

CALIFORNIA LEGISLATURE  
2021–22 REGULAR SESSION

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# SENATE DAILY JOURNAL

FIFTY-NINTH LEGISLATIVE DAY

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**IN SENATE**

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Senate Chamber, Sacramento  
Wednesday, April 28, 2021

The Senate met at 9 a.m.  
Hon. Bob Archuleta, of the 32nd District, presiding.  
Secretary Erika Contreras at the Desk.  
Assistant Secretary Heshani Wijemanne reading.

**ROLL CALL**

The roll was called and the following Senators answered to their names:  
Allen, Archuleta, Atkins, Borgeas, Bradford, Caballero, Cortese, Dahle, Durazo, Eggman, Glazer, Gonzalez, Grove, Hertzberg, Hueso, Hurtado, Jones, Kamlager, Laird, Leyva, McGuire, Melendez, Min, Newman, Nielsen, Ochoa Bogh, Pan, Portantino, Roth, Rubio, Skinner, Umberg, Wieckowski, Wiener, and Wilk—35.

Quorum present.

*(NOTE: Senators Limón and Stern have been approved to participate remotely this day due to California Department of Public Health guidelines regarding coronavirus (COVID-19) risks. Senator Becker will be excused this day on legislative business, waiving per diem. Senators Bates and Dodd will be excused this day on personal business.)*



**REPORTS OF STANDING COMMITTEES**

**Committee on Rules**

Senate Chamber, April 28, 2021

Mr. President: The Committee on Rules has examined:

- |        |        |        |        |
|--------|--------|--------|--------|
| SB 3   | SB 9   | SB 10  | SB 31  |
| SB 44  | SB 58  | SB 81  | SB 255 |
| SB 328 | SB 403 | SB 414 | SB 424 |
| SB 443 | SB 552 | SB 556 | SB 567 |
| SB 580 | SB 602 | SB 633 | SB 635 |
| SB 640 | SB 654 | SB 668 | SB 777 |
| SB 820 |        |        |        |

And reports the same correctly engrossed.

ATKINS, Chair

Senate Chamber, April 28, 2021

Mr. President: The Committee on Rules has examined:

- |        |        |
|--------|--------|
| SB 590 | SB 714 |
|--------|--------|

And reports the same correctly engrossed.

ATKINS, Chair

**Committee on Transportation**

Date of Hearing, April 27, 2021

Mr. President: The Committee on Transportation, to which was referred:

- SB 674

Reports the same back with the recommendation: Do pass as amended, but first amend, and re-refer to the Committee on Appropriations.

GONZALEZ, Chair

Above bill ordered to second reading.

Date of Hearing, April 27, 2021

Mr. President: The Committee on Transportation, to which was referred:

- SB 570

Reports the same back with the recommendation: Do pass as amended, and be ordered to the consent calendar.

GONZALEZ, Chair

Above bill ordered to second reading.

Date of Hearing, April 27, 2021

Mr. President: The Committee on Transportation, to which was referred:

- SB 551

Reports the same back with the recommendation: Do pass as amended, but first amend, and re-refer to the Committee on Appropriations.

GONZALEZ, Chair

Above bill ordered to second reading.



**Committee on Public Safety**

Date of Hearing, April 27, 2021

Mr. President: The Committee on Public Safety, to which were referred:

SB 53 SB 317

Reports the same back with the recommendation: Do pass as amended, but first amend, and re-refer to the Committee on Appropriations.

BRADFORD, Chair

Above bills ordered to second reading.

Date of Hearing, April 27, 2021

Mr. President: The Committee on Public Safety, to which were referred:

SB 420 SB 491 SB 538  
SB 804 SB 827

Reports the same back with the recommendation: Do pass, but first be re-referred to the Committee on Appropriations with the recommendation: To consent calendar.

