

CALIFORNIA LEGISLATURE
2023–24 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, February 21, 2023
TWENTY-NINTH SESSION DAY
SEVENTY-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)

(Corrected 3-13-23)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, February 21, 2023

The Assembly met at 1 p.m.
Hon. Christopher M. Ward, 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 Weber moved a quorum call of the Assembly.
Motion carried. Time, 1 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 1:08 p.m., Speaker pro Tempore Ward declared a quorum of the
Assembly present.

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

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

PRAYER

Upon invitation of Speaker pro Tempore Ward, 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 and our hearts to feel the suffering of others, use our voices to cry out against injustice of any kind, and commit our strength to create a more tolerant and compassionate world.—*Ameen*.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Ward, Assembly Member Lowenthal 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:

On legislative business: Assembly Member Jones-Sawyer.

Because of a travel delay: Assembly Member Holden.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

February 21, 2023

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

Dear Speaker Rendon: I respectfully request to be excused from Floor Session on Tuesday, February 21, 2023, due to legislative business in my district.

Thank you for your consideration. Please contact Nick Fletcher in my office with any questions.

Sincerely,

REGINALD B. JONES-SAWYER, SR., Assembly Member
Fifty-seventh District

COMMUNICATIONS

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

February 21, 2023

Sue Parker

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

Dear Ms. Parker: Please be advised that I have appointed alternates to the following Budget Subcommittees for the 2023–24 Regular Session:

Budget Subcommittee No. 1 on Health and Human Services

Assemblymember Phil Ting, Democratic Alternate

Assemblymember Vince Fong, Republican Alternate

Budget Subcommittee No. 2 on Education Finance

Assemblymember Phil Ting, Democratic Alternate

Assemblymember Vince Fong, Republican Alternate

Budget Subcommittee No. 3 on Climate Crisis, Resources, Energy, and Transportation

Assemblymember Phil Ting, Democratic Alternate

Assemblymember Vince Fong, Republican Alternate

Budget Subcommittee No. 4 on State Administration

Assemblymember Phil Ting, Democratic Alternate

Assemblymember Vince Fong, Republican Alternate

Budget Subcommittee No. 5 on Public Safety

Assemblymember Phil Ting, Democratic Alternate

Assemblymember Vince Fong, Republican Alternate

Sincerely,

ANTHONY RENDON
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, February 21, 2023

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

Assembly Concurrent Resolution No. 13

And reports the same correctly engrossed.

SUE PARKER, Chief Clerk

Above resolution ordered to the Consent Calendar.

Assembly Chamber, February 21, 2023

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

Assembly Bill No. 64

Assembly Bill No. 452

Assembly Bill No. 659

And reports the same correctly engrossed.

SUE PARKER, Chief Clerk

Above bills re-referred to committee.

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

Assembly Member Lowenthal was granted unanimous consent that Assembly Rule 118(a) be suspended granting the privileges of the Floor and permitting guests to sit at his desk, whereupon he introduced his daughters: Olivia, Raquel, and Violet.

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

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

SPECIAL RECOGNITION

The Members of the Assembly joined Speaker pro Tempore Ward in extending best wishes to Assembly Member Jim Patterson upon the occasion of his recent birthday.

**CONSIDERATION OF DAILY FILE
THIRD READING OF SENATE BILLS**

SENATE CONCURRENT RESOLUTION NO. 1 (Atkins)—Relative to the adoption of the Joint Rules of the Senate and Assembly for the 2023–24 Regular Session.

Resolution presented by Assembly Member Ramos.

Resolution read and adopted by the following vote:

AYES—59

Addis	Connolly	Maienschein	Rubio
Aguiar-Curry	Fong, M.	McCarty	Santiago
Alvarez	Friedman	McKinnor	Schiavo
Arambula	Gabriel	Muratsuchi	Soria
Bains	Garcia	Nguyen	Ting
Bauer-Kahan	Gipson	Ortega	Valencia
Bennett	Grayson	Pacheco	Villapudua
Berman	Haney	Papan	Ward
Boerner Horvath	Hart	Pellerin	Weber
Bonta	Irwin	Petrie-Norris	Wicks
Bryan	Jackson	Ramos	Wilson
Calderon	Kalra	Reyes	Wood
Carrillo, J.	Lee	Rivas, L.	Zbur
Carrillo, W.	Low	Rivas, R.	Mr. Speaker
Cervantes	Lowenthal	Rodriguez	

NOES—16

Alanis	Essayli	Hoover	Patterson, Joe
Dahle	Flora	Lackey	Sanchez
Davies	Fong, V.	Mathis	Ta
Dixon	Gallagher	Patterson, Jim	Wallis

Resolution ordered transmitted to the Senate.

