



STATE CAPITOL
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CHIEF ADMINISTRATIVE OFFICER
 LIA LOPEZ

Assembly
California Legislature
Committee on Rules

JAMES RAMOS
CHAIR

Thursday, February 2, 2023
 8:45 a.m.
 State Capitol, Room 126

CONSENT AGENDA

VICE CHAIR
 WALDRON, MARIE

MEMBERS
 ADDIS, DAWN
 CARRILLO, JUAN
 ESSAYLI, BILL
 FLORA, HEATH
 LOW, EVAN
 ORTEGA, LIZ
 PACHECO, BLANCA
 PAPAN, DIANE
 PELLERIN, GAIL
 RUBIO, BLANCA E.
 VALENCIA, AVELINO

CERVANTES, SABRINA (D-ALT)
 ZBUR, RICK CHAVEZ (D-ALT)
 DIXON, DIANE (R-ALT)

BILL REFERRALS

1. Bill Referrals

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RESOLUTIONS

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| 2. ACR-6 (Muratsuchi) | National School Counseling Week. | Page 5 |
| 3. HR-8 (Petrie-Norris) | Enrolled Agents' Day. | Page 8 |
| 4. HR-11 (Bryan) | The Release Of Eyvin Hernandez. (refer/hear) | Page 11 |
| 5. SCR-9 (Dodd) | Data Privacy Week and Day. | Page 16 |



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BLANCA E. RUBIO
AVELINO VALENCIA

SABRINA CERVANTES (D-ALT.)
RICK CHAVEZ ZBUR (D-ALT.)
DIANE DIXON (R-ALT.)

Memo

To: Rules Committee Members
From: Michael Erke, Bill Referral Consultant
Date: 2/1/2023
Re: Consent Bill Referrals

Since you received your preliminary list of bill referrals, HR 11 has been added to the referral list and the referral recommendation for AB 66 has changed.

REFERRAL OF BILLS TO COMMITTEE

02/02/2023

Pursuant to the Assembly Rules, the following bills were referred to committee:

Assembly Bill No.	Committee:
<u>AB 15</u>	PUB. S.
<u>AB 15</u>	JUD.
<u>AB 24</u>	HEALTH
<u>AB 24</u>	PUB. S.
<u>AB 65</u>	NAT. RES.
<u>AB 65</u>	U. & E.
<u>AB 66</u>	W., P., & W.
<u>AB 69</u>	TRANS.
<u>AB 78</u>	PUB. S.
<u>AB 99</u>	TRANS.
<u>AB 222</u>	JUD.
<u>AB 224</u>	G.O.
<u>AB 232</u>	B. & P.
<u>AB 238</u>	HIGHER ED.
<u>AB 239</u>	AGRI.
<u>AB 239</u>	JUD.
<u>AB 240</u>	AGRI.
<u>AB 240</u>	REV. & TAX.
<u>AB 242</u>	HEALTH
<u>AB 243</u>	JUD.
<u>AB 244</u>	HUM. S.
<u>AB 245</u>	A., E., S., & T.
<u>AB 247</u>	ED.
<u>AB 247</u>	HIGHER ED.
<u>AB 248</u>	HUM. S.
<u>AB 249</u>	E.S. & T.M.
<u>AB 249</u>	ED.
<u>AB 250</u>	TRANS.
<u>AB 251</u>	TRANS.
<u>AB 252</u>	HIGHER ED.
<u>AB 253</u>	PUB. S.
<u>AB 254</u>	HEALTH
<u>AB 254</u>	P. & C.P.
<u>AB 255</u>	HIGHER ED.
<u>AB 256</u>	TRANS.
<u>AB 257</u>	PUB. S.
<u>AB 260</u>	HIGHER ED.
<u>AB 261</u>	G.O.
<u>AB 262</u>	HUM. S.
<u>AB 263</u>	HIGHER ED.
<u>AB 264</u>	HIGHER ED.
<u>AB 268</u>	PUB. S.
<u>AB 269</u>	B. & P.
<u>AB 272</u>	PUB. S.

