

CALIFORNIA LEGISLATURE
2023–24 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, January 26, 2023

FIFTEENTH SESSION DAY

FIFTY-THIRD 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.

(Please direct any inquiries and report any omissions or errors to Minute Clerk: Phone 916-319-2360)

(Corrected 3-13-23)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, January 26, 2023

The Assembly met at 9 a.m.

Hon. Stephanie Nguyen, Assistant Speaker pro Tempore of the Assembly, presiding.

Chief Clerk Sue Parker at the Desk.

Reading Clerk David A. Bowman reading.

ROLLCALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Reyes moved a quorum call of the Assembly.
Motion carried. Time, 9:06 a.m.

The Assistant Speaker pro Tempore directed the Sergeant at Arms to close the doors and to bring in the absent Members.

Quorum Present

At 9:11 a.m., Assistant Speaker pro Tempore Nguyen declared a quorum of the Assembly present.

The rollcall was completed, and the following answered to their names—78:

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

PRAYER

Upon invitation of Assistant Speaker pro Tempore Nguyen, the following prayer was offered by Chaplain Imam Mohammad Yasir Khan:

In the name of God, the most gracious, the most merciful:

Almighty God, Please always keep us mindful that every good thing we have, every possession, every talent, every relationship, our health, and very life itself, is a gift from You. Mindful of these blessings, make us always generous. Look now upon this Assembly and fill us with the spirit of Your wisdom. May every decision made reflect Your goodness, promote and protect the dignity of every member of our society, especially the weakest and most vulnerable among us, and be for the peace and well-being of all.

Bless this legislative body with clear vision, deep insight, and courage to seek and do what is right. In Your gracious mercy, Lord, may each strive to see the best in everyone else. It is then that they can discern what is best for all, here, and in the world around us.—*Ameen*.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Assistant Speaker pro Tempore Nguyen, Assembly Member Reyes then led the Assembly in the pledge of allegiance to the Flag.

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Assembly Member Hart, seconded by Assembly Member Flora.

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 Member Vince Fong.

Because of illness: Assembly Member Waldron.

(NOTE: For letter explaining the absence of Assembly Member Vince Fong on this day on legislative business, pursuant to the Assembly Rules, see Assembly Journal for January 25, 2023.)

REFERRAL OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to committee:

Assembly

<i>Bill No.</i>	<i>Committee</i>
1 -----	P.E. & R.
9 -----	Nat. Res.
11 -----	A. & A.R.
12 -----	Jud.
13 -----	Elections
13 -----	G.O.
18 -----	Pub. S.
19 -----	Ed.
20 -----	Jud.
20 -----	Hum. S.
21 -----	Pub. S.
23 -----	Pub. S.
27 -----	Pub. S.
29 -----	Pub. S.
29 -----	Health
30 -----	W., P., & W.
32 -----	Pub. S.
35 -----	Budget
37 -----	Elections
38 -----	B. & P.
39 -----	B. & F.
40 -----	E.M.
40 -----	Health
41 -----	C. & C.
42 -----	H. & C.D.
42 -----	L. Gov.
45 -----	Nat. Res.
46 -----	Rev. & Tax.
47 -----	Health
48 -----	Health
48 -----	Jud.
54 -----	Agri.
55 -----	Health
56 -----	Pub. S.
57 -----	Nat. Res.
58 -----	L. & E.
59 -----	Rev. & Tax.
62 -----	W., P., & W.
67 -----	Pub. S.
67 -----	Jud.
70 -----	Health
70 -----	Jud.
71 -----	Ed.
75 -----	Pub. S.
76 -----	Pub. S.
77 -----	Health
82 -----	Health
82 -----	Jud.
83 -----	Elections

84	-----	Rev. & Tax.
84	-----	H. & C.D.
85	-----	Health
87	-----	Ed.
88	-----	Pub. S.
89	-----	Pub. S.
90	-----	Health
91	-----	Higher Ed.
92	-----	Pub. S.
94	-----	Hum. S.
95	-----	Ed.
96	-----	L. & E.
97	-----	Pub. S.
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221	-----	Budget
223	-----	Jud.
226	-----	Higher Ed.
228	-----	Health
229	-----	Pub. S.
230	-----	Ed.
231	-----	B. & F.
236	-----	Health
237	-----	Ed.

Assembly Concurrent

<i>Resolution No.</i>	<i>Committee</i>
4	----- Rls.
5	----- Rls.
6	----- Rls.
7	----- Trans.

House

<i>Resolution No.</i>	<i>Committee</i>
7	----- Rls.
8	----- Rls.
10	----- Rls.

Senate Concurrent

<i>Resolution No.</i>	<i>Committee</i>
9	----- Rls.
10	----- Rls.
12	----- Rls.

REQUEST FOR PHOTOGRAPHER

Assembly Member Ramos was granted unanimous consent that photographers be permitted on the Floor of the Assembly.

