

CALIFORNIA LEGISLATURE
2021–22 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, February 8, 2022

**ONE HUNDRED FORTY-THIRD SESSION DAY
FOUR HUNDRED TWENTY-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.

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

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, February 8, 2022

The Assembly met at 7 a.m.

Hon. Cristina Garcia, Assembly Member, 58th District, presiding.
Chief Clerk Sue Parker at the Desk.

Reading Clerk David A. Bowman reading.

ROLLCALL

The following were placed upon the morning rollcall—64:

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

Quorum present.

At 12:15 p.m., Hon. Buffy Wicks, 15th 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 Bigelow, Gray, Mathis, Mullin, and Akilah Weber.

On personal business, per diem waived for the 2021–22 Session (Assembly Journal, page 76): Assembly Member Kiley.

On personal business, and waiving per diem: Assembly Member Megan Dahle.

Because of illness: Assembly Members Quirk-Silva and Voepel.

On paternity leave: Assembly Member Mayes.

On medical leave: Assembly Member Smith.

EXPLANATIONS OF ABSENCE

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

February 2, 2022

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

Dear Speaker Rendon: This letter is to respectfully request an excuse from Floor Session and Check-in Session from Tuesday, February 8th to Thursday, February 10th to attend WorldAG Expo in Tulare, CA. I attend this event every year and I get to see many of my constituents who also attend the Expo. Thank you for your consideration of this request. If you have any questions, please call Taylor Bartucca at (916) 202-1060 or email at taylor.bartucca@asm.ca.gov.

Sincerely,

FRANK E. BIGELOW, Assembly Member
Fifth District

January 28, 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, Tuesday, February 8 and Wednesday, February 9, 2022 due to legislative business in my district. Thank you for your consideration of this request. Please contact Terra Grantham in my office should any questions arise.

Sincerely,

ADAM C. GRAY, Assembly Member
Twenty-first District

January 24, 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 my Legislative duties on February 8, 2022 for Legislative business. Each year, Tulare County hosts the World Ag Expo; this exposition brings in representatives from all over the globe to participate in a 3-day event promoting agricultural development and modernization. I have been asked to participate within the opening ceremonies, as well as several panels throughout the event. Due to the importance of this event to my district, and to the state, I respectfully request permission to be excused on 2/8/2022. Thank you very much for your consideration of this request. Please contact my office with any questions.

Sincerely,

DEVON J. MATHIS, Assembly Member
Twenty-sixth District

February 2, 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 February 8th and 9th, as well as Floor Session on February 10th for legislative business. Thank you for your consideration of this request, and please contact Miriam Farouk in my Capitol office at (916) 319-2022 should any questions arise.

Sincerely,

KEVIN MULLIN, Assembly Member
Twenty-second District

January 31, 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 Tuesday, February 8th, for Legislative Business in my District. Thank you for your consideration of this request.

Sincerely,

DR. AKILAH WEBER, M.D., Assembly Member
Seventy-ninth District

COMMUNICATIONS

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

February 8, 2022

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

Dear Ms. Parker: This letter is to inform you that I have been elected Assembly Republican Leader effective today, February 8, 2022.

If you have any questions regarding this letter, please contact Paul Dress at (916) 319-2534. It is an honor working with you in the California State Assembly.

Sincerely,

JAMES GALLAGHER
Assembly Republican Leader

SPECIAL COMMITTEE MEETINGS

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

Select Committee on the Nonprofit Sector, to convene jointly with the Senate Select Committee on the Nonprofit Sector, on Thursday, February 17, 2022, at 1:30 p.m., in Room 4202.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, February 8, 2022

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

Assembly Bill No. 1681

And reports the same correctly engrossed.

SUE PARKER, Chief Clerk

Above bill re-referred to committee.

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 1842—Rodriguez. An act to add Section 26883 to the Penal Code, relating to firearms.

ASSEMBLY BILL NO. 1843—Nguyen. An act to amend Section 7091 of the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 1844—Medina. An act to amend Section 67391 of the Education Code, relating to public postsecondary education.

ASSEMBLY BILL NO. 1845—Calderon. An act to amend Section 21565 of, and to add Article 121.1 (commencing with Section 21568) to Chapter 1.5 of Part 3 of Division 2 of, the Public Contract Code, relating to public contracts.

ASSEMBLY BILL NO. 1846—Valladares. An act to add Section 3043.4 to the Penal Code, relating to parole.

ASSEMBLY BILL NO. 1847—Valladares. An act to amend Sections 1170.03 and 3043 of the Penal Code, relating to crime victims.

ASSEMBLY BILL NO. 1848—Bryan. An act to amend Section 21001 of the Elections Code, relating to elections.

ASSEMBLY BILL NO. 1849—Bennett. An act to add Section 9620 to the Elections Code, relating to elections.

ASSEMBLY BILL NO. 1850—Ward. An act to add Part 2.8 (commencing with Section 18970) to Division 13 of the Health and Safety Code, relating to housing.

ASSEMBLY BILL NO. 1851—Robert Rivas. An act to amend Section 1720.3 of the Labor Code, relating to public works.

ASSEMBLY BILL NO. 1852—Patterson. An act to amend Section 1261.6 of the Health and Safety Code, relating to health facilities.

ASSEMBLY BILL NO. 1853—Berman. An act relating to teacher credentialing.

ASSEMBLY BILL NO. 1854—Boerner Horvath. An act to amend Section 1279.7 of the Unemployment Insurance Code, relating to unemployment insurance.

ASSEMBLY BILL NO. 1855—Nazarian. An act to amend Section 34451 of the Government Code, relating to local government.