<u>AB 273</u>	JUD.
<u>AB 274</u>	HUM. S.
<u>AB 275</u>	ED.
<u>AB 276</u>	TRANS.
<u>AB 279</u>	E.S. & T.M.
<u>AB 280</u>	PUB. S.
<u>AB 281</u>	L. GOV.
<u>AB 281</u>	H. & C.D.
<u>AB 282</u>	B. & P.
<u>AB 283</u>	HEALTH
<u>AB 284</u>	H. & C.D.
<u>AB 285</u>	ED.
<u>AB 286</u>	C. & C.
<u>AB 287</u>	NAT. RES.
<u>AB 288</u>	JUD.
<u>AB 289</u>	HEALTH
<u>AB 290</u>	ED.
<u>AB 290</u>	HIGHER ED.
<u>AB 291</u>	REV. & TAX.
<u>AB 292</u>	ELECTIONS
<u>AB 293</u>	W., P., & W.
<u>AB 294</u>	REV. & TAX.
<u>AB 297</u>	NAT. RES.
<u>AB 300</u>	JUD.
<u>AB 301</u>	PUB. S.
<u>AB 302</u>	P. & C.P.
<u>AB 303</u>	PUB. S.
<u>AB 304</u>	PUB. S.
<u>AB 306</u>	J., E.D., & E.
<u>AB 308</u>	W., P., & W.
<u>AB 311</u>	HUM. S.
<u>AB 313</u>	PUB. S.
<u>ACR 8</u>	RLS.
<u>ACR 9</u>	RLS.
<u>HR 11</u>	RLS.
<u>SCR 15</u>	RLS.

Assembly Concurrent Resolution

No. 6

Introduced by Assembly Member Muratsuchi

January 23, 2023

Assembly Concurrent Resolution No. 6—Relative to National School Counseling Week.

LEGISLATIVE COUNSEL’S DIGEST

ACR 6, as introduced, Muratsuchi. National School Counseling Week.

This measure would recognize February 6, 2023, to February 10, 2023, as National School Counseling Week.

Fiscal committee: no.

- 1 WHEREAS, California school counselors are employed in public
2 and private schools to help pupils reach their full potential; and
3 WHEREAS, All children and youth can learn with the
4 appropriate supports, and have the absolute right to an education
5 that meets their needs; and
6 WHEREAS, Children’s mental health and resilience are
7 interconnected with their learning and postsecondary success; and
8 WHEREAS, School counselors provide services and coordinate
9 programs to improve school climate and increase pupils’ feelings
10 of connectedness within the school setting; and
11 WHEREAS, School counselors deliver a range of services to
12 reduce mental health stigma, identify risk factors and warning
13 signs of pupils at risk for mental health and behavioral disorders,
14 and provide counseling services to strengthen pupils’ prospects
15 for school and life success; and

1 WHEREAS, School counselors address trauma caused by racial
2 injustice and are positioned in school settings to promote equity,
3 healing, and support for all pupils; and
4 WHEREAS, School counselors provide high-quality career
5 education programs at all grade levels to promote the link between
6 learning and future career choices, including career technical
7 education; and
8 WHEREAS, School counselors counsel secondary pupils to
9 satisfy the A-G curricular requirements for college admissions and
10 encourage participation in college preparation programs, including,
11 but not limited to, Advancement Via Individual Determination
12 (AVID), Early College, Advanced Placement, and International
13 Baccalaureate programs, by increasing pupils’ awareness of
14 potential careers associated with interests and talents so they may
15 become productive members of society; and
16 WHEREAS, California school counselors support parents,
17 teachers, and other educators to help youth explore their potential
18 and set realistic goals for themselves; and
19 WHEREAS, The citizens of California should recognize the
20 vital role that the over 12,000 school counselors play in the social,
21 emotional, career, and academic development of our children;
22 now, therefore, be it
23 *Resolved by the Assembly of the State of California, the Senate*
24 *thereof concurring*, That the Legislature recognizes February 6,
25 2023, to February 10, 2023, as National School Counseling Week;
26 and be it further
27 *Resolved*, That the Chief Clerk of the Assembly transmit copies
28 of this resolution to the author for appropriate distribution.

