

CALIFORNIA LEGISLATURE  
2021–22 REGULAR SESSION

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# ASSEMBLY DAILY JOURNAL

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**Monday, February 1, 2021**  
**THIRTEENTH SESSION DAY**  
**FIFTY-SEVENTH 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.

## PROCEEDINGS OF THE ASSEMBLY

### IN ASSEMBLY

Assembly Chamber, Sacramento  
Monday, February 1, 2021

The Assembly met at 1 p.m.  
Hon. Kevin Mullin, 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 Wicks moved a quorum call of the Assembly.  
Motion carried. Time, 1:05 p.m.  
The Speaker pro Tempore directed the Sergeant at Arms to close the  
doors, and to bring in the absent Members.

#### Quorum Present

At 1:14 p.m., Speaker pro Tempore Mullin declared a quorum of the  
Assembly present.

The rollcall was completed, and the following answered to their  
names—76:

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

**PRAYER**

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

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

You have given us the freedom to choose between good and evil. Allow us to remain steadfast to choose good for California, that tomorrow's generation may inherit from us the blessings of dignity and freedom, prosperity and peace.

May this be God's will.—*Ameen.*

**PLEDGE OF ALLEGIANCE TO THE FLAG**

Upon request of Speaker pro Tempore Mullin, Assembly Member Ting 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 Flora.

**LEAVES OF ABSENCE FOR THE DAY**

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

*Because of illness in her family: Assembly Member Waldron.*

*On medical leave: Assembly Member Frazier.*

*On medical leave, and waiving per diem: Assembly Member Quirk.*

**COMMUNICATIONS**

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

Governor's Office, Sacramento

February 1, 2021

*The Honorable Anthony Rendon*

*Speaker of the Assembly*

*State Capitol, Room 219*

*Sacramento, California*

Dear Speaker Rendon: I hereby designate Angie Wei, Joseph Freeman, Stuart Thompson, and Samuel Miller as persons on my staff who may sign for enrolled bills pursuant to Section 9509 of the Government Code.

Thank you for your attention to this matter.

Sincerely,

GAVIN NEWSOM

### ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 29, 2021

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

Assembly Concurrent Resolution No. 11

Assembly Concurrent Resolution No. 14

And reports the same correctly engrossed.

SUE PARKER, Chief Clerk

Above resolutions ordered to the Consent Calendar.

### REFERENCE OF BILLS PURSUANT TO ASSEMBLY RULE 51

Pursuant to Assembly Rule 51, Assembly Member Reyes was granted unanimous consent that Senate Bill No. 29 be referred to the Committee on Elections.

### SPECIAL RECOGNITION

The Members of the Assembly joined Speaker pro Tempore Mullin in extending best wishes to Assembly Member Boerner Horvath upon the occasion of her birthday.

### DEBATE AND DECORUM

Speaker pro Tempore Mullin reminded the Body to observe physical distancing guidelines when conversing on the Floor.

### CONSIDERATION OF DAILY FILE THIRD READING OF ASSEMBLY BILLS

**HOUSE RESOLUTION NO. 13 (Eduardo Garcia)**—Relative to Tom Flores.

Resolution read.

### Members Made Coauthors of House Resolution No. 13

Upon request of Assembly Member Eduardo Garcia, the following Members were permitted to be listed as additional coauthors of House Resolution No. 13.

### Additional Coauthors

The following Assembly Members requested to be listed as additional coauthors:

Aguiar-Curry, Bauer-Kahan, Bennett, Berman, Bigelow, Bloom, Boerner Horvath, Bonta, Burke, Calderon, Carrillo, Cervantes, Chau, Chen, Chiu, Choi, Cooley, Cooper, Cunningham, Megan Dahle, Daly, Davies, Fong, Friedman, Gallagher, Cristina Garcia, Gipson, Lorena Gonzalez, Gray, Grayson, Holden, Irwin, Jones-Sawyer, Kalra, Kamlager, Lackey, Lee, Levine, Low, Maienschein, Mathis, McCarty, Medina, Mullin, Nazarian, Nguyen, O'Donnell, Patterson, Pretie-Norris, Quirk-Silva, Ramos, Rendon, Reyes, Robert Rivas, Rodriguez, Blanca Rubio, Salas, Seyarto, Smith, Ting, Valladares, Villapudua, Voepel, Ward, Wicks, and Wood.

### Request for Unanimous Consent

Assembly Member Eduardo Garcia was granted unanimous consent to take up House Resolution No. 13, as revised, without reference to print or file, and that the same be considered engrossed.

### Consideration of House Resolution No. 13, as Revised

**HOUSE RESOLUTION NO. 13**—Relative to Tom Flores.

Resolution read, as revised, and adopted.

**ADJOURN IN MEMORY**

Assembly Members Cunningham, Nazarian, and Bloom were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Hon. Katcho Achadjian, former Member of the Assembly, resident of Arroyo Grande.

(Assembly Rule 45.5 suspended.)

**ADJOURN IN MEMORY**

Assembly Members Ramos and Reyes were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jesus Esparza Munoz of Yucaipa.