BRADFORD, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing, April 27, 2021

Mr. President: The Committee on Public Safety, to which were referred:

SB 421 SB 481 SB 483

Reports the same back with the recommendation: Do pass, but first be re-referred to the Committee on Appropriations.

BRADFORD, Chair

Above bills re-referred to the Committee on Appropriations.

**Committee on Military and Veterans Affairs**

Date of Hearing, April 28, 2021

Mr. President: The Committee on Military and Veterans Affairs, to which was referred:

SJR 3

Reports the same back with the recommendation: Be adopted and be ordered to the consent calendar.

ARCHULETA, Chair

Above resolution ordered to second reading.



Date of Hearing, April 28, 2021

Mr. President: The Committee on Military and Veterans Affairs, to which was referred:

SB 658

Reports the same back with the recommendation: Do pass, but first be re-referred to the Committee on Appropriations.

ARCHULETA, Chair

Above bill re-referred to the Committee on Appropriations.

Date of Hearing, April 28, 2021

Mr. President: The Committee on Military and Veterans Affairs, to which was referred:

SB 43

Reports the same back with the recommendation: Do pass as amended, but first amend, and re-refer to the Committee on Appropriations.

ARCHULETA, Chair

Above bill ordered to second reading.

#### **Committee on Education**

Date of Hearing, April 28, 2021

Mr. President: The Committee on Education, to which was referred:

SB 442

Reports the same back with the recommendation: Do pass.

LEYVA, Chair

Above bill ordered to second reading.

Date of Hearing, April 28, 2021

Mr. President: The Committee on Education, to which was referred:

SB 525

Reports the same back with the recommendation: Do pass, but first be re-referred to the Committee on Appropriations with the recommendation: To consent calendar.

LEYVA, Chair

Above bill re-referred to the Committee on Appropriations.

Date of Hearing, April 28, 2021

Mr. President: The Committee on Education, to which was referred:

SB 229

Reports the same back with the recommendation: Do pass as amended, but first amend, and re-refer to the Committee on Appropriations with the recommendation: To consent calendar.

LEYVA, Chair

Above bill ordered to second reading.



**Committee on Judiciary**

Date of Hearing, April 27, 2021

Mr. President: The Committee on Judiciary, to which were referred:

SB 2	SB 531	SB 533	SB 605
SB 670	SB 727	SB 744	SB 776

Reports the same back with the recommendation: Do pass as amended, but first amend, and re-refer to the Committee on Appropriations.

UMBERG, Chair

Above bills ordered to second reading.

**Committee on Appropriations**

Senate Chamber, April 28, 2021

Mr. President: The Chair of the Committee on Appropriations, to which were referred:

SB 341	SB 800
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Reports the same back with author’s amendments with the recommendation: Amend, and re-refer to the committee.

PORTANTINO, Chair

**Second Reading of Bills—Author’s Amendments**

**Senate Bill 341**—An act to amend Section 53122 of the Government Code, and to add Sections 776.2 and 914.8 to the Public Utilities Code, relating to telecommunications.

Bill read second time.

**Senate Bill 800**—An act to amend Sections 10050, 10083.2, 10147, 10148, 10150, 10151, 10151.5, 10153.8, 10159.5, 10162, 10165.1, 10166.07, 10167.3, 10167.9, 10167.95, 10170.8, 10176.1, 10177, 10231.2, 10232.1, 10232.2, 10235.5, 10236.2, 10249.3, 10249.8, 10249.9, 10471, 10471.1, 11003.4, 11010, 11011, 11012, 11013.6, 11225, 11232, and 11301 of, and to add Section 10151.2 to, the Business and Professions Code, relating to real estate.

Bill read second time.

The amendments were read and adopted and the measures ordered printed, engrossed, and re-referred to the committee.

**Committee on Judiciary**

Date of Hearing, April 27, 2021

Mr. President: The Committee on Judiciary, to which were referred:

SB 354	SB 537
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Reports the same back with the recommendation: Do pass as amended, but first amend, and re-refer to the Committee on Appropriations with the recommendation: To consent calendar.

