

CALIFORNIA LEGISLATURE  
2021–22 REGULAR SESSION

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# ASSEMBLY JOURNAL

RECESS JOURNAL NO. 11

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FINAL RECESS

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Assembly Chamber, Sacramento  
Monday, October 24, 2022

Pursuant to the provisions of Joint Rule 59, the following Assembly Journal for the 2021–22 Regular Session was printed while the Assembly was in Final Recess.

**SPECIAL COMMITTEE MEETINGS**

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

Budget Subcommittee No. 4 on State Administration, to convene on Homelessness Opportunities, Accountability and Governance, on Thursday, October 27, 2022, at 10 a.m., at the Ronald Reagan State Building in Los Angeles;

Select Committee on Transportation and Emergency Preparedness, to convene on Water, Land, and Air: Moving People or Goods During an Emergency, on Tuesday, November 1, 2022, at 9 a.m.;

Higher Education, to convene on Preparing Teachers for the K–12 Ethnic Studies Requirement—Part 2, on Wednesday, October 26, 2022, at 11 a.m., at California State University, San Bernardino;

Labor and Employment, to convene on Challenges to Enforcing Worker Health and Safety Laws, on Tuesday, November 15, 2022, at 12:30 p.m., at 1021 O Street, in Room 1100;

Aging and Long-Term Care, to convene jointly with the Legislative Women’s Caucus, on the Governor’s Master Plan for Aging with an increased focus on Goal Four: Caregiving That Works, on Wednesday, October 19, 2022, at 1 p.m., in the Van Nuys State Building;

Select Committee on Native American Affairs, on Thursday, October 27, 2022, at 10 a.m., at 1021 O Street, Room 1100;

Joint Legislative Committee on Climate Change Policies, on Monday, October 24, 2022, at 1 p.m., at 1021 O Street, Room 1100.

**REPORTS**

The following letters of transmittal were presented by the Speaker and ordered printed in the Journal:

**California State Auditor**

2022-502  
September 13, 2022

*The Honorable Speaker of the Assembly  
The Honorable Members of the Assembly  
of the Legislature of California  
State Capitol, Room 319  
Sacramento, California*

Members of the Assembly: Approximately half of California's children receive medical care through the California Medical Assistance Program (Medi-Cal). Nearly all of these 5.5 million children receive care through managed health care plans (health plans) to which California pays a monthly premium for each enrolled child. However, in analyzing data for nearly the past decade, we determined that less than 50 percent of the children in Medi-Cal have received the required preventive services that would help ensure that they live healthier, more productive lives.

In March 2019, my office issued report 2018-111 regarding the Department of Health Care Services' (DHCS) oversight of the delivery of preventive services to children in Medi-Cal. This follow-up report presents an update on DHCS's efforts to implement that report's recommendations. We found that DHCS made some progress implementing that audit's recommendations, but it has yet to fully implement eight of the 14 recommendations we made, and many of DHCS's efforts to improve its oversight of health plans' provision of children's preventive services were placed on hold during the COVID-19 pandemic. We believe that the ongoing threat of COVID-19 and other communicable diseases provides more reason, not less, for DHCS to reinstitute and improve its oversight of health plans' provision of required preventive health care services to children.

Respectfully submitted,

MICHAEL S. TILDEN, CPA  
Acting California State Auditor

Above report referred to the Committee on Health.

**California State Auditor**2021-802  
October 13, 2022

*The Honorable Speaker of the Assembly  
The Honorable Members of the Assembly  
of the Legislature of California  
State Capitol, Room 319  
Sacramento, California*

Members of the Assembly: The city of Compton (Compton) has struggled for several years to adequately perform many core functions of city government:

- Many of its streets are in poor condition, and its water wells and related infrastructure are decaying.
- For more than a decade, it has faced a persistent deficit in its general fund and has failed to produce timely, complete audited financial statements.
- It has suffered high turnover and ongoing vacancies in key positions for many years.

Since October 2019, our local high-risk dashboard has ranked Compton as the most financially at-risk city in California, and our audit of the city found that financial mismanagement and a lack of leadership have threatened Compton's ability to serve the public.