Explanation of Vote—Senate Concurrent Resolution No. 1

February 21, 2023

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

Dear Ms. Parker: On Tuesday, February 21, 2021, I was engaged in discussions regarding my committee legislative work, and inadvertently abstained from voting “Aye” on SCR 1 for the adoption of the Joint Rules of the Senate and Assembly for the 2023–24 Regular Session. I respectfully request that this letter be printed in the Journal to reflect my intention was to vote “Aye” on SCR 1.

Thank you for your assistance.

Sincerely,

SHARON QUIRK-SILVA, Assembly Member
Sixty-seventh District

RECESS

By unanimous consent, at 1 p.m., Speaker pro Tempore Ward declared the Assembly recessed to permit the introduction of a special guest.

Assembly Member Mike Fong was joined by the Members of the Assembly in recognizing Brandon Tsay for his heroism and bravery on January 21, 2023, when he put himself in harm’s way to save others by disarming a gunman. Assembly Member Mike Fong expressed the sincere gratitude of the Assembly to Brandon Tsay for his leadership and actions.

RECONVENED

At 1:36 p.m., the Assembly reconvened.

Speaker pro Tempore of the Assembly, Christopher M. Ward, 78th District, presiding.

ADJOURN IN MEMORY

Assembly Members Irwin, Petrie-Norris, and Dixon were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Dr. Michael John Mammone of Laguna Beach.

(Assembly Rule 45.5 suspended.)

COMMITTEE MEETING ANNOUNCEMENTS

Speaker pro Tempore Ward announced that the Committee on Aging and Long-Term Care would meet today, at 3 p.m.

ANNOUNCEMENTS

Speaker pro Tempore Ward announced the following session schedule:

Wednesday, February 22, 2023, Check-in Session, 7 a.m.–3 p.m.;
Thursday, February 23, 2023, Floor Session, 9 a.m.

VOTE ADDS

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

Senate Concurrent Resolution No. 1: Bains, Boerner Horvath, Bryan, Wendy Carrillo, Cervantes, Petrie-Norris, Robert Rivas, and Villapudua—Aye.

MOTION TO ADJOURN

At 1:47 p.m., Assembly Member Gipson moved that the Assembly do now adjourn.

Assembly Member Flora seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 1:47 p.m., Speaker pro Tempore Ward declared the quorum call of the Assembly dispensed with.

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bill was introduced and read the first time:

ASSEMBLY BILL NO. 1752—Committee on Agriculture (Assembly Members Robert Rivas (Chair), Mathis (Vice Chair), Aguiar-Curry, Alanis, Connolly, Flora, Irwin, Jones-Sawyer, Soria, Villapudua, and Wood). An act to amend Sections 12999.5, 29304, and 29311 of the Food and Agricultural Code, relating to bees.

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 23—Weber. Relative to Bleeding Disorders Awareness Month.

AUTHOR'S AMENDMENTS
Committee on Health

February 21, 2023

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

Assembly Bill No. 392

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

WOOD, Chair

ASSEMBLY BILL NO. 392—An act to add Part 7.5 (commencing with Section 101999) to Division 101 of the Health and Safety Code, relating to health.

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 Labor and Employment

February 21, 2023

Mr. Speaker: The Chair of your Committee on Labor and Employment reports:

Assembly Bill No. 235

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

KALRA, Chair

ASSEMBLY BILL NO. 235—An act relating to human trafficking.

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 Public Safety

February 21, 2023

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Assembly Bill No. 92

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

JONES-SAWYER, Chair

ASSEMBLY BILL NO. 92—An act to repeal Section 17320 of, and to repeal and add Section 31360 of, the Penal Code, relating to crimes.

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 Gipson, the Assembly adjourned until 7 a.m., Wednesday, February 22, 2023, out of respect to the memory of Dr. Michael John Mammone on motion of Assembly Members Irwin, Dixon, and Petrie-Norris.

ANTHONY RENDON, Speaker

AMY LEACH, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON FEBRUARY 21, 2023**

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

AB	RN
92	2310044
235	2309892
392	2309806

Daily Total: 3

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