

CALIFORNIA LEGISLATURE  
2021–22 REGULAR SESSION

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# ASSEMBLY DAILY JOURNAL

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**Wednesday, January 27, 2021**

**ELEVENTH SESSION DAY**

**FIFTY-SECOND CALENDAR DAY**

**AT SACRAMENTO, CALIFORNIA**



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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 3-11-21)

## PROCEEDINGS OF THE ASSEMBLY

### IN ASSEMBLY

Assembly Chamber, Sacramento  
Wednesday, January 27, 2021

The Assembly met at 12 noon.

Hon. Rebecca Bauer-Kahan, 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 Low moved a quorum call of the Assembly.

Motion carried. Time, 12:05 p.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 12:09 p.m., Assistant Speaker pro Tempore Bauer-Kahan declared a quorum of the Assembly present.

The rollcall was completed, and the following answered to their names—75:

Aguiar-Curry	Daly	Lee	Rivas, R.
Arambula	Davies	Levine	Rodriguez
Bauer-Kahan	Flora	Low	Rubio
Bennett	Fong	Maienschein	Salas
Berman	Friedman	Mathis	Santiago
Bigelow	Gabriel	Mayes	Seyarto
Bloom	Gallagher	McCarty	Smith
Boerner Horvath	Garcia, E.	Medina	Stone
Bonta	Gipson	Muratsuchi	Ting
Burke	Gonzalez	Nazarian	Valladares
Calderon	Gray	Nguyen	Villapudua
Carrillo	Grayson	O'Donnell	Voepel
Cervantes	Holden	Patterson	Waldron
Chau	Irwin	Petrie-Norris	Ward
Chen	Jones-Sawyer	Quirk	Weber
Chiu	Kalra	Quirk-Silva	Wicks
Choi	Kamlager	Ramos	Wood
Cooley	Kiley	Reyes	Mr. Speaker
Cunningham	Lackey	Rivas, L.	

**PRAYER**

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

In the name of God, the most gracious, the most merciful.  
*Almighty God*, May it be Your will that we allow our eyes to see the suffering of others, use our voices to cry out against injustice, and commit our strength to create a more tolerant and compassionate world.—*Ameen*.

**PLEDGE OF ALLEGIANCE TO THE FLAG**

Upon request of Assistant Speaker pro Tempore Bauer-Kahan, Assembly Member Weber 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 Reyes, seconded by Assembly Member Waldron.

**LEAVES OF ABSENCE FOR THE DAY**

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

*Because of a death in his family, per diem waived for the 2021–22 Session (Assembly Journal, page 76): Assembly Member Cooper.*

*Because of illness: Assembly Member Megan Dahle.*

*Because of illness in their families: Assembly Members Cristina Garcia and Mullin.*

*On medical leave: Assembly Member Frazier.*

**COMMUNICATIONS**

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

January 25, 2021

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

Dear Speaker Rendon: I am providing notice pursuant to Joint Rule 44(b)(5)(ii) that I believe that I should abstain from participating in the Assembly Floor vote on Wednesday, January 27, relating to the approval of my confirmation as Secretary of State because of my personal interest. Please excuse me from voting on this issue.

Sincerely,

SHIRLEY N. WEBER, Ph.D., Assembly Member  
 Seventy-ninth District

**ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, January 27, 2021

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:  
Assembly Bill No. 119

And reports the same correctly engrossed.

SUE PARKER, Chief Clerk

Above bill re-referred to committee.

**SPECIAL RECOGNITION**

The Members of the Assembly joined Assistant Speaker pro Tempore Bauer-Kahan in extending best wishes to Assembly Member Reyes upon the occasion of her birthday.

**CONSIDERATION OF DAILY FILE  
UNFINISHED BUSINESS  
GOVERNOR'S APPOINTMENTS**

**MOTION TO CONFIRM GOVERNOR'S APPOINTMENT**

Assembly Member Reyes moved that the Assembly advise and consent to the appointment by the Governor of the Honorable Shirley N. Weber, Ph.D., to the Office of Secretary of State.

Assembly Member Holden seconded the motion.

The question being: Will the Assembly advise and consent to the appointment by the Governor of the Honorable Shirley N. Weber, Ph.D., to the Office of Secretary of State?

The roll was opened, and the Governor's appointment confirmed by the following vote:

**AYES—74**

Aguiar-Curry	Daly	Lee	Rivas, R.
Arambula	Davies	Levine	Rodriguez
Bauer-Kahan	Flora	Low	Rubio
Bennett	Fong	Maienschein	Salas
Berman	Friedman	Mathis	Santiago
Bigelow	Gabriel	Mayes	Seyarto
Bloom	Gallagher	McCarty	Smith
Boerner Horvath	Garcia, E.	Medina	Stone
Bonta	Gipson	Muratsuchi	Ting
Burke	Gonzalez	Nazarian	Valladares
Calderon	Gray	Nguyen	Villapudua
Carrillo	Grayson	O'Donnell	Voepel
Cervantes	Holden	Patterson	Waldron
Chau	Irwin	Petrie-Norris	Ward
Chen	Jones-Sawyer	Quirk	Wicks
Chiu	Kalra	Quirk-Silva	Wood
Choi	Kamlager	Ramos	Mr. Speaker
Cooley	Kiley	Reyes	
Cunningham	Lackey	Rivas, L.	

**NOES—None****CONGRATULATIONS EXTENDED**

Assistant Speaker pro Tempore Bauer-Kahan was joined by the Members of the Assembly in extending congratulations to the Honorable Shirley N. Weber, Ph.D., on her Assembly confirmation to the Office of Secretary of State, whereupon she arose and addressed the assemblage.