(Assembly Rule 45.5 suspended.)

**ADJOURN IN MEMORY**

Assembly Members Muratsuchi, Cooper, Ting, Bonta, and Chau, and Speaker Rendon were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Georgette Imura of Sacramento.

(Assembly Rule 45.5 suspended.)

**ADJOURN IN MEMORY**

Assembly Member Gipson was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Reverend Dr. David L. Tate, Sr. of Carson.

(Assembly Rule 45.5 suspended.)

**ADJOURN IN MEMORY**

Assembly Member Gipson was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Dr. Willie O. Jones, former Compton City Councilmember, resident of Compton.

(Assembly Rule 45.5 suspended.)

**ADJOURN IN MEMORY**

Assembly Member Medina was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Dr. Carla Thornton, Moreno Valley Councilmember, resident of Moreno Valley.

(Assembly Rule 45.5 suspended.)

**ANNOUNCEMENTS**

Speaker pro Tempore Mullin announced the following session schedule:

Tuesday, February 2, 2021, Check-in Session, 7 a.m.–3 p.m.;

Wednesday, February 3, 2021, Check-in Session, 7 a.m.–3 p.m.;

Thursday, February 4, 2021, Floor Session, 9 a.m.

**ADJOURN IN MEMORY**

Assembly Member Mullin was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Eve Visconti of Foster City.

**MOTION TO ADJOURN**

At 2:11 p.m., Assembly Member Reyes moved that the Assembly do now adjourn.

Assembly Member Friedman seconded the motion.

Motion carried.

**QUORUM CALL OF THE ASSEMBLY DISPENSED WITH**

At 2:11 p.m., Speaker pro Tempore Mullin 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. 356—Chen (Coauthors: Flora and Santiago).** An act to amend Section 107110 of the Health and Safety Code, relating to public health.

**ASSEMBLY BILL NO. 357—Kamlager.** An act relating to housing.

**ASSEMBLY BILL NO. 358—Gallagher.** An act to amend Section 3439.10 of the Civil Code, relating to civil law.

**ASSEMBLY BILL NO. 359—Cooper (Principal coauthor: Smith).** An act to amend Section 2177 of the Business and Professions Code, relating to healing arts, and declaring the urgency thereof, to take effect immediately.

**ASSEMBLY BILL NO. 360—Patterson.** An act to amend Section 601 of the Unemployment Insurance Code, relating to unemployment insurance.

**ASSEMBLY BILL NO. 361—Robert Rivas.** An act to amend Section 54953 of the Government Code, relating to local government.

**ASSEMBLY BILL NO. 362—Quirk-Silva.** An act relating to housing.

**ASSEMBLY BILL NO. 363—Medina.** An act to add Section 44289 to, and to add and repeal Section 44295.5 of, the Health and Safety Code, relating to vehicular air pollution.

**ASSEMBLY BILL NO. 364—Rodriguez (Coauthor: Luz Rivas).** An act to repeal Section 9998 of the Business and Professions Code, relating to foreign labor contractors.

**ASSEMBLY BILL NO. 365—O'Donnell.** An act to amend Sections 6011 and 6012 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

**ASSEMBLY BILL NO. 366—Blanca Rubio (Coauthors: Gipson, Stone, and Ting) (Coauthor: Senator Wiener).** An act to amend Sections 366, 366.1, 366.31, 706.5, 727.2, 11465, and 16521.5 of the Welfare and Institutions Code, relating to foster youth.

**ASSEMBLY BILL NO. 367—Cristina Garcia (Coauthors: Friedman, Kalra, and Kamlager) (Coauthor: Senator Durazo).** An act to amend Section 35292.6 of, and to add Section 66027.7 to, the Education Code, and to amend Section 118500 of, and to add Section 118507 to, the Health and Safety Code, relating to menstrual products.

**ASSEMBLY BILL NO. 368—Bonta (Coauthors: Chiu and Wicks).** An act to add and repeal Section 14042.15 of the Welfare and Institutions Code, relating to Medi-Cal.

**ASSEMBLY BILL NO. 369—Kamlager (Coauthors: Carrillo, Cristina Garcia, Gipson, Santiago, and Stone) (Coauthor: Senator Wiener).** An act to add Sections 14011.67 and 14133.55 to, and to add and repeal Section 14133.02 of, the Welfare and Institutions Code, relating to Medi-Cal.

**ASSEMBLY BILL NO. 370—Arambula.** An act to amend Section 1255 of, to add Section 1256.015 to, and to add Article 5 (commencing with Section 100923) to Chapter 4 of Part 1 of Division 101 of, the Health and Safety Code, relating to health facilities.

**ASSEMBLY BILL NO. 371—Jones-Sawyer.** An act to amend Section 2505 of, and to add Section 2506 to, the Civil Code, relating to mobility devices.

**ASSEMBLY BILL NO. 372—Seyarto.** An act to amend Section 19288 of the Elections Code, relating to elections.

**ASSEMBLY BILL NO. 373—Seyarto.** An act to amend Section 4114 of the Public Resources Code, relating to forest protection.