ASSEMBLY RULE 118(a) SUSPENDED—PRIVILEGES OF THE FLOOR

Assembly Member Ramos was granted unanimous consent that Assembly Rule 118(a) be suspended granting the privileges of the Floor and permitting guests in the Chamber and on the Floor.

RECESS

By unanimous consent, at 9:20 a.m., Assistant Speaker pro Tempore Nguyen declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Ramos introduced guests from the Picayune Rancheria of Chukchansi Indians: Janet Bill, Chair; Laurie Arriaga, Vice Chair; and Pam Coronado, Secretary.

RECONVENED

At 9:25 a.m., the Assembly reconvened.

Assistant Speaker pro Tempore of the Assembly, Stephanie Nguyen, 10th District, presiding.

INTRODUCTION OF GUESTS

Assembly Member Gipson, of the 65th Assembly District, introduced Light of the World Church Youth group.

Assembly Member Kalra, of the 25th Assembly District, introduced Kate Shindle, President of the Actors' Equity Association.

SPECIAL RECOGNITION

The Members of the Assembly joined Assistant Speaker pro Tempore Nguyen in extending best wishes to Assembly Member Bonta upon the occasion of her birthday.

The Members of the Assembly joined Assistant Speaker pro Tempore Nguyen in extending best wishes to Assembly Members Reyes and Ramos upon the occasion of their upcoming birthdays.

MOMENT OF SILENCE

Assistant Speaker pro Tempore Nguyen, on request of Assembly Member Berman, was joined by the Members of the Assembly in observing a moment of silence to honor the memory of all of the victims of the mass shooting in the community of Half Moon Bay on Monday, January 23, 2023.

ADJOURN IN MEMORY

Assembly Member Ramos was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of his father, James R. Ramos, resident of East Highlands.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Gabriel was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of his grandmother, Lillian Gabriel, resident of Calabasas.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Members Quirk-Silva and Joe Patterson were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Hon. Bruce Young of Orange County.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Ward was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Deanna Spehn of San Diego.

(Assembly Rule 45.5 suspended.)

ANNOUNCEMENTS

Assistant Speaker pro Tempore Nguyen announced the following session schedule:

Friday, January 27, 2023, No session;

Monday, January 30, 2023, Floor Session, 1 p.m.

ADJOURN IN MEMORY

Assembly Member Joe Patterson was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Kenneth Anderson of Loomis.

MOTION TO ADJOURN

At 9:47 a.m., Assembly Member Hart moved that the Assembly do now adjourn.

Assembly Member Flora seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 9:47 a.m., Assistant Speaker pro Tempore Nguyen declared the quorum call of the Assembly dispensed with.

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 296—Rodriguez. An act to add Article 6.1 (commencing with Section 53123) to Chapter 1 of Part 1 of Division 2 of Title 5 of the Government Code, relating to emergency services.

ASSEMBLY BILL NO. 297—Vince Fong. An act to amend Section 4124.5 of the Public Resources Code, relating to fire prevention.

ASSEMBLY BILL NO. 298—Mathis, Davies, and Ramos (Coauthors: Juan Carrillo, Maienschein, Muratsuchi, Rodriguez, Villapudua, Ward, and Wicks). An act to add Section 14635.5 to the Government Code, relating to the State Capitol.

ASSEMBLY BILL NO. 299—Holden. An act to add Section 32050 to the Education Code, relating to hazing.

ASSEMBLY BILL NO. 300—Papan. An act to amend Section 8209 of the Government Code, relating to notaries public.

ASSEMBLY BILL NO. 301—Bauer-Kahan (Principal coauthors: Berman, Connolly, and Mike Fong). An act to repeal and add Section 31360 of the Penal Code, relating to crimes.

ASSEMBLY BILL NO. 302—Ward. An act to add Section 11546.8 to the Government Code, relating to automated decision systems.

ASSEMBLY BILL NO. 303—Davies. An act to amend Section 30010 of the Penal Code, relating to firearms.

ASSEMBLY BILL NO. 304—Holden. An act to repeal and add Section 68555 of the Government Code, and to amend Section 1203.097 of the Penal Code, relating to domestic violence.

ASSEMBLY BILL NO. 305—Villapudua (Coauthors: Juan Carrillo, Flora, and Robert Rivas). An act relating to flood protection.

ASSEMBLY BILL NO. 306—Sanchez. An act to add Section 12098.6.1 to the Government Code, relating to state government.

ASSEMBLY BILL NO. 307—Chen. An act to amend Section 8698.6 of the Business and Professions Code, relating to structural fumigation.

ASSEMBLY BILL NO. 308—Alanis. An act to add Section 5011.4 to the Public Resources Code, relating to state parks.

ASSEMBLY BILL NO. 309—Lee, Wendy Carrillo, and Kalra (Coauthors: Bennett, Haney, and Ward) (Coauthors: Senators Allen, Menjivar, and Wiener). An act to add Section 50103 to the Health and Safety Code, relating to housing.

ASSEMBLY BILL NO. 310—Arambula. An act to amend Section 11200 of the Welfare and Institutions Code, relating to CalWORKS.