UMBERG, Chair

Above bills ordered to second reading.



Date of Hearing, April 27, 2021

Mr. President: The Committee on Judiciary, to which was referred:  
SB 392

Reports the same back with the recommendation: Do pass as amended.  
UMBERG, Chair

Above bill ordered to second reading.

Date of Hearing, April 27, 2021

Mr. President: The Committee on Judiciary, to which were referred:

SB 260                      SB 289                      SB 452  
SB 550                      SB 702

Reports the same back with the recommendation: Do pass, but first be re-referred to the Committee on Appropriations.

UMBERG, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing, April 27, 2021

Mr. President: The Committee on Judiciary, to which were referred:

SB 518                      SB 569

Reports the same back with the recommendation: Do pass, but first be re-referred to the Committee on Appropriations with the recommendation: To consent calendar.

UMBERG, Chair

Above bills re-referred to the Committee on Appropriations.

#### **Committee on Rules**

State Capitol, April 28, 2021

Mr. President: The Committee on Rules has ordered the following measures to third reading:

SCR 38                      SR 30                      ACR 54                      ACR 61  
ACR 62

State Capitol, April 28, 2021

The Committee on Rules has referred the following measure to two or more committees:

**Education and Elections and Constitutional Amendments—SCA 5.**

The Committee on Rules has re-referred the following measures to committee:

**Appropriations—SB 65.**

**Education—SJR 4.**

**Environmental Quality—AJR 4.**

**Judiciary—ACR 24.**

**Transportation—ACR 32, ACR 40, ACR 47.**



**Committee on Budget and Fiscal Review**

Date of Hearing, April 28, 2021

Mr. President: The Committee on Budget and Fiscal Review, to which was referred:

AB 87

Reports the same back with the recommendation: Do pass.

SKINNER, Chair

Above bill ordered to second reading.

**MOTIONS, RESOLUTIONS AND NOTICES****RE-REFERENCE TO COMMITTEE PURSUANT TO JOINT RULE 10.5**

Pursuant to Joint Rule 10.5, **SB 714** was re-referred to the Committee on Appropriations.

**MEASURES WITHDRAWN AND RE-REFERRED TO COMMITTEE**

Without objection, **SB 3** was withdrawn from the Committee on Judiciary and re-referred to the Committee on Rules.

**MEASURES WITHDRAWN AND PLACED ON FILE**

Without objection, **SB 414** was withdrawn from the Committee on Appropriations and ordered to second reading.

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

**Senate Bill 423**—An act to add Section 38561.5 to the Health and Safety Code, to add Sections 25216.8 and 25305.5 to, and to add and repeal Section 25216.7 of, the Public Resources Code, and to amend Sections 380 and 454.52 of, and to add Section 701.7 to, the Public Utilities Code, relating to energy.

Bill read second time.

The amendments proposed by the Committee on Environmental Quality were read and adopted and the measure ordered printed, engrossed, and re-referred to the Committee on Appropriations.

**Senate Bill 671**—An act to amend Section 13978.8 of, and to add Sections 14517 and 65072.5 to, the Government Code, and to amend Section 2192 of the Streets and Highways Code, relating to transportation.

Bill read second time.

The amendments proposed by the Committee on Environmental Quality were read and adopted and the measure ordered printed, engrossed, and re-referred to the Committee on Appropriations.



**Senate Bill 387**—An act to amend Section 13510.1 of, and to add Section 13511.1 to, the Penal Code, relating to peace officers.

Bill read second time.

The amendments proposed by the Committee on Public Safety were read and adopted and the measure ordered printed, engrossed, and re-referred to the Committee on Appropriations.

**Senate Bill 650**—An act to amend Section 1418 of, and to add Section 128734.1 to, the Health and Safety Code, relating to skilled nursing facilities.

Bill read second time.