Compton's deteriorating infrastructure presents health and safety risks to the public and is emblematic of the city's overall troubles. One reason for its infrastructure's state of disrepair is that the city has not updated its plan for prioritizing and funding infrastructure projects since 2014. Compton's financial mismanagement and problematic budgeting practices have also allowed millions of dollars in certain funds to sit idle while the city could have used them for street repairs and water system improvements.

The overarching cause of Compton's challenges has been its inability to hire and retain qualified leaders and staff. In the past six fiscal years, Compton has had six city managers—a position that is critical to a city's effective operation. One likely cause for such turnover is that the city has not consistently used an open and competitive hiring process when selecting individuals to serve in important roles. Compton has also suffered chronic understaffing, and issues related to the city's human resources department have compromised its ability to recruit and retain staff.

The recommendations we present in this report serve as a roadmap for Compton to achieve stability and ensure that the city's leadership can provide essential services to its residents.

Respectfully submitted,

MICHAEL S. TILDEN, CPA  
Acting California State Auditor

Above report referred to the Committee on Local Government.

**California State Auditor**2021-113  
October 18, 2022

*The Honorable Speaker of the Assembly  
The Honorable Members of the Assembly  
of the Legislature of California  
State Capitol, Room 319  
Sacramento, California*

Members of the Assembly: In our office’s audit of the batterer intervention programs, we determined that the system—including probation departments, courts, and program providers—had limited impact in reducing domestic violence, and it could improve significantly with statewide guidance and oversight. To reach this conclusion, we reviewed the batterer intervention systems in Alameda, Contra Costa, Del Norte, Los Angeles, and San Joaquin counties.

The system has not adequately held offenders accountable to complete a required batterer intervention program. These county probation departments and providers frequently did not inform the court when offenders violated conditions of their probation, and the courts only imposed escalating consequences for 10 percent of the violations of which they were aware. These shortcomings contributed, in part, to nearly half of the offenders whose records we reviewed not completing the program. More importantly, 65 percent of those offenders who did not complete the full program recidivated for domestic violence or other abuse-related crimes. In contrast, only 20 percent of the offenders who did complete the program reoffended, demonstrating that intervention can be effective if offenders attend and complete the program as the law requires.

The probation departments we reviewed largely neglected their program oversight responsibilities by approving or renewing programs that did not fully comply with state law. In fact, none of those five probation departments has a sufficient framework for program oversight and compliance.

The inconsistent and ineffective practices we found have plagued the batterer intervention system for at least three decades, creating a critical need for statewide guidance and oversight. A state oversight agency could track domestic violence data, establish program standards, oversee program providers, and ensure adequate supervision of offenders to reduce future acts of domestic violence and the harm it causes to victims.

Respectfully submitted,

MICHAEL S. TILDEN, CPA  
Acting California State Auditor

Above report referred to the Committee on Public Safety.

**California State Auditor**2021-805  
October 20, 2022

*The Honorable Speaker of the Assembly  
The Honorable Members of the Assembly  
of the Legislature of California  
State Capitol, Room 319  
Sacramento, California*

Members of the Assembly: Our office's audit of the city of Calexico (Calexico)—conducted as part of our high-risk local government agency audit program—concluded that Calexico faces significant risks related to its financial and operational management.

For several years, the city council approved spending despite indications that the city's budgets were based on unreliable financial data. As a result, the city's general fund was in a deficit from fiscal years 2014–15 through 2018–19. Since then, Calexico has maintained a positive fund balance in its general fund. However, its reserves are below the minimum level recommended to mitigate the risks of revenue shortfalls and unanticipated expenditures. Calexico also has inadequate processes for allocating the resources it requires to operate efficiently and identifying how it will generate sufficient revenue. For example, to sustain existing operations over the next four fiscal years, the city projects that it must generate additional revenue of up to \$1.3 million annually, yet it lacks a plan for doing so. Calexico also presents its budget in English only—a format that limits the engagement of its residents, the vast majority of whom speak Spanish.

