

CALIFORNIA LEGISLATURE
2023–24 SECOND EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Monday, October 14, 2024
FIFTH SESSION DAY
FORTY-SEVENTH 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 916-319-2856)

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(Corrected 10-29-24)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, October 14, 2024

The Assembly met at 11 a.m.

Hon. Jim Wood, 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 Wilson moved a quorum call of the Assembly.

Motion carried. Time, 11:02 a.m.

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

Quorum Present

At 11:51 a.m., Speaker pro Tempore Wood declared a quorum of the Assembly present.

The rollcall was completed, and the following answered to their names—67:

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

PRAYER

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

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

Almighty God, As we gather here today, we take a moment to honor and reflect on Indigenous Peoples Day. We acknowledge the rich heritage, cultures, and contributions of Indigenous peoples who have been the stewards of this land for generations. We express our gratitude for their wisdom, resilience, and the deep connection they have to Earth. We seek Your guidance as we strive to foster understanding, respect, and reconciliation among all communities. Empower us to be advocates for justice, ensuring that the voices of Indigenous peoples are heard and valued. Help us to honor their traditions and work toward healing the wounds of the past. As we move forward, grant us the strength to replace hatred with love, to stand up for those who cannot stand for themselves, and to pursue justice for all who face injustice. May our efforts reflect Your divine justice, promoting equality and unity within our diverse society. Allow us to cherish the memories we've created on this floor in the service of the people of this great state of California. May we be guided by compassion, sincerity, and a shared commitment to positive change. Thank You, Almighty God, for Your continuous support and the strength You provide. We place our trust in Your wisdom and grace.—*Ameen*.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Wood, Assembly Member Valencia 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 Aguiar-Curry, seconded by Assembly Member Flora.

READING OF THE JOURNAL DISPENSED WITH

By unanimous consent, reading of the Journal of the previous legislative day was dispensed with.

LEAVES OF ABSENCE FOR THE DAY

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

On legislative business, and waiving per diem: Assembly Member Schiavo.

On personal business, and waiving per diem: Assembly Members Chen, Essayli, Gipson, Ortega, Ramos, Rendon, Ta, Waldron, and Weber.

Because of illness: Assembly Member Luz Rivas.

On medical leave: Assembly Member Megan Dahle.

EXPLANATIONS OF ABSENCE

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

October 14, 2024

*The Honorable Robert Rivas
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Speaker Rivas: I respectfully request permission to be dismissed from Floor session on October 14th for legislative business, waiving per diem. I am conducting meetings on the Chiquita Canyon Landfill disaster.

Thank you for your consideration of this request.

Sincerely,

PILAR SCHIAVO, Assembly Member
Fortieth District

MESSAGES FROM THE SENATE

Senate Chamber, October 7, 2024

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

Senate Concurrent Resolution No. 1

ERIKA CONTRERAS, Secretary of the Senate
By Bernadette McNulty, Assistant Secretary

FIRST READING OF SENATE BILLS

The following resolutions were read:

SENATE CONCURRENT RESOLUTION NO. 1—Relative to the Joint Rules for the 2023–24 Second Extraordinary Session.

SENATE CONCURRENT RESOLUTION NO. 2—Relative to final adjournment of the 2023–24 Second Extraordinary Session of the Legislature.

Remarks by Assembly Member Reyes

Assembly Member Reyes presented remarks relative to Indigenous Peoples' Day.

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

Assembly Members Reyes and Wicks were granted unanimous consent that Assembly Rule 118(a) be suspended granting the privileges of the Floor and permitting guests to sit at their desks.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND ASSEMBLY RULES 63 AND 77(a)

Assembly Member Aguiar-Curry requested unanimous consent that Assembly Rules 63 and 77(a) be suspended to permit consideration of Senate amendments to Assembly Bill No. 1, without reference to file.

Assembly Member Flora withheld unanimous consent.

MOTION TO SUSPEND ASSEMBLY RULES 63 AND 77(a)

Assembly Member Aguiar-Curry moved that Assembly Rules 63 and 77(a) be suspended to permit consideration of Senate amendments to Assembly Bill No. 1, without reference to file.

Assembly Member Santiago seconded the motion.

Motion to suspend Assembly Rules 63 and 77(a) carried by the following vote:

AYES—46

Addis	Carrillo, W.	Kalra	Reyes
Aguiar-Curry	Connolly	Lee	Santiago
Alvarez	Fong, M.	Low	Ting
Arambula	Friedman	Lowenthal	Valencia
Bauer-Kahan	Gabriel	McCarty	Ward
Bennett	Garcia	McKinnor	Wicks
Berman	Grayson	Muratsuchi	Wilson
Boerner	Haney	Nguyen	Wood
Bonta	Hart	Pacheco	Zbur
Bryan	Irwin	Pellerin	Mr. Speaker
Calderon	Jackson	Petrie-Norris	
Carrillo, J.	Jones-Sawyer	Quirk-Silva	

NOES—12

Alanis	Flora	Lackey	Patterson, Joe
Davies	Gallagher	Mathis	Sanchez
Dixon	Hoover	Patterson, Jim	Wallis

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND ASSEMBLY RULE 63

Assembly Member Aguiar-Curry requested unanimous consent that Assembly Rule 63 be suspended to permit consideration of Senate Concurrent Resolution No. 2, without reference to file.