The amendments proposed by the Committee on Health were read and adopted and the measure ordered printed, engrossed, and re-referred to the Committee on Appropriations.

**Senate Bill 459**—An act to amend Sections 86114, 86116, 86117, and 86118 of, and to add Section 86119 to, the Government Code, relating to the Political Reform Act of 1974.

Bill read second time.

The amendments proposed by the Committee on Elections and Constitutional Amendments were read and adopted and the measure ordered printed, engrossed, and re-referred to the Committee on Appropriations.

**Senate Bill 370**—An act to amend Section 3953 of the Fish and Game Code, relating to wildlife.

Bill read second time.

The amendments proposed by the Committee on Natural Resources and Water were read and adopted and the measure ordered printed, engrossed, and re-referred to the Committee on Appropriations.

**Senate Bill 708**—An act to amend Section 351 of the Water Code, relating to water.

Bill read second time and ordered to consent calendar.

**Senate Bill 68**—An act to amend Section 25711.5 of, and to add Section 25233.5 to, the Public Resources Code, and to add Chapter 8 (commencing with Section 8400) to Division 4.1 of the Public Utilities Code, relating to electricity.

Bill read second time.

The amendments proposed by the Committee on Energy, Utilities and Communications were read and adopted and the measure ordered printed, engrossed, and re-referred to the Committee on Judiciary.





**Senate Bill 66**—An act to add and repeal Chapter 1.5 (commencing with Section 13985) of Part 4.5 of Division 3 of Title 2 of the Government Code, relating to transportation.

Bill read second time.

The amendments proposed by the Committee on Transportation were read and adopted and the measure ordered printed, engrossed, and re-referred to the Committee on Appropriations.

**Senate Bill 583**—An act to amend Sections 2263, 2264, 2265, 2268, and 2401 of, and to add Sections 2263.1 and 2271 to, the Elections Code, relating to elections.

Bill read second time.

The amendments proposed by the Committee on Transportation were read and adopted and the measure ordered printed, engrossed, and re-referred to the Committee on Appropriations.

**Senate Bill 79**—An act to add Section 2006.3 to the Streets and Highways Code, relating to county roads, and declaring the urgency thereof, to take effect immediately.

Bill read second time and ordered to consent calendar.

**Senate Bill 626**—An act to amend Sections 10187.5 and 10190 of, and to add and repeal Article 1.1 (commencing with Section 10112) and Article 6.5 (commencing with Section 10200) of Chapter 1 of Part 2 of Division 2 of, the Public Contract Code, and to add and repeal Section 148 of the Water Code, relating to water resources.

Bill read second time.

The amendments proposed by the Committee on Natural Resources and Water were read and adopted and the measure ordered printed, engrossed, and re-referred to the Committee on Appropriations.

**Senate Bill 331**—An act to amend Section 1001 of the Code of Civil Procedure, and to amend Section 12964.5 of the Government Code, relating to civil actions.

Bill read second time and ordered to third reading.

#### **SENATE COMMITTEE ROLL CALLS**

##### **Committee on Budget and Fiscal Review**

**AB 87**—Do pass

AYES (12)—Senators Cortese, Durazo, Eggman, Kamlager, Laird, McGuire, Min, Newman, Pan, Skinner, Stern, and Wieckowski.

NOES (5)—Senators Dahle, Grove, Melendez, Nielsen, and Ochoa Bogh.

Date of Hearing: 4/28/2021

Skinner, Chair



**CERTIFICATIONS OF COMMITTEE VOTE**

April 28, 2021

Madam Secretary: Due to COVID-19 risks, I have requested, and have been approved to participate and vote in Senate committee hearings from my district office through remote electronic means today, Wednesday, April 28, 2021.