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Date of Hearing: February 2, 2023

ASSEMBLY COMMITTEE ON RULES
James Ramos, Chair
ACR 6 (Muratsuchi) – As Introduced January 23, 2023

SUBJECT: National School Counseling Week.

SUMMARY: Recognizes February 6, 2023, to February 10, 2023, as National School Counseling Week. Specifically, **this resolution** makes the following legislative findings:

- 1) School counselors provide services and coordinate programs to improve school climate and increase pupils' feelings of connectedness within the school setting.
- 2) All children and youth can learn with the appropriate supports, and have the absolute right to an education that meets their needs. Children's mental health and resilience are interconnected with their learning and postsecondary success.
- 3) School counselors deliver a range of services to reduce mental health stigma, identify risk factors and warning signs of pupils at risk for mental health and behavioral disorders, and provide counseling services to strengthen pupils' prospects for school and life success.
- 4) School counselors address trauma caused by racial injustice and are positioned in school settings to promote equity, healing, and support for all pupils.
- 5) School counselors provide high-quality career education programs at all grade levels to promote the link between learning and future career choices, including career technical education.
- 6) California school counselors support parents, teachers, and other educators to help youth explore their potential and set realistic goals for themselves.

FISCAL EFFECT: None

REGISTERED SUPPORT / OPPOSITION:

Support

None on file

Opposition

None on file

Analysis Prepared by: Michael Erke / RLS. / (916) 319-2800

AMENDED IN ASSEMBLY JANUARY 26, 2023

CALIFORNIA LEGISLATURE—2023–24 REGULAR SESSION

House Resolution

No. 8

Introduced by Assembly Member Petrie-Norris

January 11, 2023

House Resolution No. 8—Relative to Enrolled Agents’ Day.

1 WHEREAS, The enrolled agent profession was created in 1884
2 ~~at the end of~~ *after* the Civil War to represent citizens before the
3 United States Department of the Treasury. Since that time, it has
4 evolved with the creation of the federal income tax system into
5 what we all are accustomed to today; and

6 WHEREAS, In 1972, a group of enrolled agents formed the
7 founding chapter of an organization dedicated to enrolled agents
8 in the City of Los Angeles. Within one year, it was the largest
9 organization of enrolled agents in the country and was the basis
10 for what would later become the National Association of Enrolled
11 Agents. Five years later, the California Society of Enrolled Agents
12 was formed; and

13 WHEREAS, Enrolled agents have been at the forefront of
14 effective tax administration by working together with both federal
15 and California tax agencies to help taxpayers comply with the tax
16 codes. Enrolled agents assist taxpayers and any type of business
17 entity with the annual compliance filing of their tax return to more
18 complex issues of audit, liens, levy, appeals, and collections.
19 Enrolled agents have been an important asset to both the California
20 taxpayers and to California’s tax agencies; and

21 WHEREAS, Their knowledge, professionalism, and integrity
22 make the enrolled agent “America’s Tax Expert.” Enrolled agents

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1 deserve to be recognized for the efforts they have put forth since
2 ~~1883~~ 1884 in serving the taxpayers of California; now, therefore,
3 be it

4 *Resolved by the Assembly of the State of California, That the*
5 Legislature of the State of California hereby recognizes February
6 15, 2023, as Enrolled Agents’ Day to commemorate the
7 contributions of professional enrolled agents for over 50 years to
8 California taxpayers; and be it further

9 *Resolved, That the Chief Clerk of the Assembly transmit copies*
10 of this resolution to the author for appropriate distribution.

O

Date of Hearing: February 2, 2023

ASSEMBLY COMMITTEE ON RULES
James Ramos, Chair
HR 8 (Petrie-Norris) – As Amended January 26, 2023

SUBJECT: Enrolled Agents’ Day.