Assembly Member Flora withheld unanimous consent.

MOTION TO SUSPEND ASSEMBLY RULE 63

Assembly Member Aguiar-Curry moved that Assembly Rule 63 be suspended to permit consideration of Senate Concurrent Resolution No. 2, without reference to file.

Assembly Member Santiago seconded the motion.

Motion to suspend Assembly Rule 63 carried by the following vote:

AYES—53

Addis	Fong, M.	Lowenthal	Santiago
Aguiar-Curry	Friedman	Maienschein	Soria
Alvarez	Gabriel	McCarty	Ting
Arambula	Garcia	McKinnor	Valencia
Bauer-Kahan	Grayson	Muratsuchi	Villapudua
Bennett	Haney	Nguyen	Ward
Berman	Hart	Pacheco	Wicks
Boerner	Holden	Papan	Wilson
Bonta	Irwin	Pellerin	Wood
Bryan	Jackson	Petrie-Norris	Zbur
Calderon	Jones-Sawyer	Quirk-Silva	Mr. Speaker
Carrillo, J.	Kalra	Reyes	
Carrillo, W.	Lee	Rodriguez	
Connolly	Low	Rubio	

NOES—12

Alanis	Flora	Lackey	Patterson, Joe
Davies	Gallagher	Mathis	Sanchez
Dixon	Hoover	Patterson, Jim	Wallis

INTRODUCTION OF GUESTS

Assembly Member Wicks, of the 14th Assembly District, introduced her daughter, Ellie.

Assembly Member Reyes, of the 50th Assembly District, introduced her husband, Frank.

CONSIDERATION OF SENATE AMENDMENTS TO ASSEMBLY BILL NO. 1 WITHOUT REFERENCE TO FILE

ASSEMBLY BILL NO. 1 (Hart)—An act to amend Sections 25354.2, 25364, 25367, 25371, 25372.2, and 25373 of, to add and repeal Section 25354.4 of, and to add, repeal, and add Section 25354.6 of, the Public Resources Code, relating to energy.

MOTION TO ADJOURN

At 12:07 p.m., Assembly Member Gallagher moved that the Assembly do now adjourn.

Assembly Member Alanis seconded the motion.

Motion to adjourn lost by the following vote:

AYES—12

Alanis	Flora	Lackey	Patterson, Joe
Davies	Gallagher	Mathis	Sanchez
Dixon	Hoover	Patterson, Jim	Wallis

NOES—50

Addis	Connolly	Lee	Rodriguez
Aguiar-Curry	Fong, M.	Low	Rubio
Alvarez	Friedman	Lowenthal	Santiago
Arambula	Gabriel	Maienschein	Ting
Bauer-Kahan	Garcia	McCarty	Valencia
Bennett	Grayson	McKinnor	Ward
Berman	Haney	Muratsuchi	Wicks
Boerner	Hart	Nguyen	Wilson
Bonta	Holden	Pacheco	Wood
Bryan	Irwin	Papan	Zbur
Calderon	Jackson	Pellerin	Mr. Speaker
Carrillo, J.	Jones-Sawyer	Petrie-Norris	
Cervantes	Kalra	Reyes	

The question being on concurrence in Senate amendments.

Amendments concurred in by the following vote:

AYES—42

Addis	Connolly	Lee	Santiago
Aguiar-Curry	Fong, M.	Low	Ting
Alvarez	Friedman	Lowenthal	Valencia
Arambula	Gabriel	McCarty	Ward
Bauer-Kahan	Garcia	McKinnor	Wicks
Bennett	Haney	Muratsuchi	Wilson
Berman	Hart	Pacheco	Wood
Boerner	Holden	Papan	Zbur
Bonta	Jackson	Pellerin	Mr. Speaker
Bryan	Jones-Sawyer	Petrie-Norris	
Carrillo, J.	Kalra	Reyes	

NOES—16

Alanis	Flora	Mathis	Sanchez
Bains	Gallagher	Patterson, Jim	Soria
Davies	Hoover	Patterson, Joe	Villapudua
Dixon	Lackey	Quirk-Silva	Wallis

Bill ordered enrolled.

UNANIMOUS CONSENT GRANTED TO PRINT IN JOURNAL

Assembly Member Hart was granted unanimous consent that the following statement of legislative intent relative to Assembly Bill No. 1 be printed in the Journal:

Legislative Intent—Assembly Bill No. 1

October 14, 2024

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

Dear Ms. Parker: As a lead author of ABx2-1, this letter clarifies the intent of this bill with respect to issues related to the authority of the California Energy Commission to adopt regulations related to refinery turnarounds and maintenance to ensure that any regulations proposed shall protect the health and safety of employees, local communities, and the public.