The city has not addressed known administrative deficiencies that prevent the public from benefiting from some funding. Because of its past mismanagement of housing grants, Calexico is prohibited from using more than \$780,000 in federal pandemic-related grant funds it was recently awarded. The California Department of Housing and Community Development has repeatedly notified the city of grant mismanagement findings since 2014, but past city management did not disclose to the city council the unresolved status of those findings, obscuring the urgent need to address them.

Respectfully submitted,

**MICHAEL S. TILDEN, CPA**  
Acting California State Auditor

Above report referred to the Committee on Local Government.

**REQUEST FOR RECALL FROM JOINT RECESS**

Pursuant to the provisions of Joint Rule 52, the following request for recall from Joint Recess was ordered printed in the Journal:

October 18, 2022

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

*Erika Contreras*  
*Secretary of the Senate*  
*State Capitol, Room 400*  
*Sacramento, California*

We, the undersigned Members of the California Assembly and Senate, request that the Legislature be recalled from joint recess, pursuant to Joint Rule 52(b). We request the Speaker of the Assembly and the President pro Tempore of the Senate to reconvene the Legislature immediately to address legislation specific to the following:

- 1) Consideration of legislation to suspend the state gas tax, establish a gasoline supply reserve, and expedite permitting to increase supply.
- 2) Consideration of legislation to re-classify crimes such as domestic violence, human trafficking and rape of an unconscious person as “violent” felonies under California penal code; and restore real penalties for retail theft and smash and grab robberies.
- 3) Consideration of legislation to declare a homelessness emergency in California and ban homeless encampments within 1,000 feet of sensitive areas including schools and childcare facilities.

These are urgent matters that cannot wait until next year for the Legislature to take action. Record high inflation combined with \$6-\$7 per gallon gas prices are straining family budgets and causing substantial financial hardships for Californians. Policy decisions made at the State Capitol are the reason why drivers here are paying \$2.00+ more for a gallon of gas than the rest of the nation. We cannot wait any longer for the Legislature to take action to bring down gas prices.

Regarding the increase in violent crime, as was demonstrated in the release by the Department of Justice’s annual crime report, crime is up in nearly every category, including violent crimes. The Attorney General recently proposed adjustments to the definition of “nonviolent” felonies<sup>1</sup> and we believe urgent action is warranted.

Finally, despite California taxpayer money being poured into various programs designed to address the homelessness crisis, the human suffering on our streets has increased by nearly 70% in the last two years in our Capitol City alone. We believe it is necessary to expedite legislation<sup>2</sup> patterned after a recently adopted Los Angeles City measure<sup>3</sup> to protect California’s most sensitive areas where children are present or gather.

Please print this request in the respective Daily Journals immediately so that it may be considered in order to reconvene as soon as possible.