Pursuant to Senate Rule 56, adopted by Senate Resolution 3 of the 2021–22 Regular Session, I certify that on April 28, 2021, I cast the following votes in the Senate Committee on Budget and Fiscal Review using the video platform provided by the Senate:

AB 87—Aye

HENRY I. STERN, Senator, 27th District

**SENATE COMMITTEE ROLL CALLS****Committee on Education**

**SB 217**—Do pass as amended and re-refer to the Committee on Appropriations

AYES (4)—Senators Dahle, Glazer, Leyva, and Ochoa Bogh.

NOES (1)—Senator McGuire.

**SB 229**—Do pass as amended and re-refer to the Committee on Appropriations with the recommendation: To consent calendar

AYES (7)—Senators Cortese, Dahle, Glazer, Leyva, McGuire, Ochoa Bogh, and Pan.

NOES (0)—None.

**SB 442**—Do pass

AYES (6)—Senators Cortese, Glazer, Leyva, McGuire, Ochoa Bogh, and Pan.

NOES (0)—None.

**SB 525**—Do pass and re-refer to the Committee on Appropriations with the recommendation: To consent calendar

AYES (7)—Senators Cortese, Dahle, Glazer, Leyva, McGuire, Ochoa Bogh, and Pan.

NOES (0)—None.

**SB 616**—Do pass as amended and be ordered to the consent calendar

AYES (7)—Senators Cortese, Dahle, Glazer, Leyva, McGuire, Ochoa Bogh, and Pan.

NOES (0)—None.

**SB 723**—Do pass as amended and re-refer to the Committee on Appropriations

AYES (7)—Senators Cortese, Dahle, Glazer, Leyva, McGuire, Ochoa Bogh, and Pan.

NOES (0)—None.



**SB 770**—Do pass as amended and re-refer to the Committee on Appropriations

AYES (7)—Senators Cortese, Dahle, Glazer, Leyva, McGuire, Ochoa Bogh, and Pan.

NOES (0)—None.

**SB 802**—Do pass as amended

AYES (7)—Senators Cortese, Dahle, Glazer, Leyva, McGuire, Ochoa Bogh, and Pan.

NOES (0)—None.

Date of Hearing: 4/28/2021

Leyva, Chair

#### Committee on Health

**SB 106**—Do pass as amended and re-refer to the Committee on Appropriations

AYES (11)—Senators Eggman, Gonzalez, Grove, Hurtado, Leyva, Limón, Melendez, Pan, Roth, Rubio, and Wiener.

NOES (0)—None.

**SB 256**—Do pass and re-refer to the Committee on Appropriations

AYES (11)—Senators Eggman, Gonzalez, Grove, Hurtado, Leyva, Limón, Melendez, Pan, Roth, Rubio, and Wiener.

NOES (0)—None.

**SB 279**—Do pass and re-refer to the Committee on Appropriations

AYES (11)—Senators Eggman, Gonzalez, Grove, Hurtado, Leyva, Limón, Melendez, Pan, Roth, Rubio, and Wiener.

NOES (0)—None.

**SB 336**—Do pass as amended and re-refer to the Committee on Appropriations

AYES (11)—Senators Eggman, Gonzalez, Grove, Hurtado, Leyva, Limón, Melendez, Pan, Roth, Rubio, and Wiener.

NOES (0)—None.

**SB 395**—Do pass as amended and re-refer to the Committee on Appropriations

AYES (8)—Senators Eggman, Gonzalez, Leyva, Limón, Pan, Roth, Rubio, and Wiener.

NOES (2)—Senators Grove and Melendez.

**SB 492**—Do pass and re-refer to the Committee on Appropriations

AYES (11)—Senators Eggman, Gonzalez, Grove, Hurtado, Leyva, Limón, Melendez, Pan, Roth, Rubio, and Wiener.

NOES (0)—None.

**SB 523**—Do pass as amended and re-refer to the Committee on Appropriations

AYES (8)—Senators Eggman, Gonzalez, Leyva, Limón, Pan, Roth, Rubio, and Wiener.

NOES (2)—Senators Grove and Melendez.