This letter clarifies that Public Resources Code Section 25354.2 provides the California Energy Commission (CEC) authority to adopt regulations with respect to turnarounds and maintenance that is permissive, not mandatory. As amended by ABx2-1, this code section gives the CEC the authority to consider new regulations, but limits the authority to propose and adopt regulations governing turnarounds and maintenance by requiring that such regulations shall protect the health and safety of employees, local communities, and the public. This clarifies that it is the intent of the Legislature that any proposed criteria not limit overall turnaround or maintenance activities in a manner that would violate existing health and safety protections, including laws and regulations granting employees the authority to perform emergency refinery shutdowns and maintenance when needed.

Sincerely,

GREGG HART, Assembly Member
Thirty-seventh District

**CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 2
WITHOUT REFERENCE TO FILE**

SENATE CONCURRENT RESOLUTION NO. 2 (McGuire)—Relative to final adjournment of the 2023–24 Second Extraordinary Session of the Legislature.

Resolution presented by Assembly Member Aguiar-Curry.

Resolution read and adopted by the following vote:

AYES—55

Addis	Fong, M.	Lowenthal	Rubio
Aguiar-Curry	Friedman	Maienschein	Santiago
Alvarez	Gabriel	McCarty	Soria
Arambula	Garcia	McKinnor	Ting
Bauer-Kahan	Grayson	Muratsuchi	Valencia
Bennett	Haney	Nguyen	Villapudua
Berman	Hart	Pacheco	Wallis
Boerner	Holden	Papan	Ward
Bonta	Hoover	Patterson, Jim	Wicks
Calderon	Jackson	Pellerin	Wilson
Carrillo, J.	Jones-Sawyer	Petrie-Norris	Wood
Carrillo, W.	Kalra	Quirk-Silva	Zbur
Cervantes	Lee	Reyes	Mr. Speaker
Connolly	Low	Rodriguez	

NOES—8

Alanis	Flora	Lackey	Patterson, Joe
Dixon	Gallagher	Mathis	Sanchez

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items (shown in sequential order):

Aguiar-Curry Motion to Suspend the Rules: Irwin and Wicks—Aye.

Aguiar-Curry Motion to Suspend the Rules: Irwin and Rodriguez—Aye.

Assembly Bill No. 1, Concurrence, Gallagher Motion to Adjourn: Sanchez—Aye; Irwin—No.

Assembly Bill No. 1, Concurrence: Bauer-Kahan—Aye.

Senate Concurrent Resolution No. 2: Hoover—Aye.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, October 14, 2024

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

Assembly Bill No. 1

And reports the same correctly enrolled, and presented to the Governor on the 14th day of October, 2024, at 12:45 p.m.

SUE PARKER, Chief Clerk

MESSAGES FROM THE GOVERNOR

The following message from the Governor was received and ordered printed in the Journal:

Signing Message—Assembly Bill No. 1

Governor's Office, Sacramento

October 14, 2024

To the Members of the California State Assembly:

I am signing Assembly Bill 1 of the Second Extraordinary Session, which addresses the problem of gas price spikes in California by giving the California Energy Commission (CEC) tools to require that gasoline refiners responsibly plan ahead for maintenance by backfilling supplies and maintain a minimum inventory of gasoline and fuel components to be prepared for unexpected shortages.

I applaud the members of the Senate and Assembly who studied this proposal thoroughly during a special legislative session. Amendments to the bill, which were developed in partnership between my Administration and the Legislature, emphasize the need for any regulations adopted by the CEC to protect the health and safety of employees, local communities, and the public. They preserve existing standards and rules that protect refinery workers, including rules granting them the authority to provide emergency refinery shutdowns and maintenance when needed for safety.

Underscoring the importance of these workforce protections, I am directing the CEC to include in any regulations adopted under this bill a provision that expressly provides an emergency-circumstances exception, such that new requirements developed under this bill would not interfere with emergency shutdowns or subsequent maintenance or turnaround work needed to ensure public and worker safety.

Additionally, I am signing this bill because the state's experts and independent experts agree that providing for a more stable gasoline supply in California will prevent price spikes and benefit consumers overall. I am directing the CEC to ensure that consumer benefit and worker safety are also priorities with respect to the transition to any new regulations adopted under this bill, and that implementation timelines are properly calibrated to avoid unintended consequences.

Sincerely,

GAVIN NEWSOM

ADJOURNMENT

At 12:13 p.m., pursuant to the provisions of Senate Concurrent Resolution No. 2, the 2023–24 Second Extraordinary Session of the Legislature adjourned *sine die*.

ROBERT RIVAS, Speaker

DANIEL ALVAREZ, Assistant Minute Clerk

INDEX—LETTERS OF LEGISLATIVE INTENT

A letter of legislative intent was printed on this day relative to the following bill:

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INDEX—MESSAGES FROM THE GOVERNOR

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