SUMMARY: Recognizes February 15, 2023, as Enrolled Agents’ Day to commemorate the contributions of professional enrolled agents for over 50 years to California taxpayers. Specifically, **this resolution** makes the following legislative findings:

- 1) The enrolled agent profession was created in 1884 after the Civil War to represent citizens before the United States Department of the Treasury. Since that time, it has evolved with the creation of the federal income tax system into what we all are accustomed to today.
- 2) In 1972, a group of enrolled agents formed the founding chapter of an organization dedicated to enrolled agents in the City of Los Angeles. Within one year, it was the largest organization of enrolled agents in the country and was the basis for what would later become the National Association of Enrolled Agents. Five years later, the California Society of Enrolled Agents was formed.
- 3) Enrolled agents have been at the forefront of effective tax administration by working together with both federal and California tax agencies to help taxpayers comply with the tax codes. Enrolled agents assist taxpayers and any type of business entity with the annual compliance filing of their tax return to more complex issues of audit, liens, levy, appeals, and collections.
- 4) Enrolled agents have been an important asset to both the California taxpayers and to California’s tax agencies. Their knowledge, professionalism, and integrity make the enrolled agent “America’s Tax Expert.”

FISCAL EFFECT: None

REGISTERED SUPPORT / OPPOSITION:

Support

None on file

Opposition

None on file

Analysis Prepared by: Michael Erke / RLS. / (916) 319-2800

House Resolution

No. 11

Introduced by Assembly Member Bryan

February 1, 2023

House Resolution No. 11—Relative to the release of Eyvin Hernandez.

1 WHEREAS, Eyvin Hernandez was captured by armed and
2 masked men in the vicinity of the Colombia-Venezuela border on
3 March 31, 2022, after he was not able to pay a \$100 bribe the
4 armed men requested, and after his kidnappers learned of his United
5 States citizenship and accused him of being a spy; and

6 WHEREAS, Mr. Hernandez’ kidnappers covered his head with
7 a black hood, put him in the back of a pickup truck, transported
8 him across multiple locations, and eventually transferred him over
9 to the Venezuelan government; and

10 WHEREAS, Mr. Hernandez is currently being held in a
11 maximum security prison, the General Directorate of Military
12 Counterintelligence (DGCIM) in Caracas, Venezuela, where other
13 United States nationals and Venezuelan political prisoners are
14 imprisoned; and

15 WHEREAS, The Venezuelan government has charged Mr.
16 Hernandez with criminal association and conspiracy, which could
17 result in up to 16 years in prison; and

18 WHEREAS, The United Nations’ Office of the High
19 Commissioner for Human Rights states that the judiciary system
20 in Venezuela lacks independence, that justice and safeguarding of
21 individual rights are jeopardized, and that serious human rights
22 violations against opponents of the government have gone
23 unchecked; and

1 WHEREAS, The United States Department of State, on October
2 21, 2022, designated Mr. Hernandez as wrongfully detained, and
3 the Special Presidential Envoy for Hostage Affairs has been
4 assigned Mr. Hernandez’s case; and

5 WHEREAS, Mr. Hernandez has worked for the Los Angeles
6 County Public Defender’s office since 2006, representing the most
7 vulnerable people in the county who are homeless, and living with
8 mental health and substance abuse issues; and

9 WHEREAS, Mr. Hernandez is an active member of the Los
10 Angeles County Public Defender’s Union – Local 148, where he
11 previously served on the board of directors; and

12 WHEREAS, Mr. Hernandez has volunteered his time to advocate
13 for children in the juvenile justice system, was a mentor for the
14 UCLA Law Fellows Program to encourage students from diverse
15 backgrounds to apply to and attend law school, and was a mentor
16 for the Latina Lawyer Bar Association; and

17 WHEREAS, Mr. Hernandez attended El Camino College, the
18 University of California, Los Angeles, where he majored in physics
19 and mathematics, and the UCLA School of Law, where he was
20 associate editor for the Chicanx-Latinx Law Review; and