**SB 524**—Do pass as amended and re-refer to the Committee on Appropriations

AYES (10)—Senators Eggman, Gonzalez, Grove, Hurtado, Leyva, Limón, Pan, Roth, Rubio, and Wiener.

NOES (0)—None.

**SB 528**—Do pass and re-refer to the Committee on Appropriations with the recommendation: To consent calendar

AYES (11)—Senators Eggman, Gonzalez, Grove, Hurtado, Leyva, Limón, Melendez, Pan, Roth, Rubio, and Wiener.

NOES (0)—None.

**SB 568**—Do pass as amended and re-refer to the Committee on Appropriations

AYES (9)—Senators Eggman, Gonzalez, Hurtado, Leyva, Limón, Pan, Roth, Rubio, and Wiener.

NOES (2)—Senators Grove and Melendez.

**SB 637**—Do pass and re-refer to the Committee on Appropriations

AYES (9)—Senators Eggman, Gonzalez, Hurtado, Leyva, Limón, Pan, Roth, Rubio, and Wiener.

NOES (1)—Senator Melendez.

**SB 642**—Do pass as amended and re-refer to the Committee on Appropriations

AYES (9)—Senators Eggman, Gonzalez, Hurtado, Leyva, Limón, Pan, Roth, Rubio, and Wiener.

NOES (1)—Senator Melendez.

**SB 664**—Do pass and re-refer to the Committee on Appropriations

AYES (10)—Senators Eggman, Gonzalez, Grove, Hurtado, Leyva, Limón, Pan, Roth, Rubio, and Wiener.

NOES (0)—None.

**SB 718**—Do pass as amended and re-refer to the Committee on Appropriations

AYES (11)—Senators Eggman, Gonzalez, Grove, Hurtado, Leyva, Limón, Melendez, Pan, Roth, Rubio, and Wiener.

NOES (0)—None.

Date of Hearing: 4/28/2021

Pan, Chair



**CERTIFICATIONS OF COMMITTEE VOTE**

April 28, 2021

Madam Secretary: Due to COVID-19 risks, I have requested, and have been approved to participate and vote in Senate committee hearings from my district office through remote electronic means today, Wednesday, April 28, 2021.

Pursuant to Senate Rule 56, adopted by Senate Resolution 3 of the 2021–22 Regular Session, I certify that on April 28, 2021, I cast the following votes in the Senate Committee on Health using the video platform provided by the Senate:

SB 106—Aye	SB 336—Aye	SB 395—Aye
SB 492—Aye	SB 523—Aye	SB 524—Aye
SB 528—Aye	SB 637—Aye	SB 642—Aye
SB 664—Aye	SB 718—Aye	SB 256—Aye
SB 279—Aye	SB 568—Aye	

MONIQUE LIMÓN, Senator, 19th District

**SENATE COMMITTEE ROLL CALLS****Committee on Military and Veterans Affairs**

**SB 43**—Do pass as amended and re-refer to the Committee on Appropriations

AYES (7)—Senators Archuleta, Eggman, Grove, Melendez, Newman, Roth, and Umberg.

NOES (0)—None.

**SB 658**—Do pass and re-refer to the Committee on Appropriations

AYES (7)—Senators Archuleta, Eggman, Grove, Melendez, Newman, Roth, and Umberg.

NOES (0)—None.

**SJR 3**—Be adopted and be ordered to the consent calendar

AYES (7)—Senators Archuleta, Eggman, Grove, Melendez, Newman, Roth, and Umberg.

NOES (0)—None.

Date of Hearing: 4/28/2021

Archuleta, Chair



**LEAVES OF ABSENCE**

The following Senator was granted leave of absence for the day on legislative business, waiving per diem: Senator Becker.

The following Senators were granted leaves of absence for the day on personal business: Senators Bates and Dodd.

**ADJOURNMENT**

At 3:30 p.m., the Senate adjourned until 9 a.m., Thursday, April 29, 2021.

MATHEW BURNS, Minute Clerk

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