

CALIFORNIA LEGISLATURE
2023–24 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, January 17, 2024

ONE HUNDRED THIRTY-SEVENTH SESSION DAY

FOUR HUNDRED NINTH 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 17, 2024

The Assembly met at 7 a.m.

Hon. Tri Ta, Assembly Member, 70th District, presiding.

Chief Clerk Sue Parker at the Desk.

Reading Clerk David A. Bowman reading.

ROLLCALL

The following were placed upon the morning rollcall—73:

Aguiar-Curry	Fong, M.	Lowenthal	Sanchez
Alanis	Fong, V.	Maienschein	Santiago
Alvarez	Friedman	Mathis	Schiavo
Arambula	Gabriel	McCarty	Soria
Bains	Gallagher	McKinnor	Ta
Bauer-Kahan	Garcia	Muratsuchi	Ting
Bennett	Gipson	Nguyen	Valencia
Berman	Grayson	Ortega	Waldron
Boerner	Haney	Pacheco	Wallis
Bonta	Hart	Papan	Ward
Calderon	Holden	Patterson, Jim	Weber
Carrillo, J.	Hoover	Patterson, Joe	Wicks
Carrillo, W.	Irwin	Pellerin	Wilson
Cervantes	Jackson	Petrie-Norris	Wood
Chen	Jones-Sawyer	Quirk-Silva	Zbur
Connolly	Kalra	Ramos	Mr. Speaker
Davies	Lackey	Reyes	
Dixon	Lee	Rodriguez	
Flora	Low	Rubio	

Quorum present.

At 10:45 a.m., Hon. Brian Maienschein, 76th 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 personal business, and waiving per diem: Assembly Member Rendon.

Because of illness: Assembly Members Bryan, Essayli, Luz Rivas, and Villapudua.

On medical leave: Assembly Members Addis and Megan Dahle.

COMMUNICATIONS

The following communications were presented by the Chief Clerk and ordered printed in the Journal:

January 17, 2024

Sue Parker

*Chief Clerk of the Assembly
State Capitol, Room 319
Sacramento, California*

Dear Ms. Parker: Please be advised that I have appointed Assembly Member Damon Connolly to replace Assembly Member Wendy Carrillo on the Assembly Appropriations Committee for the Thursday, January 18 hearing only.

Sincerely,

ROBERT RIVAS
Speaker of the Assembly

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committee was permitted to meet:

Privacy and Consumer Protection, to convene jointly with Arts, Entertainment, Sports, and Tourism, on Tuesday, February 13, 2024, at 1:30 p.m., in Room 444.

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 1845—Alanis. An act to add and repeal Article 8 (commencing with Section 6049) of Chapter 5 of Title 7 of Part 3 of the Penal Code, relating to crimes.

ASSEMBLY BILL NO. 1846—Bauer-Kahan (Principal coauthor: Petrie-Norris). An act to add Section 68556 to the Government Code, relating to courts.

ASSEMBLY BILL NO. 1847—Essayli. An act to amend Section 16512 of the Welfare and Institutions Code, relating to child welfare.

ASSEMBLY BILL NO. 1848—Davies. An act to amend Section 11353.1 of the Health and Safety Code, relating to controlled substances.

ASSEMBLY BILL NO. 1849—Grayson. An act to amend Section 1793.22 of the Civil Code, relating to consumer warranties.

ASSEMBLY BILL NO. 1850—Pellerin (Coauthors: Addis, Berman, Hart, Jim Patterson, Ting, Waldron, and Wood) (Coauthors: Senators Becker, Laird, and Wilk). An act to add Section 425.13 to the Government Code, relating to state government.

ASSEMBLY BILL NO. 1851—Holden. An act to add Article 4.5 (commencing with Section 32247) of Chapter 2 of Part 19 of Division 1 of Title 1 of the Education Code, relating to drinking water.

ASSEMBLY BILL NO. 1852—Pacheco (Principal coauthor: Senator Portantino). An act to amend Section 54956.96 of the Government Code, relating to local government.

ASSEMBLY BILL NO. 1853—Villapudua. An act to amend Sections 50087 and 50205 of the Public Utilities Code, relating to transportation.

ASSEMBLY BILL NO. 1854—Schiavo. An act to amend Section 800 of the Military and Veterans Code, relating to the military.

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 127—Irwin. Relative to Engineers Week.

HOUSE RESOLUTION NO. 65—Wallis. Relative to Enrolled Agents' Day.

AUTHOR’S AMENDMENTS
Committee on Appropriations

January 17, 2024

Mr. Speaker: The Chair of your Committee on Appropriations reports:
Senate Bill No. 21

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

HOLDEN, Chair

SENATE BILL NO. 21—An act to amend Section 367.75 of the Code of Civil Procedure, relating to courts, and declaring the urgency thereof, to take effect immediately.