ASSEMBLY BILL NO. 311—Santiago (Principal coauthor: Senator Hurtado) (Coauthors: Addis, Arambula, Bryan, Garcia, McKinnor, Stephanie Nguyen, and Ortega) (Coauthors: Senators Durazo, Gonzalez, and Wiener). An act to amend Section 18930 of the Welfare and Institutions Code, relating to public social services.

ASSEMBLY BILL NO. 312—Reyes and Ward. An act to add Chapter 2.6 (commencing with Section 50480) to Part 2 of Division 31 of the Health and Safety Code, relating to housing.

ASSEMBLY BILL NO. 313—Vince Fong. An act to amend Section 679.03 of the Penal Code, relating to corrections.

ASSEMBLY BILL NO. 314—Jim Patterson. An act to amend Section 6388.5 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 315—Bauer-Kahan. An act to add Article 10 (commencing with Section 17620) to Chapter 1 of Part 3 of Division 7 of the Business and Professions Code, relating to false advertising.

ASSEMBLY BILL NO. 316—Aguiar-Curry (Principal coauthors: Kalra and Lackey) (Coauthors: Wendy Carrillo, Grayson, Ortega, Schiavo, Ward, Wicks, and Wood). An act to add Section 38751 to the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 317—Weber. An act to amend Section 1368.5 of the Health and Safety Code, and to amend Section 10125.1 of the Insurance Code, relating to health care coverage.

ASSEMBLY BILL NO. 318—Addis. An act to repeal Section 18806 of the Health and Safety Code, relating to mobilehomes.

ASSEMBLY BILL NO. 319—Connolly. An act to add Chapter 8 (commencing with Section 18710) to Part 2.1 of Division 13 of the Health and Safety Code, relating to mobilehomes.

ASSEMBLY BILL NO. 320—Lee. An act to amend Sections 69510, 69511, and 69511.5 of the Education Code, relating to student financial aid.

ASSEMBLY BILL NO. 321—Wilson (Coauthors: Berman, Bonta, and Connolly) (Coauthors: Senators Dodd and Wiener). An act to add and repeal Section 6377.2 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 9—Irwin (Coauthor: Luz Rivas). Relative to Engineers Week.

AUTHOR'S AMENDMENTS **Committee on Elections**

January 26, 2023

Mr. Speaker: The Chair of your Committee on Elections reports:

Assembly Bill No. 13

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

BRYAN, Chair

ASSEMBLY BILL NO. 13—An act to amend Section 7.1 of the Civil Code, to amend Sections 1100, 2170, 3001, 3011, 3015, 3017, 3020, 3102, 3106, 3110, 3111, 3116.5, 12283, and 14212 of, to add Sections 3006 and 3007 to, and to repeal Sections 357.5, 3000.5, 3016, 3016.7, 3025.5, 3025.7, 4005, 4005.5, 4005.7, 4006, and 4007 of, the Elections Code, and to amend Sections 6700, 19853, and 19853.1 of the Government Code, relating to elections.

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.

Committee on Rules

January 26, 2023

Mr. Speaker: The Chair of your Committee on Rules reports:

House Resolution No. 8

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

RAMOS, Chair

HOUSE RESOLUTION NO. 8—Relative to Enrolled Agents' Day.

Resolution read.

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

REPORTS OF STANDING COMMITTEES
Committee on Rules

Date of Hearing: January 26, 2023

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 4.

With the recommendation: Be adopted.

RAMOS, Chair

Above resolution ordered to third reading.

Date of Hearing: January 26, 2023

Mr. Speaker: Your Committee on Rules reports:

House Resolution No. 7

House Resolution No. 10

With the recommendation: Be adopted.

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

RAMOS, Chair

Above resolutions ordered to Consent Calendar.

Date of Hearing: January 26, 2023

Mr. Speaker: Your Committee on Rules reports:

Senate Concurrent Resolution No. 10

With the recommendation: Be adopted.

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

RAMOS, Chair

Above resolution ordered to Consent Calendar.

MESSAGES FROM THE SENATE

Senate Chamber, January 26, 2023

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 15

ERIKA CONTRERAS, Secretary of the Senate

By Bernadette McNulty, Assistant Secretary

FIRST READING OF SENATE BILLS

The following resolution was read:

SENATE CONCURRENT RESOLUTION NO. 15—Relative to Stand Against Hate Action Day.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Hart, the Assembly adjourned until 1 p.m., Monday, January 30, 2023, out of respect to the memory of James R. Ramos on motion of Assembly Member Ramos, out of respect to the memory of Lillian Gabriel on motion of Assembly Member Gabriel, out of respect to the memory of Hon. Bruce Young on motion of Assembly Members Quirk-Silva and Joe Patterson, out of respect to the memory of Deanna Spehn on motion of Assembly Member Ward, and out of respect to the memory of Kenneth Anderson on motion of Assembly Member Joe Patterson.

ANTHONY RENDON, Speaker

AMY LEACH, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JANUARY 26, 2023**

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

AB RN
13 2302633

HR RN
8 2305073

Daily Total: 2

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