee on Natural Resources read and adopted; bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY CONCURRENT RESOLUTION NO. 109—Relative to extreme weather.

Resolution read; amendments proposed by the Committee on Natural Resources read and adopted; resolution ordered reprinted and to be re-referred to the Committee on Appropriations.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 577—An act to amend Sections 2105, 17202.1, 17414.1, 22050.5, and 80001 of, and to repeal Section 80002 of, the Financial Code, relating to financial institutions.

Bill read second time; amendments proposed by the Committee on Banking and Finance read and adopted; bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 12, 2022

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 74

And reports the same correctly engrossed.

SUE PARKER, Chief Clerk

Above resolution ordered to the Consent Calendar.

ADJOURNMENT

At 3:50 p.m., the Assembly adjourned until 7 a.m., Thursday, January 13, 2022.

ANTHONY RENDON, Speaker

TAMMY WEIS, Assistant Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JANUARY 12, 2022

—————

The following measures were amended in the Assembly on this day:

AB RN

93	2202903
243	2202984
365	2202989
522	2202658
704	2202197
820	2202196
943	2202916
1067	2202919
1154	2202670
1369	2202918

ACR RN

109	2202926
-----	---------

SB RN

577	2201953
-----	---------

Daily Total: 12

O