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.

MESSAGES FROM THE GOVERNOR
CONCERNING PARDONS, COMMUTATIONS,
REPRIEVES, AND PAROLE DECISIONS

The following messages from the Governor were received and ordered printed in the Journal:

Governor’s Office, Sacramento
January 16, 2024

Sue Parker
Chief Clerk of the Assembly
State Capitol, Room 319
Sacramento, California

Dear Ms. Parker: I enclose Governor Newsom’s 2023 Executive Reports on Parole Decisions and Pardons, Commutations of Sentence, and Reprieves, both issued pursuant to article V, section 8 of the California Constitution.

Sincerely,

DAVID SAPP
Legal Affairs Secretary

Governor's Office, Sacramento

To the Members of the Senate and Assembly of the State of California:

I submit this report as required by article V, section 8, subdivision (b) of the California Constitution.

The parole process in California, a critical cornerstone of our criminal justice system, is made stronger by the efforts of many in state government including the California Department of Corrections and Rehabilitation under the leadership of Secretary Jeff Macomber, the Board of Parole Hearings, including the Parole Commissioners and the Deputy Parole Commissioners, under the leadership of Executive Officer Jennifer Shaffer, and the Division of Adult Parole Operations under the leadership of Director Jason Johnson. I also wish to acknowledge the Office of Victim and Survivor Rights and Services led by Chief Katie James.

I am also grateful to our community partners who provide rehabilitative programming in prisons and reentry services in the community, attorneys who represent incarcerated people in the parole process, victim advocates and representatives, prosecutors, and the people in prison, on parole, and post-parole who have committed themselves to rehabilitation and accountability.

Finally, I acknowledge and thank crime victims and survivors for their participation in the parole process. I have been inspired by their courage and resilience.

The report may be found at www.gov.ca.gov/clemency, or, for a printed copy, contact the Governor's Office at 916-445-2841. Crime victims and survivors who would like information about the parole process and clemency notifications, restitution, and who need general victim resources please call 1-877-256-6877, email victimservices@cdcr.ca.gov, or visit www.cdcr.ca.gov/victim-services. Californians who would like information and instructions on how to apply for clemency may visit www.gov.ca.gov/clemency.

I look forward to our continued partnership in ensuring a fair criminal justice system for all Californians.

Sincerely,

GAVIN NEWSOM

Governor's Office, Sacramento

To the Members of the Senate and Assembly of the State of California:

In accordance with article V, section 8 of the California Constitution, Penal Code section 4807, and Government Code section 12017, I submit to you a report on the clemency grants I issued in 2023. I pardoned four people and granted reprieves to four people.

This report includes the pardon and reprieve certificates, and the application forms submitted for each pardon.

My constitutional authority to grant clemency in criminal cases in the form of pardons, commutations of sentence, and reprieves is an important part of California's criminal justice system that can promote accountability, rehabilitation, public safety, make jails and prisons safer, and correct unjust results in the legal system.

The report may be found at www.gov.ca.gov/clemency, or, for a printed copy, contact the Governor's Office at 916-445-2841. Crime victims and survivors who would like information about parole and clemency notification, restitution, and referral and support services can call 1-877-256-6877, email victimservices@cdcr.ca.gov, or visit www.cdcr.ca.gov/victim-services. Californians who would like information about how to apply for clemency can visit www.gov.ca.gov/clemency.

I look forward to our continued partnership in ensuring a fair criminal justice system for all Californians.

Sincerely,

GAVIN NEWSOM

Above reports referred to the Committee on Public Safety.

**CONSIDERATION OF DAILY FILE
ASSEMBLY BILLS RETURNED TO SECOND READING FILE
PURSUANT TO THE RULES**

Pursuant to the Assembly Rules, the following Assembly bill was this day on the second reading file:

Assembly Bill No. 960, ordered to the third reading file.

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 817—An act to add Section 54953.05 to the Government Code, relating to local government.

Bill read second time; amendments proposed by the Committee on Local Government read and adopted; bill ordered reprinted and to be returned to the second reading file.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 17, 2024

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

Assembly Concurrent Resolution No. 120

Assembly Concurrent Resolution No. 125

And reports the same correctly engrossed.

SUE PARKER, Chief Clerk

Above resolutions ordered on file.

Assembly Chamber, January 17, 2024

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

Assembly Concurrent Resolution No.122

And reports the same correctly engrossed.

SUE PARKER, Chief Clerk

Above resolution ordered to the Consent Calendar.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 9 a.m., Thursday,
January 18, 2024.

ROBERT RIVAS, Speaker

DANIEL ALVAREZ, Assistant Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JANUARY 17, 2024**

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

AB RN
817 2404110

SB RN
21 2402572

Daily Total: 2

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