ASSEMBLY BILL NO. 1856—Medina. An act to amend Sections 87482.3 and 87482.5 of the Education Code, relating to community colleges.

ASSEMBLY BILL NO. 1857—Cristina Garcia. An act to amend Sections 26011.8, 40051, 40192, 41780, 41780.05, 41783.1, and 42510 of, to add Section 42999.5 to, and to repeal Sections 41783, 41784, and 41786 of, the Public Resources Code, relating to solid waste.

ASSEMBLY BILL NO. 1858—Quirk-Silva. An act to amend Sections 17920, 17920.3, 17975, 17980, 17980.7, 17980.11, and 17992 of the Health and Safety Code, relating to housing.

ASSEMBLY BILL NO. 1859—Levine. An act to add Section 1367.014 to the Health and Safety Code, and to add Section 10112.34 to the Insurance Code, relating to mental health.

ASSEMBLY BILL NO. 1860—Ward. An act to amend Section 11833 of the Health and Safety Code, relating to substance abuse treatment.

ASSEMBLY BILL NO. 1861—Bryan. An act to add and repeal Sections 17053.81 and 23633 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 1862—Ramos. An act to amend Section 10553.12 of, and to add Section 10553.13 to, the Welfare and Institutions Code, relating to child welfare services.

ASSEMBLY BILL NO. 1863—Irwin. An act to amend Section 974 of the Military and Veterans Code, relating to veterans.

ASSEMBLY BILL NO. 1864—Gipson. An act relating to business.

ASSEMBLY BILL NO. 1865—Bennett. An act to amend Section 68632 of the Government Code, relating to court fees.

ASSEMBLY BILL NO. 1866—Chen. An act to amend Section 15304 of the Probate Code, relating to trusts.

ASSEMBLY BILL NO. 1867—Lee. An act to amend Section 53091 of the Government Code, relating to local government.

ASSEMBLY BILL NO. 1868—Luz Rivas (Coauthors: Mia Bonta, Eduardo Garcia, and Valladares). An act to add Sections 52060.5 and 60900.1 to the Education Code, relating to school accountability.

ASSEMBLY BILL NO. 1869—Rodriguez. An act to amend Sections 23920 and 29180 of the Penal Code, relating to firearms.

ASSEMBLY BILL NO. 1870—Stone (Coauthor: Levine) (Coauthor: Senator Laird). An act to amend Sections 110875, 110940, and 110958 of the Health and Safety Code, relating to organic products.

ASSEMBLY BILL NO. 1871—Calderon. An act to amend Section 3287 of the Civil Code, relating to judgments.

ASSEMBLY BILL NO. 1872—Low. An act to amend Section 7.1 of the Civil Code, to amend Sections 37220, 44988, 45203, 45205, 79020, 79030, 88203, 88205, and 89005.7 of, and to add Article 7 (commencing with Section 92070) to Chapter 1 of Part 57 of Division 9 of Title 3 of, the Education Code, to amend Section 1100 of the Elections Code, to amend Sections 6700, 19853, and 19853.1 of the Government Code, relating to elections.

ASSEMBLY BILL NO. 1873—Boerner Horvath. An act to add and repeal Sections 17053.90 and 23690 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 1874—Smith. An act to amend Section 7027.2 of the Business and Professions Code, relating to contractors.

ASSEMBLY BILL NO. 1875—Flora. An act to amend Sections 1794.4 and 1794.41 of the Civil Code, relating to consumer protection.

ASSEMBLY BILL NO. 1876—Seyarto (Coauthors: Chen, Flora, and Mathis). An act to add Section 44300.5 to the Education Code, relating to teacher credentialing.

ASSEMBLY BILL NO. 1877—Fong. An act to add Section 24214.1 to the Education Code, relating to state teachers' retirement.

ASSEMBLY BILL NO. 1878—Wood. An act to amend Section 100520.5 of the Government Code, relating to the California Health Benefit Exchange.

ASSEMBLY BILL NO. 1879—Mathis. An act to add Section 13228.20 to the Water Code, relating to water quality.

ASSEMBLY BILL NO. 1880—Arambula (Coauthor: Senator Wiener). An act to amend Sections 1367.206 and 1367.241 of the Health and Safety Code, and to amend Section 10123.201 of the Insurance Code, relating to health coverage.

ASSEMBLY BILL NO. 1881—Santiago. An act to add Division 14.6 (commencing with Section 31800) to the Food and Agricultural Code, relating to animal welfare.

ASSEMBLY BILL NO. 1882—Robert Rivas and Nazarian. An act to amend Sections 130055 and 130066 of, and to add Sections 130002, 130006, and 130069 to, the Health and Safety Code, relating to hospitals.

ASSEMBLY BILL NO. 1883—Quirk-Silva. An act to add Section 118502 to the Health and Safety Code, relating to local government.

ASSEMBLY BILL NO. 1884—Voepel. An act to amend Section 1752 of, and to add Section 1751.200 to, the Health and Safety Code, relating to hospice.

ASSEMBLY BILL NO. 1885—Kalra. An act to amend Sections 4883, 4884, 26001, and 26130 of the Business and Professions Code, relating to cannabis.

ASSEMBLY BILL NO. 1886—Cooper. An act to amend Section 1720 of the Labor Code, relating to public works.

ASSEMBLY BILL NO. 1887—Nazarian. An act to amend Section 34450 of the Government Code, relating to local government.

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 134—Nguyen. Relative to veterans.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 7 a.m., Wednesday, February 9, 2022.

ANTHONY RENDON, Speaker

TAMMY WEIS, Assistant Minute Clerk