21 WHEREAS, Mr. Hernandez’s family immigrated to the United
22 States when he was a toddler, fleeing the civil war in El Salvador
23 and seeking a better life; and

24 WHEREAS, Mr. Hernandez is a man of diverse interests and
25 curiosity, which has led him to salsa dancing, boxing, chess, and
26 writing; and

27 WHEREAS, Mr. Hernandez is a man of impeccable character,
28 loved and admired by many who know him for his deep devotion
29 to justice, respect for humanity, willingness to help others, patience,
30 kindness, and intellect; and

31 WHEREAS, Mr. Hernandez has always made himself available
32 to help others, whether they be family, friends, friends of friends,
33 and absolute strangers, and the imprints that Mr. Hernandez has
34 made on the Los Angeles community and the state are many and
35 deeply impactful; and

36 WHEREAS, Mr. Hernandez is a dearly loved son, brother, uncle,
37 friend, colleague, and valued member of the State of California;
38 now, therefore, be it

39 *Resolved by the Assembly of the State of California,* That the
40 Assembly stands in solidarity with Eyvin Hernandez, his friends

1 and family, the Los Angeles community, and the people of the
2 state in advocating for his immediate release; and be it further

3 *Resolved*, That the Assembly calls on President Joseph Biden,
4 Vice President Kamala Harris, National Security Advisor Jacob
5 Sullivan, Secretary of State Antony Blinken, and Special Envoy
6 for Hostage Affairs Roger Carstens, to act with urgency and
7 negotiate for Mr. Hernandez’s release, and protect his well-being;
8 and be it further

9 *Resolved*, That the Assembly calls on the entire California
10 congressional delegation to work toward his release and to speak
11 up for Mr. Hernandez, as appropriate; and be it further

12 *Resolved*, That the Chief Clerk of the Assembly transmit copies
13 of this resolution to the author for appropriate distribution.

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Date of Hearing: February 2, 2023

ASSEMBLY COMMITTEE ON RULES
James Ramos, Chair
HR 11 (Bryan) – As Introduced February 1, 2023

SUBJECT: The release of Eyvin Hernandez.

SUMMARY: Calls on President Joseph Biden, Vice President Kamala Harris, National Security Advisor Jacob Sullivan, Secretary of State Antony Blinken, and Special Envoy for Hostage Affairs Roger Carstens, to act with urgency and negotiate for Mr. Hernandez’s release, and protect his well-being. And, calls on the entire California congressional delegation to work toward his release and to speak up for Mr. Hernandez, as appropriate. Specifically, **this resolution** makes the following legislative findings:

- 1) Eyvin Hernandez was captured by armed and masked men in the vicinity of the Colombia-Venezuela border on March 31, 2022, after he was not able to pay a \$100 bribe the armed men requested, and after his kidnappers learned of his United States citizenship and accused him of being a spy.
- 2) Mr. Hernandez is currently being held in a maximum security prison, the General Directorate of Military Counterintelligence (DGCIM) in Caracas, Venezuela, where other United States nationals and Venezuelan political prisoners are imprisoned.
- 3) The Venezuelan government has charged Mr. Hernandez with criminal association and conspiracy, which could result in up to 16 years in prison. The United States Department of State, on October 21, 2022, designated Mr. Hernandez as wrongfully detained, and the Special Presidential Envoy for Hostage Affairs has been assigned Mr. Hernandez’s case.
- 4) Mr. Hernandez has worked for the Los Angeles County Public Defender’s office since 2006, representing the most vulnerable people in the county who are homeless, and living with mental health and substance abuse issues.
- 5) Mr. Hernandez has volunteered his time to advocate for children in the juvenile justice system, was a mentor for the UCLA Law Fellows Program to encourage students from diverse backgrounds to apply to and attend law school, and was a mentor for the Latina Lawyer Bar Association.
- 6) Mr. Hernandez has always made himself available to help others, whether they be family, friends, friends of friends, and absolute strangers, and the imprints that Mr. Hernandez has made on the Los Angeles community and the state are many and deeply impactful.
- 7) Mr. Hernandez is a dearly loved son, brother, uncle, friend, colleague, and valued member of the State of California. The Assembly stands in solidarity with Eyvin Hernandez, his friends and family, the Los Angeles community, and the people of the state in advocating for his immediate release.