**COMMUNICATIONS**

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

January 27, 2021

*The Honorable Gavin Newsom  
Governor, State of California  
State Capitol, First Floor  
Sacramento, California*

Dear Governor Newsom: The Assembly on this day did advise and consent to the confirmation of the Governor's appointment of the Honorable Shirley N. Weber, Ph.D., to the Office of Secretary of State by a vote of 74-0.

Sincerely,

SUE PARKER  
Chief Clerk

**Receipt**

On this date, January 27, 2021, at this time, 3:20 p.m., a letter regarding the Assembly vote on the confirmation of the Honorable Shirley N. Weber to the Office of Secretary of State was received by:

SAMUEL MILLER  
Assistant Legislative Deputy

**COMMITTEE MEETING ANNOUNCEMENTS**

Assistant Speaker pro Tempore Bauer-Kahan announced that the Committee on Rules would meet prior to Floor Session tomorrow, not after Floor Session as previously scheduled.

**COMMITTEE MEETING CANCELED**

Assistant Speaker pro Tempore Bauer-Kahan announced that the meeting of the Committee on Education scheduled for today has been canceled.

**VOTE ADDS**

The following Assembly Members were granted unanimous consent to record their votes on the following item:

**Reyes Motion to Advise and Consent to the Appointment by the Governor of the Honorable Shirley N. Weber, Ph.D., to the Office of Secretary of State:** Chiu, Patterson, Quirk, and Santiago—Aye.

**QUORUM CALL OF THE ASSEMBLY DISPENSED WITH**

At 12:48 p.m., without objection, Assistant Speaker pro Tempore Bauer-Kahan declared the quorum call of the Assembly dispensed with.

**ADJOURN IN MEMORY**

Assembly Member Eduardo Garcia was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Father Francisco Valdovinos of Mecca.

(Assembly Rule 45.5 suspended.)

**ADJOURN IN MEMORY**

Assembly Members Grayson, Bonta, and Bauer-Kahan were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Tom Guarino of Pleasant Hill.

(Assembly Rule 45.5 suspended.)

**ADJOURN IN MEMORY**

Assembly Member Chen was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Michael Abboud of Glendale.

(Assembly Rule 45.5 suspended.)

**ANNOUNCEMENTS**

Assistant Speaker pro Tempore Bauer-Kahan announced the following session schedule:

Thursday, January 28, 2021, Floor Session, 9 a.m.;

Friday, January 29, 2021, No session.

**ADJOURN IN MEMORY**

Assembly Member Daly was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Bill Roberts of Santa Ana.

Assembly Member Salas was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Maria Gloria Salas of Bakersfield.

Assembly Member Salas was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Maria Socorro Salas of Bakersfield.

**MOTION TO ADJOURN**

At 1:15 p.m., Assembly Member Bonta moved that the Assembly do now adjourn.

Assembly Member Grayson seconded the motion.

Motion carried.

**INTRODUCTION AND FIRST READING OF  
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

**ASSEMBLY BILL NO. 329—Bonta (Principal coauthors: Senators Hertzberg and Skinner).** An act to amend Section 1269b of, and to add Sections 1269d and 1302.5 to, the Penal Code, relating to bail.

**ASSEMBLY BILL NO. 330—Kamlager.** An act to amend Section 631 of the Unemployment Insurance Code, relating to unemployment compensation.

**ASSEMBLY BILL NO. 331—Jones-Sawyer.** An act to amend Section 490.4 of the Penal Code, relating to theft, and declaring the urgency thereof, to take effect immediately.

**ASSEMBLY BILL NO. 332—Committee on Environmental Safety and Toxic Materials (Assembly Members Quirk (Chair), Smith (Vice Chair), Arambula, Bauer-Kahan, Megan Dahle, Cristina Garcia, Holden, and Mathis).** An act to add and repeal Section 25150.75 of the Health and Safety Code, relating to hazardous waste, and declaring the urgency thereof, to take effect immediately.

**ASSEMBLY BILL NO. 333—Kamlager.** An act to amend Section 186.22 of, and to add Section 1109 to, the Penal Code, relating to criminal gangs.

**ASSEMBLY BILL NO. 334—Mullin (Coauthor: Senator Stern).** An act to amend Section 3212.11 of the Labor Code, relating to workers' compensation.

**ASSEMBLY BILL NO. 335—Boerner Horvath (Principal coauthor: Senator Bates).** An act to amend Section 1798.145 of the Civil Code, relating to privacy.

**ASSEMBLY BILL NO. 336—Villapudua.** An act to amend Section 53398.51.1 of the Government Code, relating to enhanced infrastructure financing districts.

The following resolution was offered:

**HOUSE RESOLUTION NO. 15—Luz Rivas.** Relative to American Heart Month and Wear Red Day.

**ADJOURNMENT**

At 3:30 p.m., pursuant to the motion by Assembly Member Bonta, the Assembly adjourned until 9 a.m., Thursday, January 28, 2021, out of respect to the memory of Father Francisco Valdovinos on motion of Assembly Member Eduardo Garcia; out of respect to the memory of Tom Guarino on motion of Assembly Members Grayson, Bonta, and Bauer-Kahan; out of respect to the memory of Michael Abboud on motion of Assembly Member Chen; out of respect to the memory of Bill Roberts on motion of Assembly Member Daly; out of respect to the memory of Maria Gloria Salas on motion of Assembly Member Salas; and out of respect to the memory of Maria Socorro Salas on motion of Assembly Member Salas.

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ANTHONY RENDON, Speaker

AMY LEACH, Minute Clerk