**ASSEMBLY BILL NO. 374—Seyarto.** An act to amend Section 50408 of the Health and Safety Code, relating to housing.

**ASSEMBLY BILL NO. 375—Medina.** An act to amend Sections 87482.3 and 87482.5 of the Education Code, relating to community colleges.

**ASSEMBLY BILL NO. 376—O'Donnell.** An act to amend Section 23399.5 of the Business and Professions Code, relating to alcoholic beverages.

**ASSEMBLY BILL NO. 377—Robert Rivas (Principal coauthor: Senator Hertzberg).** An act to add Chapter 3.5 (commencing with Section 13150) to Chapter 3 of Division 7 of the Water Code, relating to water quality.

**ASSEMBLY BILL NO. 378—Bauer-Kahan (Coauthors: Aguiar-Curry, Boerner Horvath, Burke, Calderon, Carrillo, Cristina Garcia, Petrie-Norris, Quirk-Silva, Reyes, Blanca Rubio, and Wicks) (Coauthors: Senators Durazo, Eggman, Gonzalez, Limón, Skinner, and Wiener).** An act to amend Sections 12001, 12001.7, 12002, 12010.6, 12011, 12011.5, 12012.1, 12012.25, 12012.5, 12013, 12015.5, 12017, 12018, 12019.60, 12023, 12030, 12031, 12058, 12059, 12060, 12061, 12062, 12080, 12080.2, 12080.3, 12080.7, 12085, 12086, 12087, 12096.4, 12098.4, 12098.5, 12101, 12152, 12153, 12159, 12160, 12161, 12162, 12163, 12165, 12166, 12167, 12168, 12168.5, 12169, 12170, 12174, 12177, 12178, 12182, 12223, 12224, 12225, 12228, 12229, 12232, 12271, 12275, 12302, 12305, 12330, 12332, 12402, 12403, 12404, 12410, 12410.6, 12417, 12419.5, 12419.7, 12419.8, 12419.9, 12419.11, 12420.1, 12421, 12422, 12422.5, 12423, 12461.2, 12462, 12463, 12463.1, 12466, 12468, 12470, 12479, 12481, 12503, 12504, 12512, 12514, 12517, 12518, 12519, 12521, 12522, 12524, 12529.5, 12532, 12540, 12542, 12550, 12560, 12561, 12570, 12572, 12574, 12586, 12591.2, 12593, 12652, 12653, 12658, 12700, 12701, 12702, 12703, 12704, 15614, 15617, 15619, 15626, 15640, 15641, and 15642 of the Government Code, and to amend Sections 12901, 12903, 12903.1, 12904, 12919, 12920.5, 12921, 12921.4, 12922, 12924, 12925, 12928.5, 12928.6, 12929, 12931, 12957, 12967, 12972, 12973, 12975.5, and 13505 of the Insurance Code, relating to state government.

**ASSEMBLY BILL NO. 379—Gallagher.** An act to amend Section 1350 of the Fish and Game Code, and to amend Section 5096.516 of the Public Resources Code, relating to conservation.

The following resolutions were offered:

**ASSEMBLY CONCURRENT RESOLUTION NO. 17—Voepel.** Relative to Special Districts Week.

**ASSEMBLY CONCURRENT RESOLUTION NO. 18—Kamlager (Coauthors: Burke, Cooper, Gipson, Holden, Jones-Sawyer, and McCarty) (Coauthor: Senator Bradford).** Relative to Black History Month.

**ASSEMBLY JOINT RESOLUTION NO. 5—Luz Rivas.** Relative to wild and free-roaming horses and burros.

### **AUTHOR'S AMENDMENTS** **Committee on Insurance**

February 1, 2021

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

Assembly Bill No. 74

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

DALY, Chair

**ASSEMBLY BILL NO. 74**—An act relating to unemployment compensation.

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.

**ADJOURNMENT**

At 3 p.m., pursuant to the motion by Assembly Member Reyes, the Assembly adjourned until 7 a.m., Tuesday, February 2, 2021, out of respect to the memory of Hon. Katcho Achadjian on motion of Assembly Members Cunningham, Nazarian, and Bloom; out of respect to the memory of Jesus Esparza Munoz on motion of Assembly Members Ramos and Reyes; out of respect to the memory of Georgette Imura on motion of Assembly Members Muratsuchi, Cooper, Ting, Bonta, and Chau, and Speaker Rendon; out of respect to the memory of Reverend Dr. David L. Tate, Sr. on motion of Assembly Member Gipson; out of respect to the memory of Dr. Willie O. Jones on motion of Assembly Member Gipson; out of respect to the memory of Dr. Carla Thornton on motion of Assembly Member Medina; and out of respect to the memory of Eve Visconti on motion of Assembly Member Mullin.

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ANTHONY RENDON, Speaker

AMY LEACH, Minute Clerk

**AMENDMENTS CONSIDERED BY THE  
ASSEMBLY ON FEBRUARY 1, 2021**

The following measure was amended in the Assembly on this day:

**AB RN**  
74 2101797

**Daily Total: 1**

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