FISCAL EFFECT: None

REGISTERED SUPPORT / OPPOSITION:

Support

None on file

Opposition

None on file

Analysis Prepared by: Michael Erke / RLS. / (916) 319-2800

AMENDED IN SENATE JANUARY 12, 2023

Senate Concurrent Resolution

No. 9

Introduced by Senator Dodd

January 3, 2023

Senate Concurrent Resolution No. 9—Relative to Data Privacy Week.

LEGISLATIVE COUNSEL'S DIGEST

SCR 9, as amended, Dodd. Data Privacy Week and Day.

This measure would designate the week of January ~~24~~, 22, 2023, through January 28, 2023, as Data Privacy Week and January 28, 2023, as Data Privacy Day.

Fiscal committee: no.

1 WHEREAS, The Legislature adopted landmark privacy
2 legislation in 2018, the California Consumer Privacy Act of 2018
3 (CCPA), guaranteeing California consumers key privacy rights
4 such as the right to access, delete, and stop the sale of their personal
5 information; and

6 WHEREAS, In November 2020, over 9,000,000 Californians
7 voted to approve Proposition 24, the California Privacy Rights
8 Act, providing California consumers with the strongest privacy
9 protections in the United States; and

10 WHEREAS, The passage of Proposition 24 created the
11 California Privacy Protection Agency, the country's first regulator
12 with full administrative powers focused on privacy and data
13 protection; and

14 WHEREAS, The California Privacy Protection Agency is tasked
15 with protecting Californians' fundamental privacy rights and
16 promoting public awareness and understanding of these rights,

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SCR 9

— 2 —

1 including the rights of minors with respect to their own
2 information; now, therefore, be it

3 *Resolved by the Senate of the State of California, the Assembly*
4 *thereof concurring*, That the week of January ~~24~~, 22, 2023, through
5 January 28, 2023, is hereby designated as Data Privacy Week; and
6 be it further

7 *Resolved*, That the Legislature designates Saturday, January 28,
8 2023, as Data Privacy Day; and be it further

9 *Resolved*, That the Secretary of the Senate transmit copies of
10 this resolution to the author for appropriate distribution.

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Date of Hearing: February 2, 2023

ASSEMBLY COMMITTEE ON RULES
James Ramos, Chair
SCR 9 (Dodd) – As Amended January 12, 2023

SENATE VOTE: 35-0

SUBJECT: Data Privacy Week and Day.

SUMMARY: Designates the week of January 22, 2023, through January 28, 2023, as Data Privacy Week and January 28, 2023, as Data Privacy Day. Specifically, **this resolution** makes the following legislative findings:

- 1) The Legislature adopted landmark privacy legislation in 2018, the California Consumer Privacy Act of 2018 (CCPA), guaranteeing California consumers key privacy rights such as the right to access, delete, and stop the sale of their personal information.
- 2) In November 2020, over 9,000,000 Californians voted to approve Proposition 24, the California Privacy Rights Act, providing California consumers with the strongest privacy protections in the United States.
- 3) The passage of Proposition 24 created the California Privacy Protection Agency, the country's first regulator with full administrative powers focused on privacy and data protection.
- 4) The California Privacy Protection Agency is tasked with protecting Californians' fundamental privacy rights and promoting public awareness and understanding of these rights, including the rights of minors with respect to their own information.

FISCAL EFFECT: None

REGISTERED SUPPORT / OPPOSITION:

Support

None on file

Opposition

None on file

Analysis Prepared by: Michael Erke / RLS. / (916) 319-2800