Respectfully,

**JAMES GALLAGHER**  
 Assembly Republican Leader,  
 Third District

**SCOTT WILK**  
 Senate Republican Leader,  
 Twenty-first District

MEGAN DAHLE  
Assemblymember,  
First District

KEVIN KILEY  
Assemblymember,  
Sixth District

JIM PATTERSON  
Assemblymember,  
Twenty-third District

THURSTON SMITH  
Assemblymember,  
Thirty-third District

JORDAN CUNNINGHAM  
Assemblymember,  
Thirty-fifth District

SUZETTE VALLADARES  
Assemblymember,  
Thirty-eighth District

KELLY SEYARTO  
Assemblymember,  
Sixty-seventh District

RANDY VOEPEL  
Assemblymember,  
Seventy-first District

LAURIE DAVIES  
Assemblymember,  
Seventy-third District

BRIAN DAHLE  
Senator,  
First District

SHANNON GROVE  
Senator,  
Sixteenth District

PAT BATES  
Senator,  
Thirty-sixth District

FRANK BIGELOW  
Assemblymember,  
Fifth District

HEATH FLORA  
Assemblymember,  
Twelfth District

DEVON MATHIS  
Assemblymember,  
Twenty-sixth District

VINCE FONG  
Assemblymember,  
Thirty-fourth District

TOM LACKEY  
Assemblymember,  
Thirty-sixth District

PHILLIP CHEN  
Assemblymember,  
Fifty-fifth District

STEVEN CHOI  
Assemblymember,  
Sixty-eighth District

JANET NGUYEN  
Assemblymember,  
Seventy-second District

MARIE WALDRON  
Assemblymember,  
Seventy-fifth District

JIM NIELSEN  
Senator,  
Fourth District

MELISSA MELENDEZ  
Senator,  
Twenty-eighth District

BRIAN JONES  
Senator,  
Thirty-eighth District

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<sup>1</sup> <https://calmatters.org/newsletters/whatmatters/2022/10/rob-bonta-attorney-general-violent-crime/>

<sup>2</sup> <https://jones.cssrc.us/sites/default/files/Senator%20Jones%27s%20bill%20tackling%20homelessness.pdf>

<sup>3</sup> <https://jones.cssrc.us/sites/default/files/LA%20Homeless%20Measure.pdf>

**REPORTS OF STANDING COMMITTEES**

**Committee on Higher Education**

Date: August 17, 2022

Mr. Speaker: Your Committee on Higher Education reports the following bill pursuant to the provisions of Joint Rule 62(a):

Senate Bill No. 1341

MEDINA, Chair

Above bill ordered filed with the Chief Clerk.

**Committee on Insurance**

Date: May 17, 2022

Mr. Speaker: Your Committee on Insurance reports the following bill pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 1596

DALY, Chair

Above bill ordered filed with the Chief Clerk.

Date: August 9, 2022

Mr. Speaker: Your Committee on Insurance reports the provisions of Joint Rule 62(a):  
Senate Bill No. 335

DALY, Chair

Above bill ordered filed with the Chief Clerk.

**Committee on Natural Resources**

Date: April 26, 2022

Mr. Speaker: Your Committee on Natural Resources reports the following bill pursuant to the following bill pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 2219

LUZ RIVAS, Chair

Above bill ordered filed with the Chief Clerk.

**Committee on Public Safety**

Date: March 22, 2022

Mr. Speaker: Your Committee on Public Safety reports the following bill pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 1677

JONES-SAWYER, Chair

Above bill ordered filed with the Chief Clerk.

Date: April 26, 2022

Mr. Speaker: Your Committee on Public Safety reports the following bills pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 1597

Assembly Bill No. 2027

Assembly Bill No. 1599

Assembly Bill No. 2033

Assembly Bill No. 1603

Assembly Bill No. 2151

Assembly Bill No. 1869

Assembly Bill No. 2285

Assembly Bill No. 1955

Assembly Bill No. 2333

Assembly Bill No. 2017

Assembly Bill No. 2461

JONES-SAWYER, Chair

Above bills ordered filed with the Chief Clerk.

Date: May 17, 2022

Mr. Speaker: Your Committee on Public Safety reports the following bills pursuant to the provisions of Joint Rule 62(a):

- Assembly Bill No. 1708
- Assembly Bill No. 2246
- Assembly Bill No. 2545

JONES-SAWYER, Chair

Above bills ordered filed with the Chief Clerk.

Date: May 24, 2022

Mr. Speaker: Your Committee on Public Safety reports the following bills pursuant to the provisions of Joint Rule 62(a):

- Assembly Bill No. 1790
- Assembly Bill No. 1827
- Assembly Bill No. 2390
- Assembly Bill No. 2398
- Assembly Bill No. 2718

JONES-SAWYER, Chair

Above bills ordered filed with the Chief Clerk.

**Committee on Water, Parks, and Wildlife**

Date: June 29, 2022

Mr. Speaker: Your Committee on Water, Parks, and Wildlife reports the following bills pursuant to the provisions of Joint Rule 62(a):

- Senate Bill No. 463
- Senate Bill No. 520

BAUER-KAHAN, Chair

Above bills ordered filed with the Chief Clerk.

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ANTHONY RENDON, Speaker

TAMMY WEIS, Principal Clerk II